

STATE OF SOUTH CAROLINA)
)
COUNTY OF EDGEFIELD)

ORDINANCE NO: 21-22-784

**AN ORDINANCE TO AMEND CHAPTER 2-370 OF THE EDGEFIELD COUNTY
CODE OF ORDINANCES**

WHEREAS, Chapter 2-370 of the Edgefield County Code of Ordinances allows a preference in the competitive bid process for local vendors (those maintaining a physical place of business in the county); and,

WHEREAS, the current section, due to inflation and the overall size of competitive bid practices needs to be updated to properly reflect current procurement costs and bids in Edgefield County; and,

WHEREAS, it is in the best interest of the citizens of Edgefield County that a similar preference be given to certified and qualified disadvantaged business enterprises, small business enterprises, minority business enterprises, and women’s business enterprises,

NOW THEREFORE BE IT ENACTED BY THE EDGEFIELD COUNTY COUNCIL THAT:

1. Section 2-370 of the Code of Ordinances is amended to read:
See Attached Exhibit A
2. Under the pending ordinance doctrine, this ordinance will be effective after advertisement for the public hearing.
3. All provisions in other County Ordinances in conflict with this Ordinance are hereby repealed.
4. If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.
5. This Ordinance shall be become effective upon adoption on third reading by Council.

Edgefield County Council

Dean Campbell, Chair

ATTEST:

Aretha Eubanks, Clerk to Council

First Reading: _____

Second Reading: _____

Third Reading: _____

EXHIBIT A

Sec. 2-370. - Local Bid preferences.

1. Local preference

- a. For the purpose of determining the low bidder for the competitive bid process, local vendors (those maintaining a physical place of business in the county) shall be granted preference on the amount of their bid by adding to the non-local bids a factor of the amount indicated below. The local preference shall be waived if the purchase is paid from grant funds which do not allow for local preference. ~~The amount of the local preference added shall be five percent for bids under \$5,000.00, four percent for bids between \$5,000.00 and \$10,000.00, and three percent for bids over \$10,000.00, using the local vendor's bid as the figure for determining the percent to be added to the other vendors' bids. A maximum amount of \$2,000.00 will be added for non-local bidders. The amount of the local preference added shall be five percent for bids under \$200,000.00 with a maximum of \$10,000.00.~~

Bid Amount	Local Preference
Up to \$200,000.00	5% of bid up to \$10,000

- b. When requesting local preference, the vendor shall submit to the purchasing agent sufficient evidence that such business has been operating at a physical location in the county for a period exceeding 90 days before the request for bid proposal is made public. Such evidence may be in the form of a state business tax license or other such evidence as required by the purchasing agent.

2. DBE/SBE/MBE/WBE utilization.

- a. The county wishes to ensure that qualified and duly certified disadvantaged business enterprises ("DBE"), small business enterprises ("SBE"), minority business enterprises ("MBE"), and women's business enterprises ("WBE") are afforded the opportunity to fully participate in the overall procurement process of the county. In addition to any requirements set forth in state or federal mandates, the procurement director shall include qualified DBE's, SBE's, MBE's, and WBE's on solicitation lists if available. DBE/SBE/MBE/WBE's shall be granted preference on the amount of their bid by adding to the non-local bids a factor of the amount indicated below. This preference shall be waived if the purchase is paid from grant funds that do not allow for bid preferences. The amount of the granted preference added shall be five percent for bids under \$200,000 with a maximum of \$10,000.00.

<u>Bid Amount</u>	<u>Local Preference</u>
<u>\$200,000</u>	<u>5% Up to \$10,000.00</u>

(Ord. No. 14-15-689, § 1(Att.), 6-2-2015)