

**CITY OF GIDDINGS, TEXAS
ORDINANCE NO. 904**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIDDINGS, TEXAS, DECLARING MEASURES MOOT IN THE MAY 3, 2025 SPECIAL ELECTION ON PROPOSED AMENDMENTS TO THE HOME RULE CHARTER OF THE CITY; CANCELING THE SPECIAL ELECTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to Ordinance No. 902 adopted February 10, 2025, a special election was ordered to be held on May 3, 2025 for the purpose of submitting to the voters certain proposed amendments to the Home Rule Charter of the City of Giddings; and

WHEREAS, the City Council on its own motion was submitting the proposed charter amendments to the City's qualified voters for their approval pursuant to § 9.004 Texas Local Government Code; and

WHEREAS, pursuant to Article II § 8 of the Giddings Home Rule Charter, the City Council shall make all regulations which it considers needful or desirable, not inconsistent with the Charter or the laws of the State of Texas for the conduct of municipal elections; and

WHEREAS, the City Council has statutory authority to cancel a special election on a measure pursuant to Texas Election Code § 2.081 when a proposition is essentially moot; and

WHEREAS, according to Black's Law Dictionary, a matter is moot when it cannot have any practical effect on a situation, there is no existing controversy, no actual issues exist, and the items involved are academic in nature; and

WHEREAS, the City Council finds that the Special Election ordered for May 3, 2025 to be moot; and

WHEREAS, the City Council prefers to delay an election on any charter amendments until such times as there are other races or propositions on the ballot so to achieve administrative efficiency, fiscal accountability, and greater voter participation; and

WHEREAS, the general election has already been canceled pursuant to Ordinance No. 903, adopted February 24, 2025; and

WHEREAS, the City Council of the City of Giddings, Texas desires to withdraw the measure and cancel the special election for May 3, 2025; and

WHEREAS, all constitutional and statutory prerequisites for the approval of this ordinance have been met, including but not limited to the Open Meetings Act; and

WHEREAS, the City Council finds this ordinance to be reasonable and necessary under the circumstances; and

WHEREAS, the City Council deems the adoption of this ordinance to be in the best interests of the health, safety, and welfare of the public.

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

Section 1. Findings of Fact. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. The May 3, 2025 City of Giddings Special Election for the purpose of submitting to the voter's certain amendments to the Home Rule Charter of the City of Giddings is hereby canceled.

Section 3. Pursuant to the Texas Election Code, the Order Cancelling Special Election, attached hereto as Exhibit "A" is hereby adopted and approved.

Section 4. The City Secretary is directed to post a copy of the Order Cancelling Special Election at each designated polling location on May 3, 2025.

Section 5. Severability. Should any section or part of this Ordinance be held unconstitutional, illegal, or invalid, or the application to any person or circumstance thereof ineffective or inapplicable, such unconstitutionality, illegality, invalidity, or ineffectiveness of such section or part shall in no way affect, impair or invalidate the remaining portion or portions thereof; but as to such remaining portion or portions, the same shall be and remain in full force and effect and to this end the provisions of this Ordinance are declared to be severable.

Section 6. Conflicting Ordinances. All ordinances or parts of ordinances and resolutions or parts of resolutions inconsistent with or in conflict herewith are expressly repealed.

Section 7. Effective Date. This Ordinance shall be and become effective immediately upon and after its passage and publication as may be required by governing law.

Section 8. Open Meetings. It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

ADOPTED AND APPROVED on this 10th day of March, 2025 by a vote of the City Council of the City of Giddings, Texas.



THE CITY OF GIDDINGS



Joel Lopez, Mayor

ATTEST:



Andrea Ray, City Secretary

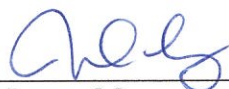
ORDER CANCELLING SPECIAL ELECTION

Pursuant to § 2.081 of the Texas Election Code, the City of Giddings Special Election previously scheduled for May 3, 2025 is hereby canceled, and it is ordered that a copy of this Order be posted on election day at each polling place that would have been used in the election.

ORDERED this 10th day of March, 2025.



THE CITY OF GIDDINGS



Joel Lopez, Mayor

ATTEST:



Andrea Ray, City Secretary

ORDINANCE NO. 903

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIDDINGS, TEXAS, DECLARING THE UNOPPOSED CANDIDATES FOR THE OFFICES OF THREE COUNCIL MEMBERS AS ELECTED; PROVIDING THAT THE MAY 3, 2025, REGULAR MUNICIPAL ELECTION SHALL NOT BE HELD; PROVIDING FOR REPEAL; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Giddings, Texas, adopted Ordinance No. 901 on February 10, 2025, ordering a general municipal election to be held on May 3, 2025, for the purpose of electing three (3) Council Members; and

WHEREAS, pursuant to Sections 143.007(c) and 146.054(b) Texas Election Code, the deadline for filing applications for a place on the ballot and declaration of write-in candidacy for the City's regular municipal election have expired; and

WHEREAS, pursuant to Section 2.053 of the Texas Election Code, the City Secretary, who is responsible for having the ballot for the City Council Elections prepared, has certified in writing to the City Council that Alan Casey, Jacob Janda, and Kevin Rinn, is all unopposed for election to the office of City Council Member; and

WHEREAS, a copy of the said certificate is ordered to be attached to this Ordinance as an exhibit; and

WHEREAS, Section 2.053 Texas Election Code provides that upon receipt of such certificate that the Council may by order declare each unopposed candidate elected to the office;

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

SECTION 1. 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 Texas Election Code, the Order Cancelling the General Election, attached hereto is hereby adopted and approved.

SECTION 3. All ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this ordinance are hereby repealed to be extent of such conflict.

SECTION 4. Should any section, paragraph, sentence, clause, phrase or word of this ordinance be declared unconstitutional or invalid for any purpose by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby, and to this end the provisions of this ordinance are declared to be severable.

SECTION 5. It is hereby found and determined that the meeting at which this ordinance was passed was open to the public as required by Section 551.001, Texas Government Code, and that advance public notice of the time, place and purpose of said meeting was given.

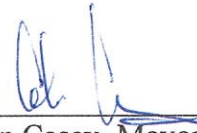
PASSED AND APPROVED this 24th day of February, 2025, by a vote of 4 ayes and 0 nays at a regular meeting of the City Council of the City of Giddings, Texas.

ATTEST:

CITY OF GIDDINGS



Andrea Ray, City Secretary



Alan Casey, Mayor Pro-Tem



CERTIFICATION OF UNOPPOSED CANDIDATES
CERTIFICACIÓN DE LOS CANDIDATOS SIN OPOSICIÓN

To: Presiding Officer of Governing Body, Joel Lopez, Mayor
Al: Presidente de la entidad gobernante, Joel Lopez, Alcalde

As the authority responsible for having the official ballot prepared, I hereby certify that the following candidates are unopposed for election to office for the election scheduled to be held on Saturday, May 3, 2025.

Como autoridad a cargo de la preparación de la boleta de votación oficial, por la presente certifico que los siguientes candidatos son candidatos únicos para elección para un cargo en la elección que se llevará a cabo el sábado, 3 día de mayo, 2025.

List offices and names of candidates:
Lista de cargos y nombres de los candidatos:

Candidates (Candidatos)

Alan Casey
Jacob Janda
Kevin Rinn

Offices (Cargos)

Councilmember (*Miembro del Consejo*)
Councilmember (*Miembro del Consejo*)
Councilmember (*Miembro del Consejo*)

Andrea Ray
Signature (*Firma*)

Andrea Ray
Printed name (*Nombre en letra de molde*)

City Secretary (Secretaria de la Ciudad)
Title (*Puesto*)

February 24, 2025
Date of signing (*Fecha de firma*)

