

CITY OF REDMOND
ORDINANCE NO. 2549 (AM)

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, AMENDING CHAPTER 2.86 OF THE REDMOND MUNICIPAL CODE (RMC) TO AUTHORIZE THE USE OF ELECTRONIC ROSTERS FOR ARCHITECTURAL, ENGINEERING, AND SURVEYING CONTRACTS, PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the City Council desires to authorize the Mayor to contract with eCityGov, or any other similar entity, to participate in its electronic roster program, which manages a roster of architectural, engineering, and surveying firms; and

WHEREAS, the contract with eCityGov, or a similar entity, will require the entity to comply with the annual advertising requirements of Chapter 39.80 RCW.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. Classification. Section 2 of this ordinance is of a general and permanent nature, and shall become a part of the City Code. Sections 1, 3, and 4 are non-code.

Section 2. Amendment of Chapter. Chapter 2.86 RMC, Selection of Architectural and Engineering Consultants, is hereby amended to read as follows:

2.86.010 Notice of city's requirements for professional services.

~~[(A) PERIODICALLY, BUT NOT LESS OFTEN THAN ONCE EVERY TWO YEARS, THE DIRECTOR OF PUBLIC WORKS SHALL GIVE NOTICE OF THE CITY'S PROJECTED REQUIREMENTS FOR ARCHITECTURAL, ENGINEERING AND SURVEYING SERVICES IN A MANNER WHICH WILL EFFECTIVELY CONVEY THE NOTICE TO THE PUBLIC AND ARCHITECTURAL AND ENGINEERING AND SURVEYING PROFESSIONAL COMMUNITIES THROUGHOUT THE PUGET SOUND AREA. SUCH NOTICE SHALL ENCOURAGE FIRMS ENGAGED IN THE PRACTICE OF ENGINEERING, SURVEYING OR ARCHITECTURE TO SUBMIT ANNUALLY A STATEMENT OF QUALIFICATIONS AND PERFORMANCE DATA FOR CONSIDERATION IN SELECTION OF CONSULTANTS TO PROVIDE SERVICES TO THE CITY.]~~

(B) The Mayor is authorized to contract with eCityGov, or another similar entity, to adopt for city use a shared electronic database that maintains a roster for architectural, engineering, or surveying professional services in accordance with the requirements of Chapter 39.80 RCW. At least once a year, on behalf of the city, eCityGov, or a similar entity with whom the City contracts, shall publish in a newspaper of general circulation within the jurisdiction a notice of the existence of the professional services roster or rosters and solicit

statements of qualifications from firms providing consulting services. Firms or persons providing professional services shall be added to appropriate rosters at any time that they submit a written request and necessary records.

2.86.020 Projects over twenty-five thousand dollars - Solicitation of written proposals.

In the case of each project to be undertaken by the city which will require architectural, engineering, or surveying services which are likely to cost in excess of twenty-five thousand dollars (\$25,000), the [D]director of [~~PUBLIC WORKS~~] the applicable city department shall invite written proposals from two or more firms, which, based upon the statements and qualifications on file and other available information, appear to be the most qualified firms to provide the particular services required. The written proposals shall include the following:

(A) Evidence of the firm's current ability to provide the required services;

(B) A proposed scope of work to be provided;

(C) The estimated number of man-hours necessary to complete the proposed scope;

(D) A current statement of references and any other information which will be helpful in evaluating the applicants' qualifications for the proposed project.

2.86.030 Director's recommendations.

(A) For architectural, engineering, or surveying contracts which are expected to exceed twenty-five thousand dollars (\$25,000) during any calendar year, the (D)director of [~~PUBLIC WORKS~~] the applicable city department or designee, after receiving and reviewing the written proposals, shall select the most qualified provider of the required services. For architectural, engineering, or surveying services which are not expected to exceed twenty-five thousand dollars (\$25,000) during any calendar year, the director of the applicable department or designee may select the most qualified provider of the required services based on the statements of qualifications on file with the roster, without the requirement to solicit written proposals. The (D)director of [~~PUBLIC WORKS~~] the applicable city department or designee shall attempt to negotiate with the selected provider of services for a price based on the final agreed scope of work

not exceeding the price determined to be fair and reasonable. If such an offer cannot be secured, the [D]director of [PUBLIC WORKS] the applicable city department or designee may enter into negotiations with the next most qualified provider of services and shall continue in this manner until an acceptable price has been secured. ~~[ONCE AN ACCEPTABLE PRICE HAS BEEN OBTAINED, THE DIRECTOR OF PUBLIC WORKS SHALL FORWARD HIS OR HER RECOMMENDATIONS REGARDING THE SELECTION AND AGREED PRICE TO THE CITY COUNCIL WHO MAY AUTHORIZE FINAL AWARD OF THE CONTRACT.]~~

(B). ~~FOR CONTRACTS WHICH ARE NOT EXPECTED TO EXCEED TWENTY FIVE THOUSAND DOLLARS (\$25,000) DURING ANY CALENDAR YEAR, THE DIRECTOR OF PUBLIC WORKS, AFTER RECEIVING AND REVIEWING THE WRITTEN PROPOSALS, OR REVIEWING THE STATEMENTS OF QUALIFICATIONS THAT ARE ON FILE, SHALL SELECT THE MOST QUALIFIED PROVIDER OF THE REQUIRED SERVICES. THE DIRECTOR OF PUBLIC WORKS SHALL ATTEMPT TO NEGOTIATE WITH THE SELECTED PROVIDER OF SERVICES FOR A PRICE BASED ON THE FINAL AGREED SCOPE OF WORK NOT EXCEEDING THE PRICE DETERMINED TO BE FAIR AND REASONABLE. IF SUCH AN OFFER CANNOT BE SECURED, THE DIRECTOR OF PUBLIC WORKS MAY ENTER INTO~~

~~NEGOTIATIONS WITH THE NEXT MOST QUALIFIED PROVIDER OF SERVICES AND SHALL CONTINUE IN THIS MANNER UNTIL AN ACCEPTABLE PRICE HAS BEEN SECURED.]~~ Once an acceptable price has been obtained, the [D]director of [PUBLIC WORKS] the applicable city department shall forward [HIS OR HER] recommendations regarding the selection and agreed price to either the Mayor or the City Council ~~[WHO MAY AUTHORIZE FINAL AWARD OF THE CONTRACT]~~. The Mayor is authorized to approve all contracts for architectural, engineering, or surveying professional services that do [CONTRACTS] not exceed[ing] a total of twenty-five thousand dollars (\$25,000) during any calendar year ~~[MAY BE APPROVED BY THE MAYOR WITHOUT FIRST HAVING RECEIVED THE PRIOR APPROVAL OF THE CITY COUNCIL.]~~ All contracts for architectural, engineering, or surveying professional services that will exceed twenty-five thousand dollars (\$25,000) during any calendar year shall require approval of the City Council.

2.86.040 Scope of negotiations - Exemption for funding source requirements.

The regulations set forth in this chapter shall govern selection of architectural, engineering, and

surveying consultants for all city projects, provided that when these regulations are in conflict with requirements applicable to the use of federal funds or funds supplied by the state, the requirements of this chapter shall be deemed to be modified to the extent necessary to avoid such conflict.

2.86.050 Exemption for emergency work.

The selection procedures set forth in this chapter need not be complied with when the Mayor [~~CONTRACTING AUTHORITY MAKES A FINDING IN ACCORDANCE WITH APPLICABLE LAW~~] declares that an emergency situation exists that requires the immediate execution of the work involved. [~~AS USED IN THIS SECTION "CONTRACTING AUTHORITY" MEANS THE MAYOR, IN THE CASE OF CONTRACTS NOT EXCEEDING TWENTY-FIVE THOUSAND DOLLARS (\$25,000) DURING ANY CALENDAR YEAR AND MEANS THE CITY COUNCIL FOR CONTRACTS WHICH DO EXCEED TWENTY-FIVE THOUSAND DOLLARS (\$25,000) IN ANY CALENDAR YEAR.~~]


Upon declaration of such an emergency, the Mayor may award all necessary contracts on behalf of the City. A written finding of the emergency shall be entered of record by the Mayor or the City Council not later than two weeks following award of the contract.

Section 3. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4. Effective Date. This ordinance shall take effect and be in full force five days after its passage and publication of a summary as provided by law.

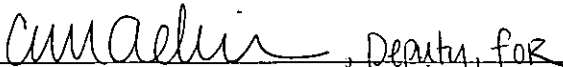
ADOPTED by the Redmond City Council this 16th day of
November, 2010.

CITY OF REDMOND



JOHN MARCHIONE, MAYOR

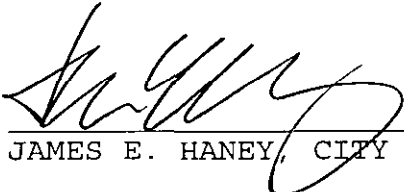
ATTEST:



MICHELLE M. MCGEHEE, CMC, CITY CLERK

(SEAL)

APPROVED AS TO FORM
OFFICE OF THE CITY ATTORNEY



JAMES E. HANEY, CITY ATTORNEY

FILED WITH THE CITY CLERK:	November 10, 2010
PASSED BY THE CITY COUNCIL:	November 16, 2010
SIGNED BY THE MAYOR:	November 16, 2010
PUBLISHED:	November 22, 2010
EFFECTIVE DATE:	November 27, 2010
ORDINANCE NO.	2549

ADOPTED 4-3; YES: Cole, Margeson, Stilin and Vache
NO: Allen, Carson and Myers