

ORDINANCE NO. ORD-05-0019

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONG BEACH MAKING FINDINGS AND DETERMINATIONS REGARDING CONTRACTING FOR WORK USUALLY PERFORMED BY CITY EMPLOYEES AND AUTHORIZING THE CITY MANAGER TO ENTER CONTRACTS WITH AZTECA LANDSCAPE AND MIDORI GARDENS FOR LANDSCAPE MAINTENANCE SERVICES

WHEREAS, the City of Long Beach has many sites located throughout the City which require landscape maintenance services; and

WHEREAS, to achieve cost savings, the City desires to contract for those landscape maintenance services, if those services can be performed by a private contractor as efficiently, effectively and at an estimated lower cost to the City than if the services were performed by employees of the City; and

WHEREAS, bids were received and the lowest responsible bidders for those services were determined; and

WHEREAS, the City Auditor and the Department of Financial Management have calculated the annual cost to the City if the landscape maintenance services were performed by City employees, the annual cost if performed by the lowest responsible bidders, and the resultant cost savings, based upon the frequency of service required in the Specifications; and

WHEREAS, based on these calculations, the City Council desires to make the findings and determinations required by the City Charter and to authorize contracts for landscape maintenance services;

The City Council of the City of Long Beach ordains as follows:

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1 Section 1. Based on the calculations of the City Auditor and the Department  
2 of Financial Management, the annual cost of landscape maintenance services if performed  
3 by City employees, the cost of these services if performed by the lowest responsible  
4 bidders Azteca Landscape and Midori Gardens and the resultant savings are as follows:

5	City Cost	\$2,422,376.00
6	Contractor Cost	\$ 686,598.00
7	Annual Savings	\$1,735,778.00

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9 Sec. 2. The City Council finds and determines that landscape maintenance  
10 services can be performed by private contractors as efficiently, effectively and at a lower  
11 cost to the City than if the services were performed by employees of the City.

12  
13 Sec. 3. The City Council has considered all other relevant factors and finds  
14 and determines that the performance of custodial services by private contractors will not  
15 be detrimental or adverse to the best interests of the citizens of the City.

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17 Sec. 4. The City Manager is authorized to execute a contract with Azteca  
18 Landscape in an annual amount not to exceed \$210,063.00 which amount is 15% above  
19 the base bid of \$182,663 to allow for "as-needed" or emergency work and a contract with  
20 Midori Gardens in an annual amount not to exceed \$579,525.00 which amount is 15%  
21 above the base bid of \$504,004 to allow for "as-added" or emergency work, all in  
22 accordance with Specifications PA-02105. Each contract shall be for a period of one year.  
23 The contract of Azteca Landscape may be amended to add the services from Midori  
24 Gardens and the contract of Midori Gardens may be amended to add the services from  
25 Azteca Landscape if one or more parts of either contract are cancelled and, accordingly,  
26 the "not to exceed" amount will be increased to pay for the additional services provided  
27 that, for any amendment, the City Auditor and the Department of Financial Management  
28 determine that the services can still be performed at a lower cost to the City than if the

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1 work were performed by City employees. The contract may, at City's sole option and with  
2 each contractor's agreement, be renewed for three (3) separate, consecutive periods of  
3 one (1) year each provided that, for each renewal period, the City Auditor and the  
4 Department of Financial Management determine that the services continue to be  
5 performed at a lower cost to the City than if the work were performed by City employees  
6 and that the services have been satisfactorily performed. No subsequent resolutions,  
7 ordinances or findings shall be required and the contracts may be amended to extend the  
8 term based on said determination.

9  
10 Sec. 5. The City Clerk shall certify to the passage of this ordinance by the  
11 City Council and cause it to be posted in three conspicuous places in the City of Long  
12 Beach, and it shall take effect on the thirty-first day after it is approved by the Mayor.

13 Long Beach at its meeting on July 19, 2005, by the following vote:

14 Ayes: Councilmembers: Colonna, Richardson, Reyes Uranga,  
15 Gabelich, Kell.

16  
17  
18 Noes: Councilmembers: None.

19  
20 Absent: Councilmembers: Lowenthal, Baker, O'Donnell,  
21 Lerch.

22  
23  
24 Approved: 7-21-05  
(Date)

Lay Haven  
City Clerk

Dennis Merrill  
Mayor