

**ORDINANCE #C2022-1**

**AN ORDINANCE AMENDING VARIOUS PROVISIONS OF THE PROCUREMENT CODE CONTAINED IN TITLE 1, CHAPTER 9 OF THE GALLUP CITY CODE; MORE SPECIFICALLY SECTIONS 2 (DEFINITIONS), 3 (CENTRAL PURCHASING OFFICE), 4 (RELEVANT EXEMPTIONS), 5 (GENERAL PROCUREMENT), 6 (COMPETITIVE SEALED BIDS), 7 (PROCUREMENT OF PROFESSIONAL SERVICES), 8 (QUALIFICATIONS BASED PROPOSALS; ARCHITECTS; ENGINEERS; LANDSCAPE ARCHITECTS; SURVEYORS), 9 (MISCELLANEOUS BID AND PROPOSAL MATTERS), 12 (TYPES OF CONTRACTS), 16 (SMALL PURCHASES), 17 (SOLE SOURCE OR EMERGENCY PROCUREMENT), AND 18 (RAPID PROCUREMENTS); AND SETING AN EFFECTIVE DATE.**

**WHEREAS**, NMSA 1978 §13-1-98(K) provides that the provisions of the New Mexico Procurement Code “shall not apply to municipalities having adopted home rule charters and having enacted their own purchasing ordinances“; and

**WHEREAS**, the City of Gallup is governed by a home rule charter first adopted by the electorate on April 7, 1981 that became effective on May 14, 1981; and

**WHEREAS**, pursuant to the authority granted NMSA 1978 §13-1-98(K), the City of Gallup enacted its own purchasing ordinance (Ordinance C2004-15) on November 9, 2004 which has not been amended since 2006; and

WHEREAS, the City of Gallup desires to enact the amendments contained herein to more closely align the ordinance with the standards, practices, and procedures contained in the New Mexico Procurement Code; to allow for more efficient processes and procedures made possible by advances in technology; and to expedite smaller purchases by raising monetary thresholds to account for the effect of inflation;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GALLUP THAT Title 1, Chapter 9 of the Gallup City Code is amended to conform to the “2022 PROCUREMENT CODE AMENDMENTS” which is attached hereto, and incorporated herein, by reference.

Effective Date: This Ordinance shall become effective thirty (30) days after the date of adoption.

**PASSED, ADOPTED AND APPROVED THIS 26<sup>th</sup> DAY OF APRIL, 2022.**

CITY OF GALLUP

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LOUIE BONAGUIDI, MAYOR

ATTEST:

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ALFRED ABEITA II, CITY CLERK