Charter Amendment No. 13-1

Resolution No.: 7-2-13

Adopted: 08-15-13

Effective Date: 10-04-13

BOARD OF MANAGERS

FOR

CHEVY CHASE VILLAGE, MD

A RESOLUTION TO AMEND SECTION 77-4 OF THE CHEVY CHASE VILLAGE CHARTER

This Resolution of the Board of Managers of Chevy Chase Village (the "Board of Managers") is adopted pursuant to Article XI-E of the Constitution of Maryland, Article 23A, Section 13 et seq. of the Annotated Code of Maryland and the Charter of Chevy Chase Village to amend Section 77-4 of the Chevy Chase Village Charter (the "Village Charter"), to authorize various officials to be bonded or covered by other insurance and to delete the requirement that the Board of Managers meet in August of each year.

SECTION 1. BE IT RESOLVED BY THE BOARD OF MANAGERS that Section 77-4, "Board of Managers, Officers, Duties and Surety Bond" of the Village Charter be repealed, re-enacted and amended to read as follows:

Section 77-4 Board of Managers, Officers, Duties and Surety Bond OR OTHER INSURANCE

(a) * * * *

(b) The Board of Managers shall elect from among its members the following officers:

CAPS	: Indicate matter added to existing law.
~~[Brackets]~~	: Indicate matter deleted from law.
Asterisks * * *	: Indicate matter remaining unchanged in existing law but not set forth in Charter Resolution

A Chairman—whose duties shall be to preside at the meetings of the Board of Managers and at the annual and special meetings of the said Chevy Chase Village, to call special meetings of the said Chevy Chase Village and to act generally as the chief executive officer of Chevy Chase Village.

A Vice Chairman—whose duties shall be to act in the place of the Chairman during his absence or incapacity.

In the event of the incapacity or absence of both the Chairman and Vice Chairman, the Board of Managers shall appoint a Temporary Chairman to act in the place of the Chairman.

A Secretary—who shall be the custodian of all records, correspondence and other documents of Chevy Chase Village and who shall take the minutes of all meetings of the Board of Managers and who shall otherwise perform the duties of a Secretary.

A Treasurer—who shall act as the custodian of all funds which are received to the credit of Chevy Chase Village and who shall deposit all such funds in such investments as are authorized for municipalities by State law and which are permitted by an investment policy to be adopted by the Board of Managers and who shall pay out such funds only in accordance with this Act [Charter] as instructed by the Board of Managers. He shall keep such accounts and books as directed by the Board of Managers and shall make all necessary reports required of him by the Board of Managers under this Act [Charter] and by the laws of the State of Maryland. **[**~~The Treasurer of Chevy Chase Village shall give bond, with corporate surety to be approved by the Board of Managers, in such amount as the Board of Managers shall determine, conditioned upon the faithful accounting by him for all moneys which shall pass through his hands as Treasurer and the payment over to his successor of all such moneys as remain in his hands upon the termination of his tenure of office. The premium on the bond shall be paid by Chevy Chase Village.~~**]**

An Assistant Treasurer—who shall act in the place of the Treasurer during the Treasurer's absence or incapacity **[**~~and who shall be bonded in the same manner as the Treasurer~~**].**

(c) * * * *

(d) The Board of Managers shall meet not less than once each month at times and places of its choosing to transact such business as may properly come before it, EXCEPT THAT THE BOARD NEED NOT MEET IN AUGUST. Four members of the Board shall constitute a quorum for the transaction of business; provided, however, that all actions involving the election of members to the Board to fill a vacancy occurring between annual elections, the certifying of tax rates, expenditures of Village funds, except for the payment of current bills, or the levying of special assessments on property for assessable improvements shall require the affirmative vote of at least four members of the Board of Managers.

E. THE CHEVY CHASE VILLAGE TREASURER, ASSISTANT TREASURER, BOARD CHAIR, BOARD VICE CHAIR, AND ANY OTHER OFFICAL AUTHORIZED TO SIGN CHECKS OR TRANSFER FUNDS, SHALL GIVE BOND, WITH CORPORATE SURETY,

OR SHALL BE OTHERWISE INSURED UNDER A POLICY OF INSURANCE, TO BE APPROVED BY THE BOARD OF MANAGERS, IN SUCH AMOUNT AS THE BOARD OF MANAGERS SHALL DETERMINE, TO INDEMNIFY CHEVY CHASE VILLAGE FROM LOSS. THE PREMIUM ON THE BOND OR INSURANCE SHALL BE PAID BY CHEVY CHASE VILLAGE.

(Failure of the Board to meet as herein prescribed shall not work a forfeiture of this Act [Charter], and meetings not held in due time may be held as soon thereafter as practicable.)

(Mont. Co. Code 1965, Sec. 52-4; 1947, ch. 812, Sec. 79; 1951, ch. 251, Sec. 1; 1953, ch. 146, Sec. 1; Chevy Chase Village Charter Amend. 95-1; Chevy Chase Village Charter Amend. 95-2; Chevy Chase Village Charter Amend. 95-3.)

SECTION 2. AND BE IT FURTHER RESOLVED, that the date of adoption of this Resolution is August 15, 2013 and that the amendment to the Village Charter hereby proposed by this enactment shall be and become effective on October 4, 2013 unless a proper petition for a referendum thereon shall be filed as permitted by law on or before September 24, 2013.

SECTION 3. AND BE IT FURTHER RESOLVED, that a complete and exact copy of this Resolution shall be posted at Village Hall, 5906 Connecticut Avenue, Chevy Chase, Maryland 20815 for at least forty (40) days following adoption and a fair summary of this Resolution shall be published in a newspaper of general circulation in Chevy Chase Village not less than four (4) times, at weekly intervals, within a period of at least forty (40) days starting immediately after the date of adoption.

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 Chair of the Board of Managers shall send, by certified mail, return receipt requested, bearing a postmark from the United States Postal Service, to the Department of Legislative Services, the following information concerning the Charter Amendment: (i) the complete text of this Amendment to the Village Charter as hereby enacted; (ii) the date of the referendum election, if any, held with respect thereto; (iii) the number of votes cast for and against the question concerning the Charter Amendment, whether by the Board of Managers or in a referendum; and (iv) the effective date of the Charter Amendment.

SECTION 5. AND BE IT FURTHER RESOLVED, that the said Chair be and is hereby specifically instructed to carry out the provisions of Sections 3 and 4. As evidence of compliance herewith, the said Chair shall cause to be placed in the Village files the following information concerning the Charter Amendment: (i) appropriate certificates of publication of the newspaper in which a fair summary of the Resolution shall have been published; and (ii) the return receipt of the mailing referred to in Section 4, and shall further complete and execute the Certificate of Effect attached hereto.

Patricia S. Baptiste, Chair

Gary Crockett

ABSENT
Elissa A. Leonard

ABSENT
David L. Winstead

Michael L. Denger, Vice Chair

ABSENT
Robert C. Goodwin, Jr.

Richard Ruda

ATTEST:

Richard Ruda, Secretary