

TOWN OF ADDISON, TEXAS

ORDINANCE NO. 013-008

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, DECLARING ELECTED TO OFFICE AN UNOPPOSED CANDIDATE FOR ELECTION TO THE OFFICE OF MAYOR AND UNOPPOSED CANDIDATES FOR ELECTION TO THE OFFICE OF COUNCIL MEMBER FOR THE MAY 11, 2013 GENERAL MUNICIPAL ELECTION; PROVIDING THAT SUCH CANDIDATES SHALL BE ISSUED A CERTIFICATE OF ELECTION IN THE SAME MANNER AND AT THE SAME TIME AS A CANDIDATE ELECTED AT THE ELECTION, AND THAT SUCH CANDIDATES MUST QUALIFY FOR OFFICE IN THE SAME MANNER AS A CANDIDATE ELECTED AT THE ELECTION; CANCELING THE MAY 11, 2013 GENERAL MUNICIPAL ELECTION; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the Town of Addison, Texas (the "City") heretofore called and ordered a general election to be held on May 11, 2013 for the purpose of electing a Mayor to a two (2) year term and three Council members to two (2) year terms each; and

WHEREAS, the filing deadlines for placement on the ballot and declaration of write in candidacy have passed, and only one (1) person filed as a candidate for election to the office of Mayor and only three (3) persons filed as a candidate for election to the office of Council member; and

WHEREAS, in accordance with Section 2.052 of the Texas Election Code, the City Secretary (being the authority responsible for having the official ballot prepared) has certified in writing that each of the said candidates is unopposed for election to their respective office, and the City Council has received the certification (a true and correct copy of which is attached hereto as Exhibit A) and, pursuant to Section 2.053 of the Texas Election Code, the City Council is authorized to declare, by ordinance, each unopposed candidate elected to their respective office; and

WHEREAS, the said Section 2.053 further provides in subsection (b) thereof, that, if such a declaration is made, the election is not held.

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

Section 1. The following candidate for election to the office of Mayor, and the following candidates for election to the office of Council member, who are each unopposed in the May 11, 2013 general municipal election, are declared elected to their respective office, as follows (each for a two (2) year term):

Todd Meier is declared elected to the office of Mayor

Blake Clemens is declared elected to the office of Council member
Bruce Arfsten is declared elected to the office of Council member
Chris DeFrancisco is declared elected to the office of Council member

A certificate of election shall be issued to each of the said candidates following the time the election would have been canvassed had the election been held and in the same manner as a candidate elected at the election had the election been held. Each of the said candidates must qualify for office in the same manner as provided for a candidate elected at the election, following the time the election would have been canvassed had the election been held.

Section 2. The May 11, 2013 general municipal election is canceled, and the City Secretary is directed to cause a copy of this Ordinance to be posted on election day at each polling place 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 be cumulative of all other ordinances of the City and shall not repeal any of the provisions of those ordinances except in those instances where the provisions of those ordinances are in direct conflict with the provisions of this Ordinance.

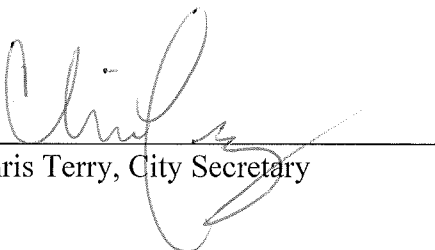
Section 5. This Ordinance shall take effect upon its passage and approval, and it is so ordained.

PASSED AND APPROVED by the City Council of the Town of Addison, Texas this the 12th day of March, 2013.



Todd Meier, Mayor

ATTEST:



Chris Terry, City Secretary