

Agenda Report

TO: CITY COUNCIL

DATE: November 18, 2002

FROM: CITY MANAGER

SUBJECT: DIRECT THE CITY ATTORNEY TO PREPARE AN AMENDMENT TO THE COMPETITIVE BIDDING AND PURCHASING ORDINANCE, P.M.C. CHAPTER 4.08, TO ELIMINATE CONFLICT WITH FEDERAL CONTRACTING GUIDELINES FOR FEDERALLY FUNDED PROJECTS

RECOMMENDATION:

It is recommended that the City Council direct the City Attorney to prepare an amendment to the Competitive Bidding and Purchasing Ordinance, P.M.C. Chapter 4.08, to eliminate conflict with federal contracting guidelines for federally funded projects.

BACKGROUND:

In October 2000, the United States Congress passed transportation bill H.R. 5394 that funded transportation projects throughout the nation. The bill earmarked a total of \$46 million for surface transportation improvements to mitigate traffic congestion in the SR 710 Corridor resulting from the freeway gap. These funds are to be shared by the cities of Pasadena, South Pasadena, and Los Angeles (El Sereno), with a total allocation to Pasadena of \$24.5 million.

The first project to be undertaken by the City with the use of these federal funds is the construction of the Raymond Avenue to SR 110 connector project. The City has embarked on a Competitive Selection process to hire a professional services firm to assist in the project by preparing various reports and studies required by CalTrans.

Section 4.08.048 of the Competitive Bidding and Purchasing Ordinance, specifies that local businesses shall receive a 5% preference when undertaking a Competitive Selection process. And, section 4.08.035 requires contractors to recruit Pasadena residents initially and to give them preference, if all other factors are equal, for any new positions that result from the performance of the contract and are performed in the City.

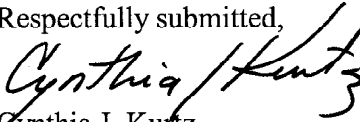
The City has been advised through CalTrans, that the federal regulations that govern the use of funds from H. R. 5394 prohibit the use of local preferences such as those contained in the Competitive Bidding and Purchasing Ordinance.

As it is in the best interests of the City to secure federal funding for this and any future projects, it is recommended that the Competitive Bidding and Purchasing Ordinance be modified in such a way as to eliminate the conflict with federal contracting guidelines for federally funded projects.

FISCAL IMPACT:


Approval of the staff recommendation will help ensure the City's ability to secure funds provided by the federal government for 710 mitigation.

Respectfully submitted,



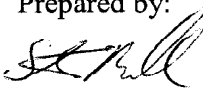
Cynthia J. Kurtz
City Manager

Approved by:



Jay M. Goldstone
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Prepared by:



Steve Mermell
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