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By: **Calvert County Delegation**  
Introduced and read first time: February 11, 2000  
Assigned to: Commerce and Government Matters

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 7, 2000

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CHAPTER 166

1 AN ACT concerning

2 **Calvert County - Competitive Bidding Process - Delegation of Authority**

3 FOR the purpose of altering provisions of law concerning the competitive bidding  
4 process for the purchase of certain contracts in Calvert County to authorize a  
5 certain official to award the contract to a certain bidder under certain  
6 circumstances; authorizing a certain official to invite proposals for certain  
7 contracts in a certain manner; and generally relating to the competitive bidding  
8 process in Calvert County.

9 BY repealing and reenacting, with amendments,  
10 The Public Local Laws of Calvert County  
11 Section 6-101  
12 Article 5 - Public Local Laws of Maryland  
13 (1986 Edition and July 1991 Supplement, as amended)  
14 (As enacted by Chapter 84 of the Acts of the General Assembly of 1998)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article 5 - Calvert County**

18 ~~6-101. Competitive Bidding.~~

19 (a) Except as otherwise provided in this title, contracts for the purchase by the  
20 county of supplies or services involving \$15,000 or more shall be by formal bidding  
21 procedures and the contract shall be awarded at a regularly scheduled meeting of the  
22 Commissioners OR BY THE OFFICIAL AUTHORIZED TO CONTRACT FOR THE COUNTY

1 to the lowest responsible bidder meeting specifications. A contract may not be  
2 subdivided to avoid the requirements of this section.

3 (b) The Commissioners OR THE OFFICIAL AUTHORIZED TO CONTRACT FOR  
4 THE COUNTY shall invite proposals for all contracts subject to this section by  
5 publishing a notice in at least 2 county newspapers for 2 consecutive weeks. The  
6 notice shall state that in not less than 3 weeks the Commissioners OR THE OFFICIAL  
7 AUTHORIZED TO CONTRACT FOR THE COUNTY will meet in public session to receive  
8 bids for the described purchase or contract, state the time and place of the meeting,  
9 and reserve the right to reject any and all bids.

10 (c) In determining the "lowest responsible bidder", in addition to considering  
11 price, the Commissioners or the official authorized to contract for the County shall  
12 consider:

13 (1) The ability, capacity, and skill of the bidder to perform the contract or  
14 provide the service required;

15 (2) Whether the bidder can perform the contract or provide the service  
16 promptly, or within the time specified, without delay or interference;

17 (3) The character, integrity, reputation, judgment, experience, and  
18 efficiency of the bidder;

19 (4) The quality of performance of previous contracts or services;

20 (5) The previous and current compliance by the bidder with laws and  
21 ordinances relating to the contract or service;

22 (6) Whether the bidder is in arrears to the County on any debt or  
23 contract, is in default on any surety to the County, or is delinquent as to any taxes or  
24 assessments; and

25 (7) Any other information that may have a bearing on the decision to  
26 award the contract.

27 (d) If a contract is not awarded to the lowest bidder in price, the reasons for  
28 the decision shall be stated in the minutes of the meeting at which the contract is  
29 awarded.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
31 October 1, 2000.

