

ORDINANCE NO. 2010-04-20-01

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF TUSAYAN, ARIZONA ADOPTING THE OPTIONAL PROCEDURE FOR MUNICIPAL ELECTIONS AS AUTHORIZED IN A.R.S., § 9-821.01; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF TUSAYAN, AS FOLLOWS:

Section 1. Any candidate who receives at the primary election a majority of all the votes cast 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 said candidate; provided that if more candidates receive a majority than there are offices to be filled, those candidates equal in number of the offices to be filled with the highest number of votes shall be declared elected.

Section 2. Nothing on the ballot in any election shall be indicative of the support of the candidate.

Section 3. If at any primary election held as above provided there be any office for which no candidate is elected, then as to such office, the election shall be considered to be a primary election for nomination of candidates for such office, and the general municipal election shall be held to vote for candidates to fill such office. Candidates to be placed on the ballot at the general municipal election shall be those not elected at the primary election and shall be equal in number to twice the number to be elected to any given office or less than that number if there be less than that number of names on the primary election ballot. Persons who receive the highest number of votes for the respective offices at such first election shall be the only candidates at such second election, provided that if there be any person who, under the provisions of this ordinance, would have been entitled to become a candidate for any office except for the fact that some other candidate received an equal number of votes therefor, then all such persons receiving an equal number of votes shall likewise become candidates for such office.

Section 4. The candidates equal in number to the persons to be elected who receive the highest number of votes shall be declared elected.

Section 5. Whereas the immediate operation of the provisions of this ordinance is necessary for the preservation of the public peace, health and safety of the Town of Tusayan, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage, adoption and approval by the Town Council of Tusayan.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Tusayan, Arizona this 20<sup>th</sup> day of April, 2010.

APPROVED this 20<sup>th</sup> day of April, 2010 by the affirmative vote of three-fourths of the members of the Common Council of the Town of Tusayan, Arizona.

Pete Shearer  
Mayor

ATTEST:

Clara Vail  
Treas. Clerk / Council member

APPROVED AS TO FORM:

[Signature]  
Attorney