

Chapter 121 -- City Elections

121.010. Date of general election and officers to be elected therefor. The general election for the City of Moscow Mills shall be held on the first Tuesday in April of each year. The offices of mayor and one (1) alderman from each of the two (2) wards of said city shall be chosen at the general election to be held in the even numbered years beginning with the year 1984, and every two (2) years thereafter and shall serve a term of two (2) years or until his successor shall be elected and qualify. On the odd numbered years beginning with the year 1985, one alderman from each of the two (2) wards of the said city shall be elected at such general election to be held in the odd numbered year to serve a term for two (2) years or until his successor shall be duly elected and qualify. This ordinance shall in no way affect the validity of the present office holders now of the City of Moscow Mills, and shall become effective for the general election for the City of Moscow Mills beginning in April general election in 1984. The Mayor shall have the power with the advice and consent of the board of Aldermen to appoint the city attorney, city clerk and the chief of police, and it shall be his duty to see that all officers of the city, before entering upon their official duties, are duly commissioned and qualify.

121.013. Requirements of filing for office and fee for same. All candidates for elective city offices of the City of Moscow Mills, Missouri, are hereby required to complete certificates of nomination to be provided at the office of the City Hall in the City of Moscow Mills, Missouri, and are to be filed with the city clerk of said city at the City Hall together with a filing fee of Five (\$5.00) Dollars in order for each candidate's name to be placed on the ballot for such election. Said certificate of nomination shall be in writing on a form provided by the city clerk and shall contain the name of the candidate, his residence, occupation, length of time that he has been a resident of the City of Moscow Mills, and the office for which he or she is a candidate, and shall be signed by the candidate.

121.015. Date of filing. All certificates of nomination for City office are to be voted on at the general city election and shall be held on the first Tuesday of April. The filing period for all elective offices in the City of Moscow Mills opens at 8:00 a.m. on the fourteenth Tuesday prior to the election and closes at 5:00 p.m. on the ninth Tuesday prior to the election.

121.020. Chief of police and city clerk, election duties. All duties specified in the State Election Laws to be performed by the constable or sheriff, shall be performed by the Chief of Police in the city election or appointed City Police Officer; and all duties specified in the State Election Laws to be performed by the county clerk shall be performed by the city clerk in the city elections, and among other things and duties it shall be the duty of the city clerk to prepare the poll books and ballots, in conformity to the requirement of the State Election Laws and applicable to such city election, and deliver the same to the judges of election in each ward on or before the morning of the day of any such election; also furnish, at the expense of the city, to each ward ballot boxes of which he shall be the custodian.

121.030. Polling places. The polling places for holding all city elections, and the judges of any such election shall be selected and specified by the Board of Aldermen by resolution, ordinance or otherwise.

121.40 Officers elected at general election. The following officers shall be

elected at the general election by the qualified voters of the city, and shall hold their office for a term of two years and until their successor is duly elected and qualified, to-wit: Mayor and an alderman from each ward of the City.

121.050. Qualifications of voters. No person shall be entitled to vote at any city election under eighteen years of age and unless such person offering to vote shall have resided within the State of Missouri 60 days next preceding the date of such election, and in the City of Moscow Mills 60 days immediately preceding the election at which he or she offers to vote, and is registered to vote. No person shall be considered a qualified voter in and of any ward who is not a bona fide resident of such ward, provided a voter shall be deemed to be a resident of the ward in which he is accustomed to lodge if he has so resided in said ward for ten days next preceding the election at which such voter offers to vote.

121.060. Polls, hours open. The polls shall be opened at seven (7) o'clock in the morning and be continued open until six (6) o'clock in the evening at any election held in the City, unless the sun shall set after six o'clock, in which event the polls shall be kept open until sunset.

121.070. Judges, failure to qualify. Should any of the selected judges of the election or clerks, if clerks are provided by ordinance, fail to appear at the opening of the polls and qualify as such, then the legally qualified voters there assembled may designate or elect a duly qualified person or persons to fill such vacancies who shall be qualified to act in the same manner as if appointed by the Board of Aldermen.

121.080. Oath of judges and clerks of election. The judges and clerks of elections, if such clerks be provided for by ordinance, shall take and subscribe to the oath and conduct the election, cast up the returns and certify to the same in the same manner required by the State Election Laws applicable thereto and such returns of election, together with all poll books, ballot boxes, and ballots shall be delivered to the city clerk at the close of the polls.

121.090 Canvass of returns. The Board of Aldermen shall meet on Tuesday next following each general election or special election and canvass the election returns, and determine who have been elected to the various offices and shall direct the city clerk to issue certificates of election to the person elected, such certificate to be signed by the city clerk with the seal of the city affixed thereto. Provided however, if any question arises regarding the eligibility or legal qualifications of any person for office receiving the highest number of votes for any office, such certificate of election shall be withheld and not ordered issued to such person but the Board of Aldermen shall, as speedily as possible, make due inquiry as to the eligibility or qualifications of such person, and if such person be found upon due inquiry and investigation made to have been eligible and duly qualified for office to which he was elected, the certificate of election shall thereupon be ordered issued and delivered to him. If such person be found to be ineligible or not legally qualified for such office, the Board of Aldermen shall make and enter of record its finding and refuse such certificate of election, and shall at its next regular meeting, on the second Monday in May, after such election, order an election to be held for the purpose of electing a properly and legally qualified person or persons to such office or offices; and the same procedure shall be had to fill an elective office that the returns of any such election show on a canvass thereof as herein provided for has not been for any cause filled, creating a vacancy in such office. When, at any election, it be found upon a canvass of the returns as herein provide

for, that two or more persons, candidates for the same office, have received the same number of votes for any elective office, the Board of Aldermen shall have full power to determine and decide such tie.

121.100. Vacancies in certain offices, how filed. If a vacancy occurs in any elective office, the Mayor or the person exercising the duties of Mayor shall cause a special meeting of the board of aldermen to convene where a successor to the vacant office shall be selected. The successor shall serve until the next regular election. If a vacancy occurs in any office not elective, the Mayor shall appoint a suitable person to discharge the duties of such office until the first regular meeting of the Board of Aldermen thereafter, at which time such vacancy shall be permanently filled.

Adopted by Ordinance 6/14/93. Amended by: Ordinance #77, 10/12/98.