

MAYOR AND COMMISSIONERS OF THE TOWN OF PERRYVILLE

CHARTER AMENDMENT RESOLUTION NO. 2016-02

A RESOLUTION OF THE MAYOR AND COMMISSIONERS OF THE TOWN OF PERRYVILLE, MARYLAND, TO AMEND THE CHARTER OF THE TOWN OF PERRYVILLE TO ALTER THE SITUATIONS IN WHICH A VACANCY MAY OCCUR IN THE OFFICES OF MAYOR AND COMMISSIONER; AND GENERALLY RELATING TO CHANGES IN THE OCCURRENCE OF VACANCIES IN THE OFFICES OF TOWN ELECTED OFFICIALS.

BY repealing and reenacting, with amendments
Charter of the Town of Perryville
(as published in the Perryville Town Code)
Article III, Town Commissioners
Section C3-9.B

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW
((Double Parenthesis)) indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-Out~~ indicates matter stricken from bill by amendment or deleted from the law by amendment.

*** indicates matter not affected by this Ordinance and omitted

SECTION 1. BE IT RESOLVED BY THE MAYOR AND COMMISSIONERS OF THE TOWN OF PERRYVILLE that Section C3-9.B of Article III, Town Commissioners, of the Charter of the Town of Perryville (as published in the Perryville Town Code), is repealed and reenacted, with amendments, to read as follows:

ARTICLE III

Town Commissioners

§ C3-9. Vacancies.

B. A vacancy shall occur for the following reasons:

- (1) Resignation.
- (2) Criminal conduct, including a violation of Chapter 8 of the Code of the Town of Perryville.

- (3) Death.
- (4) Ceasing to reside in the Town of Perryville.
- (5) UPON MOTION APPROVED BY THE AFFIRMATIVE VOTE OF A MAJORITY OF THE REMAINING MEMBERS OF THE MAYOR AND COMMISSIONERS, FAILING TO ATTEND THREE CONSECUTIVE TOWN MEETINGS, IN PERSON OR BY AUTHORIZED REMOTE PARTICIPATION.

SECTION 2: AND BE IT FURTHER RESOLVED BY THE MAYOR AND COMMISSIONERS OF THE TOWN OF PERRYVILLE, that if any provision of this 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 Resolution which can be given effect without the invalid provisions or application, and to this end, all the provisions of this Resolution are hereby declared to be severable.

SECTION 3: AND BE IT FURTHER RESOLVED BY THE MAYOR AND COMMISSIONERS OF THE TOWN OF PERRYVILLE that the date of adoption of this Resolution is August 2, 2016, and the amendment to the Charter of the Town of Perryville, hereby enacted shall become effective on September 21, 2016, unless a proper petition for referendum hereon shall be filed as permitted by law, provided a complete and exact copy of this Resolution shall be continuously posted on the bulletin board in the Town Hall until September 11, 2016 and provided further that a copy of the title of this Resolution shall be published in a newspaper of general circulation in the Town of Perryville, or in any other newspaper of such general circulation, once in each of the weeks beginning August 8, 2016, August 15, 2016, August 22, 2016, and August 29, 2016.

SECTION 4: AND BE IT FURTHER RESOLVED BY THE MAYOR AND COMMISSIONERS OF THE TOWN OF PERRYVILLE, that the Town Administrator is hereby specifically commanded to carry out the provisions of Section 4 of this Resolution, and, as evidence of such compliance, the Town Administrator shall cause to be maintained appropriate certificates of publication of the newspaper or newspapers in which the title of the Resolution shall have been published and if a favorable referendum is held on the Charter change, the Mayor shall declare the Charter Amendment hereby enacted to be effective on the date provided by law.

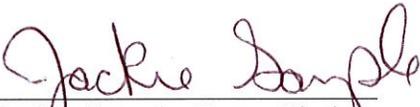
SECTION 5: AND BE IT FURTHER RESOLVED BY THE MAYOR AND COMMISSIONERS OF THE TOWN OF PERRYVILLE that as soon as the Charter Amendment hereby enacted shall become effective, either as provided herein or following a referendum, the Town Administrator shall send to the Department of Legislative Services of Maryland a copy of this Resolution showing the number of members of the Council voting for and against it and a report on the votes cast for or against the Charter Amendment hereby enacted at any referendum thereon and the date of such referendum.

The above Amendment to the Charter of the Town of Perryville was enacted by the foregoing Resolution which was passed at a Town meeting of the Mayor and Commissioners of the Town of Perryville on August 2, 2016, 5 members voting in the affirmative, 0 members voting in the negative, 0 members abstaining and 0 members absent and the Resolution becomes effective in accordance with

law on the 21st day of September, 2016, if a petition for referendum has not been filed in the time prescribed by law.

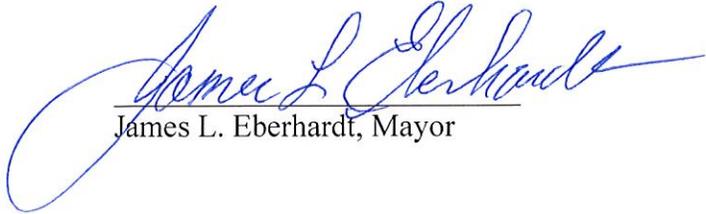
READ AND PASSED THIS 2nd day of August, 2016.

ATTEST:



Jackie Sample, Town Clerk

MAYOR
TOWN OF PERRYVILLE:



James L. Eberhardt, Mayor