

**ORDINANCE NO. 17- 475**

**AN ORDINANCE OF THE CITY OF BUNKER HILL VILLAGE, TEXAS, DECLARING THE UNOPPOSED CANDIDATE FOR COUNCILMEMBER POSITION 3 ELECTED; PROVIDING THAT THE MAY 6, 2017 SPECIAL MUNICIPAL OFFICER ELECTION SHALL NOT BE HELD; CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT; PROVIDING FOR SEVERABILITY; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH.**

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**WHEREAS**, pursuant to City of Bunker Hill Village, Texas, Ordinance No. 17 - 470, passed and approved on January 17, 2017, a Special Municipal Officers Election was ordered to be held on May 6, 2017, for the purpose of electing one official of the City, to wit: Councilmember Position No. 3.

**WHEREAS**, pursuant to said Ordinance No. 17 - 470 and Section 143.007, **TEXAS ELECTION CODE**, the deadline for filing applications for a place on the ballot of the City's Municipal Officers Election has expired; and

**WHEREAS**, the City Secretary, in accordance with Section 2.052, **TEXAS ELECTION CODE**, has certified to the City Council, in writing, that Jay Smyre is unopposed for the election to the office of Councilmember Position 3.

**WHEREAS**, the City Council hereby finds and determines that each candidate whose name is to appear on the ballot in said election is unopposed, and no proposition is to appear on the ballot for such election; now therefore,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BUNKER HILL VILLAGE, TEXAS:**

**Section 1.** 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 candidates are hereby declared duly elected to the respective offices shown:

Councilmember Position 3 – Jay Smyre

**Section 3.** Pursuant to Section 2.053(b) **TEXAS ELECTION CODE**, the General Municipal Officers Election heretofore called and ordered by the City of Bunker Hill Village, Texas, Ordinance No. 17 - 470, for the 6<sup>th</sup> day of May 2017, shall not be held and is hereby cancelled.

**Section 4.** The City Secretary is hereby directed to cause a copy of this Ordinance to be posted on Election Day, same being May 6, 2017, at the polling place that would have been used in such election.

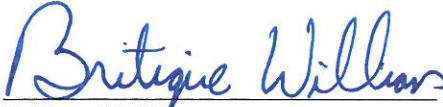
**Section 5.** In the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Bunker Hill Village, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

**Section 6.** All ordinances or parts of ordinances inconsistent or in conflict herewith are, to the extent of such inconsistency or conflict, hereby repealed.

**PASSED, APPROVED, AND ADOPTED** this 21<sup>th</sup> day of March 2017.

  
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JAY WILLIAMS  
Mayor

**ATTEST:**

  
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Britique Williams  
City Secretary