

ORDINANCE NO. 150537

Repealing Section 2-1871, Code of Ordinances, entitled Environmentally preferable procurement policy; and amending Chapter 3, Code of Ordinances, relating to contracts, by enacting a new Section 3-70, Code of Ordinances, entitled Green and Sustainable Procurement Policy.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Section 2-1871, Code of Ordinances, entitled Environmentally preferable procurement policy is hereby repealed.

Section 2. That Chapter 3, Code of Ordinances of the City of Kansas City, Missouri is hereby amended by enacting a new Section 3-70, Code of Ordinances, entitled Green and Sustainable Procurement Policy.

Sec. 3-70. Green and Sustainable Procurement Policy.

(a) *Policy.* It is the policy of the city to use, when practical, green and sustainable goods, supplies, materials, equipment, and services that are fiscally responsible, reduce resource consumption and waste, and promote human health and well-being. The city shall promote the use of green and sustainable goods, supplies, materials, equipment, and services in its procurement of capital improvements, goods, supplies, materials, equipment, and services when practical and shall comply with all green and sustainable procurement requirements imposed in city contracts and grants as allowed by law.

(b) *Solicitations.* In the preparation of City solicitations in which the estimated cost exceeds the dollar threshold established in Section 3-3(a)(1), Code of Ordinances, the city manager, department directors, and the manager of procurement services, shall:

- (1) Attempt to identify opportunities for sustainability improvements and evaluate solicitations for opportunities for the city to incorporate requirements for green and sustainable capital improvements, goods, supplies, materials, equipment, and services;
- (2) Evaluate whether a proposed sustainability improvement is financially reasonable and operationally practical;
- (3) Consider the life cycle assessment and cost of environmental factors;
- (4) Evaluate whether to require vendors, suppliers, contractors, and design professionals, to use green and sustainable goods, supplies, materials, and equipment with the maximum amount of recycled and/or recyclable materials whenever cost effective and to the extent reasonably practical;

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- (5) Evaluate whether to require bidders and proposers to provide capital improvements, goods, supplies, materials, equipment, and services that incorporate green and sustainable materials and recycled products if:
 - (a) It is financially reasonable and operationally practical; and
 - (b) It reduces resource consumption and waste;
- (6) Evaluate whether to incorporate the Envision™ rating system from the Institute for Sustainable Infrastructure in solicitations related to the design and construction of infrastructure;

(c) *Evaluation of bids and proposals for contract award.* In the evaluation of bids and proposals in which the estimated cost of the solicitation exceeded the dollar threshold established in Section 3-3(a)(1), Code of Ordinances, the city manager, department directors, and the manager of procurement services, may:

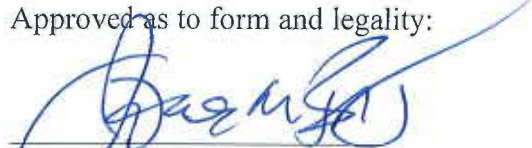
- (1) Consider a bidder's or proposer's incorporation of green and sustainable goods, supplies, materials, equipment, and services in determining the lowest and best bidder or best proposer;
- (2) Consider a bidder's or proposer's incorporation of green and preferable recycled products in determining the lowest and best bidder or best proposer. The following environmental factors may also be considered:
 - (a) Pollutant releases, especially persistent bio-accumulative toxins (PBTs);
 - (b) Waste generation;
 - (c) Greenhouse gas emissions;
 - (d) Recycled content and recyclability;
 - (e) Energy consumption;
 - (f) Depletion of natural resources; and
 - (g) Potential impact on human health and the environment;
- (3) When applicable, consider a bidder or proposer's submittal utilizing the Envision™ Sustainable Infrastructure Rating System.

(d) Nothing contained in this policy shall be construed as requiring the city manager, department director, or the manager of procurement services to procure capital improvements, goods, supplies, materials, equipment, and services that do not perform

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adequately for their intended use, excludes adequate competition, or are not available at a reasonable price in a reasonable period of time.

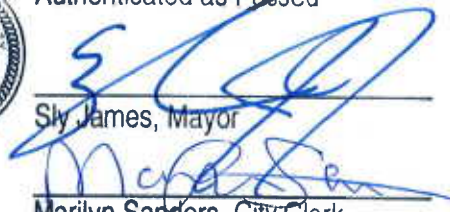
Approved as to form and legality:



James M. Brady
Assistant City Attorney



Authenticated as Passed



Sly James, Mayor



Marilyn Sanders, City Clerk

JUL 9 2015

Date Passed