

**RESOLUTION 2025-03
CHARTER AMENDMENT**

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF SMITHSBURG,
MARYLAND, TO AMEND THE CORPORATE CHARTER §31-24. Board of supervisors
of elections**

RESOLUTION of the Mayor and Council of the Town of Smithsburg, Maryland, adopted pursuant to Article XI-E, Section 4, of the Constitution of the State of Maryland, entitled, "MUNICIPAL CORPORATION, PROCEDURES FOR ADOPTION, AMENDMENT OR REPEAL OF CHARTERS", and pursuant to §4-304 entitled "Initiation of charter amendment by legislative body," to amend §31-24 to the Corporate Charter of the Town of Smithsburg as adopted entitled *Board of supervisors of elections*.

WHEREAS, the Mayor and Council of the Town of Smithsburg deem it in the best interest of the Town of Smithsburg and the community to amend said Charter.

NOW, THEREFORE, be it **RESOLVED** by the Mayor and Council of the Town of Smithsburg, Maryland, that §31-24 entitled *Board of supervisors of elections* be and is hereby repealed in its current form; and be it further

RESOLVED, that §31-24 be and is amended and re-enacted in its entirety to read as follows:

Section 31-24. Board of supervisors of elections.

There shall be a board of supervisors of elections, consisting of three regular members and one alternate who shall be appointed by the mayor with the approval of the council on or before the first Monday in July in every second odd numbered year. The terms of the regular and alternate members of the board of supervisors of elections shall begin on the first Monday in July in the year in which they are appointed and shall run for four years. The regular and the alternate members of the board of supervisors of elections shall be qualified voters of the town and shall not hold or be candidates for any elective office during their term of office. The alternate member shall serve as a regular member of the Board of Supervisors as needed in the event of the death, resignation, incapacity or unavailability of a regular member. The board shall appoint one of its members as chairman. Vacancies on the board shall be filled by the mayor with the approval of the council for the remainder of the unexpired term. The compensation of the members of the board shall be determined by the council.

And be it further **RESOLVED** that the exact text of the proposed Charter Amendment prepared so that each provision is shown as the provision would read when amended or enacted is attached hereto as **Exhibit "A"** and is incorporated herein by reference; and be it further

RESOLVED, that pursuant to the *Annotated Code of Maryland, Local Government*

Article, §4-303(d) the proposed Amendment specifically repeals and/or is intended to repeal and/or amend any provision in the *Charter for the Town of Smithsburg* that is inconsistent with the Amended provision; and be it is further

RESOLVED, that notice is further given that the Amendment proposed by the Legislative Body of the Town of Smithsburg Maryland, that the Municipal Charter according to this Amendment, shall be effective and observed as such, in all respects set forth above on the fiftieth (50th) day after passage, as set forth above, unless on or before the fortieth (40th) day after passage there shall be presented to the Mayor and Council (Legislative Body) or mailed to it by registered mail, a petition for referendum in accordance with the applicable provisions of the Local Government Article.

(Note: Double [[]'s indicate deletion unless the entire section is repealed. *Italics* indicates additional/new text.)

**WITNESS AND ATTEST
AS TO CORPORATE SEAL
MARYLAND**


Jenni House, Clerk/Treasurer

**MAYOR AND COUNCIL OF THE
TOWN OF SMITHSBURG,**


Donald Souders, Mayor

Date of Introduction: 3/04/2025
Date of Passage: 4/01/2025
Effective Date: 5/21/2025

Record and return to:

Ms. Jenni House, Clerk-Treasurer
Town of Smithsburg
21 W. Water Street
Smithsburg, MD 21783

EXHIBIT "A"

Section 31-24. Board of supervisors of elections.

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