

Town of Middlebury, Vermont
Text of Proposed Charter Change
Regarding Town Treasurer

Selectboard
September 27, 2022

Title 24 Appendix : Municipal Charters

Chapter 127 : Town Of Middlebury

Subchapter 003 : Officers

(Cite as: 24 App. V.S.A. ch. 127, § 302)

- § 127-302. Elective officers

(a) The officers elected by the Town at its annual meeting shall be:

(1) Five Selectboard members.

(2) Town Meeting Moderator.

(3) Five trustees of the Ilsley Library.

(4) Three listers.

(5) Three auditors, unless the Town has voted to eliminate the Office of Auditor pursuant to 17 V.S.A. § 2651b.

(6) Town Clerk.

(7) ~~Town Treasurer.~~ [Reserved].

(8) Members of the Prudential Committee of Middlebury Incorporated School District No. 4.

(9) Middlebury members of the Board of Union School District No. 3.

The number of such officers to be elected at each annual meeting shall be as hereafter set forth.

(b) All elected officers shall be chosen from the legally qualified voters of the Town and shall hold office for the terms hereafter specified and until their successors are elected and qualified.

(c) All officers shall be elected by Australian ballot.

(d) When an elected officer specified in subdivisions 302(a)(1) through (7) of this charter resigns, makes another Town his or her residence, dies, or becomes incapacitated, his or her office shall become vacant and the Selectboard shall appoint an eligible person to fill the vacancy until the next annual meeting. The person elected shall at the annual meeting serve until his or her predecessor's term expires.

Incapacity shall include the failure of a Selectboard member to attend 50 percent of the meetings of the Board in any calendar year.

(e) If the Town so votes at its annual meeting, two additional Selectboard members may be elected from the legally qualified voters of the Town for a term of three years each, the first such election to take place at the annual meeting following the annual meeting at which the additional offices are created. A vote so taken in favor of additional Selectboard members shall not be rescinded. (Amended 2015, No. M-12, § 2, eff. May 26, 2015.)

Title 24 Appendix : Municipal Charters

Chapter 127 : Town Of Middlebury

Subchapter 003 : Officers

(Cite as: 24 App. V.S.A. ch. 127, § 305)

- § 127-305. Treasurer

(a) The Treasurer shall be ~~elected~~ appointed by the Selectboard.
~~annually at the annual meeting and shall serve for a three-year term.~~

(b) The Treasurer shall perform the duties required by State statutes or provided by this charter. He or she shall:

(1) promptly deposit funds coming into his or her hands in such depositories as may be designated by the Selectboard;

(2) invest Town funds coming into his or her hands in the manner designated by the Selectboard;

(3) keep such books and accounts as may be required by the Selectboard;

(4) make reports to the Selectboard monthly or at such other times as they may require showing the State of the Town's finances; and

(5) perform such other duties with respect to the Town's finances as the Selectboard may require.

Title 24 Appendix : Municipal Charters

Chapter 127 : Town Of Middlebury

Subchapter 003 : Officers

(Cite as: 24 App. V.S.A. ch. 127, § 306)

- **§ 127-306. Appointed officers**

(a) The Selectboard shall appoint any officers required by the Town's personnel regulations or this charter.

(b) The Town Manager shall function as the personnel officer of the Town.

(c) Within one year after the adoption of this charter, the Selectboard shall adopt a written personnel policy.

(d) The Selectboard shall appoint:

(1) a First Constable, and if needed a Second Constable;

(2) one or more grand jurors;

(3) a Collector of Taxes;

(4) a Town agent;

(5) one or more fence viewers;

(6) a Tree Warden.

(7) a Town Treasurer.

(e) The Selectboard may appoint:

(1) one or more weighers of coal;

(2) a Poundkeeper;

(3) one or more inspectors of lumber, shingles, and wood.