

PRINCE GEORGE'S COUNTY COUNCIL

COMMITTEE REPORT

2017 Legislative Session

Reference No.: CB-115- 2017

Draft No.: 2

Committee: PSFM

Date: 10/11/2017

Action: FAV (A)

REPORT: Favorable as amended, 5-0 In Favor: Council Members Glaros, Harrison, Lehman, Taveras, and Turner.

The proposed legislation, amends Subtitle 10A of the Prince George's County Code to clarify sections regarding administrative procedures, award of contracts, special provisions and economic development. Items specifically contained in CB-74-2016:

The purpose of CB-115-2017 (Draft 2) is to identify opportunities for improvements to CB-74-2016. The bill seeks to:

- Expand opportunities for County-based businesses to procure County goods and services.
- Ensure the efficient and timely procurement of goods and services by County agencies.
- Identify ways to simplify the procurement code for vendors.
- Reduce the administrative burdens on County employees.

CB -115 (Draft 2) maintains the 40% requirements from CB-74-2016.

- Expands County-based business opportunities.
- Streamline the procurement process for vendors and County Employees.
- Helps ensure competitive pricing on goods and services.

The difference between CB 115-2017 Draft 1 and Draft 2 is the following:

- Added: Definition for open Market (page 2, lines 15-16)
- Changed: Percentage for CBSB participation back to 40% from 30% (page 3, line 24)
- Clarified emergency, not just public safety (page 4, lines 7 & 11)
- Reversed the order for tie bids, giving CBMBE the advantage over CBSB (page 12, lines 4-5)
- Clarified BDRP efforts and goals (pages 12-13)
- Added in Sec.10A-161 – CBB Participation Requirements (inadvertently left out of draft 1 version transmitted to Council pages 14-16)
- Changed Business Preferences points (page 26)
- Restricted contracts subject to the grandfather clause to 2 one-year extensions (page 27)
- Allows for a more transparent reporting of relevant procurement activity.

Tom Himler, Deputy Chief Administrative Officer, led a robust discussion on CB-115-2017 and his presentation is included in the backup on the Bill. Mr. Himler also led the Committee through a page by page review of the bill.

After review of the Bill, amendments were made to Proposed Draft 2 which included the addition of the words “or minority business enterprise” on page 14, line 6 and line 11. The word continuously was added on page 19, line 26.

David Harrington, Prince George’s Chamber of Commerce, spoke in support of the Bill but asked for chamber-business involvement as the Council reviews Subtitle 10A in its entirety.

James Estepp, Business Roundtable, also expressed support for the Bill.

Each speaker applauded the collaborative efforts of both the Executive and Legislative branches of Government in bringing this bill to fruition.

The Office of Law reports CB-115 (Draft 2) to be in proper legislative form with no legal impediments to its enactment.

After a very thorough and robust discussion, the Public Safety and Fiscal Management Committee voted CB-115-2017 (Draft 2) out favorably as amended, 5-0.