

CITY OF LONG BEACH

C-7

DEPARTMENT OF PUBLIC WORKS



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November 3, 2015

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt a Resolution authorizing the City Manager to execute a contract with American Technologies, Inc., of Orange, CA, for emergency remediation services for water damage at City Hall, without advertising bids, in an amount not to exceed \$165,498. (District 2)

DISCUSSION

On June 25, 2015, City Hall sustained water damage from a major leak from an HVAC cooling tower on the rooftop, which resulted in water damage to the 14th, 13th, 12th and 11th floors. Typical damage included wet carpeting, files, desks, cubicle partitions, and ceiling tiles. American Technologies, Inc. (ATI), was called out by the City Safety Office for emergency response, which included extraction of water, drying and replacing ceiling tiles. The majority of the clean-up was completed in five days. The amount due to ATI for this event is \$100,578.

Subsequently, on September 7, 2015, water intrusion was discovered from a broken pipe behind a drinking fountain, which resulted in water damage to floors 8 through 3. The damage consisted of wet carpeting, desks, personal items and saturated work documents. As a result, the City Safety Office, again, called out ATI to remediate the damage, which included similar measures, but also included replacing partial areas of walls in the stairwells, behind the fountain leak. The amount due to ATI for this event is \$64,920.

Due to the emergency nature of the services needed, a competitive bid was not performed. 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 the bid process if accompanied by a Resolution of the City Council and adopted by an affirmative vote of five members of the City Council.

This matter was reviewed by Deputy City Attorney Amy Webber on October 6, 2015, and by Budget Management Officer Victoria Bell on October 13, 2015.

TIMING CONSIDERATIONS

City Council action to adopt the attached Resolution and execute a contract concurrently is requested on November 3, 2015 so ATI can be paid for emergency services already rendered.

FISCAL IMPACT

Contract costs will not exceed \$165,498. The total project cost is estimated at \$181,627 and includes this contract, materials and labor. Sufficient funds to support the project are budgeted in the Civic Center Fund (IS 380) in the Public Works Department (PW). There is no local job impact associated with this recommendation.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

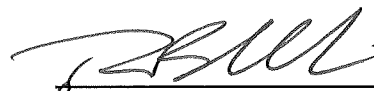


ARA MALOYAN, PE
DIRECTOR OF PUBLIC WORKS

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Attachment: Resolution

APPROVED:



PATRICK H. WEST
CITY MANAGER

1 RESOLUTION NO.
2

3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH AUTHORIZING THE CITY
5 MANAGER TO EXECUTE A CONTRACT WITH AMERICAN
6 TECHNOLOGIES, INC., WITHOUT ADVERTISING FOR
7 BIDS, FOR EMERGENCY REMEDIATION SERVICES FOR
8 WATER DAMAGE AT CITY HALL, IN THE AMOUNT OF
9 \$165,498
10

11 WHEREAS, the Charter of the City of Long Beach, Section 1801, permits
12 the City Manager to enter into a contract on behalf of the City, in writing or otherwise,
13 without advertising for bids, for services, supplies, materials, equipment or labor for
14 actual emergency work when authorized by resolution; and

15 WHEREAS, on June 25, 2015, City Hall sustained water damage from a
16 major leak from an HVAC cooling tower on the rooftop, which resulted in water damage
17 to the 14th, 13th, 12th and 11th floors; and

18 WHEREAS, on September 7, 2015, City Hall sustained water damage from
19 water intrusion that was discovered from a broken pipe behind a water fountain, which
20 resulted in water damage to floors 8 through 3; and

21 WHEREAS, American Technologies, Inc. was contacted by the City Safety
22 Office to contain and remediate the damage for both emergencies; and

23 WHEREAS, due to the emergency nature of the services needed, a
24 competitive bid was not performed since it would have resulted in significant delay in
25 completing the emergency work and would likely have resulted in higher total costs;

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

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

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

1 with American Technologies, Inc. without advertising for bids to provide emergency
2 remediation services for water damage at City Hall in an amount not to exceed One
3 Hundred Sixty-Five Thousand Four Hundred Ninety-Eight Dollars (\$165,498).

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

6 I hereby certify that the foregoing resolution was adopted by the City
7 Council of the City of Long Beach at its meeting of _____, 2015
8 by the following vote:

9
10 Ayes: Councilmembers: _____
11 _____
12 _____
13 _____

14 Noes: Councilmembers: _____
15 _____

16 Absent: Councilmembers: _____
17 _____

18
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20 _____
City Clerk

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