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2 **Resolution Relating to**

**RESOLUTION**  
Sponsor(s): Councilors Siegel,  
Ayres, Blais: Charter Change Com.  
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Introduced: \_\_\_\_\_  
Referred to: \_\_\_\_\_  
\_\_\_\_\_  
Action: \_\_\_\_\_  
Date: \_\_\_\_\_  
Signed by Mayor: \_\_\_\_\_

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6 MARCH 4, 2014 ANNUAL CITY MEETING--PROPOSED  
7 CHARTER CHANGE RE WARD BOUNDARIES

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13 **CITY OF BURLINGTON**

14 In the year Two Thousand Thirteen .....  
15 Resolved by the City Council of the City of Burlington, as follows:

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17 That the following question be placed on the ballot of the Annual City Meeting to be held on  
18 March 4, 2014:

19 "Shall the Charter of the City of Burlington, Acts of 1949, No. 298 as amended be further  
20 amended to amend Article 2, Wards and Boundaries, Article 4, Qualifications of Voters, Article  
21 5, Penalties for Illegal voting, Article 6, Ward Officers, Article 7, Checklist, Article 8, Method of  
22 Conducting Elections, Article 9, Special City Meetings, Article 13, Administration, Article 16,  
23 Board of Civil Authority, Article 37, Boards Established, Article 41, Terms of Office, Article 43,  
24 Removal from Office and Filling Vacancies, Article 49, Appointive Officers and Their Trusts;  
25 City Clerk, and Article 57, School Commissioners by amending Sections 2, 3, 7, 8, 9, 10, 14, 18,  
26 19, 20, 22, 23, 26, 36, 43, 120, 125, 128, 130, 138, 163, and 164, thereof and by the addition of  
27 Sec. 2a thereto to read as follows:

28 **ARTICLE 1. BOUNDARIES OF CITY, INCORPORATION. As written**

29 **ARTICLE 2. ~~WARDS AND BOUNDARIES~~ CITY ELECTION AREAS DEFINED**

30 **Transition Provision.** The City of Burlington shall maintain its division into the seven wards as  
31 constituted as of the first Tuesday in March 2014, until the annual meeting on the first Tuesday  
32 in March 2015, and until newly elected officers begin the term on the first Monday in April  
33 2015, after which the division of the city into seven wards as set forth in section 2 below shall be  
34 abolished and replaced by the division into city districts and wards as set forth in section 2a  
35 below to be effective for the annual meeting on the first Tuesday in March 2015, and the terms  
36 of officers beginning on the first Monday in April 2015.

37 **§ 2. Division into Seven Wards described.**

38 The City of Burlington is hereby divided into seven wards constituted as follows:

39 Ward One. Ward one shall include all that part of said city lying easterly and northerly of the  
40 following described line:

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43 **Resolution Relating to**

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46 Beginning at the centerline of the Winooski River under the Central Vermont Railway bridge  
47 below the Winooski Lower Falls; thence westerly in the centerline of said railroad to a point  
48 where the centerline of Hyde Street extended northerly intersects the same; thence southerly  
49 along the centerline of Hyde Street so extended and the centerline of Hyde Street to the  
50 intersection of the centerline of North Willard Street; thence southerly along the centerline of  
51 North Willard Street to the centerline of Pearl Street; thence easterly along the centerline of Pearl  
52 Street to the intersection of Pearl Street and South Williams Street; thence southerly along the  
53 centerline of South Williams Street to the intersection of South Williams and College Streets;  
54 thence westerly along the centerline of College Street to the intersection of College Street and  
55 So. Willard Street; thence southerly along the centerline of So. Willard Street to the intersection  
56 of So. Willard to the intersection of So. Willard and Main Streets; thence easterly in the south  
57 line of Main Street to a point in the south line of Main Street said point being one hundred and  
58 sixteen (116) feet east of the intersection of the south line of Main Street and the east line of  
59 South Prospect Street; thence south twenty-five (25) degrees, thirty (30) minutes east a distance  
60 of eight hundred and sixty-five (865) feet to a point in the east boundary of the Burlington Water  
61 Works reservoir property located south of Main Street, said point being six hundred and sixty  
62 (660) feet southerly of the south line of Main Street; thence south sixty-one (61) degrees, thirty  
63 (30) minutes east a distance of three hundred and sixty-three (363) feet to monument number  
64 fourteen (14) of the University of Vermont property markers also known as the southeast corner  
65 of the University Terrace subdivision; thence from the above-named point south nineteen (19)  
66 degrees, zero (0) minutes east a distance of one thousand, six hundred and thirty (1,630) feet to  
67 the northwest corner of the Gutterson Field House; thence along the north line of the Gutterson  
68 Field House, north eighty-three (83) degrees, fifteen (15) minutes east extended easterly to the  
69 common line between Burlington and South Burlington, a distance of six hundred and sixty  
70 (660) feet; thence north seven (7) degrees, forty-six (46) minutes west a distance of one  
71 thousand, six hundred and ten (1,610) feet along the common boundary between Burlington and  
72 South Burlington to the south line of Main Street; thence easterly along the south line of Main  
73 Street to the east line of the city.

74 Ward Two. Ward two shall include all that part of the city bounded as follows:

75 On the east by ward one and the Winooski River; on the south by the centerline of Main Street;  
76 on [the] west by a line running from the centerline of Main Street northerly along the centerline  
77 of South and North Union Streets to the centerline of Grant Street, thence westerly along the  
78 centerline of Grant Street to the centerline of North Winooski Avenue, thence northerly along the  
79 centerline of North Winooski Avenue to the centerline of North Street, thence westerly along the  
80 centerline of North Street to the centerline of Elmwood Avenue, thence northerly along the  
81 centerline of Elmwood Avenue to the centerline of Spring Street, thence northwesterly along the  
82 centerline of Spring Street and said centerline extended, to a point where the same intersects the  
83 centerline of Institute Road extended easterly; and on the north by the centerline of Institute  
84 Road extended easterly.

85 Ward Three. Ward three shall include all that part of the city bounded easterly by wards two and  
86 six, southerly by the centerline of King Street between South Union and St. Paul Streets and,  
87 westerly thereof by the centerline of Main Street and said centerline extended westerly to the  
88 west line of the city, westerly by the west line of the city north to the intersection with the

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93 extension of the back property lines of property fronting on Haswell Street, the centerline of  
94 Depot Street to its intersection with North Avenue and by the centerline of North Avenue  
95 northerly thereof, and northerly by the northern boundary of the Central Vermont Railroad right-  
96 of-way.

97 Ward Four. Ward four shall include all that part of the city ~~laying~~ lying northerly of the  
98 centerline of Institute Road and westerly of the centerline of North Avenue to the intersection of  
99 the centerline of Fairfield Drive thence continuing westerly along the centerline of Fairfield  
100 Drive to the intersection of the property line between those properties fronting on Westward  
101 Drive and the eastern boundary of the Village at Northshore, thence continuing northerly along  
102 the Village of Northshore Boundary, then westerly along the northerly boundary of the Village at  
103 Northshore to a point where said boundary extended intersects Lake Champlain.

104 Ward Five. Ward five shall include all that part of the city lying southerly of the centerline of  
105 Main Street and said centerline extended westerly to the west line of the city and westerly of a  
106 line running from the centerline of Main Street southerly along the centerline of St. Paul Street to  
107 the centerline of Adams Street, thence easterly along the centerline of Adams Street to the  
108 centerline of South Winooski Avenue, thence southerly along the centerline of South Winooski  
109 Avenue to the centerline of St. Paul Street, thence southerly along the centerline of St. Paul  
110 Street and Shelburne Street to the south line of the city.

111 Ward Six. Ward six shall include all that part of the city lying southerly of the centerline of King  
112 Street between St. Paul and South Union Streets, but otherwise southerly of the centerline of  
113 Main Street and the south line of ward one, and easterly of the east boundary of ward five.

114 Ward Seven. Ward seven shall include all that part of the city lying easterly of ward four,  
115 westerly of the Winooski River and northerly of the boundaries of wards two and three  
116 respectively.

117 Reference is also made to a map entitled "Proposed Ward Boundaries, Burlington, Vermont,  
118 Department of Zoning and Planning, GIS, Burlington, Vermont, Prepared September 11, 1992  
119 and amended October 5, 1992" located in the Burlington chief administrative officer's Office in  
120 further aid of the above description.

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122 **§ 2a. Election Boundaries for the annual meeting of 2015 and all city elections thereafter.**  
123 **(a) City Districts Described.**

124 For the annual meeting of 2015 and all city elections thereafter, the City of Burlington is divided  
125 into four electoral districts, constituted as follows:

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127 **(1) EAST DISTRICT**

128 The East District shall include all that part of said city lying easterly and northerly of the  
129 following described boundaries:

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**Resolution Relating to**

Beginning at the common boundary between the cities of Burlington and Winooski in the Winooski River beneath the Central Vermont Railway bridge downstream of the Lower Winooski Falls and Salmon Hole; thence westerly in the center line of said railroad tracks, crossing Intervale Road, to a point where the center line of Hyde Street extended northeasterly intersects said railroad track center line (approximately -73.2045 longitude, 44.4912 latitude); thence southerly along the extension of the center line of Hyde Street, continuing on the center line of Hyde Street to the intersection of the center line of North Willard Street; thence southerly along the center line of North Willard Street to the intersection of the center line of Pearl Street; thence westerly along the centerline of Pearl Street to the intersection of the center line of South Winooski Avenue; thence southerly along the center line of South Winooski Avenue to the intersection of the centerline of Main Street; thence easterly along the center line of Main Street to the intersection of the western property line of 525 Main Street extended, containing the Main Street Water Reservoir (approximately -73.1992 longitude, 44.4763 latitude); thence southerly along the western property boundary of 525 Main Street to its southwestern corner (approximately -73.1991 longitude, 44.4746 latitude); thence easterly along the southern property boundary of 525 Main Street to its southeastern corner (approximately -73.1984 longitude, 44.4746 latitude); thence southwesterly along the western property boundaries of 49, 55, and 59 University Terrace to the southwestern corner of 59 University Terrace (approximately -73.1987 longitude, 44.4742 latitude); thence southeasterly along the southern property boundaries of 59 University Terrace and 60 University Terrace, extended to the center line of University Heights Road (approximately -73.1964 longitude, 44.4732 latitude); thence southerly along the centerline of University Heights Road 1314 feet to its intersection with the extended centerline of the walkway serving the University of Vermont Southwick Hall and the Music Building from the Redstone Campus loop road (approximately -73.1968 longitude, 44.4698 latitude); thence westerly along the extended walkway and walkway centerline, with the Music Building to the north and Southwick Hall to the south, 367 feet to its intersection with the centerline of the Redstone Campus loop road (approximately -73.1982 longitude, 44.4698 latitude); thence northerly and then westerly along the center line of the Redstone Campus loop road to its intersection with the center line of South Prospect Street; thence southerly along the center line of South Prospect Street to its intersection with the center line of the Davis Road; thence northeasterly along the center line of Davis Road to its intersection with University Heights Road, continuing easterly along the center line of Davis Road to its intersection with the common boundary between the cities of Burlington and South Burlington.

**(2) CENTRAL DISTRICT**

The Central District shall include all that part of the city bounded as follows:  
On the east, beginning at the common boundary between the City of Burlington and Town of Colchester in the Winooski River at the intersection of the center line of Institute Road extended northeasterly (approximately -73.2139 longitude, 44.5077 latitude); thence southerly along the common boundary between the City of Burlington and Town of Colchester in the Winooski River to a point beneath the Central Vermont Railway bridge downstream of the Lower Winooski Falls and Salmon Hole; thence southerly along the East District eastern boundary to its intersection with the center line of Main Street; thence southerly along the center line of South Winooski Avenue to its intersection with the centerline of King Street; on the south along the centerline of King Street extended westerly to Lake Champlain; on the west by Lake Champlain;

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on the north, beginning at the intersection of the common property boundary between 87 North Avenue and 9 Lakeview Terrace extended westerly to Lake Champlain (approximately -73.2252 longitude, 44.4832 latitude); thence northeasterly along the extended property boundary between 87 North Avenue and 9 Lakeview Terrace to its intersection with the centerline of the Central Vermont Railway railroad track (approximately -73.2239 longitude, 44.4837 latitude); thence northerly and easterly along the centerline of the Central Vermont Railway railroad track, crossing North Avenue and the Burlington Beltline, to the intersection of the centerline of Spring Street extended northwesterly (approximately -73.2183 longitude, 44.4912 latitude); thence northwesterly along the extension of the centerline of Spring Street to the intersection of the centerline of Institute Road extended northeasterly (approximately -73.2281 longitude, 44.4995 latitude); thence northeasterly along the extension of the centerline of Institute Road extended to its intersection with the common boundary between the City of Burlington and Town of Colchester in the Winooski River (approximately -73.2139 longitude, 44.5077 latitude).

**(3) SOUTH DISTRICT**

The South District shall include all that part of the city south of the southern boundaries of the East and Central Districts.

**(4) NORTH DISTRICT**

The North District shall include all that part of the city north of the northern boundary of the Central District.

**(b) Wards Described.**

Each of the City of Burlington's four electoral districts is hereby comprised of two wards, each of which is constituted as follows:

**(1) EAST DISTRICT - WARD 1 AND WARD 8**

The East District is divided into two wards by the following boundary:

Beginning at the center of the intersection of Pearl Street and South Willard Street; thence southerly along the center line of South Willard Street to the intersection of the center line of College Street; thence easterly along the center line of College Street extended to the intersection of the center line of University Place; thence southerly along the center line of University Place to the intersection of the center line of Main Street; thence easterly along the center line of Main Street to the common boundary between the Cities of Burlington and South Burlington.

Ward 1 lies to the north and east of the described boundary, and Ward 8 lies to the south and west.

**(2) CENTRAL DISTRICT - WARD 2 AND WARD 3**

The Central District is divided into two wards by the following boundary:

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Beginning at the center line of the Central Vermont Railway railroad track at the intersection of the center line of Spring Street extended northwesterly (approximately -73.2183 longitude, 44.4912 latitude); thence southerly along the center line of Spring Street extended northwesterly, continuing along the center line of Spring Street to the intersection of the centerline of Elmwood Avenue; thence southerly along the center line of Elmwood Avenue to the intersection of the centerline of Pearl Street; thence easterly along the center line of Pearl Street to the intersection of the center lines of North and South Winooski Avenue.

Ward 2 lies to the east of the described boundary, and Ward 3 lies to the west and south.

**(3) SOUTH DISTRICT - WARD 5 AND WARD 6**

The South District is divided into two wards by the following boundary:  
Beginning at the intersection of the center lines of King Street and Saint Paul Street; thence southerly along the centerline of Saint Paul Street to the intersection of the center line of Shelburne Street; thence southerly along the center line of Shelburne Street to the intersection of the center line of Flynn Avenue; thence easterly along the centerline of Flynn Avenue extended easterly to the common boundary between the Cities of Burlington and South Burlington.  
Ward 5 lies to the west of the described boundary, and Ward 6 lies to the east.

**(4) NORTH DISTRICT - WARD 4 AND WARD 7**

The North District is divided into two wards by the following boundary:  
Beginning at the intersection of the center lines of North Avenue and the Central Vermont Railway railroad track; thence northerly along the centerline of North Avenue to the intersection of the center line of Fairfield Drive; thence westerly along the center line of Fairfield Drive to the intersection of the western property boundary of 39 Westward Drive extended southerly; thence northerly along the western property boundaries of 39 and 40 Westward Drive, continuing northerly along the western property boundaries of properties fronting the west side of Hardy Avenue to the southern boundary of 35 Derway Drive; thence westerly along the southern boundary of 35 Derway Drive, extended to its intersection of the center line of Derway Drive (approximately -73.2690 longitude, 44.5249 latitude); thence northeasterly along the centerline of Derway Drive to the intersection of the center line of Claire Pointe Drive; thence northerly along the center line of Claire Pointe Drive approximately 44 feet to its intersection with the southern property boundary of the Claire Pointe condominium development; thence westerly along the southern property boundary of the Claire Pointe condominium development to the Waterfront Bike Path right-of-way approximately 537 feet (approximately -73.2707 longitude, 44.5253 latitude), and then extended to Lake Champlain.  
Ward 4 lies to the west of the described boundary, and Ward 7 lies to the east.

Reference is also made to a map entitled "Ward Redistricting, 8 Wards – 4 Districts, 12 Councilors, Referred to City Council by CC Committee (v.3), Map Date: December 2, 2013" located in the Burlington chief administrative officer's office in further aid of the above description.

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285 **TITLE II. ELECTIONS AND CITY MEETINGS—CITY ELECTIONS**

286 **§ 3. Election of mayor and city councilors.**

287 (a) Election of mayor. On the first Tuesday in March 2003, and triennially thereafter, the legal  
288 voters of the city shall, from among the legal voters thereof, elect a mayor. Notwithstanding any  
289 provision of this Charter or the general statutes, no person shall be eligible to have his or her  
290 name printed on the ballot as a candidate for the office of mayor who has not submitted a  
291 nominating petition signed by at least one hundred fifty registered voters of the city within the  
292 time limits specified in chapter 55 of Title 17 of the Vermont Statutes Annotated, as the same  
293 may be amended from time to time. ~~On the first Tuesday in March, 1994, and biennially~~  
294 ~~thereafter, the legal voters of wards one, two, three, five and six shall, from among the legal~~  
295 ~~voters thereof, elect one city councilor and all ward officers hereinafter named; and on the first~~  
296 ~~Tuesday in March, 1995, and biennially thereafter, the legal voters in wards one, two, three, five~~  
297 ~~and six shall, from among the legal voters thereof, elect one city councilor and all ward officers~~  
298 ~~hereinafter named.~~

299 ~~(b) On the first Tuesday in March, 1994, the legal voters of wards four and seven shall, from~~  
300 ~~among the legal voters thereof, elect two city councilors, one for a one year term and one for a~~  
301 ~~two year term, as well as all ward officers hereinafter named. Annually thereafter, the legal~~  
302 ~~voters of wards four and seven shall, from among the legal voters thereof, elect one city~~  
303 ~~councilor and all ward officers hereinafter named.~~

304 (b) Election of city councilors.

305 **Transitional Provision.** The terms of city councilors elected on the first Tuesday in March 2014  
306 shall be abolished on the first Monday of April 2015. The terms of city councilors elected on the  
307 first Tuesday in March 2013 shall expire as of the first Monday of April 2015. The new city  
308 council shall be elected at the annual city meeting on the first Tuesday in March 2015, with  
309 councilors' terms to begin on the first Monday of April 2015, as set forth below.

310  
311 (1) On the first Tuesday in March 2015, and triennially thereafter, the legal voters of each  
312 city district shall, from among the legal voters of their respective district elect a city  
313 councilor for a three year term.

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315 (2) On the first Tuesday in March 2015, the legal voters of wards two, four, six and eight  
316 shall, from among the legal voters of their respective ward, elect a city councilor for a  
317 one year term. On the first Tuesday in March 2016, and triennially thereafter, the legal  
318 voters of each ward shall elect a city councilor for a three year term.

319  
320 (3) On the first Tuesday in March 2015, the legal voters of wards one, three, five, and seven  
321 shall, from among the legal voters of their respective ward, elect a city councilor for a  
322 two year term. On the first Tuesday in March 2017, and triennially thereafter, the legal

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voters of each ward shall, from among the legal voters of their respective ward elect a city councilor for a three year term.

**§§ 4-5 As written**

**ARTICLE 3. WARNINGS As written**

**ARTICLE 4. QUALIFICATIONS OF VOTERS**

**§ 7. Age and residence requirements.**

Every male or female citizen of this state not less than eighteen years of age who has taken the Freeman’s (Voter’s) Oath, who resides in said city and who has registered to vote with the board for registration of voters no later than the deadline established by Vermont law prior to any warned city or ward or city district election or any annual or special city meeting shall be a legal voter at said election or meeting, and no other person shall be allowed to vote at such election or meeting.

**§ 8. Person to vote in ward or city district in which the person resides; residence requirement.**

No such citizen shall vote except in the ward or city district of which he or she is at the time a resident.

**ARTICLE 5. PENALTIES FOR ILLEGAL VOTING**

**§ 9. Adopted.**

The penalties set forth in Vermont Statutes Annotated shall be applicable for illegal voting at any city or ward or city district election.

**ARTICLE 6. WARD OFFICERS**

**Transitional Provision.** The terms of ward officers elected prior to the annual city meeting on the first Tuesday in March 2015 shall be abolished on the first Monday of April 2015. The new ward officers shall be elected at the annual city meeting on the first Tuesday in March 2015, with their terms to begin on the first Monday of April 2015, as set forth below. The ward officers of the seven wards elected prior to the 2015 annual city meeting shall serve as the election officers for the 2015 annual meeting. The ward officers for Ward 8 in the election on the first Tuesday in March 2015 shall be appointed for that election by the Board of Civil Authority.

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### 373 § 10. Specified; selection.

374 The ward officers shall be a clerk and three inspectors of election. All three inspectors of election  
375 may not be members of the same political party. In such event, the city council shall forthwith  
376 appoint an inspector who shall serve instead of the candidate who received the third largest  
377 number of votes. Ward clerks shall be chosen for two-year terms and inspectors of elections for  
378 three-year terms by the legal voters of each ward at the annual city election. The ward clerks  
379 elected March 3, 2015 shall take office April 7, 2015 ~~March 7, 2000 shall take office April 4,~~  
380 ~~2000~~. Three inspectors of election shall be elected in each ward on March 3, 2015 ~~March 7,~~  
381 ~~2000~~, one for a one-year term commencing April 4, 2015 ~~2000~~ and terminating March 31, 2016  
382 ~~2001~~; one for a two-year term commencing April 4, 2015 ~~2000~~ and terminating March 31, 2017  
383 ~~2002~~; and one for a three-year term commencing April 4, 2015 ~~2000~~ and terminating March 31,  
384 2018 ~~2003~~. Thereafter, all inspectors of elections shall be elected for three-year terms.

### 385 §§ 11-13 As written

## 386 ARTICLE 7. CHECKLIST

### 387 § 14. List of voters to be prepared; posting.

388 Preceding each annual or special city or ward or city district election to be held in said city, it  
389 shall be the duty of the board for registration of voters to prepare full and complete lists of the  
390 voters in the respective wards or city districts of said city, and to certify the same to the chief  
391 administrative officer. One copy of such lists shall be posted by or under the direction of the  
392 chief administrative officer in some public place in the wards or city districts to which the voters  
393 whose names are on such list respectively belong, at least twelve days previous to any such  
394 election.

### 395 §§ 15-17. As written

### 396 § 18. Copies of list to be given inspectors.

397 After all such additions, alterations and corrections shall have been made by said board for  
398 registration of voters, a true copy of such checklist shall be made by the chief administrative  
399 officer, and delivered to the inspectors of election in the several wards, for use at such annual or  
400 special city election or ward or city district election ~~or ward section~~; and no person whose name  
401 is not on such lists shall be allowed to vote at any such election.

## 402 ARTICLE 8. METHOD OF CONDUCTING ELECTIONS

### 403 § 19. Where elections held; early voter absentee ballots.

404 Annual and special elections shall be held in the several wards, ~~for use at such annual or special~~  
405 ~~city or ward election~~. Notwithstanding 17 V.S.A. Chapter 51, the ballots of early or absentee  
406 voters may be returned to the ward clerks of the various wards within the city.

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WARD BOUNDARIES

**§ 20. Ward clerk to keep records; certificates of election to be furnished successful candidates; election results to be published.**

It shall be the duty of the clerk of each ward subject to supervision by the chief administrative officer as presiding officer for city and ward and city district elections to make a record of all elections held therein, and to furnish to each officer who shall have been elected for such ward or city district, including city councilors and school commissioners, a certificate of his or her election, and also immediately after any election in such ward to return and certify to the chief administrative officer a statement of the votes for all officers in his or her ward, which statement shall be recorded in the city records, and a certificate by the chief administrative officer of the result of such election in the whole city shall be forthwith published in the various newspapers of said city.

**§ 21 As written**

**§ 22. Ballots.**

For all city or ward or city district elections, and also for the election of justices of the peace in said city, the chief administrative officer shall prepare all official ballots, consistent with the requirements of any regulation adopted under section 5 of this chapter, and otherwise in the same manner and subject to all the provisions of the laws of this state providing for and regulating the preparation and distribution of official ballots in towns and cities; provided, however, that said chief administrative officer shall cause to be printed for every ward or city district in said city not less than 60 ballots for every 50 names or fractional part thereof on the voting list prepared and posted in such ward or city district for any such election; and further provided that said chief administrative officer shall deliver to the inspectors of election in each ward on the day of such election and before the hour for opening the polls in said ward, such number of blocks of ballots containing one hundred each as shall nearest represent two-thirds of the whole number required to be printed for such ward or city district, and shall retain the balance of the ballots for each ward or city district so prepared.

**§ 23. Retained ballots to be delivered to inspectors on demand.**

In case the inspectors of election in any ward for any cause shall require the ballots so belonging to such ward or city district and retained by said chief administrative officer, or any part thereof, they shall notify him or her in writing. Said chief administrative officer shall thereupon forthwith transmit to said inspectors of election such part or all of said ballots so retained in his or her possession as said inspectors of election shall specify.

**§ 24. As written**

**ARTICLE 9. SPECIAL CITY MEETINGS**

**§ 25 As written**

449 **Resolution Relating to**

451 **§ 26. Questions at special meetings to be decided by ballot.**

452 The questions at any such special meeting shall be determined by ballot and the checklist shall be  
453 used. There shall be at such meeting a separate polling place, or polling places, for each ward,  
454 and as many of the ward officers hereinbefore named as shall be necessary shall act at such  
455 meetings, in the same manner as at city or ward or city district elections. For all such meetings, it  
456 shall be the duty of the chief administrative officer to prepare suitable ballots in sufficient  
457 quantity.  
458

459 **ARTICLES 10 – 12 As written**

460 **ARTICLE 13. ADMINISTRATION**

461 **§ 36. Administration; vested in mayor and city council; selection and terms of same**

462 The administration of all the fiscal, prudential and municipal affairs of the city and the  
463 government thereof, except as herein otherwise provided, shall be vested in a principal officer to  
464 be styled the mayor and a board of ~~fourteen~~ twelve members to be denominated the city council.  
465 The city council shall elect one of the members president thereof. The mayor and city council  
466 sitting in their joint capacity shall be called the city council with mayor presiding. ~~Except as~~  
467 ~~herein otherwise provided, the mayor and the members of the city council shall hold office for~~  
468 ~~the term of two years.~~

469 **ARTICLES 14-15 As written**

470 **ARTICLE 16. BOARD OF CIVIL AUTHORITY**

471 **§ 43. Composition; board for registration of voters; duties; appointments; offices.**

472 (a) The city council with mayor presiding shall constitute the board of civil authority for said  
473 city, except that all duties with respect to preparing checklists of voters and making additions  
474 thereto or alterations or corrections thereon imposed upon said council by this Charter or the  
475 provisions of the general statutes relating thereto shall be performed by a board of ~~nine (9)~~ ten  
476 (10) members, to be known as the board for registration of voters. Not more than five (5)  
477 members of said board shall at any one time be from the same political party.  
478

479 (b) As written.

480 (c) As written.

481 **ARTICLES 17 – 36 As written**

482

483

484

491 **Resolution Relating to**  
492  
493

494 **ARTICLE 37. BOARDS ESTABLISHED**

495 **§ 120. Enumerated.**

496 There shall be maintained in said city a board of assessors consisting of the city assessor and two  
497 legal voters of said city; a board of tax appeals normally consisting of seven legal voters of said  
498 city; a board of public works commissioners consisting of seven legal voters of said city; a board  
499 of cemetery commissioners, a board of police commissioners, a board of light commissioners, a  
500 board of fire commissioners, and a board of health, each consisting of five legal voters of said  
501 city; a board of airport commissioners consisting of four legal voters of the City of Burlington  
502 and one legal voter of the City of South Burlington, a board of park and recreation  
503 commissioners, consisting of five legal voters of said city; a board of library commissioners  
504 consisting of ten members; a board of planning commissioners, the members of such boards to  
505 be appointed by the city council with mayor presiding; a board of school commissioners  
506 consisting of ~~fourteen~~ eight legal voters of said city and of the respective wards in which they are  
507 elected; and a board of finance to be constituted as hereinafter provided.

508 **§§ 120a – 121 As written**

509 **ARTICLES 38 – 40 As written**

510 **ARTICLE 41. TERMS OF OFFICE**

511 **§ 125. Mayor, city councilors, ward and precinct officers.**

512 (a) ~~Except as herein otherwise provided, the mayor elected on the first Tuesday in March,~~  
513 ~~1993, shall hold office from the first Monday in April, 1993, to the first Monday in April, 1995,~~  
514 ~~and those elected thereafter shall hold office for the term of two years from the first Monday in~~  
515 ~~April next following such election. On the first Tuesday in March, 1994, the voters of ward one,~~  
516 ~~two, three, five and six shall each elect, from among the legal voters thereof, one city councilor~~  
517 ~~for a term of two years from the first Monday in April, 1994. On the first Tuesday in March,~~  
518 ~~1995, the voters of wards one, two, three, five and six shall each elect, from among the legal~~  
519 ~~voters thereof, one city councilor for a term of two years from the first Monday in April, 1995.~~  
520 ~~On the first Tuesday in March, 1994, the legal voters of wards four and seven shall each elect,~~  
521 ~~from among the legal voters thereof, two city councilors, one for a one year term and one for a~~  
522 ~~two year term. Notwithstanding any other provision hereof, the election of a city councilor in~~  
523 ~~ward four in 1993 shall be for a one year term only. The various ward and precinct officers~~  
524 ~~elected on the first Tuesday in March, 1994, and the various ward and precinct officers thereafter~~  
525 ~~elected, shall hold office for the term of one year from the first Monday in April following such~~  
526 ~~election. The provisions of this Section shall control the provisions of section 3 of this Charter.~~  
527

528 On the first Tuesday in March 2003, and triennially thereafter, the legal voters of the city shall,  
529 from among the legal voters thereof, elect a mayor who shall hold office for the term of three  
530 years from the first Monday in April next following such election.

533  
534 **Resolution Relating to**  
535

536 (b) Election of city councilors.

537 **Transitional Provision.** The terms of city councilors elected on the first Tuesday in March 2014  
538 shall be abolished on the first Monday of April 2015. The terms of city councilors elected on the  
539 first Tuesday in March 2013 shall expire as of the first Monday of April 2015. The new city  
540 council shall be elected at the annual city meeting on the first Tuesday in March 2015, with  
541 councilors' terms to begin on the first Monday of April 2015, as set forth below.

542  
543 (1) On the first Tuesday in March 2015, and triennially thereafter, the legal voters of each  
544 city district shall, from among the legal voters of their respective city district, elect a city  
545 councilor for a three year term.

546  
547 (2) On the first Tuesday in March 2015, the legal voters of wards two, four, six, and eight  
548 shall, from among the legal voters of their respective ward, elect a city councilor for a  
549 one year term. On the first Tuesday in March 2016, and triennially thereafter, the legal  
550 voters of each ward shall elect a city councilor for a three year term.

551  
552 (3) On the first Tuesday in March 2015, the legal voters of wards one, three, five, and seven  
553 shall, from among the legal voters of their respective ward, elect a city councilor for a  
554 two year term. On the first Tuesday in March 2017, and triennially thereafter, the legal  
555 voters of each ward shall, from among the legal voters of their respective ward elect a  
556 city councilor for a three year term.

557  
558 **§§ 126 – 127 As written**

559  
560 **ARTICLE 42. As written**

561 **ARTICLE 43. REMOVAL FROM OFFICE AND FILLING VACANCIES.**

562 **§ 128. Manner of filling.**

563 In case of a vacancy in the office of mayor, occasioned by death, resignation, removal from said  
564 city, permanent inability to serve, failure to elect or disqualification of the person chosen, the  
565 president of the city council shall act as mayor until such successor is elected and has qualified;  
566 and in case of any vacancy in the city council from any of the above mentioned causes, the same  
567 shall be filled by a new election in the proper ward or city district; and if any city councilor shall  
568 remove out of the ward or city district which he or she may have been elected or no longer reside  
569 in such ward or city district as a result of reapportionment, his or her office shall thereupon  
570 become vacant and the same shall be filled by a new election in the proper ward or city district;  
571 and in case there shall arise an occasion for any such new election as a result of a vacancy in the  
572 office of mayor or city councilor for any of the above mentioned causes, the same shall be held  
573 within 90 days of the date of such vacancy, provided such vacancy shall occur before the first

579 day in October in any year, unless a citywide election has been prescheduled to occur between  
580 the 90th and the 120th day of the date of such vacancy, in which case the same shall be held on  
581 such prescheduled election date; otherwise it shall be filled at the next annual city election. In  
582 every case, the person so elected shall serve for the remainder of the official term. In the case of  
583 reapportionment, such election shall be held at the next ensuing annual city meeting and the term  
584 of the city councilor who no longer resides in the ward or city district as a result of  
585 reapportionment shall continue until the newly elected city councilor assumes office on the first  
586 Monday in April.

587 **§ 129. As written**

588 **§ 130. Manner of filling vacancy and residency requirement.**

589 (a) As written

590 (b) Any individual elected to the position of mayor must be a legal voter of the city as of the  
591 date the written consent required by 17 V.S.A. § 2681(a) is filed and at all times during his or her  
592 term of office. Any individual elected to the position of city councilor or school commissioner  
593 must be a legal voter of the city and of the ward or city district he or she proposes to represent as  
594 of the date the written consent required by 17 V.S.A. § 2681(a) is filed and at all times during his  
595 or her term of office. Any person appointed to serve as a member of any city commission must,  
596 except as otherwise specifically provided for herein, be a legal voter of the city at all times  
597 during his or her term of office.

598  
599 (c) As written.

600  
601 (d) As written

602  
603 (e) As written

604 **ARTICLES 44 – 48 As written**

605 **ARTICLE 49. APPOINTIVE OFFICERS AND THEIR TRUSTS; CITY CLERK**

606 **§ 138. Duties of chief administrative officer generally.**

607 (a) The chief administrative officer shall, subject to the authority of the mayor as chief  
608 executive officer, have direct responsibility for those administrative, financial and record  
609 keeping responsibilities which are not assigned by this Charter to another city entity. The chief  
610 administrative officer shall have supervisory responsibility for those functions, herein outlined,  
611 which were formerly the responsibility of the city clerk and city treasurer.

612 (b) The chief administrative officer shall perform for the city the same duties devolving by the  
613 law of the state upon town clerks, except insofar as those duties are changed or modified by the  
614 provisions of this Charter and shall receive and collect for and on behalf of the city to be used for  
615 city purposes all and the same fees to be paid to town clerks for the performance of those duties

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618 **Resolution Relating to**  
619

620 under the general laws of the state. The chief administrative officer shall keep a full and  
621 complete record and account of all fees as received and as paid to the chief administrative officer  
622 in a form and manner as the board of finance and the city auditor may prescribe, and shall give a  
623 proper receipt for every fee collected. The chief administrative officer shall receive only an  
624 annual salary or other compensation as shall be determined by the city council. The chief  
625 administrative officer shall be ex officio clerk of the city council with mayor presiding, city  
626 council, board of civil authority, board for the abatement of taxes and liquor control  
627 commissioners. The chief administrative officer shall have exclusive charge and custody of the  
628 public records of the city and of all records, papers and documents belonging to the Town of  
629 Burlington at the time the City of Burlington was organized. The chief administrative officer  
630 shall be the presiding officer for ward, city district, city and legislative district elections. An  
631 assistant within the chief administrator's office may be designated by the chief administrative  
632 officer to be the presiding officer for ward, city district, city and legislative district elections.

633 **§§ 139 – 142 As written**

634 **ARTICLES 50 – 56 As written**

635 **ARTICLE 57. SCHOOL COMMISSIONERS**

636 **Transitional Provision.** The terms of school commissioners elected on the first Tuesday in  
637 March 2014 shall be abolished on the first Monday of April, 2015. The terms of school  
638 commissioners elected on the first Tuesday in March 2013 shall expire as of the first Monday of  
639 April, 2015. The new school board shall be elected at the annual city meeting on the first  
640 Tuesday in March 2015 with commissioners' terms to begin on the first Monday of April 2015,  
641 as set forth below.  
642

643 **§ 163. Composition.**

644 The board of school commissioners of said city shall be composed of ~~fourteen~~ eight school  
645 commissioners, ~~two~~ each one from wards one through ~~seven~~ eight inclusive, who shall be elected  
646 as hereinbefore and hereinafter provided. Anything contained herein or in the general statutes to  
647 the contrary notwithstanding, all candidates for the board of school commissioners shall be  
648 elected on a nonpartisan basis. No reference shall be made on an election ballot to a candidate's  
649 political affiliation or to the endorsement of any such candidate by political party or parties.

650 **§ 164. Terms, elections.**

651 On the first Tuesday in March, 1994, the voters of wards one, two, three, five and six shall each  
652 elect, from among the legal voters thereof, one school commissioner for a term of two years from  
653 the first Monday in April, 1994. On the first Tuesday in March, 1995, the voters of wards one,  
654 two, three, five and six shall each elect, from among the legal voters thereof, one school  
655 commissioner for a term of two years from the first Monday in April, 1995. On the first Tuesday  
656 in March, 1994, the legal voters of wards four and seven shall each elect, from among the legal  
657 voters thereof, two school commissioners, one for a one-year term and one for a two-year term.  
658 Thereafter, the election of school commissioners in each ward shall be held on the first Tuesday

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662

663 in March in the year in which the term of office of the school commissioner therein shall expire,  
664 and each school commissioner shall be elected for a term of two years from the first Monday in  
665 April following such election. Notwithstanding any other provision hereof, the election of a  
666 school commissioner in ward four in 1993 shall be for a one year term only. Notwithstanding the  
667 this section's preceding provisions,

668 (1) On the first Tuesday in March 2015, and biennially thereafter the legal voters of  
669 Ward 1, Ward 3, Ward 5 and Ward 7 shall, from among the legal voters of their  
670 respective ward elect a school commissioner for a two-year term.  
671

672 (2) On the first Tuesday in March 2015, the legal voters of Ward 2, Ward 4, Ward 6 and  
673 Ward 8 shall, from among the legal voters of their respective ward, elect a school  
674 commissioner for a one-year term. On the first Tuesday in March 2016, and  
675 biennially thereafter, the legal voters of each ward shall, from among the legal voters  
676 of their respective ward elect a school commissioner for a two-year term.

677 **§§ 165 – 170 As written**

678 **ARTICLES 58 – 98 As written ?”**

679  
680 AND, BE IT FURTHER RESOLVED that pursuant to 17 V.S.A. Sec. 2645(a)(7) the  
681 City Council hereby determines that the proposed charter amendment is too long or unwieldy to  
682 be shown in the amended form and determines that the printed ballot shall utilize a short form  
683 question to read: “Shall various sections of the City Charter, Acts of 1949, No. 298, as amended,  
684 related to city elections be further amended as follows:

685 1. To provide for the city to be divided into four city electoral districts and eight city wards,  
686 effective as of the annual meeting on March 3, 2015, and for all city elections thereafter;

687 2. To provide for the city council to be comprised of twelve (12) members with each of the  
688 four city districts and eight wards represented by one city councilor, with district councilors  
689 elected to three year terms coinciding with the mayoral terms and beginning with the election on  
690 March 3, 2015, and with the ward councilors elected to three year terms whose elections are  
691 phased in starting with the March 3, 2015 election so that each is ultimately elected for a  
692 staggered three year term, with this new system becoming effective starting the first Monday in  
693 April 2015;

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**Resolution Relating to**

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3. To provide for the school board to be comprised of eight (8) members, one elected from each of the eight wards and whose election is phased in so that each is elected for a staggered two year term ultimately, effective as of the first Monday in April 2015.

4. To provide for the polling places for all elections in the city to be located in the respective eight wards, effective as of the annual meeting on March 3, 2015, and for all city elections thereafter;

5. To provide for the ward election officers for each of the eight wards to be elected at the annual meeting on March 3, 2015, with three inspectors of election whose election is phased in so that each is elected for a staggered three year term ultimately, and that for the 2015 annual meeting only the ward officers of the seven wards elected prior to the 2015 annual city meeting shall serve as the election officers for those wards and the ward officers for Ward 8 shall be appointed for the 2015 election by the Board of Civil Authority; and

6. To provide for the addition of one member to the Board for the Registration of Voters so that the board is comprised of ten (10) members.?"

AND, BE IT FURTHER RESOLVED that in accordance with 17 V.S.A. Sec. 2645, public hearings on the above-proposed amendment of the Burlington City Charter shall be held on Friday, January 17, 2014 at 12:00 noon and on Monday, January 27, 2014 at 7:00 p.m. in Contois Auditorium, City Hall, Burlington, Vermont.

\* Material underlined added.  
\*\* Material stricken out deleted.