

COUNTY COUNCIL OF CECIL COUNTY, MARYLAND
LEGISLATIVE SESSION 2019-12

BILL NO. 2019-08

Title of Bill: Roads – Cecil County – Repeal of Public Law – Purchasing Manual

Synopsis: A Bill repealing Md. Code Ann., § 12-532 (Building and repairing roads in Cecil County), Local Government Article, a public local law, pertaining to building and repairing roads in Cecil County.

Introduced by: Council President at the request of the County Executive

Introduced and order posted on: June 18, 2019

Public hearing scheduled on: July 16, 2019 at 7:00pm

Consideration scheduled on: August 6, 2019

By: James J Massey
Council Manager

PUBLIC HEARING

Notice of time and place of public hearing and title of Bill having been posted by (date) at the County Administration Building, 200 Chesapeake Blvd., Elkton, and having been published according to the Charter on (date), a public hearing was held on (date) and concluded on (date).

By: James Massey
Council Manager

Explanation: CAPITAL LETTERS INDICATE LANGUAGE ADDED TO EXISTING DOCUMENT
~~Strike through~~ indicates language deleted from existing document
Underlining indicates language added to document by amendment.
~~Double Strike through~~ indicates language stricken from document by amendment.

1 **WHEREAS**, pursuant to Md. Code Ann., § 12-532(a), Local Government Article, Cecil County shall
2 obtain the building or repair of a road by competitively bid contract awarded to the lowest responsive and
3 responsible bidder for all projects in excess of \$10,000.00; and

4 **WHEREAS**, pursuant to Md. Code Ann., § 10-317(a), Local Government Article, after reasonable
5 notice and a public hearing, a county may enact local laws to protect and promote public safety, health,
6 morals, comfort, and welfare, relating to the location, construction, repair, and use of streets and
7 highways; and

8 **WHEREAS**, pursuant to Md. Code Ann., § 10-317(a), Local Government Article, a county may enact
9 local laws and may repeal or amend any local law enacted by the General Assembly on any matter
10 covered by the express powers in this title; and

11 **WHEREAS**, Md. Code Ann., § 12-532(a), Local Government Article is a public local law that may be
12 repealed by the County Council in accordance with Md. Code Ann., § 10-317(a), Local Government Article;
13 and

14 **WHEREAS**, amendments to the Cecil County Purchasing Manual were adopted by the County
15 Council on June 4, 2019 (Resolution No. 29-2019 as amended); and

16 **WHEREAS**, Resolution No. 29-2019, adopting the amended Cecil County Purchasing Manual,
17 provides constraints upon purchasing, including but not limited to, purchasing related to building and
18 repairing roads in Cecil County; and

19 **WHEREAS**, in order to avoid conflict between public local law codified as Md. Code Ann.,
20 § 12-532(a), Local Government Article and the amended Cecil County Purchasing Manual adopted on
21 June 4, 2019, said public local law will now be repealed by the County Council.

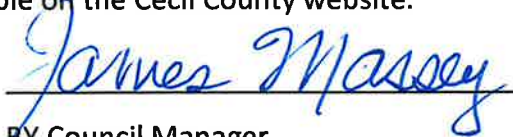
22 **NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF CECIL COUNTY, MARYLAND, IN**
23 **LEGISLATIVE SESSION**, that Md. Code Ann., § 12-532, Local Government Article is hereby REPEALED.

24 **AND BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF CECIL COUNTY, MARYLAND, IN**
25 **LEGISLATIVE SESSION**, that the County Council shall retain jurisdiction to make such amendment(s) to the
26 County Purchasing Manual, including all provisions regarding the maintenance, construction, and repair of
27 streets and highways.

28 **AND BE IT FURTHER ENACTED** that this Act shall take effect in 60 calendar days from the date it
29 becomes law.

CERTIFICATION

I, HEREBY CERTIFY that the above Bill was posted for the public on the public bulletin board with the date, time and location of the public hearing meeting, copies were made available for the public, a copy was distributed to the press, and copy was made available on the Cecil County website.


BY Council Manager

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is hereby submitted to the County Council of Cecil County, Maryland for enrollment as being the text as finally passed.

CERTIFIED TRUE AND CORRECT

ENROLLED

James Massey
Council Manager

[Signature]
Council President

Date: August 6, 2019

Date: August 6, 2019

BY THE COUNCIL

Read the third time.

Passed – LSD 2019-15

Failed of Passage – LSD _____

BY: James Massey
Council Manager

SEALED WITH THE COUNTY SEAL AND PRESENTED TO THE COUNTY EXECUTIVE for approval this

7th day of August, 2019 at 1:00 am/pm
(within 10 business days from adoption §306)

BY: James Massey
Council Manager



BY THE EXECUTIVE:

[Signature]
Cecil County Executive

APPROVED Date: 8/9/2019

VETOED Date: _____
(within 10 business days from presentation §306)

BY THE COUNCIL

Bill No. 2019-08 having been approved by the Executive and returned to the Council becomes law

on August 9, 2019 with an effective date of October 8, 2019

BY: James Massey
Council Manager