

MAYOR & COUNCIL AGENDA COVER SHEET

MEETING DATE:

March 3, 2008

CALL TO PODIUM:

Lynn Board

RESPONSIBLE STAFF:

Lynn Board, City Attorney

AGENDA ITEM:

(please check one)

<input type="checkbox"/>	Presentation
<input type="checkbox"/>	Proclamation/Certificate
<input type="checkbox"/>	Appointment
<input type="checkbox"/>	Public Hearing
<input type="checkbox"/>	Historic District
<input type="checkbox"/>	Consent Item
<input type="checkbox"/>	Ordinance
<input checked="" type="checkbox"/>	Resolution
<input type="checkbox"/>	Policy Discussion
<input type="checkbox"/>	Work Session Discussion Item
<input type="checkbox"/>	Other:

PUBLIC HEARING HISTORY:

(Please complete this section if agenda item is a public hearing)

Introduced	
Advertised	
Hearing Date	
Record Held Open	
Policy Discussion	

TITLE:
Resolution of the Mayor and City Council Authorizing the City Attorney to Prosecute Municipal Infractions on Behalf of the City

SUPPORTING BACKGROUND:
Article 23A §3 of the Maryland Annotated Code authorizes municipalities to designate an attorney to prosecute municipal infractions on behalf of that municipality in the same manner as the State's Attorney for any County. Staff is requesting that Lynn Board be authorized to prosecute municipal infractions on behalf of the City.

DESIRED OUTCOME:
Vote on Resolution

RESOLUTION NO. _____

RESOLUTION OF THE MAYOR AND CITY COUNCIL
AUTHORIZING THE CITY ATTORNEY TO PROSECUTE
MUNICIPAL INFRACTIONS ON BEHALF OF THE CITY

WHEREAS, the Maryland Annotated Code, Article 23A §3, provides that the State's Attorney of any county is authorized to prosecute municipal infractions and that a municipality may designate an attorney to prosecute any municipal infraction in the same manner as the State's Attorney; and

WHEREAS, the City Council finds that it is in the best interest of the City that the City Attorney be designated to prosecute municipal infractions on behalf of the City:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of Gaithersburg, that Lynn Board, City Attorney, be and hereby is designated to prosecute municipal infractions on behalf of the City of Gaithersburg.

ADOPTED by the Mayor and City Council this 3rd day of March, 2008.

SIDNEY A. KATZ, MAYOR and
President of the Council

THIS IS TO CERTIFY that the foregoing
Resolution was adopted by the City Council
in public meeting assembled on the 3rd day
of March, 2008.

James D. Arnoult, Acting City Manager