

ORDINANCE No. 187373

*Update Procurement Code to conform to new state law and make technical corrections (Ordinance; amend Code Chapters 5.33, 5.34 and 5.68)

The City of Portland ordains:

Section 1. The Council finds:

1. In 2003 the Oregon Legislature passed HB 2341, which repealed most of the State's purchasing statutes found in ORS 279 and adopted new chapters 279A, 279B and 279C. These changes became effective March 2005. On March 9, 2005, the City Council passed Ordinance No. 179110 that revised the City's Procurement Code to conform to these adopted state laws.
2. During the 2014 legislative session, the Oregon Legislature passed other legislation which revises portions of ORS Chapters 279A, 279B and 279C collectively known as the "Public Contracting Code." Some of these changes have taken effect and are being codified at this time.
3. If the City Code changes are not adopted, some of the Attorney General Model Rules, which are directed more to state agencies than municipal governments, would apply by default as a result of ORS 279A.065(5).
4. The attached Exhibit A (Chapter 5.33), Exhibit B (Chapter 5.34) and Exhibit C (Chapter 5.68) detail the substantive changes and revisions to its Code in order to make the necessary technical corrections to be effective immediately.

NOW, THEREFORE, the Council directs:

- a. Portions of City Code Chapter 5.33, Goods and Services, are revised as shown in attached Exhibit A.
- b. Portions of City Code Chapter 5.34, Public Improvements and Construction Services, are revised as shown in attached Exhibit B.
- c. Portions of City Code Chapter 5.68, Professional, Technical and Expert Services Contracts, are revised as shown in attached Exhibit C.
- d. The Code changes shall take effect immediately.

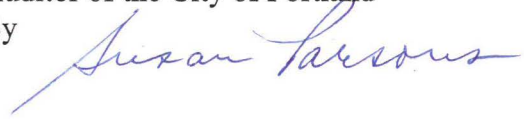
Section 2. The Council declares that an emergency exists as these corrections will bring the City's Procurement Code into conformance with current State of Oregon law, prevent further confusion and add clarity to the City Procurement Code for both outside vendors and City staff. Therefore, this ordinance shall be in force and effect from and after its passage by the Council.

187373

Passed by the Council: OCT 14 2015

Mary Hull Caballero
Auditor of the City of Portland

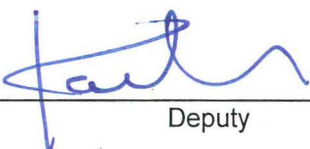
By

A handwritten signature in blue ink, appearing to read "Susan Parsons", written over a horizontal line.

Deputy

Mayor Charlie Hales
Prepared by: Christine Moody - BG
Date Prepared: September 1, 2015

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<p style="text-align: center;">INTRODUCED BY Commissioner/Auditor: HALES</p>	<p>CLERK USE: DATE FILED OCT 09 2015</p>
<p style="text-align: center;">COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Hales</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Novick</p>	<p style="text-align: center;">Mary Hull Caballero Auditor of the City of Portland</p> <p>By:  Deputy</p>
<p style="text-align: center;">BUREAU APPROVAL</p> <p>Bureau: OMF/ Bureau of Revenue and Financial Services <i>and S. Miller</i> OMF CAO: Fred Miller Bureau Head: Ken Rust <i>KLR</i></p> <p>Prepared by: B. Gibson Date Prepared: September 8, 2015</p> <p>Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>City Auditor Office Approval: required for Code Ordinances</p> <p>City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter <i>[Signature]</i></p> <p>Council Meeting Date October 14, 2015</p>	<p>ACTION TAKEN:</p>

AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p>CONSENT <input checked="" type="checkbox"/></p>
<p>REGULAR <input type="checkbox"/></p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	✓	
2. Fish	✓	
3. Saltzman	✓	
4. Novick	✓	
Hales	✓	