ORDINANCE NO. 2014-366

AN ORDINANCE OF THE CITY OF PARKER, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF PARKER (ORDINANCE NO. 2010-349, AS AMENDED); AMENDING CHAPTER 2 OF THE CODE OF ORDINANCES RELATING TO CONTRACTS; PROVIDING SEVERABILITY, CODIFICATION AND REPEALER CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PARKER AS FOLLOWS:

Section 1. Section 2-70 of the Code of Ordinances, City of Parker, Florida, is hereby amended to read as follows:

Sec. 2-70. - Contracts.

(a) All contracts, excluding contracts for contractual and professional services, or for the purchase of commodities (except surplus property), obligating the city in the amount of $25,000.00 or less may be approved by a majority vote of the council without the necessity for any public invitations to bid or requests for proposals being sent out or any competitive bids being solicited.

(b) All contracts, excluding contracts for contractual and professional services, for construction, or for the purchase of commodities (except surplus property), obligating the city in an amount in excess of $25,000.00 shall be let by public bid in the following manner:

(1) *Advertisement and bids.* No contract as described in this section shall be awarded by the city unless a request for bids shall have been extended to the public at large by advertisement in a newspaper which has a daily circulation in the city and the general vicinity of the city. Such advertisement shall be published at least once a week for two consecutive weeks prior to the time designated for the opening of bids. The advertisement shall contain all information pertinent to the contract as required under the law. The bids shall conform to the requirements

of the advertisement and all other requirements under the law.

(2) *Opening of bids and award of contract.* The time and place for opening of the bids shall be designated by the council, shall be open to the public, and shall not be less than ten days after the final publication of the advertisement for bids. The council shall be empowered to reject all bids and shall not be obligated to accept the lowest bids, but shall accept the bid that is deemed to be in the best interest of the city after taking into consideration all relevant factors.

(3) *Bids in emergency situations.* When the council finds by two-thirds vote of the members of the council that an emergency exists whereby compliance with the provisions of subsections (b)(1) and (b)(2) of this section would endanger the health, safety or welfare of the citizens of the city or would result in substantial additional expense to the city, public bids may be obtained by informal methods without advertisement as set forth in this article. In any event, a diligent effort shall be made to insure that the lowest possible bids are obtained.

Section 2. Severability.

If any section, subsection, sentence, clause, phrase, word or provision of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, whether for substantive, procedural, or any other reason, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 3. Codification.

The provisions of this Ordinance shall become and be made part of the Code of the City. The sections of this Ordinance may be renumbered or re-lettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 4. Repeal of Conflicting Codes, Ordinances, and Resolutions.

All codes, ordinances and resolutions or parts of codes, ordinances and resolutions or portions thereof of the City of Parker, in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 5. Effective Date.

This Ordinance shall take effect immediately upon its passage.

PASSED, ADOPTED AND ADOPTED at a Meeting of the City Council of the City of Parker, Florida as of the 6th day of May, 2014.

CITY OF PARKER

Richard Musgrave, Mayor

ATTEST:

Nancy Rowell, City Clerk

Examined and approved by me, this 6th day of May, 2014.

Richard Musgrave, Mayor