

CHARLESTON COUNTY  
ORDINANCE

AN ORDINANCE AMENDING THE CHARLESTON COUNTY PROCUREMENT ORDINANCE TO INCLUDE THE REVISION OF DIVISION 9 TO PROVIDE FOR A SMALL BUSINESS ENTERPRISE (SBE) PROGRAM; TO ADD A NEW DIVISION 11 TO PROVIDE FOR A LOCAL PREFERENCE OPTION; TO ADD A NEW DIVISION 12 TO PROVIDE FOR A JOINT VENTURE OPTION, AND OTHER MATTERS RELATED THERETO.

WHEREAS, Charleston County Council has adopted and previously amended, from time to time, a Procurement Ordinance for Charleston County pursuant to authority provided in the laws of the State of South Carolina; and

WHEREAS, the Charleston County Council unanimously approved the policy concept for the Small Business Enterprise (SBE) Program on May 15, 2007 and directed that it be incorporated into the existing Procurement Ordinance; and

WHEREAS, in furtherance of that directive and to provide for other modifications to procurement practices which are advantageous to the County, Charleston County Council now wishes to further amend the Ordinance to incorporate a Small Business Enterprise (SBE) Program, a Local Preference Option and a Joint Venture Option as provided herein;

NOW, THEREFORE, BE IT ORDAINED BY THE CHARLESTON COUNTY COUNCIL, AS FOLLOWS:

SECTION I. FINDINGS INCORPORATED

The findings above are hereby incorporated by reference and made a part of this ordinance.

SECTION II. AMENDMENT TO PROCUREMENT ORDINANCE

The Charleston County Procurement Ordinance Article VI, adopted December 20, 1983 and as subsequently amended, is further amended to incorporate the Small Business Enterprise (SBE) Program as revised Section 9, the Local Preference Option as a new Section 11, and the Joint Venture Option as a new Section 12, all attached hereto and incorporated herein by reference.

SECTION III. SEVERABILITY

If any part of this Ordinance is held to be unconstitutional, it shall be construed to have been the legislative intent to pass said Ordinance without such unconstitutional provision, and the remainder of said Ordinance shall be deemed to be valid as if such portion had not been included. If said Ordinance, or any provisions thereof, is held to be inapplicable to any person, group of persons, property, kind of property, circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other persons, property or circumstances.

SECTION IV. EFFECTIVE DATE

This Ordinance shall be effective immediately upon approval following third reading.

ADOPTED BY CHARLESTON COUNTY COUNCIL ON THIS 4<sup>th</sup> DAY OF  
SEPTEMBER, 2007.