

Ordinance No. \_\_\_\_\_

**AN ORDINANCE OF THE COUNTY OF MONTEREY, STATE OF CALIFORNIA,  
REPEALING SECTION 2.32.035 OF THE MONTEREY COUNTY CODE RELATING  
TO PREFERENCE FOR LOCAL SUPPLIERS.**

**County Counsel Summary**

*This ordinance repeals Section 2.32.035 of the Monterey County Code relating to preference for local suppliers of goods and services for contracts awarded based on price. Section 2.32.035 currently provides a right of first refusal to local suppliers, allowing the local bidder who is within five percent of the lowest non-local bid to reduce its bid to the amount equal to the non-local bid and be awarded the contract. On August 28, 2012, the Monterey County Board of Supervisors adopted the Monterey County Local Preference Policy. The Monterey County Local Preference Policy provides, in part, that for contracts for goods or services in which price is the determining factor, the contract will be awarded to the local vendor at the original, higher bid price if the local vendor's bid is within five percent of a non-local bid. This portion of the newly adopted policy cannot be implemented to the extent that it conflicts with Section 2.32.035 of the County Code. Adoption of this ordinance repealing Section 2.32.035 will resolve this conflict and will enable the Monterey County Local Preference Policy to be implemented in full.*

The Board of Supervisors of the County of Monterey ordains as follows:

**SECTION 1.** Section 2.32.035 of the Monterey County Code is repealed.

**SECTION 2.** This ordinance shall become effective on the 31<sup>st</sup> day following its adoption.

**PASSED AND ADOPTED** on this \_\_\_\_ day of \_\_\_\_\_, 2012, by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

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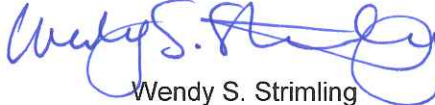
Dave Potter, Chair  
Monterey County Board of Supervisors

A T T E S T:

GAIL T. BORKOWSKI  
Clerk of the Board of Supervisors

By: \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:

  
Wendy S. Strimling  
Senior Deputy County Counsel