

ORDINANCE NO. 89536-1005

AN ORDINANCE AMENDING TITLE 1 ADMINISTRATIVE CHAPTER 4
PRECINCTS AND WARDS SECTION 4 POLLING PLACES ESTABLISHED

Be It Enacted by the City Council of the City of Muscatine, Iowa:

SECTION 1. AMENDMENT. Title 1 ADMINISTRATIVE, Chapter 4 PRECINCTS AND WARDS, Section 4 Polling Places Established, of the City Code of Muscatine, Iowa which currently provides as follows:

1-4-4 Polling Places Established. The following places are hereby established as the polling places for each of the precincts established by this Ordinance:

- (A) The polling place for the First Precinct shall be at Mulberry Elementary School.
- (B) The polling place for the Second Precinct shall be at West Middle School.
- (C) The polling place for the Third Precinct shall be at Washington School.
- (D) The polling place for the Fourth Precinct shall be at the Clark House.
- (E) The polling place for the Fifth Precinct shall be at the Central Middle School.
- (F) The polling place for the Sixth Precinct shall be at Grant School.
- (G) The polling place for the Seventh Precinct shall be at Franklin School.
- (H) The polling place for the Eighth Precinct shall be at Garfield School.
- (I) The polling place for the Ninth Precinct shall be at the former Lincoln School.
- (J) The polling place for the Tenth Precinct shall be at Madison School.

is hereby amended to provide as follows:

1-4-4 Polling Places Designated. The polling places for each of the precincts established by Section 1-4-1 of this City Code of Muscatine, Iowa, shall be designated by the Commissioner of Elections as provided by the Iowa Code.

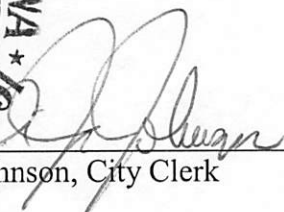
SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

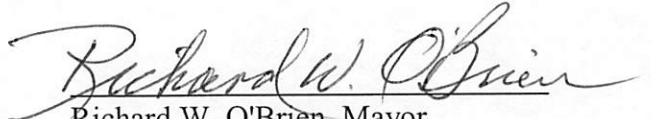
SECTION 4. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional

SECTION 5. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED by the City Council the 6th day of October, 2005, and APPROVED
the 6th day of October, 2005.




A. J. Johnson, City Clerk


Richard W. O'Brien, Mayor

First Reading	<u>10/06/05</u>
Second Reading	<u>10/06/05</u>
Third Reading	<u>10/06/05</u>
Publication	<u>10/14/05</u>

Johnson, AJ

From: Harvey Allbee [hallbee@allbeelaw.com]
Sent: Tuesday, September 27, 2005 2:57 PM
To: Johnson, AJ; Lueck, Nancy
Subject: Ordinance Amending City Code as to Designating Polling Places

Attachments: ORDINANCE - POLLING PLACES DESIGNATED (9-2005).doc



ORDINANCE -
POLLING PLACES DES

AJ and Nancy,

As requested by Nancy, attached is an Ordinance amending Section 1-4-4 of the City Code of Muscatine, Iowa, providing that the polling places will be designated by the Commissioner of Elections. The Commissioner of Elections is defined in Section 1-4-1 (D) of the City Code of Muscatine, Iowa and in Section 47.2 the Iowa Code as the County Auditor, which in our case is the County Auditor of Muscatine County. This complies with the Iowa Code which gives the Commissioner of Elections the authority to designate polling places.

This matter came to Nancy's attention when she voted in the recent school election, the polling place being the Administration Center on Mulberry Avenue. I believe she said the persons who previously voted at Mulberry School and Grant School voted at the Administration Center.

I recommend this be placed on the agenda for the next two regular city council meetings to be passed on the first reading on October 3 and on the second reading on October 20, the third reading be waived and the ordinance adopted and published so it is in place in plenty of time prior to the city election on November 8. The Commissioner of Elections publishes the notice of election and polling places for each election.

I assume Nancy will keep the Commissioner of Elections advised of this.

Harvey

<<ORDINANCE - POLLING PLACES DESIGNATED (9-2005).doc>>

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PROOF OF PUBLICATION

I, Jeff Lee, being duly sworn, on my oath, say that I am an advertising clerk at the *Muscatine Journal*, a newspaper of general circulation, published in the City of Muscatine, Muscatine County, Iowa; and that the following Notice:

Muscatine City Clerk

Ordinance No. 89536-1005

Of which the annexed printed slip is a true, correct and complete copy, was published in said *Muscatine Journal* one time having been made there in on:

October 14, 2005

Jeff Lee

STATE OF IOWA
MUSCATINE COUNTY

Subscribed and sworn to before me this
14th day of October, 2005

Susan F. Honts, Notary Public



Susan F. Honts
Iowa Notary Seal
Commission number 153623
My Commission Expires 10/19/2007

ORDINANCE
NO. 89536-1005
AN ORDINANCE AMENDING
TITLE 1 ADMINISTRATIVE
CHAPTER 4
PRECINCTS AND WARDS
SECTION 4 POLLING PLACES
ESTABLISHED
Be It Enacted by the City
Council of the City of Muscatine,
Iowa:
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Title 1 ADMINISTRATIVE,
Chapter 4 PRECINCTS AND
WARDS, Section 4 Polling
Places Established, of the City
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currently provides as follows:
1-4-4 Polling Places
Established.. The following
places are hereby established as
the polling places for each of the
precincts established by this
Ordinance:

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First Precinct shall be at Mulberry
Elementary School.

(B) The polling place for the
Second Precinct shall be at West
Middle School.

(C) The polling place for the
Third Precinct shall be at
Washington School. (D) The
polling place for the Fourth
Precinct shall be at the Clark
House. (E) The polling place for
the Fifth Precinct shall be at the
Central Middle School.

(F) The polling place for the
Sixth Precinct shall be at Grant
School.

(G) The polling place for the
Seventh Precinct shall be at
Franklin School. (H) The polling
place for the Eighth Precinct shall
be at Garfield School.

(I) The polling place for the
Ninth Precinct shall be at the for-
mer Lincoln School.

(J) The polling place for the
Tenth Precinct shall be at
Madison School.

is hereby amended to provide
as follows:

1-4-4 Polling Places
Designated. The polling places
for each of the precincts estab-
lished by Section 1-4-1 of this
City Code of Muscatine, Iowa,
shall be designated by the
Commissioner of Elections as
provided by the Iowa Code.

SECTION 2. REPEALER. All
ordinances or parts of ordinances
in conflict with the provisions of
this ordinance are hereby
repealed.

SECTION 4. SEVERABILITY
CLAUSE. If any section, provi-
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the 6th day of October, 2005, and
APPROVED the 6th day of
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Richard W. O'Brien,
Mayor

A.J. Johnson,
City Clerk

First Reading 10/06/05
Second Reading 10/06/05
Third Reading 10/06/05
Publication 10/14/05