

ORDINANCE NO. 2018

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LODI AMENDING
LODI MUNICIPAL CODE TITLE 2 – ADMINISTRATION AND PERSONNEL –
CHAPTER 2.12, "CITY MANAGER," BY REPEALING AND REENACTING
SECTION 2.12.060(T) RELATING TO CONTRACT AUTHORITY OF THE
CITY MANAGER FOR UTILITY INVENTORY PURCHASES

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LODI AS FOLLOWS:

Section 1. Lodi Municipal Code Title 2 – Administration and Personnel – Chapter 2.12, "City Manager," is hereby amended by repealing and reenacting Section 2.12.060(T) relating to contract authority of the City Manager and shall read as follows:

2.12.060 (T) Contracts: To execute on behalf of the City, without City Council approval, contracts, as defined in Lodi Municipal Code 3.20.015, in the amount of sixty thousand dollars or less, and to delegate authority to subordinate officers and employees to execute contracts without City Council or City Manager approval contracts in the amount of thirty thousand dollars or less to all directors or designees. Nothing in this section shall allow departure from the other purchasing requirements of Chapter 3.20 of this Code. For contracts of not less than thirty thousand dollars nor greater than sixty thousand dollars, the City Manager shall quarterly prepare for the City Council a report which includes a list of the contracts into which the city has entered during the previous three months. No contract shall be split into smaller segments to avoid the provisions of this subsection. (Government Code § 4526, Public Contract Code § 10359)

1. Utility Inventory Purchases. City Manager shall have authority to purchase and/or contract for Lodi Electric Utility Department and Public Works Department inventory items up to a maximum amount of two hundred fifty thousand dollars per transaction to address supply chain challenges. The City Manager shall quarterly prepare for the City Council a report which includes a list of the purchases and/or contracts in excess of thirty thousand dollars into which the city has entered during the previous three months. The Purchasing System set forth in Chapter 3.20 of this Code is suspended as it relates to the purchase of utility inventory items under this subsection.

Section 3 - No Mandatory Duty of Care. This ordinance is not intended to and shall not be construed or given effect in a manner which imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or property within the City or outside of the City so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

Section 4. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

Section 5. This ordinance shall be published one time in the "Lodi News Sentinel," a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect 30 days from and after its passage and approval.

Approved this 18th day of October, 2023.

 

MIKEY HOTH
Mayor

Attest:



OLIVIA NASHED
City Clerk

State of California
County of San Joaquin, ss.

I, Olivia Nashed, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 2018 was introduced at a regular meeting of the City Council of the City of Lodi held September 6, 2023, and was thereafter passed, adopted, and ordered to print at a regular meeting of said Council held October 18, 2023, by the following vote:

AYES: COUNCIL MEMBERS – Bregman, Craig, Nakanishi, Yepez, and Mayor Hothi

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None

I further certify that Ordinance No. 2018 was approved and signed by the Mayor of the date of its passage and the same has been published pursuant to law.



OLIVIA NASHED
City Clerk

Approved as to Form:



KATIE O. LUCCHESI
City Attorney