



Roll Call Number

Agenda Item Number

33

Date December 8, 2008

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, amended by Ordinance No. 13,966 passed July 9, 2001, and Ordinance No. 14,347 passed June 21, 2004, by amending Section 90-35 thereof, relating to the powers and duties of the public housing board.

which was considered and voted upon under Roll Call No. 08-2069 of November 24, 2008; again presented.

Moved by _____ that this ordinance be considered and given second vote for passage.

(Second of three required readings)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

_____ City Clerk



Council Communication

Office of the City Manager

Date November 24, 2008

Agenda Item No. 37
Roll Call No. 08-3069
Communication No. 08-710
Submitted by: Chris Johansen, Assistant City
Manager

AGENDA HEADING:

Amending Chapter 90 of the Municipal Code regarding purchasing and procurement powers of the Public Housing Advisory Board.

SYNOPSIS:

Recommend approving amendment to the Municipal Code Section 90-35 regarding the Public Housing Advisory Board's powers to approve Competitive Proposal Contracts for the procurement of goods and services in compliance with the United States Department of Housing and Urban Development (HUD) as set forth in HUD procurement handbook No. 7460.8 REV 2.

FISCAL IMPACT: NONE

Amount: N/A

Funding Source: N/A

ADDITIONAL INFORMATION:

This proposed amendment will allow other criteria to be used, in addition to price, for the procurement of goods and services. Some procurement for goods and services that normally follow a sealed bid process may be bid through a more formal competitive proposal process.

Municipal Code Section 90-35 establishes the powers and duties of the Public Housing Board. The Public Housing Board has purchasing and procurement powers established for the Des Moines Municipal Housing Agency. In addition to the purchasing and procurement powers set forth in the Municipal Code, it is recommended that the Public Housing Board may approve Competitive Proposal Contracts (a/k/a "negotiated procurement") for the procurement of goods and services submitted by the City Manager or the Director of Housing Services which comply with the procurement policies of the United States Department of Housing and Urban Development (HUD) as set forth in HUD procurement handbook No. 7460.8 REV 2. This provision would be used, for example, to evaluate product warranties along with purchase prices.

The purchases of goods and services for the Des Moines Municipal Housing Agency are directly related to the safety of our Public Housing residents and the improvements to the units in which they reside. This additional procurement provision will allow the Housing Services Department to enhance the services and security of their housing options.

PREVIOUS COUNCIL ACTION(S): NONE

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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ORDINANCE NO. _____

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, amended by Ordinance No. 13,966 passed July 9, 2001, and Ordinance No. 14,347 passed June 21, 2004, by amending Section 90-35 thereof, relating to the powers and duties of the public housing board.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance No. 13,966 passed July 9, 2001, and Ordinance No. 14,347 passed June 21, 2004 is hereby amended by amending Section 90-35 relating to the powers and duties of the public housing board, as follows:

Sec. 90-35. Powers and duties.

The public housing board is delegated the following authority:


- (1) Initiate programs or projects, including grant applications that further the policies and plans of the city's municipal housing agency, including tenant conduct and relations, in accordance with applicable local, state or federal laws, rules or regulations.
- (2) Interact with other governmental agencies with respect to the application for and implementation of grants and other funding programs.
- (3) Review and comment on the department director's annual operating and capital budgets prior to their submission to the city manager.
- (4) Buy, lease, sell or exchange supplies, equipment and materials and procure services or work to the extent unencumbered funds are available when such contracts or agreements exceed the amount set forth in Subdivision V, Procurement Division of Chapter 2, Administration of Article V, Departments of Division 3, Finance. All references to the city council in Subdivision V, Procurement Division of Chapter 2, Administration of Article V, Departments of Division 3 Finance of this Code shall be deemed to mean the public housing board in their application as provided in this chapter.

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- (a) In addition to the purchasing and procurement powers set forth in section (4) above the Public Housing Board may approve Competitive Proposal Contracts (a/k/a "negotiated procurement") for the procurement of goods and services submitted by the City Manager or the Director of Housing Services which comply with the procurement policies of the United States Department of Housing and Urban Development (HUD) as set forth in HUD procurement handbook No. 7460.8 REV 2.
- (5) Oversight of the development of municipal housing agency real property in accordance with governing board approved housing projects.

Sec. 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:



Mary A. Laughlin
Assistant City Attorney