

**CITY OF BALTIMORE
COUNCIL BILL 18-0260
(Charter Amendment)
(Resolution)**

Introduced by: The Council President

At the request of: The Administration (Mayor's Charter Review Commission)

Introduced and read first time: June 11, 2018

Assigned to: Judiciary and Legislative Investigations Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor

A RESOLUTION ENTITLED

1 A RESOLUTION OF THE MAYOR AND CITY COUNCIL concerning

2 **Charter Amendment – Charter Commission Recommendations for City Council and**
3 **Mayor Articles**

4 FOR the purpose of eliminating existing council district lines as a criteria for City Council
5 redistricting; clarifying the Mayor's powers as conservator of the peace; clarifying certain
6 inherent responsibilities arising from the Mayor's executive duties; deleting a redundant
7 clause relating to the holding over of municipal officers; deleting a redundant clause relating
8 to the prohibition on holding dual offices of profit; setting a special effective date; and
9 submitting this amendment to the qualified voters of the City for adoption or rejection.

10 BY proposing to amend

11 Article III - City Council
12 Section(s) 7(a)
13 Baltimore City Charter
14 (1996 Edition)

15 BY proposing to amend

16 Article IV - Mayor
17 Section(s) 4 and 6(k)
18 Baltimore City Charter
19 (1996 Edition)

20 **SECTION 1. BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
21 City Charter is proposed to be amended to read as follows:

22 **Baltimore City Charter**

23 **Article III. City Council**

24 **§ 7. Council districts.**

25 (a) *Criteria for redistricting.*

EXPLANATION: Underlining indicates matter added by amendment.
~~Strike out~~ indicates matter deleted by amendment.

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1 The City shall be divided by ordinance into districts for the election of members of the
2 City Council. The criteria in redistricting shall be equality of population, contiguous
3 territory, compactness, natural boundaries, [existing council district lines,] and the
4 standards established by the Supreme Court of the United States.

5 Article IV. Mayor

6 § 4. General powers.

7 (a) *Conservator of peace; Financial oversight; Report on state of City.*

8 The Mayor, by virtue of the office, shall have all the powers of a conservator of the peace.
9 THE POWERS OF A CONSERVATOR OF THE PEACE INCLUDE ANY ACTION NECESSARY AND
10 NOT CONTRARY TO LAW TO KEEP PEACE DURING A RIOT, DISTURBANCE, OR DISORDERLY
11 ASSEMBLY.

12 The Mayor may call upon any officer of the City entrusted with the receipt or expenditure
13 of public money, for a statement of account as often as the Mayor thinks necessary, and
14 may at any time by expert accountants and bookkeepers, examine the books and accounts
15 of any department, commission, board, officer, assistant, clerk, subordinate or employee.

16 The Mayor shall report to the City Council as soon as practicable after the end of each
17 fiscal year, the general state of the City, with an accurate account of the money received
18 and expended, to be published for the information of the citizens.

19 (b) *Chief executive officer.*

20 The Mayor shall be the chief executive officer of the City, shall see that ordinances and
21 resolutions are duly and faithfully executed, and shall have general supervision over all
22 municipal officers and agencies.

23 (c) [*Economic*] *GENERAL WELFARE AND ECONOMIC development.*

24 Subject to more specific provisions of the Charter, the Mayor shall have general
25 responsibility for the HEALTH, WELFARE, AND economic development of the City THAT
26 ARISES FROM THE EXECUTIVE DUTIES OF THE OFFICE.

27 § 6. Appointments of municipal officers.

28 (k) [*Holding over; Dual offices of profit prohibited.*]

29 [All elected municipal officers provided for in the Charter or other law, shall hold their
30 offices until their successors are appointed or elected and qualified.]

31 [No person shall at any time hold more than one office yielding pecuniary compensation
32 under the Mayor and City Council of Baltimore.]

33 SECTION 2. AND BE IT FURTHER RESOLVED, That the amendments to these Articles of the
34 City Charter shall become effective on January 1, 2020.

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1 **SECTION 3. AND BE IT FURTHER RESOLVED**, That this proposed amendment to the City
2 Charter be submitted to the legal and qualified voters of Baltimore City, for adoption or rejection,
3 in accordance with Article XI-A, § 5 of the Maryland Constitution, in the form specified by the
4 City Solicitor.