

**CITY OF DRIPPING SPRINGS**

**ORDINANCE No. 2023-\_\_\_**

AN ORDINANCE CANCELLING THE MAY 6, 2023, GENERAL ELECTION AND DECLARING EACH UNOPPOSED CANDIDATE ELECTED TO OFFICE; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE

**WHEREAS**, the City of Dripping Springs, Texas (the “City”) is a general law municipality located in Hays County, and operating pursuant to the enabling legislation of the State of Texas; and

**WHEREAS**, in accordance with the law a general election has been ordered for May 6, 2023, for the purpose of electing Mayor, Council Member Place 2 and Council Member Place 4; and

**WHEREAS**, no proposition is to appear on the ballot in that election; and

**WHEREAS**, the City Secretary has certified in writing (*Attachment “A”*) that each candidate on the ballot is unopposed for election to office; and

**WHEREAS**, the filing deadlines for placement on the ballot and declaration of write-in candidacy has passed; and

**WHEREAS**, in these circumstances Section 2.051 – 2.053 of the Texas Election Code authorizes a governing body to declare each unopposed candidate elected to office and cancel the election.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DRIPPING SPRINGS, TEXAS, THAT:**

**1. FINDINGS OF FACT**

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

**2. POSTING**

This ordinance shall be placed at each polling place that would have been used at the election canceled by this ordinance.

**3. DECLARATION OF ELECTION**

The following candidates have been certified as unopposed and are hereby elected as follows:

Taline Manassian, Council Member Place 1  
Geoffrey Tahuahua, Council Member Place 3  
Sherrie Parks, Council Member Place 5

**4. REPEALER**

All ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

**5. SEVERABILITY**

Should any of the clauses, sentences, paragraphs, sections or parts of this ordinance be deemed invalid, unconstitutional or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this ordinance.

**6. EFFECTIVE DATE**

This ordinance shall be effective immediately upon passage.

**7. PROPER NOTICE AND MEETING**

It is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was also provided as required by Chapter 52 of the Texas Local Government Code

**PASSED and APPROVED this, the 21<sup>st</sup> day of February 2023, by a vote of \_\_\_\_\_ (ayes) to \_\_\_\_\_ (nays) to \_\_\_\_\_ (abstentions) of the City Council of Dripping Springs, Texas.**

**CITY OF DRIPPING SPRINGS:**

\_\_\_\_\_  
Bill Foulds Jr., Mayor

**ATTEST:**

\_\_\_\_\_  
Andrea Cunningham, City Secretary

**ATTACHMENT "A"**

Certification of Unopposed Candidates