

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING THE OSAGE BEACH CODE OF ORDINANCES BY REPEALING AND REPLACING CHAPTER 105 ELECTIONS, SECTION 105.030 DECLARATION OF CANDIDACY – DATE OF FILING, ITEM A.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OSAGE BEACH, AS FOLLOWS:

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OSAGE BEACH, AS FOLLOWS:

Section 1. That CHAPTER 105 ELECTIONS, SECTION 105.030 A: Declaration of Candidacy – Dates of Filing is hereby amended with amendments as set forth below with new material set out in red and deleted material struck through to read as follows:

Chapter 105 Elections

Section 105.030 A - Declaration of Candidacy – Dates of Filing

A: Any person who desires to become a candidate for an elective City office at the general municipal election shall file with the City Clerk, not prior to the hour of 8:00 A.M. on the ~~15th~~ 17th Tuesday prior to, nor later than 5:00 P.M. on the ~~19th~~ 14th Tuesday prior to the general municipal election, a written declaration of intent to become a candidate at said election. The City Clerk shall keep a permanent record of the name of the candidate, the office for which the candidate seeks election, and the date and time of filing.

Section 2. Severability.

The chapter, sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional or otherwise invalid by the valid judgement or decree of any Court of any competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the same would have been enacted by the Board of Aldermen without the incorporation in this ordinance of any such unconstitutional or invalid phrase, clause, sentence, paragraph or section.

Section 3. Repeal of ordinances not to affect liabilities, etc.

Whenever any part of this ordinance shall be repealed or modified, either expressly or by implication, by a subsequent ordinance, that part of the ordinance thus repealed or modified shall continue in force until the subsequent ordinance repealing or modifying the ordinance shall go into effect unless therein otherwise expressly provided; but no suit, prosecution, proceeding, right, fine or penalty instituted, created, given, secured or accrued under this ordinance previous to its repeal shall not be affected, released or discharged but may be prosecuted, enjoined and recovered as fully as if this ordinance or provisions had continued in force, unless it shall be therein otherwise expressly provided.

Section 4. The Mayor of the City of Osage Beach is hereby authorized to take all actions which may be necessary to fully enact this Ordinance.

Section 5. That this Ordinance shall be in full force and effect on December 1, 2021.

READ FIRST TIME: October 21, 2021 READ SECOND TIME: November 4, 2021

I hereby certify that the above Ordinance No. 21.73 was duly passed on November 4, 2021, by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes: 4

Nays: 0

Abstain: 0

Absent: 1

This Ordinance is hereby transmitted to the Mayor for his signature.

Nov. 4, 2021
Date

Tara Berreth
Tara Berreth City Clerk

Approved as to form:

Edward Rucker
Edward Rucker, City Attorney

I hereby approve Ordinance No. 21.73.

Nov. 4, 2021
Date

John Olivarri
John Olivarri, Mayor

ATTEST:

Tara Berreth
Tara Berreth, City Clerk