

11-E of the Constitution of the State of Maryland, and Section 13 of Article 23A of the Annotated Code of Maryland, entitled "Municipal Corporations," as said Section was enacted by Chapter 423 of the Acts of the General Assembly of Maryland, 1955, entitled "A RESOLUTION TO AMEND THE CHARTER OF THE CITY OF CUMBERLAND, MARYLAND (1966 EDITION), BY REPEALING AND REENACTING, WITH AMENDMENTS, SECTION 43 OF SAID CHARTER, FOUND UNDER THE SUBTITLE 'CIVIL SERVICE—FIRE AND POLICE', AND PERTAINING TO APPOINTMENTS TO POSITIONS IN CLASSIFIED SERVICE, PROBATIONARY PERIOD AND TEMPORARY APPOINTMENTS."

*Section 1.* BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF CUMBERLAND, That Section 43 of the Charter of the City of Cumberland (1966 Edition) be and is hereby repealed and reenacted, with amendments, to read as follows:

"When a vacancy occurs or a new position is created in the classified service, the appointing officer shall fill such position provisionally by the appointment of one of the persons certified to him by the commission as above provided, which appointee shall be on probation for a period of [one year] *six months*. At or before the expiration of the period of probation, the head of the department or office in which such candidate is employed may, in the exercise of his discretion, remove the said probationer. Unless so removed during the probationary period, his appointment shall be deemed complete. Where an emergency arises or the services to be rendered are only for a temporary period, not to exceed sixty days, the appointing officer may, with the approval of the commission, make a temporary appointment to remain in force not exceeding sixty days, and only until a regular appointment under the provisions of this subtitle can be made."

*Section 2.* AND BE IT FURTHER RESOLVED, That the date of the passage of this Resolution is August 11, 1970, and the amendment to the Charter of the City of Cumberland hereby enacted, shall become effective on September 30, 1970, unless a proper Petition for a Referendum hereon shall be filed as provided by Section 13 of Article 23A of the Annotated Code of Maryland, and provided a complete and exact copy of this Resolution shall be continuously posted on the North Centre Street entrance of the City Hall, Cumberland, Maryland, until September 20, 1970, and provided further that a fair summary of the proposed amendments shall be published in the Cumberland Evening Times, a newspaper of general circulation in the City of Cumberland, once in each of the weeks of Aug. 10, 17, 24, 31 and Sept. 7, 1970.

*Section 3.* AND BE IT FURTHER RESOLVED, That the Mayor of the City of Cumberland is hereby specifically directed to carry out the provisions of Section 2 hereof, regarding the giving of notice by posting and publication of this Resolution approving the same, and, as evidence of said compliance, the City Clerk shall cause to be affixed hereto a certificate of publication of the newspaper in which the summary of this Resolution shall have been published, and the Mayor, if there is no Petition for a Referendum, shall declare the Charter Amendment made to be effective on the effective date herein provided for, which is September 30, 1970, by affixing his signature hereto in the space provided below the effective date hereof.

*Section 4.* AND BE IT FURTHER RESOLVED, That as soon as the Charter amendment hereby made shall become effective, either as herein