

1 City of Glenarden, Maryland  
2 2015 Legislation  
3  
4

5 Charter Resolution #: CR-01-2015  
6 Sponsor: Councilman James Herring, Councilwoman Carolyn  
7 Smallwood  
8 Co-Sponsor:  
9 Session: Regular Session  
10 Date of Introduction: December 8, 2014  
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12  
13 Charter Resolution  
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15 A CHARTER RESOLUTION TO AMEND ARTICLE IV "THE MAYOR",  
16 SECTION 404, "POWERS AND DUTIES GENERALLY"; ARTICLE V, "CITY  
17 MANAGER", SECTION 503, "POWERS AND DUTIES"; ARTICLE VIII,  
18 "FINANCE", SECTION 802, "POWERS AND DUTIES OF TREASURER"; AND  
19 ARTICLE IX, "PERSONNEL", SECTION 901, "AUTHORITY TO EMPLOY  
20 PERSONNEL"  
21

22 **WHEREAS**, the City of Glenarden is a municipal corporation of the State of Maryland,  
23 operating under Article XI-E of the Constitution of Maryland and §5-201 *et seq.* of the  
24 Local Government Article, Annotated Code of Maryland, as amended; and  
25

26 **WHEREAS**, the City Council has a fiduciary responsibility to the City of Glenarden; and  
27

28 **WHEREAS**, the City Council has the responsibility to ensure that the residents of the City  
29 are provided services; and  
30

31 **WHEREAS**, the Mayor has refused to ensure that the city finances are reported correctly  
32 and has failed to ensure that the services are provided to the residents of City; and  
33

34 **WHEREAS**, the Council has determined that certain powers with respect to finances and  
35 management of personnel should be exercised by or under the supervision of the Council  
36 and not the Mayor.  
37

38 **NOW, THEREFORE BE IT RESOLVED AND ORDAINED** that Article IV "The  
39 Mayor", Section 404 "Powers and duties generally" be repealed, re-enacted and amended  
40 to read as follows:  
41

42 Section 404 Powers and duties generally.

43 (a) \* \* \*

44 (b) [~~The Mayor, on the recommendation of the City Manager and with the approval of the~~  
45 ~~Council, shall appoint the heads of all offices, departments, and agencies of the City~~  
46 ~~government as established by this Charter or by ordinance. All office, department, and~~  
47 ~~agency heads shall serve at the pleasure of the Mayor. All subordinate officers and~~  
48 ~~employees of the offices, departments and agencies of the City government shall be~~

CAPS : Indicate matter added to existing law.  
[Brackets] : Indicate matter deleted from law.  
Asterisks \* \* \* : Indicate matter remaining unchanged in existing law

2 appointed and removed by the Mayor, in accordance with rules and regulations in any merit  
3 system which may be adopted by the Council.]

4  
5 [(e)]\* \* \*

6 [(d)] C\* \* \*

7 [(e)] D\* \* \*

8 [(f)] E \* \* \*

9 F. THE MAYOR MAY NOT INCUR ANY EXPENSE, NOR ENTER INTO ANY  
10 CONTRACT, ON BEHALF OF THE CITY WITHOUT PRIOR APPROVAL OF THE  
11 COUNCIL.

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13 **BE IT RESOLVED AND ORDAINED** that Article V “City Manager”, Section 503 “City  
14 Powers and duties” be repealed, re-enacted and amended to read as follows:

15 Section 503 Powers and duties

16 The City Manager shall:

17 (a) –(b) \* \* \*

18 (b) Be responsible for the enforcement of all personnel rules and regulations adopted by the  
19 Council.

20 (c) Exercise administrative control over all City departments and agencies. In accordance  
21 with this Charter, he or she shall recommend to the [Mayor] COUNCIL appointment and  
22 removal of department and agency heads AND ALL SUBORDINATE OFFICERS AND  
23 EMPLOYEES OF THE OFFICES, DEPARTMENTS AND AGENCIES OF THE CITY  
24 GOVERNMENT on the basis of merit and supervise all other City employees.

25 (d) - (g) \* \* \*

26 (h) Authorize all purchases of supplies and equipment, in line with the established budget  
27 and the availability of specifically allotted funds AS AUTHORIZED BY THE COUNCIL.

28 (i) \* \* \*.

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31 **BE IT RESOLVED AND ORDAINED** that Article IX “Personnel”, Section 901  
32 “Authority to employ personnel” be repealed, re-enacted and amended to read as follows:

33 Section 901 Authority to employ personnel

34 The City may employ such officers and employees as it deems necessary to execute the  
35 powers and duties provided by this Charter or other state law and to operate the City  
36 government. NOTWITHSTANDING ANY OTHER PROVISION OF THIS CHARTER,  
37 All HEADS OF ALL OFFICES, DEPARTMENTS AND AGENCIES OF THE CITY  
38 GOVERNMENT AND ALL SUBORDINATE OFFICERS AND EMPLOYEES OF THE  
39 OFFICES, DEPARTMENTS AND AGENCIES OF THE CITY GOVERNMENT SHALL,  
40 UPON RECOMMENDATION OF THE CITY MANAGER, BE APPOINTED AND  
41 REMOVED BY THE COUNCIL.

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2 **BE IT RESOLVED AND ORDAINED** that Article VIII "Finance", Section 802  
3 "Powers and duties of Treasurer" be repealed, re-enacted and amended to read as follows:

4 Under the supervision of the City Manager, the Treasurer shall have the authority and shall  
5 be required to:

6 (a) \* \* \*

7 (b) Supervise and be responsible for the disbursement of all monies and have control over  
8 all expenditures to assure that budget appropriations are not exceeded. IN NO EVENT  
9 MAY THE TREASURER ISSUE ANY CHECK, MAKE USE OF A CREDIT OR DEBIT  
10 CARD, OR MAKE ANY OTHER EXPENDITURE, WITHOUT APPROVAL OF THE  
11 COUNCIL MEMBERS AUTHORIZED TO SIGN CHECKS.

12 (c) - (h) \* \* \*

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15 **NOW, THEREFORE BE IT FURTHER RESOLVED AND ORDAINED**, by the City  
16 Council of Glenarden, Maryland that the amendment to the Charter of the City of  
17 Glenarden, hereby proposed by this enactment, adopted this 8<sup>th</sup> day of  
18 December, 2014, shall be and become effective upon the fiftieth (50<sup>th</sup>) day after its  
19 adoption by the City Council unless petitioned to referendum in accordance with §4-301 *et*  
20 *seq.* of the Local Government Article, Annotated Code of Maryland, within forty (40) days  
21 following its adoption. A complete and exact copy of this Charter Resolution shall be  
22 posted in the City offices located at 8600 Glenarden Parkway, Glenarden, Maryland for  
23 forty (40) days following its adoption by the Council and a fair summary of the Charter  
24 Resolution shall be published in a newspaper having general circulation in the City not less  
25 than four (4) times, at weekly intervals, also within the forty (40) day period following its  
26 adoption by the City.

27  
28 Date Approved: December 8, 2014

29  
30 ATTEST:  
31 Toni Taylor  
32  
33 Toni Taylor, Clerk to the Council

**City Council of Glenarden**  
Carolyn Smallwood  
Carolyn Smallwood, President

- NO -  
Elaine Carter, Vice President

Judy C. Diggs  
Judy Diggs, Councilwoman at Large

Deborah Eason  
Deborah Eason, Councilman - Ward 2

James Herring  
James Herring, Councilman - Ward 1

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-NO-  
Jennifer Jenkins, Councilwoman – Ward 3

-NO-  
Maxine Phifer, Councilwoman at Large

Yea -4-  
Nay -3-  
Abstain -0-

CAPS  
[Brackets]  
Asterisks \*\*\*

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