

**ORDINANCE NO. 2022-002**

**AN ORDINANCE OF THE CITY OF EAST BERNARD, TEXAS, DECLARING THE UNOPPOSED CANDIDATES FOR MAYOR, ALDERMAN PLACE NOS. 2 AND 4, ELECTED; PROVIDING THAT THE MAY 7, 2022 GENERAL MUNICIPAL OFFICERS ELECTION SHALL NOT BE HELD; CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT; PROVIDING FOR SEVERABILITY; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH.**

\* \* \* \* \*

**WHEREAS**, pursuant to City of East Bernard, Texas, Ordinance No. 2022-001, passed and approved on January 18, 2022, a general municipal officers' election was ordered to be held on May 7, 2022, for the purpose of electing three (3) officials of the City, to wit: mayor and two (2) aldermen; and

**WHEREAS**, pursuant to said Ordinance No. 2022-001 and Section 143.007, TEXAS ELECTION CODE, the deadline for filing applications for a place on the ballot of the City's municipal officers' election has expired; and

**WHEREAS**, the City Secretary, in accordance with Section 2.052, TEXAS ELECTION CODE, has certified to the Board of Aldermen in writing that there is no proposition on the ballot, that no person has made a declaration of write-in candidacy, and that Marvin Holub is unopposed for election to the office of Mayor, Richard Domel, Jr. is unopposed for election to the office of Alderman, Place No. 2, Eric Viktorin is unopposed for election to the office of Alderman, Place No. 4; and

**WHEREAS**, the Board of Aldermen hereby finds and determines that each candidate whose name is to appear on the ballot in said election is unopposed, and no proposition is to appear on the ballot for such election and under these circumstances, Subchapter C, Chapter 2, Election Code, authorizes the Board of Aldermen to declare the candidates elected to office and cancel the election;

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMAN OF THE CITY OF EAST BERNARD, TEXAS:**

**Section 1.** The facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

**Section 2.** In accordance with Section 2.053(a), TEXAS ELECTION CODE, the following unopposed candidates are hereby declared duly elected to the respective offices shown:

Mayor-Marvin R. Holub

Alderman, Place No. 2 – Richard Domel, Jr.

Alderman, Place No. 4 – Eric Viktorin

**Section 3.** Pursuant to Section 2.053(b), TEXAS ELECTION CODE, the general municipal officers' election heretofore called and ordered by City of East Bernard, Texas, Ordinance No. 2022-001, for the 7th day of May 2022, shall not be held and is hereby canceled.


**Section 4.** The City Clerk is hereby directed to cause a copy of this Ordinance to be posted on Election Day, same being May 7, 2022, at the polling place that would have been used in such election.

**Section 5.** In the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the Board of Aldermen of the City of East Bernard, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

**Section 6.** All ordinances or parts or ordinances inconsistent or in conflict herewith are, to the extent of such inconsistency or conflict, hereby repealed.

**PASSED, APPROVED, AND ADOPTED** this 21<sup>st</sup> day of March A.D. 2022.

  
Marvin Holub, Mayor

**ATTEST:**  
  
Audrey Searce, City Secretary



**CERTIFICATION OF UNOPPOSED CANDIDATES  
FOR OTHER POLITICAL SUBDIVISIONS (NOT COUNTY)  
CERTIFICACIÓN DE CANDIDATOS ÚNICOS  
PARA OTRAS SUBDIVISIONES POLITICAS (NO EL CONDADO)**

**To: Presiding Officer of Governing Body**  
**Al: Presidente de la entidad gobernante**

**As the authority responsible for having the official ballot prepared, I hereby certify that the following candidates are unopposed for election to office for the election scheduled to be held on May 7, 2022**

***Como autoridad a cargo de la preparación de la boleta de votación oficial, por la presente certifico que los siguientes candidatos son candidatos únicos para elección para un cargo en la elección que se llevará a cabo el 7 de mayo 2022***

**List offices and names of candidates:**  
**Lista de cargos y nombres de los candidatos:**

**Office(s) Cargo(s)**

Mayor (Alcalde)  
Alderman, Position 2 (*Concejal de la posicion No. 2*)  
Alderman, Position 4 (*Concejal de la posicion No. 4*)

**Candidate(s) Candidato(s)**

Marvin R. Holub  
Richard Domel, Jr.  
Eric Viktorin

  
Signature (*Firma*)

AUDREY SEARCE  
Printed name (*Nombre en letra de molde*)

CITY SECRETARY  
Title (*Puesto*)

02/28/2022  
Date of signing (*Fecha de firma*)