



CITY OF LONG BEACH

C-12

DEPARTMENT OF HEALTH AND HUMAN SERVICES

2525 GRAND AVENUE • LONG BEACH, CALIFORNIA 90815 • (562) 570-4000 • FAX: (562) 570-4049

November 8, 2011

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt the attached Resolution authorizing the City Manager, or designee, to execute a contract with Gen-Probe Sales and Service, Inc., to purchase diagnostic test kits for one year in an amount not to exceed \$250,000, with the option to extend the contract for two additional years at the discretion of the City Manager. (Citywide)

DISCUSSION

The Long Beach Department of Health and Human Services (Health Department), Public Health Laboratory, performs approximately 18,500 Chlamydia tests, 15,000 Gonorrhea tests, and 200 DNA mycobacteria identification tests each year. In addition to the Department's Tuberculosis Clinic, the laboratory provides these tests for the following fee-for-service agencies: St. Mary's Hospital Laboratory, Community Hospital of Long Beach Laboratory, Long Beach Memorial Medical Center's Health Tech Laboratory, Southern Nevada Health District (SNHD), University of California, San Diego (UCSD), University of California, Los Angeles (UCLA), and University of Southern California (USC). The main purpose of Public Health Laboratories is to diagnose communicable diseases in order to support treatment of those infected, thereby reducing the spread of these diseases through the general population. In conjunction with the preventive programs conducted through the various organizations and clinics partnering with the Health Department Public Health Laboratory, the immediate testing and proper diagnosis is critical to infectious disease control because of the ever-increasing mobility of our society.

Gen-Probe is the only company that produces a molecular DNA probe test for the identification of mycobacteria. Additionally, the technology used by Gen-Probe for the Chlamydia and Gonorrhea testing methodology is proprietary and not available from any other manufacturer. Therefore, the attached Resolution is necessary to authorize the City Manager to execute a contract without advertising for bids.

This matter was reviewed by Deputy City Attorney Linda Trang on October 13, 2011 and by Budget Management Officer Victoria Bell on October 18, 2011.

TIMING CONSIDERATIONS

City Council action on this matter is requested on November 8, 2011 to maintain inventory of these diagnostic testing kits, thereby ensuring uninterrupted testing of individuals.

FISCAL IMPACT

The requested yearly expenditure of \$250,000 is offset by the revenue produced by fee-for-service agencies requesting the tests. Sufficient funds for this purchase are budgeted in the Health Fund (SR130) and in the Health Department (HE). There is no impact to the General Fund, and no impact to local jobs associated with the recommended action.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



RONALD R. ARIAS
DIRECTOR
HEALTH AND HUMAN SERVICES

APPROVED:



PATRICK H. WEST
CITY MANAGER

Attachment: Resolution

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH GEN-PROBE SALES & SERVICE, INC., WITHOUT ADVERTISING FOR BIDS, FOR THE PURCHASE OF DIAGNOSTIC TEST KITS FOR ONE YEAR IN AN AMOUNT NOT TO EXCEED \$250,000 WITH THE OPTION TO EXTEND THE CONTRACT FOR TWO ADDITIONAL YEARS

WHEREAS, the City's Department of Health and Human Services performs approximately 18,500 Chlamydia tests, 15,000 gonorrhea tests and 200 DNA mycobacteria identification tests each year; and

WHEREAS, the technology used by Gen-Probe Sales & Service, Inc. for the Chlamydia and Gonorrhea testing methodology is proprietary and not available from another manufacturer; and

WHEREAS, Gen-Probe Sales & Service, Inc. is the only company that produces molecular DNA probe test for the identification of mycobacteria; and

WHEREAS, as a result, no useful purpose would be served by advertising for bids for furnishing and delivering these testing kits and to do so would constitute an idle and useless act and an unnecessary expenditure of public funds because Gen-Probe Sales & Service, Inc. is the only corporation, firm or individual that could or would bid for the furnishing of these testing kits to the City;

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

OFFICE OF THE CITY ATTORNEY
ROBERT E. SHANNON, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 with Gen-Probe Sales & Service, Inc. for the purchase of testing kits for the Department
2 of Health and Human Services as may be required by the City for a period of one year in
3 an amount not to exceed \$250,000 annually without advertising for bids. The parties
4 may, by mutual agreement, extend the term for two additional periods of one year each.
5 If the sole source status of Gen-Probe Sales & Service, Inc. changes, City shall publicly
6 bid instead of extending the contract.

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

9 I hereby certify that the foregoing resolution was adopted by the City
10 Council of the City of Long Beach at its meeting of _____, 20__ by the
11 following vote:

12
13 Ayes: Councilmembers: _____

14 _____

15 _____

16 _____

17 Noes: Councilmembers: _____

18 _____

19 Absent: Councilmembers: _____

20 _____

21 _____

22 _____

23 _____

City Clerk

24 _____

25 _____

26 _____

27 _____

28 _____