

## RESOLUTION \_\_\_\_\_

### A RESOLUTION REQUIRING A PRIMARY ELECTION OF CERTAIN MUNICIPAL OFFICERS TO TAKE PLACE ON SEPTEMBER 9, 2025

WHEREAS, section 13-10-201(7), MCA, provides that a candidate's declaration for nomination must be filed no sooner than 105 days before the election in which the office first appears on the ballot and no later than 5 p.m., 90 days before the date of the primary election, or June 11, 2025; and

WHEREAS, MCA section 13-1-403(4) authorizes a municipality to cancel an election by resolution after notification by the election administrator if the number of candidates filing for election is equal to or less than the number of positions to be filled; and

WHEREAS, section 13-14-115(3), MCA, authorizes a governing body to require a primary election be held for a nonpartisan office if it passes a resolution not more than 10 days after the close of filing by candidates, or June 21, 2025; and

WHEREAS, by letter dated June 11, 2025, the City of Billings received notice by the Yellowstone County Election Administrator that a primary election would not be necessary for any elected municipal offices; and

WHEREAS, the City of Billings wishes to conduct a primary election on September 9, 2025, for certain municipal elected offices currently eligible for election; and

WHEREAS, pursuant to Section 13-1-302, MCA, all costs of the regularly scheduled primary and general elections shall be paid by the counties and other political subdivisions for which the elections are held. Each political subdivision shall bear its proportionate share of the costs as determined by the county governing body.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA:

1. Council has determined there should be primary election held for the municipal officer positions of [Mayor, City Council Ward 2, City Council Ward 4] currently eligible for election.
2. Council hereby calls and directs a primary election to be held on September 9, 2025, to be conducted in accordance with the provisions of Title 13 of the Montana Code Annotated.
3. The primary election of the above referenced municipal offices currently eligible for election shall be held by mail ballot as set forth in City of Billings Resolution No. 25-11263 and in accordance with the provisions of Title 13, Chapter 19, Parts 1-3, MCA.

4. The City of Billings shall bear its proportionate share of the costs as determined by the Yellowstone County Election Administrator.
5. The City of Billings cancels the September 9, 2025, primary election for the following elected municipal offices: [City Council Ward 1, City Council Ward 3, City Council Ward 5].

ADOPTED AND APPROVED by the City Council of the City of Billings, Montana, on the 16<sup>th</sup> day of June, 2025.

CITY OF BILLINGS

By: \_\_\_\_\_  
William A. Cole, Mayor

ATTEST:

By: \_\_\_\_\_  
Denise R. Bohlman, City Clerk