

Date of 1st reading: _____, 2013

Date of 2nd reading and Public Hearing: _____, 2013

**TOWN OF NEWPORT
DELAWARE**

ORDINANCE # 2013 - _____

**AN ORDINANCE TO ESTABLISH A DATE AND PROCEDURE FOR
RECOMMENDATION OF APPOINTMENT OF THE ALDERMAN.**

WHEREAS, the Delaware General Assembly (two-thirds of all members of each house thereof concurring) did amend the Charter of the Town of Newport by adoption and passage of House Bill 280 of the 146TH General Assembly; and

WHEREAS, the Charter amendment provided for the recommendation of the appointment of the Town of Newport Alderman and Assistant Alderman to the Governor of the State of Delaware; and

WHEREAS, the Mayor and Commissioners of the Town of Newport desire to establish a date and procedure for implementing the submission of the recommendation of appointment of the Alderman.

**NOW THEREFORE, BE IT ENACTED AND HEREBY ORDAINED BY THE
MAYOR AND COMMISSIONERS OF NEWPORT THAT:**

1. Selection of Recommended Alderman.

The Mayor and Commissioners shall determine, by majority vote and by Resolution, the selection of acceptable candidates for recommendation to the Governor of the State of Delaware for appointment as Town of Newport Alderman and Assistant Alderman.

2. Date of Submission to Governor.

The Resolution of the Mayor and Commissioners designating the acceptable candidates for Town of Newport Alderman and Assistant Alderman shall be submitted to the Governor no later than January 31ST, 2014. Thereafter, the submission to the Governor shall be at least thirty (30) days prior to the expiration of the Alderman or Assistant Alderman's two (2) year term of office as mandated in the Town of Newport Charter.

3. Severability and Captions.

This Ordinance and the various parts, sections, subsections, phrases and clauses thereof are hereby declared to be severable. If any part, section, subsection,

sentence, phrase or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby. The Captions included at the beginning of each Section are for convenience only and shall not be considered a part of this Ordinance.

4. Repeal.

All resolutions, ordinances, orders or parts thereof in conflict in whole or in part with any of the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

5. Effective Date.

This ordinance shall become effective immediately upon passage by the Mayor and Commissioners of the Town of Newport.

The Mayor and the Commissioners of the Town of Newport hereby adopt this ordinance and its provisions to be held in full effect from this _____ day of December, 2013.

Town Secretary

Mayor

Town Solicitor

Commissioner

Commissioner

Commissioner

Commissioner