

CITY OF PALMER, ALASKA

ORDINANCE NO. 361

AN ORDINANCE AMENDING SECTION 3.20.050 OF CHAPTER 3.20-PURCHASING BY DELETING SUBSECTION 3.20.050(R) AND AMENDING SECTION 3.20.100 BY DELETING SUBSECTION 3.20.100(W) AND ADDING A NEW SECTION 3.20.150--LOCAL PREFERENCE--TO THE PALMER MUNICIPAL CODE.

THE CITY OF PALMER, ALASKA, ORDAINS:

Section 1. Classification. This ordinance shall be of a permanent nature and shall become a part of the City of Palmer Code of Ordinances.

Section 2. Severability. If any provisions of this ordinance, or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Section 3.20.050 is hereby amended by deleting Subsection 3.20.050(R) in its entirety.

Section 4. Section 3.20.100 is hereby amended by deleting Subsection 3.20.100(W) in its entirety.

Section 5. Subsection 3.20.100(X) becomes 3.20.100(W); Subsection 3.20.100(Y) becomes 3.20.100(X) and Subsection 3.20.100(Z) becomes 3.20.100(Y).

Section 6. A new Section 3.20.150 is hereby added as follows:

3.20.150 Local Preference. In awarding competitive bid purchases or construction contracts, preference may be given to an otherwise qualified "local bidder".

A. For purposes of this Subsection, a "local bidder" is a person who:

1. Holds a current State of Alaska business license, and in addition for construction contracts, holds a current, appropriate State of Alaska Contractor's Registration Certificate;

2. Submits a bid for a competitive purchase or construction contract under the name as appearing on the person's license and, where applicable, certificate;

3. Has continuously maintained a physical place of business within the Matanuska-Susitna Borough for a period of 180 days immediately preceding the date of the bid opening. Bidder must prove compliance with this requirement to the City's satisfaction. Mere maintenance of a mail box or telephone answering service, for example, is not sufficient to comply with this provision; and

4. If a joint venture, is composed entirely of venturers that qualify under this section.

B. An award shall be made to the lowest responsible bidder pursuant to Subsection 3.20.050(N) or a 3.20.100(O) as applicable, except that a bid may be awarded to a local bidder if the local bidder's bid is not more than five percent higher than the lowest responsible non-local bidder's bid; provided, however, such preference shall never exceed twenty-five thousand dollars, and further provided that the other provisions of Subsection 3.20.050(N) or 3.20.100(O) as applicable, have been met and the city chooses to award the bid. This preference will not be granted where the city uses joint purchasing as provided in Section 3.20.140.

C. This Subsection does not apply to professional services.


Section 7. Publication and Effective Date. This ordinance shall become effective immediately upon its adoption and publication shall be by posting a copy hereof on the city hall bulletin board for a period of ten (10) days following its adoption, and it shall be published at its next regular supplementation and printing. A notice of public hearing shall be given by such posting at least five (5) days before final passage.

ORDINANCE NO. 361 - CONTINUED

First Reading: May 12, 1987

Public Hearing &
Second Reading May 26, 1987

Adopted by the City Council of the City of Palmer, Alaska, this 26th day of May, 1987.



GEORGE W. CARTE, MAYOR



DAVID L. SOULAK, CITY CLERK