

**CHARTER AMENDMENT
AS AMENDED ON FEBRUARY 22, 2010**

RESOLUTION NO. 1890

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SALISBURY, MARYLAND AMENDING §SC2-3 AND §SC3-3 OF THE CITY CHARTER TO PERMIT ELECTED OFFICIALS (MAYOR AND CITY COUNCIL) TO PARTICIPATE IN EMPLOYEE BENEFITS PROGRAMS AND REMOVING REFERENCE TO THE SALARY AMOUNTS FOR ELECTED OFFICIALS

WHEREAS, §SC2-3 and §SC3-3 of the Salisbury City Charter provide for a method of establishing the compensation to be paid to members of the City Council and the Mayor; and

WHEREAS, there is nothing in §SC2-3 and §SC3-3 of the Salisbury City Charter that permits members of the City Council and the Mayor to participate in elective employee benefit programs offered by the City to its employees; and

WHEREAS, the City Council wishes to codify elected officials' participation in elective employee benefit programs;

NOW, THEREFORE, BE IT RESOLVED that the Salisbury City Council amends the City Charter by amending Sections §SC2-3 and §SC3-3 as follows:

§ SC2-3 Salary

[The President of the Council shall receive a salary of three hundred seventy-five (\$375.) per month and each of the Councilmembers shall receive three hundred thirty-three dollars and thirty-three cents (\$333.33) per month.] Each Councilmember shall receive a salary. A Salary Review Committee comprised of five (5) members to be appointed by the Mayor is hereby created to review salaries of Councilmembers. The Committee shall make a written recommendation to the City Council **[by February 1st]** six months prior to the next election for Councilmembers, with salaries to be effective in the fiscal year after **[the]** all five Councilmembers' current terms have expired. Salary recommendations shall be considered by the City Council and salary shall be set forth and adopted in an Ordinance passed by the City Council. Thereafter, a Salary Review Committee shall be appointed by the Mayor every four (4) years to perform the task set forth herein with salaries to be established by the City Council by Ordinance. Councilmembers may also be eligible to participate in benefits programs in accordance with Ordinances passed by the City Council. Nothing herein shall permit salaries or benefits to be changed to be effective during the term for which a Councilmember is then serving. The Committee established herein shall be the same Committee established for a similar review of the salary of the Mayor.

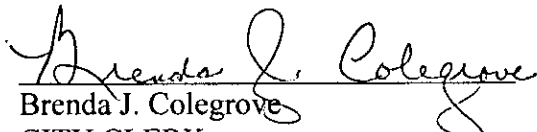
[The Mayor shall receive a salary of four hundred sixteen dollars and sixty-seven cents (\$416.67) per month for his services.] The Mayor shall receive a salary. A Salary Review Committee comprised of five (5) members to be appointed by the Mayor is hereby created to review the salary of the Mayor. The Committee shall make a written recommendation to the City Council **[by February 1st]** six months prior to the next election for Mayor, with the Mayor's salary to be effective in the fiscal year after the Mayor's current term expires. Salary recommendations shall be considered by the City Council and salary shall be set forth and adopted in an Ordinance passed by the City Council. Thereafter, a Salary Review Committee shall be appointed by the Mayor every four (4) years to perform the task set forth herein, with salary to be established by the City Council by Ordinance. The Mayor may also be eligible to participate in benefits programs in accordance with Ordinances passed by the City Council. Nothing herein shall permit the Mayor's salary or benefits to be changed to be effective during the term for which the Mayor is then serving. The Committee established herein shall be the same Committee established for a similar review of the salary of the Councilmembers.

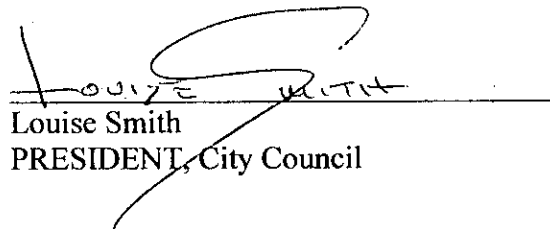
AND BE IT FURTHER RESOLVED by the City Council of the City of Salisbury that the title of this Resolution shall be deemed a fair summary of the amendment provided for herein for publication and all other purposes.

AND BE IT FURTHER RESOLVED by the City Council of the City of Salisbury that this Resolution shall take effect fifty (50) days from and after the date of its final passage, subject to the right of referendum. The City Clerk is hereby authorized to proceed with the posting and publication of this Resolution pursuant to the requirements of Article 23A of the *Annotated Code of Maryland*.

THE ABOVE RESOLUTION was introduced and duly passed at a meeting of the Council of the City of Salisbury, Maryland held on the 22nd day of February, 2010.

ATTEST:


Brenda J. Colegrove
CITY CLERK


Louise Smith
PRESIDENT, City Council

CITY OF SALISBURY
ATTN: BRENDA J. COLEGROVE, MMC
125 N. DIVISION ST., ROOM 305
SALISBURY, MD 21801-4940

Dear MS. COLEGROVE:

Here is the certificate of publication for your ad that was run
3/5, 12, 19, 26, '10.

Sincerely,

MEGHAN STORKE
LEGALS AD REPRESENTATIVE / 410-749-7171 X220 / shorelegals@dmg.gannett.com

THE DAILY AND S
DELMARVA'S LAR
618 BEAM STREET
SALISBURY, MARY
PHONE: 410-749-
FAX: 410-341-

CITY OF SALISBURY
CHARTER AMENDMENT RESOLUTION NO. 1890
Notice is hereby given by the City of Salisbury that the City Council passed Resolution No. 1890, a Charter Amendment Resolution (the "Resolution") on February 22, 2010. The title of the Resolution, which constitutes a fair summary of the amendments to the City Charter, is as follows:
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SALISBURY, MARYLAND, AMENDING §§2-3 AND §3-3 OF THE CITY CHARTER TO PERMIT ELECTED OFFICIALS (MAYOR AND CITY COUNCIL) TO PARTICIPATE IN EMPLOYEE BENEFITS PROGRAMS AND REMOVING REFERENCE TO THE SALARY AMOUNTS FOR ELECTED OFFICIALS.
The amendments to the Charter contained in the Resolution will become effective on April 13, 2010, subject to the provision of Article 23A, Section 13 of the Annotated Code of Maryland, regarding the right of the qualified voters of the City to petition proposed amendments to referendum on or before Saturday, April 3, 2010. The Resolution shall be posted and available for inspection through at least Saturday, April 3, 2010, at the Government Office Building, 125 N. Division Street, Salisbury, Maryland 21801.
CITY OF SALISBURY
By: Brenda J. Colegrove, City Clerk
mbs: 3/5, 12, 19, 26, '10.

CERTIFICATION OF PUBLICATION

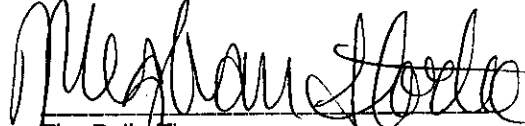
We hereby certify that the annexed:

3/26/2010

CHARTER AMENDMENT RESOLUTION NO. 1890

ran 3/5, 12, 19, 26, '10.

in THE DAILY TIMES


The Daily Times

MUNICIPAL CHARTER OR ANNEXATION RESOLUTION REPOSITION FORM

Article 23A, §9A of the Annotated Code of Maryland requires municipal officials to deposit certain municipal documents with the Department of Legislative Services. Please use this registration form for each resolution that alters the charter or the boundaries of your municipal corporation. Complete a separate form for each resolution, and mail the entire text of the resolution, along with this form to:

Georgeanne Carter, Legislative Counsel
Municipal Resolution Reposition
Department of Legislative Services
90 State Circle
Annapolis, MD 21401-1991

<u>City of Salisbury</u> Municipal Corporation	<u>Wicomico</u> County(ies)
<u>Brenda J. Colegrove, City Clerk</u> Name and Title of Official Submitting this Resolution	
<u>125 N. Division Street</u> Address	<u>410-548-3140</u> Phone
<u>Room 305</u> <u>Salisbury, MD 21801-4940</u>	<u>April 15, 2010</u> Date of Submitting this Resolution*
<u>1890</u> Resolution Number	<u>February 22, 2010</u> Date Enacted by Legislative Body
	<u>April 13, 2010</u> Effective Date**

1) For an annexation resolution, state the charter section (e.g., boundary description section, appendix) that is amended _____ OR state the charter section (e.g., general powers section) pursuant to which the property is annexed _____. (Enclose a copy of the metes and bounds description of the complete boundaries of your municipal corporation that includes the newly annexed property, including the number of acres and the point of beginning coordinates for the newly annexed property.)

For a charter resolution, state whether the entire charter is repealed and a new charter is adopted OR state the specific section(s) that is added, repealed, renumbered, or repealed and reenacted with amendments §SC2-3, §SC3-3

2) Number of votes cast by the legislative body for 5 and against 0 this resolution.

3) Will this resolution be petitioned to referendum? No
If "yes," date of the referendum election (if known) _____


* A resolution should be submitted to the Department of Legislative Services 10 days after the effective date of the resolution (Art. 23A, §9A(c)). Generally, provided that a resolution is not petitioned to referendum, the effective date for a charter resolution is 50 days after enactment (Art. 23A, §13(f), and for an annexation resolution is no earlier than 45 days after enactment (Art. 23A, §19(e)).

INTER

OFFICE

MEMO

Office of the Mayor

To: City Council
From: John R. Pick 
Subject: Charter Amendments – Permitting Elected Officials to Participate in Employee Benefits Programs
Date: February 2, 2010

Attached, for consideration by the Council, is a proposed amendment to the City Charter that would amend two Charter sections to allow elected officials to participate in employee benefits programs. This Charter amendment was prepared pursuant to the recommendations of the Benefits for Elected Officials Evaluation Committee and the discussion at the Council's December 7 work session on this issue. We have also taken this opportunity to suggest the removal of language from these Charter sections that was inserted when these sections were first enacted as transitional provisions. This language is now outdated and no longer needed.

If Council adopts this amendment to the Charter and after it takes effect, we will present Council an ordinance providing that elected officials can participate in employee benefits programs providing that they pay the full cost of such participation. This policy would permit elected officials, who are currently participating in such programs, to continue to do so until the end of their current terms.

If you have any questions, please let me know.

cc: Mayor Ireton
Brenda Colegrove