

OF THE CITY OF CUMBERLAND FROM AND AFTER THE EFFECTIVE DATE OF SUCH LEASE EXCEPT FOR CONFIRMING SUCH TRANSFER AND WINDING UP ITS AFFAIRS: PROVIDING FOR THE FUTURE OPERATION OF MEMORIAL HOSPITAL BY SUCH NON-PROFIT CORPORATION; PROVIDING THAT IN CONNECTION WITH BORROWING BY THE NON-PROFIT CORPORATION; FOR ITS CORPORATE PURPOSES, SUCH NON-PROFIT CORPORATION FOR ITS CORPORATE PURPOSES, SUCH NON-PROFIT CORPORATION MAY TRANSFER, ASSIGN, MORTGAGE, ENCUMBER OR OTHERWISE PLEDGE THE MEMORIAL HOSPITAL PROPERTY, AND ANY INTEREST IN SAID PROPERTY, AND MAY ASSIGN OR SUBORDINATE ANY INTEREST IN THE LEASE, OR IN SAID PROPERTY, AS SECURITY FOR THE BORROWING; PROVIDING THAT THE CITY AND THE BOARD OF GOVERNORS MAY EXECUTE AND DELIVER ANY INSTRUMENT NECESSARY OR APPROPRIATE TO EFFECT OR CONFIRM THE MORTGAGING THE OTHER CREATION OR ASSIGNMENT OF ANY SECURITY IN MEMORIAL HOSPITAL, WHETHER IN FEE OR OTHERWISE, AS SECURITY FOR SUCH BORROWING; PROVIDING THAT THE ACCOMPLISHMENT OF ANY OF THE TRANSACTIONS CONTEMPLATED BY THESE SECTIONS 202 AND 203 SHALL NOT CONSTITUTE A DEBT OF THE CITY WITHIN THE MEANING OF ANY CONSTITUTIONAL, STATUTORY, CHARTER OR OTHER PROVISION OF LAW ORDINANCE OR REGULATION WHICH PROHIBITS OR IN ANY WAY LIMITS OR OTHERWISE AFFECTS THE INCURRENCE OF DEBT BY THE CITY; PROVIDING THAT SECTION 203 SHALL BE SELF-EXECUTING, AND THAT NO FURTHER ADVERTISEMENT, NOTICE, HEARING ORDINANCE, RESOLUTION, REFERENDUM OR OTHER ACTION SHALL BE REQUIRED TO ACCOMPLISH THE TRANSACTIONS CONTEMPLATED BY SECTION 203; PROVIDING THAT UPON CESSATION OF THE LEASE THE CITY MAY CREATE A SEPARATE PUBLIC BODY OR AGENCY TO HOLD, OPERATE AND ADMINISTER MEMORIAL HOSPITAL AND GENERALLY.

[Section 202 and 203 of the Charter of the City of Cumberland, Allegany County, added.

Effective Date February 11, 1982]

 CHARTER AMENDMENT
 RESOLUTION NO. 85

RESOLUTION of the Mayor and City Council of Cumberland, Maryland, adopted pursuant to the authority contained in Article 11-E of the Constitution of the State of Maryland and Section 12 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, SECTIONS 10(f), 11, AND 12 OF SAID CHARTER, TO PROVIDE FOR THE TIME AND PLACE OF HOLDING REGULAR MUNICIPAL ELECTIONS, AND TO PROVIDE FOR THE METHOD OF DETERMINING THE SUCCESSFUL CANDIDATES FOR OFFICE, AND TO PROVIDE FOR THE QUALIFICATIONS AND TERMS OF OFFICE OF THE MAYOR AND COUNCILMEN."

[Section 10(f), 11, and 12 of the Charter of the City of Cumberland, Allegany County, repealed and reenacted, with amendments.