

ORDINANCE NO. 2021-004

AN ORDINANCE DECLARING UNOPPOSED CANDIDATES IN THE MAY 1, 2021 GENERAL AND SPECIAL MUNICIPAL ELECTIONS ELECTED TO OFFICE; CANCELLING THE ELECTIONS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS the City of Elkhart, Texas, is a Type A general-law municipality located in Anderson 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; and

WHEREAS the General Municipal Election and Special Municipal Election was called for May 1, 2021, for the purpose of electing residents to serve on the City Council; and

WHEREAS the City Secretary has certified in writing that no person has made a declaration of write-in candidacy, and that each candidate on the ballot is unopposed for election to office; and

WHEREAS under these circumstances, Subchapter C, Chapter 2 Election Code, authorizes the City Council to declare the candidates elected to office and cancel the election.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ELKHART, TEXAS, THAT:

SECTION 1 The following candidates, who are unopposed in the May 1, 2021 General Municipal Election and the May 1, 2021 Special Municipal Election are declared elected to office, and shall be issued a certificate of election following the time the election would have been canvassed:

Jennifer McCoy, Mayor to serve from May 2021 until May 2023 or until her successor is duly elected and qualified

Daryll Faulk, Place 2 to serve from May 2021 until May 2023 or until his successor is duly elected and qualified

Tammy Baughman, Place 3 to serve from May 2021 until May 2022 or until her successor is duly elected and qualified

James Warren, Place 4 to serve from May 2021 until May 2023 or until his successor is duly elected and qualified

SECTION 2 The May 1, 2021 General Municipal Election and the May 1, 2021 Special Municipal Election are cancelled and the City Secretary is directed to cause a copy of this Ordinance to be posted on Election Day at the polling place (City Hall) used or that would have been used in the election.

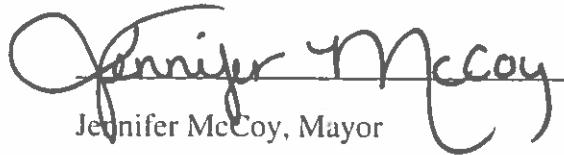
SECTION 3 It is declared to be the intent of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance is declared invalid by the judgment

or decree of a court of competent jurisdiction, the invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Ordinance since the City Council would have enacted them without the invalid portion.

SECTION 4 This Ordinance shall take effect upon its passage and so it is ordained.

APPROVED, PASSED, and ADOPTED on the 6th day of March 2021.

City of Elkhart, Texas


Jennifer McCoy, Mayor

Attest:



Ami Ashworth, City Secretary