

RESOLUTION NO. CA-1-16

RESOLUTION OF THE MAYOR AND CITY COUNCIL OF GAITHERSBURG
TO AMEND SECTION 4 OF THE CITY CHARTER ENTITLED "SAME-
QUALIFICATIONS OF COUNCILMEMBERS" SO AS TO ADD
LANGUAGE TO ESTABLISH ELIGIBILITY

WHEREAS, Section 4 of the Charter of the City of Gaithersburg establishes the eligibility of persons seeking elected office in the City; and

WHEREAS, the City has determined that persons shall not be eligible to fill the office of councilmembers unless that person is domiciled in the City for at least one year immediately preceding their election; and

WHEREAS, the amendment of Section 4 of the Charter of the City of Gaithersburg was duly considered by the Mayor and City Council at a public hearing held on May 2, 2016.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Gaithersburg, in public meeting assembled, that Section 4 of the City Charter is hereby amended as follows:

Section 1 – That Section 4 of the Charter of the City of Gaithersburg be, and the same is, amended to read as follows:

Sec. 4. – Same-Qualifications of councilmembers.

No person shall be eligible to the office of councilmember unless that person is domiciled in the city at least one year immediately preceding their election and unless that person is also a registered voter of the city at the time of their election. All council members must continue their domicile in the city during their term in office.

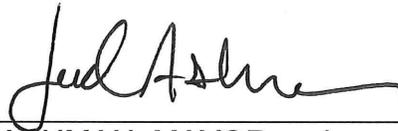
Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
Single strikethrough	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by Amendment.</i>
Double boldface strikethrough	<i>Deleted from existing law or the bill by amendment.</i>
***	<i>Existing law unaffected by bill.</i>

Section 2 – BE IT FURTHER RESOLVED that the date of the adoption of this resolution is June 6, 2016, and that the amendment to the Charter of the City of Gaithersburg, as herein adopted, shall be and become effective on July 26, 2016, unless on or before said date a proper petition for referendum of this resolution shall be filed as permitted by law.

Section 3 – BE IT FURTHER RESOLVED that a complete and exact copy of this resolution shall be posted at City Hall, 31 South Summit Avenue, Gaithersburg, Maryland 20877, until July 16, 2016, and a fair summary of the proposed Charter amendment contained in this resolution shall be published in a newspaper of general circulation in the City of Gaithersburg not fewer than four (4) times at weekly intervals before July 16, 2016.

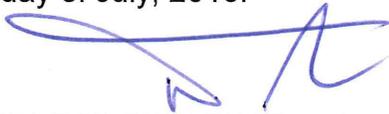
Section 4 – AND BE IT FURTHER RESOLVED that as soon as the Charter amendment hereby enacted shall become effective, either as herein provided or following a referendum, the City shall send or cause to be sent to the Department of Legislative Reference the following information concerning this Charter resolution: (1) the complete text of this resolution; (2) the date of enactment of the Charter amendment; (3) the date of the referendum election, if any; (4) the number of votes cast for or against this resolution whether by the City Council or in a referendum; and (5) the effective date of the Charter amendment contained herein.

ADOPTED by the City Council this 6th day of June, 2016.



JUD ASHMAN, MAYOR and
President of the Council

THIS IS TO CERTIFY that the foregoing Resolution was adopted by the City Council, in a public meeting assembled on the 6th day of June, 2016. This Resolution will become effective on the 26th day of July, 2016.



Tony Tomasello, City Manager