

## Chapter 13

### ELECTIONS<sup>1</sup>

#### **Sec. 13-1. Polling places; manner of voting.**

The city council shall no later than sixty (60) days prior to any city election designate by resolution the polling places and voting districts and whether voting shall be by voting machines or paper ballots.

(Code 1967, § 11-2)

**State law reference**—Ballots, A.R.S. §§ 16-421, 16-423, 16-443.

#### **Sec. 13-2. Elections to be nonpartisan.**

All elections for mayor and city councilmen shall be nonpartisan and nothing on the ballot in any primary or general election shall be indicative of the source of the candidacy or of the support of the candidate.

(Code 1967, § 11-3)

**State law reference**—Nonpartisan elections required if majority vote obtained in primary election, A.R.S. § 9-821.01.

#### **Sec. 13-3. Watchers and challengers at polling places.**

A candidate for city office shall be entitled, upon written application to the city clerk at least five (5) days before a primary election or at least five (5) days before a general election, to appoint one person to represent him as a watcher or challenger at each polling place. Such watchers or challengers shall have all the rights and privileges prescribed under the election laws of the state.

(Code 1967, § 11-4)

#### **Sec. 13-4. Outcome final upon receipt of majority vote.**

Any candidate for mayor or city councilman who shall receive a majority of all votes cast at the primary election shall be declared to be elected to the office for which he is a candidate, effective as of the date of the general election, and no further election shall be held as to such candidate. If more candidates receive a majority of all votes cast than there are offices to be filled, then those candidates, equal in number of the offices to be filled, receiving the highest number of votes, shall be declared to be elected.

(Code 1967, § 11-7)

#### **Sec. 13-5. General election—Designation of candidates.**

If at any primary election held as provided in this chapter there is any office for which no candidate was elected, then such election shall be considered to be a primary election for nomination of candidates for such office, and a general election shall be held to vote for candidates to fill such office. Candidates to be placed on the ballot at the general election shall

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<sup>1</sup>**Charter reference**—Nominations and elections, § 7.01 et seq.

**State law reference**—City elections, A.R.S. §§ 9-521 et seq., 16-101 et seq.

be those not elected at the primary election. The number of candidates shall be equal in number of candidates to twice the number to be elected to any office not filled at the primary election, or less than that number if there be less than that number named on the primary election ballot; candidates who receive the highest number of votes for the respective offices at the primary election shall be the only candidates listed on the ballot for the general election; provided, that if there is any candidate who received an equal number of votes, then all such candidates receiving an equal number of votes shall likewise become candidates for such office at the general election. (Code 1967, § 11-8)

**State law reference**—Authority to provide that candidate receiving majority of votes at primary election is elected, A.R.S. § 9-821.01.

**Sec. 13-6. Same—Determination of winners.**

The candidates equal in number to the persons to be elected who shall receive the highest number of votes at a general election shall be declared elected to such office. (Code 1967, § 11-9)

**Sec. 13-7. Responsibilities of city clerk.**

The city clerk is hereby authorized and directed to prepare all materials necessary to conduct city elections; to provide nominating petitions, certificate of nomination papers, nomination papers, reports designating financial agents, register of voters, poll books and other supplies; to give public notice of the council's resolution and of the method of registration of voters; and to do all things necessary and required by law to conduct such elections all as provided for by the statutes of the state and the charter of the city. (Code 1967, § 11-10)

**Sec. 13-8. Absentee ballots.**

(a) The absentee ballot shall be identical to the regular official ballots, except that it shall have printed or stamped on the stub thereof "Absentee".

(b) The city clerk shall prepare the official absentee ballot and have them available for voting purposes not later than the twenty-fifth day preceding the Saturday before the election. (Ord. No. 95.14, 4-27-95)

**Sec. 13-9. Special election for initiative and referendum.**

The city council by resolution may call a special election for initiative and referendum questions to be held on any date as may be provided by law. (Ord. No. 97.30, 5-1-97)