

**CITY OF BRECKENRIDGE, TEXAS
ORDINANCE NO. 2022-06**

AN ORDINANCE CANCELING THE MAY 7, 2022, GENERAL ELECTION AND DECLARING EACH UNOPPOSED CANDIDATE ELECTED TO OFFICE; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Breckenridge is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, in accordance with law a general election has been ordered for May 7, 2022, for the purpose of electing Commission Members for Mayor, Place 1 and Place 2 to serve on the City Commission in the City of Breckenridge; and

WHEREAS, the City secretary has certified in writing that each candidate on the ballot is unopposed for election to office; and

WHEREAS, the filing deadlines for placement on the ballot and declaration of write-in candidacy have passed; and

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

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

SECTION 1: The following candidates, who are unopposed in the May 7, 2022, general election, are hereby declared elected to office, and shall be issued a certificate of election following the time the election would have been canvassed:

Bob Sims	-	Mayor
Greg Akers	-	Commissioner, Place 1
Rob Durham	-	Commissioner, Place 2

SECTION 2: The May 7, 2022 General Municipal Election is hereby canceled and the City secretary is directed to cause a copy of this ordinance to be posted on election day at each polling place used or that would have been used in the election.

SECTION 3: This ordinance shall be cumulative of all provisions of ordinances of the City of Breckenridge, Texas, except where the provisions of this ordinance are in direct

conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

SECTION 4: It is hereby declared to be the intention of the City Commission 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 shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the Board of Aldermen without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 5: This ordinance shall be in full force and effect from and after its passage, and it is so ordained.

PASSED AND APPROVED ON THIS 1st DAY OF MARCH, 2022.

Bob Sims, Mayor

ATTEST:

Pamela Wright, Assistant City Secretary