

AN ORDINANCE DECLARING UNOPPOSED CANDIDATES IN THE MAY 6, 2023 GENERAL CITY ELECTION; CANCELLING THE ELECTION IN THE DISTRICT WITH UNOPPOSED CANDIDATES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the general city election was called for May 6, 2023 for the purpose of electing members to the City Council; and

WHEREAS, the City Secretary has certified in writing that there is no proposition on the ballot for District 4, that no person has made a declaration of write-in candidacy for District 4, and that the candidate on the ballot for District 4 is unopposed for election to office; and

WHEREAS, under these circumstances, Chapter 2, sections 2.051(b) and 2.053 of the Election Code, authorizes the City Council to declare the candidate for District 4 elected to office and cancel the election in that District; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KILLEEN:

SECTION I. The following candidate, who is unopposed in the May 6, 2023 general city election, is declared elected to office and shall be issued certificates of election following the time the election would have been canvassed:

Michael Boyd – District 4

SECTION II. The May 6, 2023 general city election is cancelled as to District 4 and the City Secretary is directed to cause an Order of Cancellation to be posted on Election Day at each polling place that would have been used in the election.

SECTION III. It is declared to be the intent of the City Council 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 is declared invalid by the judgment or decree of a court of competent jurisdiction, the invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the City Council would have enacted them without the invalid portion.

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

PASSED AND APPROVED at a regular meeting of the City Council of the City of Killeen, Texas, this 28th day of March 2023, at which meeting a quorum was present, held in accordance with the provisions of the Texas Government Code, Section 551.001, *et seq.*

APPROVED

Debbie Nash-King, MAYOR

ATTEST:

Laura J. Calcote, CITY SECRETARY

APPROVED AS TO FORM

Holli C. Clements, CITY ATTORNEY