

ORDINANCE NO. 2009-O-5B

AN ORDINANCE CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE SPECIAL MUNICIPAL ELECTION OF THE CITY OF ANGLETON, TEXAS ON MAY 9, 2009; ENTERING AN ORDER IN THE RECORDS OF THE CITY OF ANGLETON DECLARING THAT THE UNEXPIRED TERM OF POSITION 5 OF CITY COUNCIL HAS BEEN FILLED BY MAJORITY VOTE FOR THE POSITION IN ACCORDANCE WITH THE REGISTER OF VOTING INFORMATION WHICH IS ADOPTED AND ATTACHED TO THIS ORDINANCE; PROVIDING AN OPEN MEETINGS CLAUSE; PROVIDING FOR OTHER PURPOSES; AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1: The City Council finds and declares that the May 9, 2009 Special Municipal Election (Special Election) to fill the unexpired term of Position 5 of the City Council was duly ordered for the purpose of submitting the filling of the unexpired term of Position 5 to the citizens of the City of Angleton, Texas; that proper notice of this Special Election was duly given and election officials appointed; and that the Special Election was duly held and the returns of the election officials have been delivered to the Council, all in accordance with the laws of the State of Texas and the Charter and ordinances of the City of Angleton, Texas.

SECTION 2: The official returns of the election officials having been opened, examined, and canvassed, and the City Council hereby finds and declares that \_\_\_\_\_ ballots were cast at the Special Election, and that the votes cast for the position on the ballot for the Special Election are as shown in the Register of Voting Information which is adopted and attached to and made a part of this Ordinance for all purposes as if written word for word herein and were as follows:

SECTION 3: It is hereby declared that \_\_\_\_\_ is elected to Position 5 of the City Council. This Ordinance shall constitute an Order recording that the above-mentioned person has been elected to fill this position and the City Secretary is hereby directed to enter this Ordinance as an Order in the Official Records of the City of Angleton that Position 5 of the City Council has been filled by majority vote cast in this election.

SECTION 4: The City Council has found and determined that the meeting at which this Ordinance is considered is open to the public and that notice thereof was given in accordance with the provisions of the Texas open meetings law, Tex. Gov't Code ch. 551, as amended, and that a quorum of the City Council was present.

SECTION 5: This ordinance shall become effective immediately upon its passage and approval.

PASSED AND APPROVED this the 12<sup>th</sup> day of May, 2009.

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J. PATRICK HENRY, Mayor

ATTEST:

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SHELLY DEISHER, City Secretary

APPROVED AS TO FORM:

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HERBERT L. PROUTY, Interim City Attorney