

Resolution No.: 16-1476  
Introduced: July 27, 2010  
Adopted: July 27, 2010

**COUNTY COUNCIL  
FOR MONTGOMERY COUNTY, MARYLAND**

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By: County Council

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**SUBJECT:** Proposed Amendments to County Charter

**Background**

- (1) §5 of Article XI-A of the Maryland Constitution, §7-102(c)(3)(i) of the Elections Article of the Maryland Code, and §16-14 of the Montgomery County Code provide that amendments to the Charter of Montgomery County may be proposed by a resolution of the County Council. §5 of Article XI-A of the Constitution also provides that amendments to the Charter may be proposed by a petition signed by at least 10,000 registered voters of the County and filed with the President of the County Council.
- (2) Under §7-103(c)(3)(i) of the Elections Article of the Maryland Code, proposed Charter amendments must be certified to the County Board of Elections on or before the third Monday in August in the year of a general or Congressional election at which those Charter amendments will be submitted to the voters. §16-16 of the County Code provides that a ballot title or summary, prepared by the County Council, of all proposed Charter amendments must appear in print on the voting machine or ballot.
- (3) A petition to amend Sections 105 and 202 of the Charter has been circulated and may be filed with the County Board of Elections. The Board of Elections has not determined whether the petition has the required number of signatures to qualify for inclusion on the 2010 general election ballot.

**Action**

The County Council for Montgomery County, Maryland approves the following resolution:

The following Charter amendment must be placed on the 2010 general election ballot if the petition containing the amendment qualifies for inclusion on the 2010 ballot.

A

**Term Limits – County Council and County Executive**

By petition the voters of Montgomery County propose to amend Sections 105 and 202 of the Charter of Montgomery County as follows:

**SECTION 105      Term of Office**

Members of the Council shall hold office for a term beginning at noon on the first Monday of December next following the regular election for the Council and ending at noon on the first Monday of December in the fourth year thereafter. In no case shall a Council Member be permitted to serve more than three consecutive terms. Any member of Council who will have served three or more consecutive terms at noon on the first Monday of December 2014 shall be prohibited from commencing to serve a successive term of office at that time.

**SECTION 202      Election and Term of Office**

The County Executive shall be elected by the qualified voters of the entire County at the same time as the Council and shall serve for a term of office commencing at noon on the first Monday of December next following the election, and ending at noon on the first Monday of December in the fourth year thereafter, or until a successor shall have qualified. In no case shall a County Executive be permitted to serve more than three consecutive terms. Any County Executive who will have served three or more consecutive terms at noon on the first Monday of December 2014 shall be prohibited from commencing to serve a successive term of office at that time.

*The ballot for this question must be designated and read as follows:*

**Question A**

**Charter amendment by petition**

**Term Limits – County Council and County Executive**

Amend Sections 105 and 202 of the County Charter to:

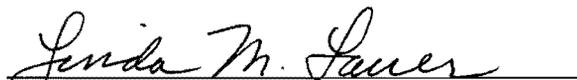
- limit the County Executive and members of the County Council to 3 consecutive terms in office, and
- provide that a County Executive and any member of the County Council who will have served 3 or more consecutive terms on December 1, 2014, cannot serve another successive term in the same office.

**FOR**

**AGAINST**

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This is a correct copy of Council action.

  
Linda M. Lauer, Clerk of the Council