

## **ARTICLE IX**

### **ELECTIONS**

#### **Section 1 - Permitted types of elections**

Elections to be held in the city shall be either primary, general or special.

- (a) Primary elections shall be held for the purposes of making nominations for the general election and electing officers as hereinafter provided, and for such other purposes as the council may prescribe.
- (b) General elections shall be held for the purposes of electing officers of the city and such other purposes as the council may prescribe.
- (c) All other municipal elections that may be held by authority of this charter, or of any law, shall be known as special elections.

#### **Section 2 - Application of state law**

The provisions of the laws of this state relating to and governing the nomination of elective officers and the conduct of elections, and each and every provision of said law, with all amendments thereto shall apply and shall govern the nomination of elective officers and the conduct of elections, except as otherwise provided in this charter. The council shall have the power to make any further and additional provisions relating to the nomination of officers and to the conduct of elections not repugnant nor contrary to the provisions of the laws of this state or the provisions of this charter.

#### **Section 3 - Qualifications of electors; registration; Candidates**

- A. The qualification of electors shall be as required by the constitution and laws of this state for state and county elections. Registration of voters shall be as required by the laws of this state and the register of qualified electors may be compiled from the general county register. (Amended May 18, 1976)
- B. The City Clerk shall perform the following ministerial duties with respect to nomination papers and nominating petitions:

## **ARTICLE IX – Section 3 (Continued):**

1. Verify that official candidates are qualified electors of the city for one year prior to the primary election, as required in Article II Section 5 of the Prescott City Charter.
2. Remove signatures of those signers on petitions who list an address outside of the City of Prescott.
3. Remove signatures of those signers that signed before the Statement of Organization or \$500 Threshold Exemption was filed.

(Amended November 2, 2010)

### **Section 4 - Arrangement of names not to reveal source of candidacy or support of candidates**

The names of the candidates for each office shall be arranged as provided by law and nothing on the ballot shall be indicative of the source of the candidacy or of the support of the candidate.

### **Section 5 - Time of holding primary election**

The primary election shall be held in the fall of every odd-numbered year on dates consistent with those permitted by State law. (Amended May 18, 1976; September 7, 1999; November 2, 2010)

### **Section 6 - Majority to elect in primary**

At the primary election any candidate who shall receive a majority of all the valid ballots cast at such election for that office shall be declared elected to the office for which he is a candidate, and no further election shall be held as to said candidate. (Amended September 20, 1983; November 2, 2010)

### **Section 7 - Nomination for general election**

If at any primary election there be any office or offices to which no candidate therefore was elected, then, said election shall be considered a primary election for the nomination of candidates for such office or offices, and a second or general election shall be held to vote for candidates to fill such office or offices. The candidates, not elected at such first election, equal in number to twice the number to be elected to any given office, or less if so

## **ARTICLE IX – Section 7 (Continued):**

there be, and who received the highest number of votes for the respective offices at such first election, shall be the only candidates at such second election. Candidates who do not qualify in the primary election shall not be eligible to move up and become candidates in the general election in the event a qualifying candidate withdraws for any reason from the general election or is deceased; provided, that if there be any person who under the provisions of this section, would have been entitled to become a candidate for any office except for the fact that some other candidate received an equal number of votes therefor, then all such persons receiving said equal number of votes shall likewise become candidates for such office. A qualifying candidate who elects to withdraw or a representative of a deceased candidate may request to have the candidate's name removed from the ballot provided that the request is made prior to the time required for printing of the ballots. In the event that any withdrawal results in fewer candidates than the number of vacant offices, the council shall appoint the officer(s) to fill the vacant position subsequent to the general election and prior to installation of new council members. (Amended November 2, 2010)

### **Section 8 - Time of holding general election**

The general election, if necessary, shall be held in November of every odd-numbered year. (Amended December 11, 1979; September 7, 1999)

### **Section 9 - Candidates receiving most votes to be elected**

The candidates equal in number to the persons to be elected who shall receive the highest number of votes at said general election shall be declared elected to such office.

### **Section 10 - Special elections**

The council shall provide the time, manner and means of holding any special election. All special elections shall be conducted in the same manner and under the same provisions as are provided for the holding of general elections.