

## Legislation Text

File #: 120146, Version: 0

Proposing an amendment to The Philadelphia Home Rule Charter to establish within the City's procurement process, a preference for products and goods made in the City of Philadelphia, the Commonwealth of Pennsylvania and the United States of America and its Territories; a preference for products that are environmentally responsible and sustainable; all under certain terms and conditions; 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:

***Bold italics*** indicates matter added by this amendment.

~~Strikethrough~~ indicates matter deleted by this amendment.

### 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, ***for products and goods made in the City of Philadelphia, the Commonwealth of Pennsylvania and the United States of America and its Territories, and for products that are environmentally responsible and sustainable***; 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 <[http://www.amlegal.com/nxt/gateway.dll?f=id\\$Id=The%20Philadelphia%20Code%3Ar%3A80e5\\$cid=pennsylvania\\$t=document-frame.htm\\$an=JD\\_HRC-6-400\\$3.0](http://www.amlegal.com/nxt/gateway.dll?f=id$Id=The%20Philadelphia%20Code%3Ar%3A80e5$cid=pennsylvania$t=document-frame.htm$an=JD_HRC-6-400$3.0)> (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.

\* \* \*