

**TOWN OF PARADISE
ORDINANCE NO. 499**

**AN ORDINANCE OF THE TOWN OF PARADISE AMENDING
SECTION 2.45.070 OF THE PARADISE MUNICIPAL CODE
RELATING TO PURCHASES**

The Town Council of the Town of Paradise, State of California, does **ORDAIN AS FOLLOWS:**

SECTION 1. Section 2.45.070 of the Paradise Municipal Code is amended to read:

Bidding-Generally. Purchases of supplies and equipment shall be by bid process pursuant to Sections 2.45.080 and 2.45.090 of this chapter except when one of the following conditions applies:

- A. When an emergency requires that a purchase order be placed immediately with the nearest available source of supply;
- B. When the commodity can be obtained from only one vendor. A commodity shall be considered obtainable only from one vendor when only one vendor offers it for sale, lease or rental, or when only one vendor is able to do so within the time frame and/or under the terms and conditions which reasonably meet the needs of the town, or when there is a sole distributor or manufacturer of a product or service such that there is no acceptable substitute within a specific geographical area;
- C. When the professional services are unique and not appropriate for competitive bidding;
- D. When, through cooperative purchasing with the state, the county, and other public agencies, the advantages of large-scale buying may be obtained;
- E. When purchasing from or selling to another governmental agency is beneficial to the interests of the town;
- F. When there is a breakdown in essential machinery, essential services, or when unforeseen circumstances arise, including delays by contractors, delays in transportation, and unanticipated volume of work, which require the immediate attention of a professional or immediate service/repair in order to protect public health, safety and welfare.
- G. When computer software is required for a specific town service or activity and its selection is evaluated and determined by the Purchasing Officer based on the software being the most effective solution for the service or activity.

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SECTION 2. This ordinance shall take effect thirty (30) days after the date of its passage. Before the expiration of fifteen (15) days after its passage, this ordinance or a summary thereof shall be published in a newspaper of general circulation published and circulated within the Town of Paradise along with the names of the members of the Town council of Paradise voting for and against same.

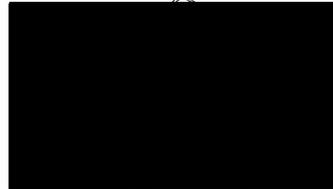
PASSED AND ADOPTED by the Town Council of the Town of Paradise, County of Butte, State of California, on this 11th day of May 2010, by the following vote:

AYES: Steve "Woody" Culleton, Joe DiDuca, Frankie Rutledge, and Scott Lotter, Mayor

NOES: None

ABSENT: Alan White

NOT VOTING: None



Scott Lotter, Mayor

ATTEST:



JOANNA GUTIERREZ, Town Clerk

AS APPROVED TO FORM:



DWIGHT L. MOORE, Town Attorney