

RESOLUTION NO. 2009-03

A RESOLUTION OF THE COMMISSIONERS OF ST. MICHAELS TO APPOINT A SUCCESSOR TO SERVE THE UNEXPIRED TERM OF GEORGE M. WALISH, JR. AS TOWN COMMISSIONER UNTIL THE SECOND TUESDAY IN THE MONTH OF JUNE FOLLOWING THE 2010 ELECTION OF COMMISSIONERS

WHEREAS, The Commissioners of St. Michaels (hereafter the "Town") is a Maryland municipal corporation empowered generally by the Maryland Constitution, Art. 11-E (Municipal Corporations), and by the Maryland Code (1957) Art. 23A (Municipal Corporations), as amended; and

WHEREAS, the Town has adopted and is governed according to the Charter of the Town of St. Michaels (1980), as amended (hereafter the "Town Charter"); and

WHEREAS, Article II of the Town Charter provides that the Town is governed by a body known as the Commissioners of St. Michaels (the "Town Commission"), consisting of five (5) individuals (the "Town Commissioners") who have been initially elected by the citizens of the Town to serve for a term of four (4) years; and

WHEREAS, Article II of the Town Charter further provides that the Town Commission shall meet on a regular basis, and requires a quorum of Town Commissioners, to address matters of importance to the Town, enact Town ordinances, and to conduct other Town business; and

WHEREAS, Article IV of the Town Charter addresses vacancies on the Town Commission, and establishes a procedure for filling vacancies on the Town Commission; and

WHEREAS, the Town Charter, § C-35, A, (1), provides that when vacancy occurs on the Town Commission more than 90 days before the next regular election of Town Commissioners, and when a majority of the remaining Town Commissioners who have been elected by the voters of the Town agree on a qualified citizen to fill the vacancy on the Town Commission, within 30 days following the occurrence of that vacancy said majority of the remaining Town Commissioners shall appoint such a citizen to fill the vacancy on the Town Commission for a term that shall expire on the second Tuesday in the month of June following the next regular election of Town Commissioners; and

WHEREAS, George M. Walish, Jr. was elected by the voters of the Town as a Town Commissioner for a four (4) year term beginning on the second Tuesday of June, 2008; and

WHEREAS, on January 14, 2009, George M. Walsh, Jr. submitted his written resignation from the office of Town Commissioner, which according to the terms of such resignation was effective immediately on that date; and

WHEREAS, at this time a majority of the remaining Town Commissioners who have been elected by the voters of the Town deem it in the best interest of the Town, and for the good government of the Town, to exercise the authority granted to them by the Town Charter to appoint

Mr. A. Philip Dinkel

(Name of person elected by majority vote of the four (4) remaining Commissioners)

as a Town Commissioner, to fill the vacancy on the Town Commission created by the resignation of George M. Walsh, Jr. until the next regular election of Commissioners.

SECTION 1.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF ST. MICHAELS, that

Mr. A. Philip Dinkel

(Name of person elected by majority vote of the four (4) remaining Commissioners)

is hereby appointed as a Town Commissioner, to fill the vacancy on the Town Commission created by the resignation of George M. Walsh, Jr., which appointment shall be effective immediately and shall be for the period from this date until the swearing in of his successor on the second Tuesday in the month of June following the next regular election of Town Commissioners.

SECTION 2.

AND BE IT FURTHER RESOLVED, that the Town Clerk/Manager shall cause a copy of this Resolution to be posted and put on public display on the bulletin board in the Town Office for a period of twenty (20) days following its passage, and placed in the minutes of the Town Commission.

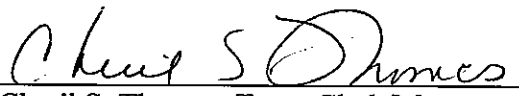
THIS RESOLUTION HAVING BEEN INTRODUCED AND PASSED by the following yea and nay vote of the Commissioners of St. Michaels on the 28th day of January 2009.

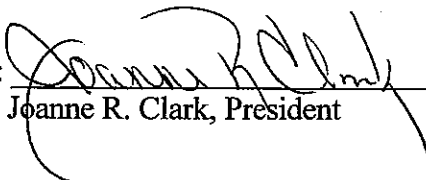
Brady	-	<u> yea </u>
Clark	-	<u> yea </u>
Hunt	-	<u> yea </u>
Snyder	-	<u> yea </u>

I HEREBY CERTIFY that the above Resolution was passed by a yea and nay vote of the Commissioners of St. Michaels on the 28th day of January 2009.

ATTEST:

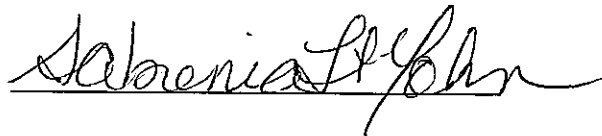
THE COMMISSIONERS OF ST. MICHAELS


Cheril S. Thomas, Town Clerk/Manager

By:  (SEAL)
Joanne R. Clark, President

I HEREBY CERTIFY that an exact copy of the foregoing Resolution was posted on the bulletin board in the Town Office on the 29th day of January, 2009, at 8:30 o'clock a.m. and was there continuously posted for at least twenty (20) consecutive days, said posting having terminated on the 19th day of February, 2009, at 8:30 o'clock a.m.

WITNESS:



 (SEAL)
Cheril S. Thomas, Town Clerk/Manager