

AN ORDINANCE

**CANCELING THE MAY 10, 2014 SPECIAL ELECTION TO FILL THE
VACANCY FOR COUNCIL DISTRICT 10, AND DECLARING MICHAEL
“MIKE” GALLAGHER AS THE ELECTED COUNCIL MEMBER, FOR
THE REMAINDER OF THE UNEXPIRED TERM, TO EXPIRE MAY 31,
2015.**

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WHEREAS, On February 6, 2014, by Ordinance 2014-02-06-0067, the City Council Ordered a Special City Election to fill vacancies in City Council Districts 9 and 10; and

WHEREAS, the deadline to file for the offices was March 10, 2014, and only Michael “Mike” Gallagher, the person appointed by the City Council to serve as the District 10 Council member on a temporary basis until the Special Election could be held, filed for the City Council District 10 office; and

WHEREAS, in accordance with Section 2.052(b) of the Texas Election Code, the City Clerk has certified that Michael “Mike” Gallagher is unopposed for the Election for the District 10 City Council office; and

WHEREAS, Section 2.053(a) of the Texas Election Code authorizes the City Council to pass an ordinance canceling the election and declaring the unopposed candidate the elected candidate upon receipt of the Certification of Unopposed Candidate which has been provided by the City Clerk; and

WHEREAS, it is now necessary for the City Council to cancel the election scheduled for May 10, 2014, for City Council District 10, and declare Michael “Mike” Gallagher the elected City Council member for District 10; and

WHEREAS, copies of this ordinance shall be posted at each polling place in District 10 on May 10, 2014, notifying electors that the election is canceled and declaring Michael “Mike” Gallagher the elected City Council member for District 10; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Clerk has provided a Certificate of Unopposed Candidate to the City Council (Attachment 1). In accordance with Section 2.053(a) of the Texas Election Code, Michael “Mike” Gallagher is declared duly elected to the City Council District 10 office.

SECTION 2. Council member Gallagher shall be issued a Certificate of Election by Mayor Castro and administered the Oath of Office by the City Clerk at a Special Council Meeting to be scheduled for Wednesday, May 21, 2014, in accordance with Section 2.053(e) of the Texas Election Code.

SECTION 3. The Special Election called for May 10, 2014, to elect a City Council member for City Council District 10 will not be held, in accordance with Section 2.053(b) of the Texas Election Code.

SECTION 4. The City Clerk is directed to post copies of this ordinance at each facility that would have been used as a polling place in District 10 on May 10, 2014, in accordance with Section 2.053(a) of the Texas Election Code.

SECTION 5. This ordinance is effective immediately, if approved by eight or more affirmative votes; otherwise, it is effective on the tenth day from the date of passage.

***PASSED AND APPROVED** on this 20th day of March, 2014.*

M A Y O R
Julián Castro

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Robert F. Greenblum, City Attorney