



Board of Alderman Request for Action

MEETING DATE: 8/16/2022

DEPARTMENT: Administration

AGENDA ITEM: Bill No. 2953-22, Ballot Questions Changing the Term of Office for the Mayor and for the Board of Aldermen – 2nd Reading

REQUESTED BOARD ACTION:

A motion to approve Bill No. 2953-22, calling for the questions regarding the length of the term of office for the Mayor and the Board of Aldermen increasing the term from two years to four years to be placed on the November 8, 2022 election ballot. 2nd reading by title only.

SUMMARY:

On April 19, 2022, Alderman Hartman requested that staff begin to research the steps needed to change the elected official's office terms from two years to four years. Per Missouri State Statutes Section 79.050 (RSMo) the Board of Aldermen may approve an Ordinance to pose the question of term of Mayor and/or Alderman to the voters at a municipal election. The question must pass by a majority vote.

After discussion at the July 19, 2022 work session the Board directed staff to work with legal counsel to move forward with the ballot language needed to change the Mayor and Board of Aldermen's two-year term to a four-year term.

The extended term would go into effect upon passage of an Ordinance acknowledging the election results. Anyone serving at the time or elected during that same election would serve out their current two-year term. Following adoption of the Ordinance those elected shall serve a four-year term.

In order to place this on the November 8, 2022, General Election ballot, the language would have to be certified by August 30, 2022.

PREVIOUS ACTION:

The City of Smithville has followed the Missouri State Statutes 79.050 (RSMo.) elective officers for fourth class cities.

POLICY OBJECTIVE:

Click or tap here to enter text.

FINANCIAL CONSIDERATIONS:

ATTACHMENTS:

- | | |
|---|-----------------------------------|
| <input checked="" type="checkbox"/> Ordinance | <input type="checkbox"/> Contract |
| <input type="checkbox"/> Resolution | <input type="checkbox"/> Plans |
| <input type="checkbox"/> Staff Report | <input type="checkbox"/> Minutes |
| <input type="checkbox"/> Other: | |

AN ORDINANCE OF THE BOARD OF ALDERMEN OF THE CITY OF SMITHVILLE, MISSOURI INCREASING THE TERM OF OFFICE FOR SAID MAYOR AND BOARD OF ALDERMEN FROM TWO YEARS TO FOUR YEARS AND CALLING FOR THE QUESTION REGARDING THE LENGTH OF THE TERM OF OFFICE FOR THE MAYOR AND FOR THE BOARD OF ALDERMEN TO BE PLACED ON THE NOVEMBER 8, 2022 ELECTION BALLOT

WHEREAS, Section 79.050.2 R.S.Mo. provides that the Board of Aldermen may provide by ordinance, after approval by a majority of the voters of the city voting at an election at which the issue is submitted, for a four-year term for the Mayor and Section 79.050.3 R.S.Mo. provides that the Board of Aldermen may provide by ordinance, after approval by a majority of the voters of the city voting at an election at which the issue is submitted, for a four-year term for members of the Board of Aldermen; and

WHEREAS, the Board deems it advisable and in the best interest of the citizens of the City of Smithville to provide a four-year term of office for the Mayor and the members of the Board of Aldermen.

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF SMITHVILLE, MISSOURI AS FOLLOWS:

SECTION ONE: Upon approval of the voters the term of office for the Mayor and Aldermen is hereby increased from two (2) years to four (4) years.

SECTION TWO: The questions of the length of the term of office for the Mayor and the members of the Board of Aldermen shall be submitted to the qualified voters of the City of Smithville, Missouri, for their approval, as required by § 79.050.2 & 3 R.S.Mo., at the election hereby called and to be held in the City of Smithville on November 8, 2022. The ballot of submission shall contain substantially the following language:

Shall the Board of Aldermen of the City of Smithville, Missouri provide by ordinance that all mayors elected from this point forward serve a four-year term as provided for by the Statutes of the State of Missouri?

☐ YES
☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES."

If you are opposed to the question, place an "X" in the box opposite "NO."

Shall the Board of Aldermen of the City of Smithville, Missouri provide by ordinance that person(s) elected as aldermen from this point forward serve a four-year term as provided for by the Statutes of the State of Missouri?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES."

If you are opposed to the question, place an "X" in the box opposite "NO."

SECTION THREE: This ordinance shall only become effective after receiving a majority vote of the citizens of the City of Smithville, Missouri.

SECTION FOUR: The effective date of this ordinance shall be immediately upon certification by the Clay County Board of Elections that a majority of the voters voting in the November 8, 2022 election approved the issue submitted.

**PASSED AND APPROVED BY THE BOARD OF ALDERMEN AND
APPROVED BY THE MAYOR OF THE CITY OF SMITHVILLE, MISSOURI,
THIS 16th DAY OF AUGUST, 2022.**

DAMIEN BOLEY, MAYOR

ATTEST:

LINDA DRUMMOND, CITY CLERK

1st reading 08/02/2022

2nd reading 08/16/2022