

**ORDINANCE NO. 1329**

**AN ORDINANCE REVISING SECTION 1-1025 OF THE RALSTON MUNICIPAL CODE TITLED "FISCAL MANAGEMENT; CONTRACT ADVERTISING" TO REQUIRE CITY COUNCIL APPROVAL OF CONTRACTS OVER \$30,000; TO REPEAL PROVISIONS IN CONFLICT THEREWITH; TO PROVIDE AN EFFECTIVE DATE; AND TO AUTHORIZE THAT SAID ORDINANCE BE PUBLISHED IN PAMPHLET FORM.**

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF RALSTON, NEBRASKA.

That on the 16<sup>th</sup> day of April 2024, the Ralston City Council conducted a regularly scheduled public hearing at which it considered revising Chapter 1, section 1025, of the Ralston Municipal Code titled "Fiscal Management; Contract Advertising" to require City Council approval of contracts over \$30,000. Upon consideration of such, the Ralston City Council approved the revision of §1-1025 so that after passage of this ordinance said sections shall read as follows:

**§1-1025 FISCAL MANAGEMENT; CONTRACT ADVERTISING.**

1. No contract for services, labor or material costing over \$30,000 shall be made unless it is first approved by the City Council. Lettings, public notices and seal bids shall not be required except as provided in paragraph 2 below or Article XV of this Chapter.
2. Before the City Council shall make any contract in excess of \$30,000 for enlargement or general improvements, such as water extensions, sewers, public heating systems, bridges, work on streets, or any other work or improvement where the cost of such improvement shall be assessed to the property, an estimate of the cost thereof shall be made by the City Engineer and submitted to the City Council, and no contract shall be entered into for any such enlargement or general improvement, or for the purchase of such equipment used in the construction of such enlargement or general improvement, for any price exceeding \$30,000 without advertising for bids. Such advertisement shall be published at least seven days prior to the bid closing in a legal newspaper in or of general circulation in the City. In case of a public emergency 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, estimates of costs and advertising for bids may be waived in the emergency ordinance authorized by section 1-805 when adopted by a three-fourths (3/4) vote of the City Council and entered on record. If after advertising for bids as provided in this section, the City Council receives fewer than two bids on a contract, or if the bids received by the City Council contain a price which exceeds the estimate cost, the Mayor and the City Council may negotiate a contract in an attempt to complete the proposed enlargement or general improvement at a cost commensurate with the estimate given.

If the materials are of such a nature that, in the opinion of the manufacturer and with the concurrence of the City Council, no cost can be estimated until the materials have been manufactured or assembled to the specific qualifications of the City, the City Council may authorize the manufacture and assemblage of such materials and may thereafter approve the estimated cost expenditure when it is provided by the manufacturer. The bidding procedure herein may be waived by the City Council 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 bidding procedure; when the contract is negotiated directly with a sheltered workshop as defined by state law; and when required to comply with any federal grant, loan or program. (Ref. 16-321, 16-321.01 RS Neb.)

Any and all Ordinances or portions thereof which are in conflict herewith are hereby repealed.

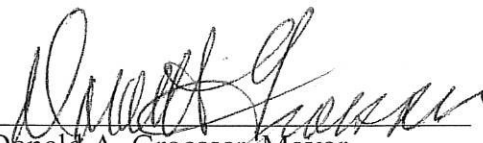
This Ordinance becomes effective fifteen days after passage by the City Council and Mayor of the City of Ralston, Nebraska.

This Ordinance is directed to be published in pamphlet form by amending the pamphlet form of the Municipal Code of the City of Ralston.


DATED this 16<sup>th</sup> day of April, 2024.



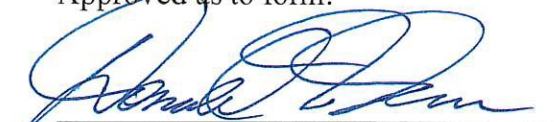
CITY OF RALSTON, NEBRASKA

  
Donald A. Groesser, Mayor

ATTEST:

  
Maura Kelly Ryan, City Clerk

Approved as to form:

  
Donald F. Ficenec, City Attorney