

**COUNTY COUNCIL OF CECIL COUNTY, MARYLAND
LEGISLATIVE SESSION DAY 2024-10**

RESOLUTION NO. 24-2024

Title of Resolution: Charter Amendment – Compensation – Executive

Synopsis: A Resolution amending Article 4, Executive, Section 406, Compensation of the County Executive to provide that the County Executive shall receive as compensation \$130,000 per annum and clarify benefits. To require submission of this amendment to the legally qualified voters of Cecil County for their adoption or rejection, in accordance with Section 602 of the Charter of Cecil County.

Introduced by: Council President at the request of the County Council

Introduced and ordered posted on: June 4, 2024

Public hearing scheduled on: July 2, 2024 at 7:00 p.m.

Scheduled for consideration on: July 16, 2024

By: _____
Council Manager

Notice and title of Resolution having been posted on June 4, 2024 at the County Administration Building, 200 Chesapeake Blvd., Elkton and having been published according to the Charter on June 19, 2024 and June 26, 2024, a public hearing was held on July 2, 2024, and concluded on July 2, 2024.

By: _____
Council Manager

Explanation: CAPITAL LETTERS INDICATE LANGUAGE ADDED TO EXISTING DOCUMENT
~~Strike through~~ indicates language deleted from existing document
Underlining indicates language added to document by amendment.
~~Double Strike through~~ indicates language stricken from document by amendment

Charter Amendment – Compensation of the County Executive – Executive

1 **WHEREAS**, pursuant to Article 6, Section 602 of the Cecil County Charter, the Charter
2 may be amended by the procedures provided in Article XI-A of the Maryland Constitution; and

3 **WHEREAS**, pursuant to Article XI-A, §5 of the Maryland Constitution, amendments to
4 any charter adopted by any County of this State under the provisions of this Article may be
5 proposed by a resolution of the Council of the County, or by a petition signed by not less than
6 20% of the registered voters of the City or County, provided, however, that in any case 10,000
7 signatures shall be sufficient to complete a petition; and

8 **WHEREAS**, pursuant to Md. Code Ann., §7-103(a)(iii) and §7-103(c)(3)(i) of the Election
9 Law Article, the Attorney, designated to represent the county legislative body, shall prepare
10 and certify, and submit to the State Board of Election, not later than August 1, 2024, the
11 following information as required under §7-103(b) of the Election Law Article for each question
12 to be voted on in the County: (1) a question number or letter as by the Election Board; (2) a
13 brief designation of the type or source of the question; (3) a brief descriptive title in boldface
14 type; (4) a condensed statement of the purpose of the question; and (5) the voting choices that
15 the voter has; and

16 **WHEREAS**, pursuant to Article 6, Section 602 of the Cecil County Charter and
17 Article XI-A, §5 of the Maryland Constitution, the amendments shall be published by the
18 President of the County Council once a week for five successive weeks prior to the election in at
19 least one newspaper published in said County; and

20 **WHEREAS**, pursuant to Article 6, Section 602 of the Cecil County Charter and
21 Article XI-A, §5 of the Maryland Constitution, an amendment so proposed shall be submitted to
22 the voters of the County at the next general or congressional election occurring after the
23 passage of the resolution; and

24 **WHEREAS**, in accordance with Article 6, Section 602 of the Cecil County Charter and
25 Article XI-A, §5 of the Maryland Constitution, if at the election the majority of the votes cast for
26 the amendment shall be in favor thereof, the amendment shall be adopted and become a part
27 of the charter of the County from and after the thirtieth day after said election; and

28 **WHEREAS**, Article 4, Executive, Section 406, Compensation, of the Cecil County
29 Charter currently provides that:

Charter Amendment – Compensation of the County Executive – Executive

30 (a) Subject to Subsection (b) of this section, the Executive shall receive the sum of not
31 less than \$98,000 per annum as compensation and allowances for the performance of public
32 duties under this Charter. The Executive shall not accrue annual leave or be entitled to any
33 payment in lieu thereof.

34 (b) The Compensation Review Commission established pursuant to Section 207 of this
35 Charter shall review the Executive's compensation and allowances and make
36 recommendations to the Council. The Council shall have the power to increase the
37 compensation and allowances provided in this Charter for the Executive by the affirmative
38 vote of not less than a majority of its members. To reduce the Executive's compensation and
39 allowances, the affirmative vote of not less than 2/3 of the Council members is required. In
40 no event shall such compensation be reduced by a figure lower than that provided in this
41 Charter except by amendment thereto. The compensation and allowances of the Executive
42 shall not be increased or reduced during his or her current term.” and,

43 **WHEREAS**, in accordance with Article 6, Section 602 of the Cecil County Charter and
44 Article XI-A, §5 of the Maryland Constitution, this Resolution proposes the following
45 amendment to Article 4, Executive, Section 406, Compensation, of the Cecil County
46 Charter:

47 (a) Subject to Subsection (b) of this section, the Executive shall receive the sum of not less
48 than \$98,000 per annum **AND STARTING ON DECEMBER 04, 2028, \$130,000 PER A 12**
49 **MONTH PERIOD** as compensation and allowances for the performance of public duties
50 under this Charter. ~~The Executive shall not accrue annual leave or be entitled to any payment~~
51 ~~in lieu thereof~~ **THE EXECUTIVE SHALL BE ENTITLED TO ALL PROGRAMS AND BENEFITS**
52 **AFFORDED TO ANY FULL TIME COUNTY EMPLOYEE EXCEPT THEY SHALL NOT ACCRUE**
53 **ANNUAL LEAVE OR BE ENTITLED TO ANY PAYMENT IN LIEU THEREOF.**

54 (b) The Compensation Review Commission established pursuant to Section 207 of this
55 Charter shall review the Executive's compensation and allowances and make
56 recommendations to the Council. The Council shall have the power to increase the
57 compensation and allowances provided in this Charter for the Executive by the affirmative
58 vote of not less than a majority of its members. To reduce the Executive's compensation and

Charter Amendment – Compensation of the County Executive – Executive allowances, the affirmative vote of not less than 2/3 of the Council members is required. In no event shall such compensation be reduced by a figure lower than that provided in this Charter except by amendment thereto. The compensation and allowances of the Executive shall not be increased or reduced during his or her current term.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE COUNTY COUNCIL OF CECIL COUNTY, MARYLAND, that the following amendment to Article 4, County Council, Section 406, Compensation, of the Cecil County Charter, shall be submitted to the voters of the County at the next general or congressional election in accordance with Article 6, Section 602 of the Cecil County Charter and Article XI-A, §5 of the Maryland Constitution:

(a) Subject to Subsection (b) of this section, the Executive shall receive the sum of not less than \$98,000 per annum, **AND STARTING ON DECEMBER 04, 2028, \$130,000 PER A 12 MONTH PERIOD** as compensation and allowances for the performance of public duties under this Charter. ~~The Executive shall not accrue annual leave or be entitled to any payment in lieu thereof.~~ **THE EXECUTIVE SHALL BE ENTITLED TO ALL PROGRAMS AND BENEFITS AFFORDED TO ANY FULL TIME COUNTY EMPLOYEE EXCEPT THEY SHALL NOT ACCRUE ANNUAL LEAVE OR BE ENTITLED TO ANY PAYMENT IN LIEU THEREOF.”**

(b) The Compensation Review Commission established pursuant to Section 207 of this Charter shall review the Executive's compensation and allowances and make recommendations to the Council. The Council shall have the power to increase the compensation and allowances provided in this Charter for the Executive by the affirmative vote of not less than a majority of its members. To reduce the Executive's compensation and allowances, the affirmative vote of not less than 2/3 of the Council members is required. In no event shall such compensation be reduced by a figure lower than that provided in this Charter except by amendment thereto. The compensation and allowances of the Executive shall not be increased or reduced during his or her current term” and,

AND BE IT HEREBY FURTHER RESOLVED BY THE COUNTY COUNCIL OF CECIL COUNTY, MARYLAND, that, pursuant to Md. Code Ann., §7-103(a)(iii) and §7-103(c)(3)(i) of the Election Law Article, the Attorney, designated to represent the county legislative body, shall prepare, certify, and submit to the State Board of Election, not later than

Charter Amendment – Compensation of the County Executive – Executive

88 August 1, 2024, the following information as required under §7-103(b) of the Election Law
 89 Article: (1) a question number or letter as by the Election Board; (2) a brief designation of
 90 the type or source of the question; (3) a brief descriptive title in boldface type; (4) a
 91 condensed statement of the purpose of the question; and (5) the voting choices that the
 92 voter has.

93 **AND BE IT HEREBY FURTHER RESOLVED BY THE COUNTY COUNCIL OF CECIL COUNTY,**
 94 **MARYLAND,** that pursuant to Article 6, Section 602 of the Cecil County Charter and Article XI-A,
 95 §5 of the Maryland Constitution, the amendments shall be published by the President of the
 96 County Council once a week for five successive weeks prior to the election in at least one
 97 newspaper published in said County.

98 **AND BE IT HEREBY FURTHER RESOLVED BY THE COUNTY COUNCIL OF CECIL COUNTY,**
 99 **MARYLAND,** that pursuant to Article 6, Section 602 of the Cecil County Charter and Article XI-A,
 100 §5 of the Maryland Constitution, the aforementioned proposed amendment shall be submitted
 101 to the voters of the County at the next general or congressional election occurring after the
 102 passage of this Resolution.

103 **AND BE IT HEREBY FURTHER RESOLVED BY THE COUNTY COUNCIL OF CECIL COUNTY,**
 104 **MARYLAND,** that in accordance with Article 6, Section 602 of the Cecil County Charter and
 105 Article XI-A, §5 of the Maryland Constitution, if at the election the majority of the votes cast for
 106 the aforementioned proposed amendment shall be in favor thereof, then the proposed
 107 amendment shall be adopted and become a part of the Charter of Cecil County from and after
 108 the thirtieth day after said election.

INTRODUCED: June 4, 2024

ADOPTED: _____

President of the Council

ATTEST:

Council Manager