



## Legislation Text

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**File #:** 21-769, **Version:** 1

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**ITEM TITLE:**

Consider approving Council Policy 4-5 - Solicitation and Award of Public Construction Contracts, which provides for a local bid preference in certain qualifying instances for public construction contracts and will give direction to staff in how to proceed with such contracts.

**INITIATOR:** Michael Cleghorn, City Manager

**STAFF INFORMATION SOURCE:** John Ratliff, City Attorney

**BACKGROUND:** On December 14, 2021, Council heard a discussion regarding an amendment to state law by the Oklahoma Legislature permitting municipalities to allow a local vendor preference for public construction contracts in certain circumstances. This amendment created two versions of 61 O.S. §103 (the applicable provision in state law for local vendor preference in public construction contracts). One version allows for the preference in certain circumstances for public construction contracts exceeding One Hundred Thousand Dollars (\$100,000.00) or construction management trade contracts or subcontracts exceeding Fifty Thousand Dollars (\$50,000.00). The other version of the statute allows for the preference in certain circumstances for public construction contracts exceeding Fifty Thousand Dollars (\$50,000.00). After the discussion, Council voted to direct staff to draft a policy providing for a local bid preference in certain qualifying instances for public construction contracts.

**EXHIBIT:** Council Policy 4-5 - Solicitation and Award of Public Construction Contracts

**KEY ISSUES:** Should City Council approve Council Policy 4-5 - Solicitation and Award of Public Construction Contracts, dated January 11, 2022.

**FUNDING SOURCE:** N/A

**STAFF RECOMMENDED COUNCIL ACTION:** Approve Council Policy 4-5 - Solicitation and Award of Public Construction Contracts, dated January 11, 2021 which provides for a local bid preference in certain qualifying instances for public construction contracts.