

ORDINANCE NO. 2022-26

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HUNTSVILLE, TEXAS, DECLARING EACH UNOPPOSED CANDIDATE ELECTED TO OFFICE; CANCELING THE NOVEMBER 8, 2022, ELECTION; ORDERING POSTING OF THIS ORDINANCE AT CITY HALL AND ON ELECTION DAY AT EACH POLLING PLACE; AND MAKING OTHER PROVISIONS RELATED THERETO.

WHEREAS by Ordinance No. 2022-20, the City Council has previously ordered a general election on November 8, 2022, to elect the four Councilmembers, one from each of the City's at-large positions, one (1), two (2), three (3) and four (4); and

WHEREAS the filing deadline for placement on the ballot and declaration of write-in candidacy has passed; and

WHEREAS the election is one for officers of the City in which write-in votes may be counted only for names appearing on a list of write-in candidates and in which:

- (1) There is no at-large, opposed race on the ballot. Each candidate whose name is to appear on the ballot for Councilmember At-Large Position 1, Councilmember At-Large Position 2, Councilmember At-Large Position 3, and Councilmember At-Large Position 4, is unopposed; and
- (2) no proposition is to appear on the ballot; and

WHEREAS the City Council has received the City Secretary's written certification that each candidate for Councilmember, At-Large Positions 1, 2, 3, and 4 is unopposed for election because:

- (1) Only one candidate's name is to be placed on the ballot for that office under Texas Election Code Section 2.051; and
- (2) no candidate's name is to be placed on a list of write-in candidates for that office; and

WHEREAS in these circumstances, Subchapter C of Chapter 2 of the Texas Election Code authorizes a governing body to declare each unopposed candidate elected to office and cancel that portion of the election; and

WHEREAS the unopposed candidates are:

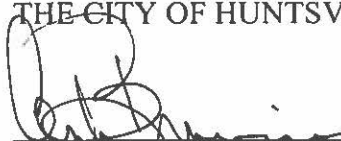
for Councilmember, At-Large Position One	Bert Lyle
for Councilmember, At-Large Position Two	Karen Michelle Denman
for Councilmember, At-Large Position Three	Vicki McKenzie
for Councilmember, At-Large Position Four	Pat Graham

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUNTSVILLE, that:

- SECTION 1: The City Council accept the Certificate of Unopposed Candidates submitted by the City Secretary and hereby cancels the election scheduled to be held on November 8, 2022, in accordance with Section 2.053 of the Texas Election code. Elections for the Councilmember, At-Large Position one (1), two (2), three (3) and four (4); and shall not be held.
- SECTION 2: The City Council declares each unopposed candidate elected to office.
- SECTION 3: Bert Lyle is declared elected to office of Councilmember, At-Large Position 1, subject to the taking of his Oath of Office and Statement of Officer as provided by the laws of the State of Texas.
- SECTION 4: Karen Michelle Denman is declared elected to office of Councilmember, At-Large Position 2, subject to the taking of her Oath of Office and Statement of Officer as provided by the laws of the State of Texas.
- SECTION 5: Vicki L. McKenzie is declared elected to office of Councilmember, At-Large Position 3, subject to the taking of her Oath of Office and Statement of Officer as provided by the laws of the State of Texas.
- SECTION 6: Pat Graham is declared elected to office of Councilmember, At-Large Position 4, subject to the taking of her Oath of Office and Statement of Officer as provided by the laws of the State of Texas.
- SECTION 7: The City Secretary shall post a copy of this ordinance at City Hall, the City's website, and the Walker County Courthouse.
- SECTION 8: A copy of this Ordinance will be posted on November 8, 2022, at each polling place that would have been used in the election.
- SECTION 9: The City Secretary shall issue to each candidate a certificate of election in the same manner as provided for a candidate elected at the election.
- SECTION 10: Ordinance No. 2022-20 is repealed to the extent that it is inconsistent with this Ordinance.
- SECTION 11: This ordinance shall take effect immediately; provided, however, that the candidates declared elected to office herein shall not take office earlier than November 15, 2022.

PASSED AND APPROVED this 6th day of September 2022.

THE CITY OF HUNTSVILLE



Andy Brauminger, Mayor

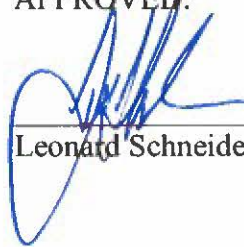
ATTEST:



Kristy Doll, City Secretary



APPROVED:



Leonard Schneider, City Attorney