

ORDINANCE NUMBER 2012-_____

**AN ORDINANCE OF THE BOARD OF SUPERVISORS OF PIMA COUNTY, ARIZONA,
RELATING TO THE PROCUREMENT OF GOODS AND SERVICES; AMENDING
THE PIMA COUNTY CODE TITLE 11 – PIMA COUNTY PROCUREMENT CODE.**

WHEREAS, Pima County Government recognizes that the current recession has had and continues to have a serious impact on Pima County local Architectural and Engineering businesses, many of which are struggling; and

WHEREAS, Pima County awards numerous Architectural and Engineering contracts throughout the year under Title 11 of the Pima County Code; and

WHEREAS, the Board of Supervisors desires to support local Architectural and Engineering businesses by establishing a preference for local Architectural and Engineering businesses in obtaining and participating in Pima County contracts; and

WHEREAS, the Board of Supervisors has authority to amend Title 11 of the Pima County Code; and

WHEREAS, County staff has reviewed the Code amendments and recommends that they be adopted by the Board of Supervisors; and

WHEREAS, it is the intent of this Ordinance to amend Pima County Code Title 11 to establish a means by which the Board of Supervisors may provide a preference for local Architectural and Engineering firms in the award of County Architectural and Engineering contracts.

**NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF
PIMA COUNTY, ARIZONA:**

SECTION 1. The Pima County Code, Title 11, Chapter 11.04, is hereby amended to read:

**CHAPTER 11.04
GENERAL PROVISIONS**

Section 11.04.010 – GENERAL PROVISIONS

The purpose of the Pima Procurement Code is to:

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D. Ensure full and equitable economic opportunities to persons or businesses that compete for business with Pima County government, including LOCAL AND small business enterprises.

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SECTION 2. The Pima County Code, Title 11, Chapter 11.12, is hereby amended to read:

Chapter 11.12
Source Selection: Materials and Services

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SECTION 11.12.030 – PROFESSIONAL SERVICES

- A. Conditions for Use. Except as specified in this section, professional services expected to exceed fifty thousand dollars shall be procured according to Section 11.12.020. Professional services expected not to exceed fifty thousand dollars shall be procured in accordance with written procurement policy approved by the board.
- B. Other Methods of Procurement. The county administrator, under appropriate circumstances, may develop contractor-selection processes in addition to those specified in this title where the county administrator, in consultation with the procurement director, has made a written determination that it is in the county's best interest to do so. Any process developed shall be based on the exercise of sound business judgment and have as its objective obtaining contracts that are the most advantageous to the county.
- ~~C. Architectural/Engineering Services. Architectural or engineering services shall be procured in accordance with Title 34 of Arizona Revised Statutes and the applicable county policies and procedures. The county's procurement manual shall set forth the procedures for conducting this procurement.~~
- C. Medical Services. Medical services and other professional services related to the administration of the county's health care functions shall be procured in accordance with written procurement policy approved by the board.
- D. ARCHITECTURAL/ENGINEERING SERVICES. ARCHITECTURAL OR ENGINEERING SERVICES SHALL BE PROCURED IN ACCORDANCE WITH TITLE 34 OF ARIZONA REVISED STATUTES, EXCEPT THAT A PREFERENCE SHALL BE GIVEN FOR SMALL LOCAL FIRMS AS FOLLOWS:
 - a. AN ARCHITECTURAL OR ENGINEERING FIRM WITH FEWER THAN 100 EMPLOYEES IN PIMA COUNTY AND HEADQUARTERED IN PIMA COUNTY SHALL BE DEEMED AN "A" FIRM AND SHALL RECEIVE A

PREFERENCE IN THE AMOUNT OF 5 PERCENT OF THE TOTAL POINTS AVAILABLE IN THE EVALUATION.

- b. AN ARCHITECTURAL OR ENGINEERING FIRM WITH FEWER THAN 100 EMPLOYEES IN PIMA COUNTY, HEADQUARTERED ELSEWHERE, THAT HAS MAINTAINED AN OFFICE IN PIMA COUNTY FOR A MINIMUM OF TWO YEARS AND THE MAJORITY OF WHOSE EMPLOYEES RESIDE IN PIMA COUNTY SHALL BE DEEMED A "B" FIRM AND SHALL RECEIVE A PREFERENCE IN THE AMOUNT OF 3 PERCENT OF THE TOTAL POINTS AVAILABLE IN THE EVALUATION.
- c. PREFERENCE POINTS SHALL BE COMPUTED AND ASSIGNED SEPARATELY FOR EACH STEP IN THE EVALUATION.
- d. THE PREFERENCE POINTS UNDER THIS SECTION SHALL BE CUMULATIVE AND IN ADDITION TO ANY OTHER PREFERENCE POINTS TO WHICH A FIRM MAY BE ENTITLED.

SECTION 3. This Ordinance shall take effect 31 days from the date of its adoption. This ordinance shall be reviewed by the Board of Supervisors upon the first anniversary of its effective date.

PASSED AND ADOPTED by the Board of Supervisors of Pima County, Arizona, this day of _____, 2012

Chair, Board of Supervisors

Date

ATTEST:

Clerk of the Board

Date

APPROVED AS TO FORM:

Deputy County Attorney

Date