

## **C-12**

January 5, 2021

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

### RECOMMENDATION:

Adopt a Resolution authorizing the City Manager, or designee, to execute an agreement, and all necessary documents including any amendments, with Downtown Long Beach Alliance, of Long Beach, CA, for enhanced services on First Street between Pacific Avenue and Long Beach Boulevard, and trash receptacles throughout the Downtown area, for a two-year term from January 1, 2021 through December 31, 2022, in an annual amount of \$243,400 for calendar year 2021, and \$252,000 for calendar year 2022. (Districts 1, 2)

### DISCUSSION

City Council approval is requested to enter into an agreement with Downtown Long Beach Alliance (DLBA), for enhanced services on First Street between Pacific Avenue and Long Beach Boulevard, and trash receptacles throughout the Downtown area.

In 1998, the City Council established the Downtown Long Beach Property and Business Improvement District (DLBPBID) for an initial period of five years, and subsequently extended the DLBPBID for two ten-year periods, with the current term in effect through 2022. Under the approved Management Plan, DLBA is obligated to carry out certain upkeep operations in the Downtown area.

Since 2013, DLBA has provided additional and enhanced services in the First Street Transit Mall over and above those listed in the DLBPBID Management Plan and annual report and is reimbursed with Proposition A and Refuse/Recycling Funds. These additional services have been exceptionally useful in maintaining a clean and safe Downtown area. This action will align the term of the requested agreement with the expiration and possible renewal of the DLBPBID.

On April 14, 2020, a Memorandum of Understanding (MOU) with the DLBA was authorized for enhanced services on First Street between Pacific Avenue and Long Beach Boulevard, and trash receptacles throughout the Downtown area. The current authorization for the MOU expires on December 31, 2020. This action will align the term of the agreement with the expiration.

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 of the City Council. The DLBA has been providing service in the designated area for the DLBPBID pursuant to the terms of the Management Plan. The additional maintenance service contemplated is interconnected to the services provided

and expands on the upkeep operations the DLBA is already undertaking under the Management Plan. This allows for a consistent maintenance approach of the Downtown area. Bidding this additional work would not be expected to result in costs savings to City and would, if awarded to a different vendor, require additional staff efforts to coordinate between multiple providers.

This matter was reviewed by Deputy City Attorney Erin Weesner-McKinley and Business Service Bureau Manager Tara Yeats on December 3, 2020 and by Budget Analysis Officer Julissa José-Murray on November 28, 2020.

TIMING CONSIDERATIONS

City Council Action is requested on January 5, 2021, to allow for uninterrupted continuation of services.

FISCAL IMPACT

This recommendation will continue the DLBA services through December 31, 2022 and authorize \$243,000 in expenditures for 2021 and \$252,000 for 2022 in the General Capital Projects Fund Group in the Public Works Department. This agreement is offset by Proposition A transportation funds of \$177,400 for 2021 and \$186,000 in 2022 and \$66,000 annually from the Refuse/Recycling Fund Group in the Public Works Department. These amounts are appropriated in FY 21. 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,



ERIC LOPEZ  
DIRECTOR OF PUBLIC WORKS

APPROVED:



THOMAS B. MODICA  
CITY MANAGER

Attachment - Resolution

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

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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT, AND ANY AMENDMENTS THERETO, WITH DOWNTOWN LONG BEACH ALLIANCE, WITHOUT ADVERTISING FOR BIDS, FOR ENHANCED SERVICES ON 1ST STREET BETWEEN PACIFIC AVENUE AND LONG BEACH BOULEVARD, AND TRASH RECEPTACLES THROUGHOUT THE DOWNTOWN AREA, FOR A PERIOD OF TWO YEARS

WHEREAS, in 1998, the City Council established the Downtown Long Beach Property and Business Improvement District ("DLBPBID"); and

WHEREAS, under the DLBPBID approved Management Plan, the Downtown Long Beach Alliance ("DLBA") is named to carry out certain upkeep operations in the downtown area; and

WHEREAS, since 2013, the DLBA has provided additional and enhanced services in the 1st Street Transit Mall (1st Street between Pacific Avenue and Long Beach Boulevard) over and above those listed in the DLBPBID Management Plan and annual report and is reimbursed with Proposition A and Refuse/Recycling Funds; and

WHEREAS, DLBA has been providing service in the designated area for the DLBPBID pursuant to the terms of the Management Plan and the additional maintenance service contemplated is interconnected to the services provided and expands on the upkeep operations the DLBA is already undertaking under the management plan. This allows for a consistent maintenance approach of the downtown area. Bidding this additional work would not be expected to result in costs savings to City and would, if awarded to a different vendor, require additional staff efforts to coordinate

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1 between multiple providers; and

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

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

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

9 Section 2. The City Manager is hereby authorized to execute all  
10 documents, and any amendments thereto, with Downtown Long Beach Alliance for  
11 enhanced services on 1st Street between Pacific Avenue and Long Beach Boulevard, in  
12 an amount not to exceed Two Hundred Forty-Three Thousand Four Hundred Dollars  
13 (\$243,400) for the period of January 1, 2021 through December 31, 2021 and Two  
14 Hundred Fifty Two Thousand Dollars (\$252,000) for the period of January 1, 2022  
15 through December 31, 2022.

16 Section 3. This resolution shall take effect immediately upon its adoption  
17 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

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I hereby certify that the foregoing resolution was adopted by the City  
Council of the City of Long Beach at its meeting of \_\_\_\_\_, 2020  
by the following vote:

Ayes: Councilmembers: \_\_\_\_\_

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\_\_\_\_\_

Noes: Councilmembers: \_\_\_\_\_

\_\_\_\_\_

Absent: Councilmembers: \_\_\_\_\_

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Recusal(s): Councilmembers: \_\_\_\_\_

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\_\_\_\_\_  
City Clerk