



OFFICE OF THE CITY ATTORNEY
Long Beach, California

ORD-49

CHARLES PARKIN
City Attorney

MICHAEL J. MAIS
Assistant City Attorney

December 7, 2021

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Declare ordinance amending the Long Beach Municipal Code by amending Section 2.84.010, authority of City Purchasing Agent and others to contract, read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

DISCUSSION

Pursuant to your request on October 19, 2021, this ordinance has been prepared and is submitted for your consideration.

SUGGESTED ACTION:

Approve recommendation.

Very truly yours,

CHARLES PARKIN, City Attorney

By: AMY R. WEBBER
Deputy City Attorney

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ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH AMENDING THE LONG BEACH
MUNICIPAL CODE BY AMENDING SECTION 2.84.010
RELATING TO AUTHORITY OF CITY PURCHASING
AGENT AND OTHERS TO CONTRACT

The City Council of the City of Long Beach ordains as follows:

Section 1. Section 2.84.010 of the Long Beach Municipal Code is amended to read as follows:

2.84.010 Authority of City Purchasing Agent and others to contract.

The City Purchasing Agent, with the written approval of and in accordance with procedures provided by the City Manager, and such faithful performance bonds as the City Manager may deem reasonably necessary, is hereby authorized to bind the City through the issuance of a purchase order without advertising for bids for the purchase of services, labor, supplies, materials, goods, or other valuable consideration furnished to the City for amounts not exceeding one hundred thousand dollars (\$100,000.00) and, if the purchase will be reimbursed by state or federal grant funds relating to homeland security; or, paid for or reimbursed by funds from the Long Beach Recovery Act, or other stimulus funding listed in the Long Beach Recovery Plan document dated March 16, 2021, or as amended for community recovery from the effects of the COVID-19 pandemic, for amounts not exceeding five hundred thousand dollars (\$500,000.00). The Long Beach Recovery Act provision shall remain in effect until revoked by City Council action. For non-state or federal grant related purchases exceeding one hundred thousand dollars (\$100,000.00), but not

1 exceeding two hundred thousand dollars (\$200,000.00), the City Purchasing
2 Agent is authorized to issue a purchase order if the award is based on an
3 Invitation to Bid (ITB) or a Request for Proposal (RFP) process, which results in
4 at least three (3) bids or proposals conducted in conformance with this Code and
5 applicable law and purchasing procedures as promulgated by the City
6 Purchasing Agent.

7 Other persons, categorized as managers in each City department
8 and as delegated authority by the City Purchasing Agent, may make purchases,
9 but only within the limits set forth in this Section and only in accordance with
10 regulations and any additional limitations as set forth by the City Purchasing
11 Agent.

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13 Section 2. The City Clerk shall certify to the passage of this ordinance
14 by the City Council and cause it to be posted in three (3) conspicuous places in the City
15 of Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by
16 the Mayor.

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OFFICE OF THE CITY ATTORNEY
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I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of _____, 2021, by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

Recusal(s): Councilmembers: _____

City Clerk

Approved: _____
(Date)

Mayor

2.84.010 Authority of City Purchasing Agent and others to contract.

The City Purchasing Agent, with the written approval of and in accordance with procedures provided by the City Manager, and such faithful performance bonds as the City Manager may deem reasonably necessary, is hereby authorized to bind the City through the issuance of a purchase order without advertising for bids for the purchase of services, labor, supplies, materials, goods, or other valuable consideration furnished to the City for amounts not exceeding one hundred thousand dollars (\$100,000.00) and, if the purchase will be reimbursed by state or federal grant funds relating to homeland security; or paid for or reimbursed by funds from the Long Beach Recovery Act, or other stimulus funding listed in the Long Beach Recovery Plan document dated March 16, 2021, or as amended for community recovery from the effects of the COVID-19 pandemic, for amounts not exceeding five hundred thousand dollars (\$500,000.00). The Long Beach Recovery Act provision shall remain in effect until revoked by City Council action. For non-state or federal grant related purchases exceeding one hundred thousand dollars (\$100,000.00), but not exceeding two hundred thousand dollars (\$200,000.00), the City Purchasing Agent is authorized to issue a purchase order if the award is based on an Invitation to Bid (ITB) or a Request for Proposal (RFP) process, which results in at least three (3) bids or proposals conducted in conformance with this Code and applicable law and purchasing procedures as promulgated by the City Purchasing Agent.

Other persons, categorized as managers in each City department and as delegated authority by the City Purchasing Agent, may make purchases, but only within the limits set forth in this Section and only in accordance with regulations and any additional limitations as set forth by the City Purchasing Agent.