

First Reading: December 17, 2013
Second Reading: January 7, 2014

ORDINANCE NO. 12795

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE,
ARTICLE V, SECTION 2-552, 2-553, AND 2-560,
PURCHASES, CONTRACTS, AND PROPERTY DISPOSITION,
RELATIVE TO BIDS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA,
TENNESSEE:

SECTION 1. That Article V, Section 2-552 of the Chattanooga City Code is hereby amended by deleting it in its entirety and substituting thereof the following:

Sec. 2-552. When bids required; advertisements for bids.

Whenever any requisition or voucher or contract calls for an expenditure exceeding twenty-five thousand dollars (\$25,000.00), there shall be public advertisement for competitive bids; provided, however, purchases under twenty-five thousand dollars (\$25,000.00) shall also be subject to advertisement and bids in the case of purchases of like items which individually cost less than twenty-five thousand dollars (\$25,000.00), but which are customarily purchased in lots of two (2) or more, if the total purchase price of such items would exceed twenty-five thousand dollars (\$25,000.00) during any fiscal year. Notice for bids shall be advertised at least once in one (1) or more daily newspapers published in the city at least ten (10) days prior to the time set for a public opening of bids. The purchasing agent may also issue written invitations to bid to dealers in the articles to be purchased in addition to, but not in lieu of the advertisement required under this section. The head of any department, agency or division of the city may cause such advertisement to be made where any other types of contracts are involved or may direct the purchasing agent to make such advertisement and receive the bids thereon; provided, however, secondhand equipment or specialized equipment or equipment purchased from any federal, state or municipal agency, where it is not practicable to take bids, may be purchased without taking bids, but such purchases shall be subject to the requirements of sections 2-549 and 2-551.

No public advertisement or competitive bidding shall be required for purchases, leases, or lease-purchases up to twenty percent (20%) of the above amount established for purchases requiring full public advertisement and competitive bidding. For purchases between twenty percent (20%) and one hundred percent (100%) of said amount, such purchases, leases, or lease-purchases shall, whenever possible, be based upon three (3) written competitive bids.
(Code 1986, § 2-352; Ord. No. 9590, § 1, 8-6-91; Ord. No. 10903, § 1, 9-14-99; Ord. No. 11103, § 2, 11-28-00; Ord. No. 11834, § 1, 5-30-06)

SECTION 2. That Article V, Section 2-553 of the Chattanooga City Code is hereby amended by deleting Section (a) it in its entirety and substituting thereof the following and adding items to the list:

Sec. 2-553. Submission, opening, acceptance of bids.

(a) All bids shall be sealed and submitted to the official authorized herein to request bids on or before the specified time when such bidding is to be closed. The official receiving bids shall open them publicly on the date and at the hour specified. A purchase order may be issued, and/or a contract may be awarded, to the bidder presenting the best value after approval by the city council. The city council may reject any and all bids submitted regardless of the amount involved. In determining the best value for the City, the purchase price and whether the goods or services meet specifications are the most important considerations. However, the purchasing agent may consider other relevant factors including, but not limited to the following:

[Additional items are:]

- (14) Installation Costs
- (15) Life Cycle Costs
- (16) Delivery Terms
- (17) The cost of employee training associated with the purchase
- (18) The effect of the Purchase on Productivity; and
- (19) Other factors relevant to determining Best Value for the City in the context of a particular purchase with the approval of the purchasing agent.

SECTION 3. That Article V, Section 2-560 of the Chattanooga City Code is hereby amended by deleting it in its entirety and substituting in lieu thereof the following:

Sec. 2-560. Public improvement contracts.

All contracts of the city for any public improvement, when the cost shall exceed twenty-five thousand dollars (\$25,000.00) shall be let to the bidder providing the best value, the city council to be the judge thereof, and the council shall have the right to reject any and all bids. All contracts of the city shall be in writing, and may be signed on behalf of the city by the mayor or head of the department in whose department such contract originates. All contracts shall be subject to the approval of the city council. Whenever a requisition or contract calls for an expenditure exceeding twenty-five thousand (\$25,000.00), notice to bidders shall be given by publication in a daily newspaper published in the city, giving the date, hour and place bids will be received and publicly opened, which publication notice shall be at least ten (10) days before the bids are to be received.

(Code 1986, § 2-360; Ord. No. 9654, § 50, 1-6-92; Ord. No. 10903, § 3, 9-14-99; Ord. No. 11103, § 2, 11-28-00)

SECTION 4. BE IT FURTHER ORDAINED, That this Ordinance shall take effect two
(2) weeks from and after its passage.

Passed on second and final reading: January 7, 2014



CHAIRPERSON

APPROVED: _____ DISAPPROVED: _____



MAYOR

/mms