Arizona Revised Statutes 9-821.01

D. Notwithstanding any other law or any charter provision, a city or town may by ordinance provide that at the primary election any candidate for the office of mayor or city council who receives a majority of all votes cast at that election for that office shall be declared elected to the office for which the person is a candidate, effective as of the date of the general election, and a further election may not be held as to such candidate, except that if the person holding the office of mayor or city council at the time of the primary election is holding that office by appointment as prescribed by section 9-235, the following apply:

1. A candidate for the remainder of that term in office who receives a majority of all votes cast at the primary election both:

(a) Shall be declared elected after the canvass and certification of the results of that primary election and on taking the oath of office.

(b) Shall be seated in accordance with subsection E of this section.

2. A candidate for a new term in that office who receives a majority of all votes cast at the primary election both:

(a) Shall be declared elected to the new term of office, effective after the canvass and certification of the results of that primary election and on taking the oath of office.

(b) May be seated to complete the remainder of existing term in accordance with subsection E of this section.

E. If more than one candidate receives a majority of all votes cast at the primary for an office that is currently being served by a person who is appointed as provided in subsection D of this section, the order of seating the candidates shall be determined by the highest number of votes.

F. For the purposes of subsection D of this section, the majority of votes cast is determined by:

1. Calculating the total number of actual votes cast for all candidates for an office whose names were lawfully on the ballot for that office.

2. Dividing the sum reached pursuant to paragraph 1 of this subsection by the number of seats to be filled for the office.

3. Dividing the number reached pursuant to paragraph 2 of this subsection by two and rounding that number to the highest whole number.

G. If more candidates receive a majority of votes cast than there are seats to be filled for the office pursuant to subsection D of this section, from among those candidates who receive a majority of votes cast, the candidates who receive the highest number of votes equal to the number of seats to be filled for the office shall be declared elected to that office.

H. If at the primary election no candidate receives the majority of the votes cast or the number of seats to be filled for the office is more than the number of candidates who receive a majority of votes cast, of the candidates who did not receive a majority of votes cast, the number of candidates who advance to the general or runoff election shall be equal in number to twice the number of seats to be filled for the office and the candidates who received the highest number of votes for the office shall be the only candidates at the general or runoff election. If more than one candidate received an equal number of votes and that number was the highest number of votes for the office, then all candidates receiving the equal number of votes shall be candidates at the general or runoff election. The candidates equal in number to the seats to be filled for the office who receive the highest number of votes at the general or runoff election shall be declared elected to that office. If two or more candidates receive an equal number of votes cast for the same office, and a higher number than any other candidate, the candidate who shall be declared elected shall be determined by lot in the presence of the candidates. A write-in candidate may not advance to the general or runoff election if the write-in candidate did not receive a number of votes equivalent to at least the same number of signatures required by section 16-322 for nominating petitions for the same office.

1. Town Code **§ 30.046 OPTIONAL PROCEDURE FOR MUNICIPAL ELECTIONS.**

Dewey-Humboldt, AZDewey-Humboldt, AZ Code of Ordinances

...(A) Any candidate who receives at the primary election a majority of all the *votes* cast at that election for that office shall be declared elected to the office for which that person is a candidate, effective as of the date of the general election, and no further election shall be held as to that candidate; provided, that if more candidates receive a majority of *votes* cast than there are seats to be filled for that office, then those candidates who receive the highest number of *votes* equal to the number of seats to be filled for the office shall be declared elected to that office.