

RESOLUTION NO. 3258

A RESOLUTION OF THE CITY OF SALISBURY, MARYLAND, CHANGING THE RESIDENT AGENT TO ACCEPT SERVICE OF PROCESS ON A GOVERNMENT ENTITY FROM JULIA GLANZ TO ANDREW P. KITZROW.

WHEREAS, Section 1-1301, Local Government Article, of the Annotated Code of Maryland requires municipalities to designate a resident agent to accept service of process on a government entity; and

WHEREAS, the resident agent must be a resident of the State of Maryland, a Maryland corporation, or an officer of the governmental entity; and

WHEREAS, Julia Glanz was designated the resident agent of the City of Salisbury on November 15, 2017 by Resolution No. 2791; and

WHEREAS, Julia Glanz is no longer the City Administrator of the City of Salisbury; and

WHEREAS, Andrew P. Kitzrow is now the City Administrator of the City of Salisbury and is also a resident of the State of Maryland.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SALISBURY, MARYLAND, as follows:

Section 1. Andrew Kitzrow, City Administrator, is hereby designated as the resident agent of the City of Salisbury, Maryland, Room 304, 125 N. Division Street, Salisbury, Maryland 21801.

Section 2. The City Clerk is directed to cause a certified copy of this Resolution, along with the attached form, to be filed with the State Department of Assessments and Taxation in accordance with Section 1-1301, Local Government Article, of the Annotated Code of Maryland.

Section 3. It is the intention of the Mayor and Council of the City of Salisbury that each provision of this Resolution shall be deemed independent of all other provisions herein.

Section 4. It is further the intention of the Mayor and Council of the City of Salisbury that if any section, paragraph, subsection, clause or provision of this Resolution shall be adjudged invalid, unconstitutional or otherwise unenforceable under applicable Maryland or federal law, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudged and all other provisions of this Resolution shall remain and shall be deemed valid and enforceable.


Section 5. The recitals set forth hereinabove are incorporated into this section of the Resolution as if such recitals were specifically set forth at length in this Section 5.

THE ABOVE RESOLUTION was introduced and read and passed at the regular meeting of the Council of the City of Salisbury held on this 12th day of June, 2023 and is to become effective immediately upon adoption.

ATTEST:

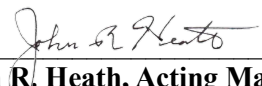


Kimberly R. Nichols, City Clerk



Muir W. Boda, City Council President

Approved by me, this 14th day of June, 2023.



John R. Heath, Acting Mayor

FORM TO DESIGNATE OR CHANGE A RESIDENT AGENT FOR SERVICE OF PROCESS BY A GOVERNMENT ENTITY

1. The Local Entity or State Agency City of Salisbury
(Government Entity)

2. Designates Andrew P. Kitzrow
(Name of Resident Agent)

who is a citizen and resident of the State of Maryland, or a Maryland corporation, as its resident agent for service of process, and the address for the resident agent is:

3. 115 S. Division Street, Salisbury, MD 21801
(Address of Resident Agent)

4. Attached is: [Check One Box]

A copy of the portion of the charter of the local entity which authorizes the person to accept service of process for the local entity; or

A certified copy of a resolution of the local entity's governing body that authorizes the designation where the charter does not designate a person for service; or

A certified copy of a resolution by the governing body of a State agency not represented by Maryland Attorney General that authorizes the designation.

5. I, Kimberly R. Nichols, certify
(Name and Title of an Officer of the Government Entity)

under the penalties of perjury that the contents of this paper are true to the best of my knowledge, information and belief.

Kimberly R. Nichols
Signature of Officer of the Government Entity

6-14-23
Date

I, Andrew P. Kitzrow, consent to my designation in this document as resident agent for this entity.

[Signature]
Signature of Resident Agent

Mail to:
State Department of Assessments and Taxation
301 West Preston Street, Room 808
Baltimore, Maryland 21201



City of
Salisbury
John "Jack" R. Heath, Mayor

TO: City Council
FROM: Kimberly Nichols, City Clerk
DATE: May 17, 2023
SUBJECT: Changing the City's *Resident Agent* from Julia Glanz to Andy Kitzrow

In order for the City of Salisbury to remain compliant with Local Government Article § 1-1301, MD Annotated Code, the City must designate a *Resident Agent* to accept service of process, i.e., designate someone to be served. The *Resident Agent* must be a resident of the state, a Maryland Corporation, or an officer of the governmental entity. Since Andy Kitzrow is now the City Administrator, he should be designated the *Resident Agent*.

The form making this change is included in the packet and must be accompanied by a resolution of the governing entity of the corporation.

If you have any questions, please let me know.