

TOWN OF MIAMI

ORDINANCE NO. 373

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF MIAMI, ARIZONA, AMENDING THE CODE OF MIAMI, ARIZONA, TITLE 2 ADMINISTRATION AND PERSONNEL, CHAPTER 2.32 PURCHASING POLICY, BY AMENDING SECTION 2.32.010 IN GENERAL, PARAGRAPH F EXCEPTIONS, SUBPARAGRAPH 2 RELATED TO COOPERATIVE PURCHASE AGREEMENTS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR PENALTIES

BE IT ORDAINED by the Common Council of the Town of Miami, Arizona, as follows:

Section I. In General.

The Code of Miami, Arizona, Title 2 Administration and Personnel, Chapter 2.32 Purchasing Policy is hereby amended by amending Section 2.32.010 In General, Paragraph F Exceptions, Subparagraph 2 to read as follows (deletions in ~~strikeout~~; additions in ALL CAPS):

2.32.010 IN GENERAL

* * *

2. Cooperative Purchasing: Cooperative purchases when other governmental units have bid the same item or service OR BY A PURCHASING COOPERATIVE USING A COMPETITIVE BIDDING PROCESS CONSISTENT WITH PUBLIC PROCUREMENT REQUIREMENTS, and if, in the opinion of the Purchasing Agent, a separate bidding process is not likely to result in a lower price for such items or services. Purchases from the state bid list are cooperative purchases.

* * *

Section II. Providing for Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

Section III. Providing for Severability.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the Code adopted herein by reference, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

Section IV. Providing for Penalties.

Any person found guilty of violating any provision of this Ordinance shall be guilty of a misdemeanor, and upon conviction thereof shall be punishable by a fine not to exceed Two Thousand Five Hundred Dollars (\$2,500) or by imprisonment for a period not to exceed six (6) months, or both such fine and imprisonment. Each day that a violation continues shall be a separate offense punishable as herein described.

PASSED AND ADOPTED by the Common Council of the Town of Miami, Arizona, this 10TH day of August, 2020, by the following vote:

AYES: 6

NAYES: 0 ABSENT: 0

EXCUSED: 1 ABSTAINED: 0

APPROVED this 10th day of August, 2020.

Sammy Gonzales
Sammy Gonzales, Mayor

ATTEST:

Karen Norris
Karen Norris, Town Clerk

APPROVED AS TO FORM:

Susan D. Goodwin
Gust Rosenfeld P.L.C.
Town Attorneys
By: Susan D. Goodwin

I, KAREN NORRIS, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. 373 ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF MIAMI, ARIZONA, ON THE 10th DAY OF August, 2020, WAS POSTED IN THREE PLACES AND ON THE WEBSITE OF THE TOWN OF MIAMI ON THE 13 DAY OF August, 2020.

Karen Norris
Karen Norris, Town Clerk

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