

ORDINANCE NO. 2023-O-18

AN ORDINANCE ORDERING A RUNOFF ELECTION TO BE HELD IN THE CITY OF MANVEL, ON SATURDAY, JUNE 10, 2023, FOR THE PURPOSE OF ELECTING A COUNCILMEMBER TO FILL A VACANCY FOR THE UNEXPIRED TERM OF PLACE 2; ESTABLISHING OTHER PROCEDURES FOR CONDUCTING THE ELECTION; PROVIDING FOR THE INCORPORATION OF THE PREAMBLE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the official canvass of the returns of the special election held on May 6, 2023, reflects that no candidate in the election for Councilmember- Place No. 2, received a majority of votes, thereby requiring a runoff election to determine the winner; and

WHEREAS, section 6.09 of The City Charter provides that, in the event no candidate for office receives a majority of all votes cast for such office at such election, the council shall call a runoff election within the time and manner required by law; and

WHEREAS, in such runoff election, the two (2) candidates receiving the highest number of votes for such office shall be voted on again, and the candidate who receives a majority of the votes for such office in the runoff election shall be elected to such office; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MANVEL, TEXAS:

Section 1. That a runoff election is hereby ordered and shall be held in and throughout the City of Manvel, Texas, on the 10th day of June, 2023. Voting location will be determined by Brazoria County.

Section 2. That early voting by personal appearance will begin on May 30, 2023 and end on June 6, 2023. Early voting location(s) will be determined by Brazoria County.

Section 3. That the election is ordered for the purpose of conducting a runoff election for the unexpired term of Councilmember Place Two of the City of Manvel.

Section 4. That said runoff election shall be held in accordance with the Constitution and laws of the State of Texas and the Charter of the City of Manvel, and all duly qualified resident electors of the City of Manvel, Texas, shall be qualified to vote.

Section 5. The City has made provisions to contract with the Brazoria County Elections Officer to conduct the City's election, pursuant to *Chapter 31, Tex. Elec. Code*, and *Chapter 791, Tex. Gov't Code*;

Section 6. If any part or portion of this ordinance shall be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect or impair any remaining portions or provisions of this ordinance.

PASSED AND APPROVED on the first and final reading this 15th day of May 2023.



Dan Davis, Mayor

ATTEST:



Tammy Bell, City Secretary



APPROVED AS TO FORM:
Robert Gervais, City Attorney