

# **CITY OF WILLOW PARK**

## **ORDINANCE NO. 560-07**

### **AN ORDINANCE PROVIDING FOR CANVASSING AND DECLARING THE RESULTS OF THE GENERAL ELECTION CONDUCTED MAY 12, 2007 FOR THE ELECTION OF CERTAIN MUNICIPAL OFFICERS FOR THE CITY OF WILLOW PARK; MAYOR, COUNCIL MEMBERS: PLACE 1 AND PLACE 2; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City of Willow Park, TX (“City”) is a municipal corporation organized under the laws of the State of Texas; and

**WHEREAS**, it is the intent of the City of Willow Park to protect the health, safety, welfare and well being of its citizens; and

**WHEREAS**, the City Council consists of a Mayor and five council members elected according to a place system for staggered two year terms of office; the unexpired terms of office for Mayor, Council Member, Place No. 1, and Council Member, Place No. 2 will expire in May 2009 and the terms of office for Council Member Place 3, Place 4, and Place 5 will expire in May 2008; and

**WHEREAS**, Chapter 1, *General Provisions*, Article 1.300 *Municipal Election* provides that “all elections pertaining to municipal affairs shall be governed by the election laws of the State of Texas.” and,

**WHEREAS**, the general election for certain municipal officers of the City was ordered to be held on May 12, 2007 pursuant to Ordinance 556-07 adopted on February 20, 2007; and

**WHEREAS**, the election so ordered for the City was ordered not later than 62 days before the election day pursuant to §3.005(a), TEX. ELECTION CODE; and,

**WHEREAS**, May 12, 2007 is the second Saturday in May, which is prescribed as a uniform election date under §41.001 TEX. ELECTION CODE; and

**WHEREAS**, the City did, on the 20<sup>th</sup> day of February, 2007 by Ordinance No. 556-07, order a

general election to be held on May 12, 2007 for the purpose of electing a Mayor and Council Members for Place 1 and 2; and

**WHEREAS**, the City Council has investigated all matters pertaining to the general election and has determined that notice of said general election was given as required by law, and said elections were duly and legally held on May 12, 2007, in conformity with the election laws of the State of Texas, and the Voting Rights Act of 1965, and the results of said general election has been certified and returned to the City Council by the proper judges and clerks thereof; and

**WHEREAS**, on May 18, 2007, the returns of the general election were duly made by the Parker County Election Division and filed with the City; and

**WHEREAS**, the “Canvass Report for City of Willow Park” for the May 12, 2007 general election has been presented by the Mayor to the Council and is attached hereto as Exhibit “A” and included herein.

**NOW THEREFORE: BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WILLOW PARK, TEXAS:**

#### **SECTION 1. RECITALS**

All of the above precatory statements are true and correct and incorporated herein for all purposes.

#### **SECTION 2. ELECTION RETURN CANVASS**

The tabulation of votes cast for the office of Mayor and Council Members in the General Election held on May 12, 2007, made and certified to by the City Secretary of the City of Willow Park, is hereby adopted as the official tabulation filed and recorded in the official records of the City of Willow Park as

the Official Canvass of said General Election. The Official Canvass of the returns of said general election reflects the following results:

MAYOR:

Linn Wetwiska 225

Council Member, Place 1

Barry K. Tatum 194

Gary Cummings 154

Council Member, Place 2

J. Teresa Welch 241

SECTION 3. SEVERABILITY

If for any reason any section, paragraph, subdivision, clause, phrase or provision of this Ordinance shall be held invalid, it shall not affect any valid provisions of this or any other Ordinance of the City of Willow Park to which these rules and regulations relate.

SECTION 4. EFFECTIVE DATE

The Willow Park City Council in acting on Ordinance No. 560-07 did on the 21<sup>st</sup> day of May, 2007, vote as follows:

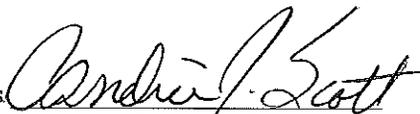
	<u>FOR</u>	<u>AGAINST</u>
Brad Johnson , Mayor	_____	_____
Barry K. Tatum, Place 1	_____✓	_____
J. Teresa Welch, Place 2	_____✓	_____
Hale Alderman, Place 3	_____✓	_____
Kenneth Hawkins, Place 4	_____✓	_____
Marvin Glasgow, Place 5	_____✓	_____

This Ordinance shall take effect from and after the date of its adoption.

PASSED AND ADOPTED this 21<sup>st</sup> day of May, 2007.

/s/   
\_\_\_\_\_  
Mayor

ATTEST:

/s/   
\_\_\_\_\_  
City Secretary/Clerk

APPROVED AS TO FORM:

/s/ \_\_\_\_\_  
City Attorney