

**FINANCIAL IMPACT STATEMENT
For Council Action Items**

(Deliver original to Financial Planning Division. Retain copy.)

1. Name of Initiator Christine Moody		2. Telephone No. 503-823-1095	3. Bureau/Office/Dept. Internal Business Services, Procurement Services
4a. To be filed (date) 1/27/2011	4b. Calendar (Check One) Regular <input checked="" type="checkbox"/> Consent <input type="checkbox"/> 4/5ths <input type="checkbox"/>		5. Date Submitted to FPD Budget Analyst: January 18, 2011

1) Legislation Title: Update Procurement Code to conform to new state law and make technical corrections (Ordinance; amend Code Chapters 5.33 and 5.34)

2) Purpose of the Proposed Legislation: To update City Code Chapters 5.33 and 5.34 to conform to new state law and make technical corrections to specific chapters.

3) Revenue:

Will this legislation generate or reduce current or future revenue coming to the City? If so, by how much? If new revenue is generated please identify the source.
No revenue will be generated by this legislation.

4) Expense:

What are the costs to the City as a result of this legislation? What is the source of funding for the expense? No costs are expected to result from this legislation.

Staffing Requirements:

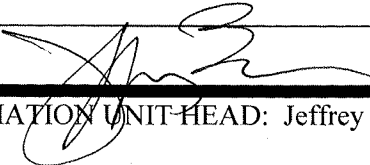
5) Will any positions be created, eliminated or re-classified in the current year as a result of this legislation? No additional City staffing is required for this request.

6) Will positions be created or eliminated in future years as a result of this legislation? This action will not impact future City staffing levels.

Complete the following section only if an amendment to the budget is proposed.

7) Change in Appropriations (If the accompanying ordinance amends the budget please reflect the dollar amount to be appropriated by this legislation. Include the appropriate cost elements that are to be loaded by accounting. Indicate "new" in Center Code column if new center needs to be created. Use additional space if needed.)

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Amount


 APPROPRIATION UNIT-HEAD: Jeffrey B. Baer, Director, Bureau of Internal Business Services



CITY OF PORTLAND

OFFICE OF MANAGEMENT AND FINANCE

Sam Adams, Mayor
Kenneth L. Rust, Chief Administrative Officer
Jeffrey B. Baer, Director, Bureau of Internal Business Services

184403

Christine Moody
Chief Procurement Officer
Procurement Services

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Portland, Oregon 97204-1912
(503) 823-5047
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DATE: January 19, 2011
TO: Mayor Sam Adams
FROM: Christine Moody
RE: *Update Procurement Code to conform to new state law and make technical corrections (Ordinance; amend Code Chapters 5.33 and 5.34)

FOR MAYOR'S OFFICE USE ONLY
Reviewed by Bureau Liaison _____

1. INTENDED THURSDAY FILING DATE: January 27, 2011
2. REQUESTED COUNCIL AGENDA DATE: February 2, 2011
3. CONTACT NAME & NUMBER: Christine Moody ~ 823-1095
4. PLACE ON: CONSENT REGULAR
5. BUDGET IMPACT STATEMENT ATTACHED: Yes No N/A
6. THREE (3) ORIGINALS OF CONTRACT "APPROVED AS TO FORM" BY CITY ATTORNEY ATTACHED: Yes No N/A

7. BACKGROUND/ANALYSIS:

During the 2009 Oregon Legislative session, Senate Bill 479 was passed (unanimously) giving Oregon agencies and local government the authority to create contracting preference opportunities for disabled veterans and other related measures changing the Public Contracting Code found in ORS 279A, B and C. Based upon these changes, the City is amending the public contracting rules to conform to the new legislation. Additional housekeeping changes have also been included. The following is a synopsis of the changes for PCC 5.33:

- a. Authority for Golf Concession Contracts: Clarifies that concession contracts are not subject to the procurement methods otherwise provided in PCC Chapter 5.33.
- b. Authority for Stormwater Improvements: Provides the Director of the Bureau of Environmental Services is authorized to execute contracts not to exceed \$200,000 for stormwater management improvement projects on private property consistent with Exhibit B when procured as a Special Procurement. The Director of the Bureau of Environmental services is authorized to execute amendments to those stormwater management improvement project agreements that do not amend the agreement amount to exceed \$200,000,
- c. Affirmative Action: Includes a provision for identifying a business enterprise that is owned or controlled by a disabled veteran as defined in ORS 408.225.

The substantive changes under 5.34 include:

- a. Affirmative Action: Includes a provision for identifying a business enterprise that is owned or controlled by a disabled veteran as defined in ORS 408.225.
- b. Emergency Contracts: Bidding and bonding Exemptions: Clarifies the emergency procurement source selection method and is changed to mirror the process under 5.33.

Legal issues - none known
Controversial issues - none known
Citizen participation - none
Link to current city policies - none
Other governmental participation - none

8. FINANCIAL IMPACT:

There will be no financial impact resulting from the enactment of these City Code changes.

9. RECOMMENDATION/ACTION REQUIRED:

Update Procurement Code to conform to new state law and make technical corrections.

An Equal Opportunity Employer

To help ensure equal access to programs, services and activities, the Office of Management & Finance will reasonably modify policies/procedures and provide auxiliary aids/services to persons with disabilities upon request.