

**RESOLUTION 93-13  
THE TOWN OF FOREST HEIGHTS**

A RESOLUTION APPROVING AN AMENDED LETTER OF INTENT BETWEEN THE TOWN OF FOREST HEIGHTS (THE "TOWN") AND JOHN GARRETT TRADING AS SOUTH COUNTY AUTO REPAIR TO CONTRIBUTE FUNDS TO CONSTRUCT OR MAINTAIN A DIGITAL SIGN FOR THE TOWN; AND HEREBY AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT TO ACCEPT CONTRIBUTION FOR SAID SIGN

Introduced By: Mayor Jacqueline Goodall

WHEREAS, the Town Council has authority to approve contracts and procurements pursuant to the Town Charter, Section 33-63, and Town Code, Section 20.4; and

WHEREAS, the proprietor of South County Auto Repair located at 6829-C Oxon Hill Rd. has offered to contribute a sum of money to purchase and construct a multi-color, digital sign for the Town of Forest Heights to be placed at the corner Sachem Dr. and Seneca Dr.; and

WHEREAS, the Town staff has obtained a proposal to purchase a full-color, LED sign from J. M. Stewart Corporation at a cost of \$8,413.20 (not including installation); and

NOW THEREFORE BE IT RESOLVED, that the Town Council hereby approves the Letter of Intent dated December 2, 2013, as amended, and signed by John Garrett on December 11, 2013, attached hereto and incorporated by reference herein, according to the terms and conditions stated therein and the following amended terms handwritten therein: the contribution amount shall be \$6,000.00, \$3,000.00 shall be paid on January 30, 2014 and remainder shall be paid on May 30, 2014; and

AND BE IT FURTHER RESOLVED, that revenues for the above proposal shall be appropriated and paid into Line Item 6038.1 – Donation Unrestricted of the FY 2014 Budget; and

AND BE IT FURTHER RESOLVED, that as long as they do not substantially vary or differ from the basic terms set forth in the above-referenced Letter of Intent, the Mayor may enter into an advertising or donation agreement consistent with the terms and conditions agreed upon by the parties to further memorialize the Letter of Intent, otherwise, the Letter of Intent as amended and signed by the parties shall serve as the binding agreement between the parties; and

**BE IT FURTHER RESOLVED**, that this Resolution shall take effect immediately upon passage.

PASSED this 23<sup>rd</sup> day of December 2013.

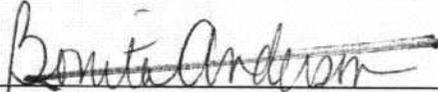
The Town of Forest Heights

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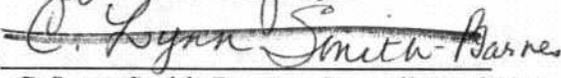
**APPROVED:** By Resolution of the Town Council of The Town of Forest Heights, Maryland

ATTEST:

  
Bonita C. Anderson, Town Clerk

THE MAYOR AND COUNCIL OF THE  
TOWN OF FOREST HEIGHTS, MARYLAND

By:   
Jacqueline Goodall, Mayor

By:   
C. Lynn Smith-Barnes, Council President

ROLL CALL VOTE

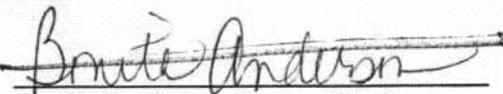
YEA/NAY/ABSTAIN/ABSENT

GOODALL  
KENNEDY II  
STONER  
BARNES  
MUHAMMAD  
SMITH-BARNES  
MANN

YEA  
YEA  
YEA  
YEA  
YEA  
YEA  
ABSENT

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the 23<sup>rd</sup> day of December 2013 with 6 Aye votes and 0 Nay, constituting a majority of at least four (4) affirmative votes, the aforesaid Resolution 93-13 passed [or, if applicable, at least five (5) affirmative votes, the aforesaid Resolution 82-13 passed to comply with Art. 23A, §2(b)(2) of Md. Ann. Code].

  
Bonita Anderson, Town Clerk

[Exhibit A- Letter of Intent between John Garrett and The Town of Forest Heights dated December 2, 2013, as amended, and signed by John Garrett on December 11, 2013]