

ORDINANCE # 247

AN ORDINANCE OF THE CITY OF BEVIL OAKS, TEXAS CHANGING THE DATE FOR GENERAL ELECTIONS OF OFFICERS TO THE NOVEMBER UNIFORM ELECTION DATE; PROVIDING FOR THE EXTENSION OF CURRENT OFFICES; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, as a result of amendments to the Texas Election Code based on the federal MOVE Act, political subdivisions are authorized to change the date for general elections of officers;

WHEREAS, as a result of such amendments, many jurisdictions in the State of Texas have already moved the date for the general election of officers to the November uniform election date, thereby substantially increasing the pro rata expense for jurisdictions on continuing to hold such elections on the May uniform election date; and

WHEREAS, amended Section 41.0052 of the Texas Election Code authorizes political subdivisions to move such elections to the November uniform election date by action taken by the City Council and complete said action before December 31, 2016; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEVIL OAKS, TEXAS:

Section 1: CHANGE OF DATE FOR GENERAL ELECTION OF OFFICERS

- A.** The date for the general election of the mayor and members of the city council is hereby changed from the May uniform election date, the first Saturday in May each year, to the November uniform election date, the first Tuesday of November each year. The term of each such office shall remain two years except as provided by this Ordinance. The staggering of offices in effect immediately before the effective date of this Ordinance shall continue in effect, so that the term of each office will expire in the even or odd year applicable before the effective date of this Ordinance.
- B.** For those holding such an office on the effective date of this Ordinance, the term of office shall extend to the later of: (i) the next November uniform election date after the date an election would have been scheduled to elect a successor to such office but for the change effected by this Ordinance; and (ii) when a successor has duly been qualified and is authorized to assume the office in accordance with applicable law.

Section 2. SEVERABILITY

If any part of this Ordinance, or the application of the same to any person or set of circumstance is for any reason held to be unconstitutional, invalid, or unenforceable, the validity of the remaining portions of this Ordinance shall not be affected thereby, this

being the intent of the City Council in adopting this Ordinance, and all provisions of this Ordinance are declared severable for that purpose.

Section 3. EFFECTIVE DATE

This Ordinance shall become effective immediately from and after the day it is passed and approved.

PASSED AND APPROVED AND EFFECTIVE FROM this 17th day of December, 2015.

ATTEST:



Rebecca M. Ford, Mayor
City of Bevil Oaks, Texas



City Secretary
City of Bevil Oaks