

EXTRACTS FROM THE ORIGINAL CHARTER OF CITY OF BERLIN**Section 5. [School district.]**

Said city shall constitute one (1) school district, and the administration of all fiscal, prudential, and district affairs of said district shall be vested in the city council, except such as shall herein after be vested in the school board.

Section 6. [Property, debts of city generally.]

All property of said City of Berlin, or of the school district of said town, shall be vested in said city, and all debts of said town and said school district shall be considered for all purposes as the debts of said city.

Section 15. [Election of school board-Appointment; vacancies, compensation, elections at-large; terms.]

The general management and control of the public schools and of the buildings and property pertaining thereto shall be vested in a school board, to consist of five members who shall ordinarily be chosen by the city's registered voters in the same regularly scheduled municipal elections in which members of the council are chosen. Except as provided elsewhere in this section, two of such members shall hold office for four years; and three of such members shall hold office for two years. All members shall serve also until their successors are elected and qualified. Ballots shall identify which candidate seek two and four year terms respectively.

Vacancies on the school board which may occur during unexpired terms of members, or which may occur because of failure to choose a member by election, shall be filled by the council or as directed by the council. In filing a vacancy, the council may choose a qualified citizen for the remainder of the term, or until an election is held, or may schedule a special election., or may direct that the vacancy be filled at a municipal or other election already scheduled during the unexpired term, or may choose more than one of these methods as in its judgment it deems fit.

Members of the board shall receive only such compensation as may be fixed by the council. Members' terms shall begin on the third Monday in January, except as provided in this section. No member shall be a member of the council. All members shall be registered voters of the city.

Elections shall be at-large. Order of candidates' names on ballots shall be by random selection by the city clerk and shall appear without party designation. No candidate's name shall appear on the ballot unless on the date that qualification of candidates' names are made, the candidate is eligible to serve, except that the name of a council member, whose term will expire on or before the date the board term to be filled commences, may appear on the ballot.

At first election for the board, one member shall be elected for a term of four years; and four members shall be elected for a term of two years. The school board appointed by the council as it exists at the time of adoption of this section shall continue to serve until such time as the term of the members elected pursuant to this section commence. If an election for members of the board, contingent upon adoption of this section, is held on the date the voters adopt this section, the school board appointed by the council shall be deemed dissolved, and shall be replaced by a board composed of those members elected by the voters, which members shall serve until the commencement of their regular terms. (Amended by referendum vote, March 14, 1972; referendum vote, November 2, 1993)

Section 16. [Same-Appropriations.]

The appropriations for schools shall be vested in the city council and the school board shall be accountable to the city council for its expenditures.

First Reading: February 3, 2010

Second Reading: February 17, 2010

Adopted: February 17, 2010