

ORDINANCE NO. 2015-21

**AN ORDINANCE AMENDING SECTION 2-105 OF THE PUTNAM COUNTY
PROCUREMENT CODE, RELATING TO LOCAL PREFERENCE, TO REDUCE THE
LOCAL PREFERENCE THRESHOLD FROM TEN PERCENT TO FIVE PERCENT;
PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND
PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the Board of County Commissioners (the “BOCC”) adopted Ordinance No. 2005-35 on September 13, 2005, and subsequently amended said Ordinance in Ordinance No’s. 2008-35, 2009-01, 2010-06, 2011-02 and 2013-11. Ordinance No. 2005-35, as amended, is codified in Putnam County Code of Ordinances in Chapter 2, Article IV, Division 2.

WHEREAS, the BOCC desires to reduce the Local Preference threshold by amending Section 2-105 of the Putnam County Code.

BE IT ORDAINED by the Board of County Commissioners of Putnam County, Florida, in a meeting assembled on the 17th day of November, 2015, that:

SECTION 1. AMENDMENTS TO SECTION 2-105. Section 2-105 of the Putnam County Code of Ordinances is hereby amended (underscore indicates addition; ~~strikethrough~~ indicates deleting) to read in its entirety as follows:

Sec. 2-105. – Local Preference

A preference will be given to the lowest qualified bidder who:

- (a) holds a current Florida business license and submits a bid under the name on such license; and
- (b) submits a bid that is within ~~ten~~ five percent of the price submitted by the lowest qualified non-local bidder; and
- (c) has maintained a place of business within Putnam County staffed by the bidder, or an employee of the bidder, for a period of one year immediately preceding the date of the bid; and
- (d) is incorporated under Florida law; or is a sole proprietorship whose proprietor is a resident of the County; or is a partnership, all of whose partners are residents of the County; or
- (e) is a joint venture, all of whose venturers qualify under the relevant portion of subsection (d) above; or
- (f) is a Limited Liability Company whose manager is a resident of the County.

(The bidder, if any, meeting the above criteria is referred to as the "Preferred Bidder".)

The Preferred Bidder shall be entitled to match the lowest qualified bid and be considered the lowest bidder by giving written notice to that effect to the County by 4:00 p.m. on the second business day after the bid opening.

This Section shall apply to the purchase of all items subject to this Purchasing Ordinance including, without limitation, Supplies, Contractual Services and Public Improvement Contracts, unless its application is prohibited by state or federal law in a particular situation.

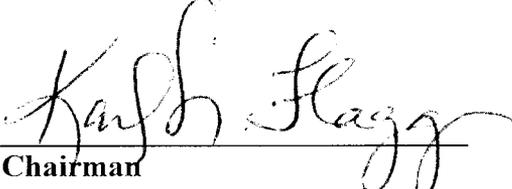
SECTION 2. CONFLICTS. Any ordinance, or part thereof, in conflict with this Ordinance, or any part thereof, is hereby repealed to the extent of such conflict.

SECTION 3. SEVERABILITY. If any portion of this Ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holding shall not affect the remaining portions of this Ordinance. If this Ordinance or any portion thereof shall be held to be inapplicable to any person, property or circumstances, such holding shall not affect its applicability to any other person, property or circumstances.

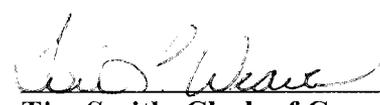
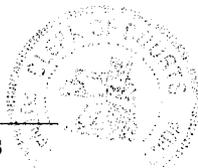
SECTION 4. EFFECTIVE DATE. This Ordinance shall take effect immediately upon receipt of acknowledgment of filing by the Department of State.

DONE, ORDERED AND ADOPTED this 17th day of November, 2015.

**BOARD OF COUNTY COMMISSIONERS
PUTNAM COUNTY, FLORIDA**

BY: 
Chairman

ATTEST:


for Tim Smith, Clerk of Courts 



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

November 20, 2015

Mr. Tim Smith
Clerk of Courts
Putnam County
2509 Crill Ave., Suite 100
Palatka, Florida 32177

Attention: Ms. Toni Weaver, Administrative Clerk

Dear Mr. Smith:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Putnam County Ordinance No. 2015-21, which was filed in this office on November 20, 2015.

Sincerely,

Ernest L. Reddick
Program Administrator

ELR/lb