

CITY HALL



THE CITY COUNCIL OF THE CITY OF PROVIDENCE, RHODE ISLAND



PETITION FOR SPECIAL MEETING

Pursuant to Section 406 of the Home Rule Charter, the undersigned members of the Providence City Council request that the City Clerk call a meeting of the City Council to take place on Monday, March 13, 2017 at 12:00 noon. The undersigned members further request that the special meeting be scheduled for consideration and a vote upon the resolution attached hereto as Exhibit A regarding the scheduling of a recall election for Ward 3.

Name SARAJEZ A. ZURBER Ward 2 Date March 10, 2017

Name Nicholas J. Nandyacci Ward 4 Date 3/10/17

Name David A. Salvatore Ward 14 Date March 10, 2017

Name WILBURN JENNINGS JR Ward 8 Date MARCH 10, 2017

Name SETIH YURDIN Ward 1 Date 3/10/17

Name _____ Ward _____ Date _____

Name _____ Ward _____ Date _____

Name _____ Ward _____ Date _____

IN CITY COUNCIL MAR 13 2017

READ WHEREUPON IT IS ORDERED THAT THE SAME BE RECEIVED. [Signature] CLERK

EXHIBIT A

RESOLUTION TO SCHEDULE RECALL ELECTION

WHEREAS, a petition by voters in City Council Ward 3 seeking the recall of the incumbent pursuant to Section 208 of the Home Rule Charter was filed with the City Clerk, and

WHEREAS, the City Clerk referred the petition to the board of canvassers, and

WHEREAS, on March 3, 2017, the board of canvassers certified the petition as containing the requisite number of signatures as defined in Section 208 of the Home Rule Charter to require the holding of a recall election, and

WHEREAS, pursuant to Section 208(c) of the Home Rule Charter, the City Council shall order and fix, forthwith, a date for holding an election not less than thirty (30) nor more than sixty (60) days from the date that the board of canvassers certifies the petition as sufficient, and

WHEREAS, Section 208(c) of the Home Rule Charter provides that the election in this case will take place between April 2, 2017 and May 2, 2017; and

WHEREAS, in a letter to the members of the City Council dated Tuesday, March 7, the Board of Canvassers requested a special meeting of the City Council by the end of the week to schedule a special election, and

WHEREAS, the City Council did not schedule a special meeting during the week of **March 6-10, and**

WHEREAS, on Thursday, March 9, the Secretary of State sent a letter to the Board of **Elections (copy attached as Exhibit 1) stating that (i) State law requires local boards of** canvassers to certify ballot questions to the Secretary of State at least fifty (50) days in advance, and

WHEREAS, the Secretary of State's letter notes that March 13 is fifty (50) days before May 2; therefore, a vote by the City Council on March 13 (or earlier) is necessary to comply with State law requirements for an election to take place on May 2 or later, and

WHEREAS, on that basis, the Secretary of State's letter requests the Board of Elections to meet on March 13 "with the sole purpose of setting Tuesday, May 2, 2017 as the date of the special recall election in Providence's Third Ward in order to comply with both state law and the City's charter," and

WHEREAS, the Secretary of State's letter further states that the Board of Elections meeting will not be necessary "if the Providence City Council were to schedule a meeting for March 13, 2017 to address this matter,"

NOW, THEREFORE BE IT RESOLVED, that the City Council hereby fixes the date of May 2, 2017 for holding an election to determine whether to recall the incumbent in Ward 3 as provided in Section 208 of the Providence Home Rule Charter.