

ORDINANCE NO. 25-0003

AN ORDINANCE OF THE CITY OF MANHATTAN BEACH
AMENDING MUNICIPAL CODE CHAPTER 2.37 OF TITLE 2
TO REMOVE ONLINE BID AND PROPOSAL SERVICE
FEES

THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH DOES ORDAIN AS
FOLLOWS:

SECTION 1. Section 2.37.040 - Bid requirements, purchasing procedures, and contracting procedures, subsection C – Level 3 projects, paragraph 2, is hereby amended in its entirety to read as follows:

“2. Receipt of bids. Electronic bids shall be received through the electronic bidding system selected by the City and shall not be opened until the time designated in the bid specifications. Bids must be received prior to the bid opening to be considered.”

SECTION 2. COMPLIANCE WITH CALIFORNIA ENVIRONMENTAL QUALITY ACT. The City Council finds that this ordinance is not subject to review under the California Environmental Quality Act (California Public Resources Code § 21000, et seq., “CEQA”) pursuant to State CEQA Guidelines Section 15060(c)(2), constituting an activity that will not result in a direct or reasonably foreseeable indirect physical change in the environment, and pursuant to State CEQA Guidelines Section 15060(c)(3), constituting an activity that is not a “project” as defined in Section 15378. The City Council further finds that even if the ordinance were a project under CEQA, the ordinance is exempt from environmental review pursuant to Section 15061(b)(3) of the State CEQA Guidelines, the common sense exemption, which provides that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and it can be seen with certainty that there is no possibility that the adoption of this ordinance, may have a significant effect on the environment.

SECTION 3. INTERNAL CONSISTENCY. Any provisions of the Municipal Code, or any other resolution or ordinance of the City, to the extent that they are inconsistent with this Ordinance are hereby repealed, and the City Clerk shall make any necessary changes to the Municipal Code for internal consistency.

SECTION 4. SEVERABILITY. If any part of this Ordinance or its application is deemed invalid by a court of competent jurisdiction, the City Council intends that such invalidity will not affect the effectiveness of the remaining provisions or their application and, to this end, the provisions of this Ordinance are severable.

SECTION 5. EFFECTIVE DATE. This Ordinance shall take effect and be in full force at 12:01 a.m. on the 31st day after its passage.

SECTION 6. CERTIFICATION. The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause this Ordinance to be published within 15 days after its passage, in accordance with Section 36933 of the Government Code.

ADOPTED on _____, 2025.

AYES:

NOES:

ABSENT:

ABSTAIN:

AMY THOMAS HOWORTH
Mayor

ATTEST:

LIZA TAMURA
City Clerk