

VILLAGE OF ALLENVILLE
ORDINANCE FOR SB 593

Bill No. 12-3-2020

Ordinance No. 12032020

An Ordinance Setting an Election on April 6, 2021 for the Qualified Voters of the Village of Allenville, Missouri, to Decide whether to Forgo Annual Municipal Elections for Six Years If the Number of Candidates Filling Equal the Number of Seats Up for Election in Accordance with Section 115.124 RSMo.

WHEREAS, Section 115.124 RSMo. was repealed and new sections were enacted in lieu thereof effective August 28, 2014 and August 28, 2018.

WHEREAS, Section 115.124 RSMo. applies to any city, town, or village with a population of two thousand or less.

WHEREAS, the governing body may pass an ordinance calling an election for the qualified voters to decide whether to forgo annual municipal elections for six years if the number of candidates filling equal the number of seats up for election in accordance with Section 115.124 RSMo.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF THE TRUSTEES OF ALLENVILLE, MISSOURI, AS FOLLOWS:

Section 1. The Municipal Clerk and all other officers of the municipality are hereby authorized and directed to authorize the appropriate election officer of the State of Missouri to issue the necessary lawful notices and prepare the voters of the municipality for their approval or rejection at an election to be held on April 6, 2021.

The ballot language shall be:

Shall the Village of Allenville, Missouri, be authorized to forgo annual elections if the number of candidates who have filed for a particular office is equal to the number of positions in the office to be filled by the election.

YES or NO

The voter who desires to vote in favor of said question shall place a mark (X) in the square opposite the word

"YES" (or other appropriate mark for the voting machine being used at said election). The voter who desires to vote against said question shall place a mark (X) in the square opposite the word "NO" (or other appropriate mark for the voting machine being used at said election).

Section 2. If the majority of votes cast by the qualified voters are in favor of the question, then the municipality shall conduct its municipal elections for the following six years immediately thereafter in accordance with Section 115.124 RSMo. At the end of such six year period it shall be prohibited from conducting elections in such manner unless another election is held and the issue is again approved by the majority of the qualified voters.

Section 3. If no election is held for such office as provided in the section the election authority shall publish a notice containing the names of the candidate that shall assume the responsibilities of the office under this section. Such notice shall be published in at least one newspaper of general circulation as defined in Section 493.050 by the first of the month in which the election would have occurred, had it been contested.

Section 4. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 5. This ordinance shall take effect and be in force from the after its passage and approval, subject to voter approval as herein above set forth.

Signed: Tram Wolfe

Position: Clerk

Entity: Village of Allenville, Missouri

Attest:

X Tram Wolfe

Municipal Clerk

First Reading: 12/03/2020

Second Reading: 12/03/2020

Third Reading: 12/03/2020