

ORDINANCE NUMBER 858

AN ORDINANCE OF THE CITY OF KETCHUM, IDAHO, AMENDING CHAPTER 2.40 OF THE KETCHUM CITY CODE, BY THE ADDITION OF A NEW SECTION 2.40.020 REQUIRING EACH SEAT ON THE CITY COUNCIL TO BE ASSIGNED A NUMBER; REQUIRING ALL CANDIDATES SEEKING ELECTION TO THE CITY COUNCIL TO FILE FOR ONE (1) OF THE NUMBERED COUNCIL SEATS; REQUIRING A MAJORITY OF THE VOTES CAST FOR A PARTICULAR CANDIDATE FOR ELECTION TO EACH POSITION; REQUIRING A RUNOFF ELECTION IN THE EVENT NO CANDIDATE RECEIVES A MAJORITY OF THE VOTES CAST; PROVIDING FOR A REPEALER CLAUSE AND A SEVERANCE CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO:

SECTION 1. ENACTMENT. That Chapter 2.40 of the Ketchum City Code, be, and the same is hereby amended by the addition thereto of a New Section, to be known and designated as Section 2.40.020, Ketchum City Code, and to read as follows:

2.40.20 Election of City Council Members

- A. Council Seats.** Pursuant to Idaho Code Section 50-707, a number is hereby assigned to each of the four (4) seats on the Ketchum City Council. The seat occupied on the date of this Ordinance by David Hutchinson is designated as and shall hereinafter be deemed Seat 1. The seat occupied by Christina Potters is designated as and shall hereinafter be deemed Seat 2. The seat occupied by Randall C. Hall is designated as and shall hereinafter be deemed Seat 3. The seat occupied by Maurice M. Charlat is designated as and shall hereinafter be deemed Seat 4. Beginning with the next municipal general election, and in all subsequent elections, every candidate filing for election to the Ketchum City Council shall declare candidacy for one (1) of the above numbered council seats.
- B. Majority Vote Required.** Pursuant to Idaho Code Section 50-707B, election to the Ketchum City Council shall henceforth require a majority (>50%) of the votes cast for each council seat. In the event that no candidate receives a majority of the votes cast for each council seat, then there shall be a runoff election between the two (2) candidates receiving the highest number of votes cast for each council seat. Such runoff election shall be conducted on the fourth Tuesday following the regular municipal general election and in the same manner thereas, provided however, notice of the runoff election and the sample ballot shall be published by the City Clerk in the official newspaper of the city on the second and third Wednesdays next following the municipal general election.


- C. **Elections.** The City shall hold an election for Seats 1 and 2 on November 6, 2001, and on the first Tuesday following the first Monday in November of every fourth year thereafter, pursuant to Idaho Code Sections 50-429, 50-701, and 50-702. The City shall hold an election for Seats 3 and 4, on November 4, 2003, and on the first Tuesday following the first Monday in November of every fourth year thereafter.

SECTION 2. SEVERANCE. The sections, subsections, sentences, clauses, phrases and provisions of this ordinance are severable. If any section, subsection, sentence, clause, phrase or provision of this Ordinance, or the application thereof to any particular circumstance, shall be held invalid or unenforceable by a Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof, which remaining portions shall continue in full force and effect and be applicable to all circumstances to which this Ordinance may validly apply.



SECTION 3. REPEALER CLAUSE. All Ordinances and parts of Ordinances of the City in conflict with this Ordinance or with any part hereof shall be and the same are hereby repealed.

SECTION 4. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO, AND APPROVED BY THE MAYOR this 16th day of January 2001.



GUY P. COLES
Mayor

ATTEST:



Sandra E. Cady, CMC
City Treasurer/Clerk

Publish: Idaho Mountain Express
January 24, 2001

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