

## **ORDINANCE NO. 167**

**AN ORDINANCE CANCELLING THE MAY 7, 2016, GENERAL 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 Town of Annetta, Texas, is a Type A general-law municipality located in Parker County, created in accordance with the provisions of chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas;

**WHEREAS**, in accordance with the law a general election has been ordered for May 7, 2016, for the purpose of electing council members to serve on the city council in the Town of Annetta;

**WHEREAS**, the city secretary has certified in writing that each candidate on the ballot is unopposed for election to office;

**WHEREAS**, the filing deadlines for placement on the ballot and declaration of written candidacy has passed; and

**WHEREAS**, Subchapter C of chapter 2 of the Texas Election Code authorizes a governing body to declare each unopposed candidate elected to office and cancel the election.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ANNETTA, TEXAS:**

### SECTION 1: DECLARATION OF ELECTION

The following candidates, who are unopposed in the May 7, 2016, regular election, are hereby declared elected to office, and shall be issued a certificate of election:

1. Shane Mudge      Place #1
2. Danny Coffman    Place #2
3. Mark Wohl        Place #3
4. Rico Remigio     Place #4

The May 7, 2016 General election is hereby cancelled.

### SECTION 2: NOTICE

The City secretary is directed to post a copy of the ordinance at each designated polling place on May 7, 2016.

### SECTION 3: BALLOTS

In accordance with Texas Election Code Section 2.053(c), the ballots used at the May 7, 2016 special election shall include the offices and names of the candidates declared elected under this ordinance, listed separately after the measure in the special election under the heading "Unopposed Candidates Declared Elected." The candidates shall be grouped in the same relative order prescribed for the ballot generally. No votes are cast in connection with the candidates.

SECTION 4: REPEALER CLAUSE

All ordinances or parts of ordinances not consistent or conflicting with the provisions of this ordinance are hereby repealed, provided that such repeal shall be only to the extent of such inconsistency and in all other respects this ordinance shall be cumulative of other ordinances regulation and governing the subject matter covered in this ordinance. Any cause of action occurring prior to the passage of this ordinance shall continue as if this ordinance was not passed or any other ordinance had not been passed.

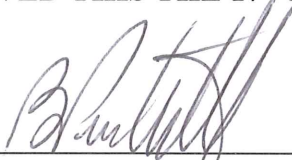
SECTION 5: SEVERABILITY CLAUSE

That it is hereby declared that the sections, articles, subsections, paragraphs, sentences, clauses, and phrases of this ordinance are severable and if any phrase, clause, sentence, paragraph, subsection, article, or section of this ordinance shall be declared void, ineffective, or unconstitutional by a valid judgment or final decree of a court of competent jurisdiction, such voidness, ineffectiveness, or unconstitutionality shall not effect any remaining phrases, clauses, sentences, paragraphs, subsections, articles, or sections of this ordinance since the same would have been enacted by the City Council without the incorporation herein of any such void, ineffective, or unconstitutional phrase, clause, sentence, paragraph, subsection, article, or section.

SECTION 6: EFFECTIVE DATE

This ordinance shall be effective after its final passage.

**PASSED AND APPROVED THIS THE 17<sup>th</sup> DAY OF MARCH, 2016.**



**Bruce Pinckard, Mayor**

**ATTEST:**



**Alyson Wolf, City Secretary**

