

THE BOARD OF ALDERMEN OF THE CITY OF FREDERICK

CHARTER AMENDMENT RESOLUTION NO. 20-02

A RESOLUTION concerning administration

FOR the purpose of eliminating the provision relating to the appointment, duties, and removal of the Director of the Frederick Community Action Agency; establishing a new Department of Housing and Human Services; providing for the appointment, duties, and removal of the Director of Housing and Human Services; removing certain responsibilities from the Division of Planning and assigning them to the Department of Housing and Human Services; and otherwise relating to the administration of The City of Frederick.

BY repealing and reenacting, with amendments, Article VI, § 2-C of the Charter of The City of Frederick

BY repealing and reenacting, with amendments, Article VI, § 9 of the Charter of The City of Frederick

SECTION I: BE IT RESOLVED, ENACTED, AND ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF FREDERICK, That Article VI, § 2-C of the Charter of The City of Frederick be repealed and reenacted, with amendments, as follows:

§ 2-C. Division of Planning.

- (a) A Division of Planning is hereby created within the Department of Public Works. In addition to such further duties as the Mayor or Director of Public Works may prescribe from time to time, the Division of Planning is charged specifically with preparing the City's comprehensive [plan;] plan and administering the Land Management [Code; administering the Division of Community Development; and overseeing the City's use of its federal Community Development Block Grant.] Code.
- (b) With the advice and consent of the Board of Aldermen, in accordance with Article III, § 6 of this Charter, the Mayor shall appoint a Deputy Director for Planning to administer the Division of Planning. The Deputy Director for Planning will be supervised by the Director of Public Works. The Deputy Director for Planning may be discharged from office in accordance with Article III, § 6 of this Charter.

SECTION II: BE IT FURTHER RESOLVED, ENACTED, AND ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF FREDERICK, That Article VI, § 9 of the Charter of The City of Frederick be repealed and reenacted, with amendments, as follows:

§ 9. [Frederick Community Action Agency.] Department of Housing and Human Services.

With the advice and consent of the Board of Aldermen, in accordance with Article III, § 6 of this Charter, the Mayor shall appoint a Director of [the Frederick Community Action Agency (FCAA).] Housing and Human Services to administer the Department of Housing and Human Services. The Director of [the FCAA] Housing and Human Services will be supervised by the Mayor. In addition to such further duties as the Mayor may prescribe from time to time, the Director of [the FCAA] Housing and Human Services is charged specifically with overseeing the operation of the [FCAA] Frederick Community Action Agency and

advising its Board of [Directors.] Directors, as well as overseeing the City's federal Community Development Block Grant program. The Director of [the FCAA] Housing and Human Services may be discharged from office in accordance with Article III, § 6 of this Charter.

SECTION III. BE IT FURTHER RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF FREDERICK, That if any provision of this resolution or the Charter adopted thereby, or the application thereof to any person or circumstance, is held invalid for any reason, such invalidity shall not affect the other provisions or any other application of this resolution or the Charter which can be given effect without the invalid provisions or application, and to this end, all the provisions of this resolution and of the Charter are hereby declared to be severable.

SECTION IV. BE IT FURTHER RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF FREDERICK, That the date of adoption of this resolution is February 6, 2020 and the amendment to the Charter of The City of Frederick hereby enacted shall become effective on March 27, 2020, unless a proper petition for a referendum is filed on or before March 17, 2020 as provided in the Annotated Code of Maryland, Local Government Article, § 4-304. A complete and exact copy of this resolution shall be continuously posted at City Hall, Frederick, Maryland, until March 17, 2020, and a fair summary of the proposed Charter amendments contained in this resolution shall be published in a newspaper of general circulation in The City of Frederick not fewer than four times at weekly intervals within a period of at least 40 days starting immediately after the adoption of this resolution.

SECTION V. BE IT FURTHER RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF FREDERICK, That all sections of the Charter or any ordinance or parts of sections of the Charter or any ordinance inconsistent with the provisions of this resolution be and the same are hereby repealed to the extent of such inconsistency.

SECTION VI. BE IT FURTHER RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF FREDERICK, That the Mayor of The City of Frederick shall send to the Department of Legislative Services the complete text hereof; the date of the referendum election, if any; the number of votes cast for and against the questions contained in the Charter amendment, whether in the legislative body or in referendum; and the effective date of the Charter amendment.

APPROVED: February 6, 2020

PASSED: February 6, 2020



Michael C. O'Connor, Mayor



**Michael C. O'Connor, President
Board of Aldermen**

Approved for Legal Sufficiency:



City Attorney