By: Public Works Introduced: 04/13/09 Public Hearing: 04/27/09 Adopted: 04/27/09

#### CITY OF WASILLA ORDINANCE SERIAL NO. 09-35

# AN ORDINANCE OF THE WASILLA CITY COUNCIL AMENDING WMC 5.08.100.B.6, COMPETITIVE SEALED BIDDING REQUIRED; EXCEPTIONS.

Section 1. Classification. This ordinance is of a general and permanent nature and shall become part of the city code.

**Section 2. Amendment of subsection.** WMC 5.08.100.B, is amended to read as follows:

B. In addition to awarding contracts by competitive sealed bidding, the city may award a contract:

1. By competitive sealed proposals under the procedure in Section 5.08.120,

where authorized by that section;

2. By limited competition under the procedure in Section 5.08.130, where authorized by that section;

3. To a sole source supplier as authorized by Section 5.08.140;

4. Under an expedited procurement procedure in the event of an emergency,

as authorized by Section 5.08.150;

5. Under the procedure prescribed by the source of funding for the contract;

6. For professional services without competition in an amount not to exceed

fifty [TEN] thousand dollars (\$50,000[10,000.00]);

7. Under which the city is obligated to pay no more than five thousand dollars

(\$5,000.00), without competition;

Bold and underline added. [CAPS AND BRACKETS, DELETED.]

8. To a vendor under the terms of a contract awarded to that vendor under a competitive bidding procedure by the government of the United States, the state of Alaska or another state, or an agency, instrumentality or political subdivision of them.

**Section 3.** Effective date. This ordinance shall take effect upon adoption by the Wasilla City Council.

ADOPTED by the Wasilla City Council on April 27, 2009.

VERNE E. RUPRIGHT, Mayor

[SEAL]

ATTEST:

KRISTIE SMITHERS, MMC, City Clerk

VOTE: Cox, Hall, Harris, Holler, Larson, and Woodruff in favor.

Bold and underline added. [CAPS AND BRACKETS, DELETED.]



## CITY OF WASILLA LEGISLATION STAFF REPORT

# RE: ORDINANCE SERIAL NO. 09-35

### AN ORDINANCE OF THE WASILLA CITY COUNCIL AMENDING WMC 13.05.100 COMPETITIVE SEALED BIDDING REQUIRED, EXCEPTIONS.

Agenda of: April 13, 2009 Introduction Originator: Public Works Director Date: March 27, 2009

Police Chief       Youth Court, Dispatch, Code Compliance         Culture and Recreation Services Director       Library, Museum, Sports Complex         X       Public Works Director         Facility Maintenance, Utility, Roads & Airport       3/27/09         X       Chief Financial Officer         Finance, Risk Management, Purchasing & MIS       3/27/09         X       Deputy Administrator         Planning, Economic Development,       May Hold         Human Resources       May Hold         X       City Clerk         EVIEWED BY MAYOR VERNE E. RUPRIGHT:       May Hold         ISCAL IMPACT:       yes or in no         Funds Available       yes in no	Route to:	Department	Signature/Date
Culture and Recreation Services Director         Library, Museum, Sports Complex         X       Public Works Director         Facility Maintenance, Utility, Roads & Airport         X       Chief Financial Officer         Finance, Risk Management, Purchasing & MIS         X       Deputy Administrator         Planning, Economic Development,         Human Resources         X       City Clerk         EVIEWED BY MAYOR VERNE E. RUPRIGHT:         ISCAL IMPACT:       yes or in no		Police Chief	
Library, Museum, Sports Complex         X       Public Works Director         Facility Maintenance, Utility, Roads & Airport         X       Chief Financial Officer         Finance, Risk Management, Purchasing & MIS         X       Deputy Administrator         Planning, Economic Development,         Human Resources         X       City Clerk         EVIEWED BY MAYOR VERNE E. RUPRIGHT:         SCAL IMPACT:       yes or 🖾 no    Funds Available is yes in no		Youth Court, Dispatch, Code Compliance	
X       Public Works Director         Facility Maintenance, Utility, Roads & Airport       3/27/09         X       Chief Financial Officer         Finance, Risk Management, Purchasing & MIS       0/0/4/6/0         X       Deputy Administrator         Planning, Economic Development,       0/0/4/6/0         X       City Clerk         EVIEWED BY MAYOR VERNE E. RUPRIGHT:       0/0/		Culture and Recreation Services Director	
Facility Maintenance, Utility, Roads & Airport       Setting         X       Chief Financial Officer         Finance, Risk Management, Purchasing & MIS       Finance, Risk Management, Purchasing & MIS         X       Deputy Administrator         Planning, Economic Development,       Management, Purchasing & MIS         X       Deputy Administrator         Planning, Economic Development,       Management, Purchasing & MIS         X       City Clerk         EVIEWED BY MAYOR VERNE E. RUPRIGHT:       Management, Purchasing & MIS         SCAL IMPACT:       yes or intervention         Yes       No		Library, Museum, Sports Complex	
X       Chief Financial Officer         Finance, Risk Management, Purchasing & MIS       Deputy Administrator         X       Deputy Administrator         Planning, Economic Development,       Manuful delta         Human Resources       Manuful delta         X       City Clerk         EVIEWED BY MAYOR VERNE E. RUPRIGHT:       Image: Constraint delta         SCAL IMPACT:       yes or ⊠ no    Funds Available □ yes □ no	X	Public Works Director	2/22/06
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Human Resources     Mand Yol       X     City Clerk     City Clerk       EVIEWED BY MAYOR VERNE E. RUPRIGHT:     Imple:     Imple:       SCAL IMPACT:     yes or imple:     Imple:	Х		A) ····································
X     City Clerk       EVIEWED BY MAYOR VERNE E. RUPRIGHT:     Implication       SCAL IMPACT:     yes     yes         SCAL IMPACT:     yes     yes			Dag VII-A
EVIEWED BY MAYOR VERNE E. RUPRIGHT:		Human Resources	Manof Yol
SCAL IMPACT:  yes or  no Funds Available  yes  no	Х	City Clerk	An ites
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**SUMMARY STATEMENT:** This ordinance amends the 2006 amendment that established a threshold for formal competition of hiring professional services like attorneys, engineers, and other services that are professional in nature. Prior to 2006, there was no dollar limit on when the City was required to issue a Request For Proposal (RFP) for professional services. In 2006, this was amended to a \$10,000 limit. The administration believes this is a burden to the City and the private sector to always have an RFP for small professional service contracts. Consultants and businesses can easily spend \$5,000 in preparing a proposal for services in addition to City time and effort in preparing and responding to proposals. The result of this ordinance would be to use the Mayor's authority to award contracts up to \$30,000 for professional services without a requirement to initiate a RFP in all cases. The ordinance does not change the City's right to use an RFP for professional service contracts valued less than \$50,000 when it is in the best interest of the City.

**RECOMMENDED ACTION:** To adopt Ordinance Serial No. 09-35 that amends the WMC 5.08.100 to adjust the competition threshold for professional services from \$10,000 to \$50,000.