

**A BILL FOR AN ORDINANCE AMENDING )  
LEBANON MUNICIPAL CODE )  
CHAPTER 3.04, PURCHASES )**

**Ordinance Bill No. 23  
for 2002  
Bill Number 2310**

THE PEOPLE OF THE CITY OF LEBANON DO ORDAIN AS FOLLOWS:

**Section 1.** Chapter 3.04 of the Lebanon Municipal Code, Purchases, is amended to read as follows:

**3.04.010 Title.**

This chapter shall be known and may be cited as the Purchasing Ordinance of the City of Lebanon.

**3.04.020 Definitions.**

For the purpose of this chapter, the following terms, phrases, words and their derivations shall have the meanings given herein:

- A. "Board" means the local Contract Review Board.
- B. "Competitive bidding" means the solicitation of competitive offers which follows the formal process for advertising, bid and bid opening required by ORS Chapter 279 and applicable rules of the Board.
- C. "Competitive quotes" means the solicitation of offers from competing vendors. The solicitation may be by advertisement or a request to vendors to make an offer. The solicitation and the offer may be in writing or oral.
- D. "Contract" or "Public Contract" means any purchase, lease or sale by the City of personal property, public improvements or services other than agreements which are exclusively for personal service.
- E. "Public Improvement" means any construction of improvements on real property by or for the City.
- F. "Purchasing Agent," "Purchasing Director" or "Public Contracting Officer" mean the City Administrator, or any department manager or director appointed by the City Administrator to exercise the functions of Purchasing Agent in the manner prescribed by this chapter.

**3.04.030 Local Contract Review Board**

The City Council is designated as the local Contract Review Board, and relative to

contract concerns of the City, it shall have all the power granted to the State Public Contract Review Board as it pertains to local purchasing and contracts.

3.04.040 Competitive Bid Requirement.

All public contracts shall be based upon competitive bids except as specified in this chapter.

3.04.060 Model Public Contract Rules – Adoption

The City adopts and incorporates herein by reference the “Public Procurement Rules”, Oregon Administrative Rules 137-030-000 through 137-040-0590, developed by the Oregon Attorney General, effective as of May 15, 2002.

3.04.080 Model Public Contract Rules – Adoption of Exemptions

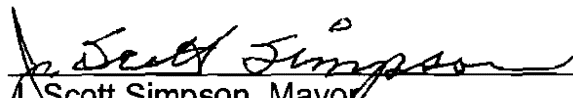
The City adopts as exemptions to the Public Procurement Rules as adopted in Section 3.04.060 of this chapter, the Public Contract Exemptions set forth in Oregon Administrative Rules 125-300-000 through 125-360-0030 as developed by the Oregon Attorney General, effective as of May 15, 2002.

3.04.100 Dispensing with Bids.

The City Council finds that in the case of, or classes of, contracts set forth or entered into after December 5, 1967, which are declared exempt from the requirements of Section 3.04.040, dispensing with bids will not encourage favoritism or substantially diminish competition for the reason that the amounts involved do not warrant competitive bidding and the cost of the competitive bidding process would be disproportionate to the costs and amounts involved, and would increase costs to the public without corresponding benefit thereto. Favoritism likewise will not be encouraged nor competition diminished by the dispensing with bids.

**Section 2.** The provisions of this ordinance shall become effective thirty days after its passage by the City Council.

Passed by the City Council by a vote of 5 yes and 0 no, on June 12, 2002.

  
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J. Scott Simpson, Mayor

Attest:

  
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John E. Hitt, City Recorder