



## Proposed Charter Amendments

Section 1009 (Public Works)  
Sections 1010 and 1011  
(General Purchasing)

July 22, 2014



### Summary:

- Consideration of Placement on November 4, 2014 Ballot Changes to City Charter Provisions on Procurement
- If approved, staff will return on August 5<sup>th</sup> with all required ballot documents, and an appropriation request to fund the ballot item.

## Purposes:

- Replace outdated procurement practice *details* with good procurement practice *principals*.
- More efficient and flexible system (consistent with LEAN principles)
- Still retain necessary and appropriate checks and balances

## Process:

- “Charter Project” origins
- Concept Presented to Charter Review Commission in April, 2013
- Commission Directed Staff to Come Back with Language
- Discussions Regarding Options and Language at Multiple Meetings
- Introduction of General Purchasing Language “Clean Up” Later in Process
- April 23, 2014 Vote to Tender Both Proposals to City Council for consideration.

## Specific Proposals:

- Public Works, Section 1009
  1. Clarification that “public works” provisions do not apply to routine maintenance
  2. Conversion of Purchasing “details” to “principles”
    - a. City Council approval of “major” and “special” contracts
    - b. Competitive bid processes required, with “formal bids” on “major” contracts
    - c. Awards to lowest “responsive” and “responsible” bidder
    - d. Other
  3. Exceptions: Allowed, but only as part of City-wide program, approved by 4/5ths vote, with finding re: overall best interest of City

## General Purchasing Provisions, Sections 1010 and 1011

1. Clarification that Sections only apply to “non-public works”
2. Expanded definitions to add “leasing” and other types of acquisition
3. Deletion of language that contemplated “local preference” policies, but in such limited circumstances, acted as a prohibition.
4. Exceptions to “competitive bidding”: Allowed, but only as part of City-wide program, approved by 4/5ths vote, with finding re: overall best interest of City.

## Next Steps:

- Questions/Comments
- If Council Approves, Staff will bring back “ballot version” of proposals, and other required documents for Council Consideration on August 5<sup>th</sup>
- Appropriation Request (estimated at \$47,000) to fund ballot costs will also be presented at the August 5<sup>th</sup> meeting.