

**RESOLUTION NO. 2023-01**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF FEDERALSBURG  
AMENDING ARTICLE I OF THE FEDERALSBURG TOWN CHARTER  
TO REDUCE THE RESIDENCY DURATION REQUIRED TO QUALIFY  
AS A CANDIDATE FOR ELECTION FROM THREE YEARS TO ONE  
YEAR AND TO ESTABLISH A FOUR YEAR TERM FOR THE MAYOR  
AND COUNCIL**

WHEREAS, Md. Code Ann. Local Gov't Article § 4-304 and Article XI-E of the Constitution of Maryland confer upon the Mayor and Council of Federalsburg the authority to initiate proposed amendments the Charter for the Town of Federalsburg; and

WHEREAS, Local Gov't Article § 5-202 authorizes the Mayor and Council to adopt those Charter resolutions as they may deem necessary in order to assure the good government of the Town, to protect and preserve the Town's rights, property, and privileges, to preserve peace and good order, to secure persons and property from danger and destruction, and to protect the health, comfort, and convenience of the citizens of the Town; and

WHEREAS, the Mayor and Council have spent the last six (6) months thoroughly reviewing the Charter with respect to registration of voters, nomination of candidates, and elections; and

WHEREAS, the Mayor and Council have determined that requiring a residency requirement of three years to qualify as a Mayor or Council member candidate precludes citizens that reside in the Town from participating as candidates; and

WHEREAS, the Mayor and Council have determined that it is desirable for the Mayor and Councilmembers to serve a four year term to provide the sitting elected officials sufficient time to establish and obtain short-term and long-term objectives; and

WHEREAS, the Mayor and Council of Federalsburg have determined that it is desirable and in the best interest of the town to amend Article I of the Charter for the Town of Federalsburg to reduce the candidate residency requirement for Mayor and Councilmembers from three years to one year and to provide a four year term of office for the Mayor and Councilmembers.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF FEDERALSBURG AS FOLLOWS:

Section 1. Article I, Section C1-3 of the Charter for the Town of Federalsburg is hereby amended as follows:

**ARTICLE I  
Incorporation and General Powers**

. . . .

Section C1-3. Mayor and Council; qualifications; tenure.

The government, corporate authority, rights, powers and privileges of the said Town shall be vested in and exercised by a Mayor and four Council members who shall be elected as hereinafter provided, who shall be qualified voters of the Town of Federalsburg for at least ~~one~~ *three* years next preceding their election, and *they shall serve a term of four (4) years* [ ~~their term shall be as hereinafter provided or until their successors are elected and qualified.~~ ]

Section 2. This Resolution shall be posted and published in accordance with the requirements set forth in Md. Code Ann. Local Government Article § 4-304.

Section 3. The Mayor and Council of Federalsburg held a public hearing on this Resolution on April 3, 2023 at 6:00 p.m.

Section 4. This Resolution shall become effective 40 days after final enactment unless a petition for referendum has been filed prior thereto in accordance with Section 4-304 of the Local Government Article of the Code of Maryland. This Resolution shall be deemed "finally enacted" on the date on which the Mayor and Council of Federalsburg indicate their approval of this Resolution by affixing their signatures hereto.

Section 5. As soon as this Resolution becomes effective, the Town Clerk shall cause to be delivered to the Department of Legislative Reference all the information regarding the Charter Amendment, this Resolution, and any referendum held thereon as may be required by the Local Government Article of the Annotated Code of Maryland.

BE IT FURTHER RESOLVED, this 3 day of April, 2023.

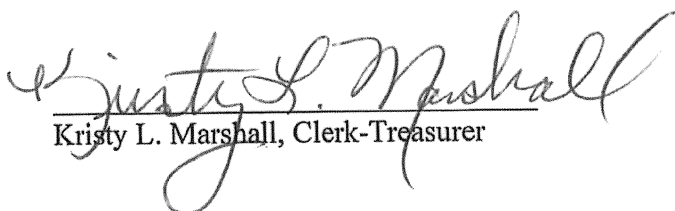
Yea/Nay

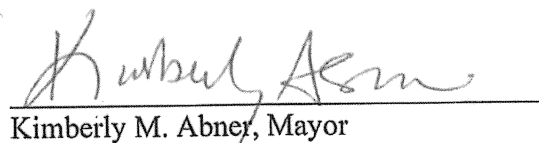
Kimberly M. Abner, Mayor  
Robert Willoughby, Councilmember  
Edward Windsor, Councilmember  
Debra V. Sewell, Councilmember  
D. Scott Phillips, Councilmember

Y  
Y  
Y  
Y  
Y

ATTEST:

MAYOR & COUNCIL OF FEDERALSBURG

  
Kristy L. Marshall, Clerk-Treasurer

  
Kimberly M. Abner, Mayor

Language ~~stricken~~ indicates language deleted from the Charter for the Town of Federalsburg.  
Language in ***bold and italicized*** indicates language added to the Charter for the Town of Federalsburg.

Introduced: 3/6/23  
Public Hearing: 4/3/23  
Adopted: 4/3/23  
Effective Date: 5/23/23