

Ballot Proposition 1 – Clarifications

It is proposed that the following sections be amended to correct misspellings, grammar errors or update terms for consistency. There are no changes in this item that will substantively change any City processes or procedures.

Section 3.2 COMPOSITION AND REPRESENTATION.

The Board of Aldermen shall consist of two (2) Aldermen from each ward. Aldermen shall be nominated and elected by the qualified voters of their respective wards as provided in Article VIII Sections 8.1- 8.4 of this Charter. References in this Charter to the Board of Aldermen's "authorized members" or "authorized membership" means the Board of Aldermen's entire membership of eight (8) as established by the Charter, regardless of vacancies.

Section 3.4 ELECTION AND TERMS.

An alderman shall be limited to hold office for three (3) successive, ~~full three (3) year~~ terms, in the same ward, regardless of seat, not including time served to complete an unexpired term. Any alderman who resigns, is recalled, is removed, or otherwise forfeits their office during their term will be deemed to have completed said term.

Section 3.9 PRESIDENT OF BOARD OF ALDERMEN.

The President of the Board of Aldermen shall preside at meetings of the Board of Aldermen in the absence of the Mayor and shall serve as Acting Mayor in accordance with Article Section 4.7 (c) of this Charter.

Section 3.10 LEGISLATIVE PROCEEDINGS.

(b) QUORUM - If member(s) of the Board of Aldermen fail to attend any meeting or leave any meeting early resulting in the lack of a quorum, fails to attend any meeting, ~~it~~ the meeting shall stand adjourned until the next regular or special meeting.

Section 4.1 MAYOR.

The Mayor shall be recognized as the head of the city for all legal and ceremonial purposes and by the Governor of Missouri for all purposes of emergency management and military law.

Section 4.3 ELECTION AND TERM.

The Mayor shall be limited to hold office for three (3) successive, ~~full three (3) year~~ terms, not including time served to complete an unexpired term. A Mayor that resigns, is recalled, is removed, or otherwise forfeits their office during their term will be deemed to have completed said term.

Section 4.7 VACANCIES; CENSURE/FORFEITURE OF OFFICE; FILLING OF VACANCIES.

(c) FILLING OF VACANCY - If a vacancy occurs in the office of Mayor, the President of the Board of Aldermen shall become Acting Mayor and have all the powers and perform all the duties of

the office **as provided herein** until a special municipal election is held for the purpose of electing a Mayor for the remainder of the unexpired term.

As Acting Mayor, the President of the Board of Aldermen shall continue to have a vote in the Board, but shall not have the veto power **of the Mayor or the Mayor's ability to cast a tie-breaking vote.**

Section 7.2 BUDGET.

(a) In no event shall the total proposed expenditures for any fund defined by city ordinances exceed the estimated available revenues **plus the encumbered or undesignated balance from any previous fiscal year.**

Section 8.1 CITY ELECTIONS.

(c) CONDUCT OF ELECTIONS.

All city elections shall be **non-partisan** **nonpartisan** and governed by the provisions of this Charter and applicable state law.

Section 8.3 DETERMINATION OF ELECTION RESULTS.

(b) RETURNS. The candidate receiving the highest number of votes for each office, as certified by the St. Louis County Board of Elections **Commissioners**, shall be declared elected. Installation into office shall be no more than three weeks following receipt of certification. **The incumbent shall remain in office until a successor has been elected and duly installed.**

(c) GENERAL AND SPECIAL ELECTIONS TIE VOTE. **The incumbent shall remain in office until a successor has been elected and duly installed.**

Section 8.4 WARDS.

(a) ESTABLISHMENT AND CHANGES. A Redistricting Committee, appointed in accordance with Section 8.4 (b) **of this Charter** shall recommend any changes in ward boundaries.

Section 9.5 PROCEDURE AFTER FILING.

(a) CERTIFICATE OF CITY CLERK: AMENDMENT. Such supplementary petition shall comply with the requirements of **subsections (b) and (c) of Sections 9.3 (b) and (c) of this Charter.**

Section 9.6 REFERENDUM PETITIONS; SUSPENSION OF EFFECT OF ORDINANCE.

(4) Election results sustaining the ordinance have been certified by the St. Louis County Board of Elections **Commissioners**.

Section 9.7 ACTION ON PETITIONS.

(b) SUBMISSION TO VOTERS. Copies of the proposed or referred ordinance shall be made available at the polls **through the St. Louis County Board of Elections and in the City Clerks' office at least thirty (30) days in advance of the election.**

(c) WITHDRAWAL OF PETITIONS. An initiative or referendum petition may be withdrawn at any time prior to the ballot certification date established by the St. Louis County **Election Board of Elections** by filing with the City Clerk a notice of withdrawal signed by at least four (4) members of the petitioners' committee.

Section 9.8. RESULTS OF ELECTION.

(a) INITIATIVE. If a majority of those voting on a proposed initiative ordinance vote in its favor, it shall be considered adopted upon certification of the election results by the St. Louis County Board of Elections **Commissioners** and shall be treated in all respects in the same manner as an ordinance adopted by the Board of Aldermen.

(b) REFERENDUM. If a majority of those voting on a referred ordinance vote to repeal the ordinance, it shall be considered repealed upon certification of the election results by the St. Louis County Board of Elections **Commissioners**.

Section 10.5 PROCEDURE AFTER FILING.

(a) CERTIFICATE OF CITY CLERK: AMENDMENT.

Such supplementary petition shall comply with the requirements of **subsections (b) and (c)** of Sections 10.3 **(b) and (c)** of this Charter.

Section 10.6 ACTION ON PETITION.

(b) WITHDRAWAL OF PETITIONS. A recall petition may be withdrawn at any time prior to the ballot certification date established by the St. Louis County **Election Board of Elections** by filing with the City Clerk a notice of withdrawal signed by at least four (4) members of the petitioners' committee.

Section 11.1 GRANTING OF FRANCHISES.

To the extent permitted by law, all **All** public utility franchises and all renewals, extensions and amendments thereof shall be granted only by ordinance.

Section 11.2 RIGHT OF REGULATION.

To the extent permitted by law, every **Every** public utility franchise, whether it be so provided in the ordinance or not, shall be subject to the right of the Board of Aldermen to:

Section 13.1 PERSONAL FINANCIAL INTEREST.

Any city officer or employee who willfully conceals such a substantial financial interest or willfully violates the requirements of this section shall be guilty of malfeasance in office or position, and shall forfeit ~~his or her~~ **said** office or position.

Section 13.2 POLITICAL ACTIVITY.

No city employee shall solicit any contribution for the campaign fund of any candidate for Crestwood city office or take part in the political campaign of any candidate for Crestwood city office, **while on duty or acting in an official capacity, except as otherwise permitted by state or federal law.**

Section 13.3 PROHIBITIONS.

No person shall be appointed to, or removed from, or in any way favored or discriminated against with respect to any city position, ~~because of race, sex, age, disability, national origin, or political or religious opinions or affiliations~~, in accordance with applicable state and federal law.

Section 13.8 CHARTER REVIEW ~~COMMITTEE~~ COMMISSION.

From time to time, but at least every ten (10) years, the Mayor and Board of Aldermen shall provide for a Charter Review ~~Committee~~ **Commission** to consider whether any amendments to this Charter are appropriate. The ten (10) year period shall begin from the date of the previous Charter Review ~~Committee's~~ **Commission's** first meeting. The members of the Charter Review ~~Committee~~ **Commission** shall be appointed by the Mayor with the advice and consent of the Board of Aldermen.

The Charter Review ~~Committee~~ **Commission** shall consist of at least nine (9) persons, not more than one of whom shall be an elected official of the city with at least two members from each ward. The Charter Review ~~Committee~~ **Commission** shall, within twelve (12) months of its first meeting, report to the Board of Aldermen as many amendments to the Charter as it shall deem advisable.

Section 15.4 FIRST GENERAL MUNICPAL ELECTION

One **(1)** Alderman shall be elected from each ward to the seat expiring in 1996 for a term of two years. This two **(2)** year term shall not be subject to the limitations imposed by Section 3.4 of this Charter.