ORDINANCE

NARROWING THE REASONS THAT PERMIT AN IMMEDIATE CONTRACT AWARD

CITY OF NASHUA

In the Year Two Thousand and Ten

The City of Nashua ordains that Part I "Administrative Legislation", Chapter 5 "Administration of Government", Article XVII "Purchasing Manager", Section 5-90 "Authority of Finance Committee", subsection G, of the Nashua Revised Ordinances, as amended, be and is hereby further amended by adding the new underlined language as follows:

"§ 5-90. Authority of Finance Committee.

. . .

G.   The Mayor may determine that an immediate contract award is necessary to protect the public health or safety or to avoid substantial financial loss to the City associated with any property owned or controlled by the City and that the circumstances do not permit the convening of a special meeting of the Finance Committee or the Board of Aldermen in time to deal with the emergency. The written finding, specifying in detail the reason for the contract, the need for immediate action, and the contract terms and amounts, shall be addressed to the Board of Aldermen and filed with the City Clerk, in which event award of the contract may be made immediately by the Mayor without aldermanic approval, and shall be presented to the Finance Committee at its next meeting for review."

This ordinance shall become effective upon date of passage.

All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

LEGISLATIVE YEAR 2010

ORDINANCE: O-10- 37

PURPOSE: **Narrowing the reasons that permit an immediate contract award**

SPONSOR(S):   Alderman-at-Large David W. Deane

**COMMITTEE
ASSIGNMENT:**

FISCAL NOTE: **Unable to be determined.**

ANALYSIS

This legislation would narrow the reasons that permit an immediate contract award in an emergency situation by limiting the existing reason of "avoid[ing] substantial financial loss to the city" to just losses associated with any property owned or controlled by the city.

Approved as to form: **Office of Corporation Counsel**

By: _Dorothy Clarke_

Date: _October 7, 2010_