



ORDINANCE 277

AN ORDINANCE ADOPTING ITS OWN CODE FOR PUBLIC CONTRACTING AND PURCHASING BY REPEALING AND REPLACING ORDINANCE NO. 111 and ORDINANCE NO. 256

WHEREAS, the City of Detroit is a municipality in the State of Oregon and is subject to Oregon's public contracting laws;

WHEREAS, the State of Oregon enacted statutes known as the Public Contracting Code and the Attorney General adopted associated Model Rules specifying procedures for public contracting that reflect the marketplace and industry standards, instill public confidence through ethical and fair dealing, and promote efficient use of government resources;

WHEREAS, on April 13, 1993 the City of Detroit adopted Ordinance 111 creating a municipal contract review board, prescribing its powers and duties, and repealing Ordinance 108;

WHEREAS, on September 11, 2007, the City of Detroit adopted Ordinance 210 amending Ordinance 111 by adding paragraph (e) to Section 3 and amending chapter 3.04.030 (Competitive Bids: Exemptions) of the Detroit Municipal Code.

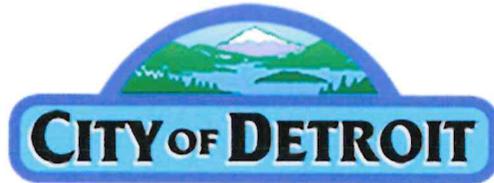
WHEREAS, on June 12, 2018, Ordinance 256 amended section 3.04.030;

WHEREAS, the City of Detroit has determined that the Detroit Municipal Code Chapter 3.04 is outdated and must be superseded and replaced with provisions that are streamlined and consistent with the state Model Procurement Code.

WHEREAS, the Common Council finds that the proposed code about public contracting will increase the efficiency of the City operations, promote competition and fairness, and government efficiency,

NOW THEREFORE, THE COMMON COUNCIL OF THE CITY OF DETROIT ORDAINS AS FOLLOWS:

Section 1. Detroit Ordinances 256 and 111 are repealed in their entirety and replaced by Ordinance 277.



Section 2. Contract Review Board. The city council of the city of Detroit is designated as the local contract review board, and relative to contract concerns of the city shall have all powers granted it by ORS chapter 279 or the corresponding provisions of any future law.

Section 3. Administrative rules adopted by reference. Except as specifically provided in this chapter ("public contracting code" or "code") and rules adopted by city council ("public contracting rules" or "rules"), public contracts and purchases shall be awarded, administered and governed according to ORS Chapter 279A, 279B, and 279C (the "Oregon Public Contracting Code") and the Attorney General's Model Public Contracting Rules ("model rules"), as they now exist. The model rules adopted under ORS 279A shall apply to the contracts and purchases of the city to the extent they do not conflict with this code and the rules adopted by the city. In the event of a conflict between any provisions of this code or rules, and the model rules, the provisions of this code or rules shall prevail.

Section 4. Definitions. The following words and phrases shall mean:

(1) Public contract. Any purchase, lease or sale by the city council of the city of Detroit of personal property, public improvements or services other than agreements which are exclusively for personal service.

(2) Public improvement. Any construction of improvements on real property by or for the city council of the city of Detroit.

(3) Board. The local contract review board as established in section 1 of this ordinance.

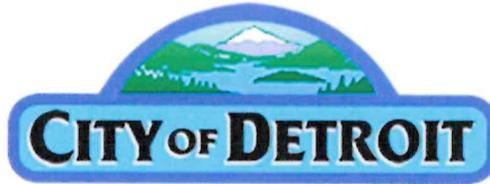
Section 5. Exemptions. The contract review board may by resolution exempt other contracts from competitive bidding if it finds:

(1) The lack of bids will not result in favoritism or substantially diminish competition in awarding the contract; and

(2) The exemption will result in substantial cost savings. In making such finding, the board may consider the type, cost, amount of the contract, number of persons available to bid, and such other factors as the board may deem appropriate.

Section 6. Ordinance Effective Date. This ordinance takes effect 30 days after the date of its adoption.

Section 7. Codification. Provisions of this Ordinance shall be incorporated in the City of Detroit Municipal Code and the word "ordinance" may be changed to "code", "article", "section", "chapter" or another word, and the sections of this Ordinance may be



that any Whereas clauses and boilerplate provisions need not be codified and the City Recorder is authorized to correct any cross-references and any typographical errors.

Section 8. Severability. The sections, subsections, paragraphs and clauses of this ordinance are severable. The invalidity of one section, subsection, paragraph, or clause shall not affect the validity of the remaining sections, subsections, paragraphs and clauses.

Option 1 (Unanimous). Read first in full and then by title only at the council meeting on 02/10/2026 passed by a unanimous vote of the City Council the ordinance is ADOPTED by the Common Council of the City of Detroit this 10th day of February, 2026.

APPROVED by the Mayor of the City of Detroit this 10th day of February, 2026.

Signed:

Eric Page, Council President

Attest:

Michelle Connor, City Recorder