

ORDINANCE NO. 2013-19

TO AMEND THE PURCHASING POLICY & PROCEDURE FOR CHEROKEE COUNTY

WHEREAS, pursuant to Sec. 4-9-25, et.seq., of the South Carolina Code of Laws, all counties of the State, in addition to the powers conferred to their specific form of government, have authority to enact regulations, resolutions and ordinances, not inconsistent with the Constitution and general law of this State.

WHEREAS, pursuant to Sec. 4-9-160 of the South Carolina Code of Laws, each county council is required to provide a centralized purchasing system for procurement of goods and services required by the county government.

WHEREAS, in accordance with the laws of this State, Cherokee County Council previously adopted a Purchasing Policy and Procedure for the procurement of goods and services.

WHEREAS, Cherokee County is regularly involved in local projects or is in need of services and/or materials of which the State has already performed procurement. In such cases, having the benefit and cost savings available by use of State procurement codes or policies may be determined to be in the best interests of Cherokee County. Cherokee County simultaneously desires to promote its local economy, job growth and economic development within Cherokee County. Many times the State has already procured the services and/or materials being sought by Cherokee County through the "state purchasing" program. Cherokee County's current procurement policies and procedures do not address all situations of this nature whereby local vendor and "state purchasing" procurement overlap. Therefore, Cherokee County desires to amend its procurement policies and procedures to include guidance, from time to time, when deemed in the best interest of the County to permit cooperative purchasing.

NOW, THEREFORE, BE IT ORDAINED AND AOPTED BY THE CHEROKEE COUNTY COUNCIL at Gaffney, South Carolina, in meeting duly assembled:

1. The Cherokee County Purchasing Policy and Procedure shall be amended to include the following provision:

In purchases exceeding five thousand (\$5,000) dollars, the purchasing agent shall have authority to join with other units of government in cooperative purchasing plans, when the best interests of the County would be served thereby provided that the purchasing agent of the County is given the authority to make purchases of supplies and equipment through the property division of the state budget and control board, without the formality of publication and receiving competitive bids. The purchasing agent is authorized to purchase goods and services from local vendors if their price is equal to or less than the price through the property division of the state budget and control board ("state purchasing"), without the necessity of advertising for bids.

AND IT IS SO ORDAINED this 2nd day of December, 2013.