



# Potential City Charter Amendments

3.6

AUGUST 7, 2018



# Background

1. Background and Direction
2. Survey Results
3. Recommendations and Next Steps

# Direction

## October 17, 2017

- ▶ Direct the City Manager and City Attorney to draft ballot language, removing Mayor and Council from setting Mayor and Council salaries.
- ▶ Direct the City Manager to develop other “clean-up” Charter amendments to accompany this measure, saving funds.

## April 3, 2018

- ▶ Direct the City Manager and City Attorney to evaluate alternatives that would update and streamline the bidding process, including conducting polling to ascertain the viability of amendments to the City Charter.

## June 26, 2018

- ▶ Direct the City Manager to conduct additional polling and to separate the two charter amendments.

# Procurement Charter Change Recommendations

## June 26, 2018 Discussion

- ▶ Provide “Best Value” option for toolbox
- ▶ Increase threshold for minor public works projects to \$600,000
- ▶ Decrease threshold for design-build to \$1 million
- ▶ Increase opportunities for local, small, and disadvantaged businesses

# Survey Results

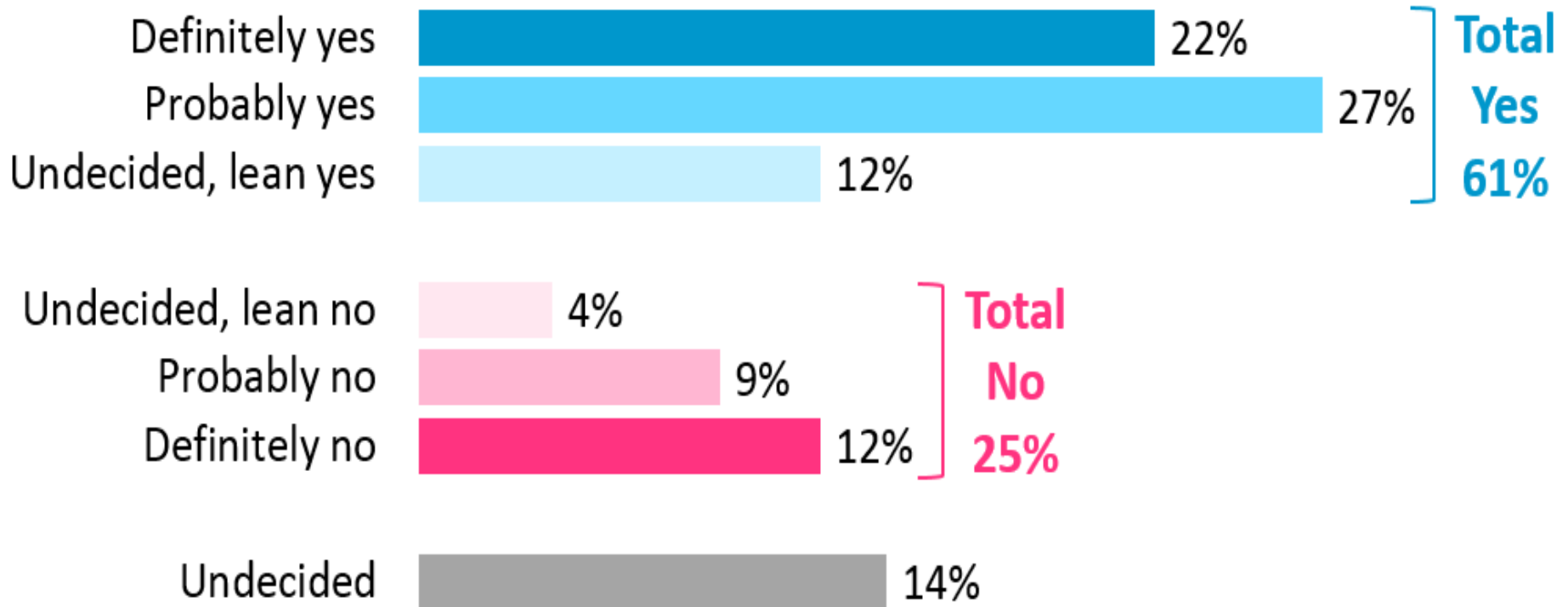
**PROCUREMENT  
CHARTER CHANGE**

# Procurement Charter Measure Ballot Question Tested

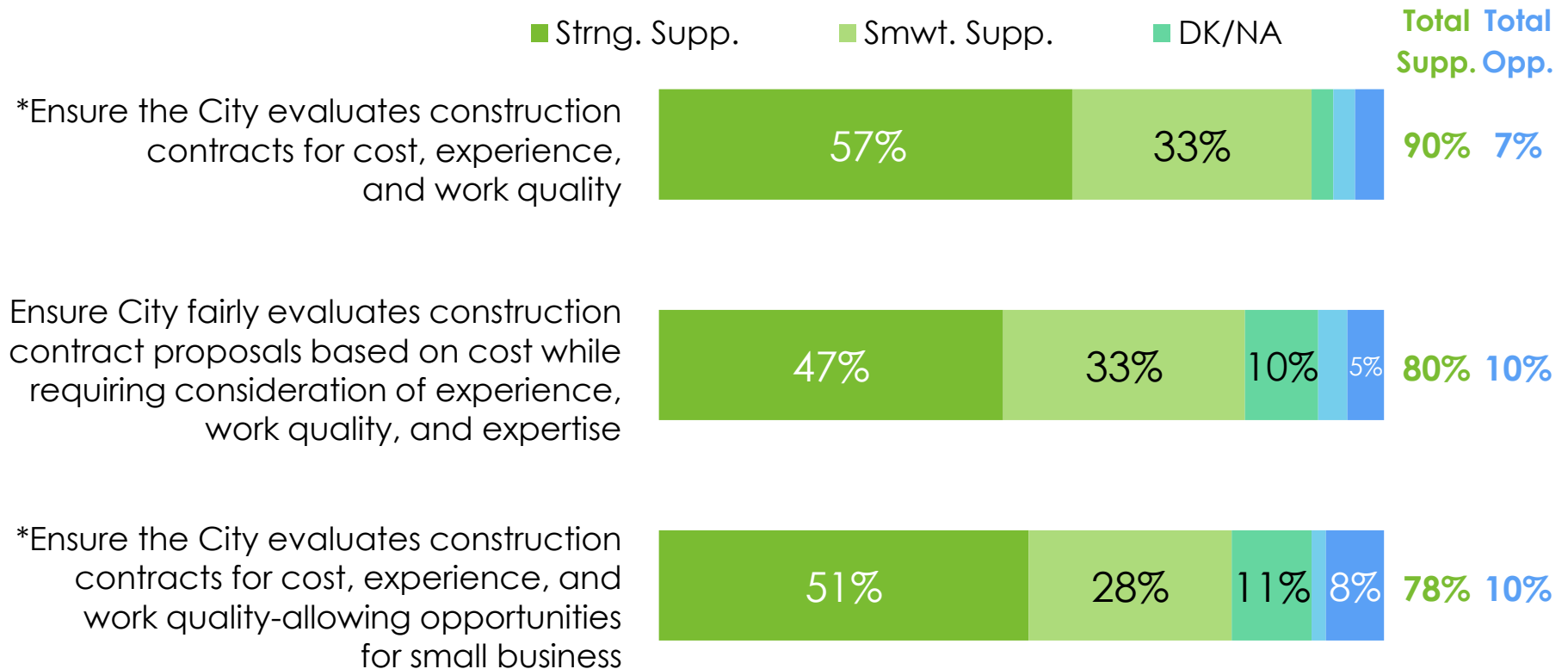
**Construction Contract Procurement Modernizations.** Shall the City of San José's Charter be amended to:

- ▶ Prioritize selecting contractors based on cost, but enable factors like experience and work quality to be considered;
- ▶ Allow more opportunities for small, local, and economically disadvantaged businesses to compete for city construction contracts;
- ▶ Modify the bidding threshold from \$100,000 to \$600,000, adjusted annually for inflation;
- ▶ Lower the “design-build” contract threshold from \$5 million to \$1 million; and
- ▶ Allow modernization of public noticing for construction contracts?

# Procurement Measure Survey Results



Prior Survey: Voters clearly want proposals evaluated on cost, experience, and work quality.





# Procurement Charter Measure: Recommended Ballot Question

**Construction Contract Procurement Modernizations.** Shall the City of San José's Charter be amended to:

- ▶ Prioritize selecting contractors based on cost, but enable consideration of factors like experience and work quality;
- ▶ Allow more opportunities for small, local, and economically disadvantaged businesses to compete for contracts;
- ▶ Modify the bidding threshold from \$100,000 to \$600,000, adjusted annually for inflation;
- ▶ Lower the “design-build” contract threshold from \$5 million to \$1 million; and
- ▶ Allow modernization of public noticing?

# Recommendation & Proposed Timeline

- ▶ August 7, 2018 – Council decision on ballot measure & language
- ▶ August 10, 2018 – Registrar of Voters ballot measure deadline

If Council places measure on ballot:

- November 6, 2018 – Election Day

# Today's Action

- A. Review & discuss survey results;
- B. Adopt a resolution calling & giving notice of the election and approving ballot language;
- C. Consider whether full text is printed in Voter's Sample Ballot;
- D. Consider whether to print rebuttal arguments in Sample Ballot;
- E. Consider whether to authorize the City Council or any member or members of the City Council to submit an argument in favor of the City measure;
- F. Consider whether to authorize the City Attorney to prepare an Impartial Analysis; and
- G. Direct the City Clerk to take all actions necessary to place this measure for a November 6, 2018 Special Municipal Election.