

Introduced: Mr. White
1st Reading: October 13, 2003
Passed: October 27, 2003
Posted: October 28, 2003
Effective: December 16, 2003

CHARTER AMENDMENT RESOLUTION NUMBER 2003-1

RESOLUTION NUMBER 966

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 REPEALING AND REENACTING WITH AMENDMENTS SECTION 8, TITLED "SAME—QUORUM, PROCEDURE"

SECTION I WHEREAS, the City of Greenbelt was planned and developed consistent with the objectives of the Garden Cities movement; and

SECTION II WHEREAS, it is a priority of the City Council to protect the undeveloped woodlands and open spaces within the City from future public or private development that would destroy the historic and environmental value of the lands; and

SECTION III WHEREAS, in conjunction with this Charter Amendment Resolution, the City Council is passing an ordinance to create a Greenbelt Forest Preserve to be held as an undisturbed natural area; 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), 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 repealing and reenacting with amendment Section 8, titled "Same—Quorum, procedure" as follows:

(Existing language; new language indicated by underscoring)

Sec. 8. Same—Quorum, procedure.

A majority of the members elected to the council shall constitute a quorum to do business, but a less number may adjourn from time to time and compel the attendance of absent members in such a manner and under such penalties as may be prescribed by ordinance. The affirmative vote of a majority of the members elected to the council

shall be necessary to adopt any ordinance, resolution, order or vote; except, that a vote to adjourn, or regarding the attendance of absent members, may be adopted by a majority of the members present; and except that any votes to delete properties from the Greenbelt Forest Preserve shall require at least four (4) votes. No member shall be excused from voting except on matters involving the consideration of his own official conduct or when his financial interests are involved.

SECTION V BE IT FURTHER RESOLVED that the date of the adoption of this resolution is October 27, 2003, and that the amendment to the Charter of the City, as herein adopted, shall be and become effective on December 16, 2003, unless on or before December 6, 2003, 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 December 6, 2003, 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 December 6, 2003.

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, by certified mail, return receipt requested, 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 and, as evidence of compliance herewith, the said City Manager shall cause to be affixed to the minutes of the meeting at which the resolution was adopted (1) an appropriate certificate of publication of the newspaper in which a fair summary of this resolution shall have been published in accordance with Section VI and (2) return receipts from the mailing referred to in Section VII.

Judith F. Davis, Mayor

ATTEST:

Kathleen Gallagher, City Clerk