

Resolution 25-22

City Council of New Carrollton, Maryland

Amending The Charter of the City of New Carrollton,

§C-7 "Elections" To Remove Provisions

Regarding Staggered Elections

Effective: July 08, 2025

CHARTER AMENDMENT RESOLUTION 25-22

CHARTER AMENDMENT RESOLUTION OF THE CITY COUNCIL OF NEW CARROLLTON, MARYLAND AMENDING THE CHARTER OF THE CITY OF NEW CARROLLTON, § C-7 "ELECTIONS" TO REMOVE PROVISIONS REGARDING STAGGERED ELECTIONS WHICH ARE NO LONGER APPLICABLE IN THE CITY AND ADD THE PROCESS FOR CURRENT ELECTIONS.

WHEREAS, pursuant to the authority contained in Article XI-E, § 4 of the Constitution of the State of Maryland and Md. Code Ann., Local Gov't Art., §4-301 et seq., the City Council has the authority to amend the City's Charter, in accordance with the procedures set forth therein; and

WHEREAS, the Council of the City of New Carrollton have held multiple retreats and public meetings to review the Charter; and

WHEREAS, the Council of the City of New Carrollton has determined the current language in § C-7 applicable to staggered elections should be removed to reflect the current process for elections; and

WHEREAS, the Council of the City of New Carrollton deems it to be necessary and appropriate for good government and for the good of the City of New Carrollton to amend the City Charter in order to update the Charter as it pertains to elections.

Section 1: NOW, THEREFORE, BE IT FURTHER RESOLVED by the City Council of New Carrollton, Maryland that the Charter of the City of New Carrollton, § C-7 "Elections,", be and hereby is repealed, re-enacted and amended to read as follows:

§ C-7. Elections.

A-C***

D. Candidates elected. At each election [in which a Mayor is to be elected], the candidate for Mayor receiving the highest number of votes cast at the election shall be declared duly elected to the office of Mayor, AND [. At the election held during every [even] ODD-numbered year through and including the

May 2020 election,] the [two] FIVE ([2]5) candidates for Councilmember receiving the highest number of votes cast at the election shall be declared duly elected to the office of Councilmember. [- and at the election held during every odd-numbered year through and including the May 2021 election, the three (3) candidates for Councilmember receiving the highest number of votes cast at the election shall be declared duly elected to the office of Councilmember. Commencing with the May 2023 City election, the five (5) candidates for the office of Councilmember with the highest number of votes in an election shall be declared elected as the City Council. In the event of a special election to fill a vacancy on the Council, the candidate or candidates for Councilmember receiving the highest number of votes cast at the election shall be declared elected to complete the unexpired term(s) of office of Councilmember. In the event that vacancies on the Council would require that one (1) or more additional Councilmembers be elected at an election to a one-year term to maintain a full five-member Council, the candidate or candidates for Councilmember receiving the next-highest number of votes cast at the election, after those candidates elected to the regular two-year terms on the Council, shall be declared elected to the office of [Council Member COUNCILMEMBER for the one-year term or terms. In the event of a tie vote for any office, a runoff election between the tied candidates shall be conducted on the fourth Tuesday following the date of the election in which the tie vote occurred.

Section 2: BE IT FURTHER RESOLVED that this Charter Amendment Resolution is adopted this 19th day of May, 2025, and that the amendments to the Charter of the City of New Carrollton, hereby proposed by this enactment, shall be and become effective fifty (50) days after its passage by the City unless petitioned to referendum in accordance with the Local Government Article of the Annotated Code of Maryland within 40 days following its passage. A fair summary of this Resolution shall be posted in the City Hall for forty (40) days following its adoption and published in a newspaper having general circulation in the City no fewer than four (4) times at weekly intervals within the forty (40) days following its passage by the City.

Section 3: BE IT FURTHER RESOLVED that as soon as the Charter Amendment Resolution hereby enacted becomes effective, either as herein provided or following referendum, the City Administrative Officer shall send to the Department of Legislative Services, the following information concerning the Charter Amendment Resolution: (i) the complete text of this Resolution; (ii) the date of referendum election, if any, held with respect thereto; (iii) the number of votes cast for and against this Resolution by the Council of the City of New Carrollton or in a referendum; and (iv) the effective date of the Charter Amendment.

Section 4: BE IT FURTHER RESOLVED that the City Administrative Officer of the City of New Carrollton, Maryland be, and hereby is specifically instructed to carry out the provisions of Sections 2 and 3 as evidence of compliance herewith; and the City Administrative Officer shall cause to be affixed to the minutes of this meeting an appropriate Certificate of Publication of the newspaper in which the fair summary of the Charter Amendment shall have been published, and shall further cause to be completed and executed the Certificate of Effect.

Section 5: BE IT FURTHER RESOLVED that if any provision of this Charter Resolution or the application thereof to any person or circumstance is held invalid for any reason, such invalidity shall not affect the other provisions or any other application of this Charter Resolution which can be given effect

without the invalid provisions or application, and to this end, all the provisions of this Resolution and of the Charter are hereby declared to be severable.

Section 6: BE IT FURTHER RESOLVED that any provision of the Charter inconsistent with the amended provisions is hereby repealed.

INTRODUCED AND ADOPTED by the Council of the City of New Carrollton, Maryland at a Meeting on the 19th day of May, 2025.

Attest:

City of New Carrollton

Kaitlyn Schisler City Clerk

Briana Urbina, Chair City Council

5/19/25

Approved for legal sufficiency:

Approved:

Vason Deloach Esq.

City Attorney

Katrina R Dodro, Mayor

Date: 5/19/2025

CAPS

: Indicate matter added to existing law.

[Brackets]

: Indicate matter deleted from law.

Asterisks * * * : Indicate matter remaining unchanged in existing law but not set forth in Resolution.

CAPS

:Indicate matter added in amendment

[Brackets]

:Indicate matter deleted in amendment