

ORDINANCE NO. 806

AN ORDINANCE AMENDING CHAPTER 9.7 OF  
MONTICELLO CITY CODE, CONCERNING  
ELECTIONS; PROVIDING FOR PROCEDURES  
FOR NON-PARTISAN MUNICIPAL  
ELECTIONS; AND REPEALING PARTY  
PRIMARY PROCEDURES RELATED THERETO.

WHEREAS, the City Council of Monticello, Arkansas has opted, pursuant to Arkansas Code Annotated § 14-42-206, to have non-partisan municipal elections; and

WHEREAS, Act 1104 of 2003, codified as Arkansas Code Annotated § 14-42-206(d)(1), authorizes the governing body of cities of the first class to require independent candidates for municipal office to file petitions for nomination as independent candidates with the county clerk no earlier than twenty (20) days prior to the preferential primary election and no later than noon on the day before the preferential primary election, even if the municipal offices are all independent or otherwise nonpartisan; and

WHEREAS, Arkansas Code Annotated § 14-42-206(2)(A) requires that ordinances of this type be enacted no later than ninety (90) days prior to the filing deadline, as such the City Council of Monticello, Arkansas recognizes the first election this ordinance shall effect shall be the 2018 General Election.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Monticello, Arkansas that Chapter 9.7 of Monticello City Code, Concerning Elections be amended to read the following:

**"9.7-3 Non-partisan municipal elections.**

*Stricken language to be deleted from and underlined language to be added to the ordinance.*

Pursuant to ACA § 14-42-206, the City of Monticello, Arkansas shall have non-partisan municipal elections, effective January 1, 2017. Where, hereinafter the City Council shall not call for political primary elections to nominate candidates for municipal office.

**9.7-4 Petitions for candidates for municipal office.**

(a) Candidates for municipal offices, as enumerated in § 2-54, are hereinafter required to file petitions for nomination as independent candidates with the Drew County Clerk, as mandated by ACA § 14-42-206.

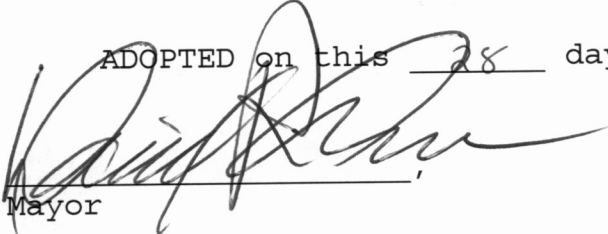
(b) Pursuant to ACA § 14-42-206(d)(1), independent candidates for municipal office shall file petitions for nomination with the Drew County Clerk no earlier than 12:00 noon on the twentieth (20th) day prior to the preferential primary election, and no later than 12:00 noon on the day before the preferential primary election.

(c) At the time of filing petitions for nominations as a candidates for municipal office, as enumerated in § 2-54, said candidate must reside within the boundaries required for the respective municipal office as defined in § 2-54 and respective state statues."

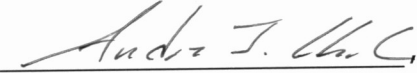
NOW, THEREFORE, BE IT FURTHER ORDAINED by the City Council of Monticello, Arkansas that, pursuant to ACA § 14-42-206(d)(2)(B), the City Clerk is hereby directed to published at least one (1) time a week for two (2) consecutive weeks immediately following adoption of the ordinance in a newspaper having a general circulation within the city.

(End of Ordinance)

ADOPTED on this 28 day of February, 2016.

  
Mayor

ATTEST:

  
City Clerk