

ORDINANCE NO. 2023-103

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROANOKE, TEXAS, DECLARING UNOPPOSED CANDIDATES IN THE SATURDAY, MAY 6, 2023, GENERAL ELECTION, ELECTED TO OFFICE; CANCELING THE GENERAL ELECTION IN THE CITY OF ROANOKE, TEXAS, FOR PURPOSE OF ELECTING ONE (1) COUNCILMEMBER FOR WARDS 1, 2, AND 3; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.**

**WHEREAS**, the general city election was called for Saturday, May 6, 2023, for the purpose of electing a City Council member to the City Council for Wards 1, 2, and 3; and

**WHEREAS**, the filing deadlines for placement on the ballot and list of write-in candidates has concluded; and

**WHEREAS**, the City Secretary for the City of Roanoke, Texas, certifies in writing that no person has made a declaration of write-in candidacy, and that the candidates on the ballot for Wards 1, 2, and 3 are unopposed for election to said offices; and

**WHEREAS**, under these circumstances Section 2.053 of the Texas Election Code, authorizes the City Council of the City of Roanoke, Texas, to declare the candidate elected to office, and cancel the election for office of Councilmember in Wards 1, 2, and 3.

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

**Section 1.** That the findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

**Section 2.** That the following candidates, unopposed in the Saturday, May 6, 2023, general city election, are declared elected to office, and shall be issued a certificate of election following the time the election would have been canvassed:

Office of Councilmember Ward 1	Holly Gray-Moore
Office of Councilmember Ward 2	Brian Darby
Office of Councilmember Ward 3	David Brundage

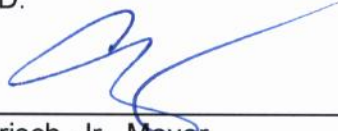
**Section 3.** That the May 6, 2023, general city election is canceled in Wards 1, 2, and 3, for the purpose of electing a City Councilmember to Wards 1, 2 and 3, and the City Secretary is directed to cause a copy of this Ordinance to be posted on election day at each polling place that would have been used in the general election.

**Section 4.** That 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.

**Section 5.** That this Ordinance shall take effect upon its final passage, and it is so ordained.

**PASSED, APPROVED AND ADOPTED** by the City Council of the City of Roanoke, Texas, on this the **28<sup>th</sup>** day of **February, 2023**.

APPROVED:




\_\_\_\_\_  
Carl E. Gierisch, Jr., Mayor

ATTEST:

  
\_\_\_\_\_  
April S. Hill, City Secretary

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Jeff Moore, City Attorney

CERTIFICATION OF UNOPPOSED CANDIDATES  
By the City Secretary

I, April S. Hill, hereby certify that I am the City Secretary of the City of Roanoke, Texas, and the authority responsible for preparing the ballot for the May 6, 2023, General Election. I further certify no person has made a declaration of write-in candidacy and the following candidates are unopposed:

Holly Gray-Moore is unopposed for the office of Councilmember in Ward 1.

Brian Darby is unopposed for the office of Councilmember in Ward 2.

David Brundage is unopposed for the office of Councilmember in Ward 3.



April S. Hill, City Secretary  
City of Roanoke, Texas

Dated this 28<sup>th</sup> day of February, 2023.