

ORDINANCE NO. 1532-03-2023

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS RECEIVING THE CERTIFICATION OF THE CITY SECRETARY RELATING TO THE REGULAR GENERAL ELECTION MAY 6, 2023; FINDING THAT THE CANDIDATES WHO HAVE FILED FOR A PLACE ON THE BALLOT ARE UNOPPOSED; DECLARING THE RESULTS OF THE ELECTION; FINDING AND DETERMINING THE MEETING AT WHICH THIS ORDINANCE IS PASSED TO BE OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND SUSPENDING THE CHARTER REQUIREMENT OF THREE SEPARATE READINGS AND MAKING AN OPEN MEETING FINDING.

WHEREAS, the City Council of the City of Gainesville, Texas called a Regular General Election in the City of Gainesville for May 6, 2023, for the purpose of electing City Council members for Wards 1, 2, 4, and Mayor at large; and

WHEREAS, the City Secretary of the City has certified to the City Council that only one person has applied for a place on the ballot in Wards 1, 2, 4, and Mayor, and that no one has applied or qualified to be placed on a list of write-in candidates; and

WHEREAS, pursuant to Chapter 2, Section 2.051 et seq. of the Texas Election Code, the City Council may cancel a portion of the election if the candidates whose names are to appear on the ballot in each ward and for Mayor are unopposed and may declare the results of the election.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS, MEETING IN REGULAR SESSION ON THE 7TH DAY OF MARCH, 2023:

Section 1. *Certificate of City Secretary*

That the Certificate of the City Secretary relating to the Regular General Election of May 6, 2023 be hereby received and acknowledged by the City Council.

Section 2. *Determination of Un-opposed Status*

That it is hereby found and determined that Keanna Franklin, Ward 1; Brandon Eberhart, Ward 2; Ken Keeler, Ward 4; and Tommy Moore, Mayor, are the only candidates to have qualified for a place on the ballot in the General Election and no one has applied or qualified as a write-in candidate pursuant to the requirements of the Election Code. Therefore, the above-named individuals are unopposed for the seat in the ward or position for which they have filed.

Section 3. *Declaration of Election*

That the City Council does hereby declare the following individuals to be duly elected to the following positions on the Gainesville City Council:

Keanna Franklin Ward 1
Brandon Eberhart Ward 2
Ken Keeler Ward 4
Tommy Moore Mayor

Section 4. *Open Meeting Finding.*

That it is hereby found and determined that the meeting at which time this Ordinance was passed was open to the public as required by law, and that public notice of the time, place and purpose of said meeting was given, as required by Article 551.041, Texas Government Code.

Section 5. *Publication.*

Publication shall be made at least two times in the official publication of the City of Gainesville, after final passage, which publication shall contain the caption stating in substance the purpose of the Ordinance.

Section 6. *Suspension of Charter Requirements.*

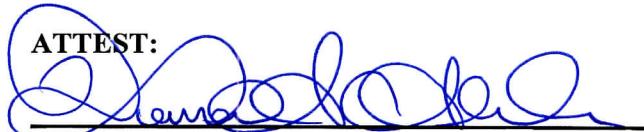
The City Council of the City of Gainesville, Texas, hereby finds that the present ordinances and regulations of the city are inadequate to properly safeguard the health, safety, morals, peace and general welfare of the inhabitants of the City of Gainesville, Texas, and that it is necessary for the immediate preservation of the public business, property, health, safety, and general welfare of the public to suspend the Charter requirement of reading this Ordinance on three separate days.

INTRODUCTION, FIRST READING AND CHARTER SUSPENSION

INTRODUCED AND READ FOR THE FIRST TIME BEFORE THE CITY COUNCIL OF THE CITY OF GAINESVILLE ON THE 7TH DAY OF MARCH 2023, AT WHICH TIME THE CHARTER REQUIREMENT OF THREE READINGS WAS SUSPENDED BY THE FOLLOWING VOTE:

10 AYES, 0 NAYS, 1 ABSENCES, AND 0 ABSTENTIONS

ATTEST:


DIANA ALCALA, CITY SECRETARY

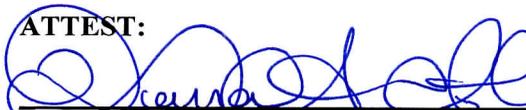

TOMMY MOORE, MAYOR

ADOPTION

ADOPTED IN REGULAR SESSION BY THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS ON THE 7TH DAY OF MARCH 2023, BY THE FOLLOWING VOTE:

6 AYES, 0 NAYS, 1 ABSENCES, AND 0 ABSTENTIONS

ATTEST:


DIANA ALCALA, CITY SECRETARY




TOMMY MOORE, MAYOR

ORDER OF CANCELLATION
ORDEN DE CANCELACIÓN

The City of Gainesville hereby cancels the General Election scheduled to be held on May 6, 2023 in accordance with Section 2.053(a) of the Texas Election Code. The following candidates have been certified as unopposed and are hereby elected as follows:

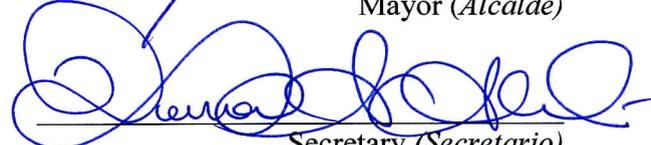
El Ciudad de Gainesville, Texas por la presente cancela la Elección General que, de lo contrario, se hubiera celebrado el 6 de Mayo, 2023 de acuerdo con la Sección 2.053(a) del Código de Elecciones de Texas. Los siguientes candidatos han sido certificados como candidatos únicos y por lo presente quedan elegidos:

<u>Candidate (Candidato)</u>	<u>Office Sought (Cargo al que presenta candidatura)</u>
Keanna Franklin	Council Member, Ward 1 <i>El Concejal de District 1</i>
Brandon Eberhart	Council Member, Ward 2 <i>El Concejal de District 2</i>
Ken Keeler	Council Member, Ward 4 <i>El Concejal de District 4</i>
Tommy Moore	Mayor <i>Alcalde</i>

A copy of this order will be posted on Election Day at each polling place that would have been used in the election. *El Día de las Elecciones se exhibirá una copia de esta orden en todas las mesas electorales que se hubieran utilizado en la elección.*



Mayor (Alcalde)



Secretary (Secretario)

March 7, 2023

Date of Adoption (Fecha de adopción)



(seal) (sello)