

CHAPTER VI. ELECTIONS

Article 1. City Elections

ARTICLE 1. CITY ELECTIONS

6-101.

ELECTIONS. A regular city election shall be held on the first Tuesday in April of each odd numbered year. At the regular city election in 1987, there shall be elected a mayor and five councilmen. At said election the candidates for councilmen receiving the three highest number of votes shall be declared elected for a term of four years. The candidates for councilmen receiving the next two highest number of votes shall be declared elected for a term of two years. The candidate elected mayor shall be declared elected for a term of two years. Succeeding elections for all such offices shall be for four year terms. At such succeeding elections the candidates for councilmen receiving the two or three (as the case may be) highest is a tie vote for two or more candidates and it is necessary to determine which candidate receives the office, the winner shall be determined by lot by the board of canvassers. The city clerk shall within five days after the canvass of the returns and determination by the board of canvassers of the persons elected, deliver to each such person a certificate of election, signed by him and sealed with the seal of the city, and such certificate shall constitute notice of election. The terms of the officers shall begin at the first regular meeting of the council in May following their election in April and they shall qualify by taking the oath of office and otherwise, if there be other qualifications prescribed at any time after receiving notice of election and before or at the beginning of said meeting. If any person elected to the office of councilman does not qualify within the required time, he shall be deemed to have refused to accept the office and a vacancy shall exist. In case of a vacancy in the office of councilman occurring by reason of failure of refusal to qualify, resignation, death, removal from the city, removal from office, or becoming mayor, by reason of being president of the council when a vacancy occurs in the office of mayor, the mayor shall appoint, with the consent of a majority of the remaining councilmen, some suitable elector of the city to fill the vacancy until the expiration of the term of such office. In case of vacancy in the office of mayor occurring by reason or resignation, death, removal from office, removal from the city, or refusal or failure to qualify, the president of the council, or in the case of a mayor-elect's refusal or failure to qualify, the new president of the council, shall become mayor until the expiration of the term, and a vacancy shall occur in the office of the councilman becoming mayor. (C.O. No. 2)

6-102.

CONDUCT OF ELECTION. The election of city officials shall be conducted in all respects as provided by the laws of Kansas governing the holding of city elections. (K.S.A. 25-2101 *et seq.*, Code 1993)

6-103. HOURS OF VOTING. At all city elections, the polls shall be open at 7:00 a.m. and close at 7:00 p.m., unless different hours are set and publicly announced by the county election officer. (K.S.A. 25-2111, K.S.A. 26-206; Code 1993)

6-103. COMMENCEMENT OF TERMS OF OFFICE; OATH OF OFFICE. (a) The term of office for newly elected city officials shall commence with and include the first regular meeting of the governing body following certification of the election by the county election officer.

(b) Every person elected or appointed to city office, before entering upon the duties of such office, shall take and subscribe an oath or affirmation as specified in K.S.A. 54-106, and amendments thereto, and every such oath or affirmation shall be filed with the city clerk.

(K.S.A. 25-2120; Code 2005)