

File No. 36404

Baltimore, November 6, 1924.

Mr. T. Worth Murphy,
Clerk to Board of Awards,
City Hall
Baltimore, Maryland.

Dear Mr. Murphy:

13991

I beg to acknowledge receipt of your letter of November 5th, advising me of the desire of the Board of Awards that all future specifications for contracts contain a clause providing for the retention of 10% of the amount due under the contract until the work is completed and accepted, instead of 20% as had heretofore been the practice.

I do not find any provision in the Charter, or in any ordinance, which fixes the amount of the retained percentage except in the case of the Harbor Board, as to which a reserve of 20% is fixed under the provisions of Section 3 of Article 13 of the Code of 1906, which was Ordinance #116 of June 13, 1894. With this one exception, therefore, there is no legal reason why future specifications should not be approved for a 10% reserve.

Very truly yours,
(Signed) Philip B. Perlman,
City Solicitor.

.....