

C-8
REVISED

May 24, 2022

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt a Resolution authorizing the City Manager, or designee, to execute a contract, and any necessary documents, with Baum's Castorine Co., Inc., of Rome, NY, for the purchase of Novacool Universal Extinguishing Foam in an amount not to exceed \$200,000. (District 1)

DISCUSSION

City Council approval is requested to enter into a contract with Baum's Castorine Co., Inc. (Baum's), for the purchase of Novacool Universal Extinguishing Foam (UEF) to be used by Long Beach Fire Department's (LBFD) fire boats in the Port of Long Beach (Harbor Department). Novacool UEF firefighting foam is the primary fire extinguishing agent used for Fire Boat 15 "Vigilance" and Fire Boat 20 "Protector," operated by LBFD in the Port of Long Beach.

Baum's is the developer and sole manufacturer of Novacool UEF firefighting foam and does not authorize retailers to sell the product. Novacool UEF firefighting foam is uniquely appropriate for the marine firefighting environment as it does not contain environmentally harmful chemicals, such as perfluoroalkyl substances (PFASs), nonylphenol ethoxylate (NPEs) or glycol ethers.

City Charter Section 1801 requires that contracts for City purchases be awarded to the lowest responsible bidder after a competitive bid process but allows for awards without a competitive bid process when authorized by a Resolution adopted by the City Council.

This matter was reviewed by Deputy City Attorney Arturo D. Sanchez on April 21, 2022, Purchasing Agent Michelle Wilson on April 28, 2022, and by Budget Analysis Officer Greg Sorensen on May 4, 2022.

SUSTAINABILITY

Novacool UEF firefighting foam has been tested for aquatic toxicity and biodegradability and was shown not to cause toxic buildup or pollute groundwater. Novacool exceeds EPA guidelines and provides an environmentally responsible alternative to harsh extinguishers that pollute valuable resources in the environment.

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TIMING CONSIDERATIONS

City Council action to adopt a Resolution and award a contract concurrently is requested on May 24, 2022, to ensure the contract is in place to allow for the timely purchase of Novacool UEF firefighting foam.

FISCAL IMPACT

The total cost of the contract will not exceed \$200,000. The Long Beach Fire Department will pay for the firefighting foam and will transfer the entire cost to the Harbor Department as agreed upon in the Memorandum of Understanding between the Long Beach Fire and Harbor Departments. Sufficient funds for this contract are budgeted in the Harbor Fund Group in the Harbor Department. This recommendation has no staffing impact beyond the normal budgeted scope of duties and is consistent with existing City Council priorities. There is no local job impact associated with this recommendation.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



XAVIER ESPINO
FIRE CHIEF

Attachment: Resolution

APPROVED:



THOMAS B. MODICA
CITY MANAGER

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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH BAUM'S CASTORINE CO., INC. OF ROME, NEW YORK, WITHOUT ADVERTISING FOR BIDS FOR THE FOR THE PURCHASE OF NOVACOO UNIVERSAL EXTINGUISHING FOAM IN AN AMOUNT NOT TO EXCEED \$200,00

WHEREAS, the City desires to purchase Novacool Universal Extinguishing Foam (UEF) to be used by the Long Beach Fire Department's (LBFD) fire boats in the Port of Long Beach; and

WHEREAS, the LBFD operates two fire boats in the Port of Long Beach; and

WHEREAS, the LBFD and Harbor Department require that the fire boats are equipped with firefighting foam that is appropriate for the marine firefighting environment; and

WHEREAS, Novacool UEF firefighting foam is the primary fire extinguishing agent used for Fire Boat 15 "Vigilance" and Fire Boat 20 "Protector" operated by the Long Beach Fire Department in the Port of Long Beach; and

WHEREAS, Novacool UEF firefighting foam is uniquely appropriate for the marine firefighting environment as it does not contain environmentally harmful chemicals; and

WHEREAS, Novacool exceeds EPA guidelines and provides an environmentally responsible alternative to harsh extinguishers that pollute valuable resources in the environment; and

WHEREAS, Baum's Castorine Co., Inc. (Baum's) is the developer and sole

1 manufacturer of Novacool UEF firefighting foam and does not authorize retailers to sell
2 this product; and

3 WHEREAS, as a result, no useful purpose would be served by advertising
4 for bids and to do so would constitute an idle and useless act and an unnecessary
5 expenditure of public funds;

6 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
7 follows:

8 Section 1. The above recitals are true and correct and are incorporated
9 herein.

10 Section 2. The City Manager is hereby authorized to enter a contract and
11 any amendments thereto with Baum's Castorine Co., Inc. for the purchase of Novacool
12 University Extinguishing Foam in an amount not to exceed Two Hundred Thousand
13 Dollars (\$200,000).

14 Section 3. This resolution shall take effect immediately upon its adoption
15 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
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Long Beach, CA 90802-4664

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I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of _____, 2022 by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

Recusal(s): Councilmembers _____

City Clerk