

ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor's Legislative Team
at MileHighOrdinance@DenverGov.org by **3:00pm on Monday**. For any questions please contact Skye Stuart.

****All fields must be completed.****
Incomplete request forms will be returned to sender which may cause a delay in processing.

Date of Request: 05/15/2015

Please mark one: **Bill Request** or **Resolution Request**

1. Has your agency submitted this request in the last 12 months?

Yes **No**

If yes, please explain:

2. Title: Allowing City Council to approve City Contracts over \$500,000 by resolution. Amending Section 13-11.5 of Article II of Chapter 13 of the Revised Municipal Code.

3. Requesting Agency: Clerk and Recorder

4. Contact Person: *(With actual knowledge of proposed ordinance/resolution.)*

- **Name:** Juan Guzman on behalf of Debra Johnson (OCR) and Shaun Sullivan (CAO)
- **Phone:** 720.865.8692
- **Email:** juan.guzman@denvergov.org

5. Contact Person: *(With actual knowledge of proposed ordinance/resolution who will present the item at Mayor-Council and who will be available for first and second reading, if necessary.)*

- **Name:** Debra Johnson (OCR) and Shaun Sullivan (CAO)
- **Phone:** 720.913.8666
- **Email:** debra.johnson@denvergov.org

6. General description/background of proposed ordinance including contract scope of work if applicable:

Goal: To decrease the processing time for City Contract administration. City Council has the authority to approve contracts by ordinance or resolution per Denver Revised Municipal Code. Approving contracts is an administrative function, therefore, does not require legislative action.

****Please complete the following fields:** *(Incomplete fields may result in a delay in processing. If a field is not applicable, please enter N/A for that field – please do not leave blank.)*

- a. **Contract Control Number:** N/A
- b. **Contract Term:** N/A
- c. **Location:** N/A
- d. **Affected Council District:** N/A
- e. **Benefits:** To decrease the processing time for City Contract administration.
- f. **Contract Amount (indicate amended amount and new contract total):**

7. Is there any controversy surrounding this ordinance? (Groups or individuals who may have concerns about it?) Please explain.

This issue was initially present to Council in 2013 by the Clerk & Recorder and before that by the City Attorney's Office. At the time, there was additional information requested by Council.

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: _____

Date Entered: _____

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2015

COUNCIL BILL NO. _____
COMMITTEE OF REFERENCE:
Technology & Governance

A BILL

For an ordinance amending Section 13-11.5 of Article II of Chapter 13 of the Revised Municipal Code.

Whereas, Section 3.2.6 of the Charter requires that City Council approve certain contracts and leases entered into by the City; and

Whereas, Section 3.2.6 allows City Council to approve contracts by ordinance or resolution; and

Whereas, approval of contracts is an administrative function not requiring legislation; and

Whereas, City Council can exercise its oversight of certain contracts and leases by approving them by resolution and reduce the time it takes to complete a contract with the city; and

Whereas, City Council desires to make the city's contracting process more friendly to the residents, businesses and nonprofit entities who contract with the city by reducing the contracting time.

NOW THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. That Section 13-11.5, "Resolutions", of the Revised Municipal Code is hereby amended by adding language underlined as follows:

"Sec. 13-11.5. Resolutions.

(a) *Action by resolution allowed.* The council shall act by bill and ordinance on any matter requiring the approval of the council, except as otherwise provided by this section. In lieu of a bill and ordinance, council may act by resolution upon the following matters:

(1) An appointment or confirmation of an appointment to any board or commission or to any other office or position of employment for which council is the appointing authority, and the removal of any such appointee or employee;

(2) The adoption or amendment of any council rule of procedure pursuant to section 3.3.2 of the Charter.

(3) Approval of any action required by state or federal law, when approval by resolution is permitted by the applicable state or federal law.

(4) The approval of any temporary license or permit in or to any street, alley or public place pursuant to section 3.2.7 of the Charter.

(5) The approval of any plat and dedication of any street, alley or other public highway pursuant to section 1.1.12 of the Charter.

(6) The establishment of any right of way for streets, alleys, highways or other thoroughfares pursuant to section 2.3.3(A) of the Charter.

(7) The approval of the settlement of a liability claim as provided in section 20-1(d) of the Code.

(8) The approval of a lease or contract pursuant to Section 3.2.6 of the Charter.”

COMMITTEE APPROVAL DATE: May 19, 2015

MAYOR-COUNCIL DATE:

PASSED BY THE COUNCIL: _____, 2015

_____ - PRESIDENT

APPROVED: _____ - MAYOR _____, 2015

ATTEST: _____ - CLERK AND RECORDER,
EX-OFFICIO CLERK OF THE
CITY AND COUNTY OF DENVER

NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2015; _____, 2015

PREPARED BY: T. Shaun Sullivan, Assistant City Attorney DATE:

Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to § 3.2.6 of the Charter.

D. Scott Martinez, City Attorney for the City and County of Denver

BY: _____, Assistant City Attorney DATE: _____, 2015