

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

RESOLUTION NO. RES-10-0091

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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 AND ANY
6 AMENDMENTS THERETO WITH BRÜEL & KJAER EMS
7 INC. WITHOUT ADVERTISING FOR BIDS FOR THE
8 MAINTENANCE, UPGRADE AND SUPPORT OF THE
9 LONG BEACH AIRPORT NOISE AND OPERATIONS
10 MONITORING SYSTEM (ANOMS) IN AN AMOUNT NOT
11 TO EXCEED \$813,000

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13 WHEREAS, for the past several years Brüel & Kjaer EMS Inc. ("Brüel"),
14 formerly known as Lochard Corporation, has operated the ANOMS system at Long
15 Beach Airport in order to enforce the City's Noise Compatibility Ordinance ("Noise
16 Ordinance"); and

17 WHEREAS, the current contract under which Brüel operates the ANOMS
18 system expires later this year; and

19 WHEREAS, the ANOMS system needs to be maintained, upgraded and
20 supported; and

21 WHEREAS, Brüel is the only company capable of providing technical
22 support and services needed for maintaining, upgrading and supporting the ANOMS
23 system; and

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

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

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

Section 2. The City Manager is hereby authorized to enter a contract and any amendments thereto with Brüel for the maintenance, upgrade and support of the Long Beach ANOMS System is an amount not to exceed \$813,000.

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 August 10, 2010 by the following vote:

Ayes: Councilmembers: Garcia, Lowenthal, DeLong, Schipske,
Andrews, Johnson, Gabelich, Neal.

Noes: Councilmembers: None.

Absent: Councilmembers: O'Donnell.



City Clerk