

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

RESOLUTION NO. RES-13-0021

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3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH AUTHORIZING THE CITY
5 MANAGER TO EXECUTE A CONTRACT WITH MCNEILUS
6 TRUCK AND MANUFACTURING, INC., WITHOUT
7 ADVERTISING FOR BIDS, FOR THE PURCHASE OF
8 REFUSE TRUCK CAB PARTS FOR A PERIOD OF TWO
9 YEARS, WITH AN OPTION TO RENEW FOR TWO
10 ADDITIONAL ONE-YEAR PERIODS, IN AN ANNUAL
11 AMOUNT NOT TO EXCEED \$275,000

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13 WHEREAS, the City currently operates eighty-two (82) diesel and LNG-
14 fueled refuse trucks; and

15 WHEREAS, the City will need replacement parts for the repair and
16 maintenance of these refuse trucks; and

17 WHEREAS, McNeilus Truck and Manufacturing, Inc. is the sole provider of
18 McNeilus factory manufactured parts, which the City needs to maintain its McNeilus
19 refuse trucks; and

20 WHEREAS, McNeilus Truck and Manufacturing, Inc. is the only distribution
21 center in southern California and does not utilize independent distributors; and

22 WHEREAS, as a result, no useful purpose would be served by advertising
23 for bids and to do so would constitute an idle and useless act and an unnecessary
24 expenditure of public funds because McNeilus Truck and Manufacturing, Inc. is the only
25 corporation, firm or individual that could or would bid for the furnishing of these parts to
26 the City;

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

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Section 1. The City Manager is hereby authorized to enter a contract with McNeilus Truck and Manufacturing, Inc. without advertising for bids for the purchase of refuse truck cab parts for the McNeilus refuse trucks as may be required by the City for a period of two (2) years in an amount not to exceed \$275,000, annually, including tax. The parties may, by mutual agreement, extend the term for two (2) additional periods of one (1) year each at the same annual amount. If the sole source status of McNeilus Truck and Manufacturing, Inc. changes, City shall publicly bid instead of extending the agreement.


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 February 19, 2013 by the following vote:

Ayes: Councilmembers: Lowenthal, DeLong, O'Donnell, Schipske,
Andrews, Johnson, Austin, Garcia.

Noes: Councilmembers: None.

Absent: Councilmembers: Neal.



City Clerk