

**ORDINANCE NUMBER 07-05  
OF THE CITY OF FRANKLIN, INDIANA**

**AN ORDINANCE PROVIDING FOR AND UPDATING PURCHASING GUIDELINES AND  
REPEALING ORDINANCE 01-07**

**Whereas**, the City of Franklin, Indiana is subject to certain statutory terms, provisions, and requirements relative to its purchase and use of goods, supplies, materials, and other necessities; and

**Whereas**, the City of Franklin, Indiana has deemed it to be appropriate and desirable to expand and update Ordinance 01-07 entitled An Ordinance Providing For and Updating Purchasing Guidelines and Repealing Ordinance 98-24 so as to authorize and implement expanded and updated purchasing procedures and guidelines.

**NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF FRANKLIN, INDIANA, ORDAINS AND ENACTS THE FOLLOWING:**

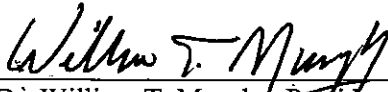
1.     **Designation of Purchasing Agency and Purchasing Agent:** The Board of Public Work of the City of Franklin, Indiana is designated as the Purchasing Agency for the City of Franklin, Indiana with all of the powers and duties authorized under Indiana Code §5-22. The Purchasing Agency will designate in writing a person as the City of Franklin, Indiana's Purchasing Agent. The Purchasing Agency may also designate in writing additional purchasing agents as necessary.
2.     **Purchases Under \$50,000.00:** An authorized Purchasing Agent may purchase supplies with an estimated cost of less than Fifty Thousand Dollars (\$50,000.00) on the open market without inviting or receiving quotes or bids.
3.     **Purchases Between \$50,000.00 and \$150,000:** An authorized Purchasing Agent may purchase supplies between Fifty Thousand Dollars (\$50,000.00) and One Hundred and Fifty Thousand Dollars (\$150,000.00) by inviting quotes from at least (3) persons known to deal in the lines or classes of supplies, goods, or materials to be purchased. With respect to purchases falling within this sub-section:
  1.     The purchasing agent shall mail an invitation to quote to the persons known to deal in the lines or classes of supplies, goods, or materials to be purchased at least seven (7) days before the time fixed for receiving quotes.
  2.     If the purchasing agent receives a satisfactory quote, the purchasing agent shall award a contract to the lowest responsible and responsive offeror for each line or class of supplies, goods, or materials required.
  3.     The purchasing agent may reject all quotes.
  4.     If the purchasing agent does not receive a quote from a responsible and responsive offeror, the purchasing agent may purchase the supplies, goods, or materials under the special purchase provisions of the Indiana Code.

4. **Purchase of Services:** Each City of Franklin, Indiana department, board agency, and commission may purchase services in whatever reasonable manner the purchaser determines, consistent with the foregoing.
5. **Purchase of Supplies Manufactured in the United States:** Supplies manufactured in the United States will be specified for all purchases and will be purchased unless the City of Franklin, Indiana determines:
  1. The supplies are not manufactured in the United States in reasonably available quantities;
  2. The price of the supplies manufactured in the United States exceeds by an unreasonable amount the price of available and comparable supplies manufactured elsewhere;
  3. The quality of the supplies manufactured in the United States is substantially less than the quality of comparably priced available supplies manufactured elsewhere;
  4. The purchase of supplies manufactured in the United States is not in the public interest.
6. **Construction of Clause Headings:** The clause headings appearing in this ordinance have been provided for convenience and reference, and do not purport and will not be deemed to define, limit, or extend the scope or intent of the clauses to which the headings pertain.
7. **Repeal of Prior Ordinance:** This Ordinance specifically repeals the related prior Ordinance designated 01-07.
8. **Repeal of Conflicting Ordinances.** The provisions of all other ordinances in conflict with the provisions of this ordinance are of no further force or effect, and are now repealed.
9. **Severability of Provisions.** If any part of this ordinance is held to be invalid, such part will be deemed severable and its invalidity will have no effect upon the remaining provisions of this ordinance.
10. **Duration and Effective Date.** The provisions set forth in this ordinance become and will remain in full force and effect (until their repeal by ordinance) on day of the passage and adoption of this ordinance by signature of the executive in the manner prescribed by Indiana Code §§ 6-4-6-15, 16.

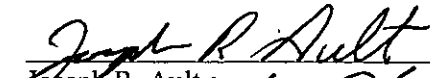
Introduced and Filed on this 9<sup>th</sup> day of July, 2007.

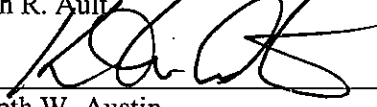
DULY PASSED on this Bro day of July, 2007 by the Common Council of the City of Franklin, Johnson County, Indiana, having been passed by a vote of 6 in Favor and 0 Opposed.

AYES

  
Dr. William T. Murphy, President

  
Joseph P. Abban

  
Joseph R. Ault

  
Kenneth W. Austin

  
Phillip R. Barrow

  
Jeffrey C. Eggers

  
Absent  
Ann M. Gordon

NAYS

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Dr. William T. Murphy, President

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Joseph P. Abban

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Joseph R. Ault

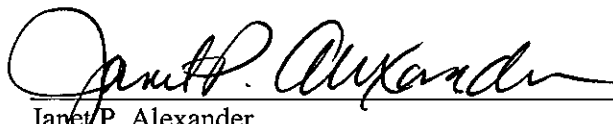
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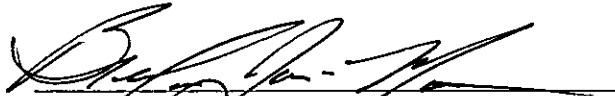
ATTEST:

  
Janet P. Alexander  
Clerk-Treasurer

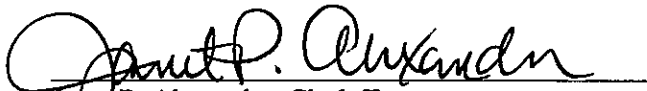
Presented to me the Mayor of the City of Franklin for her approval or veto pursuant to Indiana Code § 36-4-6-15,16, this 23 day of July, 2007 at 7:00 o'clock p.m.

  
Janet P. Alexander, Clerk-Treasurer  
City of Franklin, Indiana

This Ordinance having been passed by the legislative body and presented to me this [Approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1)] [Vetoed, pursuant to Indiana Code § 36-4-6-16(a)(2)], this 23 day of July, 2007 at 7:10 o'clock p.m.

  
Brenda Jones-Matthews, Mayor  
City of Franklin, Indiana

ATTEST:

  
Janet P. Alexander, Clerk-Treasurer  
City of Franklin, Indiana

Prepared by:

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