

## Legislation Details (With Text)

<b>File #:</b>	18-1031	<b>Version:</b>	1
<b>Type:</b>	Strategic Support	<b>Status:</b>	Agenda Ready
<b>File created:</b>	7/23/2018	<b>In control:</b>	City Manager's Office
<b>On agenda:</b>	8/7/2018	<b>Final action:</b>	
<b>Title:</b>	Charter Amendment on Construction Contract Procurement Modernization.		
<b>Sponsors:</b>	City Council		
<b>Indexes:</b>			
<b>Code sections:</b>			
<b>Attachments:</b>	1. Memorandum, 2. Resolution, 3. Memo from Liccardo, 4. Memo from Khamis, 5. Presentation		

Date	Ver.	Action By	Action	Result
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### Charter Amendment on Construction Contract Procurement Modernization.

(a) Discussion and consideration of a Council-sponsored charter amendment for the November 6, 2018 statewide general election;

(b) If Council wishes to proceed with a charter amendment, adopt a resolution of the City Council calling and giving notice, on its own motion, for a Special Municipal Election to be held on November 6, 2018, to submit to the electors of the City of San José the following charter amendment measure:

#### 2018 Charter Amendment - Construction Contract Procurement Modernization

Shall the City of San José Charter be amended to:

- Prioritize selecting contractors on cost, but enable consideration of factors like experience and work quality;
- Increase 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 \$5,000,000 to \$1,000,000; and
- Allow modernization of public noticing? (YES/NO)

(c) Council discussion and consideration of whether the full text of the proposed City measure should be printed in the November 6, 2018, Voter’s Sample Ballot, pursuant to Elections Code 12111, to be incorporated in the resolution calling the election;

(d) Council discussion and consideration of whether to permit rebuttal arguments and authorize the City Council or any member or members of the City Council to submit a rebuttal argument in favor of the City measure in the November 6, 2018, Voter’s Sample Ballot, pursuant to Elections Code Section 9285, to be incorporated in the resolution calling the election;

(e) Council discussion and consideration of 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 on the November 6, 2018, Voter’s Sample Ballot, pursuant to Elections Code Section 9282, to be incorporated in the resolution calling the election;

(f) Council discussion and consideration of whether to direct the City Clerk to transmit a copy of the measure to the City Attorney to prepare an Impartial Analysis, pursuant to Elections Code Section 9280; and

(g) Direct the City Clerk to take all actions necessary to place this measure for a November 6, 2018, Special Municipal Election.

CEQA: Not a Project, File No. PP17-010, City Organizational & Administrative Activities resulting in no changes to the physical environment. (City Manager)

**TO BE HEARD IMMEDIATELY FOLLOWING ITEM 3.3 (18-1050)**