

2013-096

**BEFORE THE BOARD OF SUPERVISORS
OF IMPERIAL COUNTY, STATE OF CALIFORNIA**

**RESOLUTION ADOPTING A LOCAL
VENDOR PREFERENCE POLICY**

Resolution No. 2013-096

WHEREAS, the Imperial County Purchasing Agent solicits competitive bids for goods and services pursuant to the California Government Code and the Imperial County Code of Ordinances; and

WHEREAS, as a purchaser of goods and services, the County of Imperial may implement a moderate and targeted approach to address the genuine local concern of promoting job creation and retention in Imperial County; and

WHEREAS, the Imperial County Board of Supervisors desires for the Purchasing Agent to implement a local preference policy in the purchase of goods and services by the County of Imperial.

NOW THEREFORE, the Imperial County Board of Supervisors finds as follows:

The public interest would best be served by encouraging businesses to locate and remain in Imperial County through the provision of a good faith preference to local businesses in the awarding of County contracts by the Imperial County Purchasing Agent.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that:

The Imperial County Purchasing Agent shall implement a local preference policy as set forth in

Exhibit A.

PASSED AND ADOPTED, by the Board of Supervisors of Imperial County, California, this 29th day of October, 2013, by an affirmative vote of the members present.



RAYMOND R. CASTILLO,
Chairman of the Board of Supervisors

ATTEST:



BLANCA ACOSTA,
Interim Clerk of the Board of Supervisors

COUNTY OF IMPERIAL LOCAL PREFERENCE POLICY

1.0 Purpose

Recognizing that a sustainable economy is the result of a healthy local economy, the County of Imperial will promote practices that help preserve local businesses and maintain our tax base.

2.0 Definition of Local Vendor

A "local vendor" shall mean any business which has the following:

- (a) A valid business license from the County of Imperial; and
- (b) A principal business office or a satellite office located within the County of Imperial which is staffed by at least one full time employee or the equivalent of one full time employee.

3.0 Exceptions

The local preference policy shall not apply where prohibited by law or regulation including, but not limited to, public works contracts or specified state or federally funded projects.

4.0 Award of Preference

- (a) When competitive bidding is used, and the lowest bidder is not a local vendor, a local vendor whose bid is within ten percent (10%) of the lowest bidder may match the lowest bid. The offer to match shall be in writing and personally delivered to the Purchasing Agent within two (2) business days of the date of the bid opening.
- (b) Where more than one local vendor meets the criteria in Section 4.0 (a) above, priority shall be given to local vendors in order of proximity to the lowest original bid.
- (c) Where a local vendor and a non-local vendor submit equivalent bids, the Purchasing Agent shall give preference to the local vendor.
- (d) The Purchasing Agent may ask bidders requesting a preference to provide documentation evidencing eligibility. Any bidder who intentionally misrepresents their eligibility to receive a bid preference may be disqualified by the Purchasing Agent from the bidding process and from submitting any future bids for up to three (3) years.