

Introduced: 2-20-25

Passed: 3-20-25

Effective: 5-9-25

CHARTER AMENDMENT RESOLUTION CAR-25-1

**A RESOLUTION OF THE TOWN COUNCIL OF CHESAPEAKE BEACH
AMENDING SECTION C 723, "PURCHASING AND CONTRACT", OF
THE TOWN CHARTER TO INCREASE THE AUTHORITY OF THE
MAYOR TO EXPEND MONIES WITHOUT THE APPROVAL OF
COUNCIL FROM \$10,000 TO \$25,000 AND TO INCREASE THE
AMOUNT OF AN EXPENDITURE THAT REQUIRES NOTIFICATION
TO THE COUNCIL FROM \$5,000 TO \$10,000**

WHEREAS, Chesapeake Beach (the "Town") is a municipal corporation in the State of Maryland, organized and operating under a Charter adopted in 1963, in accordance with Article XI E of the Constitution of Maryland; and

WHEREAS, pursuant to Md. Code. Ann., Local Gov't Art. ("LG"), Division II, Title 4, Subtitle 3 ("Subtitle 3"), the Town Council has the authority to amend the Town's Charter, in accordance with the procedures set forth therein; and

WHEREAS, pursuant to LG, Division II, Title 5, Subtitle 2, the Town Council has the specific authority to spend money for any public purpose; and

WHEREAS, the Section C-723, "Purchasing and Contract," of the Town Charter sets forth the Town's policy concerning the expenditure of funds for public purposes, imposes certain limits on spending without engaging in a competitive procurement process, and, with respect to expenditures below the threshold for competitive procurement or otherwise exempt from the requirement of competitive procurement, imposes certain limits on the ability of the Mayor to expend funds without the approval of Council; and

WHEREAS, the Town Council desires to alter the provisions of the Charter relating to the aforementioned spending limitations to increase the amount of funds the Mayor may expend without Council approval and the amount of expenditures that require notification to the Council.

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Indicate material added to the Charter

Indicate material to be removed from the Charter

Indicate matter remaining in the Charter but omitted herein

NOW, THEREFORE, BE IT RESOLVED by the Town Council of Chesapeake Beach, that Section C-723, "Purchasing and Contract", of the Charter of Chesapeake Beach is hereby amended as follows:

Section C-723, "Purchasing and Contract

A. Expenditures for supplies, materials, equipment, contractual services and other ordinary and necessary expenditures involving [Ten Thousand Dollars (\$10,000)] TWENTY-FIVE THOUSAND DOLLARS (\$25,000) may be made on the sole authority of the Mayor. The Treasurer shall notify the Town Council in writing of all expenditures greater than ~~{Five Thousand Dollars (\$5,000)}~~ ~~TEN THOUSAND DOLLARS (\$10,000)~~ and up to [Ten Thousand Dollars (\$10,000)] TWENTY-FIVE THOUSAND DOLLARS (\$25,000) no later than thirty (30) days after the cost is incurred.

B. All expenditures of more than Ten Thousand Dollars (\$10,000) shall be made on written contract [and]. ALL EXPENDITURES OF MORE THAN TWENTY-FIVE THOUSAND DOLLARS shall be made upon Council approval. For all expenditures under Sixty Thousand Dollars (\$60,000), the Treasurer, in consultation with the appropriate professionals, shall solicit bids or proposals for the cost thereof, by giving notice by mail, telephone, or other appropriate means, to such businesses/persons as the Treasurer may select in order to discourage uniform bidding and to obtain as full and open a competition as possible. At least three such bids or proposals shall be secured whenever possible.

* * *

BE IT FURTHER RESOLVED, that upon the effective date of the amendments set forth herein, any provisions of the Charter of Chesapeake Beach that are inconsistent with the provisions of this Charter Amendment Resolution are hereby repealed.

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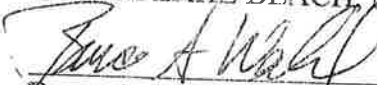
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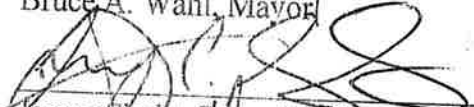
BE IT FURTHER RESOLVED, that pursuant to Md. Code Ann., Local Gov't Art., § 4-304, the Mayor of the Town of Chesapeake Beach shall give notice of this proposed amendment by posting an exact copy of the same at the Town Hall, for a period of at least forty (40) days following its adoption. In addition, a fair summary of this proposed amendment shall be published in a newspaper of general circulation in the Town of Chesapeake Beach not less than four (4) times, at weekly intervals within a period of forty (40) days after the adoption of this resolution.


BE IT FURTHER RESOLVED, that pursuant to Md. Code Ann., Local Gov't Art., § 4-304, the charter amendment proposed by the Town Council of Chesapeake Beach shall become and be considered a part of the municipal Charter, according to the terms of this charter amendment resolution, in all respects to be effective and observed as such, upon the fiftieth (50th) day after being so ordained or passed, unless on or before the fortieth (40th) day after being so ordained or passed, there shall be presented to the Town Council, or mailed to it by certified mail, a petition for referendum meeting the requirements of Md. Code Ann., Local Gov't Art., § 4-304(d).


AS CERTIFIED by their signatures below, the members of the Town Council affirm that this Charter Amendment Resolution was introduced at the Town Council meeting held on the 20th day of February, 2025 and that, after a public hearing on the 20th day of March, 2025, a vote was taken in accordance with Town's regular procedures for the passage of resolutions. The vote of the Council was tallied and 6 votes of approval and 0 votes of disapproval were cast. The resulting majority of all members of the Town Council (approved/disapproved) the passage of this Resolution this 20th day of March, 2025. This Charter Amendment Resolution shall become effective upon the 50th day after adoption, provided that no referendum petition complying with State law has been filed or, if such a petition has been filed.

CHESAPEAKE BEACH, MARYLAND


Bruce A. Wahl, Mayor


Jamey Smith, Council Vice-President


Kathleen Berault, Councilmember


Laura Blackwelder, Councilmember

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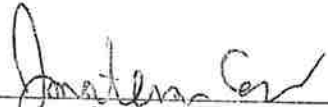
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Jonathan Evans, Councilmember


Anthony Greene, Councilmember


Eric Reinhardt, Councilmember

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