

ORDINANCE NO. 2022-18

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA, AMENDING CHAPTER 2, ADMINISTRATION, ARTICLE I, IN GENERAL, SECTION 2-10, POWERS OF THE CITY MANAGER; UPDATING THE CITY MANAGER'S PURCHASING AUTHORITY LIMIT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Manager has recommended that the City Council authorize an increase in the City Manager's purchasing limitation from \$15,000 to \$22,500 to account for inflationary increases in the costs of purchased goods and services since the limitation was last considered in February 2007; and

WHEREAS, section 2-10(1) of the City's Code of Ordinances requires amendment to effectuate this update; and

WHEREAS, the City Council has determined to support the recommendation and desires to amend the Code of Ordinances to effectuate the update.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of West Melbourne, Brevard County, Florida, that:

Section 1. Findings. The foregoing "Whereas" clauses are hereby ratified and incorporated as findings of the City Council and as the legislative intent of this ordinance.

Section 2. Updating the City Manager's Purchasing Authority Limit. Chapter 2, Administration, Article I, In General, Sec. 2-10 – Powers of the City Manager, subsection (1) shall be amended and read as follows (deletions are indicated in ~~striketrough~~, and additions in underline):

"(1) The city manager shall have the authority to contract for, or otherwise purchase, all materials, parts, supplies, equipment and services required by any department or agency of the city, in dollar amount of ~~\$15,000~~ \$25,000 or less. The City Manager shall reflect such expenditures in a separate or combined report to the council on a periodic basis."

Section 3. Severability. The provisions of this ordinance are declared to be severable and if any section, sentence, clause or phrase of this ordinance shall for any reason be held by a court of competent jurisdiction to be invalid or unenforceable, such decision shall not affect the validity of the remaining terms, provisions, clauses, sentences, or sections of this ordinance but they shall remain in effect, it being the legislative intent that this ordinance shall stand notwithstanding the invalidity of any part.

Section 4. Conflict with Other Ordinances. The provisions of this ordinance shall supersede any provision of existing ordinances in conflict herewith to the extent of said conflict.

Section 5. Inclusion in Code. It is the intention of the City Council of the City of West Melbourne that the provisions of this ordinance hereto shall be made a part of the City of West Melbourne Code of Ordinances and the sections be renumbered to accomplish such intention.

Section 6. Effective Date. This ordinance shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the City Council of the City of West Melbourne, Brevard County, Florida, this 7th day of September, 2022.

1st READING: August 9, 2022

2nd READING: September 7, 2022