

STATE OF GEORGIA

COUNTY OF CLAYTON

ORDINANCE NO. 2023– 267

AN ORDINANCE TO AMEND THE CODE OF CLAYTON COUNTY, GEORGIA, AS AMENDED, SPECIFICALLY TO AMEND PART II “RELATED LAWS PERTAINING TO CLAYTON COUNTY,” CHAPTER 2 “ADMINISTRATION,” ARTICLE IV “PURCHASES AND PROPERTY DISPOSITION,” DIVISION 1 “GENERAL PROVISIONS,” SECTION 2-94 “EXEMPTIONS” TO ADD AN ADDITIONAL EXEMPTION FOR PILOT PROGRAMS RELATING TO THE PROCUREMENT OF COMMODITIES, EQUIPMENT, AND SERVICES; TO REPEAL ANY AND ALL CONFLICTING LAWS, ORDINANCES, RESOLUTIONS, RULES AND REGULATIONS; TO PROVIDE FOR SEVERABILITY; TO PROVIDE AN EFFECTIVE DATE OF THIS ORDINANCE; AND FOR OTHER PURPOSES.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF CLAYTON COUNTY, GEORGIA, AND IT IS HEREBY ORDAINED

Section 1. The Code of Clayton County, Georgia, as amended, is hereby further amended by amending Part II, Chapter 2 “Administration,” Article VI “Purchases and Property Disposition,” Division 1 “General Provisions” Section 2-94 “Exemptions” to add a new subsection (11) to read as follows:

Sec. 2-94. – Exemptions.

All commodities, equipment, and services shall be centrally procured through the department of central services; exemptions are to be narrowly construed with the default being procurement through a competitive process. When a competitive process is not practical the following commodities, equipment, and professional services may be procured via alternative noncompetitive methods:

...

(11) Pilot programs which refer to programs consisting of innovative commercial products, technology, and services that enable the County to test the effectiveness of a broad solution on a smaller scale. User departments requesting the implementation of pilot programs shall submit documentation to the Chief Procurement Officer and the Chief Operating Officer showing that such programs meet the qualifications of a pilot program. Pilot programs shall not be effectuated without the approval of the Chief Operating Officer or his/her designee.

Section 2. All Ordinances, Resolutions, Rules and Regulations, or parts thereof which conflict with this Ordinance are hereby repealed.

Section 3. It is declared to be the intention of the Board of Commissioners that all sections and paragraphs of this Ordinance are or were, upon their enactment, believed to be fully valid, enforceable, and constitutional. To the greatest extent allowed by law, each and every paragraph herein is severable from the other. In the event that any portion of this Ordinance shall be declared invalid, unconstitutional, or otherwise unenforceable by valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Board of Commissioners that the remaining portions of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

Section 4. This Ordinance shall be effective on the date of its approval by the Board of Commissioners.

SO ORDAINED, this the 21st day of November, 2023.

{Signatures on the following page}

CLAYTON COUNTY BOARD OF COMMISSIONERS



JEFFREY E. TURNER, CHAIRMAN

absent

DEMONT DAVIS, VICE-CHAIR



ALIEKA ANDERSON, COMMISSIONER

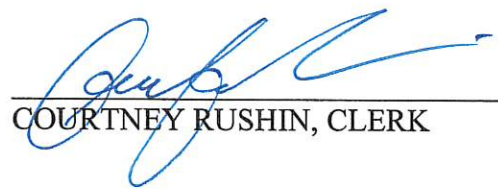


GAIL HAMBRICK, COMMISSIONER



FELICIA FRANKLIN, COMMISSIONER

ATTEST:



COURTNEY RUSHIN, CLERK