



**Roll Call Number**

**Agenda Item Number**

41-I

**Date** February 10, 2020

An Ordinance entitled, "AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by repealing and replacing Section 2-5, relating to elections",

presented.

Moved by \_\_\_\_\_ that this ordinance be considered and given first vote for passage.

FORM APPROVED:

(First of three required readings)

\_\_\_\_\_  
Lawrence R. McDowell  
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
GRAY				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

**CERTIFICATE**

I, P. Kay Cmelik, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_ City Clerk

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by repealing and replacing Section 2-5, relating to elections.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, is hereby amended by repealing and replacing Section 2-5 relating to elections, as follows:

**Sec. 2-5. Runoff Elections.**

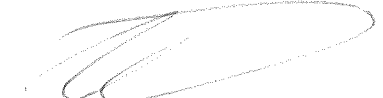
- ~~(a) A runoff election, as provided in I.C. §376.9, shall be held in lieu of a primary election for the choosing of persons for elective offices.~~
- ~~(b) A runoff election shall be held only for positions unfilled because of failure of a sufficient number of candidates to receive a majority vote in the regular city election.~~
- ~~(c) Candidates who do not receive a majority of the votes cast for an office, but who receive the highest number of votes cast for that office in the regular city election, to the extent of twice the number of unfilled positions, are candidates in the runoff election.~~
- ~~(d) Runoff elections shall be held four weeks after the date of the regular city election and shall be conducted in the same manner as regular city elections.~~
- ~~(e) Candidates in the runoff election who receive the highest number of votes cast for each office on the ballot are elected to the extent necessary to fill the positions open.~~
- (a) All candidates for elective city offices shall be nominated under the provisions of Iowa Code Chapter 45 and all nominations for candidates for elective city offices shall be made in the manner provided by Iowa Code Chapter 45.
- (b) Nominations for candidates for elective city offices may be made by nominating papers signed by not less than twenty-five eligible electors who are residents of the city or appropriate ward.
- (c) In a city election, the candidates who receive the greatest number of votes for each office on the ballot are elected to the extent necessary to fill the positions open.

Section 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Section 3. That the City Clerk is hereby authorized and directed to certify and file with the Polk County Auditor, as Commissioner of Elections, the use of the nomination process provided

by Iowa Code Chapter 45 for the City of Des Moines with a certified copy of this ordinance attached.

FORM APPROVED:



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Lawrence R. McDowell  
Deputy City Attorney