



REPORT TO COUNCIL

City of Sacramento

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INFORMATION

February 2, 2010

**Honorable Mayor and
Members of the City Council**

Title: Report Back: Department of General Services Emergency Contracts

Location/Council District: Citywide

Recommendation: Receive and file

Contact: Cynthia Kranc, Facilities Manager, 808-2258

Presenters: Not applicable

Department: General Services

Division: Facilities & Real Property Management

Organization No: 13001521

Description/Analysis

Issue: This report provides information to the City Council about emergency contracts issued by the Department of General Services under City Manager authority as required by Sacramento City Code Chapter 3.60.070. This report includes emergency contracts issued from October 1, 2009 through December 31, 2009. One emergency contract was issued during this period. Specific information on this contract is included in Attachment 2.

Policy Considerations: This action is consistent with Sacramento City Code Chapter 3.60.070, and the City Auditor's recommendation contained in the internal audit report on the bidding and contract process examination of the Department of General Services dated April 25, 2006 to notify City Council of any emergency contracts.

Commission/Committee Action: Not applicable

Environmental Considerations:

California Environmental Quality Act (CEQA): The Environmental Services Manager has determined that the report back regarding emergency contracts is exempt from the requirements of the California Environmental Quality Act (CEQA), pursuant to Section 15061(b)(3) of the CEQA guidelines. Exemption 15061(b)(3) consists of an activity covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

Sustainability Considerations: Not applicable

Rationale for Recommendation: It was discovered during inclement weather that additional scope of work was needed prior to opening of the North Natomas Library which included applying sealer on the entire south elevation of the building as well as the face of the parapet. It was urgent that the work be completed as soon as possible as inclement weather was approaching, causing a higher chance of moisture damage due to water intrusion. Moisture would have caused mold and mildew, which would have possibly delayed the January 9, 2010 opening of the North Natomas Library.

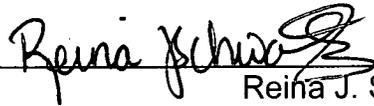
Three contractors were invited to participate in a bid walk-through on October 26, 2009. The invited contractors were Sunset Painting, Valley Painting, and River City Painting. For various reasons, none of the three contractors were able to provide the necessary services within the City's timeframe.

E-Z Painting was recommended by the product supplier and was contracted to waterproof the North Natomas Library.

Financial Considerations: Funding for emergency contracts is provided from department operating budgets or capital improvement projects (CIP). The emergency contract issued from October 1, 2009 through December 31, 2009, was funded by the North Natomas Library CIP.

Emerging Small Business Development (ESBD): The emergency contract identified in this report was not issued to an ESBD certified company.

Respectfully Submitted by: 
Cynthia Kranc
Facilities Manager

Approved by: 
Reina J. Schwartz
Director, Department of General Services

Recommendation Approved:


Ray Kerridge
City Manager

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Attachment 1

BACKGROUND INFORMATION

On April 25, 2006, the City Auditor recommended in the internal audit report on the bidding and contract process examination of the Department of General Services that the department report emergency contracts to City Council, as required by Sacramento City Code Chapter 3.60. It is the intention of the Department to comply with that recommendation by reporting to City Council on emergency contracts issued under City Manager authority as soon as possible after the end of each quarter of the fiscal year.

According to City Code 3.60.070, the City Manager is authorized to negotiate and contract for public projects without advertising for bids when public interest and necessity demand immediate action, repair or replacement to safeguard life, health, or property, to permit the continued conduct of city operations or services, or to mitigate further damage.

This report covers emergency contracts let by the Department of General Services under City Manager authority from October 1, 2009 through December 31, 2009. Specific information about the emergency contract is included in Attachment 2.

Attachment 2

**Department of General Services
Emergency Contract under City Manager Authority
October 1, 2009 – December 31, 2009**

Date Approved	Contract No.	Contractor	Project Description	Funding		ESBD
				\$	Source	
11/24/09	WO No. 584198	E-Z Paint	North Natomas Library Painting	5,900	North Natomas Library CIP	No