

RESOLUTION NO. RES-21-0148

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH ENGINEERED MECHANICAL SERVICES INC., WITHOUT ADVERTISING FOR BIDS, FOR RENTAL AND MAINTENANCE OF A TEMPORARY HVAC CHILLER, IN AN ANNUAL AMOUNT NOT TO EXCEED \$150,000 FOR A PERIOD OF TWO YEARS WITH THE OPTION TO RENEW FOR THREE ADDITIONAL ONE-YEAR PERIODS

WHEREAS, Long Beach Energy Resources requires a temporary replacement for their inoperable heating, ventilation, and air conditioning ("HVAC") chiller for their existing HVAC system; and

WHEREAS, Energy Resources needs the replacement HVAC chiller temporarily while a new building project for the facility is being developed; and

WHEREAS, Engineered Mechanical Services Inc. ("EMSI") installed the current chiller and is the only vendor able to do the work on their own HVAC system and parts; and

WHEREAS, using EMSI for the temporary replacement HVAC chiller will ensure continuity of work and minimize any disruptions at Energy Resources; and

WHEREAS, EMSI is the sole supplier that could provide a replacement chiller for Energy Resources HVAC system, therefore, 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:

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4664

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Section 1. The City Manager is hereby authorized to enter a contract, and any necessary amendments, without advertising for bids, with Engineered Mechanical Services Inc. for rental and maintenance of a temporary HVAC chiller in an annual amount not to exceed One Hundred Fifty Thousand Dollars (\$150,000) for a period of two (2) years. The contract may be extended for three (3) additional one-year periods, at the discretion of the City Manager. If the sole source status of Engineered Mechanical Services Inc. changes, City shall publicly bid instead of extending the contract.

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

I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of December 7, 2021 by the following vote:

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|-------------|-----------------|---|
| Ayes: | Councilmembers: | <u>Zendejas, Allen, Price, Supernaw, Mungo,</u> <u>Saro, Uranga, Austin, Richardson.</u> |
| Noes: | Councilmembers: | <u>None.</u> |
| Absent: | Councilmembers: | <u>None.</u> |
| Recusal(s): | Councilmembers: | <u>None.</u> |



City Clerk