ORDINANCE NO. 2025-____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS, CANVASSING THE RETURNS OF THE GENERAL ELECTION OF NEW BRAUNFELS, TEXAS, COMAL AND GUADALUPE COUNTIES, HELD ON SATURDAY, MAY 3, 2025, TO ELECT TWO MEMBERS TO THE NEW BRAUNFELS CITY COUNCIL FOR DISTRICT ONE (1) AND DISTRICT TWO (2), EACH FOR A THREE (3)- YEAR TERM, DECLARING THE RESULTS OF SAID ELECTION, DECLARING AN EFFECTIVE DATE UPON ONE READING.

WHEREAS, on the 10th day of February 2025, the City Council of the City of New Braunfels ordered a General Election to be held on Saturday, May 7, 2022, for the purpose of electing councilpersons for New Braunfels City Council Districts One (1) and Two (2); and

WHEREAS, the City Council has investigated all matters pertaining to said election, including the ordering, giving notice, officers, holding and making returns of said election, all as required by applicable federal, state, and local law; and

WHEREAS, the election officers who held said election have duly made the returns of the result thereof, said returns have been duly delivered to the City Council, and it is now necessary to declare the official results of the canvass;

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

SECTION 1. The City Council having convened on this the 12th day of May 2025, to canvass the returns of the General Election held on May 3, 2025, and after canvassing the returns of this election, officially finds and determines that this election was duly ordered; proper notice of this election was given; proper election officers were duly appointed prior to this election; the election was duly held; the City has complied with the federal, state, and local law; and due returns of the result of this election have been made and delivered, all in accordance with the law and the Ordinance calling the election.

SECTION 2. The Mayor and City Council of the City of New Braunfels, after opening the returns of the election received from the election judges and delivered to the City Secretary, do officially find and declare the results of the May 3, 205, General Election to be as follows:

[continue to next page]

GENERAL ELECTION – FOR MEMBERS OF CITY COUNCIL

DISTRICT ONE

Comal County 05-12-2025 – Final Results

| ★ CITY OF NEW BRAUNFELS COUNCILMEMBER, DISTRICT 1 (Vote For 1) | | | | |
|--|--------|-----|--|--|
| TONI L. CARTER | 51.22% | 419 | | |
| GEORGE GREEN | 7.46% | 61 | | |
| ANDRÉS CAMPOS | 41.32% | 338 | | |
| | | 818 | | |

Guadalupe County 05-12-2025 – Final Results

CITY OF NEW BRAUNFELS COUNCIL MEMBER DISTRICT 1

Vote For 1

| | TOTAL | VOTE % | Election Day | Early Voting | Absentee |
|------------------|-------|---------|-----------------|--------------|----------|
| Toni L. Carter | 20 | 74.07% | 12 | . 8 | 0 |
| George Green | 3 | 11.11% | 1 | 2 | 0 |
| Andrés Campos | 4 | 14.81% | 3 | 1 | 0 |
| Total Votes Cast | 27 | 100.00% | 16 | 11 | 0 |
| Overvotes | 0 | | 0 | 0 | 0 |
| Undervotes | 0 | | 0 | 0 | 0 |
| Contest Totals | 27 | | 16 | 11 | 0 |

DISTRICT TWO

Guadalupe County 05-12-2025 – Final Results

CITY OF NEW BRAUNFELS COUNCIL MEMBER DISTRICT 2

Vote For 1

| | TOTAL | VOTE % | Election Day | Early Voting | Absentee |
|--------------------|-------|---------|-----------------|--------------|----------|
| Mike Capizzi | 287 | 57.29% | 105 | 178 | |
| Christopher Willis | 214 | 42.71% | 59 | 151 | 4 |
| Total Votes Cast | 501 | 100.00% | 164 | 329 | |
| Overvotes | 0 | | 0 | 0 | |
| Undervotes | 0 | | 0 | 0 | |
| Contest Totals | 501 | | 164 | 329 | |

SECTION 3. Voting numbers are also broken out by precinct and attached to this ordinance in the New Braunfels Canvass Report provided by Comal and Guadalupe County through their contract for holding a joint election and are incorporated for all purposes herein. However, since Comal and Guadalupe Counties were holding joint elections, including elections for certain school districts, some precincts may also include areas which are not within the city limits for the City of New Braunfels and each district had its own ballot for district representation. As a result, the City Council utilized the per district numbers provided by Comal and Guadalupe Counties.

SECTION 4. As a result of the May 3, 2025, General Election, the following individual was elected to serve as City Council District 1, with the respective term beginning May 27, 2025:

DISTRICT ONE: Toni Carter 439

and District One was elected by receiving the majority of all votes cast for the office for which she was a candidate, cast by the qualified voters of the City of New Braunfels voting at said election, and is hereby declared to be the lawful and duly elected Council Member for the City of New Braunfels for the district specified.

As a result of the May 3, 2025, General Election, the following individual was elected to serve as City Council Member for District Two, with the respective term beginning on May 27, 2025:

DISTRICT TWO: Michael Capizzi <u>287</u>

and District Two was elected by receiving the majority of all votes cast for the office for which he was a candidate, cast by the qualified voters of the City of New Braunfels voting at said election, and is hereby declared to be the lawful and duly elected Council Member for the City of New Braunfels for the district specified.

SECTION 5. If any part of this ordinance shall be held to be unconstitutional or invalid for any reason, such unconstitutionality or invalidity shall not affect the constitutionality or validity of the remaining parts of this Ordinance. The City Council hereby declares that it would have passed the remaining parts of this ordinance if it had known that such part or parts thereof would have been declared unconstitutional or invalid, and further declares that such remaining parts shall remain in full force and effect; and that the provisions hereof are severable.

SECTION 6. It is further ordained that this ordinance shall become effective upon one (1) reading of the City Council as allowed by the City Charter, Section 3.10.

| | CITY OF NEW BRAUNFELS, TEXAS | |
|-----------------------------------|---------------------------------|--|
| | NEAL LINNARTZ, Mayor | |
| | 112/12 2.11 to 11 (1.2.) may of | |
| ATTEST: | | |
| | | |
| GAYLE WILKINSON, City Secretary | | |
| | | |
| APPROVED AS TO FORM: | | |
| VALERIA M. ACEVEDO, City Attorney | | |