

**CITY OF SALISBURY, MARYLAND**

**SPECIAL MEETING**

**FEBRUARY 25, 2011**

**PRESENT**

*Council President Louise Smith*

*Council Vice President Gary Comegys*

*Councilwoman Deborah S. Campbell*

*Councilwoman Terry E. Cohen*

*Councilwoman Eugenie P. Shields*

**IN ATTENDANCE**

*City Clerk Brenda Colegrove, MMC, City Attorney Paul Wilber and interested citizens and members of the press*

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**CONVENING**

*The City Council met in a special session at 1:30 p.m. in Conference Room 306 of the City/County Government Office Building. Council President Smith called the meeting to order.*

**ADOPTION OF AGENDA**

*Mr. Comegys moved and Mrs. Shields seconded to adopt the agenda - consideration of Charter Amendment Resolution No. 2036. Mrs. Campbell moved to amend the agenda by adding the discussion of a letter of support for Senate Bill 917 since it was time sensitive. Ms. Cohen seconded and the amendment passed unanimously. All voted in favor of adopting the agenda, as amended, with the exception of Ms. Cohen abstaining.*

**CHARTER AMENDMENT RESOLUTION NO. 2036 – AMENDING §SC2-3 AND §SC3-3 OF THE CITY CHARTER TO PERMIT ELECTED OFFICIALS (MAYOR AND CITY COUNCIL) TO PARTICIPATE IN EMPLOYEE BENEFIT PROGRAMS BY PAYING THE FULL COST OF PARTICIPATION IN THE EMPLOYEE BENEFIT PROGRAM –**

*presented by City Attorney Paul Wilber*

*Mrs. Shields moved and Mr. Comegys seconded to approve Charter Amendment Resolution No. 2036. Ms. Cohen recused herself from discussion and vote.*

*Charter Amendment Resolution No. 2036 passed with Mrs. Shields, Mrs. Smith and Mr. Comegys voting aye. Mrs. Campbell abstained.*

**LETTER OF SUPPORT FOR SENATE BILL 917**

*The Council discussed a draft letter supporting Senate Bill 917. On a motion by Ms. Cohen and seconded by Mr. Comegys, a revised letter of support for Senate Bill 917 was adopted to read as follows:*

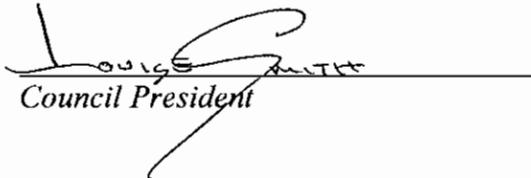
*This letter is in reference to Senate Bill 917 introduced by Senator Colburn and read the first time on February 21, 2011. We urge your support of this important legislation.*

*This bill will have a positive effect on local businesses in our community. Senate Bill 917 will allow viable businesses with expansion and employment opportunities to locate in Salisbury. Council considered and did not find any negative impact from this legislation; in fact, an example of the detrimental effects of the current limitations was raised. Senate Bill 917 offers more reasonable standards which are especially important in these tough economic times for our businesses.*

*Thank you for taking the time to review our support on this piece of legislation.*

*The special meeting adjourned at 2:35 p.m.*

  
City Clerk

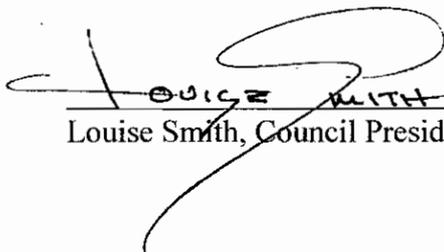
  
Council President



February 22, 2011

In accordance with §SC2-4 of the Salisbury City Charter, the undersigned members of the Salisbury City Council, representing a majority of the Council, hereby call a Special Meeting to be held on Friday, February 25, 2011 in Conference Room 306 of the City/County Government Office Building (125 N. Division Street).

The Special Meeting will be held at 1:30 p.m. for consideration of a Charter Amendment relating to elected officials participation in elective employee benefits.

  
Louise Smith, Council President

  
Gary A. Comegys, Council Vice President

\_\_\_\_\_  
Councilwoman Deborah S. Campbell

\_\_\_\_\_  
Councilwoman Terry E. Cohen

  
Councilwoman Eugenie P. Shields

*The City Council reserves the right to go into closed session  
as permitted under the Annotated Code of Maryland 10-508(a)*

Posted: February 22, 2011

## CHARTER AMENDMENT

### RESOLUTION NO. 2036

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SALISBURY, MARYLAND AMENDING §SC2-3 AND §SC3-3 OF THE CITY CHARTER TO PERMIT ELECTED OFFICIALS (MAYOR AND CITY COUNCIL) TO PARTICIPATE IN EMPLOYEE BENEFIT PROGRAMS BY PAYING THE FULL COST OF PARTICIPATION IN THE EMPLOYEE BENEFIT PROGRAM.

WHEREAS, §SC2-3 and §SC3-3 of the Salisbury City Charter provide for a method of establishing the compensation to be paid to members of the City Council and the Mayor; and

WHEREAS, §SC2-3 and §SC3-3 of the Salisbury City Charter permits members of the City Council and the Mayor to participate in elective employee benefit programs offered by the City to its employees; and

WHEREAS, the City Council wishes to codify that elected officials' participation in elective employee benefit programs requires that the elected official pay the full cost of participation in the employee benefit programs;

NOW, THEREFORE, BE IT RESOLVED that the Salisbury City Council amends the City Charter by amending Sections §SC2-3 and §SC3-3 as follows:

#### § SC2-3 Salary.

Each Councilmember shall receive a salary. A Salary Review Committee comprised of five (5) members to be appointed by the Mayor is hereby created to review salaries of Councilmembers. The Committee shall make a written recommendation to the City Council six months prior to the next election for Councilmembers, with salaries to be effective in the fiscal year after all five Councilmembers' current terms have expired. Salary recommendations shall be considered by the City Council and salary shall be set forth and adopted in an Ordinance passed by the City Council. Thereafter, a Salary Review Committee shall be appointed by the Mayor every four (4) years to perform the task set forth herein with salaries to be established by the City Council by Ordinance. Councilmembers may also be eligible to participate in benefit[s] programs **[in accordance with Ordinances passed by the City Council]** by paying the full cost of participation in the employee benefit programs. Nothing herein shall permit salaries or benefits to be changed to be effective during the term for which a Councilmember is then serving. The Committee established herein shall be the same Committee established for a similar review of the salary of the Mayor. [1959 Code, sec. 288. 1951, ch. 534, sec. 8] [Amended 7-12-65 by Res. No. 59\*; 11-12-73 by Res. No. 172\*\*; 12-14-81 by Res. No. 232; 11-8-93 by Res. No. 439; 2-22-10 by Res. No. 1890]

§ SC3-3 Salary.

The Mayor shall receive a salary. A Salary Review Committee comprised of five (5) members to be appointed by the Mayor is hereby created to review the salary of the Mayor. The Committee shall make a written recommendation to the City Council six months prior to the next election for Mayor, with the Mayor's salary to be effective in the fiscal year after the Mayor's current term expires. Salary recommendations shall be considered by the City Council and salary shall be set forth and adopted in an Ordinance passed by the City Council. Thereafter, a Salary Review Committee shall be appointed by the Mayor every four (4) years to perform the task set forth herein, with salary to be established by the City Council by Ordinance. The Mayor may also be eligible to participate in benefit[s] programs **[in accordance with Ordinances passed by the City Council]** by paying the full cost of participation in the employee benefit programs. Nothing herein shall permit the Mayor's salary or benefits to be changed to be effective during the term for which the Mayor is then serving. The Committee established herein shall be the same Committee established for a similar review of the salary of the Councilmembers.

[1959 Code, sec. 303. 1951, ch. 534, sec. 22] [Amended 7-12-65 by Res. No. 594\*; 11-12-73 by Res. No. 172\*\*; 12-14-81 by Res. No. 231; 11-8-93 by Res. No. 439; 2-22-10 by Res. No. 1890]

AND BE IT FURTHER RESOLVED by the City Council of the City of Salisbury that the title of this Resolution shall be deemed a fair summary of the amendment provided for herein for publication and all other purposes.

AND BE IT FURTHER RESOLVED by the City Council of the City of Salisbury that this Resolution shall take effect fifty (50) days from and after the date of its final passage, subject to the right of referendum. The City Clerk is hereby authorized to proceed with the posting and publication of this Resolution pursuant to the requirements of Article 23A of the *Annotated Code of Maryland*.

THE ABOVE RESOLUTION was introduced and duly passed at a meeting of the Council of the City of Salisbury, Maryland held on the \_\_\_\_ day of \_\_\_\_\_, 2011.

ATTEST:

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Brenda J. Colegrove  
CITY CLERK

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Louise Smith  
PRESIDENT, City Council

February \_\_, 2011

**Re: Senate Bill 917 – Support**

Dear \_\_\_\_\_:

This letter is in reference to Senate Bill 917 introduced by Senator Colburn and read the first time on February 21, 2011. We urge your support of this important legislation.

This bill will have a positive effect on local businesses in our community. For example, it will allow one business, Evolution Craft Brewing, to have 5 Class B licenses and a Class 7 micro brewery. Senate Bill 917 will allow this business a net increase of 2 Call B licenses. These are more reasonable standards which are especially important in these tough economic times for our businesses.

Thank you for taking the time to review our support on this piece of legislation. After this bill comes up for a vote, we would appreciate being informed as to how you voted and why.

Sincerely

\_\_\_\_\_  
Louise Smith  
Council President

\_\_\_\_\_  
Gary Comegys  
Council Vice President

\_\_\_\_\_  
Deborah Campbell  
Councilwoman

\_\_\_\_\_  
Terry Cohen  
Councilwoman

\_\_\_\_\_  
Shanie Shields  
Councilwoman

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