

**Ordinance 2009- 29**

**AN ORDINANCE OF NASSAU COUNTY, FLORIDA AMENDING ORDINANCE 2009-09; TO INCLUDE IN THE NASSAU COUNTY PURCHASING POLICY A LOCAL PREFERENCE FOR PURCHASES UNDER FIFTY THOUSAND DOLLARS; PROVIDING SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS,** Nassau County desires to promote the local economy through awarding contracts to vendors with significant ties to the County when those purchases can be made without increasing the County's budget;

**WHEREAS,** The Nassau County Purchasing Policy, established by ordinance 2009-09, is to be amended to include Section Seven (VII), which provides for a policy for preference to purchasing from local vendors on purchases which do not exceed Fifty Thousand Dollars (\$50,000.00); and

**NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA:**

**1. The Nassau County Purchasing Policy is to be amended as follows:**

**SECTION 7. LOCAL VENDOR PREFERENCE**

**7.1 Scope**

This section shall apply to all County purchases less than Fifty Thousand Dollars (\$50,000.00). For purchases less than One Thousand Dollars (\$1,000.00), the member of County staff making the purchase shall attempt to procure the good or service from a local vendor when reasonable.

## 7.2 Local Vendor

A. A vendor shall receive preference as set forth in this policy when then vendor submits, along with its Quote or Bid, information satisfactory to determine it meets two out of the three criteria set forth below, or when the Board of County Commissioners determines an award to a particular vendor will benefit the local economy.

B. Eligibility Criteria for local preference (two of the three must be met):

(1) The vendor has its principal place of business located in Nassau County.

(2) The business supports a local employee base in Nassau County.

(3) The owner of the vendor has his/hers primary residence located in Nassau County

C. If a vendor seeking local vendor certification has presented false evidence, the Board reserves the right to decline future awards to said vendor for a period of time to be determined by the Board.

### 7.3 Award

(a) Vendors meeting two of the three eligibility requirements shall have preference to purchases when its Quote, or proposal, is equal to or less than that submitted by a non-local Vendor.

(b) In the event any local vendors' proposal is within five (5) percent of the lowest Quotation or proposal received, the local vendors within five (5) percent of the low bidder and the low bidder shall have the opportunity to re-submit Quotations or proposals. These one-time final re-submittals shall be provided to the County within five (5) days of being the Vendors being notified of the opportunity to resubmit. The County shall award the purchase to the lowest bidder, in the event there is more than one lowest bidder and one of those low bidders is local, the purchase shall be awarded to the local vendor.

It the intent that the local preference have no impact on the County's budget and not increase expenditures.

### 7.4 Reporting

All purchases awarded to local vendors shall be reported to the Contract Management Office quarterly. Each department shall maintain a record of when a purchase is made from a local vendor under this policy and the amount of the purchase.

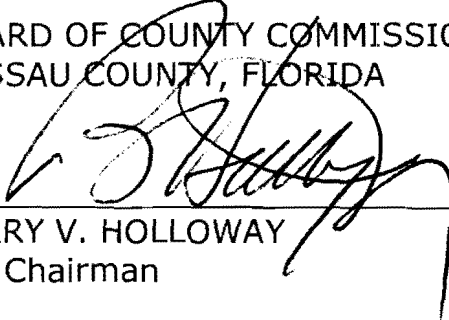
**2. Severability.** If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any Court of

competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions or this Ordinance.

**3. Effective Date.** This Ordinance shall become effective upon filing with the Department of State.

**DONE AND ENACTED THIS** 12th **DAY OF**  
September, 2009.

BOARD OF COUNTY COMMISSIONERS  
NASSAU COUNTY, FLORIDA

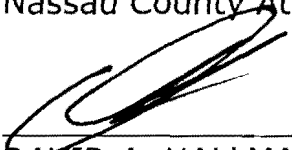
  
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BARRY V. HOLLOWAY  
Its: Chairman

ATTEST AS TO CHAIRMAN'S  
SIGNATURE:

  
\_\_\_\_\_  
JOHN A. CRAWFORD  
Its: Ex-Officio Clerk

*ESK 10/12/09*

Approved as to form by the  
Nassau County Attorney

  
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DAVID A. HALLMAN