

ORDINANCE NO. 19-25

AN ORDINANCE OF MANATEE COUNTY, FLORIDA REGARDING PROCUREMENT; AMENDING AND RESTATING CHAPTER 2-26, SECTION 2-26-46 ON PIGGYBACKING; AUTHORIZING THE ACQUISITION OF GOODS OR SERVICES THROUGH THE USE OF PIGGYBACK AGREEMENTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the Manatee County Board of County Commissioners (Board) desires to seek the maximum value for Manatee County (County) by procuring the best value in obtaining goods and services; and

WHEREAS, to effectuate this desire the Board has determined that it is appropriate to amend and revise the piggybacking authority provided for in Article IV of Chapter 2-26, Section 2-26-46 of the Manatee County Purchasing Code (Code) to include goods and services; and

WHEREAS, the Board finds these amendments to the Section 2-26-46 of the Code to be in the best interests of the County and the entities with whom the County does business.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA:

Section 1. Article IV of Chapter 2-26, Section 2-26-46 of the Code is hereby restated as follows:

Section 2-26-46. Cooperative Procurement, Piggybacking.

- (a) *Cooperative procurement.* Unless otherwise prohibited by law or grant agreement terms, the purchasing official is authorized to negotiate with other public procurement officials for the conduct of a joint procurement on behalf of each participating public agency where, in the judgment of the purchasing official, doing so would leverage the benefits of volume purchases, create clear delivery and/or supply chain advantages, and/or create a demonstrable and substantial reduction of administrative time and expense. Examples of cooperative procurement events can include joint solicitations or use of a third-party aggregator or broker.

(b) *Piggybacking.*

- i. In any agreement for the acquisition of ~~commodities~~ goods or services between the county and a vendor which has resulted from a competitive solicitation process, the purchasing official is authorized to include a term authorizing the agreement to be utilized by other public agencies to acquire the same ~~commodities~~ goods or services.

- ii. The purchasing official is authorized to acquire ~~commodities~~ goods or services by use of an existing agreement between a vendor and another public agency where such agreement has resulted from a competitive solicitation process. Purchases made in this manner, ~~commonly called piggybacking,~~ should not substantially differ in specification, scope, quality or price from the terms of the initial agreement. ~~Use of a~~ The piggybacked ~~contract~~ agreement must be consistent with ~~its solicitation and the contract parameters,~~ requirements and restrictions of the initial agreement. ~~Requirements must remain substantially the same as the existing "piggybacked" contract. For the purposes of this section, the term commodities may include a service component such as installation or maintenance, so long as the predominant purpose of the agreement is not the acquisition of the service.~~

Section 2. The publisher of this County's Code, the Municipal Code Corporation, is directed to incorporate the amendments in Section 1 into the Code.

Section 3. If any clause, phrase, provision, section or sentence of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be construed as to render invalid or unconstitutional the remaining provisions of this Ordinance.

Section 4. This Ordinance shall take effect immediately upon filing with the Department of State.

DULY ADOPTED, with a quorum present and voting, this 23rd day of April,

2019.



**BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA**

By: Stephen R. Johnson
Chairperson

ATTEST: ANGELINA COLONNESO
CLERK OF THE CIRCUIT COURT AND COMPTROLLER

By: Robin Peltz de
Deputy Clerk

BRADENTON HERALD

Bradenton.com

AFFIDAVIT OF PUBLICATION

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Attention: Gwennie Dickson
 MANATEE CO PLANNING DEPT
 PO BOX 1000
 BRADENTON, FL 34206

NOTICE OF PUBLIC HEARING
 NOTICE IS HEREBY GIVEN pursuant to Section 125.66, Florida Statutes, that the Board of County Commissioners of Manatee County will conduct a Public Hearing on the 23rd day of April, 2019 at 9:00am, or as soon thereafter as same may be heard at the Manatee County Government Administrative Center, 1st Floor, Patricia M. Glass Chambers, 1112 Manatee Avenue West, Bradenton, Florida, to consider, act upon, enact or reject the following ordinance:

**ORDINANCE NO. 19-25
 AN ORDINANCE OF MANATEE COUNTY, FLORIDA REGARDING PROCUREMENT; AMENDING CHAPTER 2-26, SECTION 2-26-46 ON COOPERATIVE PROCUREMENT, PIGGYBACKING TO INCLUDE GOODS AND SERVICES.**

Interested parties may appear and be heard at the meeting with respect to the proposed Ordinance pursuant to Section 286.0105, Florida Statutes. Any person desiring to appeal any decision made by the Board of County Commissioners with respect to any matter considered at said Public Hearing, he or she will need a record of the proceedings, and for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record would include any testimony or evidence upon which the appeal is to be based.

The proposed Ordinance is available for public inspection at the Manatee County Financial Management Department, Procurement Division, 1112 Manatee Avenue West, 8th Floor, Bradenton, FL 34205, during regular business hours. A reasonable charge may be made for the provision of copies.

Americans with Disabilities: The Board of County Commissioners does not discriminate upon the basis of any individual's disability status. This non-discrimination policy involves every aspect of the Board's functions including one's access to and participation in public hearings. Anyone requiring reasonable accommodation for this meeting as provided for in the ADA, should contact Kaycee Ellis at 742-5800; TDD ONLY 742-5802 and wait 60 seconds, or FAX 745-3790.

THIS HEARING MAY BE CONTINUED FROM TIME TO TIME PENDING ADJOURNMENTS. MANATEE COUNTY BOARD OF COUNTY COMMISSIONERS

THE STATE OF FLORIDA COUNTY OF MANATEE

Before the undersigned authority personally appeared VICTORIA RODELA, who, on oath, says that she is a Legal Advertising Representative of The Bradenton Herald, a daily newspaper published at Bradenton in Manatee County, Florida; that the attached copy of the advertisement, being a Legal Advertisement in the matter of **Public Notice**, was published in said newspaper in the issue(s) of:

1 Insertion(s)

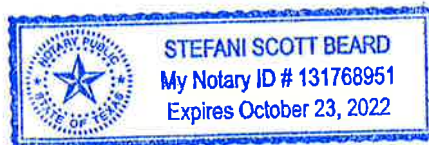
Published On:
 April 09, 2019

Affidavit further says that the said publication is a newspaper published at Bradenton, in said Manatee County, Florida, and that the said newspaper has heretofore been continuously published in said Manatee County, Florida, each day and has been entered as second-class mail matter at the post office in Bradenton, in said Manatee County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for


 (Signature of Affiant)

Sown to and subscribed before me this
 11th day of April in the year of 2019


 SEAL & Notary Public





FLORIDA DEPARTMENT *of* STATE

RON DESANTIS
Governor

LAUREL M. LEE
Secretary of State

April 25, 2019

Honorable Angelina Coloneso
Clerk of the Circuit Court
Manatee County
Post Office Box 25400
Bradenton, Florida 34206

Attention: Vicki Tessmer

Dear Ms. Coloneso:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of **Manatee County Ordinance 19-25, which was filed in this office on April 25, 2019.**

Sincerely,

Ernest L. Reddick
Program Administrator

ELR/lb

From: ords@municode.com
To: tammy.larsen@mymanatee.org; [Robin Toth](#)
Subject: Manatee County, FL Code of Ordinances - 1981 (10428) Supplement 107
Date: Tuesday, April 30, 2019 8:00:57 AM
Attachments: [ATT00001.bin](#)
[ATT00002.bin](#)

****THIS IS AN AUTOMATICALLY GENERATED EMAIL****

Below, you will find the material that we have received/recorded to your account. This material is being considered for inclusion in your next/current update, Supplement 107

| Document | Adopted Date | Recorded | Recorded Format |
|-------------------------------------|---------------------------|---------------------------|-----------------|
| Ordinance No. 18-12 | 7/24/2018 | 3/27/2019 | PDF |
| Ordinance No. 19-10 | 2/26/2019 | 3/7/2019 | Word |
| Ordinance No. 19-24 | 4/23/2019 | 4/30/2019 | Word |
| Ordinance No. 19-25 | 4/23/2019 | 4/30/2019 | Word |



Update the internet version of your Code more often than a printed supplement. We can update the Internet quarterly, monthly, even weekly.



We can post newly enacted ordinances in the online Code after each meeting.