

RESOLUTION C- 28497

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AUTHORIZING THE CITY MANAGER TO EXECUTE, ON BEHALF OF SAID CITY, A CONTRACT WITH HAAKER EQUIPMENT COMPANY, WITHOUT ADVERTISING FOR BIDS, FOR FURNISHING REPLACEMENT PARTS FOR ELGIN STREET SWEEPERS FOR ONE YEAR COMMENCING NOVEMBER 1, 2004 FOR THE ESTIMATED SUM OF TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000.00) PLUS AN OPTIONAL FIVE PERCENT (5%), IF NEEDED, WITH OPTIONS TO EXTEND FOR TWO (2) ADDITIONAL ONE-YEAR PERIODS ON THE SAME TERMS AND CONDITIONS IF THE SOLE SOURCE STATUS OF HAAKER EQUIPMENT COMPANY REMAINS THE SAME, WITH INCREASES IN THE EXTENSION PERIODS, IF NEEDED, BY UP TO FIVE PERCENT (5%) OF THE PREVIOUS YEAR'S EXPENDITURES

WHEREAS, City now operates a number of Elgin street sweepers manufactured by Elgin Street Sweeper Company; and

WHEREAS, in the maintenance of said sweepers, City will need replacement parts for the repair of said street sweepers; and

WHEREAS, Haaker Equipment Company is the sole distributor for replacement parts for the repair of Elgin street sweepers in the Long Beach area; and

WHEREAS, no useful purpose would be served by advertising for bids for furnishing and delivering replacement parts for said Elgin street sweepers and to do so

1 would constitute an idle and useless act and an unnecessary expenditure of public
2 funds in that Haaker Equipment Company is the only corporation, firm or individual that
3 could or would bid for the furnishing of said replacement parts to the City;

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

6 Section 1. That the City Manager is hereby authorized to enter a contract
7 with Haaker Equipment Company for the purchase of replacement parts for the repair
8 of Elgin street sweepers as may be required by the City for the period commencing
9 November 1, 2004 and ending October 31, 2005 in a sum not to exceed Two Hundred
10 Fifty Thousand Dollars (\$250,000.00) without advertising for bids. The first year's
11 expenditures may be increased by five percent (5%), if needed. The parties may
12 extend the term for two (2) additional periods of one year each, on the same terms and
13 conditions with increases, if needed, up to five percent (5%) of the previous year's
14 expenditures. However, if Haaker Equipment Company's sole source status changes,
15 City shall publicly bid instead of extending the term.

16 Sec. 2. Because no useful purpose would be served by requiring a
17 faithful performance bond, the City Council has determined pursuant to the authority
18 vested in it that Haaker Equipment Company shall not be required to furnish any faithful
19 performance bond in connection with the execution of the contract.

20 Sec. 3. This resolution shall take effect immediately upon its adoption by
21 the City Council, and the City Clerk shall certify the vote adopting this resolution.

22 I hereby certify that the foregoing resolution was adopted by the City
23 Council of the City of Long Beach at its meeting of December 21, 2004, by

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Absent: Councilmembers: None.


City Clerk