

Amending Chapter 2, Administration
Sponsored by: Councilmember Sweet

LEGISLATIVE RESOLUTION 24-0-05

Resolution and Ordinance of the Town of University Park to amend Chapter 2 “Administration”, by repealing and re-enacting §2-203, “Personnel Actions”, of the Code of Ordinances of the Town of University Park.

WHEREAS, pursuant to §5-202 of the Local Government Article, Annotated Code of Maryland, the Mayor and Common Council of the Town of University Park have the power to pass such ordinances as deemed necessary to protect the health, safety and welfare of the residents of the municipality and to prevent and remove nuisances; and

WHEREAS, the Mayor and Common Council have adopted Chapter 2, “Administration”, Article 2, “Police Personnel” to make provision for the employment and discipline of police officers, including a reference to state law; and

WHEREAS, the state law with respect to police officer discipline has changed, and is now entitled the “Police Accountability and Discipline Act”, and found at §3-101 *et seq.*, Title 3, “Law Enforcement”, Public Safety Article, Annotated Code Of Maryland; and

WHEREAS, the Mayor and Common Council have determined that it is in the public interest to conform the references in the Town Code to the enacted State law.

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW

[Brackets] indicate matter deleted from existing law

* * Asterisks* * indicate existing law which are unchanged but not set forth in the ordinance

CAPITALS INDICATE MATTER ADDED BY AMENDMENT TO THE PROPOSED ORDINANCE

[Brackets] indicate matter deleted by amendment to the proposed ordinance

Section 1: NOW THEREFORE be it resolved and ordained by the Mayor and Common Council of the Town of University Park that Chapter 2 “Administration”, §2-203, “Personnel Actions” of the Code of the Town of University Park, be repealed, re-enacted and amended to read as follows:

§ 2-203 Personnel actions.

All personnel actions involving full-time and part-time police officers, including all hiring, promotions, salary increases, terminations, dismissals, demotions, reductions in pay, and all suspensions shall be decided by the Chief of Police, or THE CHIEF’S [his] designee, subject to §3-101 *ET SEQ.*, TITLE 3, “LAW ENFORCEMENT”, PUBLIC SAFETY ARTICLE, ANNOTATED CODE OF MARYLAND” the [~~Law Enforcement Officer's Bill of Rights~~], and except as otherwise provided by law. All police officers shall serve a probation period equal to 24 months' active duty.

Section 2. Be it further resolved and ordained by the Mayor and Common Council of the Town of University Park that this Ordinance shall become effective twenty (20) days after enactment by the Mayor and Common Council of University Park.

Section 3: Be it further resolved that, after adoption, a complete and exact copy of this Ordinance shall be posted on the entrance door of the Town Building of University Park, Maryland, for a period of not less than ten (10) days, and a fair summary of this Ordinance shall be published at least once in a newspaper having general circulation in the community.

Section 4. If any section, subsection, provision, sentence, clause, phrase or word of this Ordinance is for any reason held to be illegal or otherwise invalid by any court of competent jurisdiction, such invalidity shall be severable, and shall not affect or impair any remaining section, subsection, provision, sentence, clause, phrase or word included within this Ordinance, it being the intent of the Town that the remainder of the Ordinance shall be and shall remain in full force and effect, valid and enforceable.

APPROVED this 18th day of July, 2024.

ATTEST:

MAYOR AND COMMON COUNCIL
TOWN OF UNIVERSITY PARK


Alicandra Hegeman, Town Clerk

By: 
Laurie Morrissey, Mayor

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: _____
Suellen M. Ferguson, Town Attorney