

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE CITY CLERK TO DO ALL THINGS NECESSARY FOR THE HOLDING OF A PRIMARY AND GENERAL CITY ELECTION WITHIN THE CITY OF INDEPENDENCE, MISSOURI, IN COMPLIANCE WITH THE CHARTER ADOPTED BY SAID CITY, AS AMENDED, AND ALL STATE LAWS IN REFERENCE THERETO, AND TO CERTIFY TO THE JACKSON COUNTY BOARD OF ELECTION COMMISSIONERS ALL NAMES OF CANDIDATES PROPERLY PRESENTED BY PETITIONS UNDER THE CHARTER AND FOR THE HOLDING OF A PRIMARY ELECTION ON FEBRUARY 6, 2024, AND A GENERAL ELECTION ON APRIL 2, 2024.

WHEREAS, on December 6, 1961, at a special election held in the City of Independence, Missouri, a proposed charter for the City of Independence, Missouri was adopted by the voters of said City; and,

WHEREAS, on April 4, 1972, at a special election held in the City of Independence, Missouri, a proposed charter amendment to institute primary elections prior to the biennial general election as promoted by an initiative petition drive was approved by the voters of said City; and,

WHEREAS, on August 8, 1978, at a special election held in the City of Independence, Missouri, a revised charter which included bringing the Charter provisions concerning elections into conformity with State Statutes was approved by the voters of said City; and,

WHEREAS, on August 6, 1985, at a special election held in the City of Independence, Missouri, eight proposed Charter amendments, which included an amendment to further address the need to be in conformity to State Statutes, were approved by the voters of said City; and,

WHEREAS, on April 7, 1987, at a special election held in the City of Independence, Missouri, four proposed Charter amendments were proposed and two, which changed the word “morals” to the word “welfare” in Section 2.23 and changed the word “provided” to the word “prescribed” in Section 6.6, were approved by the voters of the City; and,

WHEREAS, by reasons of certain provisions of said Charter, as amended, and certain State Statutes, relating to the holding of a regular City election biennially in every even numbered year on the first Tuesday in April, the next date for such election being April 2, 2023, and a primary election on the first Tuesday after the first Monday of February of the even numbered years, the next date for such election being February 6, 2024 wherein certain offices are to be filled by the registered, qualified voters of the City of Independence, said offices being the offices of the four District Councilmembers; and,

WHEREAS, the Charter provides for certain duties to be performed by the City Clerk and for certain duties to be performed by the Jackson County Board of Election Commissioners in the holding of said primary and general City elections;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI, AS FOLLOWS:

SECTION 1. That February 6, 2024, the first Tuesday after the first Monday of February, shall be the date of the next Primary Election in the City of Independence, as required by Section 6.2, Article 6 of the Charter, as amended, and Section 1.02.001 of the City Code; and,

SECTION 2. That April 2, 2024, the first Tuesday in April, shall be the date for the next regular City Election which is required to be held under the provisions of Section 6.2, Article 6 of the Charter, and Section 1.02.001 of the City Code.

SECTION 3. That all separate papers comprising a nominating petition shall be assembled and filed by a registered, qualified voter of the City, with the City Clerk, as one instrument, not more than one hundred (100) days and not less than seventy (70) days before the Primary election. The City Clerk shall record on the petition the exact time when it was filed, shall promptly certify in writing whether the petition is in proper form, and immediately forward the petition to the Jackson County Board of Election Commissioners. A nominating petition shall not be accepted for filing unless it is accompanied by a statement of Acceptance of Candidacy signed and sworn to (or affirmed) by the candidate, substantially in the form provided in Section 6.6 (4) of the Charter.

SECTION 4. That the names on the Primary and General City Election ballot for each office shall be listed in the order in which they are filed, as required by Section 6.9 of the Charter.

SECTION 5. That the City Clerk of the City of Independence shall provide necessary copies of the official ballots and transmit the same to the Board of Election Commissioners.

SECTION 6. That the City Clerk shall do all things necessary and required under the provisions designated in the Charter under Article 6, "Nominations and Elections", Sections 6.1 through 6.15 inclusive.

SECTION 7. That the City Clerk of the City of Independence is instructed that the first day of the filing of nomination petitions of candidates with the City Clerk for this election is October 10, 2023, at 8:00 a.m., the last day upon which the City Clerk may receive a nominating petition is October 31st, 2023, at 5:00 p.m., and the last day upon which any nominated candidates may withdraw is November 21, 2023, at 5:00 p.m.

SECTION 8. That the City Clerk of the City of Independence, Missouri, shall certify this ordinance to the Jackson County Board of Election Commissioners at once and shall do all things necessary under the Charter so adopted and amended, and those things that are necessary under the laws of the State of Missouri for the holding of a Primary Election on February 6, 2024, and a General City Election on April 2, 2024, within the City of Independence, Missouri.

PASSED THIS _____ DAY OF _____, 2023, BY THE CITY COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI.

Presiding Officer of the City Council
of the City of Independence, Missouri

ATTEST:

City Clerk

APPROVED AS TO FORM AND LEGALITY:

City Counselor

REVIEWED BY:

City Manager