

MAYOR AND TOWN COUNCIL  
TOWN OF FOREST HEIGHTS

CHARTER AMENDMENT RESOLUTION NUMBER FH002-07  
PROPOSING TO AMEND THE FOREST HEIGHTS TOWN CHARTER  
SECTION 33-11. VACANCIES

INTRODUCED BY: Councilperson Jacqueline Goodall

ENACTED: September 4, 2007

WHEREAS, the citizens of Forest Heights deserve consistent full representation in the Town Government of their elected representatives and executive; and

WHEREAS, Maryland Code Article 23A, 12 and 13 governing municipalities 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 Section 33-11, Vacancies. The amendment of the Charter of the Town of Forest Heights shall be enacted by striking the current language [**boldface in brackets**] which reads:

**“[In case of a vacancy on the Council for any reason, the Council shall elect some person qualified in accordance with Section 33-4 to fill such vacancy for the remainder of the unexpired term. Provided, that the person appointed shall reside in the same ward as his predecessor. The results of any such vote shall be recorded in the minutes of the Council]”** (Ch. Res. No. 1, August 21, 1963, Sec 11. )

And replacing said language with the following (underscored) language:

“If a vacancy on the Council occurs less than fifteen (15) months prior to the next election, the council shall appoint a person qualified in accordance with section Section 33-4 to fill such vacancy until the next regular election. Provided, that the person appointed shall reside in the same ward as his predecessor. The appointment shall require the favorable votes of a majority of the remaining Councilmembers. If the vacancy occurs fifteen (15) months or more prior to the next regular election, the Council shall call a special election to be held not less than forty-five (45) days nor more than sixty (60) days following the occurrence of the vacancy. The person elected at the special election shall serve until the next Regular Election.”

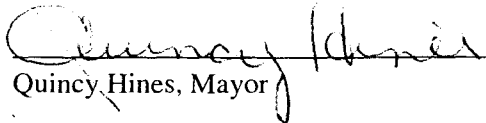
BE IT FURTHER RESOLVED that the Mayor shall give notice of this resolution for a proposed Charter Amendment by posting an exact copy thereof at the town hall for a period of at least 40 days

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.

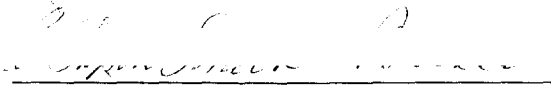
**BE IT FURTHER RESOLVED** that failure to comply with this resolution shall be deemed a misdemeanor and subject to 30 days in prison and a fine not to exceed \$1,000.00 in accordance with Section 33-22; and

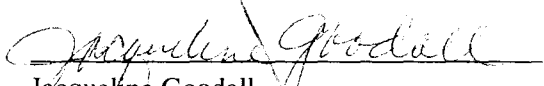
**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately upon its passage and the Charter Amendment hereby proposed shall take effect October 4, 2007.

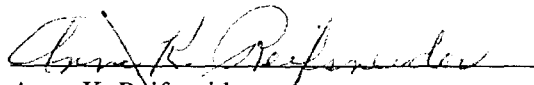
**PASSED THIS \_\_\_\_\_ DAY OF SEPTEMBER, 2007**


  
Quincy Hines, Mayor

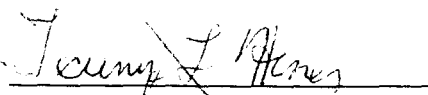
\_\_\_\_\_  
Andrea McCutcheon, Council President

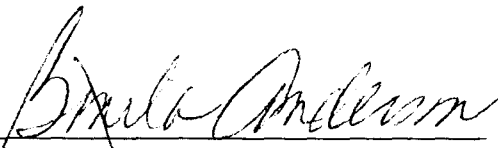
  
C. Lynn Smith-Barnes  
Councilperson, Ward I

  
Jacqueline Goodall  
Councilperson, Ward I

  
Anne K. Reifsneider  
Councilperson, Ward II

  
William E. Clarke  
Councilperson, Ward III

  
Taunya L. Hines  
Councilperson, Ward III

ATTEST:   
BONITA ANDERSON  
Town Clerk

**TOWN OF FOREST HEIGHTS  
TOWN COUNCIL  
VOTE TALLY**

DATE: September 19, 2007

MEETING/SESSION: Town Meeting

**SUBJECT: CHARTER AMENDMENT RESOLUTION NUMBER  
FH002-07 PROPOSING TO AMEND THE FOREST HEIGHTS  
TOWN CHARTER SECTION 33-11. VACANCIES**

MOTION BY: Councilwoman McCutcheon

SECONDED BY: Councilman Goodall

COUNCILMEMBER NAME	YES	NO	ABSTAIN
COUNCILMAN, Clarke	✓		
COUNCILWOMAN, Hines	✓		
COUNCILWOMAN, Goodall	✓		
COUNCILWOMAN, McCutcheon	✓		
COUNCILWOMAN, Smith-Barnes	✓		
COUNCILWOMAN, Reifsneider	✓		
MAYOR, Hines	✓		

NOTES: \_\_\_\_\_

*Bonita Anderson*  
BONITA ANDERSON, TOWN CLERK