

CHARTER RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF HAVRE DE GRACE PURSUANT TO THE LOCAL GOVERNMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND SECTION 4-301 AMENDING THE CITY CHARTER SECTION 38 BORROWING POWER; MAXIMUM; EXCEPTIONS BY ADDING TWO EXCEPTIONS FOR THE HEALTH INSURANCE CONTRACT FOR THE CITY EMPLOYEES AND UTILITY CONTRACTS.

WHEREAS, the Mayor and City Council of Havre de Grace, Maryland have a written Charter authorized by the Local Government Article of the Annotated Code of Maryland.

WHEREAS, the Mayor and City Council of Havre de Grace, have determined that two reoccurring costs of the City have routinely approached the current spending limit of the City found in Charter Section 38, those being the healthcare contract for City employees and the utility contract for the City,

WHEREAS, the Mayor and City Council of Havre de Grace have determined that the most efficient method to accomplish their intention to address the reoccurring costs of the City is to amend charter section 38.

NOW THEREFORE, be it resolved, adopted and ratified by the Mayor and City Council of Havre de Grace, Maryland that:

1. Section 38 of the City Charter is to be amended as follows and pursuant to Section 4-303 of the Local Government Article the language shown in bold and in brackets is to be removed and the language shown that is shown in bold and in caps is to be added:

Section 38. Borrowing power; maximum; exceptions.

- A. The Mayor and City Council may create or contract a debt chargeable to the City's General Fund during any calendar year not to exceed a total of five hundred thousand dollars (\$500,000.00) but the total outstanding debt, including that now existing, shall at no time exceed one million dollars (\$1,000,000.00) unless the consent of a majority of the legal voters cast at a general or special election held for that purpose be first had and obtained after twenty (20) days' public notice by advertisement in one newspaper having general circulation in the City and posting in City Hall.

- B. The limitations and conditions of this Section 38 shall not apply to any Infrastructure Project **OR THE ANNUAL HEALTH INSURANCE CONTRACT FOR CITY EMPLOYEES OR ANY UTILITY CONTRACT**

FOR THE PROVISION OF ENERGY FOR USE BY THE CITY. The term “Infrastructure Project,” as used herein, means any undertaking, project, or facility that is planned, acquired, owned, developed, constructed, reconstructed, rehabilitated, or improved by or on behalf of the Mayor and City Council of Havre de Grace in order to provide the essential physical elements that constitute the basis of the public service system. Infrastructure Projects include, but are not limited to, streets, sidewalks, curbs, sewer and water systems, bridges, and public buildings that are owned by the Mayor and City Council of Havre de Grace or any of its agencies or instrumentalities.

2. This Resolution is effective fifty (50) days after passage, however, it is subject to referendum pursuant to State Law found in Section 4-304 of the Local Government Article of the Annotated Code of Maryland.
3. This Resolution shall be posted in City Hall for forty (40) days after passage and published in a newspaper of general circulation in the City at least four (4) times at weekly intervals within the above forty (40) day period.

ATTEST:

THE MAYOR AND CITY COUNCIL
OF HAVRE DE GRACE, MARYLAND

PATRICK D. SYPOLT,
DIRECTOR OF ADMINISTRATION

WILLIAM T. MARTIN, MAYOR

Introduced: November 16, 2015

Adopted: December 7, 2015

Effective Date: January 26, 2016