

**AN ORDINANCE AMENDING CHAPTER TEN OF THE CHESTERFIELD CITY CODE, COVERING ELECTIONS IN THE CITY OF CHESTERFIELD AND ESTABLISHING THE PROCEDURE FOR CANDIDATE FILING AND SETTING THE FILING PERIOD FOR OFFICE.**

WHEREAS, to accommodate the best interests of the City, the Mayor and City Council have recommended changes to the procedures for candidates to file for municipal office; and

WHEREAS, the Finance and Administration Committee of the whole recommended changes to Chapter 10 Elections of the Chesterfield City Code; and

WHEREAS, the City Council finds it is in the best interest of the public to repeal and replace Chapter 10 of the Chesterfield City Code;

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:**

**Section 1.** Chapter 10 ELECTIONS, Section 10-1 thru Section 10-6 of the Chesterfield City Code, as they appear herein are repealed

**To be repealed (*italicized*)**

**Chapter 10. Elections**

**Sec. 10-1. Wards established.**

*(a) There will be four (4) wards established within the City of Chesterfield.*

*(b) The ward lines within the City are described and designated as the following election districts for the election of Councilmembers pursuant to the ordinances of the City.*

**Sec. 10-2. Municipal election day.**

*A general nonpartisan election for the election of Mayor and Councilmen of the City of Chesterfield shall be held on the first Tuesday in April of each year. The name of candidates for municipal office shall be listed on the ballot in the order in which they are filed.*

**Sec. 10-3. Filing procedures.**

*(a) Declarations of candidacy filed for office in the municipal election shall be received by the City Clerk or her designee commencing at 8:00 a.m. on the fifteenth Tuesday prior to the election. No declaration for candidacy for office shall be accepted by the City Clerk or her designee after 5:00 p.m. on the eleventh Tuesday prior to the election.*

*(b) No candidate's name shall be printed on any official ballot unless the candidate has filed a written "Declaration of Candidacy" and paid the appropriate filing fee to the City Clerk or his designee.*

*(c) Each Declaration of Candidacy shall state the candidate's full name, name to appear on the ballot, date of birth, residence address, length of residency at that address, office for which he proposed to be a candidate and that if elected he will serve. It shall be subscribed and sworn to be the candidate before an official authorized to accept his Declaration of Candidacy.*

*(d) All candidates filing their Declarations of Candidacy shall personally file said declaration with the City Clerk or his designee.*

*(e) Declarations of Candidacy will be received by the City Clerk or his designee in the order which the candidates pass through the front door of City Hall and the Clerk or his designee shall continue to accept filings in that order until all persons have filed.*

*(f) No candidate will be admitted inside until the City Hall opens at 8:00 a.m. on the first day of filing.*

**Sec. 10-4. Posting of rules.**

*(a) Candidates for filing for office will be admitted only through the front door;*

*(b) No candidate will be admitted inside until the City Hall opens at 8:00 a.m. on the first day of filing;*

*(c) That Declarations of Candidacy will be received by the City Clerk or his designee in the order which the candidates pass through the front door and shall continue to be accepted in that order until all persons have filed;*

*(d) The person to pass through the front door shall be the candidate only and not a designee or "stand in";*

*(e) The City Clerk or her designee must issue and post a legal notice prior to the opening of filing. Legal notice may be published in at least one newspaper of general circulation in the City.*

**Sec. 10-5. Penalty.**

*Any person filing or attempting to file for office by any means other than under the procedure set forth in this chapter shall be disqualified and his or her name removed from the ballot.*

**Sec. 10-6. Special election for filling of Council vacancy.**

*Declarations of Candidacy for office in a special election to fill a vacancy for the City Council shall be received by the City Clerk or her designee commencing at 8:00 a.m. on the seventh Tuesday prior to the election. No Declaration for Candidacy for office shall be accepted by the City Clerk or her designee after 5:00 p.m. on the third Friday following the seventh Tuesday prior to the election.*

**Section 2.** A new Chapter 10 ELECTIONS, Section 10-1 thru Section 10-6 of the Chesterfield City Code shall be adopted as it appears herein:

To be replaced with:

**Chapter 10. Elections**

**Sec. 10-1. Wards established.**

(a) There will be four (4) wards established within the City of Chesterfield.

(b) The ward boundary lines within the City are described and designated for the election of Councilmembers pursuant to the ordinances of the City.

(c) The legal description of the election districts are not set out herein, but are on file and available for inspection in the Office of the City Clerk.

**Sec. 10-2. Municipal election day.**

(a) A general non-partisan election for the election of Mayor and Councilmember of the City of Chesterfield shall be held on the first Tuesday following the first Monday in April of each year.

(b) The name of candidates for municipal office shall be listed on the ballot in the order in which they are filed.

**Sec. 10-3. Filing procedures.**

(a) Declarations of candidacy filed for office in the municipal election shall be received by the City Clerk or their designee commencing at 8:00 a.m. on the sixteenth (16<sup>th</sup>) Tuesday prior to the election. No declaration for candidacy for office shall be accepted by the City Clerk or their designee after 5:00 p.m. on the eleventh Tuesday prior to the election.

(b) No candidate's name shall be printed on any official ballot unless the candidate has filed a written "Declaration of Candidacy" and paid the appropriate filing fee to the City Clerk or their designee.

(c) Each Declaration of Candidacy shall state the candidate's full name, name to appear on the ballot, date of birth, residence address, length of residency at that address, office for which they propose to be a candidate and that if elected they will serve. It shall be subscribed and sworn to be the candidate before an official authorized to accept their Declaration of Candidacy.

(d) All candidates filing their Declarations of Candidacy shall personally file said declaration with the City Clerk or their designee.

(e) Declarations of Candidacy will be received by the City Clerk or their designee in the order which the candidates pass through the front door of City

Hall and the Clerk or their designee shall continue to accept filings in that order until all persons have filed.

**Sec. 10-4. Posting of rules.**

(a) Candidates filing for office will only be admitted through the front door;

(b) Declarations of Candidacy will be received by the City Clerk or their designee in the order which the candidates pass through the front door and shall continue to be accepted in that order until all persons have filed;

(c) The person to pass through the front door shall be the candidate only and not a designee or "stand in";

(d) The City Clerk or their designee must issue and post a legal notice prior to the opening of filing. Legal notice may be published in at least one newspaper of general circulation in the City.

**Sec. 10-5. Penalty.**

(a) Any person filing or attempting to file for office by any means other than under the procedure set forth in this chapter shall be disqualified and his or her name removed from the ballot.

**Sec. 10-6. Special election for filling of Council vacancy.**

(a) Declarations of Candidacy for office in a special election to fill a vacancy for the City Council shall be received by the City Clerk or their designee commencing at 8:00 a.m. on the seventh Tuesday prior to the election. No Declaration for Candidacy for office shall be accepted by the City Clerk or their designee after 5:00 p.m. on the third Friday following the seventh Tuesday prior to the election.

**Section 3.** This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

Passed and approved this 7th day of November, 2016.

*Bob Nation*

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PRESIDING OFFICER

*Bob Nation*

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MAYOR – BOB NATION

ATTEST:

*Vickie Hass*

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CITY CLERK

First Reading Held: 11/7/2016