



City of Philadelphia

City Council
Chief Clerk's Office
402 City Hall
Philadelphia, PA 19107

RESOLUTION NO. 120034

Introduced January 26, 2012

Councilmember Green

**Referred to the
Committee on Law and Government**

RESOLUTION

Proposing an amendment to The Philadelphia Home Rule Charter relating to employment of City residents by certain City contractors and recipients of City financial assistance, and providing for the submission of the amendment to the electors of Philadelphia.

WHEREAS, Under Section 6 of the First Class City Home Rule Act (53 P.S. §13106), an amendment to The Philadelphia Home Rule Charter may be proposed by a resolution of the Council of the City of Philadelphia adopted with the concurrence of two-thirds of its elected members; now, therefore,

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That the following amendment to The Philadelphia Home Rule Charter is hereby proposed and shall be submitted to the electors of the City on an election date designated by ordinance:

ARTICLE II LEGISLATIVE BRANCH

The Council — Its Election,
Organization, Powers and Duties

CHAPTER 3 LEGISLATION

* * *

Section 2-309. Leases and Contracts.

* * *

City of Philadelphia

RESOLUTION NO. 120034 continued

(6) Council may, by ordinance, require that certain or all City contracts and City awards of financial assistance include provisions requiring a contractor or recipient of City financial assistance to comply or make good faith efforts to comply with Council guidelines for employment of a certain percentage of City residents, where available, to perform work on such contracts or projects funded by financial assistance.

* * *

ARTICLE VIII PROVISIONS OF GENERAL APPLICATION

* * *

CHAPTER 2 CONTRACTS, PROCUREMENT, PROPERTY AND RECORDS

* * *

§8-200. Contracts.

(1) Except in the purchase of unique articles or articles which for any other reason cannot be obtained in the open market, competitive bids shall be secured before any purchase, by contract or otherwise, is made or before any contract is awarded for construction, alterations, repairs or maintenance or for rendering any services to the City other than professional services and the purchase shall be made from or the contract shall be awarded to the lowest responsible bidder; provided, however, that City Council may, by ordinance, prescribe bid preferences for businesses located in or doing business in Philadelphia, *and provided further that Council may by ordinance require, to the extent permitted by applicable law, that businesses submitting bids for certain City contracts undertake to employ a certain percentage of City residents to perform work on such contracts, or may provide for bid preferences in connection with such resident employment;* and provided further that Council may, by ordinance, regulate the process by which purchases and contracts not subject to the lowest responsible bidder requirement of this paragraph are awarded, and may require that contracts with agencies (as that term is defined in subsection 6-400(c) of this Charter) or with other entities include provisions obligating such agencies or entities to comply with any process established by Council under the authority of this subsection, except that such regulations may not require Council authorization of a contract unless Council authorization is required by some other provision of this Charter.

* * *

Explanation:

Italics indicate new matter added.