

RESOLUTION NO. CA-5-10

RESOLUTION OF THE MAYOR AND CITY COUNCIL TO
AMEND SECTION 27(b) OF THE CITY CHARTER
ENTITLED "QUALIFICATIONS OF VOTERS;
REGISTRATION" TO REDUCE NUMBER OF DAYS PRIOR
TO AN ELECTION REQUIRED TO REGISTER AS A
VOTER FOR CITY ELECTIONS

WHEREAS, Section 27(b) of the Charter of the City of Gaithersburg establishes voter registration requirements for City elections; and

WHEREAS, the City has determined that the voter registration requirements established by the City Charter should be decreased and that the City Charter be amended to permit qualified voters to register up to 15 days prior to the election.

WHEREAS, the amendment of Section 27(b) of the Charter of the City of Gaithersburg was duly considered by the Mayor and City Council at a public hearing held on November 15, 2010.

NOW, THEREFORE, BE IT RESOLVED, that Section 27(b) of the City Charter is hereby amended as follows:

Section 1 – That Section 27(b) of the Charter of the City of Gaithersburg be, and the same is, repealed and reenacted with amendments as follows:

Sec. 27. - Qualifications of voters; registration.

- (a) Any person who has his domicile in the city and is qualified by law to vote in Montgomery County elections shall be qualified to vote in city elections. Any person who will be eighteen (18) years of age on or before the day of the next succeeding regular or special city election shall be qualified to vote in said election.
- (b) Any person who has his domicile within the city may register to vote in city elections by registering to vote in Montgomery County elections; provided, that such registration must reflect that the registrant has a residential address located within the incorporated limits of the city on voting registration records with Montgomery County more than ~~thirty (30)~~ fifteen (15) days prior to the date of the city election at which such person seeks to vote.

Section 2 – BE IT FURTHER RESOLVED that the date of the adoption of this resolution is December 20, 2010, and that the amendment to the Charter of the City of Gaithersburg, as herein adopted, shall be and become effective on February 8, 2011, unless on or before said date a proper petition for referendum of this resolution shall be filed as permitted by law.

Section 3 – BE IT FURTHER RESOLVED that a complete and exact copy of this resolution shall be posted at City Hall, 31 South Summit Avenue, Gaithersburg, Maryland 20877, until January 29, 2011, and a fair summary of the proposed Charter amendment contained in this resolution shall be published in a newspaper of general circulation in the City of Gaithersburg not fewer than four (4) times at weekly intervals before January 29, 2011.

Section 4 – AND BE IT FURTHER RESOLVED that as soon as the Charter amendment hereby enacted shall become effective, either as herein provided or following a referendum, the City shall send or cause to be sent to the Department of Legislative Reference the following information concerning this Charter resolution: (1) the complete text of this resolution; (2) the date of enactment of the Charter amendment; (3) the date of the referendum election, if any; (4) the number of votes cast for or against this resolution whether by the City Council or in a referendum; and (5) the effective date of the Charter amendment contained herein.

ADOPTED by the City Council this 20th day of December, 2010.

SIDNEY A. KATZ, MAYOR and
President of the Council

THIS IS TO CERTIFY that the foregoing Resolution was adopted by the City Council in a public meeting assembled on the 20th day of December, 2010. This Resolution will become effective on the 8th day of February, 2011.

Angel L. Jones, City Manager