

ORDINANCE NO. C-

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONG BEACH MAKING FINDINGS AND DETERMINATIONS REGARDING CONTRACTING FOR WORK USUALLY PERFORMED BY CITY EMPLOYEES AND AUTHORIZING THE CITY MANAGER TO ENTER CONTRACTS WITH AZTECA LANDSCAPE, MIDORI GARDENS AND WM. VANDERGEEST LANDSCAPE CARE, INC. FOR LANDSCAPE MAINTENANCE SERVICES

WHEREAS, the City of Long Beach has many sites located throughout the City which require landscape maintenance services; and

WHEREAS, to achieve cost savings, the City desires to contract for those landscape maintenance services, if those services can be performed by a private contractor as efficiently, effectively and at an estimated lower cost to the City than if the services were performed by employees of the City; and

WHEREAS, at its meeting of November 4, 2003, the City Council authorized the City Manager to advertise for bids pursuant to Specifications PA-00304 and requested the City Attorney to prepare this ordinance if the lowest responsible bids were less than the annual cost of providing those services with City forces; and

WHEREAS, bids were received and the lowest responsible bidders for those services were determined; and

WHEREAS, the City Auditor and the Department of Financial Management have calculated the annual cost to the City if the landscape maintenance services were performed by City employees, the annual cost if performed by the lowest responsible bidders, and the resultant cost savings, based upon the frequency of service required in the Specifications; and

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1 WHEREAS, based on these calculations, the City Council desires to make
2 the findings and determinations required by the City Charter and to authorize contracts for
3 landscape maintenance services;

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5 The City Council of the City of Long Beach ordains as follows:

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7 Section 1. Based on the calculations of the City Auditor and the Department
8 of Financial Management, the annual cost of landscape maintenance services if performed
9 by City employees, the cost of these services if performed by the lowest responsible
10 bidders Azteca Landscape, Midori Gardens, and WM. Vandergeest Landscape Care, Inc.,
11 and the resultant savings are as follows:

12 City Cost	\$7,805,024.00
13 Contract or Cost	\$2,815,487.00
14 Annual Savings	\$5,068,819.00

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16 Sec. 2. The City Council finds and determines that landscape maintenance
17 services can be performed by private contractors as efficiently, effectively and at a lower
18 cost to the City than if the services were performed by employees of the City.

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20 Sec. 3. The City Council has considered all other relevant factors and finds
21 and determines that the performance of custodial services by private contractors will not
22 be detrimental or adverse to the best interests of the citizens of the City.

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24 Sec. 4. The City Manager is authorized to execute a contract with Azteca
25 Landscape in an annual amount not to exceed \$2,207,434.00 which amount is 15% above
26 the base bid of \$1,898,638.00 to allow for "as-needed" or emergency work and includes
27 \$24,000.00 for suggested work, and a contract with WM. Vandergeest Landscape in an
28 annual amount not to exceed \$678,176.00 which amount is 15% above the base bid of

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1 \$568,849.00 to allow for "as-needed" or emergency work and includes \$24,000.00 for
2 supplemental work, and a contract with Midori Gardens in an annual amount not to exceed
3 \$400,200.00 which amount is 15% above the base bid of \$348,000.00 to allow for "as-
4 added" or emergency work, all in accordance with Specifications PA-00304. Each contract
5 shall be for a period of one year. Each contract may be amended to add the services from
6 another contract if one or more parts of that other contract are cancelled and, accordingly,
7 the "not to exceed" amount will be increased to pay for the additional services provided
8 that, for any amendment, the City Auditor and the Department of Financial Management
9 determine that the services can still be performed at a lower cost to the City than if the
10 work were performed by City employees. The contract may, at City's sole option and with
11 each contractor's agreement, be renewed for three (3) separate, consecutive periods of
12 one (1) year each provided that, for each renewal period, the City Auditor and the
13 Department of Financial Management determine that the services continue to be
14 performed at a lower cost to the City than if the work were performed by City employees
15 and that the services have been satisfactorily performed. No subsequent resolutions,
16 ordinances or findings shall be required and the contract may be amended to extend the
17 term based on said determination.

18

19 Sec. 5. The City Clerk shall certify to the passage of this ordinance by the
20 City Council and cause it to be posted in three conspicuous places in the City of Long
21 Beach, and it shall take effect on the thirty-first day after it is approved by the Mayor.

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23 I certify that this ordinance was adopted by the City Council of the City of

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Long Beach at its meeting on _____, 2004, by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

City Clerk

Approved: _____
(Date)

Mayor