

Ordinance Fact Sheet

TO: CITY COUNCIL

DATE: May 3, 2004

FROM: CITY ATTORNEY

SUBJECT: AN ORDINANCE OF THE CITY OF PASADENA AMENDING CHAPTER 4.08 OF THE PASADENA MUNICIPAL CODE, THE COMPETITIVE BIDDING AND PURCHASING ORDINANCE, INCREASING THE AMOUNT AT WHICH EMERGENCY PURCHASES ARE TO BE REPORTED TO THE CITY COUNCIL FROM \$25,000 TO \$75,000.

TITLE OF PROPOSED ORDINANCE:

AN ORDINANCE OF THE CITY OF PASADENA AMENDING CHAPTER 4.08 OF THE PASADENA MUNICIPAL CODE, THE COMPETITIVE BIDDING AND PURCHASING ORDINANCE, INCREASING THE AMOUNT AT WHICH EMERGENCY PURCHASES ARE TO BE REPORTED TO THE CITY COUNCIL FROM \$25,000 TO \$75,000.

BACKGROUND:

At its regular meeting of April 19, 2004, the City Council received an agenda report on emergency repair of a sinkhole in Arroyo Boulevard at Stanton Street and emergency sewer repairs at San Pascual Street and Greenwood Avenue for an amount of \$50,000. A report of the expenditure was required by the Pasadena Municipal Code. In order to become more efficient and save time and money in future emergency situations, the report recommended that the City Council raise the amount at which emergency purchases are to be reported to the City Council from \$25,000 to \$75,000. Increasing the reporting threshold to \$75,000 also makes Section 4.08.150 consistent with Section 4.08.025, which authorizes the City Manager to approve all contracts less than \$75,000.

Accordingly, the City Council directed the City Attorney's Office to prepare this ordinance amendment to increase the emergency purchase limits from \$25,000 to \$75,000.

PURPOSE OF ORDINANCE:

The purpose of this proposed ordinance is to amend the City's Competitive Bidding and Purchasing Ordinance to increase the emergency purchase limits from \$25,000 to \$75,000.

MEETING OF 05/03/2004

AGENDA ITEM NO. 11.A.1.

REASON WHY LEGISLATION IS NEEDED:

The Pasadena Municipal Code may only be amended by ordinance.

ENVIRONMENTAL IMPACT:

The proposed ordinance is exempt from the California Environmental Quality Act (CEQA) under the General Rule that CEQA applies only to activities which may have a significant effect on the environment (Section 15061(b)(3)).


FISCAL and SERVICE IMPLICATIONS:

It is anticipated that revising PMC 54.08.150 will save staff time in the future as well as provide greater consistency within the Municipal Code.

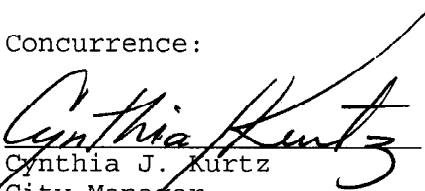
Respectfully submitted,


Michele Beal Bagneris
City Attorney

Prepared by: 4/2/04


Nicholas George Rodriguez
Assistant City Attorney

Concurrence:


Cynthia J. Kurtz
City Manager

Introduced by Councilmember

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PASADENA AMENDING CHAPTER 4.08 OF THE PASADENA MUNICIPAL CODE, THE COMPETITIVE BIDDING AND PURCHASING ORDINANCE, INCREASING THE AMOUNT AT WHICH EMERGENCY PURCHASES ARE TO BE REPORTED TO THE CITY COUNCIL FROM \$25,000 TO \$75,000.

The People of the City of Pasadena ordain as follows:

SECTION 1. Section 4.08.150 of the Pasadena Municipal Code is hereby amended to read as follows:

“4.08.150 Emergency purchases.

In case of actual emergency which requires immediate purchase of material or services, the director of finance or his authorized representative with the approval of the city manager may secure without competitive bidding, at the lowest obtainable price, any material or services regardless of the amount of the expenditure. A full report of the circumstances of any such emergency purchase shall be filed with the city manager, and, where the expenditure exceeds ~~\$25,000~~ \$75,000, with the city council.”

SECTION 2. The City Clerk shall certify the adoption of this ordinance and shall cause this ordinance to be published in full text.

SECTION 3. This ordinance shall take effect upon publication.

Signed and approved this _____ day of _____, 2004.

Bill Bogaard
Mayor of the City of Pasadena

I HEREBY CERTIFY that the foregoing ordinance was adopted by the City Council of the City of Pasadena at its meeting regular held the ____ day of _____, 2004 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Date Published:

JANE L. RODRIGUEZ, CMC
CITY CLERK

APPROVED AS TO FORM:



4/25/04

Nicholas George Rodriguez
Assistant City Attorney