

C-18

May 2, 2023

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt a Resolution authorizing the City Manager, or designee, to execute a contract, and any necessary documents including any necessary subsequent amendments, with Ray Gaskin Service, of Fontana, CA, for the purchase of New Way and Perkins Manufacturing refuse truck parts and repair services, in an annual amount of \$550,000, and authorize a 10 percent contingency of \$55,000, for a total annual amount not to exceed \$605,000, for a period of two years, with the option to renew for three additional one-year periods, at the discretion of the City Manager; and,

Increase appropriations in the Fleet Services Fund Group in the Financial Management Department by \$302,500, offset by funds available generated by the revenue received through the Fleet Memorandum of Understanding (MOU).
(Citywide)

DISCUSSION

City Council approval is requested to enter into a contract with Ray Gaskin Services for the purchase of parts and service for maintenance of City of Long Beach (City) refuse trucks. Ray Gaskin Service is the sole authorized distributor and service center for New Way and Perkins Manufacturing truck parts and service in California.

There are 84 refuse trucks currently in service in the City fleet. Of these refuse trucks, 72 have either New Way or Perkins' truck bodies, with 16 New Way refuse trucks currently on order. The increased proportion of New Way refuse trucks requires additional replacement parts and repair services. In addition, 20 refuse trucks are in their seventh and final year of service, and it is anticipated that additional maintenance and service will be required.

The previous contract was authorized by the City Council in July 2018, for New Way, Perkins, and Wayne brand refuse parts and repair services, in an annual amount not to exceed \$302,500, with the option to renew for three additional one-year periods. In December 2020, the City Council authorized an increase to the annual contract amount not to exceed \$605,000. The amount requested with this action mirrors the previous contract amount. Additional appropriation is required for budget to match the proposed contract spending authority.

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 a competitive bid process if accompanied by a Resolution adopted by the City Council.

The Fleet Services Bureau obtained sole source documentation letters from New Way and Perkins Manufacturing Company.

This matter was reviewed by Deputy City Attorney Anita Lakhani and Revenue Management Officer Geraldine Alejo on April 13, 2023, and by Purchasing Agent Michelle Wilson on March 29, 2023.

SUSTAINABILITY

Maintenance of vehicles and equipment, including replacement of worn parts, ensures the refuse trucks operate at peak efficiency, reducing downtime and the use of older, less fuel-efficient trucks.

TIMING CONSIDERATIONS

City Council action to adopt a Resolution and award a contract concurrently is requested on May 2, 2023, to ensure a new contract is in place expeditiously.

LEVINE ACT

This item is subject to the Levine Act. The Mayor, Councilmembers, and Commissioners who have received a contribution of more than \$250 within 12 months prior from a party, participant, or their representatives involved in this proceeding may do either of the following: (1) disclose the contribution on the record and recuse themselves from this proceeding; OR (2) return the portion of the contribution that exceeds \$250 within 30 days from the time the elected official knew or should have known about the contribution and participate in the proceeding.

All parties, participants, and their representatives must disclose on the record of this proceeding any contribution of more than \$250 made to the Mayor or any Councilmembers within 12 months prior to the date of the proceeding. The Mayor, Councilmembers, and Commissioners are prohibited from accepting, soliciting, or directing a contribution of more than \$250 from a party, participant, or their representatives during a proceeding and for 12 months following the date a final decision is rendered.

FISCAL IMPACT

The total annual contract amount will not exceed \$605,000, including a 10 percent contingency, and will be paid for by the Fleet Services Fund Group in the Financial Management Department. Of this amount, an appropriation increase of \$302,500 is requested in the Fleet Services Fund Group in the Financial Management Department,

offset by funds available generated by revenues received from user departments. Parts and repair costs for refuse trucks are charged to user departments in the Refuse and Recycling Fund Group in the Public Works Department and are collected as part of the Fleet Services MOU billing process. This recommendation has no staffing impact beyond the normal budgeted scope of duties and is consistent with existing City Council priorities. There is no local job impact associated with this recommendation.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



KEVIN RIPER
DIRECTOR
FINANCIAL MANAGEMENT

APPROVED:



THOMAS B. MODICA
CITY MANAGER

LEVINE ACT DISCLOSURE STATEMENT

California Government Code Section 84308, commonly referred to as the "Levine Act," prohibits any Long Beach City Councilmember, the Mayor, and Commissioner ("City Officer") from participating in any action related to a proceeding if they receive any political contributions totaling more than \$250 within the previous twelve months, while a proceeding is pending, and for 12 months following the date a final decision in a proceeding concerning a license, permit, entitlement, franchise or, contract (collectively "license, permit, or contract") has been made, from the person or company awarded the said license or contract. The Levine Act also requires a City Officer that has received such a contribution to disclose the contribution on the record of the proceeding.

City Officers are listed at the following sites:

- The Mayor and Councilmembers - <https://www.longbeach.gov/officials/>
- Harbor Commissioners - <https://polb.com/commission>
- Water Commissioners - <https://lbwater.org/about-us/current-water-commissioners/>
- Planning Commissioners - <https://www.longbeach.gov/mayor/action/commissions/>
- Parks and Recreation Commissioners - <https://www.longbeach.gov/mayor/action/commissions/>
- Board of Examiners, Appeals, and Condemnation - <https://www.longbeach.gov/mayor/action/commissions/>
- Cultural Heritage Commission - <https://www.longbeach.gov/mayor/action/commissions/>
- Long Beach Community Investment Company - <https://www.longbeach.gov/lbds/hn/lbcic/>

Proposers are responsible for accessing these links to review the names prior to answering the following questions.

1. Have you or your company, or any agent on behalf of you or your company, made any political contributions of more than \$250 to any City Officer in the 12 months preceding the date of the submission of your proposals or the anticipated date of any City Council, Board, or Commission action related to this license, permit, or contract?

YES

NO

If yes, please identify the City Officer(s):

2. Do you or your company, or any agency on behalf of you or your company, anticipate or plan to make any political contribution of more than \$250 to any City Officer in the 12 months following any City Council, Board, or Commission action related to this license, permit, or contract?

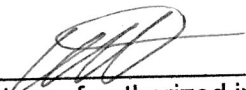
YES

NO

If yes, please identify the City Officer(s):

Answering yes to either of the two questions above does not preclude the City of Long Beach from awarding a license, permit, or contract to your firm or any taking any subsequent action related to the said license, permit, or contract. It does, however, preclude the identified City Officers from participating in any actions related to this license, permit, or contract.

4-17-23
Date


Signature of authorized individual

WILLIAM McINISH
Type or write name of authorized individual

RAY CASKIN SERVICE
Type or write name of company

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 AND ANY
6 AMENDMENTS THERETO WITH RAY GASKIN SERVICE,
7 OF FONTANA, CA, AN AUTHORIZED DISTRIBUTOR FOR
8 NEW WAY TRUCKS, AND PERKINS MANUFACTURING
9 REFUSE EQUIPMENT, WITHOUT ADVERTISING FOR
10 BIDS FOR THE PURCHASE OF NEW WAY AND PERKINS
11 MANUFACTURING REFUSE TRUCK PARTS AND REPAIR
12 SERVICES IN AN ANNUAL AMOUNT OF \$550,000, AND
13 AUTHORIZE A 10 PERCENT CONTINGENCY, FOR A
14 TOTAL AMOUNT NOT TO EXCEED \$605,000, FOR A
15 PERIOD OF TWO YEARS, WITH THE OPTION TO RENEW
16 FOR THREE ADDITIONAL ONE-YEAR PERIODS
17

18 WHEREAS, the City of Long Beach fleet has a total of eighty-four (84)
19 refuse trucks currently in service; and

20 WHEREAS, of these trucks, seventy-two (72) have either New Way or
21 Perkins' truck bodies, with sixteen (16) New Way refuse trucks currently on order,
22 another twenty (20) are in their seventh and final year of service; and

23 WHEREAS, the City of Long Beach (City) desires to enter into a contract
24 with Ray Gaskin Services for the purchase of parts and service for maintenance of City
25 refuse trucks; and

26 WHEREAS, Ray Gaskin is the sole authorized distributor and service
27 center for New Way and Perkins Manufacturing refuse truck parts and service in the state
28 of California; and

1 WHEREAS, as a result, no useful purpose would be served by advertising
2 for bids and to do so would constitute an idle and useless act and an unnecessary
3 expenditure of public funds;

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

6 Section 1. The above recitals are true and correct and are incorporated
7 herein.

8 Section 2. The City Manager is hereby authorized to enter a contract and
9 any amendments thereto with Ray Gaskin Service for the New Way and Perkins brand
10 refuse truck parts and repair services in an annual amount not to exceed Five Hundred
11 Fifty Thousand Dollars (\$550,000), and authorize a ten (10) percent contingency of Fifty
12 Five Thousand Dollars (\$55,000), for a total annual amount not to exceed Six Hundred
13 Five Thousand Dollars (\$605,000), for a period of two years, with the option to renew for
14 three additional one-year periods, at the discretion of the City Manager.

15 ///
16 ///
17 ///
18 ///
19 ///
20 ///
21 ///
22 ///
23 ///
24 ///
25 ///
26 ///
27 ///
28 ///

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

Section 3. 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 _____, 2023, by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

Recusal(s) Councilmembers: _____

City Clerk