

COUNCIL OF THE TOWN OF LA PLATA
Resolution No. 07-2

Introduced By: Mayor Gene Ambrogio

Date Introduced: February 27, 2007

Amendments adopted:

Date Adopted: March 27, 2007

Date Effective: May 16, 2007

1 A RESOLUTION concerning

2
3 **Charter Amendment – Purchasing – Competitive Bidding**

4
5 **FOR** the purpose of amending the Charter of the Town of La Plata to amend the amount of
6 expenditure exempt from certain competitive bidding and advertising requirements; and all
7 matters generally relating thereto.

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10
11 **BY** repealing and reenacting, with amendments
12 Article VIII Finance
13 Section C-8-23
14 Charter of the Town of La Plata

15
16 **SECTION 1. BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF**
17 **LA PLATA** that Section C8-23 of Article VIII, Finance, of the Charter of the Town of La Plata be
18 and it is hereby repealed and reenacted, with amendments, to read as follows:

19
20 **Article VIII Finance**

21
22 **§ C8-23. Purchasing and contracts.**

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24 All purchases and contracts for the town government shall be made by the ((Clerk-)) TOWN
25 Treasurer. The Council may provide, by ordinance, for rules and regulations regarding the use of
26 competitive bidding and contracts for all town purchases and contracts, including the sealed bid
27 requirements of this section. All expenditures for supplies, materials, equipment, construction of
28 public improvements or contractual service involving more than ((ten thousand dollars (\$10,000.)))
29 TWENTY THOUSAND DOLLARS (\$20,000.) shall be made on written contracts. Except as

30 otherwise provided by the Town Council by ordinance, the ((Clerk-)) TOWN Treasurer shall be
31 required to advertise for sealed bids, in such manner as may be prescribed by ordinance, for all such
32 written contracts. Except for expenditures which the Town Council, by ordinance, has determined are
33 not subject to the sealed bid requirements, such written contracts shall be awarded to the bidder who
34 offers the lowest or best bid, quality of goods and work, time of delivery or completion and
35 responsibility of bidders being considered. All such written contracts obtained through sealed bids
36 shall be approved by the Council before becoming effective. The ((Clerk-)) TOWN Treasurer shall
37 have the right to reject all bids and readvertise. The town, at any time, in its discretion, may employ
38 its own forces for the construction or reconstruction of public improvements without advertising for
39 or readvertising for or receiving bids. All written contracts may be protected by such bonds, penalties
40 and conditions as the town may require.

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42 **SECTION 2. AND BE IT FURTHER RESOLVED BY THE COUNCIL OF THE**
43 **TOWN OF LA PLATA** that the date of adoption of this Resolution is March 27, 2007, and the
44 amendment of the Charter of the Town of La Plata hereby enacted shall become effective on May 16,
45 2007, unless a proper petition for referendum hereon shall be filed as permitted by law, provided a
46 complete and exact copy of this Resolution shall be continuously posted on the bulletin board in the
47 La Plata Town Hall until May 6, 2007, 2007, and provided further that a copy of the title of this
48 Resolution shall be published in the Maryland Independent, a newspaper of general circulation in the
49 Town of La Plata, or in any other newspaper of such general circulation, once in each of the weeks
50 beginning April 4, April 11, April 18 and April 25, 2007.

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52 **SECTION 3. AND BE IT FURTHER RESOLVED BY THE COUNCIL OF THE**
53 **TOWN OF LA PLATA** that the Town Clerk is hereby specifically commanded to carry out the
54 provisions of Section 3. hereof, and, as evidence of such compliance, the Town Clerk shall cause to
55 be maintained appropriate certificates of publication of the newspaper or newspapers in which the title
56 of the Resolution shall have been published. If a favorable referendum is held on the Charter change
57 the Mayor shall proclaim the Charter change hereby enacted to have been approved by the voters and
58 the charter amendment shall become effective on the date provided by law.

59
60 **SECTION 4. AND BE IT FURTHER RESOLVED BY THE COUNCIL OF THE**
61 **TOWN OF LA PLATA** that as soon as the Charter Amendment hereby enacted shall become
62 effective, either as provided herein or following a referendum, the Town Chief Executive Officer shall
63 send by mail to the Department of Legislative Services of Maryland, a clear certified copy of this
64 Resolution showing the number of Councilmen voting for and against it and a report on the votes cast
65 for or against the amendment hereby enacted at any referendum thereon and the date of such
66 referendum.

67
68 The above Charter Amendment was enacted by the foregoing Resolution which was passed at
69 a regular meeting of the Council of the Town of La Plata on March 27, 2007, 4 members of the
70 Town Council voting in the affirmative, 0 members of the Town Council voting in the negative,
71 0 members of the Town Council abstaining, and 1 member of the Town Council absent, and

72 the said Resolution becomes effective in accordance with law on the 16th day of May, 2007.
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ADOPTED this 27th day of March, 2007.

SEAL:

COUNCIL OF THE TOWN OF LA PLATA

Gene Ambrogio, Mayor

R. Wayne Winkler, Councilman

C. Keith Back, Councilman

ATTEST:

Paretta D. Mudd, Councilwoman

Judith T. Frazier, Town Clerk
Date _____

Vic E. Newman, Councilman

EXPLANATION:
CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
((Double Parenthesis)) indicate matter deleted from existing law.
Underlining indicates amendments to bill.
~~Strike Out~~ indicates matter stricken from bill by amendment or deleted from the law by amendment.