

*Postponed Indefinitely  
2-14-06*

Submitted by: Assemblymembers STOUT  
and Sullivan

Prepared by: Assembly Counsel

For reading: January 10, 2006

ANCHORAGE, ALASKA  
AO NO. 2006-8

1 AN ORDINANCE SUBMITTING TO THE QUALIFIED VOTERS OF THE  
2 MUNICIPALITY OF ANCHORAGE AT THE REGULAR MUNICIPAL ELECTION ON  
3 APRIL 7, 2009, A BALLOT PROPOSITION AMENDING HOME RULE CHARTER  
4 ARTICLE XXI, SECTION 11.02, ELECTION PROCEDURES, TO REQUIRE RUN-OFF  
5 ELECTION IF NO CANDIDATE FOR THE OFFICE OF MAYOR RECEIVES MORE  
6 THAN FIFTY PERCENT (50%) OF THE VOTES CAST FOR THE OFFICE.

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9 WHEREAS, in 1977 the Anchorage Municipal Charter was amended to provide for run-  
10 off elections in the event that no candidate for the office of mayor received more than 40% of the  
11 votes cast; and

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13 WHEREAS, by initiative petition and ballot proposition in 1999, the voters of Anchorage  
14 changed the threshold for determining mayoral run-off elections from 40% to 50% in Charter  
15 Section 11.02(b); and

16  
17 WHEREAS, by Assembly ordinance and ballot proposition in 2003, the threshold for  
18 determining mayoral run-off elections was changed from 50% to 45% in Charter Section  
19 11.02(b); and

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21 WHEREAS, Charter Section 18.01 provides that the Charter may only be amended upon  
22 the concurrence of a majority of the qualified voters of Anchorage;

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24 NOW THEREFORE THE ANCHORAGE ASSEMBLY ORDAINS:

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26 Section 1. That a ballot proposition in substantially the same form as appears in  
27 Section 2 below shall be placed on the ballot and submitted to the qualified voters of the  
28 Municipality at the regular municipal election of April 7, 2009.

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31 Section 2. That the proposition shall be presented in substantially the following form:

PROPOSITION NO. \_\_\_\_

**CHARTER AMENDMENT**

**TO REQUIRE RUN-OFF ELECTION IF NO CANDIDATE FOR THE  
OFFICE OF MAYOR RECEIVES MORE THAN FIFTY PERCENT (50%)  
OF THE VOTES CAST FOR THE OFFICE.**

Shall Anchorage Municipal Charter Article XI, Section 11.02(b), Election Procedures, be amended as follows to require run-off election if no candidate for the office of Mayor receives more than 50% of the votes cast? (Underlined language is new and [BRACKETED] language is to be deleted).

- (b) If no candidate for the office of mayor receives more than 50 [45] percent of the votes cast for the office of mayor, the assembly within three weeks from the date of certification of the election, shall hold a run-off election between the two candidates receiving the highest number of votes for the office. Run-off election under this section is [ARE] not required [PURPOSED, HOWEVER,] in races where the names of no more than two candidates appeared on the initial ballot, unless a write-in candidate received more votes than a candidate whose name is on the ballot.

(AO No. 252-76, prop. 1, 10-4-77; prop. 10, 5-4-99; AO No. 2001-42(S), prop. 4, 4-2-01; AO No. 2002-79, 4-1-03)

Yes [    ]

No [    ]

If approved by a majority of the voters on April 7, 2009, this proposition shall apply to the results of that election. (AO 2006- , § 4)

**Section 3.** That Section 1 of this ordinance shall become effective immediately upon passage and approval by a two-thirds vote of the Assembly as set forth in Charter Section 18.02.

**Section 4.** The proposition contained in Section 2 of this ordinance shall take effect upon certification of the regular election of April 7, 2009, or the date the United States Department of Justice issues its nonobjection, or the date by which the United States Department of Justice must object if no objection is issued within the objection period, but only if the proposition is passed by a majority of the qualified voters voting on the question contained therein. at the regular municipal election of April 7, 2009. If approved by the voters on April 7, 2009, the proposition shall apply to the results of that same election and thereafter.

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2 PASSED AND APPROVED by the Anchorage Assembly this \_\_\_\_\_ day of  
3 \_\_\_\_\_, 2006. . .

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6 \_\_\_\_\_  
7 Chair  
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13 ATTEST:  
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16 \_\_\_\_\_  
17 Municipal Clerk