

**CURATIVE RESOLUTION
RESOLUTION NO. RS-2016-10**

ANTIETAM BATTLEFIELD ADVISORY COMMITTEE

(The Board of County Commissioners of Washington County, Maryland, adopted Resolution No. RS-2016-09 on June 14, 2016, which was recorded in Liber 14, folio 831, among the Acts, Ordinances, and Resolutions in the Office of the Clerk of the Circuit Court for Washington County, Maryland. It has been since discovered that the text of the recorded version (specifically, Exhibit A, Article Four, Section B) was erroneous and did not accurately reflect the intended language. Therefore, to cure the discrepancies and evidence the correct language, this Curative Resolution is adopted.)

WHEREAS, pursuant to the Environmental Impact Statement and General Management Plan of the Antietam National Battlefield, a Civil War Sites Advisory Commission has been established pursuant to the Civil War Sites Study Act of 1990 (PL 101-628) to assist the National Park Service in obtaining current information on the significance of Civil War sites, any possible threats to their integrity, and possible alternatives for their preservation and interpretation; and

WHEREAS, the Board of County Commissioners of Washington County, Maryland (the *Board*), in accordance with said Plan, have requested that the National Park Service operating the Antietam National Battlefield consider the formation of a local citizens' advisory commission, which would serve to improve communication between the Park Service and the local communities surrounding the Battlefield; and

WHEREAS, the Board, in cooperation with the National Park Service, desires to establish a local citizens' advisory commission called the "Antietam Battlefield Advisory Committee" in order to obtain citizen input and to improve communication between the National Park Service managing the Antietam Battlefield and the local community.

WHEREAS, by a resolution dated May 25, 1993, the Board did establish a local citizens' advisory commission by creating the Antietam Battlefield Advisory Committee (the *Committee*); and

WHEREAS, said resolution contained certain provisions that are more appropriately set forth as distinct bylaws; and

WHEREAS, the Committee desires to amend and restate those provisions and adopt them as Bylaws; and

WHEREAS, the Board believes it to be in the best interests of the citizens of Washington County and the Committee to repeal the aforementioned resolution and any existing bylaws, provide for the reconstitution and continued operation of the Committee, and adopt Bylaws as recommended by the Committee as a distinct document; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Washington County, Maryland, that the Board of County Commissioners does hereby repeal the Resolution dated May 25, 1993, concerning the Antietam Battlefield Advisory Committee and any bylaws governing the Committee.

BE IT FURTHER RESOLVED, that the Board does hereby recreate and reconstitute the Antietam Battlefield Advisory Committee.

BE IT FURTHER RESOLVED, that upon recommendation of the Committee, the Board does hereby approve the Bylaws of the Committee, attached as Exhibit A hereto.

BE IT FURTHER RESOLVED, that the Board may appoint members and provide for staggered terms as may be necessary to effectuate the intent of this Resolution and the Bylaws.

Adopted and effective this 21st day of June, 2016.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF WASHINGTON COUNTY, MARYLAND



Vicki C. Lumm, County Clerk

BY: 

Terry L. Baker, President

Approved for legal sufficiency:



Kirk C. Downey
Deputy County Attorney

ANTIETAM BATTLEFIELD ADVISORY COMMITTEE BYLAWS

ARTICLE ONE NAME

The name of the committee shall be the "ANTIETAM BATTLEFIELD ADVISORY COMMITTEE" (the *Committee*).

ARTICLE TWO PRINCIPAL OFFICE

The principal office of the Committee shall be 100 W. Washington Street, Hagerstown, Maryland 21740. The principal meeting place of the Committee shall be the National Park Headquarters at the Antietam Battlefield.

ARTICLE THREE PURPOSES

The Committee is formed to:

- A. Serve in an advisory capacity to the National Park Service managing the Antietam Battlefield relating to all aspects of the Antietam Battlefield;
- B. Improve communication between the National Park Service managing the Antietam Battlefield and the local community;
- C. Communicate to the Board of County Commissioners of Washington County any concerns the committee may have regarding the Antietam Battlefield; and
- D. Perform such other functions at the direction and upon the request of the Board of County Commissioners of Washington County as necessary.

ARTICLE FOUR MEMBERSHIP

A. The Committee shall consist of ten (10) voting members who shall be appointed by the Board of County Commissioners of Washington County, Maryland, at least one of whom shall be a resident of the Town of Sharpsburg. In addition to the ten (10) voting members, the Board of County Commissioners of Washington County, Maryland, may appoint others to serve as non-voting, ex officio members of the Committee for terms of office as deemed advisable by the Board.

B. The original term of three (3) members shall be for one (1) year; the original term of three (3) of the members shall be for two (2) years; and the original term of four (4) additional members shall be for three (3) years. Subsequent terms of all members shall be for three (3) years. Members of the Committee shall be eligible for reappointment for one (1) three-year term only, and, following the second consecutive three (3) year term, shall be eligible for reappointment only following an intervening absence of one (1) year.

C. Vacancies occurring on the Committee for any reason shall be filled for the unexpired term by the Board of County Commissioners. The Board of County Commissioners shall have the authority to remove any members of the Committee when in its discretion the best interests of the community shall be served thereby. A vacancy shall occur in the Committee when the member has three (3) unexcused absences per year.

ARTICLE FIVE OFFICERS

A. **Elective Officers.** The elective officers of the Committee shall be a Chair, Vice-Chair, and a Secretary. Other offices and officers may be established and appointed by the members of the Committee at the regular annual meeting. No member may hold more than one office.

B. **Terms.** The Chair, Vice-Chair, and Secretary shall take office immediately upon their election and shall serve for a term of three (3) years or until their term expires. Officers are eligible for re-election. Vacancies in any office must be filled for the balance of the term of such office by the Committee at a special meeting.

C. **Chair.** The Chair shall be the chief officer of the organization, and shall be present at meetings of the Committee. The Chair shall be a member *ex officio* of all committees. The Chair shall communicate to the Committee such matters and make such suggestions as may in the Chair's opinion tend to promote the welfare and increase the usefulness of the Committee, and shall perform such other duties as are necessarily incident to the office.

D. **Vice-Chair.** The Vice-Chair shall perform all duties of the Chair during the absence of the Chair. The Vice-Chair shall be a member *ex officio* of all committees.

E. **Secretary.** The administration and management of the Committee shall be vested in the Secretary. The Secretary shall direct the activities of the Committee and perform such other duties as may be defined by the Committee. It shall be the duty of the Secretary:

- (1) To give notice of and attend all meetings of the Committee and all subcommittees and to make provision for the keeping of a record of proceedings;
- (2) To conduct correspondence and to carry into execution all orders, votes, and resolutions not otherwise committed;
- (3) To keep a list of the members of the Committee;
- (4) To keep records of any agents retained by the Committee, and take charge of and supervise the performance by such agents of their duties;
- (5) To prepare an annual report of the transactions and condition of the Committee, and generally act in the best interests of the Committee.

**ARTICLE SIX
MEETINGS**

A. **Annual Meeting.** There shall be an annual meeting of the Committee each April for the election of officers, receipt of reports, and the transaction of other business. Notice of such meetings issued by the Secretary shall be sent to the last recorded address of each member of the Committee at least one (1) week before the time appointed for the meeting.

B. **Quorum.** A majority of the active members of the Committee, when present at any meeting, shall constitute a quorum, and in case there is less than this number, the presiding officer may adjourn from time to time until a quorum is present.

C. **Order of Business.** The order of business at the annual meeting shall be as follows:

- (1) Call to order.
- (2) Reading of minutes of previous meeting.
- (3) Receiving communications.
- (4) Reports of officers.
- (5) Reports of committee heads.
- (6) Unfinished business.
- (7) New business.
- (8) Election of officers.
- (9) Adjournment.

The order of business may be altered or suspended at any meeting by a majority vote of the members present. The usual parliamentary rules as laid down in the latest edition of Robert's Rules of Order shall govern when not in conflict with these bylaws.

D. **Special Meetings.** Special meetings of the Committee may be called at any time by the Chair, and must be called at any time by the Chair, or in the Chair's absence, by the Vice-Chair or Secretary, on the written request of five (5) members of the Committee, the request of the Board of County Commissioners of Washington County, Maryland. One (1) week notice of any special meeting must be given to the members of the Committee, and the notice must state the object of the meeting

**ARTICLE SEVEN
AMENDMENTS**

These bylaws may be amended, repealed, or altered, in whole or in part, by a majority vote of the Committee at any meeting, and any such amendment, repeal, or alteration shall become effective upon approval by the Board of County Commissioners of Washington County.

**ARTICLE EIGHT
DISSOLUTION**

The Committee shall be dissolved and its affairs concluded by resolution of the Board of County Commissioners of Washington County, Maryland.

**ARTICLE NINE
DISTRIBUTION OF PROPERTY ON DISSOLUTION**

In the event of dissolution, property owned by the Committee, if any, shall be distributed to the Board of County Commissioners of Washington County, Maryland.

Adopted this 21st day of June, 2016.