

City of Cottonwood Shores

ORDINANCE 1136

AN ORDINANCE CANCELLING THE MAY 5, 2018 SPECIAL ELECTION AND DECLARING EACH UNOPPOSED CANDIDATE ELECTED TO OFFICE; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Cottonwood Shores, Texas is a general law municipality located in Burnet County, created in accordance with the provisions of the Texas Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, in accordance with law, a special election has been ordered for May 5, 2018 for the purpose of electing one Councilmember to serve on the City Council in the City of Cottonwood Shores; and

WHEREAS, no proposition is to appear on the ballot in that election; and

WHEREAS, the City Secretary has certified in writing that each candidate on the ballot is unopposed for election to office; and

WHEREAS, the filing deadlines for placement on the ballot and declaration of write-in candidacy have passed; and

WHEREAS, in these circumstances Title 1, Chapter 2, Subchapter C, Sections 2.052 and 2.053 of the Texas Election Code authorizes a governing body to declare, after receipt of Certification of Unopposed Status, by order or ordinance, each unopposed candidate elected to office and cancel the election.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COTTONWOOD SHORES, TEXAS, THAT:

Section 1. The following candidate, who is unopposed in the May 5, 2018 Special Election, is hereby declared elected to office, and shall be issued a certificate of election:

CANDIDATE	OFFICE
Michael Ray Hibdon	Council Place Four

Section 2. The City Secretary is directed to post a copy of this Ordinance at each designated polling place on May 5, 2018.

Section 3. This Ordinance shall be cumulative of all provisions of Ordinances of the City of Cottonwood Shores, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinances, in which event the conflicting provisions of such Ordinances are hereby repealed.

Section 4. It is hereby declared to be the intention of the City Councilmembers that the phrases, clauses, sentences, paragraphs or sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining

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phrases, clauses, sentences, paragraphs and sections of this Ordinance since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

Section 5. This Ordinance shall be in full force and effect from and after its passage, and it is so ordained.

ORDINANCE PASSED, APPROVED AND ADOPTED THIS, THE 15TH DAY OF MARCH, 2018, AT A MEETING OF THE CITY COUNCIL OF THE CITY OF COTTONWOOD SHORES, TEXAS, THERE BEING A QUORUM PRESENT, BY 3 YEAS, 0 NAYS AND 0 ABSTAINS.

Donald Orr, Mayor



ATTEST:

Sheila Moore

City Administrator/City Secretary