

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

2018 Legislative Session

Bill No. CB-44-2018

Chapter No.

Proposed and Presented by Council Member Glaros

Introduced by

Co-Sponsors

Date of Introduction

CHARTER AMENDMENT

1 AN ACT concerning

2 Amendment of Section 603, Charter of Prince George's County

3 For the purpose of proposing an amendment to Section 603 of the Charter of Prince George's
4 County to provide that the Council may not authorize the County Purchasing Agent to negotiate
5 extensions of existing contracts for garbage and refuse collection, without competitive bidding,
6 to provide that specified single purchases or contracts shall be made from or let by sealed
7 proposals or bids publicly opened under specified circumstances by the County Purchasing
8 Agent or his authorized designee, and to provide that no specified purchase or contract shall be
9 made or awarded within a period of two weeks from the date of the public opening of bids.

10 BY proposing an amendment to:

11 Section 603,

12 Charter of Prince George's County, Maryland.

13 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
14 Maryland, that the following amendment to Section 603, Charter of Prince George's County,
15 Maryland, is hereby proposed:

16 Section 603. Competitive Bidding.

17 Any single purchase or contract under the jurisdiction of the County Purchasing Agent and
18 involving an expenditure in excess of such amount(s) as may be established by legislative act of
19 the County Council, except emergency purchases and those involving services or material and
20 equipment of a noncompetitive nature as may be defined and governed by the rules and
21 regulations mentioned in Section 602 of this Charter, shall be made from or let by [sealed bids or

1 proposals] sealed proposals or bids publicly opened after public notice for such period and in
2 such manner as the County Purchasing Agent or his authorized [deputy] designee shall
3 determine. Such purchases and contracts shall be made from or awarded to the responsive and
4 responsible bid that is most favorable to the County with respect to technical requirements and
5 costs. A security or bond for the performance of work as determined by the County's Purchasing
6 Agent may be required for purchases and contracts. No such purchase or contract shall be made
7 or awarded within a period of [one] two [week] weeks from the date of the public opening of
8 bids. In all cases, the County shall reserve the right to reject any and all bids. No contract or
9 purchase shall be subdivided to avoid the requirements of this section. [Anything to the contrary
10 of this Section 603 notwithstanding, the Council may authorize the County Purchasing Agent to
11 negotiate extensions of existing contracts for garbage and refuse collection, without competitive
12 bidding, upon such terms and for such duration as the Council may by law prescribe; provided,
13 however, that any such law shall require the County Purchasing Agent to poll the residents of the
14 service area covered by a collection contract, and shall provide that the County Purchasing Agent
15 not conclude any agreement for an extension unless a certain number of the residents of the
16 service area, as prescribed by the Council, indicate their concurrence in the extension.]

17 SECTION 2. BE IT FURTHER ENACTED that a copy of this Act be transmitted to the
18 County Executive for publication and that a copy also be transmitted to the Board of Supervisors
19 of Elections for submission of the proposed amendment to the voters of this County at the 2018
20 General Election pursuant to Section 1105 of the Charter.

21 SECTION 3. BE IT FURTHER ENACTED that the question of adoption of this proposed
22 Charter Amendment shall be submitted to the voters of the County at the General Election
23 occurring on November 6, 2018, and shall be placed on the ballot in the following form:
24

PROPOSED CHARTER AMENDMENT

To provide that the Council may not authorize the County Purchasing Agent to negotiate extensions of existing contracts for garbage and refuse collection, without competitive bidding, to provide that specified single purchases or contracts shall be made from or let by sealed proposals or bids publicly opened under specified circumstances by the County Purchasing Agent or his authorized designee, and to provide that no specified purchase or contract shall be made or awarded within a period of two weeks from the date of the public opening of bids.

Adopted this ____ day of _____, 2018, by an affirmative vote of two-thirds of the members of the full County Council.

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

BY: _____
Dannielle M. Glaros
Chair

ATTEST:

Redis C. Floyd
Clerk of the Council

KEY:
Underscoring indicates language added to existing law.
[Brackets] indicate language deleted from existing law.
Asterisks *** indicate intervening existing Code provisions that remain unchanged.