RESOLUTION NO. 2012-006

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA SETTING A LOCAL PREFERENCE LEVEL IN THE PURCHASE OF GOODS, SUPPLIES, LABOR, EQUIPMENT AND PROFESSIONAL SERVICES

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SANTA ANA AS FOLLOWS:

Section 1. The City Council of the City of Santa Ana hereby finds, determines and declares as follows:

A. Section 2-803.1 of the Santa Ana Municipal Code (Code), adopted by Ordinance NS-2828, provides that the City Council may set by resolution the level of preference to be provided to local businesses in the procurement of goods, supplies, labor and equipment.

B. Section 2-808 of the Santa Ana Municipal Code (Code), adopted by Ordinance NS-2828, provides that the City Council may set by resolution the level of preference to be provided to local businesses in the procurement of services.

C. The City Council finds that as to the local preference in procurement:

1. An analysis of recent procurements indicates that if a preference of seven percent (7%) were extended to local business, and a preference of four percent (4%) were extended to Orange County business, approximately twenty-five percent (25%) of Santa Ana contracts would be awarded to local business or Orange County business; and

2. The estimated fiscal impact of extending a local preference is $26,132.00; and

3. A seven percent preference for local business assists in balancing the cost to the local business associated with doing business in the City, including business license tax, sales tax and property tax; and

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4. Because the city lies in the center of Orange County, extending a preference to Orange County businesses will provide benefit to the regional economy, including the City.

D. Based upon all the testimony, reports and other evidence submitted on this matter, the City Council makes the above-specified findings. The Request for Council Action dated March 5, 2012 regarding this resolution, together with Ordinance No. NS-2828 and the Request for Council Action which accompanied said Ordinance are incorporated herein by this reference as though fully set forth.

Section 2. The City Council hereby establishes a preference of seven percent (7%) for local businesses and a preference of four percent (4%) for Orange County businesses.

Section 3. The Purchasing Manager shall implement this preference in the purchase of goods, supplies, labor and equipment. The Agency shall implement this preference in procurement of services.

Section 4. This Resolution shall take effect on the effective date of the Ordinance Establishing a Local Purchasing Preference, and the Clerk of the Council shall attest to and certify the vote adopting this Resolution.

ADOPTED this 5th day of March 2012

Miguel A. Pulido
Mayor

APPROVED AS TO FORM:
Joseph Straka, Interim City Attorney

By: Laura Sheedy
Assistant City Attorney
YES: Councilmembers: Benavides, Bustamante, Martinez, Pulido, Sarmiento (5)

NOES: Councilmembers: None (0)

ABSTAIN: Councilmembers: None (0)

NOT PRESENT: Councilmembers: Alvarez, Tinajero (2)

CERTIFICATE OF ATTESTATION AND ORIGINALITY

I, MARIA D. HUIZAR, Clerk of the Council, do hereby attest to and certify the attached Resolution No. 2012-006 to be the original resolution adopted by the City Council of the City of Santa Ana on March 5, 2012.

Date: 3/14/2012

Maria D. Huizar
Clerk of the Council
City of Santa Ana