



SPONSOR: Sen. Poore & Rep. Minor-Brown

DELAWARE STATE SENATE
151st GENERAL ASSEMBLY

SENATE BILL NO. 145

AN ACT TO AMEND THE CHARTER OF THE MUNICIPAL SERVICE COMMISSION OF THE CITY OF NEW CASTLE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE (Two-thirds of all members elected to each house thereof concurring therein):

1 Section 1. Amend the Charter of the Municipal Service Commission of the City of New Castle by making
2 deletions as shown by strike through and insertions as shown by underline as follows:

3 THE MUNICIPAL SERVICE COMMISSION

4 Section 1. Municipal Services Commission; Appointments; Vacancies; Definitions

5 (a) A Municipal Services Commission for the City of New Castle is hereby created, the business and affairs of
6 which shall be managed by or under the direction of a Commission composed of ~~three~~ 3 Commissioners who shall be
7 residents of and qualified voters of the City of New Castle and who shall have resided in said City for at least ~~three~~ 3 years
8 prior to their appointment.

9 (b) ~~The Commissioners~~ Each Commissioner shall serve ~~until their successors shall have been appointed and~~
10 ~~qualified~~ for a term of 4 years from the date of the Commissioner's appointment. ~~One of said Commissioners shall be~~
11 ~~appointed by the Mayor of the City, one~~ Two Commissioners will be appointed by the Council of the City, ~~and one by~~
12 ~~the Trustees of the New Castle Common of said City~~ The Mayor of the City of New Castle will serve as the third
13 Commissioner. In the event of the Mayor's absence, the City Administrator may serve as a substitute for the Mayor as the
14 third Commissioner. In the month of March in each year a successor to the Commissioner whose term expires on April 1 in
15 that year shall be appointed for the term of ~~three~~ 4 years ~~by the power who appointed the member whose term is to expire.~~

16 (c) Any vacancy during a term shall be filled for the remainder of the term by appointment of the ~~power who made~~
17 ~~the original appointment.~~ City Council. In exercising the above appointing power, ~~the Mayor shall not appoint himself, the~~
18 Council shall not appoint one of its own ~~members, and the Trustees of the Common shall not appoint one of its own~~
19 members.

SYNOPSIS

This Act amends the Charter of the Municipal Service Commission of the City of New Castle by granting the City Council of New Castle the power to appoint two of the three Commissioners to serve on the Municipal Service Commission, with the incumbent Mayor as the third Commissioner. This Act also sets the terms of each appointed

Commissioner to 4 years, and allows the City Administrator to serve as a substitute for the Mayor on the Commission in the Mayor's absence.

Author: Senator Poore