

ORDINANCE NO. 2020

**AN ORDINANCE TO AMEND CHAPTER 35 OF THE PAPILLION MUNICIPAL CODE ENTITLED FISCAL MANAGEMENT TO CONFORM WITH STATUTORY LANGUAGE AND TO PROVIDE AN EFFECTIVE DATE THEREOF.**

BE IT ORDAINED by the Mayor and City Council of the City of Papillion as follows:

Section 1: That Section 24 of Chapter 35, entitled "Fiscal Management" of the Papillion Municipal Code is amended to read as follows:

§ 35-24 **Contract advertising.**

A. No contract for goods or services costing \$50,000 or more shall be made unless it is first approved by the City Council.

B. No contract costing over \$30,000 for enlargement or general improvements, such as water extensions, sewers, public heating systems, bridges or work on streets or any other work or improvement where the cost of such improvement shall be assessed to the property, shall be made unless it is first approved by the City Council. Before such contract shall be approved, an estimate of the cost thereof shall be made by the City Engineer and submitted to the Council. No contract shall be entered into for any such enlargement or improvement or for the purchase of the equipment used in the construction of such enlargement or improvement, for any price exceeding \$30,000 without advertising for bids, except a contract may be negotiated directly with a sheltered workshop pursuant to Neb. R.R.S. § 48-1503. In advertising for bids the Council may cause the amount of the City Engineer's estimate to be published therewith. Bids shall be advertised by publishing such advertisement at least 10 days in a legal newspaper of general circulation in the municipality prior to the opening of any bids; provided that in the case of a public emergency which is a serious danger resulting from infectious or contagious diseases, destructive windstorms, floods, snow, war or an exigency or pressing necessity or unforeseen need calling for immediate action or remedy to prevent a serious loss of or serious injury or damage to life, health or property, estimate of costs and advertising for bids may be waived in emergency ordinance when adopted by a 3/4 vote of the Council and entered of record.

C. If after advertising for bids as provided in this section, the Council receives fewer than two bids on a contract for any work or improvement services, material or labor, or if the bids received by the Council contain a price which exceeds the estimated cost of the project, the Mayor and Council shall have the authority to negotiate a contract in an attempt to complete the proposed project at a cost commensurate with the estimate given. If materials are of such a nature that, in the opinion of the manufacturer and with the concurrence of the Council, no cost can be estimated until the materials have been manufactured or assembled to the specific qualifications of the purchasing municipality, the Council may authorize the manufacture and


assemblage of such materials and may thereafter approve the estimated costs expenditure when it is provided by the manufacturer. The municipal bidding procedure shall be waived when materials or equipment are purchased at the same price and from the same seller as materials or equipment which have formerly been obtained pursuant to the State of Nebraska bidding procedure of Neb. R.R.S. Chapter 81, Article 1.

Section 2: That Section 24 of Chapter 35 of the Papillion Municipal Code, as previously enacted, should be and is hereby repealed in its entirety.

Section 3: Effective Date. This Ordinance shall be in full force and effect fifteen (15) days after its passage. The City Clerk is directed to effectuate the publishing of this Ordinance for at least one (1) week in a newspaper in general circulation within the City of Papillion, which publication must take place within fifteen (15) days of the passage of this Ordinance by the City Council. The City Clerk shall cause this Ordinance to be published in book or pamphlet form. This Ordinance shall have the same force and effect as though it had been published at large. A copy of said Ordinance shall be filed for use and examination by the public in the office of the City Clerk.

PASSED AND APPROVED THIS 4th DAY OF June, 2024.

CITY OF PAPILLION



\_\_\_\_\_  
David P. Black  
Mayor

ATTEST:

Nicole Brown  
\_\_\_\_\_  
Nicole Brown, City Clerk



First Reading: 4/16/2024  
Second Reading: 5/7/2024  
Third Reading: 6/4/2024