

HOUSE BILL No. 6170

September 30, 1992, Introduced by Rep. Hertel and referred to the Committee on Transportation.

A bill to amend section 17 of Act No. 204 of the Public Acts of 1967, entitled as amended
"Metropolitan transportation authorities act of 1967,"
being section 124.417 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 17 of Act No. 204 of the Public Acts of
2 1967, being section 124.417 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 17. (1) Except in the purchase of unique articles or
5 articles which, for any other reason, cannot be obtained in the
6 open market and except as otherwise provided in this section and
7 in section 24, competitive bids shall be secured before any pur-
8 chase or sale, by contract or otherwise is made or before any
9 contract is awarded for construction, alterations, supplies,
10 equipment, repairs, or maintenance or for rendering any services

1 to the authority other than professional services; and the
2 purchase shall be made from or the contract shall be awarded to
3 the lowest RESPONSIVE AND responsible bidder; or a sale to the
4 highest RESPONSIVE AND responsible bidder. The authority may
5 reject any and all such bids or proposals. No purchase of any
6 unique article or other articles which cannot be obtained in the
7 open market shall be made without express approval of the board
8 where the amount involved is in excess of ~~-\$5,000.00-~~
9 \$25,000.00.

10 (2) All purchases and sales in excess of ~~-\$5,000.00-~~
11 \$25,000.00 shall be awarded after advertising in a local newspa-
12 per of general circulation in the metropolitan area at least 2
13 weeks prior to the bid opening. Bids shall be publicly opened
14 and read aloud at a date, time, and place designated in the invi-
15 tation to bid. Invitations to bid shall be sent at least 1 week
16 ~~prior to~~ BEFORE the bid opening to at least 3 potential bidders
17 who are qualified technically and financially to submit bids, or
18 ~~in lieu thereof~~ a memorandum shall be kept on file showing that
19 less than 3 potential bidders who are so qualified exist in the
20 market area within which it is practicable to obtain bids.

21 (3) ~~Written~~ EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION,
22 WRITTEN price quotations from at least 3 qualified and responsi-
23 ble vendors shall be obtained for all purchases and sales ~~under~~
24 ~~\$5,000.00 and~~ OF \$25,000.00 OR LESS BUT over ~~-\$1,000.00-~~
25 \$5,000.00, or ~~in lieu thereof,~~ a memorandum shall be kept on
26 file showing that less than 3 vendors so qualified exist in the

1 market area within which it is practicable to obtain quotations.

2 ~~, except as hereinafter provided.~~

3 (4) Purchases or sales under ~~\$1,000.00~~ \$5,000.00 may be
4 negotiated with or without competitive bidding under procurement
5 procedures as promulgated and established by the general
6 manager.

7 (5) Competitive bidding requirements may be waived if it is
8 determined by the general manager, or in such other manner as the
9 board may provide, by regulation, that an emergency directly and
10 immediately affecting service, or public health, safety, or wel-
11 fare requires immediate delivery of supplies, materials,
12 equipment, or services.