



**City of Missoula, Montana
City Council Committee Agenda item**

Committee: Budget and Finance

Item: Proposed Repeal of MCC Chapter 2.90

Date: November 18, 2022

Sponsor(s): Eric Hallstrom, Leigh Griffing

Prepared by: [Click or tap here to enter text.](#)

Ward(s) Affected:

<input type="checkbox"/> Ward 1	<input type="checkbox"/> Ward 4
<input type="checkbox"/> Ward 2	<input type="checkbox"/> Ward 5
<input type="checkbox"/> Ward 3	<input type="checkbox"/> Ward 6
<input type="checkbox"/> All Wards	<input checked="" type="checkbox"/> N/A

Action Required:

[Click or tap here to enter text.](#)

Timeline and Recommended Motions:

Committee discussion: November 30, 2022

Council sets public hearing: December 5, 2022

Recommended motion: [First reading and preliminary adoption] Set a public hearing on December 19, 2022 and preliminarily adopt an ordinance repealing the Missoula Municipal Code Chapter 2.90 entitled "Architects/Engineers Selection."

Public Hearing: December 19, 2022

Final Consideration: December 19, 2022

Recommended motion: [Second and final reading] Adopt an ordinance repealing Missoula Municipal Code Chapter 2.90 entitled "Architects/Engineers Selection".

Deadline: [Click or tap here to enter text.](#)

Background and Alternatives Explored:

Missoula Municipal Code Chapter 2.90 was adopted in 1999 and revised in 2016. It lays out specific procedures and criteria for the selection and negotiation of architectural and engineering services.

MCC Chapter 2.90 sets forth four goals, none of which are unique to the acquisition of architectural and engineering services: 1) to obtain the most qualified professional services at a reasonable cost, 2) establish an open, documented procedure for selection of professional services, 3) to avoid potential conflicts of interest and appearance of favoritism, and 4) to permit all qualified professionals to be considered. These goals form the underpinning of our entire purchasing philosophy. The appropriate place for specific purchasing procedures is the City's administrative rules, which cover all City purchasing activities.

Moreover, Montana state law contains provisions applicable to the acquisition of architectural, engineering, and surveying services. MCC Chapter 2.90 both duplicates and contradicts provisions of state law and our current purchasing policy which reside in Administrative Rule 3. In order to more dynamically respond to changes in the procurement environment the administration

recommends repealing 2.90 and incorporating the most salient provisions within the administrative rule. This path streamlines the procurement process and does not reduce or limit any accountability for staff.

Financial Implications:

The ordinance has limited financial implications outside of the efficiency gained through the use of more consistent administrative procedures.