

**No. M-4. An act relating to approval of amendments to the charter of the city of Burlington.**

(H.444)

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. CHARTER APPROVAL

The general assembly approves the amendments to the charter of the city of Burlington as set forth in this act. Proposals of amendment were approved by the voters on March 1, 2011.

Sec. 2. 24 App. V.S.A. chapter 3 is amended to read:

CHAPTER 3. CITY OF BURLINGTON

\* \* \*

§ 48. ENUMERATED

The city council shall have power:

\* \* \*

(46) To enact and enforce rules for its government and for the government of the ~~board of aldermen~~ city council. Notwithstanding 1 V.S.A. § 172, the city council may enact rules providing that as long as a quorum exists, a valid majority for taking action may be a concurrence of a majority of those present and voting.

\* \* \*

## § 154. COMPOSITION

The board of finance shall be constituted as follows: The mayor shall, ex officio, be chairman of said board and together with the president of the city council, ~~the chief administrative officer,~~ and ~~two~~ three additional members of the city council who shall be elected at the first meeting of the city council in April of each year and who shall serve a term of one year from the date of their election shall constitute said board of finance. ~~Each~~ In addition, the chief administrative officer shall serve as a nonvoting member of said board. All of the additional ~~two~~ three members elected from the city council ~~shall~~ may not be members of ~~different~~ the same political ~~parties~~ party. The members of said board shall be trustees of public moneys for the city and shall have the powers and perform all the duties of similar officers in towns of this state; provided, however, that they shall make no investment or reinvestment of any of the cemetery endowment funds of the city without first obtaining the written approval thereof by a majority of the board of cemetery commissioners. The clerk/treasurer's office shall provide staff assistance for said board. In the absence or disability of the mayor ~~or president of the city council,~~ the chief administrative officer shall sit as a voting member.

\* \* \*

Sec. 2a. APPLICATION

Notwithstanding the existing composition of the board of finance pursuant to the provisions of 24 App. V.S.A. chapter 3 § 154:

(1) a third additional member of the city council shall be elected to the board of finance at the next city council meeting. The third additional city council member elected pursuant to this section shall serve his or her term until the next election of the board of finance as required by 24 App. V.S.A. chapter 3 § 154; and

(2) the chief administrative officer shall serve as a nonvoting member of the existing board of finance commencing upon the election of the third additional city council member elected pursuant to subdivision (1) of this section.

Sec. 3. EFFECTIVE DATE

This act shall take effect on passage.

Approved: April 4, 2011