

**Purchasing and Procurement - Prevailing Wage and Local Hiring**

**AMENDMENT 2 – ALD. SCHANDELMEIER**

**PURPOSE OF AMENDMENT:** To eliminate the appeals process.

On page 9 strike lines 18-27 and on page 10 strike lines 1-12, and renumber paragraphs by striking 4, 5, 6 respectively and substitute 2, 3, and 4.

~~2. A CONTRACTOR MAY APPEAL THE DECISION WITHIN 10 WORKING DAYS AFTER RECEIVING A COPY OF THE DECISION.~~

~~a. THE CONTRACTOR MUST PROVIDE A WRITTEN RESPONSE TO THE CITY'S PROCUREMENT OFFICER.~~

~~b. WITHIN A REASONABLE TIME AFTER RECEIPT OF THE APPEAL, THE PROCUREMENT OFFICER MAY INVESTIGATE, REQUEST WRITTEN TESTIMONY, OR CONDUCT A HEARING, AS THE PROCUREMENT OFFICER DEEMS NECESSARY FOR THE REVIEW OF THE APPEAL.~~

~~c. THE DECISION OF THE PROCUREMENT OFFICER ON THE APPEAL IS FINAL AND NOT SUBJECT TO APPEAL.~~

~~d. IF THE CONTRACTOR DOES NOT APPEAL THE DIRECTOR'S DECISION WITHIN 10 WORKING DAYS AFTER RECEIPT, THE DECISION OF THE DIRECTOR IS DEEMED FINAL AND NOT APPEALABLE.~~

~~3. IF THE FINAL DECISION OF THE DIRECTOR, OR THE PROCUREMENT OFFICER AFTER APPEAL, IS THAT THE CONTRACTOR HAS VIOLATED THE PROVISIONS OF THIS SECTION AND THAT THE VIOLATION WAS INTENTIONAL, AT THE DISCRETION OF THE DIRECTOR, THE CONTRACTOR, ANY OF THEIR PRINCIPALS, OR ANY FIRM, CORPORATION, PARTNERSHIP, OR OTHER BUSINESS ENTITY IN WHICH THAT CONTRACTOR HAS AN INTEREST, MAY NOT BE AWARDED A CITY CONTRACT AND MAY NOT~~

~~PERFORM ANY WORK ON ANY CITY CONTRACT FOR ONE YEAR FROM THE  
DATE OF THE FINAL DECISION.~~