

ARTICLE 101

Elections

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CROSS REFERENCES

- Municipal elections - see W.Va. Code 3-1-2a
Municipal voting precincts - see W.Va. Code 3-1-6
Municipal precinct registration records - see W.Va. Code 3-1-27
Absentee voting in municipal elections - see W.Va. Code 3-3-13
Integration of municipal elections with systems of permanent registration - see W.Va. Code 8-5-13
Special elections - see W.Va. Code 8-5-15a

101.01 ADOPTION OF STATE LAW

(a) The general laws of the State of West Virginia shall apply to and control, as near as may be, all procedures relating to elections, except as such laws relate to political parties or partisan procedure. Council shall be the Municipal Election authority, and may prescribe other rules for the conduct of other elections not inconsistent with general law or the provisions of this article. Every two years on the second Tuesday in June, the Town of Anmoore will hold a nonpartisan election to elect a mayor, a recorder and five (5) councilmembers, which are the governing body of the Town.

(b) The powers and duties prescribed by State law for County Commissions shall devolve upon Council, and the powers and duties prescribed by State law for the Clerks of Circuit Courts and for the Clerks of County Commissions shall devolve upon the Recorder, insofar as the State law may be made applicable to Municipal elections and subject to the provisions of this article.

101.02 PERMANENT REGISTRATION OF VOTERS ESTABLISHED

Pursuant to the West Virginia Code 8-5-13, the conduct of all Town elections shall be integrated with the system of "permanent registration of voters" as set out in the West Virginia Code Article 3-2, the provisions of which, insofar as they are applicable to this Town, are hereby adopted and made a part of this article. No voter otherwise qualified shall be permitted to vote an unchallenged ballot at any election within the municipality unless he or she is duly registered under the

provisions of West Virginia law. The registration record shall remain in the possession of the Clerk of the County Commission, except for use in municipal elections.

101.03 DUTIES OF RECORDER

At least three days prior to each election of this Town, it shall be the duty of the Recorder to procure from the office of the Clerk of the County Commission of Harrison County the Municipal registration records necessary for the conduct of such election. Such records shall, within ten days after the date of the Municipal election, be returned to the office of the Clerk of the County Commission by the Recorder.

101.04 ESTABLISHMENT OF VOTING PRECINCTS

For the purpose of all Municipal elections of the Town, the voting precinct in the Town shall, to the extent that they lie within the confines of the Town, coincide with the boundaries of the voting precinct as fixed by the County Commission of Harrison County for all State and County elections. The only voting precinct for the Town is in the Anmoore Council Chambers unless otherwise posted.

101.05 REGULAR AND SPECIAL ELECTIONS

The regular election for the choice of a Mayor and a Recorder and for the choice of five members of council shall be held on the second Tuesday of June in odd-numbered years. Council may, by resolution, order a special election at any time to determine answers to questions to be submitted or for the election of a new Council by the qualified electors of the Town. Any special election of Council shall be held as nearly as is practicable according to the provisions for a regular election.

101.06 PRECINCT ELECTION OFFICIALS

At the regular meeting of the Council of the Town of Anmoore next preceding such election, the Council shall appoint five qualified voters as commissioners and three Clerks of the Town to hold such election. The election officials shall, as soon as possible after closing of the polls on Election Day, deliver to the Recorder the ballots, tally sheets, certificates of results of the election, registration records, ballot boxes and other election supplies.

101.07 QUALIFICATION OF CANDIDATES

Candidates of the office of Mayor, Recorder or Councilman must be residents of the Town, must be qualified voters entitled to vote for members of its governing body and cannot be employed by the Town, its entities or assigns.

101.08 NOMINATION OF CANDIDATES

The following shall constitute the exclusive procedure for the nomination of candidates for Municipal office in the Town:

- (a) A person shall be deemed nominated for the Office of Mayor when there is filed with the Recorder or his/her appointee a Certificate of Announcement, and

a filing fee of fifty dollars (\$50.00), filing date to begin the second Monday in January and will end on or before February 1st. The Certificate of Announcement declares the office for which they are running and the filing fee is non-refundable. A person shall be deemed nominated for the office of Recorder when there is filed with the Recorder or his/her appointee a Certificate of Announcement, and a filing fee of fifty dollars (\$50.00), filing date to begin the second Monday of January and will end on or before February 1st. The Certificate of Announcement declares the office for which they are running and the filing fee is non-refundable.

(b) A person shall be deemed nominated for the office of Council when there is filed with the Recorder or his/her appointee a Certificate of Announcement, and a filing fee of thirty dollars (\$30.00), filing date to begin on the second Monday in January and will end on or before February 1. The Certificate of Announcement declares the office for which they are running and the filing fee is non-refundable.

101.09

NOTICE OF ELECTION OF TOWN OFFICERS

The Recorder shall cause to be published in a newspaper of general circulation within the Town at least thirty days prior to each election of Town officers a "Notice of Election," in the following form:

"There will be an election held in the Town of Anmoore, Harrison County, West Virginia, on the 2nd Tuesday in June, 20___, for the purpose of electing a Mayor, Recorder and five Councilmembers. Rules and regulations governing the calling and conduct of nomination conventions and the certification of the results thereof may be obtained at the Town Hall.

Recorder"

101.10

BALLOTS

The drawing for the ballot positions or the municipal election shall be held after the fourth Tuesday, after the close of candidate filing, at 7:00 pm at the first Council meeting.

The ballots shall be prepared by the Recorder, the full names of all candidates nominated for the Mayor shall be arranged under the heading "Mayor." The full names of all candidates for the office of Recorder shall be arranged under the heading "Recorder." The full names of all candidates nominated for Council shall be arranged under the heading "Council." If two candidates for the same office have the same surname or have names so similar as to be likely to cause confusion, the addresses of their place of residence shall be placed with their names of the ballot. Candidates shall be listed as to each office, with the slate of candidates nominated by each convention. The ballots shall bear instructions as to the number of candidates for whom the voters are entitled to vote.

101.11 CANVASS

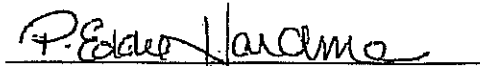
Within a week after each election, Council shall canvass the returns of the election and declare the results. A candidate or candidates (where more than one is to be elected for the same office) who received the greatest number of votes shall be elected.

101.12 COMPENSATION FOR ELECTION WORKERS

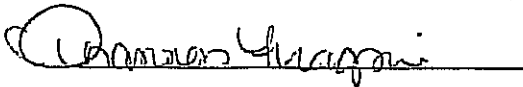
Municipal election workers shall be paid one-hundred fifty dollars (\$150.00) and those attending municipal election training will be allowed compensation for such services in the amount of twenty dollars (\$20.00). After the election, the Recorder will certify to the accounting office a list of individuals eligible for compensation and the amount due each.

PASSED ON THE FIRST READING BY THE TOWN COUNCIL OF THE TOWN OF ANMOORE, WEST VIRGINIA, during a REGULAR MEETING, this 19 day of October, 2015.

PASSED ON THE SECOND AND FINAL READING BY THE TOWN COUNCIL OF THE TOWN OF ANMOORE, WEST VIRGINIA, during a REGULAR MEETING, this 16 day of November, 2015.



MAYOR P. EDDIE HARDMAN



RECORDER SHANNON FRAGMIN