

OFFICE OF THE CITY ATTORNEY  
CHARLES PARKIN, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

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RESOLUTION NO. RES-18-0078

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH ECLIPSE, INC. DBA ELSTER AMERICAN METER COMPANY, LLC, WITHOUT ADVERTISING FOR BIDS, FOR FURNISHING AND DELIVERING GAS METERS AND OTHER SERVICES AND PARTS IN AN ANNUAL AMOUNT NOT TO EXCEED \$115,000 FOR A PERIOD OF TWO YEARS WITH THE OPTION TO RENEW FOR TWO ADDITIONAL ONE-YEAR PERIODS

WHEREAS, the Energy Resources Department ("ER") requires gas meters and related services and parts; and

WHEREAS, historically, ER has installed Elster American natural gas meters for its large commercial and industrial customers in Long Beach and Signal Hill; and

WHEREAS, ER staff is fully trained on the operation, maintenance, and repair of the Elster American natural gas meters and parts which eliminates the need for additional staff training; and

WHEREAS, Eclipse, Inc. ("Eclipse") is the sole manufacturer and distributor of Elster American meters and regulators used for commercial and customers; and

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

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

Section 1. The City Manager is hereby authorized to enter a contract,

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1 without advertising for bids, with Eclipse, Inc. dba Elster American Meter Company, LLC  
2 for the purchase of Elster American meter equipment and other services and parts as may  
3 be required by the City for a period of two (2) years in an annual amount not to exceed  
4 One Hundred Fifteen Thousand Dollars (\$115,000). The parties may, by mutual  
5 agreement, extend the term for two (2) additional periods of one (1) year each. If the sole  
6 source status of Eclipse, Inc. changes, City shall publicly bid instead of extending the  
7 contract.

8 Section 2. This resolution shall take effect immediately upon its adoption  
9 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

10 I hereby certify that the foregoing resolution was adopted by the City Council  
11 of the City of Long Beach at its meeting of June 12, 2018  
12 by the following vote:

13  
14 Ayes: Councilmembers: Gonzalez, Pearce, Price, Supernaw,  
15 Mungo, Andrews, Uranga, Austin,  
16 Richardson.

17  
18 Noes: Councilmembers: None.

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20 Absent: Councilmembers: None.

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25 City Clerk

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