

Bill No. 15-07

Concerning: Amendment to Frederick County Code,

Chapter 1-2: Administration, Article II: Purchases

Revised: _____ Draft No. _____

Introduced: June 2, 2015

Expires: _____

Enacted: August 18, 2015

Executive: Jan H. Gardner 8-25-15

Effective: October 17, 2015

Frederick County Code, Chapter 1-2, Section(s) _____

16 and adding 41

COUNTY COUNCIL FOR FREDERICK COUNTY, MARYLAND

By: Council President Bud Otis and County Executive Jan H. Gardner

AN ACT to: Amend Frederick County Code Ch. 1-2: Administration Art. II: Purchases to add the definitions: Business Entity, Direct Financial Interest, and Qualified Relative; to provide that Frederick County will not enter into contracts with County Council Members, the County Executive, or business entities in which a County Council Member, the County Executive or a qualified relative of a County Council Member or the County Executive has a direct financial interest; and generally relating to limitations on awards of County Contracts.

By amending:

Frederick County Code, Chapter 1-2, Section(s) 16 and adding 41

Other:

Boldface

Heading or defined term.

Underlining

Added to existing law by original bill.

[Single boldface brackets]

Deleted from existing law by original bill.

Double underlining

Added by amendment.

[[Double boldface brackets]]

Deleted from existing law or the bill by amendment.

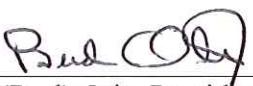
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Existing law unaffected by bill.

Bill No. 15-07

The County Council of Frederick County, finds it necessary and appropriate to amend and clarify Frederick County Code, Chapter 1-2, Article II: Purchases, to add the definitions: Business Entity, Direct Financial Interest, and Qualified Relative; to provide that Frederick County will not enter into contracts with County Council Members, the County Executive, or business entities in which a County Council Member, the County Executive, or their qualified relatives, have a direct financial interest, as shown on the attached Exhibit 1.

NOW, THEREFORE, BE IT ENACTED, that the Frederick County Code shall be amended as shown on the attached Exhibit 1.


Harold F. (Bud) Otis, President
County Council of Frederick County, Maryland


§ 1-2-16 - DEFINITIONS

BUSINESS ENTITY. A corporation, general or limited partnership, sole proprietorship, limited liability company, joint venture, unincorporated association or firm, institution, trust, foundation or other entity operated for profit. Business entity does not include a governmental entity.

DIRECT FINANCIAL INTEREST. Ownership of or control over an interest in a business entity. Direct financial interest does not include ownership of less than 5% of the shares of a publicly traded business entity.

QUALIFIED RELATIVE. A spouse, parent, or child.

§ 1-2-41 - LIMITATION ON AWARD OF CONTRACTS

(A) The County may not award or enter into any contract with:

- (1) A County Council Member or the County Executive;
- (2) A business entity in which a County Council Member or the County Executive has a direct financial interest; or
- (3) A business entity in which a County Council Member or the County Executive is an officer, director, trustee, or partner.

(B) The County may not award or enter into any contract with:

- (1) A qualified relative of a County Council Member or the County Executive;
- (2) A business entity in which a qualified relative of a County Council Member or of the County Executive has a direct financial interest; or
- (3) A business entity in which a qualified relative of a County Council Member or the County Executive is an officer, director, trustee, or partner.

Underlining indicates entirely new matter added to existing law by original bill.

*** indicates existing law unaffected by bill.