



Office of the Town Clerk

Town of Chelmsford
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Patricia E. Dzuris, CMC, CMMC
 Town Clerk

CERTIFICATE OF VOTE

**Amendment to Town Charter, Part II, Section 2-4 Election
 Town Meeting Member Election Process for Tie Votes
 ARTICLE 19, Fall Annual Town Meeting, October 18, 2021
 QUESTION 3, April 5, 2022 Annual Town Election**

I, Patricia E. Dzuris, Town Clerk of Chelmsford, Massachusetts, do hereby certify the following vote taken under Article 19 at the Fall Annual Town Meeting on Monday, October 18, 2021, held at the Chelmsford Senior Center, 75 Groton Road, Chelmsford, MA 01863. The meeting was called to order at 7:30 PM by Moderator Jon H. Kurland. There were 115 members present which satisfied a quorum requirement of 82. This filing is made pursuant to Chapter 43B section 12.

ARTICLE 19. To see if the Town will vote, pursuant to the provisions of Massachusetts General Laws Chapter 43B, Section 10 and Section 7-1 of the Town Charter, to amend the Town Charter, Part II, Section 2-4 relative to Election, by amending the text in the second paragraph as follows:

In the event of a tie vote in the office of town meeting member the town clerk shall, within seven days of the election, ~~call all of the town meeting members of that precinct together at a convenient place~~ notify elected town meeting members within that precinct of the vacancy. Under the supervision of the town clerk, any such tie shall ~~then and there~~ be broken by ballots cast by the elected town meeting members ~~present~~ participating.
 ; or act in relation thereto.

**SUBMITTED BY: Board of Registrars
 Two-Thirds Vote**

MOTION UNDER ARTICLE 19. I move that the Town, pursuant to the provisions of Massachusetts General Laws Chapter 43B, Section 10 and Section 7-1 of the Town Charter, amend the Town Charter, Part II, Section 2-4 relative to Election, by amending the text in the second paragraph as follows:

In the event of a tie vote in the office of town meeting member the town clerk shall, within seven days of the election, ~~call all of the town meeting members of that precinct together at a convenient place~~ notify elected town meeting members within that precinct of the vacancy. Under the supervision of the town clerk, any such tie shall ~~then and there~~ be broken by ballots cast by the elected town meeting members ~~present~~ participating.

**SUBMITTED BY: Board of Registrars
 Two-Thirds Vote**

Recommendations:

Finance Committee: Unanimously recommends approval of Article 19.

Select Board: Unanimously recommends approval of Article 19.

The electronic voting devices registered the following votes:

YES: 115 NO: 2 Abstentions: 0

MOTION UNDER ARTICLE 19: Carries by two-thirds vote.

The Office of the Attorney General approved the article on January 20, 2022 and notice was posted on January 24, 2022. The Charter amendment was placed on the April 5, 2022 Annual Town Election ballot as Question 3 and passed by a vote of 2166 in favor out of 3158 ballots cast. The revised section of the Charter shall read as follows:

Section 2-4 Election.

The voters in every precinct shall, at the first annual town election held following any precinct revision that affects them, elect by ballot the number of voters of the precinct prescribed in this part to be town meeting members. The first third in order of votes received shall serve for three years; the second third of such order shall serve for two years and the remaining third in such order shall serve for one year from the date of the annual town election. In case of a tie vote affecting the division into thirds, the members elected from the precinct shall determine the same by ballot. Thereafter, except as otherwise provided therein, at each annual election the voters of each precinct shall, in like manner, elect for three-year terms one-third of the number of town meeting members to which each precinct is entitled and shall fill for the unexpired terms any such vacancies then existing.

In the event of a tie vote for the office of town meeting member the town clerk shall, within seven days following the election, notify elected town meeting members within that precinct of the vacancy Under the supervision of the town clerk, any such tie shall be broken by ballots cast by the elected town meeting members participating.



Patricia E. Dzuris, CMC, CMMC
Town Clerk