

**RESOLUTION NO. 2023-\_\_\_\_**

**AN RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF  
BARTONVILLE CANCELLING THE MAY 6, 2023, GENERAL  
ELECTION AND DECLARING EACH UNOPPOSED CANDIDATE  
ELECTED TO OFFICE; PROVIDING THAT THIS RESOLUTION  
SHALL BE CUMULATIVE OF ALL RESOLUTIONS; PROVIDING A  
SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the Town of Bartonville, Texas ("Town") is a Type A General Law Municipality located in Denton County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

**WHEREAS**, in accordance with law a general election has been ordered for May 6, 2023, for the purpose of electing Town Council members Place 1, Place 3, and Place 5 to serve on the Town Council of the Town of Bartonville; and

**WHEREAS**, the Town Secretary has certified in writing that each candidate on the ballot is unopposed for election to office (Exhibit A); and

**WHEREAS**, the filing deadlines for placement on the ballot has 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 to cancel the election.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE  
TOWN OF BARTONVILLE, TEXAS:**

**SECTION 1.**

The following candidates, who are unopposed in the May 6, 2023, 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:

<u>Candidate</u>	<u>Place</u>
Jim Roberts	Place 1
Clay Sams	Place 3
Margie Arens	Place 5

**SECTION 2.**

The May 6, 2023, General Election is hereby cancelled and the Town Secretary is directed to cause a copy of an Order of Cancellation to be posted on Election Day at each polling place that would have been used in the election (Exhibit B).

**SECTION 4.**

It is hereby declared to be the intention of the Town Council that the phrases, clauses, sentences, paragraphs, and sections of this resolution are severable, and if any phrase, clause sentence, paragraph or section of this resolution 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 resolution, since the same would have been enacted by the Town Council without the incorporation in this resolution of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 5.**

This Resolution be in effect from and after its passage and it is so ordained.

**PASSED AND APPROVED THIS 21<sup>st</sup> DAY OF MARCH 2023.**

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Jaclyn Carrington, Mayor

ATTEST:

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Tammy Dixon, Town Secretary