

ORDINANCE NO. 2007-04

AN ORDINANCE of the City of Bainbridge Island, Washington, relating to contracting for services other than public works and amending Section 3.70.020 of the Bainbridge Island Municipal Code.

WHEREAS, the City previously enacted Ordinance No. 2004-05 (codified in BIMC Chapter 3.70), establishing contract requirements for professional and nonprofessional services; and

WHEREAS, BIMC 3.70.020 authorizes the Mayor or her designee to approve contracts for professional or nonprofessional services with a value of less than \$10,000 a year if the funds for such services have been appropriated in the budget; and

WHEREAS, the City has determined that it is appropriate to amend BIMC 3.70.020 to authorize the Mayor or her designee to approve contracts for professional or nonprofessional services with a value of less than \$100,000 a year if the funds for such services have been appropriated in the budget; now, therefore,

THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Section 3.70.020 of the Bainbridge Island Municipal Code is hereby amended as follows:

“3.70.020 Contract requirements for professional and nonprofessional services.

A. All professional and nonprofessional services to be performed for or on behalf of the city by persons other than city employees shall be by contract and shall be subject to the requirements set forth herein.

B. Except as set forth in BIMC 3.70.030 or as otherwise governed by Chapter 3.72 BIMC, relating to public works, no formal or informal bidding shall be required for the purchase of professional or nonprofessional services.

C. Staff shall continue on an ongoing basis to obtain the lowest practical price for professional and nonprofessional services pursuant to this section.

D. Effective through December 31, 2007, ~~All~~ contracts for professional or nonprofessional services with a value of ~~\$251,000~~ or more a year, or with a value likely to meet or exceed ~~\$251,000~~ a year, shall be approved by the city council. Effective January 1, 2008, all contracts for professional or nonprofessional services with a value of \$100,000 or more a year, or with a value likely to meet or exceed \$100,000 a year, shall be approved by the city council. Nothing in this subsection shall be construed to permit the division of a contract for professional or nonprofessional services into more than one phase or unit for purposes of avoiding this limitation.

E. Effective through December 31, 2007, ~~c~~Contracts for professional or nonprofessional services with a value of less than ~~\$251,000~~ a year, or with a

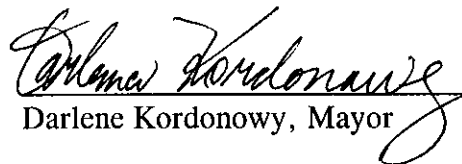
value which is not likely to meet or exceed ~~\$251,000~~ a year, shall be approved by the mayor or designee; provided, that the funds for such contracts have been appropriated in the subject budget. Effective January 1, 2008, contracts for professional or nonprofessional services with a value of less than \$100,000 a year, or with a value which is not likely to meet or exceed \$100,000 a year, shall be approved by the mayor or designee; provided, that the funds for such contracts have been appropriated in the subject budget. If the funds for any such contract have not been appropriated in the budget, such contract shall be approved by the council, irrespective of the value of the contract. Additionally, during the annual budget process, the council may designate and require that any particular contract for professional or nonprofessional services be subject to future council approval irrespective of the value of the contract.

F. Effective through December 31, 2007, and for purposes of this section, a contract shall be deemed to have a value of ~~\$251,000~~ or more if the contract on its face requires a city expenditure of ~~\$251,000~~ or more in any year, or if pursuant to the terms of the contract, it is likely that the city's expenditures will meet or exceed ~~\$251,000~~ in a year. Effective January 1, 2008, and for purposes of this section, a contract shall be deemed to have a value of \$100,000 or more if the contract on its face requires a city expenditure of \$100,000 or more in any year, or if pursuant to the terms of the contract, it is likely that the city's expenditures will meet or exceed \$100,000 in a year."


Section 2. This ordinance shall take effect and be in force five (5) days after its passage, approval and publication as provided by law.

PASSED by the City Council this 11th day of April 2007.

APPROVED by the Mayor this 12th day of April 2007.


Darlene Kordonowy, Mayor

ATTEST/AUTHENTICATE:


Rosalind D. Lassoff, CMC, City Clerk

FILED WITH THE CITY CLERK:	January 16, 2007
PASSED BY THE CITY COUNCIL:	April 11, 2007
PUBLICATION DATE:	April 18, 2007
EFFECTIVE DATE:	April 23, 2007
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