

Presented w/ Ord 98-19 4/27/98
H.

WASILLA CITY COUNCIL INFORMATION MEMORANDUM

IM No. 98-35

SUBJECT: AMENDMENT TO ELECTION CODE

PREPARED BY: Kristie VanGorder, City Clerk *H.*

DATE: April 6, 1998

FOR AGENDA OF: April 13, 1998

SUMMARY:

Proposed for adoption is the newly revised election code, Title 18. Title 4, Elections, is requested to be repealed and re-codified as Title 18, Elections. The organizational changes needed became too complicated to follow easily with a simple code revision. Reorganization of the election code was necessary so procedures can be followed logically from step to step. Several other changes have been made, for example gender-neutral language is included and passive voice is changed to active.

The new Title 18 mirrors the city of Palmer and Matanuska-Susitna Borough election codes. In discussions with the borough clerk and city of Palmer deputy clerk we have concluded that it is easier to have our codes read with uniformity since both cities share the counting center and election officials with the borough. Last year the city of Palmer revised their election code to read similar to the borough. I have used the city of Palmer's election code as a basis for my proposed revision.

If the council wishes, a work session may be scheduled to answer questions on Title 18, or you may chose to contact me individually if you have a question.

Below is a sectional analysis showing where the sections of Title 4 are incorporated into Title 18. This should assist you in clarifying where a section of Title 4 is located in Title 18.

WMC 4.04.010 Definitions, are now re-codified as WMC 18.05.010 and include additional definitions for: borough, calendar days, immediate family, precinct register, qualified voter, registration, registered, regular ballot, and run-off. The majority of the vote and question definitions have been repealed.

WMC 4.04.020 is re-codified and amended as WMC 18.05.020, incorporation of state and federal laws.

WMC 4.04.030 is repealed and re-codified in Chapter 18.20, election organization relating to election officials, notice of election, ballots form and distribution; Chapter 18.35, ballot counting; Chapter 18.10 voter registration; Chapter 18.15 candidates; WMC 18.05.110, simple majority; and WMC 18.05.080, nonpartisan requirement.

WMC 4.04.040 is re-codified as WMC 18.05.030, regular election.

WMC 4.04.050 is re-codified as WMC 18.05.040, special elections, with an amendment in calling a special election to be reduced from 90 days to 75 days.

WMC 4.04.060 is re-codified and amended as WMC 18.05.110, simple majority, prohibition on run-off elections; WMC 18.35.120, determination of tie votes; WMC 18.20.020(B), notice of election; and WMC 18.05.050, run-off election.

WMC 4.04.065 is re-codified and amended as in WMC 18.05.120, simple majority, prohibition on run-off elections and WMC 18.35.110, determination of tie votes.

WMC 4.04.070 is re-codified and amended as WMC 18.05.060, initiative, referendum, and recall.

WMC 4.04.080 is re-codified and amended as WMC 18.05.100, sale of liquor on election day.

Chapter 4.06 is re-codified and amended as Chapter 18.10, voter qualification.

WMC 4.08.010 is re-codified and amended as WMC 28.05.030, regular election and WMC 18.05.040, special election.

WMC 4.08.020 is re-codified and amended as WMC 18.10.020(B) notice, publication and posting.

WMC 4.08.030 is re-codified and amended as WMC 18.10.030, election officials.

WMC 4.08.040 is re-codified as WMC 18.20.040, ballots form.

WMC 4.08.050 is re-codified and amended as WMC 18.20.050, ballots; distribution.

WMC 4.08.060 is re-codified and amended as WMC 18.20.060, election materials, WMC 18.30.060 voting ballots; WMC 18.20.060 election materials.

WMC 4.08.070 is re-codified and amended as WMC 18.35.070, preserving and destroying ballots.

WMC 4.10, is re-codified and amended as Chapter 18.15, candidates.

WMC 4.12.010 is re-codified and amended as WMC 18.20.010(B), time of election.

WMC 4.12.020 is re-codified and amended as Chapter 18.30, voting procedure.

Chapter 4.14 re-codified and amended as Chapter 18.25 absentee voting.

WMC 4.16.010, 020, 030, 040, 050, 060, and 070 is re-codified and amended as Chapter 18.35, ballot counting.

WMC 4.16.080 is re-codified and amended as Chapter 18.45, election recount.

WMC 4.16.090 is re-codified and amended as Chapter 18.40, contest of election.

FISCAL IMPACT: No Yes, amount requested: \$ Fund:

RECOMMENDED ACTION: Introduce ordinance and set for public hearing. Adopt no later than May 11, 1998, so preclearance requirements may be met by the opening of the filing period for office.

MAYOR COMMENTS:



Reviewed by: SARAH PALIN, Mayor

Attachments: