

ORDINANCE NO. O-2019-33

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, AMENDING CHAPTER 2, "FINANCE AND TAXATION", ARTICLE I., "IN GENERAL", OF THE CODE OF ORDINANCES OF THE CITY OF TYLER, TEXAS, BY INCREASING THE CITY MANAGER'S SPENDING AUTHORITY CONSISTENT WITH STATE LAW, PROVIDING A SEVERABILITY CLAUSE, AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, increasing the spending authority of the City Manager will allow for continued expeditious handling of various matters, take into account past inflationary changes, and keep that amount at an appropriate amount for current business activities;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS:

PART 1: That Tyler City Code Chapter 2, "Finance and Taxation", Article I., "In General", is hereby amended by amending Section 2-6, subsection b., to read as follows, with no other changes:

Sec. 2-6. Contracts and purchasing.


- a. The City Council elects to have the provisions of Chapter 252 of the Texas Local Government Code supersede the Tyler Charter provisions relating to the notice of contracts, advertisement of the notice, requirements for the taking of sealed bids based on specifications for public improvements or purchases, the manner of publicly opening bids or reading them aloud or the manner of lettering contracts. Currently this means only expenditures of more than fifty thousand dollars (\$50,000.00) will require bidding. (Ord. No. 0-2008-107; 8/27/08)
- b. All expenditures equal to or over the dollar amount required for competitive bidding under State law and as set forth in subsection a. require City Council approval. (Ord. No. 0-98-21; 3/18/98) (Ord. No. 0-2001-47; 10/03/01) (Ord. No. 0-2008-107; 8/27/08) (Ord. No. 0-2019-33; 5/8/19)
- c. The City Council elects to allow the application of Chapter 271 of the Texas Local Government code supersede the Tyler Charter provisions relating to competitive bidding by allowing the alternatives set out in that chapter including competitive sealed proposals, design-build, use of a construction manager, and/or use of job order contracts. (Ord. No. 0-2005-63, 8/17/05).
- d. Preference to local bidders in the purchasing of real property, of personal property not affixed to real property, or services, is authorized under circumstances and in accordance with procedures set forth in Texas Local Government Code Section 271.9051 or successor statute. (Ord. No. 0-2009-113; 10/28/09)

PART 2: Should any section, subsection, sentence, provision, clause or phrase be held to be invalid for any reason, such holding shall not render invalid any other section, subsection,

sentence, provision, clause or phrase of this ordinance and same are deemed severable for this purpose.

PART 3: This ordinance shall be effective on and after its date of passage and approval by the City Council.

PASSED AND APPROVED this 8th day of May, A. D., 2019.


MARTIN HEINES, MAYOR
OF THE CITY OF TYLER, TEXAS

ATTEST:

APPROVED:


CASSANDRA BRAGER, CITY CLERK




DEBORAH G. PULLUM,
CITY ATTORNEY