

**ORDINANCE 438**

**AN ORDINANCE TO DETERMINE RUN-OFF ELECTIONS**

Whereas the Common Council of the City of Box Elder, Pennington County, South Dakota believes that it is necessary to establish by ordinance that elected officials receive a majority vote to be elected.

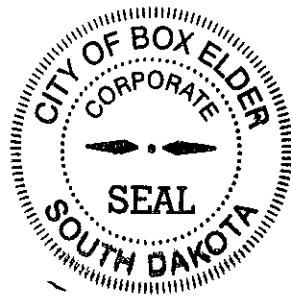
Be it Ordained by the Common Council of the City of Box Elder, Pennington County, South Dakota that the provisions of SDCL 9-13-27 and 9-13-27.1 be adopted as follows:

- A. To be elected to the office of mayor or alderman requires a majority of votes cast. If no candidate in a race involving three or more candidates receives a majority of the votes cast, a secondary election shall be held three weeks from the date of the first election. The secondary election shall be held at the same polling places, be conducted, returned and canvassed and the result declared and entered upon the journal of the municipality in the same manner as the first election. The person receiving the highest number of votes at the secondary election is elected.
  
- B. The finance officer shall have a notice of election published at least once during the week next preceding any secondary election. Such notice shall include a list of all persons appearing on the ballot for the second election. A facsimile of the official ballot need not be published for secondary elections.

Be it Ordained that this Ordinance shall become effective in accordance with law.

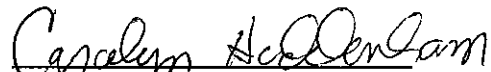
By Order of the Common Council

Seal:



Attest:

  
Jim Schweigerdt  
Finance Officer

  
Carolyn Haddenham  
Mayor

First Reading: February 21, 2006

Second Reading: March 7, 2006

Published: March 25, 2006

Effective: April 14, 2006