

ORDINANCE NO. 24-013

AN ORDINANCE OF THE CITY OF GILMER, TEXAS DECLARING UNOPPOSED CANDIDATES IN THE MAY 4, 2024 GENERAL ELECTION; CANCELLING SAID ELECTION; PROVIDING ISSUANCE OF A CERTIFICATE OF ELECTION TO EACH CANDIDATE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, on January 23, 2024, the City Council of Gilmer, Texas called for by Ordinance No. 24-003 a general election for the purpose of electing Councilmembers from District(s) One, Four and At-Large for two-year terms in the City of Gilmer, Texas; and

WHEREAS, as prescribed in Section 2.052 of the Texas Election Code, the City Secretary has certified to the City Council, in writing, that no person has made a declaration of write-in-candidacy, and that each candidate on the ballot is unopposed for election to office; and

WHEREAS, the City Council hereby finds and determines that each candidate whose name is to appear on the ballot in said election(s) is unopposed and under these circumstances, Texas Election Code Section 2.053, authorizes the City Council to declare the candidates elected to office and cancel the election(s).

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GILMER, TEXAS:

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

Section 2. That, in accordance with Section 2.053 of the Texas Election Code, the following unopposed candidates are hereby declared elected to the respective offices shown, and shall be issued a certificate of election following the time the election would have been canvassed:

Councilmember At-Large - Michael Chevalier, two-year term

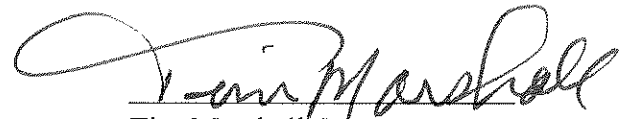
Councilmember District Four – Jasmine Cunningham, two-year term

Councilmember District One- Jerry Webb, two-year term

Section 3. The May 4, 2024 City’s general election (as ordered in Ordinance No. 24-013) is cancelled and the City Secretary is directed to cause a copy of an “Order of Cancellation” to be posted on Election Day at each polling place that would have been used in the election.

Section 4. It is declared to be the intent of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance is declared invalid by the judgment or decree of a court of competent jurisdiction, the invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the City Council would have enacted them without the invalid portion.

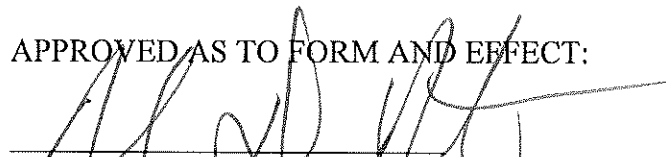
PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GILMER, TEXAS, on this 27th day of February, 2024.


Tim Marshall, Mayor

ATTEST:


Kimberly Smith, TRMC, MMC, City Secretary

APPROVED AS TO FORM AND EFFECT:


Michael D. Martin, City Attorney

