

# **COUNCIL OF THE TOWN OF LEONARDTOWN**

## **CHARTER AMENDMENT NO. CA—04-03**

**Introduced by Mayor Norris**

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**A RESOLUTION concerning**

### **CHARTER AMENDMENT – Council Meetings**

**FOR** the purpose of amending the Charter of the Town of Leonardtown to alter the time for the organizational meeting of a newly elected Town Council; authorizing the Town Council to conduct closed sessions in accordance with the Maryland Open Meetings Act or other State law; and generally relating to meetings of the Town Council.

**BY** repealing and reenacting, with amendments  
Charter of the Town of Leonardtown  
ARTICLE 2, The Council  
Section 204

**SECTION 1. BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF LEONARDTOWN,** That Section 204 of the Charter of the Town of Leonardtown is repealed and reenacted, with amendments, to read as follows

### **ARTICLE 2 – THE COUNCIL**

#### **Section 204. Meetings of Council**

The council shall meet at 4:00 PM on the second Monday in May following each election for the purpose of organization, after which the council shall meet regularly at such times as may be prescribed by its rules but not less frequently than once each month. Special meetings shall be called by the Town Administrator upon the request of the mayor or a majority of the members of the council. All meetings of the council shall be open to the public, except for such meetings as may be closed in accordance with the laws of the state of Maryland. Meetings of the council to which the Maryland Open Meetings Act does not apply may be closed for the same reasons and under the same procedures as apply to meetings covered by that act. The rules of the council shall provide that residents and owners of real estate and businesses in the town shall have a reasonable opportunity to be heard at any open meeting of the council in regard to any municipal question, concern or matter.

**SECTION 2: AND BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF LEONARDTOWN** that if any provision of 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 which can be given effect without the invalid provisions or application, and to this end, all the provisions of this Resolution are hereby declared to be severable.

**SECTION 3: AND BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF LEONARDTOWN** that the date of adoption of this Resolution is November 8, 2004, and the amendment to the Charter of the Town of Leonardtown, hereby enacted shall become effective on December 28, 2004, unless a proper petition for referendum hereon shall be filed as permitted by law, provided a complete and exact copy of this Resolution shall be continuously posted on the bulletin board in the Town Hall until December 18, 2004, and provided further that a copy of the title of this Resolution shall be published in "The Enterprise", a newspaper of general circulation in the Town of Leonardtown, or in any other newspaper of such general circulation, once in each of the weeks beginning November 15, 2004, November 22, 2004, November 29, 2004, and December 6, 2004.

**SECTION 4: AND BE IT FURTHER RESOLVED BY THE COUNCIL OF TOWN OF LEONARDTOWN** that the Town Secretary is hereby specifically commanded to carry out the provisions of Section 4 of this Resolution, and, as evidence of such compliance, the Secretary shall cause to be maintained appropriate certificates of publication of the newspaper or newspapers in which the title of the Resolution shall have been published and if a favorable referendum is held on the Charter change, the Mayor shall declare the Charter hereby enacted to be effective on the date provided by law.

**SECTION 5: AND BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF LEONARDTOWN** that as soon as the Charter Amendment hereby enacted shall become effective, either as provided herein or following a referendum, the Town Secretary shall send to the Department of Legislative Services of Maryland a copy of this Resolution showing the number of members of the Council voting for and against it and a report on the votes cast for or against the Charter hereby enacted at any referendum thereon and the date of such referendum.

The above Amendment to the Leonardtown Town Charter was enacted by the foregoing Resolution which was passed at a regular public meeting of the Council of the Town of Leonardtown on November 8, 2004, 4 members of the Town Council voting in the affirmative, 0 members of the Town Council voting in the negative, 0 members of the Town Council abstaining and 1 members of the Town council absent and the said Resolution becomes effective in accordance with law on the 28th day of December, 2004.

**ADOPTED** this 8th day of November, 2004.

SEAL:

COUNCIL OF THE TOWN  
OF LEONARDTOWN

Walter R. Gillette  
Walter R. Gillette, Vice President

absent  
Charles R. Faunce, Councilmember

Leslie E. Roberts  
Leslie E. Roberts, Councilmember

J. Maguire Mattingly, III  
J. Maguire Mattingly, III, Councilmember

Walter Wise  
Walter Wise, Councilmember

ATTEST:

Laschelle E. Miller  
Laschelle E. Miller, Town Administrator

Date 11/8/04