

Athena Ordinances

ORDINANCE NO. 120

AN ORDINANCE SETTING FORTH THE QUALIFICATIONS OF ELECTORS OF THE CITY OF ATHEHNA; PROVIDING FOR THE REGISTRATION OF ELETORS; SETTING UP A PROCEDURE FOR THE NOMINATION OF CANDIDATES FOR MUNICIPAL OFFICE BY PETITON; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

The City of Athena ordains as follows:

**Section 1. Qualification of Electors.** To be qualified as an elector of the city of Athena, a person must maintain his principal residence within the corporate limits of the city of Athena. [Amended by Ord. 364, passed Nov. 11, 1974.]

**Section 2. Requirement of Registration.**

- (a) Every elector shall register.
- (b) No elector shall be permitted to cast a ballot at any municipal election of the city of Athena unless his name shall appear on the register of electors.
- (c) The city recorder shall procure the necessary materials and clerical supplies and assistance for registering electors.

The common council shall order to be paid out of the city treasury the reasonable and necessary expenses so incurred by the recorder.

**Section 3. Form and Manner of Keeping the Register of Electors.**

(a) In registering electors, the city recorder shall use the card index system. The official registration card shall be printed upon durable stock, 4 by 6 inches in size, substantially in the following form:

Surname	Given Name	Party
Male _____ Female _____	P.O. Box _____	
Date residence established _____		
Street Address _____		
Parents full names _____		
Birthplace _____		
City	State	County
Name of Spouse _____		
Birthplace of Spouse _____		
Naturalization record (final or second papers)		
Date	City and State	Court
Self _____		
Spouse _____		
Father _____		
Mother _____		

I, having been first duly sworn, say upon oath: I am a citizen of the United States and a qualified elector over 21 years of age, and the statements herein entered as to my qualifications as an elector are true, and I am in good faith a member of the party with which I have registered.

Signature of elector \_\_\_\_\_

Subscribed and sworn to before me \_\_\_\_\_, 19 \_\_\_\_\_.

City Recorder for Athena, Oregon \_\_\_\_\_

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- (b) The cards shall be filed alphabetically, by surname, for the city as a whole; however, should the city at some later date be divided into wards or precincts, then and in that event, the cards shall be filed alphabetically for each such ward or precinct, and the ward or precinct files shall be arranged in numerical or alphabetical order.
- (c) These cards shall be known as "The Register of Electors," shall be public records and kept in the office of the city recorder as other public records are kept.

**Section 4. Registration of Electors.** Every elector may be registered without charge by personally appearing before the city recorder and supplying the information required to complete the registration card.

**Section 5. Elector Required to Be Able to Read and Write.** If the recorder has reasonable cause to suspect that the applicant is unable to read or write English, or if the applicant is challenged upon such grounds by an elector, then the applicant shall not be permitted to register unless he is able, except for physical disability, to read and write English. This shall be determined by requiring him to read approximately 50 words and write not more than 10 words, to be selected from this ordinance by the city recorder.

**Section 6. Time for Registering.**

- (a) The recorder shall register any qualified elector who requests to be registered; however, he shall refuse to register any elector during the 30 days next preceding any general or special election to be held in the city.
- (b) Any elector who completes his residence or attains the age of 21 years during the period when the registers are closed for the period of 30 days next preceding an election may register during such time, and the recorder shall endorse upon the registration card in red ink these words:

"Qualified to vote \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_."  
Month      Day      Year

**Section 7. Cancellation of Registration of Nonvoting Electors.** Within 30 days after each regular general election, the recorder shall compare the poll books for all elections held in the city during the preceding two years with the register of electors. If it appears that any person is on the register who has not voted in at least one election during that period, the recorder shall remove his card from the register and cancel his registration; and such person shall not be considered a qualified elector until he re-registers as provided in Section 4 of this ordinance.

- (a) This section shall not apply to persons serving with the armed forces of the United States during the period of active service.

**Section 9. Nominating Procedures.**

- (a) Any qualified and registered elector of the city of Athena may become a candidate for election to any elective municipal office upon the filing with the city recorder of a certificate of nomination, signed by at least 10 per cent of the registered electors of the city of Athena, as determined by the register of electors, nominating him for such office.
- (b) Only registered electors shall be qualified to join in nominations.
- (c) No elector shall be qualified to join in a certificate of nomination for more than one person for each office to be voted upon.

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- (d) No person shall be a candidate for more than one office to be filled at the same election; and if certificates of nomination are filed, naming one person to two or more
- (e) separate offices, he shall be required to select the nomination for the office of his choice by endorsing his acceptance on the certificate of nomination for that office, and the remaining certificates shall be null and void.
- (f) No nomination shall be considered completed until accepted, by endorsement of acceptance thereon, by the nominee.
- (g) All certificates of nomination must be filed with the city recorder not more than 90 or less than 15 days prior to the day fixed for the election.
- (h) In the case of special elections, certificates of nomination may be filed at any time between the date of the writ authorizing the election and 20 days before the date of holding of said election.
- (i) Upon filing each certificate of nomination, the recorder shall enter in a book entitled "Register of Nominations":
  1. The date of filing.
  2. The name of the candidate.
  3. The office for which he is nominated.
  4. The date of acceptance, when filed.
- (j) All certificates of nomination, acceptances and withdrawals shall become public records as soon as filed.

**Section 10. Deadline for Filing Nominations.** No candidate shall be entitled to have his name printed upon the ballot unless his certificate of nomination, in the proper form together with his acceptance, shall have been filed with the city recorder not less than 15 days prior to the election in which he is a candidate.

**Section 11. Printing of Ballots.** At any time after the last day for filing certificates of nomination, but not less than five days before the date of the election, the city recorder shall draw up, from the register of nominations, a list of candidates who have been properly nominated for the various municipal offices, and shall cause the same to be printed on an official ballot, in conformity with the ballot presently in use by the city of Athena and in a number sufficient to supply one ballot to each registered voter in said city; and the common council shall order paid out of the city treasury the reasonable and necessary expenses incurred by they recorder in so doing.

**Section 12. Repealer.** All ordinances and/or parts of ordinances in conflict herewith shall be and the same are hereby repealed.

**Section 13. Validity** If any provision, section, sentence, clause or phrase, or other part of this ordinance, is for any reason held invalid or unconstitutional, such decision shall not affect the validity of the remaining parts thereof.

Passed by the council and approved by the mayor June 14, 1954.  
Amended by the Council and approved by the mayor on November 15, 2007.