



PRINCE GEORGE'S COUNTY
CHARTER
COMMISSION
2013-2014
REVIEW
REPORT

**PRINCE GEORGE'S COUNTY
2013-2014 CHARTER REVIEW COMMISSION
County Administration Building
Upper Marlboro, Maryland 20772**

April 1, 2014

The Honorable Mel Franklin
Chairman
Prince George's County Council
County Administration Building
Upper Marlboro, Maryland 20772

The Honorable Rushern L. Baker, III
County Executive
County Administration Building
Upper Marlboro, Maryland 20772

Dear Chairman Franklin and County Executive Baker,

The 2013-2014 Prince George's County Charter Review Commission ("Commission") has completed its work and herewith submits its recommendations. The members of the Commission believe that the recommendations represent fair and reasonable charter amendments. Further, the Commission believes that the recommended charter amendments will serve the best interests of the citizens and residents of Prince George's County.

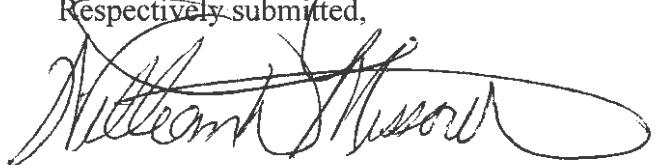
The Commission undertook an extensive review of the Charter. The Commission convened nine times during the period of January 29, 2014 through March 26, 2014. The Commission conducted a comprehensive review of the Charter. Most notably, the Commission studied the work of prior County Charter review bodies, conducted a review of other Maryland county charters, invited governmental officials to offer ideas and suggestions, and solicited input from the public through two public hearings and through weekly Commission meetings.

The Commission is recommending charter amendments in the areas of term limits, vacancies, bonds, prohibition of discrimination in personnel on the basis of disability or sexual orientation, and revising the use of newspapers of record and including the use of electronic media for public notices. In addition, the Commission is requesting consideration of additional issues such as: forfeiture of office and tax rate limitation.

Letter to Chairman Franklin and
County Executive Baker
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In closing, the Commission looks forward to your acceptance of and concurrence with the Commission's recommendations.

Respectively submitted,

A handwritten signature in black ink, appearing to read "William D. Missouri".

The Honorable William D. Missouri
Co-Chair

A handwritten signature in black ink, appearing to read "Camille A. Exum".

Camille A. Exum
Co-Chair

**REPORT AND RECOMMENDATIONS OF THE
PRINCE GEORGE'S COUNTY
2013-2014 CHARTER REVIEW COMMISSION**

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**REPORT AND RECOMMENDATIONS OF THE
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COMMISSION MEMBERS

The Honorable William D. Missouri, Co-Chair

Camille A. Exum, Co-Chair

Terri Bacote-Charles

J. Kenneth Battle, Jr.

Dr. Jacqueline L. Brown

Bradley W. Frome

Joseph R. Hamlin, Esquire

Rosalyn E. Pugh, Esquire

Commission Staff

Robert J. Williams, Jr., Council Administrator

William M. Hunt, Deputy Council Administrator

Colette R. Gresham, Legislative Officer

Kathleen H. Canning, Legislative Officer

Sharon P. Williams, Administrative Aide

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Acknowledgements

Redis C. Floyd, Clerk of the Council

Gail D. Francis, Director, Office of Finance

Roland Jones, Acting Director, Office of Central Services

Stephanye R. Maxwell, Esquire, Director, Office of Human Resources

Management

David Van Dyke, County Auditor

**REPORT AND RECOMMENDATIONS OF THE
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HISTORICAL OVERVIEW

In 1968, a Charter Board was elected to prepare and present to the citizens of Prince George's County a proposed County Charter. The Charter, which established a new form of government for Prince George's County, was approved by the voters on November 3, 1970, and took effect on December 3, 1970. The County's five commissioners who were elected in November 1970 immediately became At-Large Council Members. On January 26, 1971, the first County Executive and six additional Council Members were elected, by a County-wide vote, one to serve At-Large and five to serve in Districts.

There have been numerous amendments of the Charter since its adoption. However, only a limited number of formal reviews have been conducted. Over the last 35 years, and as provided for in Section 506 of the Charter, the County Council and the County Executive have created five (5) citizen advisory boards to review the Charter. The scope of these reviews varied.

In 1972, after only two years of operation as a newly formed Charter County, sections of the Charter were under litigation for being in violation of public general law. In 1973, CR-2-1973 created a committee with the express purpose of conducting a comprehensive review of these and other Charter provisions. Since the 1973 review, three comprehensive and two limited scope reviews have been conducted. In 1979, CR-2-1979 created a Charter Review Commission to deal exclusively with County Council representation. Specifically, it was charged with determining the "ideal" size and method for electing the County Council. The Council structure was amended by a 1980 charter change to a nine member body elected by and serving individual Districts. A 1983 task force was appointed to evaluate former Section 817B, now Section 812, most commonly known as TRIM, and make recommendations for modifications, if necessary.

On January 16, 2001, CR-1-2001 established the fourth charter review body. The 2001 Charter Review Commission reviewed the Charter in its entirety, and made recommendations to the County Executive and County Council. In 2002, Section 1106 of the Charter was ratified by the voters on November 5, 2002, and provided that on or before July 1, 2005, and each fourth year thereafter, the County Council and the County Executive shall appoint, by resolution, a Charter Review Commission for the purpose of undertaking a comprehensive study of the Charter and recommending changes, where appropriate. The 2005-2006 Charter Review Commission was created by CR-57-2005 and undertook a comprehensive review of the Charter in its entirety. The Commission made recommendations on administrative and legislative matters, fiscal and budget matters and on contracting and personnel. The 2010 Charter Review Commission was established by CR-60-2009 and CR-7-2010 and made recommendations regarding performance management, contracts, and compensation. CR-64-2013 and CR-103-2013 established the 2013-2014 Charter Review Commission and this current Commission's report and recommendations are included herein.

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REPORT

The 2013-2014 Charter Review Commission reviewed all Articles in the Charter during its deliberations. Several County agency heads submitted comments and appeared in person before the Commission. All meetings of the Commission were advertised and open to the public. Two public hearings were held, one in College Park and one in Fort Washington.

The Commission established three work groups to focus on various portions of the Charter. Administrative and Legislative matters were reviewed by Commissioner Hamlin and Commissioner Brown, Budget and Fiscal matters were reviewed by Commissioner Bacote-Charles and Commissioner Battle, and Contracting and Personnel matters were reviewed by Commissioner Frome and Commissioner Pugh. Co-Chair Missouri and Co-Chair Exum participated in each of the three work groups. This work group process did not preclude any member of the Commission from proposing amendments to any section of the Charter.

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Part I Recommendations – Proposed Charter Amendments

1. Section 307A. Term Limitation.

Recommendation: *The Commission recommends that this Section be amended to extend number of terms from 2 to 3 consecutive terms that a person can serve on the County Council and as County Executive. The Commission believes that it is in the interest of democracy and voter empowerment to move away from term limits, and recommends adding a third term as an intermediate step.*

No person shall be eligible to serve more than [two] three consecutive terms on the County Council. No person shall be eligible to serve more than [two] three consecutive terms as County Executive. This Section shall apply to all persons who are currently serving on the County Council or as County Executive on the effective date of this Section and to all persons elected thereafter.

2. Section 407. Vacancy.

Recommendation: *The Commission recommends that the Chief Administrative Officer shall become the Acting County Executive until a County Executive is chosen by the methods established in this Section of the Charter. The Commission believes that this amendment is needed to clarify that in the event that a vacancy occurs in the Office of County Executive, the Chief Administrative Officer will become the Acting County Executive preventing any possible lapse in coverage in the Office of County Executive.*

A vacancy in the Office of County Executive shall exist upon the death, resignation or removal of the County Executive, or upon forfeiture of office by a County Executive. Immediately upon the vacancy, the Chief Administrative Officer shall become the Acting County Executive until a County Executive is chosen by the methods established in this Section of the Charter. In the event of a vacancy in the Office of County Executive occurring during the last two years of the term, the Council shall select from among its members, by majority vote, a successor for the office for the balance of the unexpired term. If this selection by the Council is not made within fourteen (14) calendar days after the vacancy occurs, the Chairman of the Council shall succeed to the Office for the balance of the unexpired term. The Council shall provide by law for the conduct of a special election to fill a vacancy in the Office of County Executive that occurs during the first two years of a term and for the appointment, powers and duties of an Acting County Executive pending the outcome of such special election.

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3. Section 822. Form and Term of Bonds.

Recommendation: *The Commission recommends adding the words “and/or term” to the text to clarify that bonds in term form are permissible.*

All general obligation bonds shall be in serial **and/or term** form and payable as consecutively numbered, in annual installments, the first of which shall be payable not more than two years from the day of issue. Bonds shall be properly authenticated. All bonds shall be made payable within the probable useful life of the improvement or undertaking with respect to which they are to be issued, or, if the bonds are to be issued for several improvements or undertakings, then within the average probable useful life of all such improvements or undertakings. No bonds shall mature and be payable more than forty years after their date of issuance.

4. Section 901. The Personnel System.

Recommendation: *The Commission recommends adding a no discrimination provision on the basis of disability and sexual orientation.*

Except for those in exempt positions, the Council shall provide by law for a personnel system governing the appointment and removal of employees, and other personnel procedures for employees in the County government. The personnel system shall insure that personnel actions are based upon merit and fitness, and that no employee or applicant for employment shall be discriminated against in any personnel action by reason of race, color, religion, **disability**, creed, sex, **sexual orientation**, political affiliation, or country of national origin.

5. Section 1008. Newspapers of Record and Media for Public Notice.

Recommendation: *The Commission recommends changing the number of designated newspapers of record from “three” to “one or more”. The Commission believes that Section 1008 of the Charter needs to be amended to reflect the significant changes that have occurred over the years in the means of publicizing the County’s official notices, both through traditional print media, as well as the greatly expanded range of electronic media tools. The recommended Charter language designating “one or more” newspapers of record is consistent with State law. Charter Sections 317, 809 and 1105 require technical amendments to comply with the recommended revisions in Charter Section 1008.*

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The Council shall designate [three] **one or more** County newspapers of record **and shall designate at minimum one primary source of County maintained electronic media available to the public** for the publication **and transmission** of official County notices. [The three newspapers of record shall have a combined circulation of not less than three percent of the population of the County.] Such designation shall be for at least one year and shall, insofar as possible, provide County-wide [coverage] **access**. At least four weeks' public notice shall be given prior to any change in newspapers of record. Where a newspaper of record is sold to or merged with another newspaper, the designation shall continue in the new newspaper if circulation is continued to the previous subscribers, unless the designation is declined by the paper. Where the circulation of a newspaper of record is not continued, or the designation is declined, for any reason, the County Council may designate another newspaper of record without public notice for a temporary or permanent period.

Section 317. Enactment of Legislation.

Every law of the County shall be styled: "Be it enacted by the County Council of Prince George's County, Maryland." The Council shall enact no law except by bill. The subject of every law shall be described in its title. Every law enacted by the Council, except the budget law and supplementary appropriation laws, shall embrace but one subject. No law or section of law shall be revived or amended by reference to its title only. A bill may be introduced by any member of the Council on any legislative session-day of the Council. On the introduction of any bill, a copy thereof and notice of the time and place of the public hearing on the bill shall be posted by the Clerk of the Council within ten days on an official bulletin board to be set up by the Council in a public place and by any other such methods as the Council shall dictate. Additional copies of the bill shall be made available to the public and to the press. Every copy of each bill shall bear the name of the member of the Council introducing it and the date it was introduced. Within ten days following the introduction of a bill the Clerk of the Council shall schedule and give public notice of a public hearing on the bill, which hearing shall not be less than fourteen days after its introduction. The Council may reject any bill on its introduction without a hearing by a majority vote of the members of the full Council. **Such public notice shall be published in the County newspapers of record and in media for public notice as defined in Section 1008 of this Charter.** The public hearing may, but need not be, held on a legislative session-day and may be adjourned from time to time. After the public hearing, a bill may be finally enacted on a legislative session-day with or without amendment, except, that if a bill is amended before enactment and the amendment constitutes a change of substance, the bill shall not be enacted until it is reprinted or reproduced as amended and a public hearing shall be set thereon and proceedings had, as in the case of a newly introduced bill. Any bill not enacted by the last day of November of each year shall be considered to have failed. To meet a public emergency affecting the public health, safety, or welfare, the County may enact emergency bills. Every emergency bill shall be plainly designated as such and shall contain, after the enacting

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clause, a declaration stating that an emergency exists and describing the claimed emergency in clear and specific terms. The term "emergency bill" shall not include any measure creating or abolishing any office; changing the compensation, term, or duty of any officer; granting any franchise or special privilege; or creating any vested right or interest. No bill shall be enacted except by the affirmative vote of a majority of the full Council. No emergency bill shall be enacted except by an affirmative vote of two-thirds of the members of the full Council. In the event of an emergency declared by the Governor pursuant to provisions of State law, which emergency affects any part or all of Prince George's County, the Council may provide, by law, for modification of voting, quorum, and publication requirements consistent with State law, for matters relating to and necessary to respond to the emergency.

Section 809. Public Budget Hearings and Action on the Budget by the Council.

Upon receipt of the proposed County budget, the Clerk of the Council shall cause to be published a notice of the place and time of at least two public hearings on the budget by the Council. **Such public notice shall be published in the County newspapers of record and in media for public notice as defined in Section 1008 of this Charter.** The Council may hold such other preliminary hearings on the budget for the purpose of obtaining information as it may determine, but no action shall be taken by the Council on the budget except in public session. After the final public budget hearing, the Council may not add new items but may increase, decrease, or delete any items in the budget except those required by the laws of this State or of this County, and except any provisions for debt service on obligations then outstanding or for estimated cash deficits. The Council shall have no power to change the form of the budget as submitted by the Executive or to alter the revenue estimates except to correct mathematical errors, or, by a vote of two-thirds of the members of the full County Council, adjust the revenue estimates by an increase or decrease of no more than one percent (1%). The adoption of the operating budget, the capital budget and the capital program shall be by the affirmative vote of not less than a majority of the full Council by a law to be known as the Annual Budget and Appropriation Ordinance of Prince George's County. The Annual Budget and Appropriation Ordinance shall be adopted by the Council on or before June 1 of each fiscal year, and if the Council fails to do so, the proposed operating budget submitted by the County Executive shall stand adopted, and funds for the expenditures proposed in the current expense budget shall stand appropriated as fully and to the same extent as if favorable action thereon had been taken by the Council.

Section 1105. Charter Amendment.

Amendments to this Charter may be proposed by an act of the Council approved by not less than two-thirds of the members of the full Council, and such action shall be exempt from executive veto. Amendments may also be proposed by petition filed with the County Executive and signed by 10,000 registered voters of the County. When so proposed, whether by act of the Council or by petition, the question shall be submitted to the voters of the County at the next general election occurring after the passage of said act or the filing of said petition; and if at said election the majority of votes cast on the question shall be in favor of the proposed amendment,

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such amendment shall stand adopted from and after the thirtieth day following said election. **Any amendments to this Charter, proposed in the manner aforesaid, shall be published by the County Executive in the County newspapers of record and in media for public notice as defined in Section 1008 of this Charter for five successive weeks prior to the election at which the question shall be considered by the voters of the County.**

Part II Other Considerations

6. Section 310. Forfeiture of Office. and Section 408. Forfeiture of Office.

Recommendation: *The Commission recommends adding an Editor's Note to Section 310 and Section 408 in reference to the State law regarding forfeiture of office. The Editor's Note will inform the readers that the County forfeiture laws are derived from State law.*

Editor's Note: Section 1, Laws of Maryland 2012, Chapter 147, ratified in the November 2012 General Election, amended Maryland Constitution, Article XV, §2, Suspension and removal of elected officials convicted of crimes. Article XV, §2 applies to elected officials of the County.

Section 310. Forfeiture of Office.

A member of the Council shall immediately forfeit his office if he ceases to be a qualified voter of the County. In the case of a Councilman required to reside in a particular Councilmanic district, he shall forfeit his office if he ceases to be a resident of the Councilmanic district in which he resided at the time of his election; provided that no member of the Council shall forfeit his office by reason of any change in the boundary lines of his Councilmanic district made during his term.

Section 408. Forfeiture of Office.

The County Executive shall immediately forfeit his office if he ceases to be a qualified voter of the County.

7. Section 812. Tax Rate Limitation.

Recommendation: *Although the Commission is not recommending any modification to the tax rate limitation at this time, there was extensive discussion about the need to have an independent analysis conducted that would assess the long term economic impact this highly restrictive limitation has had on the primary source of revenue for government operations. This economic*

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study should be completed by October 1, 2015, and be submitted to the County Executive and the County Council. With that pertinent fiscal information available, future Commissions and government elected officials would be better positioned to address this critical issue. The crux of the issue is the need for elected officials to be able to exercise their authority and responsibility to respond to the unique public service needs of the citizenry. Most other jurisdictions allow, pursuant to the Executive's budget submission and upon approval of the legislative body, an increase in the tax levies deemed necessary to finance the government operations. Adoption of such an approval process exercised by two independent branches of government would not preclude the opportunity to annually limit property tax revenue increases.

(a) (1) Except as provided in this Section 812, the Council shall not levy a real property tax which would result in a total collection of real property taxes greater than the amount collected in fiscal year 1979;

(2) The Council may levy a real property tax which would result in a total collection of real property taxes greater than the amount collected in fiscal year 1979 if the real property tax rate does not exceed Two Dollars and forty cents (\$2.40) for each One Hundred Dollars (\$100.00) of assessed value.

(b) In the event that any annual collection of real property taxes exceeds the limits set forth in this section as estimated in the annual budget projections, said excess shall be placed in the contingency fund, and, if not used during the current fiscal year, said excess will be included in the budget estimate for real property taxes in the following fiscal year.

(c) In the event the County Council shall establish, pursuant to proper authority, any separate class of residential real property tax, then, and in that event, all other classes of real property taxes would be exempt from this section, and the total real property taxes on residential real property shall not exceed the total amount of taxes collected on residential real property in fiscal year 1979.

(d) In accordance with the provisions of Section 9-105 of the Tax-Property Article of the Annotated Code of Maryland, on or before January 1 of each year, the County Council shall set, by law, the homestead credit percentage for the taxable year beginning the following July 1. The homestead credit percentage shall be no greater than 100% plus the percentage of increase in the Consumer Price Index for the previous twelve months, rounded to the nearest whole number, but not more than 105%.

8. Section 819. Appropriation Control and Certification of Funds.

Recommendation: *The Commission recommends that staff make the appropriate technical adjustments to the published version of Section 819 of the Charter so that it accurately reflects the previously amended language proposed by CB-57-2012 and ratified at referendum on November 6, 2012, which became effective on December 7, 2012.*

No agency of the County government shall during any fiscal year expend, or contract to expend, any money or incur any liability, or enter into any contract which, by its terms, involves

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the expenditure of money for any purpose in excess of the amounts appropriated in the budget for such fiscal year, or in any supplemental appropriation as herein provided; and no such payment shall be made nor any obligation or liability incurred, except for purchases in an amount to be fixed by legislative act, unless the Director of Finance or his designee shall first certify that the funds for the designated purpose are available. If any officer, agent or employee of the County government shall knowingly violate this provision, he shall be personally liable and such action shall be cause, after public hearing, for his removal from office by the County Executive or by majority vote of the Council, notwithstanding the provisions of Article IX of this Charter. Nothing in this Charter shall authorize the making of contracts providing for the payment of funds at a time beyond the fiscal year in which such contracts are made for personal service contracts exceeding an aggregate of One Hundred Thousand Dollars (\$100,000.00) per contractor, or such other sum as may be set by legislative act, and an aggregate of Five Hundred Thousand Dollars (\$500,000.00) for all other multiyear contracts, or such other sum as may be set by ~~legislative act resolution of the County Council upon notice and public hearing~~, provided the nature of such transactions reasonably requires the making of such contracts, unless such contracts are approved by resolution of the County Council upon notice and public hearing. No language in such contract, including language subjecting the contract to further funding availability, shall obviate the requirement that all multiyear contracts shall be approved by resolution of the County Council upon notice and public hearing. Any contract, lease, or other obligation requiring the payment of funds from the appropriations of a later fiscal year shall be made or approved by resolution of the County Council upon notice and public hearing legislative act. No contract for the purchase of real property shall be made unless the funds therefor are included in the capital budget.

9. Charter Text - Gender Neutral Language

Recommendation: *The Commission received comments and suggestions regarding the use of gender neutral language in the Charter. The Charter Review Commission recommends that any charter amendment legislation passed by the County Council recognizes that the language should be gender neutral.*

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APPENDICES

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2013 Legislative Session

Resolution No. CR-64-2013
Proposed by Council Member Harrison
Introduced by Council Member Harrison
Co-Sponsors _____
Date of Introduction July 2, 2013

RESOLUTION

1 A RESOLUTION concerning
2 Charter Review Commission and Compensation Review Board
3 For the purpose of establishing a Charter Review Commission to undertake a comprehensive
4 study of the Charter and recommending appropriate changes, providing that the same body shall
5 serve as the Compensation Review Board to study the rate of current compensation for the
6 County Council and the County Executive and make recommendations regarding the amount of
7 compensation, providing for the selection of the members thereof, and generally relating to the
8 Charter Review Commission and the Compensation Review Board.

9 WHEREAS, Section 1106 of the Charter of Prince George's County, Maryland provides
10 that the County Council and the County Executive shall appoint, by resolution, a Charter Review
11 Commission; and

12 WHEREAS, Sections 308 and 406 of the Charter provide that the County Council and the
13 County Executive shall appoint a Compensation Review Board;

14 NOW, THEREFORE, BE IT RESOLVED by the County Council of Prince George's
15 County, Maryland, that a 2013-2014 Charter Review Commission is hereby created.

16 BE IT FURTHER RESOLVED that the 2013-2014 Charter Review Commission shall
17 consist of eight (8) citizens, three (3) appointed by the County Executive and three (3) appointed
18 by the County Council, and two (2) co-chairs who shall be jointly agreed upon by the County
19 Executive and the Chairperson of the County Council.

20 BE IT FURTHER RESOLVED that the 2013-2014 Charter Review Commission shall
21 consist of the following eight citizens: J. Kenneth Battle, Jr., Jacqueline L. Brown, and Rosalyn
22 E. Pugh appointed by the County Council; Terri Bacote-Charles, Bradley W. Frome, Joseph R.

1 Hamlin, appointed by the County Executive; and co-chair The Honorable William D. Missouri,
2 and co-chair Mary Godfrey, jointly agreed upon by the County Executive and the Chairperson of
3 the County Council.

4 BE IT FURTHER RESOLVED that the 2013-2014 Charter Review Commission shall
5 undertake a comprehensive study of the provisions of the Charter of Prince George's County,
6 seeking extensive public comment, and shall make recommendations to the County Executive
7 and County Council as to proposed amendments to the Charter by April 1, 2014.

8 BE IT FURTHER RESOLVED that a 2013-2014 Compensation Review Board is hereby
9 created.

10 BE IT FURTHER RESOLVED that the members of the 2013-2014 Charter Review
11 Commission shall serve concurrently as the members of the 2013-2014 Compensation Review
12 Board.

13 BE IT FURTHER RESOLVED that the 2013-2014 Compensation Review Board shall
14 study the current compensation for the County Council and the County Executive and shall make
15 recommendations regarding such compensation not later than February 15, 2014.

16 BE IT FURTHER RESOLVED that the County Council shall provide appropriate staff and
17 clerical support for the 2013-2014 Charter Review Commission and Compensation Review
18 Board.

Adopted this 2nd day of July, 2013.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY:

Andrea C. Harrison
Andrea C. Harrison
Chair

ATTEST:

Redis C. Floyd

Redis C. Floyd
Clerk of the Council

DATE:

7-23-2013

APPROVED:

BY:

Rushern L. Baker, III
Rushern L. Baker, III
County Executive

Prince George's County Council Agenda Item Summary

Meeting Date: 7/2/2013
Reference No.: CR-064-2013
Draft No.: 1
Proposer(s): Harrison
Sponsor(s): Harrison
Item Title: A Resolution concerning a Charter Review Commission and Compensation Review Board for the purpose of establishing a Charter Review Commission to undertake a comprehensive study of the Charter and recommending appropriate changes, providing that the same body shall serve as the Compensation Review Board to study the rate of current compensation for the County Council and the County Executive and make recommendations regarding the amount of compensation, providing for the selection of the members thereof, and generally relating to the Charter Review Commission and the Compensation Review Board.

Drafter: Kathleen H. Canning, Legislative Officer
Resource Personnel: Legislative Officers

LEGISLATIVE HISTORY:

Date Presented:		Executive Action:	7/23/2013 S
Committee Referral:		Effective Date:	
Committee Action:			
Date Introduced:	7/2/2013		
Public Hearing:			
Council Action (1)	7/2/2013 - ADOPTED		
Council Votes:	WC:-, DLD:A, MRF:A, AH:A, ML:A, EO:A, OP:A, IT:A, KT:-		
Pass/Fail:	P		
Remarks:			

AFFECTED CODE SECTIONS:

COMMITTEE REPORTS:

BACKGROUND INFORMATION/FISCAL IMPACT:

(Includes reason for proposal, as well as any unique statutory requirements)

Charter Section 1106 provides for the quadrennial review of the Charter by a Charter Review Commission. The County Executive and the County Council are required to appoint the Charter Review Commission by resolution. Charter Sections 308 and 406 provide for the appointment of a board to review the compensation for the County Executive and members of the Council. The proposed resolution provides for the appointment of a single commission to serve as both the Charter Review Commission and the Compensation Review Board.

CODE INDEX TOPICS:

INCLUSION FILES:

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2013 Legislative Session

Resolution No. CR-103-2013
Proposed by Council Member Harrison
Introduced by Council Members Harrison, Davis, Franklin, Patterson and Turner
Co-Sponsors _____
Date of Introduction September 17, 2013

RESOLUTION

1 A RESOLUTION concerning
2 Charter Review Commission and Compensation Review Board
3 For the purpose of revising a certain appointment to the Charter Review Commission and
4 Compensation Review Board.

5 WHEREAS, Section 1106 of the Charter of Prince George's County, Maryland, provides
6 that the County Council and the County Executive shall appoint, by resolution, a Charter Review
7 Commission; and

8 WHEREAS, Sections 308 and 406 of the Charter provide that the County Council and the
9 County Executive shall appoint a Compensation Review Board; and

10 WHEREAS, the County Council adopted CR-64-2013 on July 2, 2013, setting forth the
11 membership for concurrent service on the Charter Review Commission and Compensation
12 Review Board; and

13 WHEREAS, subsequent to the adoption of CR-64-2013, the County Council and County
14 Executive were advised that a Co-Chairperson is unable to serve; and

15 WHEREAS, there is a need to appoint a Co-Chairperson of the Charter Review
16 Commission and Compensation Review Board.

17 NOW, THEREFORE, BE IT RESOLVED by the County Council of Prince George's
18 County, Maryland, that Camille A. Exum is hereby appointed as a Co-Chairperson of the Charter

17 NOW, THEREFORE, BE IT RESOLVED by the County Council of Prince George's
18 County, Maryland, that Camille A. Exum is hereby appointed as a Co-Chairperson of the Charter
19 Review Commission and Compensation Review Board.

20 BE IT FURTHER RESOLVED that the revised complement of the Charter Review
21 Commission and Compensation Review Board be as follows: J. Kenneth Battle, Jr., Jacqueline
22 L. Brown, Rosalyn E. Pugh, Terri Bacote-Charles, Bradley W. Frome, Joseph R. Hamlin, Co-

1 Chairperson the Honorable William D. Missouri, and Co-Chairperson Camille A. Exum.

Adopted this 17th day of September, 2013.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: Andrea C. Harrison

Andrea C. Harrison
Chair

ATTEST:

Redis C. Floyd

Redis C. Floyd
Clerk of the Council

Prince George's County Council Agenda Item Summary

Meeting Date: 9/17/2013
Reference No.: CR-103-2013
Draft No.: 1
Proposer(s): Harrison
Sponsor(s): Harrison, Davis, Franklin, Patterson, Turner
Item Title: A Resolution concerning the Charter Review Commission and Compensation Review Board for the purpose of revising a certain appointment to the Charter Review Commission and Compensation Review Board

Drafter: Kathleen H. Canning, Legislative Officer
Resource Personnel: Karen T. Zavakos, Legislative Officer

LEGISLATIVE HISTORY:

Date Presented:		Executive Action:
Committee Referral:		Effective Date:
Committee Action:		
Date Introduced:	9/17/2013	
Public Hearing:		
Council Action (1)	9/17/2013 - ADOPTED	
Council Votes:	WC:A, DLD:A, MRF:A, AH:A, ML:A, EO:A, OP:A, IT:A, KT:A	
Pass/Fail:	P	
Remarks:		

AFFECTED CODE SECTIONS:

COMMITTEE REPORTS:

BACKGROUND INFORMATION/FISCAL IMPACT:

(Includes reason for proposal, as well as any unique statutory requirements)

The Council adopted CR-64-2013 on July 2, 2013, setting forth the membership for concurrent service on the Charter Review Commission and Compensation Review Board. Subsequent to the adoption of CR-64-2013, the Council was advised that one Co-Chairperson is unable to serve. This resolution appoints a replacement Co-Chairperson to the Charter Review Commission and Compensation Review Board.

CODE INDEX TOPICS:

INCLUSION FILES:

APPENDIX B

Section 1106. Charter Review.

On or before July 1, 2005, and each fourth year thereafter, the County Council and the County Executive shall appoint, by resolution, a Charter Review Commission for the purpose of undertaking a comprehensive study of the Charter and recommending changes, where appropriate.
(CB-71-2002, ratified Nov. 5, 2002)