

RESOLUTION NO. 01-02

(CHARTER AMENDMENT NO. 01-01)

AMENDING SECTION 23-64 OF THE CHARTER

OF THE TOWN OF NEW MARKET,

PROVIDING FOR THE MANNER OF CONTRACTING

FOR CERTAIN EXPENDITURES

SECTION ONE: BE IT RESOLVED by the Mayor and Council of the Town of New Market in accordance with the Annotated Code of Maryland, Article 23A, Section 13, that §23.64 (Purchasing and Contracts) of the Charter of the Town of New Market be and is hereby amended by deleting therefrom the matter enclosed in brackets, and by adding thereto the matter in all capital letters:

Section 23-64. Purchasing and contracts. All purchases and contracts for the town government shall be made by the MAYOR, A TOWN COUNCIL MEMBER, AND THE clerk-treasurer. The council may provide by ordinance for rules and regulations regarding the use of competitive bidding and contracts for all town purchases and contracts. All expenditures for supplies, materials, equipment, construction of public improvements or contractual service involving more than [one thousand dollars] FIVE THOUSAND DOLLARS shall be made on written contract. The clerk-treasurer shall be required to advertise for sealed bids, in such manner as may be prescribed by ordinance, for all such written contracts. Such written contracts shall be awarded to the bidder who offers the lowest or best bid, quality of goods and work, time of delivery or completion and responsibility of bidders being considered. All such written contracts shall be approved by the council before becoming effective. The MAYOR, A TOWN COUNCIL MEMBER, AND THE clerk-treasurer shall have the right to reject all bids and readvertise. The town at any time in its discretion may employ its own forces for the construction or reconstruction of public improvements without advertising for (or readvertising for) or receiving bids. All written contracts may be protected by such bonds, penalties and conditions as the town may require.

SECTION TWO: BE IT FURTHER RESOLVED, that any section or sections of Charter of the Town of New Market which are inconsistent with the amended section be and the same are repealed; and

BE IT FURTHER RESOLVED, that the Mayor of the Town of New Market shall give notice by posting and publication of this Resolution, by posting a complete and exact copy thereof at the

Town Hall for a period of not less than Forty (40) days following its adoption; and

BE IT FURTHER RESOLVED, that a fair summary of this amendment shall be published in a newspaper of general circulation in the Town of New Market no less than four times, at weekly intervals, within a period of at least Forty (40) days starting immediately after the date of adoption of the Resolution; and

BE IT FURTHER RESOLVED, that the amendment set forth in this Resolution shall become and be considered a part of the municipal charter of the Town of New Market, according to its terms, in all respects to be effective and observed as such, upon the Fiftieth (50) day after the date of passage of this Resolution, unless on or before the Fortieth (40) day after being so enacted, there shall be presented to the Mayor and Council of the Town of New Market, or mailed to it by certified mail, return receipt requested, bearing a postmark from the United States Postal Service, a petition meeting the requirements of Article 23A, Section 13(G) of the Annotated Code of Maryland.

ATTEST:

Patti Morrow
Patti Morrow, Town Clerk

MAYOR AND COUNCIL OF
THE TOWN OF NEW MARKET
Winslow F. Burhans, III
Winslow F. Burhans, III, Mayor

Terri Houston
Terri Houston

Rita Mueller
Rita Mueller

Dede Pucino
Dede Pucino

Kathleen Snowden

Haley Tate
Haley Tate

Introduced: November 14, 2001
Enacted: November 14, 2001
Effective date: January 3, 2002