

Article IV

THE TOWN COUNCIL

401 Number, Term, Selection.

- A. The Town Council shall consist of seven (7) members elected from the Town, one (1) from each of five (5) districts, and two (2) members of the Council at-large, without any party marker designation upon the ballot, each to serve for a term of four (4) years or until a new Council has been elected and a majority of its members qualified.
- B. Term limits. Any person who is elected to the Town Council as a district or at-large candidate shall serve no more than two (2) four (4) year terms consecutively. Thereafter he or she shall be ineligible to serve as district or at-large town council member until the passage of four (4) years.
- C. The term of four (4) years and maximum of two (2) consecutive terms shall not take effect until the election following the election year in which this amendment is approved by a majority of the qualified voters of the Town of Cumberland so voting on this amendment.

403 Vacancies

- A. A vacancy shall exist in the Town Council if a member dies, resigns, ceases to meet the qualifications for membership, ceases to be a resident of the district for which he or she was elected or ceases to be a resident of the Town, or is absent from four (4) consecutive regular meetings of the Council, unless such absences are excused by a majority vote of the whole Council membership, with reasons therefor stated at the time and appearing in the journal of the meeting from which the Council member was excused.
- B. If a vacancy shall occur in the Town Council twelve (12) months or more prior to the regular election, a special election shall be called by the Town Clerk to take place within seventy-five (75) to ninety (90) days after such vacancy has occurred in the manner prescribed by State Law. Any vacancy in the membership of the Town Council that shall occur less than twelve (12) months prior to the regular election may be filled for the unexpired term by the remaining members of the Town Council; provided that the person chosen by the Town Council to fill such vacancy shall ~~be of the same political party as the member being replaced, such political party allegiance to be verified in writing to the President of the Town Council by the Town party committee of such political party and~~ reside in the same district ~~of if the m~~Member being replaced ~~represented a district~~.