

ORDINANCE NO. 3121

AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS AMENDING SECTIONS 030, 120, AND 210 OF CHAPTER 8 OF TITLE 2 OF THE NORTH LAS VEGAS MUNICIPAL CODE AND ORDINANCE NO. 3071 TO ENSURE CONSISTENCY WITH THE NORTH LAS VEGAS CITY CHARTER AND NRS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

WHEREAS, Section 5.020 of the North Las Vegas City Charter governs the process for primary municipal elections in the City;

WHEREAS, Section 5.080 of the North Las Vegas City Charter governs the process for tie votes occurring in any municipal election in the City;

WHEREAS, to maintain consistency with the above governing provisions of the Charter respectively, the current municipal code sections 2.08.030 and 2.08.210 shall be amended;

WHEREAS, NRS 293C.527 governs the close of voter registration, and Section 2.08.120 of the North Las Vegas Municipal Code shall be amended to maintain consistency with the NRS.

NOW THEREFORE, the City Council of the City of North Las Vegas, Nevada does ordain:

SECTION 1: Title 2, Chapter 08, Section 030 of the North Las Vegas Municipal Code is hereby deleted and replaced with the following:

2.08.030 - Primary Elections.

Other than an instance in which only one candidate has filed for nomination for an office by 5:00 p.m. on the last day for filing a declaration of candidacy, all races for the offices of Mayor, City Council, and Municipal Court Judge shall appear on the primary ballot, and the primary election for such office or offices shall be held on the

second Tuesday in June of each even-numbered year preceding such general election. After the primary election, unless one candidate receives a majority of votes cast in that election for the office for which he or she is a candidate, the names of the two candidates for Mayor or Municipal Court Judge and the names of the four candidates for Council Member who received the highest number of votes in the primary election shall be placed on the ballot for the general election. If, regardless of the number of candidates for an office, one candidate receives a majority of votes cast in the primary election for the office for which he or she is a candidate, the candidate must be declared elected to the office and the candidate's name must not be placed on the ballot for the City's general election.

SECTION 2: Title 2, Chapter 08, Section 120 of the North Las Vegas Municipal Code is hereby deleted and replaced with the following:

2.08.120 Registration of Electors.

The Clark County registrar of voters shall be ex officio registry agent for the City and for said services shall be compensated in accordance with the general election laws of the state of Nevada. Registration of voters shall be in accordance with the Nevada Revised Statutes.

SECTION 3: Title 2, Chapter 08, Section 210 of the North Las Vegas Municipal Code is hereby deleted and replaced with the following:

2.08.210 – Tie Vote Procedure.

If any election should result in a tie, the City Council shall summon the candidates who received the tie vote and determine the tie by lot. The Clerk shall then issue the winner a Certificate of Election.

SECTION 4: NON-INFRINGEMENT OF RIGHTS. The City Council of the City of North Las Vegas has been informed by the City Attorney as to the constitutionality of this ordinance and based upon such information we are adopting this ordinance in good faith with a reasonable belief that the actions taken by the City of North Las Vegas are not in violation of any rights, privileges or immunities secured by the laws providing for equal rights of citizens or persons.

SECTION 5: EFFECTIVE DATE. This ordinance shall become effective after its passage by the City Council of the City of North Las Vegas, and after such passage by the City Council, publication once by title in a newspaper qualified pursuant to the

provisions of Chapter 238 of the Nevada Revised Statutes, as amended from time to time.

SECTION 6: PUBLICATION. The City Clerk shall cause this ordinance, immediately following its adoption, to be published once by title, together with names of the council members voting for or against passage, in a newspaper qualified pursuant to the provisions of Chapter 238 of the Nevada Revised Statutes, as amended from time to time.

PASSED AND ADOPTED ON THIS _____ DAY OF _____, 2022.

AYES:

NAYES:

ABSENT:

ABSTAIN:

APPROVED:

John J. Lee, Mayor

ATTEST:

Jackie Rodgers, City Clerk