

SENATE No. 01054

[LOCAL APPROVAL RECEIVED.]

The Commonwealth of Massachusetts

PRESENTED BY:

Michael F. Rush

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act amending contract procedures in the City of Boston.

PETITION OF:

NAME:

Michael F. Rush

DISTRICT/ADDRESS:

Suffolk and Norfolk

SENATE No. 01054

By Mr. Rush, a petition (accompanied by bill, Senate, No. 1054) of Michael F. Rush for legislation to amend contract procedures in the city of Boston. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act amending contract procedures in the City of Boston.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Notwithstanding any general or special law to the contrary, Section 6 of
2 chapter 418 of the acts of 1890 is hereby amended by striking out the first sentence, as most
3 recently amended by section 1 of chapter 262 of the acts of 1998, and inserting in place thereof
4 the following sentence:-

5 “All contracts made by any department of the city of Boston or by any officer, board or
6 official of the county of Suffolk having power to incur obligations on behalf of said county in
7 cases where said obligations are to be paid for wholly from the treasury of said city, shall, when
8 the amount involved is at the threshold amount for purchases requiring competitive, sealed bids
9 or proposals under M.G.L. c 30B, or when the contract comes within section 30 of chapter 486
10 of the acts of 1909, be in writing; and no such contract shall be deemed to have been made or
11 executed until the approval of the mayor of said city has been affixed thereto in writing and the

12 auditor of said city has certified thereon that an appropriation is available therefor or has cited
13 thereon the statute under authority of which the contract is being executed without an
14 appropriation.”

15 SECTION 2. Notwithstanding any general or special law to the contrary, Section 30 of
16 chapter 486 of the acts of 1909 is hereby amended by striking the entire section, as most recently
17 amended by section 2 of chapter 373 of the acts of 1992, and inserting in place thereof the
18 following:-

19 “Every officer or board in charge of a department in said city and every officer, board
20 or official of the county of Suffolk having power to incur obligations on behalf of said county in
21 cases where said obligations are to be paid for wholly from the treasury of said city, when
22 authorized to erect a new building or to make structural changes in and existing building, shall
23 make contracts therefore, not exceeding five, each contract to be subject to the approval of the
24 mayor; and when about to do any work or make any purchase, the estimated cost of which alone,
25 or in conjunction with other similar work or purchase which might properly be included in that
26 same contract, amounts to or exceeds the threshold amount for purchases requiring competitive,
27 sealed bids or proposals as set forth in M.G.L. c. 30B, shall, unless the mayor gives written
28 authority to do otherwise, invite solicitations therefore by advertisements in the City Record.
29 Such advertisement shall state the time and place for opening the solicitations in answer to said
30 advertisement, and shall reserve the right to the officer or board to reject any or all solicitations.
31 No authority to dispense with advertising shall be given by the mayor unless the said officer or
32 board furnishes him with a signed statement which shall be published in the City Record giving
33 in detail the reasons for not inviting solicitations by advertisement.