

ORDINANCE 09-08-11

AN ORDINANCE ESTABLISHING CITY COUNCIL PLACES; REPEALING ANY AND ALL ORDINANCES IN CONFLICT HERewith; PRESERVING THE TERMS OF OFFICE OF PRESENT MEMBERS OF THE GOVERNING BODY; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PUBLICATION CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Dilley, Texas council members are elected at-large at municipal elections; and

WHEREAS, the terms of office for members of the governing body of the City of Dilley are every two years; and

WHEREAS, the members of the governing body of the City of Dilley shall now be designated by "place" numbers; and

WHEREAS, the current terms of the present governing body shall be served in full and will not be interrupted or curtailed by the passage of this ordinance; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DILLEY, TEXAS;

Section 1 Any and all ordinances in conflict with this ordinance shall be repealed.

Section 2 Except where otherwise provided herein, the general election laws of the State of Texas, insofar as applicable, shall control all elections, general and special, held by the City of Dilley.

Section 3 Section II of Article XI of the Texas Constitution provides that a city, town, or village operating under the General Laws of the State shall elect a Mayor and City Council members for two-year terms. The City of Dilley acknowledges that it is a general Law city operating under said laws of the State of Texas and the terms of office for Mayor and City council members are two (2) year terms.

Section 4 In accordance with the Texas Constitution, it has been determined that governing body members serving as officers of the City may be designated by "place" numbers. The city council places shall be named as follows:

**Council Place #1
Council Place #2
Council Place #3
Council Place #4
Council Place #5
Mayor**

Section 5 All regular elections for Mayor and City Council members shall be held on such date as is prescribed by State law or City ordinance not in conflict therewith. In order to preserve the current terms of office, the Mayor and two council members which shall be designated as Places #1

and #2 who were elected in the last election held May 2009, shall be elected in odd numbered years, and the Council members for Places 3, 4, and 5 shall be elected in even numbered years. The City Council shall have the power to call such special elections as they deem proper.

Section 6 The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this ordinance shall for any reason be held to be invalid or unconstitutional, such decisions shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance, but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the validity of any part.

Section 7 All election procedures for the City of Dilley shall be as governed by the laws of the State of Texas for municipal elections, and as provided by City ordinance not in conflict therewith.

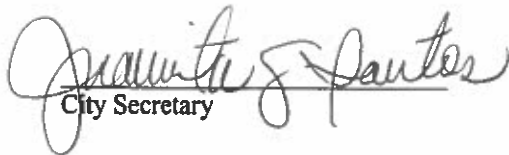
Section 8 The City Secretary is hereby directed to publish this ordinance or the caption there to once in a newspaper of general circulation in the City.

Section 9 This Ordinance shall be in full force and effect from and after its passage and publication required by law, and it is so ordained.

PASSED AND APPROVED this 11 day of August, 2009.


Mayor

ATTEST:


City Secretary

(SEAL)