

ORDINANCE NO. 2020 - 31

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS, ORDERING THE POSTPONEMENT OF THE SPECIAL ELECTION TO BE HELD IN THE CITY OF NEW BRAUNFELS, TEXAS, ON MAY 2, 2020, TO SUBMIT PROPOSITIONS TO THE REGISTERED VOTERS OF THE CITY OF NEW BRAUNFELS, TEXAS FOR PROPOSED AMENDMENTS TO THE CITY CHARTER TO BE POSTPONED TO NOVEMBER 3, 2020; AND DECLARING AN EMERGENCY.

**WHEREAS**, the City Council of the City of New Braunfels, Texas, on February 10, 2020, by majority vote on a second final and reading of an ordinance, opted to submit to the registered voters of the City of New Braunfels, Texas, on May 2, 2020, a uniform election date in the State of Texas, in accordance with Section 9.004 of the Texas Local Government Code and Section 4.01 of the New Braunfels City Charter, and in accordance with other applicable laws, ballot propositions for proposed amendments to the City Charter; and

**WHEREAS**, a proclamation by the Governor suspending portions of the Texas Election Code to allow for political subdivisions to move their general and special elections from May 2, 2020 to November 3, 2020; and

**WHEREAS**, the City Council wishes to continue their original order for a Special Election by adopting this emergency ordinance.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS, THAT:**

Section 1. The findings and recitations set out in the preamble to the ordinance are found to be true and correct and they are hereby adopted and made part of this ordinance for all purposes.

Section 2. There shall be a special election be held on the 3rd day of November 2020, in the City of New Braunfels, Texas, for the purpose of submitting propositions to amend the Charter.

Section 3. A subsequent ordinance will further outline changes to the original order outlining early voting dates, times, and locations, as well as methods of voting.

Section 4. If any subsection, sentence, clause, phrase, or word contained in this ordinance is held invalid or unconstitutional by a decision of a court of competent jurisdiction, then such decision will not affect the validity of the remaining provisions of this ordinance.


Section 5. Pursuant to Section 3.10 of the City Charter, it is further ordained that this ordinance is necessary to protect the public's peace, health, safety and general welfare, and shall therefore be passed as an emergency ordinance and become effective at once upon one (1) reading of the City Council, upon the approval of a majority vote of the City Council members.

PASSED AND APPROVED, this the 13<sup>th</sup> day of April, 2020.


CITY OF NEW BRAUNFELS, TEXAS

  
BARRON CASTEEL, Mayor

ATTEST:

  
Patrick D. Aten, City Secretary

APPROVED AS TO FORM:

  
Valeria M. Acevedo, City Attorney

