

corporate to be known as the "City of Gaithersburg," with all of the privileges of a body corporate, by that name to sue and be sued, to plead and be impleaded in any court of law or equity, to have and use a common seal and to have perpetual succession.

2. The corporate limits of the City shall continue to be the limits as they exist on the effective date of this Charter until they be hereafter amended as provided by law.

3. All legislative powers of the City shall be vested in a Council consisting of five Councilmen who shall be elected as hereinafter provided and who shall, except as hereinafter provided, hold office for a term of four years or until their successors shall take office. The regular term of each Councilman shall expire on the second Monday following the election of his successor. The Councilmen holding office at the time this Charter becomes effective shall continue to hold office for the term for which they were elected and until their successors take office under the provisions of this Charter. In the election which shall take place in the calendar year 1970, the two candidates for the office of Councilman receiving, respectively, the highest and the second highest number of votes shall be elected for four year terms. The three candidates receiving, respectively, the third highest, fourth highest and fifth highest number of votes shall be elected for two year terms.

4. No person shall be eligible for election to the office of Councilman unless he shall have resided in the City for at least two consecutive years immediately preceding his election and unless he also be a qualified voter of the City.

5. Each Councilman shall receive an annual salary to be fixed from time to time by ordinance passed by the Council. No Councilman's salary may be increased by an ordinance adopted during his term of office. The Councilmen elected to office in the election to take place in the calendar year 1970 shall receive the sum of One Thousand Dollars per annum unless that figure shall be changed by ordinance hereafter passed pursuant hereto.

6. The Council shall meet regularly at such times as may be prescribed by its rules, but not less frequently than once each month. All regular meetings of the Council shall be open to the public and residents of the City shall have a reasonable opportunity to be heard at any regular meeting in regard to any municipal question, provided that this shall not be construed to require the Council to permit additional evidence in any matter with respect to which the record has been closed. Special meetings shall be called by the City Manager upon request of the Mayor or a majority of the members of the Council. Such meetings may, but need not be, open to the public.

7. The Council shall be the judge of the election and qualification of its members to any other persons.

8. The Mayor shall serve as President of the Council. He may take part in all discussions of the Council, but shall have no vote on any decision by the Council. The Council shall elect a Vice-president of the Council from among its members who shall act as President in the absence of the President. At any meeting at which the President and Vice-president shall both be absent the Council may elect one of its members to act as President pro tem.

9. A majority of the members of the Council shall constitute a quorum for the transaction of business, but no ordinance shall be approved except