

ORDINANCE NO. 210

CITY OF TEGA CAY, SC

AN ORDINANCE TO ESTABLISH THE ELECTION PROCESS AND REQUEST A CHANGE FROM THE NON-PARTISAN RUNOFF METHOD TO THE PLURALITY METHOD OF ELECTION; TO REPEAL ORDINANCE NO. 1, AS ADOPTED AUGUST 13, 1982 AND REPEALED BY THE AMENDMENT ADOPTED AUGUST 30, 1982; TO REPEAL ORDINANCE NO. 3, AS ADOPTED AUGUST 30, 1982; TO REPEAL ORDINANCE 146, AS ADOPTED AUGUST 18, 1997.

Section 1. Purpose. The purpose of this ordinance is to provide for the orderly election process to fill the offices of mayor and council and conduct any special election requirement.

Section 2. Municipal Election Commission. The Tega Cay Municipal Election Commission shall consist of three commissioners pursuant to Section 5-15-90, whose responsibility is to conduct the election process in accordance with the South Carolina Code of Law Title 5 and Title 7 as applicable to the election process.

Section 3. Form of Government. The Form of Government shall be council-manager enacted by Ordinance 188 as adopted August 19, 2002.

Section 4. Term of Office. The Mayor and two (2) members of Council shall be elected to serve terms of four (4) years beginning on the fourth of July in even-numbered years. Two (2) members of Council will be elected to serve terms of four (4) years in the alternate two-year cycle beginning on the fourth of July of the alternate two-year cycle. Vacancies for an unexpired term shall be filled by holding a Special Election which can be conducted with a separate ballot in conjunction with the general election or such date as established by council.

Section 5. Election at Large. The Mayor and Council shall be elected from the municipality at large and candidates for Mayor and Council are required to be registered voters and residents of the City, but are not required to be residents of any particular area of the City.

Section 6. Election Laws Applicable. It is hereby declared and required that all elections within the City, whether general or special, shall be governed by the applicable provisions of Title 5 of the South Carolina Election Laws.

Section 7. Non-Partisan General Elections. The non-partisan election using the plurality method prescribed in Section 5-15-61, South Carolina Code of Laws, 1976, as amended, shall be the method of election for municipal elections within the City of Tega Cay, SC.

Section 8. Special General Elections. Whenever so required by existing provision of law, the City Council shall order a special general election on such date, as it shall fix. Public notice of a special general election shall be given at least ninety (90) days prior to such election thereof, and in any such case, any Special Election shall be held on a non-partisan election and plurality election method as prescribed by Section 5-15-61, South Carolina Code of Laws, 1976, as amended.

Section 9. Filing a Statement of Candidacy. Candidates for the office of Mayor or Council shall file a statement of Candidacy with the Municipal Election Commission not later than sixty (60) days prior to the date of the election, and said Statement shall be accompanied by a filing fee of twenty-five and no/100 (\$25.00) dollars.

Section 10. Date of General Election. A general election shall be held for the election of Council and Mayor, if necessary, on the second Tuesday in June of each even year. If a runoff is necessary, a runoff election shall be held two weeks following the first election.

Section 11. Public Notice. The Municipal Election Commission shall in compliance with the requirements of Section 5-15-50, and Section 7-13-35, Code of Laws of South Carolina, 1976, cause to be published two (2) notices published in a newspaper of general circulation in Tega Cay, SC. The first publication shall be published not later than ninety (90) days prior to the date of such election. The second notice shall be published not later than two (2) weeks after the initial publication. Additional notification shall be given the public via the Tega Cay, SC Public Access Television station.

Section 12. Establishment of Ward and Precinct Lines. The City of Tega Cay, SC shall constitute a single ward. Precinct lines within the City of Tega Cay shall be identified to that established by the General Assembly of the State of South Carolina for precincts within York County, South Carolina.


Section 13. Effective Date. This ordinance shall become effective immediately upon its final passage or on the sixty-first day after submission of this Ordinance to the Attorney General of the United States as provided by Section 5 of the Voting Rights Act of 1965, as amended, 42 U.S.C. 1973c, whichever date shall last occur.

Done in Council meeting at which time a Quorum of the members were present.

FIRST READING: November 17, 2003
SECOND READING: December 15, 2003

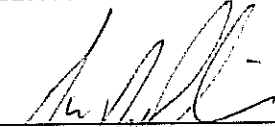
Enacted this 15th day of December, 2003, by a majority vote of the duly elected City Council of the City of Tega Cay.

Signed:



The Honorable Robert Runde
Mayor, City of Tega Cay

Attested:



Grant W. Duffield
City Manager, City of Tega Cay