

**MAYOR AND TOWN COUNCIL  
TOWN OF FOREST HEIGHTS**

**CHARTER AMENDMENT RESOLUTION NUMBER 12 – PROPOSING TO AMEND  
THE FOREST HEIGHTS TOWN CHARTER SECTION 33-92. TERMS.**

**INTRODUCED BY: Councilman Myles Spires**

**ENACTED:**

WHEREAS, the continued legislative and administrative support of all departments within the Town of Forest Heights government is essential for continued maximum public safety and town development; and

WHEREAS, there have been clear concerns raised by residents and members of the Town Council concerning police powers and authority of the Forest Heights Police Department and administrative authority and effectiveness of the Town Treasurer and Town Clerk and the stability of their tenures; and

WHEREAS, the Section 33-90 of the Charter of the Town of Forest Heights and Article 23A § 12 and 13 empower and regulate the Town Council in enacting charter amendments and the Mayor in posting and publication of proposed charter amendments;

NOW THEREFORE BE IT RESOLVED that the Town Council of Forest Heights proposes to amend the Charter of the Town of Forest Heights by adding Section 33-92. Terms. The amendment of the Charter of the Town of Forest Heights shall be enacted by adding the following language: “Section 33-92. Terms. (a) Any reference of “Mayor and Council” in this Charter shall be construed to explicitly and emphatically refer to the Town Council as a body. This term in no wise shall be construed to grant veto power to the Mayor. (b) The term “Mayor and Council”, “Council”, “Town”, and “Mayor and Town Council”, shall be used interchangeably throughout this charter and shall be construed as meaning the entire legislative body of the Town of Forest Heights. (c) The terms “Councilmen” and “Councilpersons” are considered synonymous when used throughout this Charter.

BE IT FURTHER RESOLVED that the Mayor shall give notice of this resolution for a proposed Charter Amendment by posting an exact copy thereof at the town hall for a period of at least forty days following its adoption and shall cause a fair summary of this proposed Charter Amendment to be published in a newspaper of general circulation in the Town of Forest Heights not less than four times, at weekly intervals within a period of at least forty days starting not later than three days immediately following the date of the adoption of this resolution containing the proposed charter amendment.

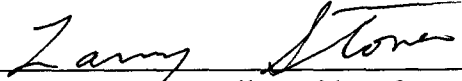
BE IT FURTHER RESOLVED that non-compliance with this resolution shall be deemed a misdemeanor and subject to 30 days in prison and a fine not to exceed \$1000.00; and

BE IT FURTHER RESOLVED that any incident of non-compliance with this resolution, as determined by a majority vote of the town council, shall be prosecuted and/or referred to the State’s Attorney for prosecution by the Town Attorney ; and

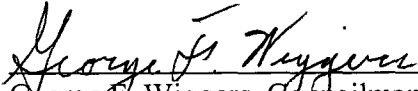
AND BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its passage and the Charter Amendment hereby proposed shall take effect January 6, 2006.

PASSED THIS DAY OF November 16, 2005.

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Joyce A. Beck, Mayor

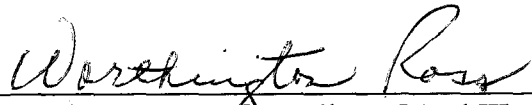
  
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Larry Stoner, Council President &  
Councilman Ward III

  
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Myles Spires, Councilman Ward II

  
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George P. Wiggers, Councilman Ward I

  
\_\_\_\_\_  
Clifton Atkinson, Councilman Ward II

\_\_\_\_\_  
Alice Hoskins, Councilwoman Ward I

  
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Worthington Ross, Councilman Ward III

Attest:

  
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Bonita Anderson, Town Clerk