

Introduced: Mr. Roberts  
1<sup>st</sup> Reading: November 28, 2005  
Passed: December 12, 2005  
Posted: December 13, 2005  
Effective: January 31, 2006

CHARTER AMENDMENT RESOLUTION NUMBER 2005-4

RESOLUTION NUMBER 993

A RESOLUTION OF THE CITY OF GREENBELT ADOPTED PURSUANT TO THE AUTHORITY OF ARTICLE XI-E OF THE CONSTITUTION OF MARYLAND AND SECTION 13 OF ARTICLE 23A OF THE ANNOTATED CODE OF MARYLAND, (1957 EDITION AS AMENDED), TITLE, "CORPORATION-MUNICIPAL," SUBTITLE "HOME RULE" TO AMEND THE CHARTER OF THE CITY OF GREENBELT FOUND, IN WHOLE OR IN PART, IN THE COMPILATION OF MUNICIPAL CHARTERS OF MARYLAND (1983 EDITION AS AMENDED), AS PREPARED BY THE DEPARTMENT OF LEGISLATIVE REFERENCE PURSUANT TO CHAPTER 77 OF THE ACTS OF THE GENERAL ASSEMBLY OF MARYLAND OF 1983, BY AMENDING SECTION 3, TITLED "GENERAL POWERS" TO ADD A NEW PARAGRAPH 22 TO EMPOWER THE CITY TO PROVIDE A LABOR CODE TO RECOGNIZE THE RIGHT OF CERTAIN CITY EMPLOYEES TO ORGANIZE AND BARGAIN COLLECTIVELY

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SECTION I WHEREAS, at the May 23, 2005, regular meeting of the City Council, the Fraternal Order of Police requested that the City Council either grant certain police officers the right to collective bargaining with binding interest arbitration or place the question on the ballot of the November 8, 2005, regular City election; and

SECTION II WHEREAS, subsequent to many discussions, on September 26, 2005, the City Council adopted Resolution Number 988 for the purpose of submitting to the voters of the City of Greenbelt for decision the question of amending the City Charter to permit the provision of a labor code to recognize the right of certain police officers to organize and bargain collectively; and

SECTION III WHEREAS, the results of the referendum question were 1,105 votes in favor of the Charter amendment and 797 votes against the Charter amendment, causing the Board of Elections to declare the referendum to be approved. NOW, THEREFORE,

SECTION IV BE IT RESOLVED AND ORDAINED by the Council of the City of Greenbelt that the Charter of the City, found, in whole or in part, in the compilation of Municipal Charters of Maryland (1983 edition as amended), as prepared by the Department of Legislative Reference pursuant to Chapter 77 of the Acts of the General Assembly of Maryland of 1983, shall be amended by adding to section 3 ("General Powers") a new paragraph 22 as follows:

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22. To recognize and engage in collective bargaining with one or more designated bargaining representatives of non-managerial, sworn police officers of the City of Greenbelt, Maryland, Police Department; to enter into a binding collective bargaining agreement with said representatives; and to enact by

ordinance or amendment a system of rules and regulations to govern this process. The City Council shall approve all collective bargaining agreements entered into by the City with a collective bargaining representative prior to their becoming effective. In the event the parties negotiating a collective bargaining agreement are unable to reach agreement on one or more terms of a collective bargaining agreement, the City Council shall have the authority to set those terms and conditions of employment that remain in dispute upon a majority vote.

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SECTION V BE IT FURTHER RESOLVED that the date of the adoption of this resolution is December 12, 2005, and that the amendment to the Charter of the City, as herein adopted, shall be and become effective on January 31, 2006, unless on or before January 21, 2006, a proper petition for referendum on this resolution shall be filed as permitted by law.

SECTION VI BE IT FURTHER RESOLVED that a complete and exact copy of this resolution shall be posted at the Greenbelt City Office, 25 Crescent Road, Greenbelt, Maryland, until January 21, 2006, and a fair summary of the proposed Charter amendment contained in this resolution shall be published in a newspaper of general circulation in the City of Greenbelt not fewer than four (4) times at weekly intervals before January 21, 2006.

SECTION VII BE IT FURTHER RESOLVED that as soon as the Charter amendment hereby enacted shall become effective, either as herein provided or following a referendum, the City Manager shall send or cause to be sent to the Department of Legislative Reference the following information concerning this Charter resolution: (1) the complete text of this resolution; (2) the date of enactment of the Charter amendment; (3) the date of the referendum election, if any; (4) the number of votes cast for or against this resolution whether by the City Council or in a referendum; and (5) the effective date of the Charter amendment contained herein.

SECTION VIII AND BE IT FURTHER RESOLVED that the City Manager of the City of Greenbelt be and hereby is specifically enjoined and instructed to carry out or cause to be carried out the provisions of Sections VI and VII.

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Judith F. Davis, Mayor

ATTEST:

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Kathleen Gallagher, City Clerk

Key: Underscoring indicates language added to existing law.

[Brackets] indicate language deleted from existing law.

Asterisks \*\*\* indicate intervening existing Code provisions that remain unchanged.