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WHEREAS, The City of Roswell is a local public body subject to the Procurement Code NMSA 1978, § 13-1-67, and

WHEREAS, The Governing Body shall control the finances and property of the municipality, appropriate money for municipal purposes only, and provide for payment of debts and expenses of the municipality, NMSA 1978, § 3-37-2.

SECTION 1. Chapter 2 of the Roswell Code is amended as follows

Sec. 2-141. Application of procurement code.

Sec. 2-141. Application of procurement code.

- (d) Following a 30-day notice and comment period to the Governing Body, ~~T~~the city manager is authorized to adopt and amend policies and procedures for purchases of tangible personal property, services and construction on behalf of the city that are consistent with the provisions of the procurement code. The policies and procedures shall be updated to conform to changes made to the procurement code by the state legislature. The city manager may adopt additional requirements and controls for procurements which are more restrictive than the procurement code.

1 (e) The threshold amounts set forth under the definition of "small purchases" under
2 the procurement code (NMSA 1978, § 13-1-125), as may be amended, shall apply as part of the
3 city's policies and procedures for the purchases of tangible personal property, services and
4 construction on behalf of the city.

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6 (f) All purchases of tangible personal property, services and construction on behalf of
7 the city shall be subject to the city's policies and procedures for purchasing unless otherwise
8 exempted by the provisions of the procurement code.
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12 Sec. 2-146 – Approval of Contracts
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14 (a) Before execution, any contract subject to the procurement code valued over \$60,00.00
15 per annum shall be approved by the governing body, excluding emergency
16 procurements, which shall be ratified as circumstances require.
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18 1. Procurements under existing contracts are not subject to the above provision if
19 funds have been appropriated for the applicable fiscal year.
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21 2. Monthly, all purchases made subject to existing contracts shall be presented to
22 the Finance Committee.
23

24 (b) Whenever a competitive sealed proposal is required under the procurement code, the
25 award of such a proposal shall be approved by the Governing Body.
26

27 (c) The City Manager shall cause to be presented to the appropriate Governing Body
28 committee, for prior approval, any competitive sealed proposal whose cost is not
29 appropriated for the applicable fiscal year. Such presentation shall include the best
30 estimate of anticipated costs for the proposal.
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32 1. Any competitive sealed proposal whose cost is not budgeted for the fiscal year
33 may be placed immediately on the full governing body agenda by the Mayor
34 if it is in the financial interest or general welfare of the City.
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39 Secs. 2-147 - 2-180. Reserved.
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41 PASSED, ADOPTED, SIGNED and APPROVED _____, _____.
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Timothy Z. Jennings, Mayor

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