

(Published in the Tulsa Daily Commerce
& Legal News,

April 7, 2010)

ORDINANCE NO. 2220

AN ORDINANCE AMENDING TITLE 6, CHAPTER 4, TULSA REVISED ORDINANCES, BY ADDING THERETO SECTION 415, ENTITLED "PERFORMANCE-BASED EFFICIENCY CONTRACTS", PROVIDING FOR DEFINITIONS; PROVIDING FOR PERFORMANCE-BASED EFFICIENCY CONTRACTS, PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY OF TULSA:

Section 1. That Title 6, Chapter 4, Tulsa Revised Ordinances, be and the same is hereby amended by adding thereto Section 415 to read as follows:

"SECTION 415. PERFORMANCE-BASED EFFICIENCY CONTRACTS

A. **Definitions.** In addition to the definitions in Section 400 of this Title 6, Chapter 4, for the purpose of this Section 415, Performance-Based Efficiency Contract shall have the same meaning as set forth in Title 62 Section 318 of the Oklahoma Statutes as may be amended from time to time.

B. **Performance-Based Efficiency Contracts.** All Performance-Based Efficiency Contracts pertaining to supplies, materials, equipment or services shall be governed by Title 62 Section 318 of the Oklahoma Statutes, as may be amended from time to time, including limitations, if any, on the expenditures for such supplies, materials, equipment or services."

Section 2. SEVERABILITY CLAUSE. If any section, sentence, clause or phrase of this ordinance or any part thereof is for any reason found to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remainder of this ordinance or any part thereof.

Section 3. REPEAL OF CONFLICTING ORDINANCES. That all ordinances or parts of ordinances in conflict herewith be and the same are now expressly repealed.

Section 4. EMERGENCY CLAUSE. That an emergency is now declared to exist for the preservation of the public peace, health and safety, by reason whereof this ordinance shall take effect immediately from and after its passage and approval.

ADOPTED by the Council: MAR 25 2010
Date

ADOPTED as an emergency measure:

[Signature]
Date
[Signature]
Chairman of the Council

OFFICE OF THE MAYOR

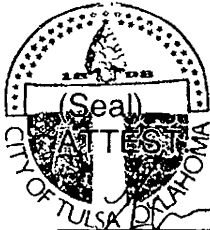
Received by the Mayor: _____, at _____
Date Time

Mayor

By _____
Secretary

APPROVED by the Mayor of the City of Tulsa, Oklahoma: 3/31/2010
Date
at 11:30 AM
Time

[Signature]
Mayor



[Signature]
Deputy City Clerk

APPROVED:
[Signature]
City Attorney

REQUEST FOR ACTION: ORDINANCE

Version: 02/27/2009

AGENDA FOR: MAYOR COUNCIL AUTHORITY: DATE: February 19, 2010
Tulsa City Clerk's Office: 596-7513 or 596-7514

FOR INFORMATION CONTACT:

DEPARTMENT: MAYORS OFFICE CONTACT NAME: Brett Fidler
ADDRESS: 175 E. 2nd Street, Fifteenth Floor TELEPHONE: 576-5093

ORDINANCE # _____

SUBJECT: Performance Based Efficiency Contracts

ORDINANCE TYPE: AMENDING PREVIOUS ORDINANCE BA or CT #: _____

AMENDMENT OF ORD#: _____ TRO TITLE: _____ TRO SUBTITLE: _____ PLANNING DISTRICT: _____

ZONING #: _____ SSID: _____ PUD #: _____ PROP/NON-PROP: _____ COUNCIL DISTRICT: _____

SUMMARY:

Amendment to Title 6, Chapter 4 (Purchasing), Tulsa Revised Ordinances, to add Section 415 defining "Performance Based Efficiency Contracts" and providing for utilization of such contracts in conformance with Oklahoma state statute 62 O.S. Sec. 318, and providing that such City contracts be governed by state law.

APPROVED BY MAYOR
CITY OF TULSA

MAR 31 2010

Approved by
City Council On

MAR 25 2010

BUDGET:

FINANCE DIRECTOR APPROVAL:

FUNDING SOURCE: N/A

REQUEST FOR ACTION: All department items requiring Council approval must be submitted through the Mayor's Office.

Council approval of amendment to Title 6, Chapter 4, Tulsa Revised Ordinances, providing for utilization of Performance Based Efficiency Contracts by City of Tulsa with respect to acquisitions of goods and/or services, in conformance with state law authorizing such contracts

DEPARTMENT HEAD APPROVAL: [Signature]

CITY ATTORNEY APPROVAL: [Signature]

BOARD APPROVAL: _____

MAYORAL APPROVAL: [Signature]

OTHER: _____

DATE: 2-24-10

3/2/10

3-8-10

FOR CITY COUNCIL OFFICE USE ONLY: 10-156-2

DATE RECEIVED: 3-9-10

COMMITTEE: DEP

COMMITTEE DATE(S): 3-23-10

FIRST AGENDA DATE: 3-11-10

HEARING DATE: _____

SECOND AGENDA DATE: 3-25-10

APPROVED: _____

For City Clerk's Office Use Only (Agenda Date: MMDDYYYY; Sec #; Dept #, Item #, Sub-Item #, Status: S=Synopsis):

03 - 29 - 2010

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