CITY OF COLUMBIA, MISSOURI

OFFICE OF CITY CLERK

May 29, 2014

TRANSMITTED VIA E-MAIL

Columbia City Council
701 E. Broadway
Columbia, MO 65201

Dear City Council:

As you are aware, a referendum petition entitled "Petition to Repeal Improperly Enacted Downtown Development Bill" was submitted on April 8, 2014, and a supplementary petition was submitted on May 9, 2014. Per Sections 130 and 131 of the Charter of the City of Columbia, Missouri, the city clerk shall determine whether each paper of the petition has a proper statement of the circulator and whether the petition is signed by a sufficient number of registered voters, and shall certify the results thereof at its next regular meeting.

After review of the supplementary petition, the petition entitled "Petition to Repeal Improperly Enacted Downtown Development Bill" has been signed by a sufficient number of registered voters. Enclosed is the certification, which has been labeled Exhibit A. Also enclosed is the breakdown of the signature count and its supporting documentation (Exhibit B), and a copy of the portion of the Charter of the City of Columbia, Missouri, referring to referendum petitions (Exhibit C).

The point of the contact for the petition, Jeremy Root, has been notified and enclosed is the letter to Mr. Root (Exhibit D). Note, per Section 132 of the Charter of the City of Columbia, Missouri, the council shall proceed forthwith to reconsider the referred ordinance, and its final vote upon such reconsideration shall be taken within thirty days after certification. If the council fails to repeal an ordinance specified in the referendum petition, such repeal ordinance shall be submitted to the voters of the city at the next election provided by state law which is consistent with applicable notice provisions and available for municipal elections purposes, and that election date would be November 4, 2014.
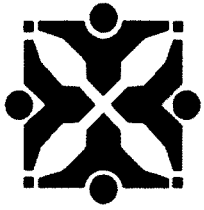
Please feel free to contact me if you have any questions.

Sincerely,

Sheela Amin
City Clerk

Enclosures

cc: Mike Matthes, City Manager
       Nancy Thompson, City Counselor

CITY OF COLUMBIA, MISSOURI

CERTIFICATION RE: THE "PETITION TO REPEAL IMPROPERLY ENACTED DOWNTOWN DEVELOPMENT BILL" AFTER THE SUPPLEMENTARY PETITION WAS SUBMITTED

Per Sections 130 and 131 of the Charter of the City of Columbia, Missouri, I, Sheela Amin, City Clerk in and for the City of Columbia, County of Boone, State of Missouri, hereby certify today, May 29, 2014, that the referendum petition entitled "Petition to Repeal Improperly Enacted Downtown Development Bill" has been signed by a sufficient number of registered voters after receipt and review of the supplementary petition as it has been signed by 3,446 City of Columbia registered voters.

The required number of City of Columbia registered voter signatures needed was equal in number to at least 25 percent of the number of votes cast for council member-at-large at the last municipal election, which by my calculation comes to 3,209 signatures (12,835 x 25%).

This certification does not waive any rights or obligations the City may have, on behalf of itself or others, to claim or declare deficiencies in the form, content or subject matter of the petition, including but not limited to, the defects enumerated in the initial certification dated May 1, 2014 or any allegation or finding the substance of the ordinance relates to exercise of administrative powers by the City which are not subject to referendum under law.

Given under my hand and seal of said City this 29th day of May 2014.

(seal)

Sheela Amin
City Clerk
City of Columbia, Missouri

Supporting documentation in calculating the final signature count for "Petition to Repeal Improperly Enacted Downtown Development Bill" <u>after the Supplementary Petition was submitted</u>

<u>**City of Columbia Registered Voters:**</u>
2832   (signatures of registered voters in Boone County at an address on the petition in the City of Columbia, whose address on the petition is the same as the address on the voter registration record, and the address on the voter registration record is in the City of Columbia – as calculated by the Boone County Clerk [see the Boone County Clerk certification dated April 29])
+   1   (petition page 8 – a cannot read was found as registered)
+   1   (petition page 67 – a cannot read was found as registered)
+   1   (petition page 173 – a cannot read was found as registered)
+   1   (petition page 195 – a cannot read was found as registered)
+   1   (petition page 198 – a cannot read was found as registered)
+   1   (petition page 318 – a cannot read was found as registered)
+   1   (petition page 404 – a cannot read was found as registered)
+   1   (petition page 46 – left out of calculation)
+   1   (petition page 57 – left out of calculation)
+   1   (petition page 278 – left out of calculation)
-    1   (petition page 406 – individual asked to have name removed from petition)
-    7   (petition page 416 – this petition page was a copy so it did not have original signatures)
-    8   (petition page 419 – this petition page was a copy so it did not have original signatures)
2826   (signatures of registered voters in Boone County at an address on the petition in the City of Columbia, whose address on the petition is the same as the address on the voter registration record, and the address on the voter registration record is in the City of Columbia – revised after review by the Columbia City Clerk's Office)
+   7   (petition page 416 – original petition page was provided with supplementary petition on May 9)
+   8   (petition page 419 – original petition page was provided with supplementary petition on May 9)
+ 288   (supplementary petition submitted on May 9 - signatures of registered voters in Boone County at an address on the petition in the City of Columbia, whose address on the petition is the same as the address on the voter registration record, and the address on the voter registration record is in the City of Columbia – as calculated by the Boone County Clerk [see the Boone County Clerk certification dated May 19]
3129   (total signatures of registered voters in Boone County at an address on the petition in the City of Columbia, whose address on the petition is the same as the address on the voter registration record, and the address on the voter registration record is in the City of Columbia – after review by the Columbia City Clerk's Office)

  292   (signatures of registered voters in Boone County at an address on the petition in the City of Columbia, whose address on the petition is different from the address on the voter registration record, and the address on the voter registration record is in the City of Columbia – as calculated by the Boone County Clerk [see the Boone County Clerk certification dated April 29])
+ 25   (supplementary petition submitted on May 9 - signatures of registered voters in Boone County at an address on the petition in the City of Columbia, whose address on the petition is different from the address on the voter registration record, and the address on the voter registration record is in the City of Columbia – as calculated by the Boone County Clerk [see the Boone County Clerk certification dated May 19])
  317   (total signatures of registered voters in Boone County at an address on the petition in the City of Columbia, whose address on the petition is different from the address on the voter registration record, and the address on the voter registration record is in the City of Columbia – after review by the Columbia City Clerk's Office)

3446   (total signatures of City of Columbia registered voters – [3129 (above) + 317 (above) = 3446 (total)])

Other:

190   (signatures of registered voters in Boone County at the address on the petition outside of the City of Columbia, whose address on the petition is the same as the address on the voter registration record, and the address on the voter registration record is outside of the City of Columbia – as calculated by the Boone County Clerk [see the Boone County Clerk certification dated April 29])

+ 1   (petition page 189 – a cannot read was found as registered)

- 3   (petition page 416 – this petition page was a copy so it did not have original signatures)

- 1   (petition page 419 – this petition page was a copy so it did not have original signatures)

187   (signatures of registered voters in Boone County at the address on the petition outside of the City of Columbia, whose address on the petition is the same as the address on the voter registration record, and the address on the voter registration record is outside of the City of Columbia – revised after review by the Columbia City Clerk's Office)

+ 3   (petition page 416 – original petition page was provided with supplementary petition on May 9)

+ 1   (petition page 419 – original petition page was provided with supplementary petition on May 9)

+21   (supplementary petition submitted on May 9 - signatures of registered voters in Boone County at the address on the petition outside of the City of Columbia, whose address on the petition is the same as the address on the voter registration record, and the address on the voter registration record is outside of the City of Columbia – as calculated by the Boone County Clerk [see the Boone County Clerk certification dated May 19])

212   **(total signatures of registered voters in Boone County at the address on the petition outside of the City of Columbia, whose address on the petition is the same as the address on the voter registration record, and the address on the voter registration record is outside of the City of Columbia – after review by the Columbia City Clerk's Office)**

36   (signatures of registered voters in Boone County at an address on the petition in the City of Columbia, whose address on the petition is different from the address on the voter registration record, and the address on the voter registration record is outside of the City of Columbia – as calculated by the Boone County Clerk [see the Boone County Clerk certification dated April 29])

+ 6   (supplementary petition submitted on May 9 - signatures of registered voters in Boone County at an address on the petition in the City of Columbia, whose address on the petition is different from the address on the voter registration record, and the address on the voter registration record is outside of the City of Columbia – as calculated by the Boone County Clerk [see the Boone County Clerk certification dated May 19])

42   **(total signatures of registered voters in Boone County at an address on the petition in the City of Columbia, whose address on the petition is different from the address on the voter registration record, and the address on the voter registration record is outside of the City of Columbia – after review by the Columbia City Clerk's Office)**

20   (signatures of registered voters in Boone County at an address on the petition outside of the City of Columbia, whose address on the petition is different from the address on the voter registration record, and the address on the voter registration record is inside of the City of Columbia – as calculated by the Boone County Clerk [see the Boone County Clerk certification dated April 29])

+ 3   (supplementary petition submitted on May 9 - signatures of registered voters in Boone County at an address on the petition outside of the City of Columbia, whose address on the petition is different from the address on the voter registration record, and the address on the voter registration record is inside of the City of Columbia – as calculated by the Boone County Clerk [see the Boone County Clerk certification dated May 19])

23   **(total signatures of registered voters in Boone County at an address on the petition outside of the City of Columbia, whose address on the petition is different from the address on the voter registration record, and the address on the voter registration record is inside of the City of Columbia – after review by the Columbia City Clerk's Office)**

20 (signatures of registered voters of Boone County at an address on the petition outside the City of Columbia, whose address on the petition is different from the address on the voter registration record, and the address on the voter registration record is outside of the City of Columbia [see the Boone County Clerk certification dated April 29])

+ 2 (supplementary petition submitted on May 9 - signatures of registered voters of Boone County at an address on the petition outside the City of Columbia, whose address on the petition is different from the address on the voter registration record, and the address on the voter registration record is outside of the City of Columbia [see the Boone County Clerk certification dated May 19])

22 (total signatures of registered voters of Boone County at an address on the petition outside the City of Columbia, whose address on the petition is different from the address on the voter registration record, and the address on the voter registration record is outside of the City of Columbia - after review by the Columbia City Clerk's Office)

245 (signatures of persons not registered to vote in Boone County – as calculated by the Boone County Clerk [see the Boone County Clerk certification dated April 29])

- 1 (petition page 8 – a cannot read was found as registered)
- 1 (petition page 67 – a cannot read was found as registered)
- 1 (petition page 173 – a cannot read was found as registered)
- 1 (petition page 189 – a cannot read was found as registered)
- 1 (petition page 195 – a cannot read was found as registered)
- 1 (petition page 198 – a cannot read was found as registered)
- 1 (petition page 318 – a cannot read was found as registered)
- 1 (petition page 404 – a cannot read was found as registered)
+ 1 (petition page 20 – left out of calculation)
+ 1 (petition page 31 – left out of calculation)
+ 1 (petition page 230 – left out of calculation)
+ 1 (petition page 307 – left out of calculation)

241 (signatures of persons not registered to vote in Boone County – revised after review by the Columbia City Clerk's Office)

+19 (supplementary petition submitted on May 9 - signatures of persons not registered to vote in Boone County – as calculated by the Boone County Clerk [see the Boone County Clerk certification dated May 19])

260 (total signatures of persons not registered to vote in Boone County – after review by the Columbia City Clerk's Office)

74 (signatures that are duplicates of previously signed petition pages – as calculated by the Boone County Clerk [see the Boone County Clerk certification dated April 29])

+ 1 (petition page 348 – left out of calculation)

75 (signatures that are duplicates of previously signed petition pages – revised after review by the Columbia City Clerk's Office)

+24 (supplementary petition submitted on May 9 - signatures that are duplicates of previously signed petition pages – as calculated by the Boone County Clerk [see the Boone County Clerk certification dated May 19])

99 (signatures that are duplicates of previously signed petition pages – after review by the Columbia City Clerk's Office)

5 (signatures that were invalid because they did not match the signature on the voter registration record – as calculated by the Boone County Clerk [see the Boone County Clerk certification dated April 29])

Exhibit B-2

WENDY S. NOREN
BOONE COUNTY CLERK
801 E WALNUT RM 236
COLUMBIA, MO. 65201
573-573-886-4295 FAX 573-886-4300

I, Wendy S. Noren, County Clerk and Election Authority in and for the County of Boone hereby certify that the City of Columbia petition for the repeal of Council Bill 62-14 contains the following:

<u>Qualified voters:</u>

<u>2832</u> registered voters in the County of Boone who are qualified to vote in the City of Columbia at the address on the petition;

<u>328</u> signatures <u>may be qualified</u> to vote in the City of Columbia as follows:

292 registered voters in Boone County at an address in the City of Columbia whose address on the petition is different from the address on the voter registration record. The voter would be qualified to vote in the City of Columbia if the voter updates the voter registration address to the address on the petition;

36 registered voters in Boone County at an address outside of the City of Columbia whose address on the petition is different from the address on the voter registration record. The voter would be qualified to vote in the City of Columbia if the voter updates the voter registration address to the address on the petition;

<u>Signatures not qualified to vote in the City of Columbia or otherwise invalid:</u>

190 signatures are registered voters in the County of Boone at the address on the petition and the address is outside the City of Columbia and the voter is not qualified to vote in said city;

20 signatures are registered voters at an address in the City of Columbia but the address on the petition where the voter resides is not in the City of Columbia and the voter would not be qualified to vote In the City of Columbia;

20 signatures are registered to vote outside the City of Columbia at an address different from the petition and the address on the petition is outside the City of Columbia and the voter is would not be qualified to vote in the City of Columbia;

245 signatures of persons not registered to vote in Boone County;

74 signatures that are duplicates of previously signed records;

5 signatures were invalid in that they did not match the signature on the voter registration record;

Given under my hand and seal this 29th day of April 2014.

Wendy S. Noren Boone County Clerk

WENDY S. NOREN
BOONE COUNTY CLERK
801 E WALNUT RM 236
COLUMBIA, MO. 65201
573-573-886-4295 FAX 573-886-4300

I, Wendy S. Noren, County Clerk and Election Authority in and for the County of Boone hereby certify that the City of Columbia petition for the repeal of Council Bill 62-14 (additional signatures) contains the following:

Qualified voters:

288 registered voters in the County of Boone who are qualified to vote in the City of Columbia at the address on the petition;

31 signatures may be qualified to vote in the City of Columbia as follows:

25 registered voters in Boone County at an address in the City of Columbia whose address on the petition is different from the address on the voter registration record. The voter would be qualified to vote in the City of Columbia if the voter updates the voter registration address to the address on the petition;

6 registered voters in Boone County at an address outside of the City of Columbia whose address on the petition is different from the address on the voter registration record. The voter would be qualified to vote in the City of Columbia if the voter updates the voter registration address to the address on the petition;

Signatures not qualified to vote in the City of Columbia or otherwise invalid:

21 signatures are registered voters in the County of Boone at the address on the petition and the address is outside the City of Columbia and the voter is not qualified to vote in said city;

3 signatures are registered voters at an address in the City of Columbia but the address on the petition where the voter resides is not in the City of Columbia and the voter would not be qualified to vote In the City of Columbia;

2 signatures are registered to vote outside the City of Columbia at an address different from the petition and the address on the petition is outside the City of Columbia and the voter is would not be qualified to vote in the City of Columbia;

19 signatures of persons not registered to vote in Boone County;

24 signatures that are duplicates of previously signed records;

Given under my hand and seal this 19th day of May 2014.

Wendy S, Noren Boone County Clerk

Exhibit C

_____
Signature of Candidate

Date and hour of filing_____

This petition is filed by_____

Whose address is_____

Received by_____
                    Signature of City Clerk

Within ten (10) days after the filing of a nominating petition, the city clerk shall notify the candidate and the person who filed the petition whether or not it is found to be sufficient. If a petition is found insufficient, the city clerk shall return it immediately to the person who filed it with a statement certifying wherein the petition is found insufficient. Within the regular time for filing petitions a new or supplemental petition may be filed for the same candidate. The petition of each candidate nominated shall be preserved by the city clerk until the expiration of the term of office for which the candidate has been nominated.
(Ord. No. 15113, § 1, 1-16-97; Ord. No. 16744, § 1, 1-16-01, passed by voters 4-3-01; Ord. No. 20531, § 1, 4-6-10)

Section 123. Preparation of Ballots.

The names of candidates for elective offices shall be printed on the ballot in order of the time their nominating petitions, sufficiently signed and attested, were filed with the city clerk.
(11-7-78; Ord. No. 20531, § 1, 4-6-10)

Section 124. Repealed by Ord. No. 16744, § 1, adopted January 16, 2001; passed by the voters April 3, 2001.

Section 125. Returns.

The candidate receiving the highest number of votes for each office shall be elected and shall be inducted into office at the first meeting of the council following the certification of the election authority in accordance with state law.
(Ord. No. 16744, § 1, 1-16-01, passed by voters 4-3-01)

Section 126. Repealed by Ord. No. 16744, § 1, adopted January 16, 2001; passed by the voters April 3, 2001.

ARTICLE XVII. INITIATIVE, REFERENDUM AND RECALL*

Section 127. Initiative.

The voters shall have power to propose any ordinance, except an ordinance appropriating money or authorizing the levy of taxes, and to adopt or reject the same at the polls, such power

_____
*Annotation—See 42 Am. Jur. 2d, Initiative and Referendum, Section 9 p. 658: "Where the required procedure for a particular ordinance involves steps such as notice and hearing, in addition to normal legislative deliberation, such an ordinance is not subject to initiative and referendum, *International Telemeter Corp. v. City of Columbia.*

being known as the initiative. Any initiated ordinance may be submitted to the council by a petition signed by registered voters of the city equal in number to at least twenty (20) per cent of the number of votes cast for council member-at-large at the last regular municipal election, provided, that there be not less than four hundred (400) signatures.
(Ord. No. 15113, § 1, 1-16-97; Ord. No. 20531, § 1, 4-6-10)

Section 128. Referendum.

The voters shall have power to approve or reject at the polls any ordinance passed by the council, or submitted by the council to the voters , excepting emergency ordinances as provided for in Section 15 of this charter, ordinances for the levying of taxes, or for the issuance of special tax bills, as provided in this charter, such power being known as the referendum. Ordinances submitted to the council by initiative petition and passed by the council shall be subject to the referendum in the same manner as other ordinances. Within twenty (20) days after the enactment by the council of any ordinance which is subject to referendum, a petition signed by registered voters of the city equal in number to at least twenty-five (25) per cent of the number of votes cast for council member-at-large at the last municipal election may be filed with the city clerk, requesting that such ordinance be either repealed or submitted to the voters; provided, however, that the number of signatures in such case be not less than five hundred (500).
(Ord. No. 15113, § 1, 1-16-97; Ord. No. 20531, § 1, 4-6-10)

Section 129. Petitions.

All petition papers comprising an initiative or referendum petition shall be assembled and filed with the City Clerk as one instrument. Every petition paper shall contain the full text of the measure proposed or referred, but the signatures to the petition need not all be appended to one paper. In order for a signature to be valid, it must be accompanied by the following information, legibly written: the name of petitioner, the address of petitioner, and the date petitioner signed the petition. The circulator of each such paper shall make oath before an officer competent to administer oaths that the circulator believes each signature appended to the petition to be the genuine signature of the person whose name it purports to be, that the circulator believes each such signer to be a legal voter, and that all signatures were affixed in the presence of the circulator.
(Ord. No. 15113, § 1, 1-16-97; Ord. No. 20531, § 1, 4-6-10)

Section 130. Filing and Certification of Petitions.

Within thirty (30) days after a petition is filed, the city clerk shall determine whether each paper of the petition has a proper statement of the circulator and whether the petition is signed by a sufficient number of registered voters. After completing examination of the petition, the city clerk shall certify the result thereof to the council at its next regular meeting.

If the clerk shall certify that the petition is insufficient, the clerk shall set forth in the certificate the particulars in which it is defective and shall at once notify the person filing the petition of the insufficiency.
(Ord. No. 15113, § 1, 1-16-97; Ord. No. 20531, § 1, 4-6-10)

Section 131. Amended Petitions.

An initiative or referendum petition may be amended at any time within fourteen (14) days after the notification of insufficiency by filing a supplementary petition upon additional papers executed and filed as provided in case of an original petition. The city clerk shall, within thirty (30) days after such an amendment is filed, make examination of the amended petition; if the petition is still insufficient, the clerk shall file a certificate to that effect in the clerk's office and notify the person filing the petition of the clerk's findings, and no further action shall be had on such insufficient petition. A finding of insufficiency in a petition shall not prevent the filing of a new petition for the same purpose.
(Ord. No. 15113, § 1, 1-16-97; Ord. No. 20531, § 1, 4-6-10)

Section 132. Effect of an Initiative Petition.

When an initiative petition has been certified as sufficient, the council shall proceed at once to consider the proposed ordinance, taking final action thereon not later than thirty (30) days after certification.

If the council shall fail to pass an ordinance in the form proposed by the initiative petition, such ordinance shall be submitted without alteration to the voters of the city at the next election provided for by state law which is consistent with applicable notice provisions and available for municipal elections purposes. The enacting clause of such ordinance shall be: "Be it ordained by the people of the City of Columbia."
(Passed by election, April 7, 1981; Ord. No. 20531, § 1, 4-6-10)

Section 133. Effect of a Referendum Petition.

When a referendum petition has been certified as sufficient, the ordinance specified in the petition shall not become effective, or, if it shall have gone into effect, further action thereunder shall be suspended until the ordinance referred has been approved by the voters as hereinafter provided. The council shall proceed forthwith to reconsider the referred ordinance, and its final vote upon such reconsideration shall be taken within thirty (30) days after certification and shall be upon the question: "Shall the ordinance specified in the referendum petition be repealed?"

If the council shall fail to repeal an ordinance specified in any referendum petition, such repeal ordinance shall be submitted without alteration to the voters of the city at the next election provided for by state law which is consistent with applicable notice provisions and available for municipal elections purposes.
(Passed 11-4-80 election; Ord. No. 20531, § 1, 4-6-10)

Section 134. Voting.

Ordinances submitted to the voters in accordance with the initiative referendum provisions of this charter shall be submitted by ballot title, which shall be prepared by the city counselor. The ballot title shall be a clear, concise statement, without argument or prejudice, descriptive of the substance of such ordinance. The ballot used in voting upon any ordinance, if a paper ballot, shall have below the ballot title the following: "For the Ordinance" and "Against the Ordinance." Immediately at the left of each proposition there shall be a square in which by making a cross (X) the voter may vote for or against the ordinance. Any number of ordinances may be voted on at the same election and may be submitted on the same ballot, but any paper used for voting on ordinances shall be for that purpose only.
(Ord. No. 20531, § 1, 4-6-10)

Section 135. Effect of Vote.

If a majority of the voters voting on a proposed initiative ordinance or referred ordinance shall vote in favor thereof, it shall thereupon be an ordinance of the city, and shall, unless otherwise specified, become effective as indicated in Section 15 of this charter. No such ordinance shall be amended or repealed for six (6) months, except by unanimous vote of the council. A referred ordinance which is not approved by a majority of the voters voting thereon shall thereupon be deemed repealed. If conflicting ordinances are approved by the voters at the same election, the one receiving the greatest number of affirmative votes shall prevail. No election under the initiative or referendum procedure shall be set aside because of any defect in the petitions.
(Ord. No. 20531, § 1, 4-6-10)

Section 136. Recall Petition.

Any officer elected by vote of the people may be removed by the voters qualified to vote for a successor to such incumbent. The procedure to effect the removal of such incumbent shall be as follows: a petition demanding the removal of such officer shall be filed with the city clerk; such petition shall be signed by voters entitled to participate in such petition equal in number to at least thirty (30) percent of the number of votes cast for such office in the last election; provided, that there be at least two hundred (200) signatures in the case of officials elected by wards and five hundred (500) signatures in the case of officials elected at large. This petition shall contain a general statement of the grounds for removal. Such petition shall be executed, verified, filed, and may be amended in the manner provided for initiative and referendum petitions.
(Ord. No. 20531, § 1, 4-6-10)

Section 137. Recall Election.

When a sufficient recall petition has been filed, the city clerk shall submit the same to the council without delay, and the council shall call an election on said recall at the next election provided for by state law which is consistent with applicable notice provisions and available for municipal elections purposes.
(Passed 11-4-80 election)

Section 138. Recall Ballot.

The ballots shall be in the following form:

Shall _____ (Name and Title) _____ be removed from office?

( )YES

( )NO

Voters in favor of the recall place a cross (X) in the square opposite the word "YES."

Voters opposed to the recall place a cross (X) in the square opposite the word "NO."

Section 139. Effect of Election.

If a majority of those voting in such recall election shall vote in favor of the recall, then a vacancy shall exist, regardless of any defect in the recall petition. Such vacancy shall be filled as provided in Section 9 of this charter. If a majority of those voting in such election shall vote against the recall, the official shall continue in office. An official who has been recalled shall be ineligible to serve in any city office at any time during the remainder of the term for which the official was originally elected.
(Ord. No. 15113, § 1, 1-16-97)

Section 140. Limitation on Recall.

No officer shall be subject to recall within six (6) months after induction into office, nor during the last six (6) months of the officer's term. If an officer is retained in office by any recall election, the officer shall not be subject to recall within a period of six (6) months thereafter.
(Ord. No. 15113, § 1, 1-16-97)
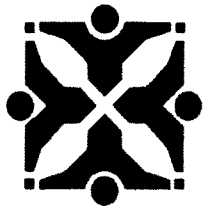
CITY OF COLUMBIA, MISSOURI

May 29, 2014

TRANSMITTED VIA E-MIAL AND CERTIFIED MAIL

Mr. Jeremy Root
2417 Beachview Drive
Columbia, MO 65203

Re: Referendum Petition – Petition to Repeal Improperly Enacted Downtown Development
Bill

Dear Mr. Root:

As required by Sections 130 and 131 of the Charter of the City of Columbia, Missouri, the purpose of this letter is to notify you that the supplementary referendum petition submitted by you on May 9, 2014 along with the original petition submitted by you on April 8, 2014 entitled "Petition to Repeal Improperly Enacted Downtown Development Bill" now contains the signatures of a sufficient number of City of Columbia registered voters.

Section 128 of the Charter of the City of Columbia, Missouri, requires the petition to be signed by registered voters of the city equal in number to at least twenty-five percent of the number of votes cast for council member-at-large at the last municipal election, which by my calculation comes to 3,209 signatures (12,835 x 25%). With the assistance of the Boone County Clerk's Office, the City has determined the amended petition submitted by you contains signatures of 3,446 City of Columbia registered voters.

The certification and supporting documentation is attached for your reference. Please note, the certification does not waive any rights or obligations the City may have, on behalf of itself or others, to claim or declare deficiencies in the form, content or subject matter of the petition, including but not limited to, the defects enumerated in the initial certification dated May 1, 2014 or any allegation or finding the substance of the ordinance relates to exercise of administrative powers by the City, which are not subject to referendum under law.

I have also enclosed a copy of the letter I sent to the City Council, which summarizes how they should proceed per Section 133 of the Charter of the City of Columbia, Missouri.

If you have any questions or need additional information, please feel free to contact me at (573) 874-7208.

Sincerely,

Sheela Amin
City Clerk

Enclosures

cc: Josh Oxenhandler, Representative of the Petitioners