

CHARTER AMENDMENT RESOLUTION NO. 2017 – 11A

A Resolution of the Town of Chesapeake City, Maryland for Purposes of Amending the Charter of the Town of Chesapeake City to transfer the power to appoint and remove officers and employees of the Town Government from the Mayor to the Town Council, upon recommendation of the Employment Committee.

WHEREAS, Section 4-301, *et seq.* of the Local Government Article of the Annotated Code of Maryland authorizes the Mayor and Council from time to time, to amend, supplement or change, by resolution, the Town Charter; and

WHEREAS, it is in the best interest of the Town to amend its Charter to remove from the Mayor the power to appoint and remove officers and employees of the Town, and to place those powers with the Town Council.

NOW, THEREFORE, BE IT HEREBY resolved this 9th day of April, 2018, by the Mayor and Council of Chesapeake City that Sections 26-19, and 26-64 of the Charter of the Town of Chesapeake City be amended to read as set forth below:

Section 26-19. Powers and Duties

(a) The mayor shall see that the ordinances of the town are faithfully executed and shall be the executive officer, and the head of the administrative branch of the town government.

[(b) All officers and employees of the offices, department of the Town Government, other than heads of offices and departments of the town government, shall be appointed and removed by the mayor in accordance with rules and regulation in any merit system which may be adopted by the council.]

[c] (B) The mayor not less than once each year shall report to the council the condition of municipal affairs and make such recommendations as he deems proper for the public good and the welfare of the town.

[d] (C) The mayor has the power to veto ordinances passed by the council as provided in section 26-13.

[e] (D) The mayor shall have complete supervision over the financial administration of the town government. He shall prepare or have prepared annually a budget and submit it to the council. He shall supervise the administration of the budget as adopted by the council. He shall supervise the disbursement of all monies and have control over all expenditures to assure that the budget appropriations are not exceeded.

[f] (E) The mayor shall have such other powers and perform such other duties as may be prescribed by this Charter or as may be required of him by the council not inconsistent with this Charter.

Section 26-64. Authority to employee personnel

(A) GENERAL POWERS. The town shall have the power to employ such officers and employees as it deems necessary to execute the powers and duties provided by this Charter or other state law and to operate the town governments.

(B) EMPLOYMENT COMMITTEE.

(1) THE COUNCIL SHALL ESTABLISH AN EMPLOYMENT COMMITTEE COMPRISING OF THE MAYOR AND TWO COUNCIL MEMBERS. THE TWO COUNCIL MEMBERS SHALL BE APPOINTED TO THE PERSONNEL COMMITTEE BY A MAJORITY VOTE OF THE COUNCIL AND SHALL SERVE FOR A TERM OF ONE YEAR.

(2) THE EMPLOYMENT COMMITTEE SHALL REVIEW ALL APPLICATIONS FOR EMPLOYMENT, SHALL DETERMINE WHICH APPLICANTS TO INTERVIEW FOR EMPLOYMENT, SHALL CONDUCT INTERVIEWS FOR EMPLOYMENT, AND SHALL SUBMIT A RECOMMENDATION OR RECOMMENDATIONS FOR HIRING TO THE COUNCIL.

(3) ANY MEMBER OF THE COUNCIL MAY REVIEW ANY APPLICATION FOR EMPLOYMENT AND SHALL BE PROVIDED THE OPPORTUNITY TO GIVE INPUT AND RECOMMENDATIONS TO THE EMPLOYMENT COMMITTEE

PRIOR TO THE COMMITTEE SUBMITTING ITS RECOMMENDATION TO THE COUNCIL.

(4) THE MAYOR, ON HIS OWN INITIATIVE, OR AT THE REQUEST OF THREE (3) COUNCIL MEMBERS, SHALL REFER TO THE EMPLOYMENT COMMITTEE ANY MATTER IN WHICH THE MAYOR DEEMS THAT REMOVAL, TERMINATION, OR DISCIPLINE OF AN EMPLOYEE IS WARRANTED AND APPROPRIATE IN ACCORDANCE WITH THE RULES AND REGULATIONS OF ANY PERSONNEL POLICY AND MERIT SYSTEM WHICH MAY BE ADOPTED BY THE COUNCIL. THE EMPLOYMENT COMMITTEE SHALL REVIEW ALL SUCH REFERRALS, AND SHALL MAKE A RECOMMENDATION TO THE COUNCIL.

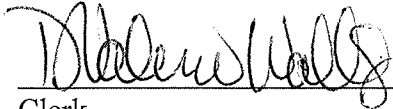
(C) APPOINTMENT AND REMOVAL. ALL OFFICERS AND EMPLOYEES, CONTRACTURAL OR SALARIED, OF THE OFFICES, DEPARTMENTS OF THE TOWN GOVERNMENT, OTHER THAN HEADS OF OFFICES AND DEPARTMENTS OF THE TOWN GOVERNMENT, SHALL BE APPOINTED AND REMOVED BY A MAJORITY VOTE OF THE TOWN COUNCIL, IN ACCORDANCE WITH THE RULES AND REGULATIONS IN ANY PERSONNEL POLICY AND ANY MERIT SYSTEM WHICH MAY BE ADOPTED BY THE COUNCIL.

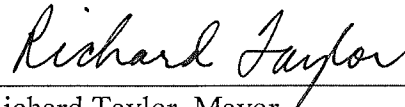
* Wording in brackets is to be stricken, and wording in capital letters is to be added.

It is further resolved that a copy of the resolution shall be published four (4) times at weekly intervals in a newspaper of general circulation within a period of forty (40) days following the adoption of this resolution; and

It is further resolved that a copy of the Resolution shall be posted at the town hall for a period of forty days following the adoption of this resolution and made available for public inspection.

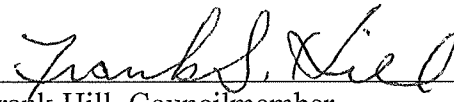
BY AUTHORITY OF THE MAYOR
AND COUNCIL OF THE TOWN OF
CHESAPEAKE CITY, MARYLAND

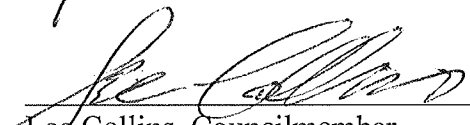

Clerk

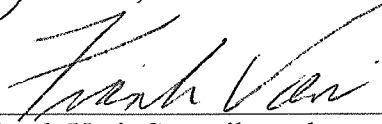

Richard Taylor, Mayor


Carolyn Blevins, Councilmember

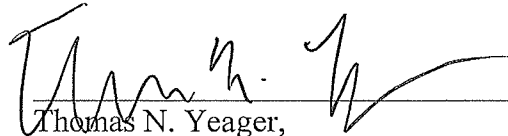

Rebecca Mann, Councilmember


Frank Hill, Councilmember


Lee Collins, Councilmember


Frank Vari, Councilmember

Approved as to Form:


Thomas N. Yeager,
Attorney for the Town of Chesapeake City