

CHARTER AMENDMENT RESOLUTION NO. 2022-3

A RESOLUTION TO AMEND § SC6-9 OF THE CHARTER OF THE CITY OF SALISBURY TO REFLECT THE CITY'S CONTEMPORARY ELECTION OF MAYOR AND COUNCIL.

RECITALS

WHEREAS, § SC6-9 of the City's Charter contains language that does not reflect the contemporary election of Mayor and Council; and

WHEREAS, The City has determined it is in the best interest of its citizens to amend § SC6-9 to accurately reflect the election of Mayor and Council and for § SC6-9 to be in accord with the other sections of the Charter; and

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SALISBURY by virtue of the authority granted in Article XI-E of the Maryland Declaration of Rights, §§ 4-301 *et seq.* of the Local Government Article of the Code of Maryland, and Article XXI of the City Charter as follows:

Section 1. It is proposed and recommended that § SC6-9 be amended to repeal the language in double bold brackets and adding the underscored and italicized language:

[[On the first Tuesday of April 2011, the registered voters elected three (3) Councilmembers from District 2, whose terms shall run until the general election of November 2015. Thereafter, the registered voters shall elect their successors on the first Tuesday of November, and they shall each serve for a term of four (4) years.

On the first Tuesday of April 2013, the registered voters shall elect a Mayor and two (2) Councilmembers, one (1) from District 1 and one (1) from District 2, whose terms shall run until the first Tuesday of November 2015. Thereafter, the registered voters shall elect their successors on the first Tuesday of November, and they shall each serve for a term of four (4) years.]]

The voters of the City shall, on the first Tuesday in November in the year 2023 and in each fourth year thereafter, elect a Mayor, whose term of office shall be for four (4) years and until his or her successor is elected and qualified, and five Councilmembers, whose terms of office shall be for four years until their successors are elected and qualified.

All elections shall be held and conducted in accordance with the provisions of this Charter, the City Code, and applicable ordinances, which may include provisions for early voting.

Section 2. With this proposed Charter amendment, Section SC6-9 of the Charter would read:

The voters of the City shall, on the first Tuesday in November in the year 2023 and in each fourth year thereafter, elect a Mayor, whose term of office shall be for four (4) years and until his or her successor is elected and qualified, and five Councilmembers, whose terms of office shall be for four years until their successors are elected and qualified.

All elections shall be held and conducted in accordance with the provisions of this Charter, the City Code, and applicable ordinances, which may include provisions for early voting.

AND, BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF SALISBURY:

Section 3. Pursuant to MD Code, Local Government, § 4-304, a public hearing on this Resolution, providing for the amendment of the City of Salisbury's Charter as set forth herein, shall be and hereby is scheduled for April 25, 2022 at 6:00 p.m.

Section 4. Pursuant to the City of Salisbury's Charter § SC21-2 and MD Code, Local Government, § 4-304, the City shall post a complete and exact copy of this Charter Amendment at the City Government Building for at least forty (40) days after the passage of this Resolution and advertise a fair summary of this Resolution in a newspaper of general circulation in the City at least four times at weekly intervals and within forty days after the Resolution has been adopted.

Section 5. The title of this Resolution shall be deemed a fair summary of the amendments provided for herein for publication and all other purposes.

AND, BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF SALISBURY:

Section 6. This Resolution shall take effect on the fiftieth day after the Resolution is adopted, subject to the right of referendum.


AND, BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF SALISBURY:

Section 7. It is the intention of the Council of the City of Salisbury that each provision of this Resolution shall be deemed independent of all other provisions herein.

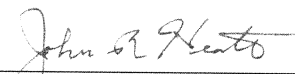
Section 8. It is further the intention of the Council of the City of Salisbury that if any section, paragraph, subsection, clause, or provision of this Resolution shall be adjudged invalid, unconstitutional, or otherwise unenforceable under applicable Maryland or federal law, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged and all other provisions of this Resolution shall remain and shall be deemed valid and enforceable

Section 9. The Recitals set forth hereinabove are incorporated into this section of this Resolution as if such recitals were specifically set forth at length in this Section 9.

THIS RESOLUTION was introduced, read, and passed at the regular meeting of the Council of the City of Salisbury held on the 25th day of April, 2022.



Kimberly R. Nichols,
City Clerk



John R. Heath,
Council President

Publish: May 2, 2022
 May 9, 2022
 May 16, 2022
 May 23, 2022