## CITY of ALBUQUERQUE TWENTY FOURTH COUNCIL

ENACTMENT NO. **D-2021-013** COUNCIL BILL NO. O-21-59 SPONSORED BY: Isaac Benton and Diane Gibson 1 **ORDINANCE** 2 AMENDING CHAPTER 14, ARTICLE 7, PART 2, SECTION 1 PARAGRAPH B OF THE REVISED ORDINANCES OF ALBUQUERQUE, NEW MEXICO, 1994, THE 3 PROFESSIONAL SERVICES ORDINANCE. 4 BE IT ORDAINED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF 5 6 ALBUQUERQUE: 7 **SECTION 1. FINDINGS** 8 The City Council finds that: 9 (A) To Conform to the standards established in the Federal Brooks Act 10 the City of Albuquerque's process for the procurement of Architectural and 11 Engineering Professional Services Contracts, is governed by the Professional Bracketed/Strikethrough Material] - Deletion Bracketed/Underscored Material] - New 12 Services Ordinance §§ 14-7-2-1. The Ordinance regulates the solicitation and 13 execution of Architectural and Engineering Professional Services Contracts for 14 the City of Albuquerque, valued at over \$25,000. 15 (B) The \$25,000 price ceiling in the Professional Services Ordinance. 16 using a 1980 baseline (the approximate era the Ordinance was created), has **17** the value of \$7,000 in the current market for Architectural and Engineering 18 Services. The United States Bureau of Labor Statistics reports that the cost 19 inflation for Architectural and Engineering Professional Services Contracts 20 was 396% between 1980 and 2020. As a result, small quantity low value task orders must proceed through the lengthy Selection Advisory Committee 21 22 Process or are assigned to on-call contracts, meant for medium size work 23 orders, consuming finite quantities on those contracts. 24 (C) To adjust for price inflation and provide space for near term future 25 price increases the value of Architectural and Engineering Professional

Services Contracts should be adjusted.

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1	SECTION 2. §§ 14-7-2-7 PROMULGATION OF RULES AND REGULATIONS is
2	amended to read as follows:
3	"The Mayor shall promulgate rules and regulations for the efficient and
4	equitable administration of §§ 14-7-2-1 et seq. Such rules and regulations shall
5	govern:
6	(A) The procedures to be followed in the selection of firms or persons to
7	provide professional architectural, engineering, landscape architectural and
8	other related professional services which will cost less than \$150,000.
9	(B) The procedures to be followed by the Selection Advisory Committee
10	in the selection of firms or persons to provide professional architectural,
11	engineering, landscape architectural and other related professional services
12	which will cost \$150,000 or more."
13	SECTION 3. SEVERABILITY CLAUSE. If any section, paragraph, sentence,
14	clause, word or phrase of this ordinance is for any reason held to be invalid or
15	unenforceable by any court of competent jurisdiction, such decision shall not
16	affect the validity of the remaining provisions of this ordinance. The Council
17	hereby declares that it would have passed this ordinance and each section,
18	paragraph, sentence, clause, word or phrase thereof irrespective of any
19	provision being declared unconstitutional or otherwise invalid.
20	SECTION 4. COMPILATION. Section 2 of this ordinance shall amend, be
21	incorporated in and compiled as part of the Revised Ordinances of
22	Albuquerque, New Mexico, 1994.
23	SECTION 5. EFFECTIVE DATE. This ordinance shall take effect five (5) days
24	after publication by title and general summary.
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	PASSED AND ADOPTED THIS <u>7<sup>th</sup></u> DAY OF <u>June</u> , 2021
2	BY A VOTE OF: 8 FOR 0 AGAINST.
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9	Cynthia D. Borrego, President
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