



ORDINANCE OF THE COUNCIL OF THE CITY OF FRESNO
PROPOSED AND INITIATED BY _____
MOVED BY Baines SECONDED BY Olivier

BILL NO. B-38

ORDINANCE NO. 2011-34

AMENDING SUBSECTION (c) OF SECTION 4-109 OF THE
FRESNO MUNICIPAL CODE, RELATING TO LOCAL
PREFERENCE IN CONTRACTS FOR CONSULTANT
SERVICES AND OTHER CONTRACTS.

THE COUNCIL OF THE CITY OF FRESNO DOES ORDAIN AS FOLLOWS:

SECTION 1. Subsection (c) of Section 4-109 of the Fresno Municipal Code is amended to read:
SEC. 4-109. LOCAL PREFERENCE IN CONTRACTS FOR CONSULTANT
SERVICES AND OTHER CONTRACTS.

(c) Other Contracts. The Purchasing Agent, in his or her discretion,
may extend a preference to a local business in the purchase of materials, supplies,
equipment, and/or public works construction for which competitive bidding in not
required by Charter Section 1208(a) provided that such preference is applied in
the same manner as described in Section 4-108 above: [and/or as otherwise
provided by resolution of the Council.]

SECTION 2. EFFECTIVE DATE. This ordinance shall become effective and in full
force and effect at 12:01 a.m. on the thirty-first day after its passage.

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Adopted 11-17-11
Approved 11-23-11
Effective 12-24-11



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STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, REBECCA E. KLISCH, City Clerk of the City of Fresno, certify that the foregoing ordinance was adopted by the Council of the City of Fresno, at a regular meeting held on the 17th day of November, 2011.

AYES : Baines, Borgeas, Olivier, Quintero, Xiong, Brand
NOES : None
ABSENT : Westerlund
ABSTAIN : None

Mayor Approval: November 23, 2011
Mayor Approval/No Return: N/A, 2011
Mayor Veto: N/A, 2011
Council Override Vote: N/A, 2011

REBECCA E. KLISCH
City Clerk

BY: Rebecca Klisch
~~Deputy~~

APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE

BY: James C. Sanchez
James C. Sanchez
City Attorney

RRC:elb: [57568elb.rrc] 10/26/11 Ord.



November 17, 2011

Council Adoption: 11/17/11

Mayor Approval:

Mayor Veto:

Override Request:



TO: MAYOR ASHLEY SWEARENGIN

RECEIVED

FROM: REBECCA E. KLISCH, CMC
City Clerk

REK

2011 NOV 23 PM 3:34

CITY CLERK, FRESNO CA

SUBJECT: TRANSMITTAL OF COUNCIL ACTION FOR APPROVAL OR VETO

At the Council meeting of 11/17/11, Council adopted the attached Ordinance No. 2011- 34 entitled **amend FMC re: local preference in contracts for consultant svcs and other contracts**, Item No. **1K**, by the following vote:

Ayes	:	Baines, Borgeas, Olivier, Quintero, Xiong, Brand
Noes	:	None
Absent	:	Westerlund
Abstain	:	None

Please indicate either your formal approval or veto by completing the following sections and executing and dating your action. Please file the completed memo with the Clerk's office on or before November 28, 2011. In computing the ten day period required by Charter, the first day has been excluded and the tenth day has been included unless the 10th day is a Saturday, Sunday, or holiday, in which case it has also been excluded. Failure to file this memo with the Clerk's office within the required time limit shall constitute approval of the ordinance, resolution or action, and it shall take effect without the Mayor's signed approval.

Thank you.

APPROVED:

VETOED for the following reasons: (Written objections are required by Charter; attach additional sheets if necessary.)


Ashley Swearengen, Mayor

Date: 11/23/11

COUNCIL OVERRIDE ACTION:

Date: _____

Ayes	:
Noes	:
Absent	:
Abstain	: