

ORDINANCE NO. 012-2021

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, DECLARING THE UNOPPOSED CANDIDATE IN THE MAY 1, 2021 GENERAL ELECTION FOR CITY COUNCIL MEMBER, DISTRICT 6; CANCELING THE GENERAL ELECTION FOR CITY COUNCIL POSITION FOR CITY COUNCIL MEMBER, DISTRICT 6; AND PROVIDING AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY

WHEREAS, the general election was called for May 1, 2021, for the purpose of electing City Council Member for District 6; and

WHEREAS, the Interim City Secretary has provided certification (Exhibit A) to the City Council that the City Council Position for District 6 is unopposed for election to office;

WHEREAS, no candidate's name has been placed on the list of write-in candidates for these offices under applicable law; and

WHEREAS, pursuant to the provisions of Section 2.053 of the Texas Election Code, the governing body of the City of Big Spring, Texas, may by ordinance declare an unopposed candidate elected to office;

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, THAT:

SECTION 1. Section 2.053 of the Texas Election Code provides that the certificate of election shall be issued "in the same manner and at the same time" as for a candidate elected at an election. Therefore, the candidates, who have been declared "elected" at the meeting ordering the cancellation, must wait until after the official election day (even though no election is held) and no earlier than the prescribed canvassing period (even though no canvass is held) to be sworn in and assume their duties.

The following candidate, who is unopposed, is officially declared as elected.

City Council District 6 Maury Smith

SECTION 2. The May 1, 2021 general election is canceled for City Council District 6 and a copy of **Exhibit A** shall be posted on election day at the polling place that would have been used in the election.

SECTION 3. This ordinance shall take effect upon its final passage, and it is so ordained.

SECTION 4. The City Council finds that the passage of this ordinance constitutes an emergency and an imperative public necessity that the Charter Rule requiring that City ordinances must be read at two separate meetings of the City Council be suspended and said rule is hereby suspended, and this ordinance shall be effective upon its publication as required by law.

PASSED AND APPROVED on an emergency reading at a regular meeting of the City Council of the City of Big Spring on the 9th day of March, 2021, with all members present voting "aye" for passage of same.



Shannon D. Thomason, Mayor

ATTEST:



Tami L. Davis, Interim City Secretary

Exhibit A

CERTIFICATION OF UNOPPOSED CANDIDATES FOR OTHER POLITICAL
SUBDIVISIONS (NOT COUNTY)
CERTIFICACIÓN DE CANDIDATOS ÚNICOS PARA OTRAS SUBDIVISIONES
POLITICAS (NO EL CONDADO)

To: Mayor Shannon D. Thomason and City Council Members
Al: Alcalde Shannon D. Thomason y miembros del Concejo Municipal

As the authority responsible for having the official ballot prepared, I hereby certify that the following candidate for election to office for the general election scheduled to be held on May 1, 2021, are unopposed.

Como autoridad encargada de tener preparada la boleta oficial, certifico que el siguiente candidato para la elección al cargo para las elecciones generales previstas para el 1 de mayo de 2021, no están dispuestos.

List offices and names of candidates:
Lista de oficinas y nombres de candidatos:

Office(s) Cargo(s)

Candidate(s) Candidato(s)

City Council Member, District 6
Miembro del Concejo Municipal, Distrito 6

Maury Smith
Maury Smith

Tami L. Davis
Tami L. Davis, Interim City Secretary

3-11-2021
Date