

CITY COUNCIL
OF
HAVRE DE GRACE, MARYLAND

Charter Amendment Resolution 293

Introduced by _____ Council President Ringsaker

A RESOLUTION BY THE MAYOR AND CITY COUNCIL OF HAVRE DE GRACE, MARYLAND, ADOPTED PURSUANT TO THE AUTHORITY OF THE MARYLAND CONSTITUTION ARTICLE XI-E, THE LOCAL GOVERNMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND, AND THE HAVRE DE GRACE CITY CHARTER SECTION 19, AMENDING IN PART SECTION 37 F. AND 19. A OF THE CITY CHARTER, GENERALLY PERTAINING TO BUDGET AMENDMENTS; REPEALING THE REQUIREMENT THAT BUDGET AMENDMENTS BE APPROVED BY RESOLUTION; REQUIRING BUDGET AMENDMENTS BE APPROVED BY ORDINANCE

On: April 17, 2023

at: 7:00 p.m.

Charter Amendment Resolution introduced, read first time, ordered posted and public hearing scheduled.

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Charter Amendment having been published according to the Charter, a public hearing was held on May 15, 2023 at 7:03 p.m., and concluded on May 15, 2023 at 7:05 p.m.

EXPLANATION

Underlining indicates matter added to existing law.

[Bold Brackets] indicate matter deleted from existing law.

Amendments proposed prior to final adoption will be noted on a separate page with line references or by handwritten changes on the draft legislation.

Charter Amendment Resolution 293

NOW, THEREFORE, it is determined, decided, and resolved by the City Council that the foregoing is hereby approved.

1. Section 37 F. of the City Charter is to be amended as follows, with the words underscored to be added and the words in **[bold and brackets]** to be deleted.

Repealing in part section 37 F. and adding in part to section 37 F. Budget Ordinance; how made.

F. Funds not encumbered at the end of the fiscal year shall be directed to fund balance, considered anticipated revenue for the following fiscal year, or may be expended after passage of a budget amendment approved in the form of a **[resolution]** budget amendment ordinance. No public money may be expended without having been appropriated by the budget ordinance or by the Council by a budget amendment. Budget amendments shall be in the form of an ordinance. Budget amendment ordinances may be passed after receiving a public hearing and passed upon second reading. Budget amendment ordinances may be adopted on second reading at a meeting on the same date at which it received a public hearing. Interdepartmental transfers and transfers between the three (3) expenditure categories noted in Section 37B, including those within a department, can only be approved by the passage of a budget amendment **[resolution]** ordinance.

2. Section 19 A. of the City Charter is to be amended as follows, with the words underscored to be added and the words in bold and brackets to be deleted.

Repealing in part section 19 A. and adding in part to section 19 A. Resolutions and Ordinance; passage, veto power.

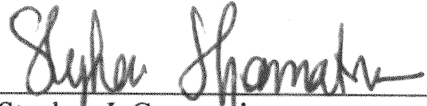
All resolutions, except Charter amendment resolutions, shall be adopted by a majority of affirmative votes of the City Council members present and voting by roll call vote. All Charter amendment resolutions shall be introduced by a majority voice vote and then shall be adopted by at least four affirmative votes of the City Council members by roll call. Any Charter amendment purporting to change the term of office of the Mayor or the City Council shall be effective only after approval of a majority of legal voters casting ballots at a general or special election held for that purpose. Public notice of such Charter change shall be made in a newspaper having general circulation in the City, published for three (3) consecutive weeks, once per week, immediately prior to the election. All ordinances shall be introduced for a first reading by a majority voice vote and then shall be adopted on first reading by at least four affirmative votes of the City Council members by roll call. All ordinances shall be introduced for a second reading by a majority voice vote and then shall be adopted by at least four affirmative votes of the City Council members by roll call. No ordinance shall have a second reading and be adopted at the meeting at which it is first introduced or at a meeting held on the same day as the public hearing. In cases of an emergency the provision that an ordinance may not be adopted at a meeting at which it is first introduced or on the same day as the public hearing may be suspended by the affirmative vote of at least four members of the City Council by roll call. This section does not apply to a budget amendment ordinance.

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ADOPTED by the City Council of Havre de Grace, Maryland this 5th day of June, 2023.


SIGNED by the Mayor and attested by the Director of Administration this 6th day of June, 2023.

ATTEST:



Stephen J. Gamatoria
Director of Administration

MAYOR AND CITY COUNCIL
OF HAVRE DE GRACE


William T. Martin
Mayor

Introduced/First Reading: 4/17/2023
Public Hearing: 5/15/2023
Second Reading/Adopted: 6/5/2023

Effective Date: 7/25/2023

The effective date is the 50th day after adoption by City Council if a referendum is not presented 40 days after the Charter amendment. Council cannot suspend the time requirements as this is a State law requirement.