

ORDINANCE #	23-3299
Introduction Date:	10/3/23
Hearing Date:	10/17/23
Passage Date:	10/17/23
Effective Date:	10/26/23

AN ORDINANCE AMENDING THE CODE OF THE CITY OF SUMMIT, CHAPTER 2, ARTICLE 3, SECTION 2-13, PURCHASING DEPARTMENT, SUBSECTION 2-13.5, BID THRESHOLD (*QPA AUTHORITY TO AWARD ALL CONTRACTS UNDER ESTABLISHED BID THRESHOLD*)

Ordinance Summary: P.L. 2023, C. 30, the “Elections Transparency Act,” made significant changes to New Jersey’s pay-to-play laws. This ordinance repeals and replaces Chapter 2, Article 3, Subsection 2-13.5 of the City Code to reflect formalization of the Qualified Purchasing Agent’s authority, pursuant to N.J.S.A. 40A:11-9.a, to award all contracts under the bid threshold established by N.J.S.A. 40A:11-3.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SUMMIT, as follows:

Section 1. That Subsection **2-13.5, Bid Threshold**, of the Code be repealed and replaced in its entirety to read as follows:

2-13 Purchasing Agent

2-13.5 Bid Threshold

- a. Upon the appointment of a Qualified Purchasing Agent pursuant to N.J.S.A.40A:11-9, the City of Summit bid and quote threshold for public bodies with a designated Qualified Purchasing Agent will be established pursuant to N.J.S.A. 40A:11-3.
- b. The Qualified Purchasing Agent may award all contracts for the provision of goods or services permitted by law on behalf of the City of Summit up to the City of Summit’s established bid threshold pursuant to N.J.S.A. 40A:11-3, subject to meeting the requirements of all laws applicable to the total cost of said contract and procurement method used.

Section 2. All Ordinances or parts of Ordinances inconsistent herewith are repealed to the extent of such inconsistency.

Section 3. If any word, phrase, clause, section or provision of this ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect.

Section 4. This Ordinance shall take effect immediately upon final passage and publication as required by law.

Dated: October 17, 2023

I, Rosalia M. Licatase, City Clerk of the City of Summit, do hereby certify that the foregoing ordinance was duly passed by the Common Council of said City at a regular meeting held on Tuesday evening, October 17, 2023.

Approved:

Mayor

City Clerk