

ORDINANCE NO. 1011-02-14

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HONDO, TEXAS, DECLARING THE UNOPPOSED CANDIDATE FOR THE UNEXPIRED TERM OF CITY COUNCIL MEMBER PLACE 5, AS ELECTED; CANCELLING THE APRIL 7, 2014 SPECIAL ELECTION FOR CITY COUNCIL PLACE 5; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS ADOPTED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the City Council of the City of Hondo, Texas ordered on January 13, 2014 that a municipal special election be held on April 7, 2014, for the purpose of electing the a City Council Member Place 5 to fill a vacancy; and

WHEREAS, pursuant to Sections 143.007 and 146.054, Texas Election Code, the deadline for filing applications for a place on the ballot and declaration of write-in candidacy for the City's general municipal election has expired; and

WHEREAS, the City Secretary, in accordance with Section 2.052, Texas Election Code, has prepared a Certification of Unopposed Candidates and certified to the Hondo City Council that the following candidate is unopposed for election to office for the election scheduled to be held on April 7, 2014; and

WHEREAS, the City Council has received and accepted the Certification of Unopposed Candidates from the City Secretary; and

WHEREAS, the following candidate has been certified as unopposed and is hereby elected as follows:

John E. Villa, for election to the office of City Council Member Place 5

WHEREAS, the City Council of the City of Hondo, Texas, hereby cancels the election scheduled to be held on April 7, 2014, in accordance with Section 2.053(a) of the Texas Election Code.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF HONDO, TEXAS:

SECTION 1. That the facts and matters set forth in the preamble of this ordinance are hereby found to be true and correct.

SECTION 2. In accordance with Section 2.053(a), Texas Election Code, the following unopposed candidate are hereby declared duly elected to the respective office shown and shall be issued a certificate of election following the date on which the general municipal election for Council Member Place 5 was to have been held:

SECTION 3. Pursuant to Section 2.053(b), Texas Election Code, the general municipal election for heretofore called and ordered by the City Council for April 7, 2014 shall not be held and is cancelled.

SECTION 4. The City Secretary is hereby directed to cause a copy of the Order of Cancellation to be posted on election day, same being April 7, 2014, at the polling place(s) that would have been used in such election.

SECTION 5. Should any section, paragraph, sentence, clause, phrase or word of this ordinance be declared unconstitutional or invalid for any purpose by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby and to this end the provisions of this ordinance are declared to be severable.

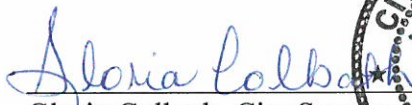
SECTION 6. It is hereby found and determined that the meeting at which this ordinance was passed was open to the public as required by Section 551.001 et. seq., Texas Government Code, and that advance public notice of the time, place and purpose of said meeting was given.

PASSED AND APPROVED at a regular meeting of the City Council of Hondo, Texas, on this the 24th day of February, 2014.



JAMES W. DANNER, SR., MAYOR

ATTEST:



Gloria Colbath, City Secretary



APPROVED AS TO FORM:

William McKamie, City Attorney