

## CITY OF COLUMBIA, MISSOURI

OFFICE OF CITY CLERK

December 30, 2014

TRANSMITTED VIA E-MAIL

Columbia City Council  
701 E. Broadway  
Columbia, MO 65201

Dear City Council:

As you are aware, a recall petition entitled *Petition to Recall First Ward Council Member Virginia "Ginny" Chadwick* was submitted on December 8, 2014. Per Sections 136 and 137 of the Charter of the City of Columbia, Missouri, the petition shall be signed by at least 30 percent of the number of votes cast for such office in the last election, and is required to be executed, verified, filed, and may be amended in the manner provided for initiative and referendum petitions. At the last municipal election for Ward 1, there were 827 votes cast, and thus, a valid recall petition would require the signatures of a minimum of 249 First Ward – City of Columbia registered voters.

I have conducted an examination of the *Petition to Recall First Ward Council Member Virginia "Ginny" Chadwick* and find it has been signed by a sufficient number of First Ward - City of Columbia 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), a copy of the portion of the Charter of the City of Columbia, Missouri, referring to recall petitions (Exhibit C), and a copy of one of the petition pages (Exhibit D).

The point of the contact for the petition, Pamela Cooper, has been notified and enclosed is the letter to Ms. Cooper (Exhibit E). Note, per Section 137 of the Charter of the City of Columbia, Missouri, 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, and that election date would be April 7, 2015.

Please feel free to contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Sheela', followed by a horizontal line.

Sheela Amin  
City Clerk

Enclosures

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



## CITY OF COLUMBIA, MISSOURI

OFFICE OF CITY CLERK

**CERTIFICATION RE: PETITION TO RECALL FIRST WARD COUNCIL MEMBER VIRGINIA "GINNY" CHADWICK**

Per Sections 136 and 137 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, December 30, 2014, that the recall petition entitled *Petition to Recall First Ward Council Member Virginia "Ginny" Chadwick* has been signed by a sufficient number of registered voters as it has been signed by 319 City of Columbia registered voters.

The required number of First Ward - City of Columbia registered voter signatures needed was equal in number to at least 30 percent of the number of votes cast at the last municipal election for first ward council member, which by my calculation comes to 249 signatures (827 x 30%).

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.

Given under my hand and seal of said City this 30th day of December, 2014.

(seal)

A handwritten signature in black ink, appearing to read 'Sheela Amin'.

Sheela Amin  
City Clerk  
City of Columbia, Missouri

**Supporting documentation in calculating the final signature count for the *Petition to Recall First Ward Council Member Virginia "Ginny" Chadwick***

**First Ward - City of Columbia Registered Voters:**

**304** (signatures of registered voters in Boone County at an address on the petition in the First Ward 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 in the First Ward of the City of Columbia – as indicated on the Boone County Clerk certification)

**15** (signatures of registered voters in Boone County at an address on the petition in the First Ward 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 in the First Ward of the City of Columbia – as indicated on the Boone County Clerk certification)

**319** (total signatures of First Ward – City of Columbia registered voters – [304 (above) + 15 (above) = 319 (total)])

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**Other:**

**37** (signatures of registered voters in Boone County at an address on the petition outside of the First Ward 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 First Ward of the City of Columbia – as indicated on the Boone County Clerk certification)

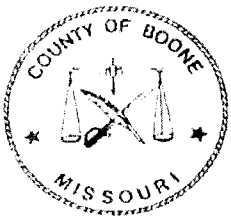
**22** (signatures of registered voters in Boone County at an address on the petition in the First Ward of the City of Columbia, whose address on the petition is different from the address on the voter registration record, and the address on the voter registration record is outside of the First Ward of the City of Columbia – as indicated on the Boone County Clerk certification)

**2** (signatures of registered voters in Boone County at an address on the petition outside of the First Ward 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 in the First Ward of the City of Columbia – as indicated on the Boone County Clerk certification)

**6** (signatures of registered voters in Boone County at an address on the petition outside of the First Ward 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 outside of the First Ward of the City of Columbia – as indicated on the Boone County Clerk certification)

**61** (signatures of persons not registered to vote in Boone County – as indicated on the Boone County Clerk certification)

**5** (signatures that are duplicates of previously signed petition pages – as indicated on the Boone County Clerk's certification)



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

Exhibit B-2

I, Wendy S. Noren, County Clerk and Election Authority in and for the County of Boone hereby certify that the City of Columbia petition to recall First Ward Council Member Virginia "Ginny" Chadwick contains the following:

Qualified voters:

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

37 signatures may be qualified to vote in the First Ward of the City of Columbia as follows:

15 registered voters in Boone County at an address in the First Ward 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 First Ward of the City of Columbia if the voter updates the voter registration address to the address on the petition;

22 registered voters in Boone County at an address outside of the First Ward 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 First Ward of 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 First Ward of the City of Columbia or otherwise invalid:

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

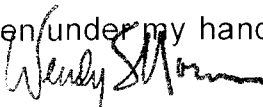
2 signatures are registered voters at an address in the First Ward of the City of Columbia but the address on the petition where the voter resides is not in the First Ward of the City of Columbia and the voter would not be qualified to vote in the First Ward of the City of Columbia;

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

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

5 signatures that are duplicates of previously signed records;

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

  
\_\_\_\_\_  
Wendy S. Noren,  
Boone County Clerk

**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)


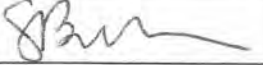
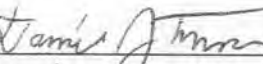
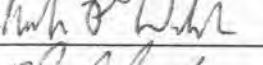
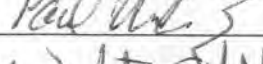

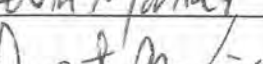
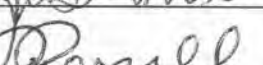

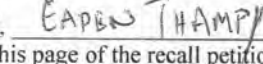
**PETITION TO RECALL FIRST WARD COUNCIL MEMBER VIRGINIA "GINNY" CHADWICK**

First Ward Council member Ginny Chadwick has betrayed the trust of her constituents in many ways, including the following:

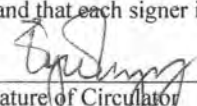
- Ms. Chadwick advocated for inappropriate downtown high-density housing developments that will exacerbate the City's sewer problems and lead to more manhole overflows and basement backups.
- Ms. Chadwick broke her campaign promise to support decriminalization of marijuana cultivation.
- Ms. Chadwick proposed a targeted ban on consumption of alcohol in Douglass Park.
- Ms. Chadwick repeatedly stopped communicating with constituents who disagreed with her on any issues impacting the First Ward.

The residents of First Ward and the City of Columbia deserve better.

For these reasons, we, the undersigned petitioners and registered Columbia First Ward voters, consistent with Section 136 of the Charter of the City of Columbia, **demand that First Ward Council Member Virginia "Ginny" Chadwick be removed from office.**

NAME (Signature)	DATE SIGNED	REGISTERED VOTING ADDRESS (Street)	ZIP CODE	NAME (Printed or Typed)
1. 	10/30/14	202 Westwood Ave Col MO 65203	65203	ANDREW PLESTER
2. 	10/30/14	407 N 8th St Co MO <del>65201</del>	65201	Sarah Billington
3. 	10/30/14	907 West Blvd. N	65203	Daniel Turney
4. 	10/30/14	709 Lyon St, #6	65201	Andrew P Welch
5. 	10/30/14	307 McBaine Ave.	65203	Paul Marek
6. 	10/30/14	121 S. 10th St	65201	William O'Sullivan
7. 	10/30/14	1614 Auelia St	65201	Kevin Martine
8. 	10/30/14	404 N. 10th St	65201	Justin Winn
9. 	10/30/14	404 N. 10th St	65201	JONATHAN RESNELL
10. 	10/30/14	12 e workley Ave	65202	Wade Scheengarten

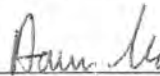
I, EAPEN THAMPY, (Petition Circulator) being first duly sworn, say that the above listed persons signed this page of the recall petition, and each of them signed his or her name thereto in my presence; I believe that each has stated his or her name, registered voting address and city, town or village correctly, and that each signer is a registered voter of the state of Missouri, County of Boone, City of Columbia, Ward I.

  
Signature of Circulator

1005 Coats St, Columbia, MO, 65201  
Address of Circulator

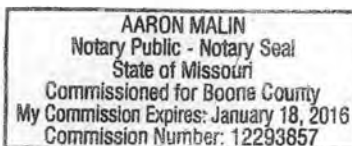
Subscribed and sworn to before me this 30 day of November, A.D. 2014.

Notary Public (Seal)

  
Signature of Notary

My commission Expires:

1/18/16



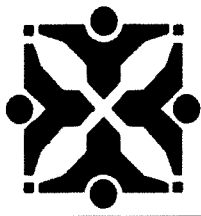


Exhibit E

## CITY OF COLUMBIA, MISSOURI

OFFICE OF CITY CLERK

December 30, 2014

TRANSMITTED VIA E-MAIL AND CERTIFIED MAIL

Ms. Pamela Cooper  
403 West Boulevard South  
Columbia, MO 65203

Re: Petition to Recall First Ward Council Member Virginia "Ginny" Chadwick

Dear Ms. Cooper:

As required by Sections 136 and 137 of the Charter of the City of Columbia, Missouri, the purpose of this letter is to notify you that the petition submitted by you on December 8, 2014 entitled *Petition to Recall First Ward Council Member Virginia "Ginny" Chadwick* contains the signatures of a sufficient number of First Ward - City of Columbia registered voters.

Section 136 of the Charter of the City of Columbia, Missouri, requires the petition to be signed by registered voters of the first ward equal in number to at least thirty (30) percent of the number of votes cast at the last municipal election for first ward council member, which by my calculation comes to 249 signatures (827 x 30%). With the assistance of the Boone County Clerk's Office, the City has determined the petition submitted by you contains signatures of 319 First Ward - City of Columbia registered voters.

The certification and supporting documentation is attached for your reference. By providing you a copy of the certification, I am not making an opinion nor does the City waive, on behalf of itself or others, any rights or obligations it may have to claim or declare deficiencies in the form, content or subject matter of the petition.

I have also enclosed a copy of the letter I sent to the City Council, which summarizes how they should proceed per Section 137 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