

Chapter 105

ELECTIONS

ARTICLE I

General Provisions

Section 105.010. Conformance of City Elections With State Law.

All City elections shall be conducted and held in conformance with the provisions of Chapter 115, RSMo.

Section 105.020. Date of Municipal Election.

- A. A municipal election for the qualified voters of this City shall be held on the first Tuesday after the first Monday in April of each year.
- B. On the first Tuesday after the first Monday in April of odd-numbered years, a municipal election of the qualified voters of the City of Diamond shall be held for the purpose of electing a Mayor who shall hold his/her office for a term of two (2) years and until his/her successor is elected and qualified. [Ord. No. 377, 12-10-2012]
- C. On the first Tuesday after the first Monday in April of even-numbered years, a municipal election of the qualified voters of the City of Diamond shall be held for the purpose of electing one (1) Alderman from each ward who shall hold his/her office for a term of two (2) years and until his/her successor is elected and qualified.
- D. On the first Tuesday after the first Monday in April of odd-numbered years, a municipal election of the qualified voters of the City of Diamond shall be held for the purpose of electing one (1) Alderman from each ward who shall hold his/her office for a term of two (2) years and until his/her successor is elected and qualified.

Section 105.030. Declaration of Candidacy—Dates For Filing.

Any person who desires to become a candidate for an elective City office at the general City election shall file with the City Clerk, not prior to the hour of 8:00 A.M. on the fifteenth Tuesday prior to nor later than 5:00 P.M. on the eleventh Tuesday prior to the next City municipal election, a written declaration of his/her intent to become a candidate at said election. The City Clerk shall keep a permanent record of the names of the candidates, the offices for which they seek election, and the date of their filing, and their names shall appear on the ballots in that order.

Section 105.040. Declaration of Candidacy—Notice To Public.

The City Clerk shall, on or before the fifteenth Tuesday prior to any election at which City offices are to be filled by said election, notify the general public of the opening filing date, the office or offices to be filled, the proper place for filing, and the closing filing date of the election. Such notification may be accomplished by legal notice published in at least one (1) newspaper of general circulation in the City.

Section 105.050. Declaration of Candidacy—Form.

The form of said written declaration of candidacy shall be substantially as follows:

DECLARATION OF CANDIDACY		
STATE OF MISSOURI)	SS
)	
COUNTY OF NEWTON)	
<p>I, _____, being first duly sworn, state that I reside at _____, City of Diamond, County of Newton, Missouri; that I am a qualified voter; that I do hereby declare myself a candidate for the office of _____, to be voted upon at the municipal election to be held on the first (1st) Tuesday after the first (1st) Monday in April, _____, and I meet all the qualifications required of a candidate for said office, and I hereby request that my name be printed upon the official ballot for said election for said office and state that I will serve as such officer, if elected.</p>		
		<p>Signed: _____</p>
<p>Subscribed and sworn to before me this _____ day of _____, _____.</p>		
		<p>_____ City Clerk City of Diamond</p>
(SEAL)		

Section 105.060. Notice of Elections.

In City elections, the City Clerk shall notify the County Clerk of Newton County prior to 5:00 P.M. on the tenth (10th) Tuesday prior to any City election except as noted in Section 115.125.1, RSMo. The notice shall be in writing, shall specify that the Board of Aldermen is calling the election, the purpose of the election, the date of the election, and shall include a certified copy of the legal notice to be published including the sample ballot. The written notice shall be executed on behalf of the Board of Aldermen by the Mayor of the Board and shall include the attestation of the City Clerk and shall have affixed thereto the Seal of the City of Diamond. The notice and

any other information required by this Section may, with the prior notification to the election authority receiving the notice, be accepted by facsimile transmission prior to 5:00 P.M. on the tenth (10th) Tuesday prior to the election, provided that the original copy of the notice and a certified copy of the legal notice to be published shall be received in the office of the election authority within three (3) business days from the date of the facsimile transmission.

ARTICLE II

Wards

Section 105.070. Wards. [CC 1979 §§31.010—31.030]

- A. The City is hereby divided into two (2) wards as hereinafter delineated.
1. *Ward Number One.* All that portion of said City lying west of the centerline of Main Street in the City of Diamond, also described as the section line between Sections three (3) and four (4), and between Sections nine (9) and ten (10), Township 26, Range 31, is hereby designated as Ward Number One of this City.
 2. *Ward Number Two.* All that portion of the said City of Diamond lying east of the centerline of said Main Street, also described as the section line between Sections three (3) and four (4), and between Sections nine (9) and ten (10), Township 26, Range 31, is hereby designated as Ward Number Two of this City.