

ORDINANCE NO. O-2010-40

AN ORDINANCE DECLARING THE RESULTS OF AN ELECTION HELD IN THE CITY OF TYLER, TEXAS, ON THE 8th DAY OF MAY, 2010, FOR THE ELECTION OF CITY COUNCILMEMBER FOR DISTRICT NO. 6 AND AFFIRMING THE CANCELLATION OF THE ELECTION AND DESIGNATION OF UNOPPOSED WINNERS FOR THE MAYOR AT LARGE, DISTRICT NO. 2 AND DISTRICT NO. 4, ELECTION SET FOR THAT DAY AND DECLARING THE RESULTS.

WHEREAS, on the 12th day of May, 2010, the City Council of the City of Tyler, Texas, at a meeting duly called for the purpose, canvassed the returns of the City Council Election held on the 8th day of May, 2010, in the City of Tyler, for the election of a City Councilmember for District No. 6, for the City of Tyler, Texas, and it appearing as a result of such canvass that the following named persons received the following number of votes for City Councilmember, District No. 6:

District No. 6, For City Councilman

Kara Camp- 651votes Jason Wright- 526 votes

Kevin Halbert – 320 votes

And it further appearing from such canvass that none of the candidates received a majority of the votes cast for City Councilmember, District No. 6 therefore requiring a runoff Election to take place; and

WHEREAS, the City Clerk has certified in writing that the candidate for Mayor At Large, and City Council District No. 2 and City Council District No. 4 was unopposed and that no write-in candidates had filed to be placed on the list of write-in candidates for that place; and

WHEREAS, Texas Election Code Sections 2.051 through 2.054 authorize the City Council to declare the unopposed candidates elected to office and cancel the unneeded elections, which the City Council did for the Mayor At Large, District No. 2 and District No. 4 in Ordinance 0-2010-28 on April 14, 2010; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS:

PART 1: That Barbara Bass be and is declared the duly elected Mayor At Large to serve for a two-year term of office.

PART 2: That Donald Sanders be and is declared the duly elected City Councilmember for District No. 2, to serve for a two-year term of office.

PART 3: That Martin Heines be and is declared the duly elected City Councilmember for District No. 4, to serve for a two-year term of office.

PART 4: That since none of the three candidates appearing on the ballot for District No. 6 received a majority of the votes cast and therefore no one at this time can be declared the newly elected Councilmember for District No. 6 to serve for a two-year term of office, then current City Councilmember Charles Alworth shall continue to serve in that position until a runoff Election can be called, held, and the results canvassed.

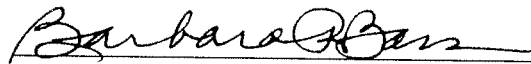
PART 5: That the City Council Election for Mayor At Large, District No. 2 and District No. 4, scheduled for May 8, 2010 was cancelled and such cancellation is hereby affirmed.

PART 6: That a copy of the City Clerk's Certification of Unopposed Status was posted at each polling place that would have been used in the election for the Mayor At Large, District No. 2 and District No. 4.

PART 7: That all of the above named City Councilmembers shall be sworn into office in the same manner provided for candidates elected at the election.

PART 8: That this ordinance shall take effect immediately upon its adoption.

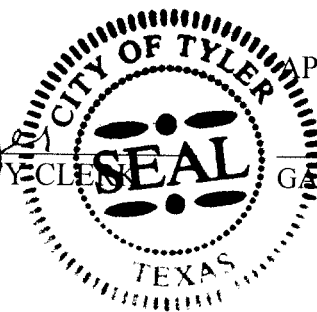
PASSED AND APPROVED on this the 12th day of May, A.D., 2010.



BARBARA BASS, MAYOR OF
THE CITY OF TYLER, TEXAS

ATTEST:


CASSANDRA BRAGER, CITY CLERK



APPROVED:


GARY C. LANDERS, CITY ATTORNEY