City of Fall River Massachusetts
Office of the City Clerk

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2014 SEP 26 P 12: 03

CITY CLERK
FALL RIVER, MA

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

September 26, 2014

Dear Councilor:

A Special Meeting of the City Council has been scheduled for Tuesday, September 30, 2014 at 7:00 P.M. in the Council Chamber, Government Center. The purpose of this meeting will be to accept the City Clerk's certificate indicating that recall petitions are sufficient and to notify Mayor William Flanagan of the receipt of said certificate.

The President respectfully requests your attendance at this meeting.

Very truly yours,

Alison M. Bouchard

Alison M. Bouchard
City Clerk

One Government Center • Fall River, MA 02722
TEL 508-324-2220 • FAX 508-324-2211 • EMAIL city_clerks@fallriverma.org

City of Fall River Massachusetts
Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

September 25, 2014

Joseph D. Camara, President
City Council
One Government Center
Fall River, MA 02722

Dear President Camara:

I am in receipt of the petitions for the recall of Mayor William Flanagan. The Board of Election Commissioners has confirmed that said petitions contain the signatures of 3,847 registered voters. I hereby certify the petitions filed are sufficient.

In accordance with Chapter 292 of the Acts of 1980, the City Council shall forthwith provide written notice of the receipt of this certificate to Mayor William Flanagan.

Please advise how you would like to proceed.

Sincerely,

Alison M. Bouchard

Alison M. Bouchard
City Clerk

c: City Council members

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CITY OF FALL RIVER, MASSACHUSETTS

BOARD OF ELECTION COMMISSIONERS
ONE GOVERNMENT CENTER
TEL. 508-324-2630

RECEIVED

2014 SEP 25 P 4:21

CITY CLERK
FALL RIVER, MA

COMMISSIONERS

ELIZABETH A. CAMARA, CHAIRPERSON
AILEEN H. BELFORD, CLERK
MICHAEL P. DUNN
GREGORY A. BRILHANTE

September 25, 2014

Alison M. Bouchard, City Clerk
One Government Center
Fall River MA 02722

Dear Mrs. Bouchard:

In accordance with the provisions of Chapter 292 of the Acts of 1980, the Board of Election Commissioners certified 3,847 signatures of the 185 petitions received by the City Clerk. The following is a breakdown of the results:

51 petitions received 8/21/14	1,390 signatures certified
42 petitions received 8/26/14	1,211 signatures certified
85 petitions received 9/2/14	1,193 signatures certified
7 petitions received 9/2/14	53 signatures certified
185	3,847 Total

Sincerely,

Elizabeth A. Camara

Elizabeth A. Camara, Chairperson
Board of Election Commissioners

Chap. 292. AN ACT PROVIDING FOR RECALL ELECTIONS IN THE CITY OF FALL RIVER.

Be it enacted, etc., as follows:

SECTION 1. In the city of Fall River any holder of an elective office, mayor, city councillor, school committee member, may be recalled therefrom by the registered voters of the city as herein provided.

SECTION 2. Any ten registered voters of the city may file with the city clerk an affidavit containing the name of the officer or officers sought to be recalled and a statement of the grounds for recall. The city clerk shall thereupon deliver to said voters making the affidavit copies of petition blanks demanding such recall, printed forms of which he shall keep available. Said blanks shall be issued by the city clerk with his signature and official seal attached thereto. Said blanks shall be dated and addressed to the city council, and shall contain the names of the ten persons to whom they are issued, the name of the person whose recall is sought, the grounds of recall as stated in the affidavit, and shall demand the election of a successor to such office. A copy of the petition shall be entered in a record book to be kept in the office of the city clerk. The recall petition shall be returned and filed with the city clerk within twenty days after the filing of the affidavit and shall have been signed by at least five per cent of the registered voters of the city who shall add to their signatures the street and number of their residences.

The city clerk shall submit the petition to the election commissioners in the city and the commissioners shall forthwith certify thereon the number of signatures which are names of registered voters of the city.

SECTION 3. If the petition shall be found and certified by the city clerk to be sufficient, he shall submit the same with his certificate to the city council without delay, and said city council shall forthwith give written notice of the receipt of the certificate to the officer or officers sought to be recalled, and shall, if the officer or officers does not resign within five days thereafter, thereupon order a recall election to be held on a Tuesday fixed by said city council not more than sixty days after the date of the city clerk's certificate that a sufficient petition is filed; provided, however, that if any other city election is to occur within sixty days after the date of the certificate, the city clerk shall postpone the holding of said recall election to the date of such other election. If a vacancy occurs in said office after a recall election has been ordered, the election shall nevertheless proceed as provided in this act.

SECTION 4. The question of recalling any number of officers may be submitted at the same election. For each officer whose

RECALL ELECTIONS

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or each officer whose

recall is sought there shall be a separate ballot. The nomination of candidates to succeed an officer whose recall is sought, the publication of the warrant for said recall election, and the conduct of such election, shall all be in accordance with the provisions of the General Laws.

SECTION 5. No person who has been recalled from an office, or who has resigned from office while recall proceedings were pending against him, shall be appointed to any office within two years after such recall or such resignation.

SECTION 6. The incumbent shall continue to perform the duties of his office until the recall election. If then reelected, he shall continue in office for the remainder of his unexpired term, subject to recall as before. If not reelected in the recall election, he shall be deemed removed upon the qualification of his successor, who shall hold office during the unexpired term. If the successor fails to qualify within thirty days after receiving notification of his election, the incumbent shall thereupon be deemed removed and the office vacant.

SECTION 7. Ballots used in a recall election shall submit the following propositions in the order indicated:

For the recall of (name of officer)

Against the recall of (name of officer)

Immediately at the right of each proposition there shall be a square in which the voter, by making a cross mark (X) may vote for either of such propositions. Under the proposition shall appear the word "Candidates" and the direction "Vote for one" and beneath this the names of candidates nominated as hereinbefore provided. The ballots used in a recall election shall be substantially in the following form:

RECALL ELECTION
(Month and day of month and year)

FOR THE RECALL OF (name in full),	
AGAINST THE RECALL OF (name in full),	

CANDIDATES
Vote for one.

(Name of candidate.)	

SECTION 8. No recall petition shall be filed against an officer within three months after he takes office, nor in the case of an officer subjected to a recall election and not removed thereby, until at least nine months after that election.

SECTION 9. This act shall be submitted for acceptance to the voters of the city of Fall River at the city election to be held in the year nineteen hundred and eighty-one in the form of the following question which shall be placed on the official ballot to be used for the election of city offices: "Shall an act passed by the General Court in the year nineteen hundred and eighty entitled, 'An Act providing for recall elections in the city of Fall River', be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall thereupon take full effect, but not otherwise.

Approved June 16, 1980.

Chap. 293. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF BERKSHIRE COUNTY TO DETERMINE THE FEASIBILITY OF RENOVATING THE EXISTING JAIL AND HOUSE OF CORRECTION IN SAID COUNTY.

Be it enacted, etc., as follows:

Section 1 of chapter 126 of the acts of 1979 is hereby amended by inserting after the first sentence the following sentence:- Said county commissioners may also conduct a feasibility study for the renovation and rehabilitation of the existing jail and house of correction in the city of Pittsfield for its continued use as a correctional facility for said county.

Approved June 16, 1980.

Chap. 294. AN ACT RELATIVE TO SALES AND ASSIGNMENTS OF LOANS BY CO-OPERATIVE BANKS.

Be it enacted, etc., as follows:

Section 27 of chapter 170 of the General Laws, as appearing in section 1 of chapter 371 of the acts of 1950, is hereby amended by striking out, in line 10, the word "five" and inserting in place thereof the word:- ten.

Approved June 16, 1980.

Chap. 295. AN ACT RELATIVE TO TERM DEPOSITS OF CO-OPERATIVE BANKS.

extended, and the agreement above provided for have both been submitted to the department of public health and approved by said department. Such a plan shall also be filed in the office of the town clerk of each town.

SECTION 4. This act shall take effect upon its passage.

Approved July 2, 1981.

Chap. 295. AN ACT RELATIVE TO RECALL ELECTIONS IN THE CITY OF FALL RIVER.

Be it enacted, etc., as follows:

SECTION 1. Chapter 292 of the acts of 1980 is hereby amended by striking out section 9 and inserting in place thereof the following section:-

Section 9. This act shall take effect upon its passage.

SECTION 2. This act shall take effect upon its passage.

Approved July 2, 1981.

Chap. 296. AN ACT AUTHORIZING THE TOWN OF HOPEDALE TO CREDIT THE PROCEEDS OF THE SALE OF CERTAIN BUILDINGS AND LAND TO ITS GENERAL FUND.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section sixty-three of chapter forty-four of the General Laws or any other general or special law to the contrary, the town of Hopedale is hereby authorized to credit the proceeds of the sale of the Dutcher Street School land and building, and the proceeds of the sale of the Legion Home, so-called, land and building, and the proceeds of any sales of land paid to said town by Rockwell International Corporation, a corporation duly established under the laws of the state of Delaware, to the general fund of the town of Hopedale, and to use said fund for any purposes for which towns are authorized to appropriate funds as may be determined by the voters of Hopedale at an annual town meeting.

SECTION 2. This act shall take effect upon its passage.

Approved July 2, 1981.

Chap. 297. AN ACT RELATIVE TO BORROWING LIMITATIONS FOR SAVINGS BANKS.