

CHARTER RESOLUTION
OF THE MAYOR AND COUNCIL OF THE CITY OF COLLEGE PARK,
AMENDING ARTICLE IV, “VOTING AND ELECTIONS”, § C4-3,
“SUPERVISORS OF ELECTIONS”, TO CHANGE THE TWO-YEAR TERMS OF
THE SUPERVISORS OF ELECTIONS TO BEGIN ON JULY 1, 2020 AND TO
PROVIDE THAT IF A SUPERVISOR POSITION BECOMES VACANT DURING
A TERM, A SUCCESSOR WILL BE APPOINTED TO THE REMAINDER OF
THAT TERM.

A Charter Resolution of the Mayor and Council of the City of College Park, adopted pursuant to the authority of Article XI-E of the Constitution of Maryland and §4-301 *et seq.*, Local Government Article, Annotated Code of Maryland, as amended.

WHEREAS, the Mayor and Council wish to ensure that City boards, commissions and committees, including the Supervisors of Elections, are as productive, efficient, and inclusive as possible, while also responding to the current needs of the City and acting in conformance with the City's Mission, Vision, Strategic Plan, Goals and Council Priorities; and

WHEREAS, the Mayor and Council appointed the Committee on Committees to review the purposes, functions, and rules for boards, commissions and committees; and

WHEREAS, the Committee on Committees has issued its recommendations; and

WHEREAS, the Committee on Committees has recommended that terms be established for the Supervisors of Elections, with a specific expiration date; and

WHEREAS, requiring appointment/reappointment of the Election Supervisors to a term of two years, beginning on July 1, 2020, will ensure that the Election Supervisors' terms will end in a non-election year and will allow various individuals to seek appointment as a Supervisor; and

CAPS : Indicate matter added to existing law.

[Brackets] : Indicate matter deleted from law.

Asterisks * * * : Indicate matter remaining unchanged in existing law but not set forth in Resolution.

CAPS : Indicate matter added in amendment

[Brackets] : Indicate matter deleted in amendment

WHEREAS, the Mayor and Council have determined that it is in the public interest to implement the recommendations of the Committee on Committees, to set a term of two years, and to require appointment/reappointment beginning on July 1, 2020 and

WHEREAS, this Charter Resolution adopts those recommendations into the City Charter.

Section 1. NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of College Park that Article IV, “Voting and Elections”, §C4-3, “Supervisors of Elections” be repealed, re-enacted and amended to read as follows:

§ C4-3 Supervisors of Elections.

The Mayor and Council shall, not later than the first regular meeting in March of each year in which there is a general election, appoint FOR A TWO YEAR TERM and fix the compensation for six qualified voters of ~~said~~ THE City, not holding any office thereunder, as Supervisors of Elections, EXCEPT THAT THE TERMS OF ALL OF THE CURRENT SUPERVISORS OF ELECTIONS SHALL END ON JUNE 30, 2020, SUBJECT TO REAPPOINTMENT AS FOLLOWS: BEGINNING ON JULY 1, 2020, EACH OF THE SUPERVISORS OF ELECTIONS WILL BE REAPPOINTED TO A TWO YEAR TERM. MEMBERS SERVE UNTIL THE EXPIRATION OF THE TWO YEAR TERM OR UNTIL THEIR SUCCESSORS ARE APPOINTED, WHICHEVER IS LATER. IN THE EVENT THAT A CURRENT SUPERVISOR OF ELECTIONS DOES NOT SEEK TO BE RE-APPOINTED ON JULY 1, 2020, A NEW MEMBER WILL BE APPOINTED. APPLICATIONS FOR APPOINTMENT TO THE SUPERVISORS OF ELECTIONS, OR REAPPLICATIONS BY SUPERVISORS WHOSE TERMS ARE

EXPIRING, WILL BE ACCEPTED FOR ALL TERMS BEGINNING AFTER JULY 1, 2020.

IF A SUPERVISOR POSITION BECOMES VACANT DURING A TERM, A SUCCESSOR WILL BE APPOINTED TO THE REMAINDER OF THAT TERM. SUPERVISORS OF ELECTIONS, [~~who~~] shall act as Judges of Elections at any elections held during the [~~two years~~] TERM [~~succeeding their appointment~~] and [~~who~~] shall perform such other duties as may be delegated to them under the College Park Code. [~~One~~] [~~of whom~~] SUPERVISOR shall be appointed from [~~the qualified voters of~~] each of the four election districts, and two [~~of whom~~] SUPERVISORS shall be appointed by the Mayor with the consent of the Council. [~~Such~~] THE Supervisors of Elections are hereby authorized to administer oaths to the Judges of Elections and voting machine operators in the performance of their duties. The Mayor and Council shall designate one of the six Supervisors of Elections as the Chief of Elections.

Section 2. BE IT FURTHER RESOLVED by the Mayor and Council of the City of College Park that this Charter Resolution was introduced on the 25th day of **February**, 2020, and a Public Hearing scheduled for March 24, 2020, after at least 21 days of prior public notice of the hearing. It is adopted this 24th day of **March**, 2020, and that the amendment to the Charter of the City of College Park, hereby proposed by this enactment, shall be and become effective upon the fiftieth (50th) day after its passage by the City unless petitioned to referendum in accordance with §4-304 of the Local Government Article, Annotated Code of Maryland within forty (40) days following its passage. A complete and exact copy of this Charter Resolution shall be posted in the City offices located at 9217 51st Avenue, Davis Hall, College Park, Maryland for forty (40) days following its passage by the Mayor and Council and a fair

summary of the Charter Resolution shall be published in a newspaper having general circulation in the City not less than four (4) times, at weekly intervals, also within the forty (40) day period following its adoption by the City.

Section 3. BE IT FURTHER RESOLVED that, within ten (10) days after the Charter Resolution hereby enacted becomes effective, either as herein provided or following referendum, the City Manager for the City of College Park shall send separately, by mail, bearing a postmark from the United States Postal Service, to the Department of Legislative Services, one copy of the following information concerning the Charter Resolution: (i) the complete text of this Resolution; (ii) the date of referendum election, if any, held with respect thereto; (iii) the number of votes cast for and against this Resolution by the Council of the City of College Park or in the referendum; and (iv) the effective date of the Charter Resolution.

Section 4. BE IT FURTHER RESOLVED that the City Manager of the City of College Park be, and hereby is, specifically enjoined and instructed to carry out the provisions of Sections 2 and 3 as evidence of compliance herewith; and said City Manager shall cause to be affixed to the minutes of this meeting (i) an appropriate Certificate of Publication of the newspaper in which the fair summary of the Charter Resolution shall have been published; and (ii) shall further cause to be completed and executed the Municipal Charter or Annexation Resolution Registration Form.

Section 5: BE IT FURTHER RESOLVED that if any provision of this Resolution or the Charter adopted by 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 or of the Charter which can be given

effect without the invalid provisions or application, and to this end, all the provisions of this Resolution and of the Charter are hereby declared to be severable.

INTRODUCED by the Mayor and Council of the City of College Park at a regular meeting on the 25th day of February 2020.

ADOPTED by the Mayor and Council of the City of College Park at a regular meeting on the 24th day of March, 2020.

EFFECTIVE the 13th day of May, 2020.

ATTEST:

CITY OF COLLEGE PARK,

Janeen S. Miller, CMC, City Clerk

By _____
Patrick L. Wojahn, Mayor

**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:**

Suellen M. Ferguson, City Attorney