

**ORDINANCE NO. 31- 2008**

**AN ORDINANCE SETTING THE DATES  
FOR GENERAL MUNICIPAL ELECTIONS AND RUNOFF ELECTIONS,  
INCLUDING SPECIAL ELECTIONS, AND  
THE DATES FOR FILING AS CANDIDATES IN SUCH ELECTIONS**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY,  
ALABAMA as follows:**

**SECTION 1.** Pursuant to and under the authority granted by *Alabama Code (1975) §11-46-5*, as amended, the City Council of the City of Montgomery, Alabama elects by ordinance to have the general municipal election and runoff election including special elections, required by Act 618, *Acts of Alabama (1973)*, to be held at the same time required by Article 2, Chapter 46 of Title 11, *Alabama Code (1975)*, as amended, including specifically §11-46-21 thereof, as follows:

- (A)** The regular municipal elections in the City of Montgomery shall be held on the fourth Tuesday in August 2011 and quadrennially thereafter, and, when necessary as provided in said Act 618, a second or runoff election shall be held on the sixth Tuesday next thereafter following the general election.
- (B)** Special elections shall be held on the second or fourth Tuesday of any month when ordered by the City Council; provided that notice of such election shall be published in the manner described in §11-46-22 on or before the corresponding Tuesday of the second month preceding the month in which the special election is to be held. When necessary as provided in said Act 618, a second or runoff election shall be held on the sixth Tuesday next thereafter following the general election. Unless otherwise set by the City Council, special elections to fill any vacancy or vacancies in the office of Mayor or City Council to be held after the effective date of this Ordinance shall be held on the second Tuesday of any month when ordered by the City Council and a second or runoff election shall be held on the sixth Tuesday next thereafter following the general election.
- (C)** The date for filing a statement of candidacy for the office of Mayor or for member of the City Council shall be no earlier than the first Tuesday in July and no later than the third Tuesday in July preceding the regular municipal election for Mayor and members of the City Council. The date for filing a statement of candidacy for the office of Mayor or for member of the City Council for a special election to fill a vacancy in such office shall be no earlier than the first Tuesday following the date such vacancy occurs and no later than the second Tuesday thereafter preceding by not less than 42 days, the date a special election called by the City Council for the filling of a vacancy in the office of Mayor or any member or members of the City Council.

Provided nothing contained in Article 2, Chapter 46 of Title 11, *Alabama Code (1975)*, as amended, shall have the effect of changing the beginning of the term of office or the time for taking office or the year during which a municipal election is to be held, or the

qualifications or requirements of candidates for election to the office of Mayor or member of the City Council.

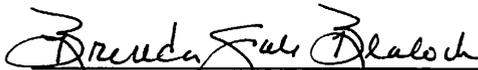
SECTION 2. The provisions of said Act 618 relating to the dates of the elections and for filing statements of candidacy for Mayor or City Council in a general municipal election are superseded to the extent the same are in conflict herewith.

SECTION 3. This Ordinance shall become effective upon passage, approval and publication or as otherwise provided by law.

ADOPTED this the 1st day of July, 2008

  
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BOBBY N. BRIGHT, MAYOR

ATTEST:

  
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BRENDA GALE BLALOCK, CITY CLERK

31-2008