

RESOLUTION 2015-20

A RESOLUTION TO AUTHORIZE THE CITY ADMINISTRATOR TO EXECUTE PROCUREMENT CONTRACTS AND AGREEMENTS ON BEHALF OF THE CITY AFTER AN AWARD HAS BEEN MADE PURSUANT TO CITY POLICY

WHEREAS, the Board of Mayor and Aldermen has established formal processes for the procurement of equipment, services, and materials valued more than Twenty-Five Thousand Dollars (\$25,000.00); and

WHEREAS, the Board of Mayor and Aldermen of the City of Franklin, Tennessee resolved on February 14, 2012 that it was in the best interests of the City to authorize the City Administrator to enter into contracts and agreements on behalf of the City in the amount of Twenty-Five Thousand Dollars (\$25,000.00) or less without seeking prior approval from the Board of Mayor and Aldermen; and

WHEREAS, since July 1, 2012, when the resolution referenced above took effect, the City Administrator has endeavored to report to the Board of Mayor and Aldermen of the City of Franklin, Tennessee at its next available meeting any and all contracts and agreements executed by the City Administrator on behalf of the City in the amount of Twenty-Five Thousand Dollars (\$25,000.00) or less; and

WHEREAS, the Board of Mayor and Aldermen of the City of Franklin, Tennessee now find that a recommended procurement contract or agreement, whether or not pertaining to the design and/or construction of new infrastructure and facilities, is not always ready for consideration by the Board of Mayor and Aldermen by the time a recommendation for award to a particular vendor, supplier, service provider or contractor pursuant to City policy is ready for consideration by the Board of Mayor and Aldermen; and

WHEREAS, the process of awarding a procurement to a particular vendor, supplier, service provider or contractor pursuant to City policy, whether or not pertaining to the design and/or construction of new infrastructure and facilities, even if that award is valued more than Twenty-Five Thousand Dollars (\$25,000.00), does not necessarily require the approval of the Board of Mayor and Aldermen, such as (1) whenever the award is based on an award made by another governmental entity or a cooperative purchasing arrangement, (2) whenever the award pertains to a category of sole-source purchases valued at or greater than \$25,000 anticipated by City Purchasing Policy as not requiring individual authorization by the Board of Mayor and Aldermen (but which shall be reported to the Board), (3) whenever the award pertains to an emergency purchase, and (4) whenever the award is of secondhand (used or demonstrator) goods, equipment, materials, supplies, or commodities pursuant to T.C.A. § 12-3-1202; and

WHEREAS, the Board of Mayor and Aldermen of the City of Franklin, Tennessee now find that it is in the best interests of the City to authorize the City Administrator to negotiate and execute procurement contracts and agreements, including those that do pertain to the design and/or construction of new infrastructure and facilities as well as those that do not, but are valued at more than Twenty-Five Thousand Dollars (\$25,000.00), on behalf of the City whenever an award to a particular vendor, supplier, service provider or contractor has been made pursuant to City policy; provided the award is for a particular product, service and/or scope of work, and provided the award is for an established total amount or established unit pricing, and provided the contract or agreement is reported to the Board of Mayor and Aldermen of the City of Franklin, Tennessee at its next available meeting.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, TENNESSEE THAT:

Section 1. The City Administrator is hereby authorized to negotiate and execute procurement contracts and agreements, including those that do pertain to the design and/or construction of new infrastructure and facilities as well as those that do not, but are valued at more than Twenty-Five Thousand Dollars (\$25,000.00), on behalf of the City of Franklin, Tennessee, whenever an award to a particular vendor, supplier, service provider or contractor has been made pursuant to City policy; provided the award is for a particular product, service and/or scope of work, and provided the award is for an established total amount or established unit pricing, and provided the contract or agreement is reported to the Board of Mayor and Aldermen of the City of Franklin, Tennessee at its next available meeting.

Section 2. This resolution shall be effective upon passage, the public welfare of the City requiring it.

Adopted this ____ day of _____, 2015.

ATTEST:

CITY OF FRANKLIN, TENNESSEE

BY: _____

Eric S. Stuckey
City Administrator / City Recorder

BY: _____

Dr. Ken Moore
Mayor

APPROVED AS TO FORM BY:

Kristen L. Corn, Assistant City Attorney