

ORDINANCE No. 149059

An Ordinance amending Section 5.44.010 of the Code of the City of Portland to provide that the Commissioner in charge of a bureau having supervision of a contract and the City Auditor are authorized to execute contracts on behalf of the city unless otherwise provided, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

- (1) That Section 5.44.010 of the Code of the City of Portland (Revenue and Finance) presently specifies that the Mayor and Commissioner having supervision of the performance of a contract are authorized to execute such contract on behalf of the city, and where the Mayor is in charge of the bureau concerning that such contracts be signed by the Mayor and Auditor;
- (2) That for all practical purposes the Mayor is now required to sign all city contracts which consumes large amounts of time;
- (3) That it is desirable to amend the present code provision to provide that the Commissioner in charge of the bureau having supervision of the performance of the contract and the City Auditor sign contracts on behalf of the city;

NOW, THEREFORE, the Council directs:

- (a) That Section 5.44.010 (Revenue and Finance) of the Code of the City of Portland is hereby amended to read as follows:

5.44.010 Execution of contracts. The commissioner in charge of the bureau having supervision of the performance of the contract and the auditor are hereby authorized to execute on behalf of the city all contracts entered into by the city unless otherwise provided by law. In the absence of such contrary provisions, no contract shall become effective until signed by the commissioner in charge of the bureau having supervision of the performance of the contract and the auditor. Where an ordinance authorizes the execution of a contract by a commissioner who was in charge of the department or bureau concerned at the time of introduction or passage of the ordinance, but who is no longer in such charge at the time of execution of the contract, the contract shall be executed by the commissioner in charge of the department or bureau concerned and the auditor at the time of such execution.

Section 2. The Council declares:

In order that amendment of the city code relating to signing of contracts may be effective without undue delay, therefore, an emergency exists and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, JAN 30 1980

Mayor McCready, and
Commissioner Lindberg
January 15, 1980
RLHurtig/fg


Mayor of the City of Portland

Attest:


Auditor of the City of Portland

Calendar No. ³³²~~232~~

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Title

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JAN 23 1980

CONTINUED TO JAN 30 1980

JAN 30 1980

Filed JAN 18 1980

GEORGE YERKOVICH
 Auditor of the CITY OF PORTLAND

By *George Crall*
 Deputy

| THE COMMISSIONERS VOTED AS FOLLOWS: | | |
|-------------------------------------|------|------|
| | Yeas | Nays |
| Ivancie | 1 | |
| Jordan | 1 | |
| Lindberg | 1 | |
| Schwab | 1 | |
| McCready | 1 | |

| FOUR-FIFTHS CALENDAR | |
|----------------------|--|
| Ivancie | |
| Jordan | |
| Lindberg | |
| Schwab | |
| McCready | |

INTRODUCED BY
 Mayor McCready, and
 Commissioner Lindberg

NOTED BY THE COMMISSIONER

Affairs

Finance and Administration *[Signature]*

Safety

Utilities

Works

BUREAU APPROVAL

Bureau:

Prepared By: RLHurtig/fg Date: 1/15/80

Budget Impact Review:
 Completed Not required

Bureau Head:

NOTED BY

City Attorney

City Auditor

City Engineer *[Signature]*