

CITY OF BURBANK CHARTER AMENDMENT
PROVIDING FOR ELECTIONS BY SINGLE TRANSFERABLE VOTE
(INSTANT RUNOFF ELECTIONS USING RANKED-CHOICE VOTING)

SECTION 27. ELECTIONS.

Municipal elections held in the City of Burbank shall be classified as of ~~three (3)~~ two (2) kinds, to wit:

~~(1) Primary nominating elections.~~

~~(2) General municipal elections.~~

~~(3) Special elections.~~

Beginning with the 2011 general municipal election, elections for elective office shall be by the system of the single transferable vote (the instant runoff method, using ranked-choice voting). Prior to that election, elections for elective office shall be held in accordance with the provisions of this Charter that were in effect on May 15, 2006.

~~Primary nominating elections shall be held on the last Tuesday in February in every odd-numbered year, and general~~ General municipal elections shall be held on the ~~second last~~ last Tuesday in ~~April~~ March in every odd-numbered year, except that if ~~either of said days~~ said day is a legal holiday such election shall be held on the following day. The officers elected at ~~a primary or~~ general municipal elections shall, after they have qualified, enter upon the discharge of the duties of the offices to which they have been elected, on the first day of May next succeeding their election and shall hold office for the period of four (4) years thereafter or until their successors are elected and qualified.

~~Candidates to be voted for at any general municipal election shall be nominated at a primary nominating election.~~ No person shall be eligible ~~to be nominated~~ for an elective office of the City unless such person has resided in the City for at least twenty-nine (29) days prior to filing nomination papers or a declaration of candidacy, and such person is a qualified elector of the City ~~at the time of nomination or election to office, whichever is sooner;~~ and no names shall be printed upon the ballot for such general election other than those selected in the manner hereinafter prescribed.

~~Whenever possible the officers of election who shall be appointed for the primary nominating election shall be the officers of election of such general municipal election and such general municipal election shall be held at the same places as far as possible, and the polls shall be opened and closed at the same hours, as may be provided for primary nominating elections.~~

~~In the event that any candidate for nomination to any office for which only one (1) person is to be elected shall receive a majority of the votes cast for all candidates for nomination to such office at such primary nominating election, the candidate so receiving such majority vote shall be deemed to be and declared by the Council to be elected to such office; provided, that in the case of candidates for the offices of member of the Council and member of the Board of Education, the candidates therefor equal to or less than the number of such offices for which nominations are to be made who receive the votes of more than one half (1/2) of the qualified electors voting at such election shall be deemed to be and declared by the Council to be elected to such office or offices, and their names shall not be printed upon the ballot to be used at the following general election.~~

~~Except at hereinabove provided, the two (2) candidates receiving the highest number of votes for any given office at the primary nominating election shall be the candidates, and the only candidates, for such office whose names shall be printed upon the ballots to be used at the general municipal election; provided, that where more than one (1) office of the same kind is to be filled the candidates therefor, equaling in number twice the number of such offices, who receive the highest number of votes at the primary nominating election, shall be the candidates, and the only candidates, for such offices whose names shall be printed upon the ballot to be used at such general election.~~

~~Whenever it shall appear upon the canvass of the returns of either a primary or general election that two (2) or more persons have received an equal number of votes as candidates for any office at such election, so that the result of such election does not determine which of such persons has been nominated for or elected to such office, the City Clerk shall notify in writing all such persons so receiving such equal vote~~

~~to appear before the Council at the time specified in said notice. Such persons shall appear before the Council at such time and place and then and there, in open session, draw lots, in such manner as the Council shall prescribe, to determine which of said persons shall be nominated for or elected to such office. If any such persons shall not so appear, the City Clerk shall act for such person or persons in such drawing of lots.~~

~~—All municipal elections shall, except as in this Charter otherwise provided, be conducted and held in substantial accordance with the provisions of the laws of the state for holding of municipal elections until such time as the Council by ordinance shall adopt a City Election Code. After the adoption of such City Election Code all elections, except as in this Charter otherwise provided, shall be conducted substantially in the manner therein prescribed.~~ The Council is hereby authorized to adopt a City Election Code, by ordinance; provided that no such code shall be adopted, nor amendment made therein, during the six (6) months immediately preceding any General Municipal Election in the City of Burbank, nor during the period between the ordering of a special election and the holding thereof.

The Council shall have power to submit to the electors of said City at any election any proposition or question or ordinance required or authorized to be so submitted by the Constitution of the State of California, the law, this Charter, or by ordinance; provided, that in case such proposition or question is required by the said Constitution, law, Charter, or ordinance to be submitted at a special or other particular kind of election, it shall be so submitted, and not otherwise.

Except as in this Charter otherwise provided, every special election shall be ordered, held and conducted (except as to the date thereof) and the result thereof made known and declared in the same manner as herein provided for other elections. The Council may consolidate special elections with each other or with any municipal, county or state election. When any elections shall have been consolidated as herein provided, they shall be held, conducted, the returns thereof canvassed and the result thereof declared in all particulars the same as one election. Provided, that when any municipal election is consolidated with any state or county election, the ballots used may be the ballots used at such state or county election, or may be separate ballots, ~~or the voting may be in such manner as may be authorized by law, and the appropriate officials of the County of Los Angeles shall canvass the returns and shall certify the result of such canvass of all municipal questions submitted at such election, to the Council, who shall thereupon declare the result thereof, and any act in relation to the conduct of such election, required by this Charter to be performed by any officer or employee of the City, shall be performed by the proper officer or employee of the County.~~

~~The Council shall, by ordinance, order the holding of all elections. Every such ordinance shall specify the object and time of holding any such election. Such ordinance shall also direct the The City Clerk to shall publish, not later than twenty (20) days prior to an election, a list of election precincts, designated polling places therefor, and election officers for each precinct, and post. ~~The ordinance shall also set forth the places of posting by the City Clerk of~~ three (3) copies of such list of election precincts, polling places and election officers. One (1) copy of such list shall be posted on the bulletin board near the main entrance of City Hall; one (1) in the office of the City Clerk; and one (1) in the lobby of the Burbank Water and Power building; and said lists shall so remain until the day after such election. When two (2) or more municipal elections are consolidated by the Council, it shall not be necessary to set forth the precincts, polling places and election officers in more than one (1) list. If a municipal election is consolidated with a state or county election, it shall not be necessary to set forth the precincts, polling places, or election officers, but reference shall be made to the notice, resolution, or ordinance of the Board of Supervisors of Los Angeles County calling such election and fixing precincts, polling places and election officers. All ordinances ordering the holding or consolidation of elections shall be published once in a newspaper of general circulation at least five (5) days prior to the date of such election.~~