



ORDINANCE NO. 97-08

AN ORDINANCE PROVIDING FOR AN EXPEDITED METHOD OF ACQUIRING SUPPLIES AND SERVICES.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF BETHEL:

Section 1 - Classification. This ordinance is permanent in nature and shall become a part of the Bethel Municipal Code.

Section 2. Amendment of Chapter. Chapter 4.20 of the Bethel Municipal Code is amended by adding a new section 4.20.195 reading:

4.20.196 Expedited procedures.

A. Upon a determination by the Manager and concurrence by the council by motion or by resolution that the conditions set out in subsection (B) exist and that the expedited procedures for the acquisition of supplies or services under this section should be used, the purchasing agent may acquire the supplies or services under the procedures of this section.

B. After reviewing relevant matters, and upon a determination that

1. unusual circumstances exist with respect to the availability, need, or cost of needed supplies or services, and

2. that the supplies or services required by the city are available within a period of time or at a price that would be unavailable to the city if the supplies or services were acquired through the procurement procedures otherwise applicable under this chapter, the manager shall set out in a memorandum the unusual conditions and the special opportunity that exists. The manager shall provide the memorandum to the city council at the next regular or special meeting of the council and request council concurrence to make the procurement under the provisions of this section. Provided, the manager may proceed directly with the procurement if the estimated cost of the procurement is less than \$10,000 and in such case shall immediately notify the council of such procurement and provide the council with a copy of the memorandum justifying the procurement under this section.

C. When procuring services or supplies under this section the purchasing agent shall, when possible and reasonable in the judgment of the purchasing agent, orally or in writing, solicit oral or written proposals from a reasonable number of persons known or believed by the purchasing agent to be able to provide the services or supplies. If the

Introduced by: City Manager Weaver
Date: May 29, 1997
Public Hearing Date: June 10, 1997
Action: Failed to be Adopted
Vote: 1-Yes (Phillips), 6-No

purchasing agent determines that soliciting proposals would be unavailing, the purchasing agent may proceed to negotiate the procurement from the person able to meet the requirements of the city. When council concurrence is required, the solicitation may begin upon the manager's determination under subsection B, but the contract for procurement under this section may not be executed until the council has given its concurrence

D. The procurement of services or supplies under this section does not waive or supersede budget and appropriations requirements that apply to procurements.

Section 3. Effective Date. This ordinance becomes effective immediately upon adoption by the council and may be applied to any procurement that was initiated after May 29, 1997 if the procedures followed are consistent with the standards and procedures adopted by this ordinance; provided, the contract for such a procurement may not be awarded or executed until council concurrence has been given.

PASSED AND APPROVED THIS 10TH DAY OF JUNE, 1997.

CITY OF BETHEL

Agnes L. Phillips, Mayor

ATTEST:

L. J. Tanner, City Clerk