

# TOWN COUNCIL OF INDIAN HEAD

RESOLUTION NO: 03-01-13  
INTRODUCED BY: Mayor and Council  
DATE INTRODUCED: March 4, 2013  
DATE ADOPTED: April 1, 2013  
DATE EFFECTIVE: May 21, 2013

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A RESOLUTION concerning

## CHARTER AMENDMENT – Cooperative Purchasing

**FOR** the purpose of amending the Charter of the Town of Indian Head to authorize the Town to make certain purchases, without competitive bidding, through certain joint or cooperative purchasing arrangements; to authorize the Town to enter into certain joint pooling arrangements for the purchase of insurance or for the self-insuring of insurable risks; and generally relating to modifications to the Town's procurement policies.

**BY** Adding  
Charter of the Town of Indian Head  
ARTICLE IV, Town Manager  
Section C4-7.G

**SECTION 1. BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF INDIAN HEAD,** That new Section C4-7.G is added to the Charter of the Town of Indian Head, to follow immediately after Section 4-7.F., to read as follows:

### ARTICLE IV – Town Manager

§ C4-7 Purchasing and contracts.

G. COOPERATIVE PURCHASING. NOTWITHSTANDING ANY OTHER REQUIREMENT OR PROVISION OF THIS SECTION, THE TOWN, WITHOUT COMPETITIVE BIDDING (I) MAY PURCHASE SUPPLIES, MATERIALS AND EQUIPMENT THROUGH THE USE OF JOINT OR COOPERATIVE PURCHASING ARRANGEMENTS WITH OTHER GOVERNMENTAL JURISDICTIONS, OR THROUGH PURCHASING COOPERATIVES OR ALLIANCES THAT BID PROCUREMENTS ON A VOLUME BASIS FOR STATE AND LOCAL GOVERNMENTS, IF THE TOTAL PRICE OR PRICE PER UNIT, AS APPLICABLE, TO BE PAID BY THE TOWN IS NOT MORE THAN THE TOTAL PRICE OR PRICE PER UNIT TO BE PAID BY OTHER GOVERNMENTAL ENTITIES; AND (II) MAY ENTER INTO JOINT POOLING ARRANGEMENTS WITH PUBLIC ENTITIES TO PROVIDE FOR THE PURCHASE OF INSURANCE OR FOR THE SELF-INSURING OF INSURABLE RISKS.

**SECTION 2: AND BE IT FURTHER RESOLVED BY THE TOWN COUNCIL OF INDIAN HEAD** that if any provision of this Resolution, or the application thereof to any person or circumstance is held invalid for any reason, such invalidity shall not affect the other provisions or any other application of this Resolution which can be given effect without the invalid provisions or application, and to this end, all the provisions of this Resolution are hereby declared to be severable.

**SECTION 3: AND BE IT FURTHER RESOLVED BY THE TOWN COUNCIL OF INDIAN HEAD** that the date of adoption of this Resolution is April 1, 2013, and the amendment to the Charter of the Town of Indian Head hereby enacted shall become effective on May 21, 2013, unless a proper petition for referendum hereon shall be filed as permitted by law, provided a complete and exact copy of this Resolution shall be continuously posted on the bulletin board in the Town Hall until May 13, 2013, and provided further that a copy of the title of this Resolution shall be published in "The Maryland Independent", a newspaper of general circulation in the Town of Indian Head, or in any other newspaper of such general circulation, once in each of the weeks beginning April 5, 2013, April 12, 2013, April 19, 2013, and April 26, 2013.

**SECTION 4: AND BE IT FURTHER RESOLVED BY THE TOWN COUNCIL OF INDIAN HEAD** that the Town Clerk is hereby specifically commanded to carry out the provisions of Section 3 of this Resolution, and, as evidence of such compliance, the Clerk shall cause to be maintained appropriate certificates of publication of the newspaper or newspapers in which the title of the Resolution shall have been published and if a favorable referendum is held on the Charter change, the Mayor shall declare the Charter hereby enacted to be effective on the date provided by law.

**SECTION 5: AND BE IT FURTHER RESOLVED BY THE TOWN COUNCIL OF INDIAN HEAD** that as soon as the Charter Amendment hereby enacted shall become effective, either as provided herein or following a referendum, the Clerk of Council shall send to the Department of Legislative Services of Maryland a copy of this Resolution showing the number of members of the Council voting for and against it and a report on the votes cast for or against the Charter hereby enacted at any referendum thereon and the date of such referendum.

The above Amendment to the Indian Head Town Charter was enacted by the foregoing Resolution which was passed at a regular meeting of the Indian Head Town Council on April 1, 2013, three members of the Town Council voting in the affirmative, zero members of the Town Council voting in the negative, zero members of the Town Council abstaining and zero members of the Town council absent and the said Resolution becomes effective in accordance with law on the 21 day of May 2013, if a petition for referendum has not been filed in the time prescribed by law.

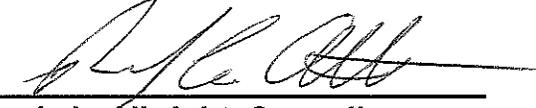
**ADOPTED** this first day of April, 2013.

**ATTEST:**

**TOWN COUNCIL OF INDIAN HEAD**

BY:   
**Dennis J. Scheessele, Mayor**

BY:   
Edward W. Rice, Vice Mayor

BY:   
Randy L. Albright, Councilman

  
Andrea Brady, Town Clerk

Key:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

((Double Parenthesis)) indicate matter deleted from existing law.

\* \* \* indicates omitted text of current Charter not amended by this Resolution