

TOWN COUNCIL OF CENTREVILLE
RESOLUTION 03-2020

**A RESOLUTION OF THE TOWN COUNCIL OF CENTREVILLE FOR THE PURPOSE OF
AMENDING THE TOWN CHARTER TO REVISE THE NUMBER OF AFFIRMATIVE
VOTES REQUIRED FOR THE SUSPENSION OF THE ORDINANCE REQUIREMENTS
FOR AN EMERGENCY ORDINANCE AND MATTERS GENERALLY RELATED
THERE TO**

WHEREAS, the Town Council has the authority under Article XI-E, Section 4 of the Maryland Constitution which allows for the adoption of a new charter, the amendment of any charter or local laws, or the repeal of any part of a charter or local laws; and

WHEREAS, the Town Council has the authority under Section 4-301 *et. seq.* of the Local Government Article of the Annotated Code of Maryland, which describes the process of charter amendment by resolution; and

WHEREAS, the Town Council of Centreville held a referendum election on increasing the number of Council Members from three to five members; and

WHEREAS, the voters of the Town of Centreville approved the increase in the number of Council Members from three to five; and

WHEREAS, the change in the number of council members necessitates additional amendments to the charter to implement the change from three to five Council Members; and

WHEREAS, the Town Council of Centreville formed a six-member committee of residents to evaluate various alternatives to those additional charter amendments and to provide some recommended alternatives to the Town Council (the "Council of Five Committee"); and

WHEREAS, the Council of Five Committee presented their recommended alternatives to the Town Council on February 20, 2020; and

WHEREAS, the Town Council wishes to amend Section 209 of the Charter of the Town of Centreville to address the number of affirmative votes required to suspend the ordinance requirements for an emergency ordinance.

NOW THEREFORE,

Section 1. BE IT RESOLVED BY THE TOWN COUNCIL OF CENTREVILLE, that Section 209 of the Centreville Town Charter be amended as follows:

Section 209. Passage of ordinances; publication; effective date.

No ordinance shall be passed at the meeting at which it is introduced. At any regular or special meeting of the Council held not less than six nor more than 60 days after the meeting at which an ordinance was introduced, it shall be passed, or passed as amended, or rejected, or its consideration deferred to some specified future date. In cases of emergency, the provision that an ordinance may not be passed at the meeting at which it is introduced may be suspended by the affirmative vote of ~~[[two]]~~ **four** members of the Council. Every ordinance, unless it be passed as an emergency ordinance, shall become effective at the expiration of 20 calendar days following

enactment. A fair summary of each ordinance shall be published at least twice in a newspaper or newspapers having general circulation in the town. An emergency ordinance shall become effective on the date specified in the ordinance.

New material is **bold underlined**, and material to be deleted is enclosed in double bold faced brackets [**]**].

Section 2. AND BE IT FURTHER RESOLVED that the date of passage of this Resolution is May 14, 2020, and the amendment of the Charter of the Town of Centreville hereby enacted shall become effective upon the later of: (i) July 3, 2020 (the fiftieth day after passage), unless a proper petition for referendum hereon shall be filed with the Town Council on or before the fortieth day after passage in the form and in the manner prescribed in Section 4-304(d) of the Local Government Article of the Annotated Code of Maryland; (ii) if a petition for referendum is filed and a majority of the votes are in favor of the charter amendment, the date upon which the charter amendment becomes effective pursuant to Section 4-307(e) of the Local Government Article of the Annotated Code of Maryland; and (iii) the date that five Council members are seated on the Town Council of Centreville for the first time.

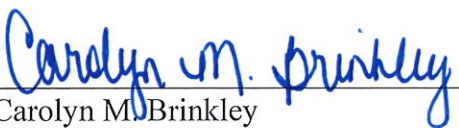
Section 3. AND BE IT FURTHER RESOLVED that the Town Manager shall cause a full and exact copy of the Resolution to be continuously posted on the bulletin board of the Town Hall until June 23, 2020 (the fortieth day after passage) and that the Town Manager shall further cause a fair summary of the charter amendment enacted by this Resolution to be published in a newspaper of general circulation in the Town of Centreville at weekly intervals in each of the weeks of May 21, 2020, May 28, 2020, June 4, 2020 and June 11, 2020 and that the Town Clerk shall cause to be affixed to the minutes of this meeting appropriate certificates of publication and posting.

Section 4. AND BE IT FURTHER RESOLVED that the Town Council of Centreville is hereby authorized and enjoined to declare this Resolution to be effective by affixing their signatures hereto in the space provided on the effective date hereof.

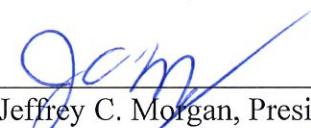
Section 5. AND BE IT FURTHER RESOLVED THAT as soon as the Charter Amendment hereby enacted becomes effective (whether as herein provided or by referendum), the Town Manager shall cause to be delivered to the Department of Legislative Reference all the information regarding the Charter Amendment, this Resolution and any referendum held thereon as may be required by Sections 4-109 and 4-308 of the Local Government Article of the Annotated Code of Maryland.

ATTEST:

THE TOWN COUNCIL OF CENTREVILLE



Carolyn M. Brinkley
Town Clerk



Jeffrey C. Morgan, President



Timothy E. McCluskey, Vice President

ABSENT
Joshua E. Shonts, Member