Town of St. Albans

Ordinance for Filling of Elected Municipal Officials Vacancies

Section1: Establishment

Under MSRA Title 30-A, Section 2602(ss6) amended October 13, 1993, a town may enact an ordinance for the filling of a vacancy or vacancies of elected municipal officials with the exception of school board members as noted in MRSA 30-A, Section 2606.(ss 1 & 4).

Section 2: Applicability:

When a vacancy exists for an elected municipal official position occurring by the means stated under MRSA Title 30-A; Section 2606 (ss 1), a special election will be held as herein provided for.

Section 3: Vacancy Announcement

If a vacancy for an elected municipal official position exists one hundred and twenty (120) days or more prior to the Town annual Meeting, the Selectmen shall, at a regular Selectmen’s Meeting. Announce the vacancy position to be filled. The Town Clerk shall posts announcements of the vacancy to be filled the next day after the Selectmen’s Meeting soliciting candidates for that vacancy. The notices shall be posted in the same place or places as town meeting warrants are posted and local representatives of the media shall be notified of the postings

Section 4: Guidelines for Nomination Papers

Prospective candidates must meet the qualifications of town officials as stated in MRSA 30-A; Section 2526. Nomination papers shall be obtained from the Town Clerk.

Instructions on the Nomination paper must be adhered to for the papers to be considered valid. The Town Clerk, in accordance with MRSA 30-A; Section 2602 (ss 6B) shall set the date for the candidates to file their nomination papers; not to exceed fifteen (15) calendar days from posting the notice of the vacancy (MRSA 30-A; Section 2528: ss 4).

Section 5: Determining Election Date

a. The Selectmen, upon the announcement of the vacancy at the Selectmen’s Meeting

shall, within ten (10) days from the said announcement, order an election by secret

ballot, pursuant to 30-A MSRA Section 2528, to be held not less than thirty (30) nor

more than sixty (60) days thereafter, provided that a regular municipal election will

not be held within 90 days of receipt of the certified petition. In this case, the

Selectmen may, at their discretion, provide for the holding of the election on the

date of the regular municipal election

b. In the event that the Selectmen fail or refuse to order an election as herein provided,

the Town Clerk shall call the election to be held not less than thirty (30) days or

more than sixty (60) days following the Selectmen’s failure or refusal to order the required election

Section 6: Election Results

After the ballot clerks tabulate the votes, the ballots will be delivered to the Town Clerk who shall seal them in a suitable package and keep them in the clerk’s office for two (2) months. Such vote shall take effect as of the recording of the vote tabulation into the records.

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