

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2018, Legislative Day No. 31

Resolution No. 15-18

Introduced by Mr. Peroutka, Chairman
(by request of the County Executive)

By the County Council, June 4, 2018

A RESOLUTION ENTITLED
Charter Amendment – Purchasing Contract Limits

1 RESOLUTION proposing an amendment to the Charter of Anne Arundel County
2 restricting the County Council to increase the minimum value of purchases and contracts
3 requiring full competitive bidding from \$25,000 to an amount not less than \$25,000 and
4 not greater than \$50,000 ~~or a greater amount determined by the County Council to be in~~
5 ~~the best interest of the County~~, and requiring that the award of contracts greater than \$5,000
6 and less than the minimum dollar requirement for full competitive bidding shall be awarded
7 through a simplified competitive process except as otherwise provided by law; and
8 requiring that the County Purchasing Agent shall cause to be published on the Anne
9 Arundel County website all awards of contracts through the full and simplified bidding
10 processes for capital improvements, contractual services, professional services, or supplies
11 of \$5,000 or greater awarded by the County in accordance with the Anne Arundel County
12 Code

13
14 *Be it resolved by the County Council of Anne Arundel County, Maryland, That the*
15 *following amendment to the Anne Arundel County Charter is proposed for submission to*
16 *the qualified voters of the County at the General Election in November 2018:*

17
18 **Article IX. Centralized Purchasing**

19
20 **Sec. 911. Furthering legislation.**

21
22 The County Council shall enact furthering legislation, not inconsistent with the
23 provisions of this Charter or with the public general laws of this State, to implement the
24 purchasing policies herein established. Such legislation may regulate the practices of the
25 County Purchasing Agent and other officers, agents and employees of the County in regard
26 to the issuance of inquiries, the receipt of bids, the placement of orders and other matters
27 relating to the making of purchases and the award of contracts. Such legislation may
28 prescribe special procedures governing the letting of bids and the award of contracts for
29 the construction of roads, bridges, streets, buildings and those relating to water, sewer and

EXPLANATION: CAPITALS indicate new matter added to existing law.
[Brackets] indicate matter stricken from existing law.
Captions and taglines in **bold** in this resolution are catchwords and are not law.
Underlining indicates amendments to resolution.
~~Strikeover~~ indicates matter stricken from resolution by amendment.

1 storm water facilities, and may increase the minimum dollar requirement for FULL
2 competitive bidding with respect to such contracts from Three Thousand Dollars
3 (\$3,000.00) as provided in Section 904 to a figure NOT LESS THAN TWENTY-FIVE
4 THOUSAND DOLLARS (\$25,000), AND up to[, but not greater than Twenty-Five Thousand
5 Dollars (\$25,000)] FIFTY THOUSAND DOLLARS (\$50,000) ~~OR A GREATER AMOUNT~~
6 ~~DETERMINED BY THE COUNTY COUNCIL TO BE WITHIN THE BEST INTEREST OF THE~~
7 ~~COUNTY~~. THE AWARD OF CONTRACTS GREATER THAN FIVE THOUSAND DOLLARS (\$5,000)
8 AND LESS THAN THE MINIMUM DOLLAR REQUIREMENT FOR FULL COMPETITIVE BIDDING
9 SHALL BE AWARDED THROUGH A SIMPLIFIED COMPETITIVE PROCESS EXCEPT AS
10 OTHERWISE PROVIDED BY LAW. THE COUNTY PURCHASING AGENT SHALL CAUSE TO BE
11 PUBLISHED ON THE ANNE ARUNDEL COUNTY WEBSITE ALL AWARDS OF CONTRACTS
12 THROUGH THE FULL AND SIMPLIFIED BIDDING PROCESSES FOR CAPITAL IMPROVEMENTS,
13 CONTRACTUAL SERVICES, PROFESSIONAL SERVICES, OR SUPPLIES OF \$5,000 OR GREATER
14 AWARDED BY THE COUNTY IN ACCORDANCE WITH THE ANNE ARUNDEL COUNTY CODE.
15 All such legislation shall be subject to amendment from time to time by the County
16 Council.

17
18 *And be it further resolved*, That the following question is adopted for submittal to the
19 qualified voters of the County at the General Election in November 2018 for their adoption
20 or rejection:

21
22 “To amend the Anne Arundel County Charter to restrict the County Council’s ability
23 to increase the minimum value of purchases and contracts requiring full competitive
24 bidding from \$25,000 to an amount not less than \$25,000 and not greater than \$50,000 ~~or~~
25 ~~a greater amount determined by the County Council to be in the best interest of the County~~,
26 and to require that the award of contracts greater than \$5,000 and less than the minimum
27 dollar requirement for full competitive bidding shall be awarded through a simplified
28 competitive process except as otherwise provided by law; and to require that the County
29 Purchasing Agent shall cause to be published on the Anne Arundel County website all
30 awards of contracts through the full and simplified bidding processes for capital
31 improvements, contractual services, professional services, or supplies of \$5,000 or greater
32 awarded by the County in accordance with the Anne Arundel County Code.”

33
34 *And be it further resolved*, That this question shall be designated as Question “___” on
35 the ballot at the General Election in November 2018.

36
37 *And be it further resolved*, That if the majority of qualified votes cast in the election
38 are for the Charter Amendment, this amendment shall stand adopted from and after the 30th
39 day following the election.

AMENDMENTS ADOPTED: July 16, 2018

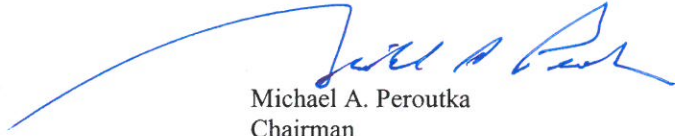
READ AND PASSED this 16th day of July, 2018

By Order:



JoAnne Gray
Administrative Officer

I HEREBY CERTIFY THAT RESOLUTION NO. 15-18, AS AMENDED, IS TRUE AND CORRECT AND DULY ADOPTED BY THE COUNTY COUNCIL OF ANNE ARUNDEL COUNTY.

A handwritten signature in blue ink, appearing to read "Michael A. Peroutka", is written over a faint, large, light blue watermark of the same signature.

Michael A. Peroutka
Chairman