

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2022 Legislative Session

Bill No. CB-040-2022

Chapter No. _____

Proposed and Presented by Council Member Hawkins

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 certain single purchases or contracts shall be made from or let by sealed
 5 bids with certain exceptions; to provide that purchases and contracts shall be advertised in the
 6 County's newspapers of record; to provide for replacing cost with best value with competitive
 7 bidding; and generally regarding competitive bidding.

8 BY proposing an amendment to:

9 Section 603,

10 Charter of Prince George's County, Maryland.

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

14 **Section 603. Competitive Bidding.**

15 Any single purchase or contract under the jurisdiction of the County Purchasing Agent and
 16 involving an expenditure in excess of such amount(s) as may be established by legislative act of
 17 the County Council, except emergency purchases and those involving services or material and
 18 equipment of a noncompetitive nature as may be defined and governed by the rules and regulations
 19 mentioned in Section 602 of this Charter, shall be made from or let by sealed bids [or proposals
 20 publicly opened] after public notice for such period and in such manner as the County Purchasing
 21 Agent or his authorized deputy shall determine. Such purchases and contracts shall be advertised

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

16 SECTION 2. BE IT FURTHER ENACTED that a copy of this Act be transmitted to the
 17 County Executive for publication and that a copy also be transmitted to the Board of Supervisors
 18 of Elections for submission of the proposed amendment to the voters of this County at the 2022
 19 General Election pursuant to Section 1105 of the Charter.

20 SECTION 3. BE IT FURTHER ENACTED that the question of adoption of this proposed
 21 Charter Amendment shall be submitted to the voters of the County at the General Election
 22 occurring on November 8, 2022, and shall be placed on the ballot in the following form:

23 PROPOSED CHARTER AMENDMENT

24 To provide that certain single purchases or contracts shall be made from
 25 or let by sealed bids with certain exceptions; to provide that purchases and
 26 contracts shall be advertised in the County's newspapers of record; and to
 27 provide for replacing cost with best value in competitive bidding.

1 Adopted this ____ day of _____, 2022, by an affirmative vote of two-thirds of
2 the members of the full County Council.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Calvin S. Hawkins, II
Chair

ATTEST:

Donna J. Brown
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.