

THE STATE OF TEXAS }  
COUNTY OF FORT BEND }  
CITY OF BEASLEY }

**ORDINANCE NO. 2008-1**

**AN ORDINANCE CANCELLING THE MAY 10, 2008 REGULAR 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 Beasley is a general law municipality located in Fort Bend County, created in accordance with the provisions of Sec. 2.053 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 10, 2008 for the purpose of electing three Council Members to serve on the City Council in the City of Beasley; and

**WHEREAS**, no proposition is to appear on the ballot in that election; 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 has passed; and

**WHEREAS**, in these circumstances Sub-chapter C of Chapter 2 of the Texas Election Code §67.006 authorizes a governing body to declare each unopposed candidate elected to office and cancel the election.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEASLEY THAT:**

**SECTION 1.**

The following candidates, who are unopposed in the May 10, 2008 general election, are hereby declared elected of office, and shall be issued a certificate of election:

Jerri Lindemann – Council Member

Linda McCann – Council Member

No third candidate filed for inclusion on ballot by 03/10/08.

SECTION 2.

The City Secretary is directed to post a copy of this Ordinance at each designated polling place on May 10, 2008.

SECTION 3.

This Ordinance shall be cumulative of all provisions of Ordinances of the City of Beasley, 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with the provisions of such Ordinances, in which event the conflicting provisions of such Ordinances are hereby repealed.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 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 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 City Council without the incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

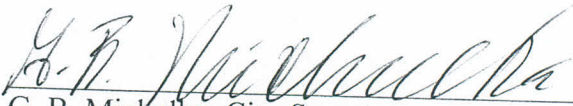
SECTION 5.

This Ordinance shall be in full force and effect from and after its passage, and it is so ordained.

**PASSED AND APPROVED ON THIS 25<sup>th</sup> DAY OF MARCH, 2008.**

  
Kenneth Reid, Mayor

ATTEST:

  
G. B. Michulka, City Secretary

APPROVED AS TO FORM  
  
Charles L. Michulka, City Attorney