



January 5, 2016

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

**RECOMMENDATION:**

Adopt a Resolution authorizing the City Manager to execute a contract with Tri-Pacific Supply, Inc., of Rocklin, CA, for furnishing and delivering Philpott inline gas filters and associated parts, without advertising for bids, in an annual amount not to exceed \$150,000, for a period of two years, with the option to renew for one additional one-year period, at the discretion of the City Manager. (Citywide)

**DISCUSSION**

City Council approval is requested to enter into a contract with Tri-Pacific Supply, Inc. (Tri-Pacific), to furnish and deliver Philpott inline gas filters and associated parts to facilitate supplemental materials and supplies for Long Beach Gas and Oil's (LBGO) Advanced Metering Infrastructure (AMI) project. The AMI project was authorized by the City Council on June 10, 2014. The implementation of AMI includes the installation and/or retrofit of approximately 150,000 gas meters throughout the cities of Long Beach and Signal Hill. The requested contract is to purchase the required replacement filters associated with the meter exchanges.

Tri-Pacific is the sole contracted manufacturer of the Philpott product line and is the only distributor of its products in California. Therefore, City Council action is requested to adopt a Resolution for a sole source purchase.

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.

This matter was reviewed by Deputy City Attorney Richard Anthony on December 17, 2015 and by Budget Management Officer Victoria Bell on December 18, 2015.

TIMING CONSIDERATIONS

City Council action is requested on January 5, 2016, to ensure the contract is in place expeditiously in order to prevent any delay in the AMI project implementation.

FISCAL IMPACT

The annual contract cost will not exceed \$150,000, and is budgeted in the Gas Fund (EF 301) in the Long Beach Gas and Oil Department (GO). There is no local job impact associated with this recommendation.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



EDWARD FARRELL  
ACTING DIRECTOR OF LONG BEACH GAS AND OIL



JOHN GROSS  
DIRECTOR OF FINANCIAL MANAGEMENT

JG:EF:rmw

Attachment

APPROVED:

  
PATRICK H. WEST  
CITY MANAGER

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

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 WITH TRI-  
6 PACIFIC SUPPLY, INC., WITHOUT ADVERTISING FOR  
7 BIDS, FOR FURNISHING AND DELIVERING PHILPOTT  
8 INLINE GAS FILTERS AND ASSOCIATED PARTS IN AN  
9 ANNUAL AMOUNT NOT TO EXCEED \$150,000 FOR A  
10 PERIOD OF TWO YEARS WITH THE OPTION TO RENEW  
11 FOR ONE ADDITIONAL ONE-YEAR PERIOD  
12

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

17 WHEREAS, LBGO requires replacement Philpott inline gas filters associated  
18 with the meter exchanges for the AMI Project; and

19 WHEREAS, Tri-Pacific Supply, Inc. is the sole manufacturer and distributor  
20 of the Philpott product line and is the only distributor of its products for the State of  
21 California; and

22 WHEREAS, no useful purpose would be served by advertising for bids for  
23 Philpott inline gas filters and to do so would constitute an idle and useless act and an  
24 unnecessary expenditure of public funds;

25 NOW, THEREFORE, the City Council of the City of Long Beach resolves as  
26 follows:

27 Section 1. The City Manager is hereby authorized to enter a contract,  
28 without advertising for bids, with Tri-Pacific Supply, Inc. for the purchase of Philpott inline

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

1 gas filters and associated parts as may be required by the City for a period of two (2) years  
2 in an annual amount not to exceed One Hundred Fifty Thousand Dollars (\$150,000). The  
3 parties may, by mutual agreement, extend the term for one (1) additional one (1) year  
4 period. If the sole source status of Tri-Pacific Supply, Inc. changes, City shall publicly bid  
5 instead of extending the contract.

6 Section 2. This resolution shall take effect immediately upon its adoption  
7 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

8 I hereby certify that the foregoing resolution was adopted by the City Council  
9 of the City of Long Beach at its meeting of \_\_\_\_\_, 20\_\_  
10 by the following vote:

11  
12 Ayes: Councilmembers: \_\_\_\_\_

13 \_\_\_\_\_

14 \_\_\_\_\_

15 \_\_\_\_\_

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

17 \_\_\_\_\_

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

19 \_\_\_\_\_

20 \_\_\_\_\_

21 \_\_\_\_\_

22 \_\_\_\_\_

City Clerk

23 \_\_\_\_\_

24 \_\_\_\_\_

25 \_\_\_\_\_

26 \_\_\_\_\_

27 \_\_\_\_\_

28 \_\_\_\_\_