



Office of the City Clerk

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Legislation Details (With Text)

File #: O2016-6377
Type: Ordinance **Status:** Passed
File created: 9/14/2016 **In control:** City Council
Final action: 10/5/2016

Title: Amendment of Municipal Code Section 2-92-644 by authorizing Chief Procurement Officer to enter into contracts with more than one vendor for emergency procurements

Sponsors: Emanuel, Rahm

Indexes: Ch. 92 Dept. of Purchases, Contracts & Supplies

Attachments: 1. O2016-6377.pdf

Date	Ver.	Action By	Action	Result
10/5/2016	1	City Council	Passed	Pass
10/4/2016	1	Committee on Budget and Government Operations	Recommended to Pass	Pass
9/14/2016	1	City Council	Referred	

OFFICE OF THE MAJOR
CITY OF CHICAGO

RAHM EMANUEL
MAYOR

September 14, 2016

TO THE HONORABLE, THE CITY COUNCIL OF THE CITY OF CHICAGO

Ladies and Gentlemen:

At the request of the Chief Procurement Officer, I transmit herewith ordinances amending Chapter 2-92 of the Municipal Code and associated amendments.

Your favorable consideration of these ordinances will be appreciated.

Mayor

Very truly yours,

ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. Chapter 2-92 of the Municipal Code of Chicago is hereby amended by adding new Section 2-92-617 and by inserting the language underscored, as follows:

2-92-617 Competitive bidding contracts with multiple vendors.

(a) For purposes of this section, the term "eligible contracts" means contracts for goods or services that are: (1) adapted to award by competitive bidding pursuant to 65 ILCS 5/8-10-3; and (2) structured as requirements contracts, in which the quantities that will be ordered by the City depend upon the City's needs at the time of the order. The term "eligible contracts" shall not include construction contracts that are bid out as a complete project. The chief procurement officer is authorized to structure the bid specifications for eligible contracts to allow for contract awards to be made to the lowest responsive and responsible bidder, as well as to the next lowest responsive and responsible bidder, and such other next lowest responsive and responsible bidders as the contract specifications permit and as provided by rule. The order of performance under each such contract shall be as follows:

i) the work shall be performed by the lowest responsive and responsible bidder under such bidder's contract;

ii) provided however, if the lowest responsive and responsible bidder is unable or unwilling to perform the work, or if such bidder's performance is insufficient for the city's needs, the work, or any uncompleted portion, shall be performed by the next lowest responsive and responsible bidder under such bidder's contract; and

(iii) provided further, however, if the next lowest responsive and responsible bidder or any other lowest responsive and responsible bidder is unable or unwilling to perform the work, or if such bidder's performance is insufficient for the city's needs, the work, or any uncompleted portion, shall be performed by such other next lowest responsive and responsible bidder under such bidder's contract.

(b) The chief procurement officer is authorized to adopt rules for the proper administration of this section.

SECTION 2. Section 2-92-644 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, as follows:

2-92-644 Emergency procurements.

When bona fide operating emergencies arise, the chief procurement officer is authorized to enter into contracts with more than one vendor for the provision of any particular good, work or service to address that emergency. The dollar limit provided for under 65 ILCS 5/8-10-5 for emergency contracts awarded by the chief procurement officer to meet bona fide operating emergencies is increased to \$250,000.00 for each such contract.

Page 1 of 2

A report of all emergency contracts awarded by the chief procurement officer pursuant to this section will be placed on file each quarter with the city council committee on the budget and government operations.

SECTION 3. This ordinance shall take effect upon passage and approval.

Page 2 of 2