

ORDINANCE NO. 227-2019

AN ORDINANCE AMENDING SUBDIVISION 3-4.5 (A)(8) OF THE CLEARLAKE MUNICIPAL CODE PROVIDING AN EXCEPTION TO THE COMPETITIVE BIDDING REQUIREMENTS FOR GOODS AND SERVICES OBTAINED UNDER A COOPERATIVE PURCHASING AGREEMENT OR PROGRAM OF ANOTHER GOVERNMENT AGENCY

WHEREAS, the City's Municipal Code requires that contracts for goods or services be obtained after following a competitive bidding process, unless the purchase meets a stated exception. Subdivision 3-4.5 (a)(8) allows for a purchase, without following the competitive bidding process, if the purchase is for items listed on the California Multiple Award Schedule (CMAS) or The Interlocal Purchasing Systems (TIPS);

WHEREAS, the City Council desires to amend Clearlake Municipal Code subdivision 3-4.5 (a)(8) to expand the exception for competitive bidding to include purchases for supplies, equipment, or services obtained through other cooperative agreements or programs or by using competitively awarded agreements of other local, state, or federal government agencies or joint powers authorities, including but not limited to CMAS and TIPS.

The City Council of the City of Clearlake, State of California does hereby ordain as follows:

SECTION 1. Section 3-4.5 entitled "Exceptions to Competitive Bidding Requirements", subdivision (a)(8) shall be amended to read as follows:

"(8) The purchase of supplies, equipment, or services through a cooperative purchasing agreement or program, or by using a competitively awarded agreement of another local, state, or federal government agency or joint powers authority made up of government agencies to obtain the same supplies, equipment or services at the same or lower prices (commonly referred to as "piggybacking"). Such programs and agreements include, but are not limited to, the California Multiple Award Schedules Program (CMAS), The Interlocal Purchasing Systems (TIPS), the U.S. General Services Administration (GSA) Multiple Award Schedule Program, Sourcewell, and the U.S. Communities Government Purchasing Alliance; and"

SECTION 2. SEVERABILITY.

If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

SECTION 3. EXECUTION.

The Mayor shall sign and the City Clerk shall attest to the passage of this Ordinance. The City Clerk shall cause the same to be published once in the official newspaper within 15 days after its adoption. This Ordinance shall become effective 30 days from its adoption.

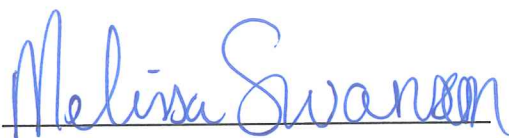
PASSED AND ADOPTED on April 11, 2019 by the following vote:

AYES: Mayor Bennett, Vice Mayor Cremer, Councilmembers Overton, Harris and Sooten
NOES: None
ABSTAIN: None
ABSENT: None



Mayor, City of Clearlake

ATTEST:



City Clerk, City of Clearlake

