

**CITY OF BALTIMORE
COUNCIL BILL 08-0143
(Resolution)**

Introduced by: Councilmembers Holton, Branch, Middleton, Conaway, Reisinger, Welch,
Spector

Introduced and read first time: June 9, 2008

Assigned to: Judiciary and Legislative Investigations Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Finance, Board of
Estimates

A RESOLUTION ENTITLED

1 A RESOLUTION OF THE MAYOR AND CITY COUNCIL concerning

2 **Charter Amendment – City Solicitor – Public Works Director – Compensation**

3 FOR the purpose of providing that the compensation of the City Solicitor and Public Works
4 Director be set by the same Commission and under the same procedures as used to set the
5 compensation for elected officials; and submitting this amendment to the qualified voters of
6 the City for adoption or rejection.

7 BY proposing to amend

8 Article VI - Board of Estimates
9 Section(s) 10(a)
10 Baltimore City Charter
11 (1996 Edition)

12 BY proposing to repeal

13 Article VI - Board of Estimates
14 Section(s) 10(b)
15 Baltimore City Charter
16 (1996 Edition)

17 BY proposing to amend

18 Article VII - Executive Departments
19 Section(s) 23(c) and 28(c),
20 Baltimore City Charter
21 (1996 Edition)

22 BY proposing to amend

23 Article VII - Executive Departments
24 Section(s) 117, 118, 123, 124(a), and 125(b), to be under the amended heading designation,
25 “Compensation Commission for Elected and Board of Estimates Officials”
26 Baltimore City Charter
27 (1996 Edition)

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

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

3 **Baltimore City Charter**

4 **Article VI. Board of Estimates**

5 **§ 10. Salaries.**

6 (a) *In-term increases or decreases – In general.*

7 (1) In preparing the Ordinance of Estimates, the Board of Estimates may increase or
8 decrease the salaries of all municipal officers, except[:(i)] FOR the elected officials
9 AND BOARD OF ESTIMATES OFFICIALS WHO ARE subject to Article VII, §§ 117 through
10 125 of this Charter[: and (ii) the appointed municipal officers who serve as members
11 of the Board of Estimates].

12 (2) If the salary of [an appointed] A municipal officer is so increased or decreased, it may
13 not again be increased or decreased, as the case may be, during that officer’s term.

14 (b) *In-term increases or decreases – Board members.*

15 (1) The Mayor and City Council may, by ordinance, increase or decrease the salaries of
16 the appointed municipal officers who serve as members of the Board of Estimates.

17 (2) If the salary of an appointed municipal officer on the Board is so increased or
18 decreased, it may not again be increased or decreased, as the case may be, during that
19 officer’s term.]

20 **Article VII. Executive Departments**

21 *Department of Law*

22 **§ 23. Department of Law: City Solicitor.**

23 (c) *Salary.*

24 The City Solicitor’s salary shall be set [in the Ordinance of Estimates] AS PROVIDED IN
25 §§ 117 THROUGH 125 OF THIS ARTICLE.

26 *Department of Public Works*

27 **§ 28. Department of Public Works: Director.**

28 (c) *Salary.*

29 The Director’s salary shall be set [in the Ordinance of Estimates] AS PROVIDED IN §§ 117
30 THROUGH 125 OF THIS ARTICLE.

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Compensation Commission for Elected AND BOARD OF ESTIMATES Officials

§ 117. Definitions.

(a) *In general.*

In this subtitle, the following terms have the meanings indicated.

(B) *BOARD OF ESTIMATES OFFICIAL.*

“BOARD OF ESTIMATES OFFICIAL” MEANS:

- (1) THE CITY SOLICITOR; AND
- (2) THE DIRECTOR OF PUBLIC WORKS.

(C) [(b)] *Commission.*

“Commission” means the Compensation Commission for Elected AND BOARD OF ESTIMATES Officials.

(D) [(c)] *Compensation.*

“Compensation” means all salary and allowances paid to an elected official OR BOARD OF ESTIMATES OFFICIAL.

(d) *Elected official.*

“Elected official” means:

- (1) the Mayor;
- (2) the City Comptroller;
- (3) the President of the City Council; and
- (4) the Members of the City Council.

§ 118. Commission established.

There is a Compensation Commission for Elected AND BOARD OF ESTIMATES Officials.

§ 123. Commission recommendations.

The Commission shall:

- (1) evaluate the compensation of all elected officials AND BOARD OF ESTIMATES OFFICIALS; and
- (2) recommend that, for the next term of office, the compensation be increased, decreased, or remain unchanged.

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1 **§ 124. Submission to Council.**

2 (c) *If no change proposed.*

3 If the Commission recommends no change in [any] THE COMPENSATION OF elected OR
4 BOARD OF ESTIMATES [official's compensation] OFFICIALS, or fails to submit a timely
5 recommendation, no Resolution is to be introduced and the compensation to be paid
6 [elected] THESE officials remains unchanged.

7 **§ 125. Council action.**

8 (b) *Rejection by Council.*

9 If, by a majority vote of all members, the City Council affirmatively rejects the
10 Resolution on or before December 15 of the year preceding the mayoral general election,
11 the compensation to be paid elected AND BOARD OF ESTIMATES officials remains
12 unchanged.

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