

**RESOLUTION FOR AN AMENDMENT
TO THE CHARTER OF THE
CITY OF CAMBRIDGE, MARYLAND**

CHARTER RESOLUTION NO. CR-2016-02

**A RESOLUTION OF THE COMMISSIONERS OF CAMBRIDGE TO AMEND
THE CHARTER OF THE CITY OF CAMBRIDGE BY AMENDING SECTION 3-7
ENTITLED "SUPERVISOR OF ELECTIONS."**

WHEREAS, pursuant to Section 3-39 of the City Charter, adopted by Charter Resolution No. CR-2014-01, the Commissioners of Cambridge adopted a City Manager form of governance, and among the responsibilities and duties of the City Manager was included those of Supervisor of Elections; and

WHEREAS, pursuant to Charter Resolution No. CR-2014-03, the position of City Clerk/Treasurer was eliminated; and

WHEREAS, pursuant to Article XI-E, Section 4 of the Constitution of Maryland, Section 4-301 et seq. of Local Government Article of the Annotated Code of Maryland, and the Charter of the City of Cambridge, the Commissioners are authorized to amend the City Charter, and hereby desire to amend Section 3-7 of the City Charter to provide that the City Manager shall serve as the Supervisor of Elections.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF CAMBRIDGE, that the following amendment to the Charter of the City of Cambridge is proposed, and upon completion of the requirements of Article XI-E, Section 4 of the Constitution of Maryland, Section 4-301 et seq. of Local Government Article of the Annotated Code of Maryland, and the Charter of the City of Cambridge, Section 3-7 of the Charter of the City of Cambridge shall be amended to read as follows:

Sec. 3-7. - Supervisor of elections.

(a) *Appointment, tenure.* [~~The Commissioners of Cambridge shall appoint a supervisor of elections who shall be designated "Supervisor of Elections of Cambridge" and be a resident and qualified voter of the city, and unless removed for cause by the commissioners, shall hold office for four years from the date of his appointment and until his successor is appointed and qualified~~] The City Manager shall serve as the supervisor of elections.

(b) Alternate Supervisor of Elections. [~~Compensation, duties. The supervisor of elections shall be paid an annual salary as may be set from time to time by resolution passed by the commissioners and his duties shall be as hereinafter provided in this sub-title.~~] In the event, for any reason, the supervisor of elections at any time is unable to serve and perform the duties

of his the office, [~~the Town Clerk, Treasurer and Collector of Cambridge~~] the Finance Director shall assume and perform the duties of said office of supervisor of elections and when acting for and in the place of the supervisor of elections is empowered, authorized and directed to perform all the duties of said office. [~~In the event the town clerk, treasurer and collector shall be obliged to so assume and perform the duties of said office of supervisor of elections, the salary of said office shall be apportioned between the town clerk, treasurer and collector and the supervisor of elections, in amounts set by and in the discretion of the Commissioners of Cambridge.~~]

(c) *Certification of elections.* As soon as the polls have closed following any town election, the supervisor of elections, in the presence of poll watchers, if any, and with the assistance of election judges, shall proceed to ascertain and transcribe the votes recorded on each voting machine, and shall certify the same to the board of canvassers before 12:00 noon on the Wednesday next following the election. Not earlier than 4:00 p.m. on that same day, the board of canvassers, in the presence of poll watchers, if any, shall proceed to count, certify, and canvass the absentee ballots cast in the election.

(d) *Issuance of election certificates.* The supervisor of elections shall issue a certificate of election to each official elected, and issue two certificates, one to the mayor and one to the council, whenever any proposition is submitted to the vote of the people, showing the vote for and against, which certificate shall be on blanks prepared by the town clerk, and shall contain a plain statement of the facts and be signed by the supervisor of elections.

AND BE IT FURTHER RESOLVED that the effective date of this Charter Amendment shall be AUGUST 9, 2016.

AND BE IT FURTHER RESOLVED, that upon passage or adoption of this Resolution by The Commissioners of Cambridge, the City Manager shall (a) post a complete and exact copy of this Resolution, containing the proposed amendments, at the City office on the public bulletin board for a period of at least forty (40) consecutive days following its adoption; and (b) cause a fair summary of the proposed amendments, as contained herein, to be published not less than four (4) times, at weekly intervals within a period of at least forty (40) days after adoption of the above Resolution, in a newspaper of general circulation in the City.

AND BE IT FURTHER RESOLVED, that this Resolution, having been passed by the Commissioners of the City of Cambridge on the _____ day of JUNE, 2016, shall be considered a part of the City Charter, according to the terms of the amendments, and in all respects shall become effective upon the fiftieth (50th) day after being so ordained or passed, that is to say becoming effective on the 9TH day of AUGUST, 2016, unless a proper Petition for Referendum shall have been filed as provided by Section 4-304 of Local Government Article of the Annotated Code of Maryland, on or before the fortieth (40th) day after passage of this Resolution.

AND BE IT FUTHER RESOLVED, that the Commissioners and the City Manager shall cause to be affixed to this Charter Amendment Resolution a certificate of publication of the newspaper in which such fair summary of the amendments appearing shall have been published and, if there is no timely and properly filed Petition for Referendum, the Commissioners of Cambridge shall declare the Charter Amendment herein contained to be effective on the effective date as first indicated above by properly executing this Resolution in the space provided below.

AND BE IT FUTHER RESOLVED, that if a proper Petition for Referendum is timely filed, the Commissioners of Cambridge shall comply with the requirements of Section 4-304 of the Local Government Article of the Annotated Code of Maryland, and shall set a date and hours for the Referendum on this Charter Amendment Resolution.

AND BE IT FURTHER RESOLVED, before the Charter Amendments hereby proposed and passed shall become effective, either as herein provided or following a referendum, the Commissioners of Cambridge shall promptly register the Charter Amendments with the Director of the Hall of Records by sending by registered mail, return receipt requested to the Department of Legislative Reference of Maryland, a complete certified copy of the text of this Resolution, the date of the referendum, if any is held, a certificate showing the number of Commissioners voting for and against the Charter Amendment hereby enacted or the number of votes cast in any referendum hereon, and the effective date of the Charter Amendment, and affixing the return receipt hereto.

THIS RESOLUTION HAVING BEEN INTRODUCED unto the Commissioners of Cambridge at a regular meeting of the Commissioners of Cambridge on the _____ day **JUNE**, in the year Two Thousand and Sixteen (2016), and approved by a majority vote on the ____ day of **JUNE**, in the year Two Thousand and Sixteen (2016)

ATTEST:

THE COMMISSIONERS OF CAMBRIDGE

Sandra Tripp-Jones
City Manager

By: _____ (SEAL)
Donald Sydnor, Council President
Acting Mayor

NOTE: Word(s) being underscored in bold type are the proposed new word(s) to be added to the City Charter. Words or provisions enclosed in boldface brackets are to be repealed from the City Charter.

CERTIFICATIONS

CHARTER AMENDMENT RESOLUTION NO. **CR-2016-02** HAVING BEEN PASSED by a majority yea vote of THE COMMISSIONERS OF CAMBRIDGE, on the _____ day of **JUNE, 2016** as follows:

Commissioners casting a yea vote for the Resolution:

Commissioners casting a nay vote for the Resolution:

I HEREBY CERTIFY that Charter Amendment Resolution No. **CR-2016-02** was passed by a yea and nay vote of The Commissioners of Cambridge, by a vote of _____ () in favor of the Resolution on the _____ day of **JUNE, 2016**.

ATTEST: **THE COMMISSIONERS OF CAMBRIDGE**

Sandra Tripp-Jones
City Manager

By: _____ (SEAL)
Donald Sydnor, Council President
Acting Mayor

I HEREBY CERTIFY that an exact copy of the foregoing Charter Amendment Resolution No. **CR-2016-02** was posted on the bulletin board in the Town Office on the _____ day of **JUNE**, 2016, at **2:00** p.m. and was there continuously posted for at least forty (40) consecutive days, said posting having terminated on the **8TH** day of **August**, 2016 at **2:00 p.m.**

WITNESS:

Sandra Tripp-Jones, City Manager (SEAL)

I HEREBY CERTIFY that a summary of the proposed Charter Amendment Resolution No. **CR-2016-02** was published in the Banner, a newspaper of general circulation in the Town of Cambridge not less than four (4) times, at weekly intervals within a period of forty (40) days after the adoption of the above Resolution, as evidenced by the attached Certificate of Publication issued by the newspaper. Said dates of publication were as follows: _____

WITNESS:

Sandra Tripp-Jones, City Manager (SEAL)

I HEREBY CERTIFY that the 2016 Charter Amendment enacted by the foregoing Charter Amendment Resolution No. **CR-2016-02** became effective on the 9TH day of August, 2016, without a Petition for Referendum and Referendum Vote having been held thereon.

ATTEST:

THE COMMISSIONERS OF CAMBRIDGE

Sandra Tripp-Jones
City Manager

By: _____ (SEAL)
Donald Sydnor, Council President
Acting Mayor

I HEREBY CERTIFY that a copy of the 2016 Charter Amendment enacted by the foregoing Charter Amendment Resolution No. **CR-2016-02**, was mailed by certified mail, return receipt requested, to the Department of Legislative Reference of Maryland in accordance with Sections 4-109 and 4-308 of the Local Government Article of the Annotated Code of Maryland on the _____ day of August, 2016, as evidenced by the attached receipt from the U.S. Postal Service.

WITNESS:

_____ (SEAL)
Sandra Tripp-Jones, City Manager