

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

RESOLUTION NO. RES-15-0092

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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH ELSTER AMERICAN METER COMPANY, LLC, WITHOUT ADVERTISING FOR BIDS, FOR FURNISHING AND DELIVERING GAS METERS AND OTHER SERVICES AND PARTS FOR A PERIOD OF TWO YEARS IN AN ANNUAL AMOUNT NOT TO EXCEED \$150,000 WITH THE OPTION TO RENEW FOR ONE ADDITIONAL ONE-YEAR PERIOD

WHEREAS, the Long Beach Gas & Oil Department ("LBGO") requires meters and related equipment in conjunction with the Advanced Metering Infrastructure Project, which includes the installation and/or retrofit of approximately 150,000 gas meters; and

WHEREAS, LBGO currently uses flow regulators and meters manufactured by Elster American Meter Company, LLC ("Elster"); and

WHEREAS, Elster is the sole manufacturer and distributor of proprietary meters and regulators used for commercial customers; and

WHEREAS, no useful purpose would be served by advertising for bids for Elster flow regulators and meters 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:

Section 1. The City Manager is hereby authorized to enter a contract, without advertising for bids, with Elster American Meter Company, LLC for the purchase of flow regulators and meters and other services and parts as may be required by the City for a period of two (2) years in an annual amount not to exceed One Hundred Fifty Thousand

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1 Dollars (\$150,000). The parties may, by mutual agreement, extend the term for one (1)
2 additional period of one (1) year. If the sole source status of Elster American Meter
3 Company, LLC changes, City shall publicly bid instead of extending the contract.

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 Council
7 of the City of Long Beach at its meeting of July 21, 2015
8 by the following vote:

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10 Ayes: Councilmembers: Gonzalez, Price, Supernaw, Mungo,
11 Andrews, Uranga, Austin, Richardson,
12 Lowenthal.

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14 Noes: Councilmembers: None.
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16 Absent: Councilmembers: None.
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20 _____
21 City Clerk

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