

RESOLUTION NO. R23-72

**A RESOLUTION OF THE CITY COUNCIL CANCELLING THE NOVEMBER 7,
2023 GENERAL ELECTION OF CERTAIN MUNICIPAL OFFICERS.**

WHEREAS, Mont. Code Ann. §§ 13-1-403(4) and (5) authorize a municipality to cancel a General Election for the election of a municipal officer by Resolution after notification by the County Election Administrator if the number of candidates filing for election is equal or less than the number of positions to be filled;

WHEREAS, by letter dated September 5, 2023, the City of Laurel received notification by the Yellowstone County Election Administrator that the following elected Municipal Officer positions are eligible for cancellation: City Council Ward 3 and City Council Ward 4; and

WHEREAS, pursuant to Mont. Code Ann. § 13-1-403, a Declaration of Intent to be a Write-In Candidate must have been filed with the Election Administrator by 5 p.m. on the 65th day before the date of the Election, or September 5, 2023.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Laurel, Montana that:

1. The City of Laurel City Council hereby cancels the November 7, 2023 General Election for the following Municipal Officer positions: City Council Ward 3 and City Council Ward 4.
2. The following persons are hereby elected to the following Municipal Officer positions by acclamation:

City Council Ward 3	Casey Wheeler	(4-Year Term)
City Council Ward 4	Jodi Mackay	(4-Year Term)

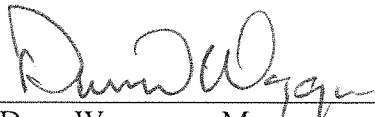
Introduced at a regular meeting of the City Council on the 12th day of September 2023, by Council Member Sparks.

PASSED and APPROVED by the City Council of the City of Laurel the 12th day of September 2023.

APPROVED by the Mayor the 12th day of September 2023.



CITY OF LAUREL




Dave Waggoner, Mayor

ATTEST:



Kelly Strecker, Clerk-Treasurer

APPROVED AS TO FORM:



Michele L. Braukmann, Civil City Attorney



Yellowstone County

ELECTION ADMINISTRATOR

(406) 256-2742
(406) 254-7940 (FAX)

P.O. Box 35002
Billings, MT 59107-5002

elections@yellowstonecountymt.gov

September 5, 2023

Dear City Clerks.

The deadline for write-in candidates to file a declaration of intent for the general municipal election pursuant to 13-1-403(2) has passed. The following candidates have filed for a nonpartisan municipal office in Yellowstone County and are running uncontested:

Town of Broadview

Todd L. Bailey (4-year term)
*Chuck Chaffin*** (4-year term)

City of Laurel

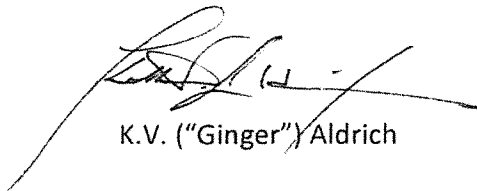
City Council Ward 3 - Casey Wheeler (4-year term)
City Council Ward 4 - Jodi MacKay (4-year term)

Because the number of candidates filing for election for these positions is equal to or less than the number of positions to be filled, the election is not necessary, and the governing body of the relevant election may cancel the election by resolution. Please note that if the governing body wishes to cancel a candidate election, it should do so as soon as possible. If your governing body wishes to cancel, please let me know when the matter is likely to be acted upon and please forward a copy of the executed resolution to the Yellowstone County Election Office as soon as possible to ensure ballots are updated for printing in a timely manner.

****Town of Broadview – please note that Mr. Chaffin has not completed his COPP paperwork and pursuant to 13-37-126(1), his name cannot appear on the official ballot for an election unless/until he files the paperwork. The certification for the general election by the COPP is due on September 29th. As noted by 13-37-126(2), “A vacancy on an official ballot under this section may be filled in the manner provided by law, but not by the same candidate.” In addition, a certificate of election cannot be granted to a candidate until the candidate or the candidate’s treasure has filed the required reports. See 13-37-127, MCA. If the Town Council**

cancels the election, you may wish to consult with your Town attorney as to whether Mr. Chaffin could be declared elected by acclamation given those circumstances.

With regards,

A handwritten signature in black ink, appearing to read "K.V. Aldrich", with a long horizontal stroke extending to the left.

K.V. ("Ginger") Aldrich