



## Agenda Statement

**File #:** ORD 20-0002 **Version:** 1  
**Type:** Ordinance **Status:** Passed  
**File created:** 3/19/2020 **In control:** City Council  
**On agenda:** 3/20/2020 **Final action:** 3/20/2020  
**Title:** #20-02 - Emergency Ordinance Amending Chapter 2.80, Section 2.80.045, Titled Emergency Procurements. Adoption.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. #20-02 - Emergency Ordinance Amending Chapter 2.80 Section 2.80.045 Regarding Emergency Procurements

Date	Ver.	Action By	Action	Result
3/20/2020	1	City Council	approved	Pass

### **ITEM TITLE:**

#20-02 - Emergency Ordinance Amending Chapter 2.80, Section 2.80.045, Titled Emergency Procurements. Adoption.

**SUBMITTED BY:** Sheri Pierce, MMC, City Clerk

### **FISCAL NOTES:**

Expenditure Required: [Click here to enter text.](#)

Unencumbered Balance: [Click here to enter text.](#)

Funding Source: [Click here to enter text.](#)

### **RECOMMENDATION:**

[Click here to enter text.](#)

### **SUMMARY STATEMENT:**

Currently the VMC limits the suspension of procurement requirements for emergencies to seven days. Specifically, VMC Section 2.80.045 states:

The provisions of this chapter may be waived during times of crisis, emergency or disaster when operating under a declaration of emergency issued by the mayor for no longer than seven days. The city manager or authorized successor shall have the responsibility to protect the interest of the city consistent with prudent and appropriate emergency responses. All provisions of this chapter waived while operating under a declaration of emergency shall be reported to the city council via electronic mail within twenty-four hours following any such waiver.

Section 12.2 of City Charter states that the City must “provide for the making of emergency purchases and contracts which shall not be subject to [competitive bidding requirements] of this chapter when an emergency exists.” Thus, the seven-day limitation on emergency procurements is required by the VMC only.

Ordinance #20-02 amends the VMC to allow the Council to waive the provisions of this chapter *for a definite period longer than 7 days* by resolution of the council.

**Chapter IV of the Valdez City Charter allows for the passage of legislation without prior public hearing when an emergency is declared. Adoption at the same meeting of emergency legislation requires the vote of no less than six (6) members of the council.**