

CITY OF HAMILTON, MISSOURI

BILL NO. 0912181

ORDINANCE NO. 1692

**AN ORDINANCE AMENDING CHAPTER 25.140 OF THE CITY CODE
RELATING TO NOTICES FOR BIDS.**

Be it ordained by the Board of Aldermen of the City of Hamilton, Missouri as follows:

Section 1. Chapter 25.140 of the City Code relating to the bidding process is amended to read as follows:

25.140. Bidding process; contracts for fifteen thousand dollars or more.

(a) Except as otherwise provided in this Article, the Mayor or City Administrator shall not contract for the purchase of any supplies, materials, equipment or services costing fifteen thousand dollars (\$15,000.00) or more unless the bidding process of this Section has been followed.

(b) The Mayor or City Administrator shall advertise for sealed bids by either (i) publishing the notice in a newspaper of general circulation in the City, or (ii) by posting the notice for bids on the City's website, at least five (5) days before the time set for opening bids.

All bids must be sealed and addressed to the Mayor or City Administrator and must be received by 2:00 p.m. on the day specified in the advertisement for bids. The bids shall be opened by the Mayor or City Administrator at City Hall between 2:00 p.m. and 5:00 p.m. on the day the bids are due, if practicable. If not practicable, then the bids shall be opened on the earliest day thereafter that the Mayor or City Administrator is able to open the bids. The Mayor or City Administrator may require bidders to deposit a cashier's check or a certified check drawn on a solvent financial institution or a surety bond in an amount not less than five per cent (5%) of the bid. The deposit shall be forfeited to the City if the successful bidder fails or refuses to execute the contract.

(c) The Mayor or City Administrator may use an electronic bidding system if the system is secure and allows the bids to be opened only at the time designated for bid opening.

(d) The Mayor or City Administrator, after consulting with all affected departments, may recommend to the Board that the Board reject any or all bids, award the contract to the bidder that is the lowest and best responsive and responsible bidder, or split the award between two (2) or more bidders if, it is in the best interest of the City to split the award.

(e) The Board of Aldermen shall accept and award a bid by ordinance.

Section 2. That all ordinances or parts of ordinances therefore enacted which are in conflict herewith is hereby repealed.

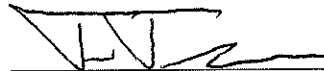
Section 3. It is the intent of the Board of Aldermen that this amendment be made a part of the City Code and such inclusion shall have the same force and effect as if the Ordinance had been included in the original code at the time of its adoption by the Board of Aldermen.

Section 4. That if any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The Board of Aldermen hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 5. This Ordinance shall be in full force and effect from and after the date of its passage and approval.

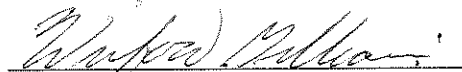
A copy of this Ordinance has been made available for public inspection prior to its adoption by the Board of Aldermen and this bill was read by title in the open meeting two times prior to its final passage.

Adopted by the Board of Aldermen this 12th day of September 2018.



Travis Trooper, President of
Board of Aldermen

Approved this 12th day of September 2018



Winford Gilliam, Mayor

Attest:



Debra Davis, City Clerk