

**CITY OF ROLLINGWOOD**

**ORDINANCE NO. 2018-09-06 (A)**

**ORDINANCE OF THE CITY OF ROLLINGWOOD, TEXAS,  
DECLARING THE ELECTION OF MICHAEL DYSON TO THE OFFICE  
OF MAYOR, AND SARA HUTSON AND GAVIN MASSINGILL TO THE  
OFFICES OF ALDERPERSON, PROVIDING FOR COMPLIANCE WITH  
THE TEXAS ELECTION CODE REGARDING NOTICE OF SUCH  
DECLARATION; AND PROVIDING FOR SEVERABILITY AND AN  
EFFECTIVE DATE.**

WHEREAS, the City Council ordered an election to be held on November 6, 2018 to fill expirations in the terms of two offices of Alderperson and the office of Mayor;

WHEREAS, both the deadline for candidates to file an application to appear on the ballot and the deadline to file a declaration to appear as a write-in candidate in such election have passed;

WHEREAS, no one has filed a declaration to appear as a write-in candidate, and only Michael Dyson has filed an application to appear on the ballot for the vacancy to be filled in the expiring office of Mayor, and only Sara Hutson and Gavin Massingill have filed applications to appear on the ballot for one of the two vacancies to be filled in the expiring offices of Alderperson without having later timely and properly withdrawn from the election in conformance with Texas Election Code Chapter 145;

WHEREAS, the City Secretary has delivered a certification to the City Council pursuant to Texas Election Code Section 2.052 certifying that Michael Dyson is unopposed in filling the vacancy in the expiring office of Mayor, and Sara Hutson and Gavin Massingill are unopposed in filling the two vacancies in the expiring offices of Alderperson;

WHEREAS, Texas Election Code Section 2.053 provides that the City Council may declare each unopposed candidate elected to the office; and

WHEREAS, by separate certification to the City Council pursuant to Section 2.052 certifying the unopposed status of a candidate to fill an unexpired term in the office of Alderperson in a special election to be held concurrently with such general election, the City Council is declaring the election of such unopposed candidate, so that no election will be necessary or will be held on November 6, 2018,

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

**SECTION 1.** All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council, and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

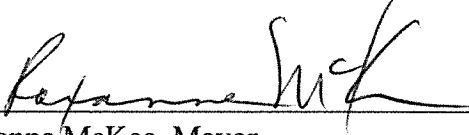
**SECTION 2.** Michael Dyson is hereby declared elected to the office of Mayor, and Sara Hutson and Gavin Massingill are hereby declared elected to the offices of Alderperson, to assume such offices in the time and manner as though elected at the election on November 6, 2018. The election to fill the vacancy in the expiring office of Mayor and the two vacancies in expiring offices of Alderperson previously ordered for November 6, 2018 shall not be held.

**SECTION 3.** In conformance with Texas Election Code Section 2.053, a copy of this ordinance shall be posted on election day at each polling place in the November 6, 2018 election.

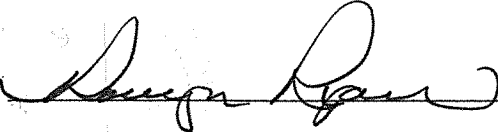
**SECTION 4.** Severability. Should any part, sentence or phrase of this Ordinance be determined to be unlawful, void or unenforceable, the validity of the remaining portions of this Ordinance shall not be adversely affected. No portion of this Ordinance shall fail or become inoperative by reason of the invalidity of any other part. All provisions of this Ordinance are hereby declared to be severable.

**SECTION 5.** Effective Date. This Ordinance is effective immediately upon its passage and approval.

**DULY PASSED AND ADOPTED** by the City Council of the City of Rollingwood, Texas, on the 6<sup>th</sup> day of September 2018.

  
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Roxanne McKee, Mayor

ATTEST:

  
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Robyn Ryan, City Secretary