

**ORDINANCE NO. 3-2018**

**ORDINANCE BY THE CITY COUNCIL OF THE CITY OF HARLOWTON, MONTANA, REPEALING TWO CHAPTERS IN TITLE 2 OF THE CITY OF HARLOWTON MUNICIPAL CODES CONCERNING NOMINATION OF CANDIDATES AND REGISTRATION OF ELECTORS.**

**RECITALS**

**WHEREAS**, the City Council has found that the existing Municipal Codes concerning nomination of candidates for elective office in the City of Harlowton, and registration of electors for City elections, are outdated and are adequately covered by Montana law; and

**WHEREAS**, the City Council finds that repeal of Chapters 2.36 and 2.38 in their entirety, will address these issues:

**NOW, THEREFORE, BE IT ORDAINED**, by the City Council, City of Harlowton, Montana, as follows:

Section 1: Action

Chapter 2.36, which provides for a process to file for city offices with the City Clerk, is hereby repealed. Such filing is now within the authority of the Wheatland County election administrator.

Chapter 2.38, which provides a process for registration to vote in city elections, is hereby repealed. Registration for voting in city elections is covered by Montana law.

Section 2: Repealer

All resolutions, ordinances and sections of the City of Harlowton Municipal Code and Parts thereof in conflict herewith are hereby repealed.

Section 3: Severability

If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect the other provisions of this ordinance which may be given effect without the invalid provision or application and, to this end, the provision of this ordinance is declared to be severable.

Section 4: Effective Date

The First Reading of this ordinance occurred on, and is reflected in the minutes of the City Council dated November 27, 2018.

This ordinance shall be in full force and effect 30 days after passage of the Second Reading.

**PASSED AND ADOPTED, ON THIS SECOND READING,** by the City Council of the City of Harlowton this 8th day of January, 2019.

<u>John H. Anderson</u> Councilperson	<u>X</u> Yes	<u>        </u> No	<u>        </u> Absent
<u>Bob Howard</u> Councilperson	<u>X</u> Yes	<u>        </u> No	<u>        </u> Absent
<u>James R. Kahlowski</u> Councilperson	<u>X</u> Yes	<u>        </u> No	<u>        </u> Absent
<u>[Signature]</u> Councilperson	<u>X</u> Yes	<u>        </u> No	<u>        </u> Absent
<u>[Signature]</u> Councilperson	<u>X</u> Yes	<u>        </u> No	<u>        </u> Absent
<u>        </u> Councilperson	<u>        </u> Yes	<u>        </u> No	<u>        </u> Absent

Approved:

Paul Otten  
Paul Otten, Mayor

Approved as to Form and Content

Karen Finstad Hammel  
Karen Finstad Hammel, City Attorney

ATTEST:

Kathie Newland  
Kathie Newland, City Clerk