

ORDINANCE NO. O-2009-113

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, AMENDING CHAPTER 2, "FINANCE AND TAXATION", ARTICLE I, "IN GENERAL", OF THE CODE OF ORDINANCES OF THE CITY OF TYLER, TEXAS, BY ADDING A REFERENCE TO THE LOCAL BIDDER PREFERENCE AVAILABLE UNDER STATE LAW; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, it is the intent of the City Council to promote the public welfare; and

WHEREAS, Tyler City Code Section 2-6 contains provisions related to contracts and purchasing; and

WHEREAS, Texas Local Government Code Section 271.9051 authorizes a municipality to provide a preference to a local bidder under certain circumstances; and

WHEREAS, it is important to amend Tyler City Code Section 2-6 to add a reference to the local bidder preference available under State law;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TYLER:

PART 1: That Tyler City Code Chapter 10, "Finance and Taxation", Article I, "In General", is hereby amended by amending Section 2-6 to read as follows:


Sec. 2-6. Contracts and purchasing.

- a. No changes...
- b. No changes...
- c. No changes...
- d. Preference to local bidders in the purchasing of real property, of personal property not affixed to real property, or services, is authorized under circumstances and in accordance with procedures set forth in Texas Local Government Code Section 271.9051 or successor statute. (Ord. No. 0-2009-113; 10/28/09)

PART 2: That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

PART 3: That this ordinance shall become effective upon its approval.

PASSED AND APPROVED this 28th day of October, A. D., 2009.



BARBARA BASS, MAYOR OF
THE CITY OF TYLER, TEXAS

ATTEST:



CASSANDRA BRAGER, CITY CLERK



APPROVED:



MARY C. LANDERS, CITY ATTORNEY