

IN RE: PETITION FOR REFERENDUM OF ORDINANCE NO. 1751

**CERTIFICATE OF CITY CLERK AS TO THE
SUFFICIENCY OF THE SUPPLEMENTARY PETITION**

WHEREAS, on October 27, 2017, the City Clerk issued a certificate certifying that the Petition for Referendum of Ordinance No. 1751, filed by the petitioners committee on October 11, 2017 was insufficient to mandate a reconsideration of the ordinance in that it failed to contain the required number of signatures belonging to qualified voters of the City registered to vote as of November 8, 2016.

WHEREAS, it appears that on October 30, 2017, the petitioners committee received the aforementioned certificate as evidenced by the date stamp of the United States Postal Service on the domestic return receipt.

WHEREAS, on October 30, 2017, a Notice of Intention to Amend or Supplement Petition for Referendum was timely filed by the petitioners committee with the City Clerk.

WHEREAS, on November 8, 2017, the petitioners committee timely filed a Supplementary Petition upon additional papers with the City Clerk amending or supplementing its Petition for Referendum of Ordinance No. 1751.

WHEREAS, the City Clerk has thoroughly examined the Supplementary Petition.

NOW, THEREFORE, THIS CERTIFICATE OF CLERK WITNESSETH THAT:

The Supplementary Petition filed herein consisting of 150 pages appears to be in proper form and timely filed.

Upon a thorough examination of the 150 pages of the Supplementary Petition filed herein, the City Clerk found a total of 584 signatures.

Of the 584 signatures examined, 321 signatures were initially validated belonging to qualified voters of the City registered to vote as of November 8, 2016. The 263 signatures which were not initially validated were re-examined. Upon re-examination of the 263 signatures, an additional 12 signatures were validated and 37 signatures were determined to be duplicate signatures appearing either on the original petition or the supplementary petition. The remaining 214 signatures were determined to be invalid, as the signatories were not qualified voters of the City as of November 8, 2016.

Following an examination and re-examination of the signatures, the Clerk determined that the Supplementary Petition filed herein contained a total of 333 valid signatures belonging to qualified voters of the City registered to vote as of November 8, 2016.

It has been previously determined that as of the last regular city election (November 8, 2016) the City of Fairmont had 13,199 qualified registered voters and that 15% of that number was equal to 1,979 qualified registered voters.

Insofar as the original Petition for Referendum contained 1,675 valid signatures and the Supplementary Petition contains 333 valid signatures, it appears that the Petition for Referendum, as supplemented, contains a total of 2,008 total signatures of qualified registered voters registered to vote as of the last regular city election.

WHEREFORE: Given all of the above, the Clerk hereby certifies that the Petition for Referendum of Ordinance No. 1751, filed by the petitioners committee on October 11, 2017, as amended and supplemented by Supplementary Petition filed November 8, 2017, is sufficient to mandate a reconsideration of Ordinance No. 1751.

Dated this the 13th day of November, 2017.



Janet L. Keller, City Clerk
City of Fairmont
P.O. Box 1428
Fairmont, WV 26554

OFFICIAL SEAL: