

ORDINANCE 2026-

AN ORDINANCE OF THE CITY OF NEW BRAUNFELS, TEXAS ORDERING A RUNOFF ELECTION FOR THE PURPOSE OF ELECTING A COUNCILPERSON FOR DISTRICT 6 AND A MAYOR, TO BE HELD ON THE 13th DAY OF JUNE 2026; AND PROVIDING FOR THE POSTING AND PUBLICATION OF NOTICE; CONTAINING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE UPON ONE READING.

WHEREAS, the City of New Braunfels, Texas (“City”) is a home-rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Texas Local Government Code; and

WHEREAS, the City of New Braunfels Charter provides that city elections shall be held in accordance with laws of the State of Texas; and

WHEREAS, the election held on May 2, 2026, resulted in none of the four candidates receiving the majority of the votes for mayor and none of the three candidates receiving the majority of votes for council district six (6) so that a runoff election is required pursuant to Texas Election Code (“Code”), Sec. 2.021; and

WHEREAS, the two candidates for the mayor and the two candidates for district six (6) in the runoff election will be the candidates who received the highest and second highest number of votes in the May 2nd election, pursuant to Texas Election Code, Sec. 2.023; and

WHEREAS, the laws of the State of Texas further provide that there shall be elected at a runoff election which will be held on June 13, 2026, one candidate for mayor and one City Councilmember from District 6 to be elected by a majority of those votes cast; and

WHEREAS, Section 3.004(b) of the Texas Election Code provides that the governing body of a municipality shall be the authority to order a Special Election (herein referred to as the Runoff Election) for the purposes of electing members to the governing body; and

WHEREAS, the City will enter into a contract for election services with Comal County and Guadalupe County pursuant to Texas Election Code (“Code) Sections 31.092 and 271.002; and

WHEREAS, the City Council of the City of New Braunfels, Texas authorizes the Mayor to sign the order calling the Runoff Election and any subsequent orders adjusting the polling locations, dates and times that are subject to change due to agreements with Comal and Guadalupe County Elections Department and other joint election agreements up until the final posting deadline of such notice pursuant Texas Election Code (“Code”) § 4.003(a)(b) and (c).

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

SECTION I

CALL OF A RUNOFF ELECTION

That a runoff election be held on the 13th day of June 2026, in the City of New Braunfels, Texas, for the purpose of electing regular City officers as listed below.

A. One Mayor and One City Councilmember from District Six (6) to be elected by a majority of those votes cast.

SECTION II

EARLY VOTING BY PERSONAL APPEARANCE

Comal County

(Subject to Change)

Comal County Elections Office.....396 N. Seguin Avenue, New Braunfels, TX

Comal County Offices, Church Hill Annex,

Training Room, Suite 1400.....1345 Church Hill Drive, New Braunfels, TX

Early Voting beginning on Monday, June 1 through Saturday June 9.

June 1 – June 5 8 a.m. to 5 p.m.

June 6 - 10 a.m. to 4 p.m.

No Sunday

June 8 - 9 , 7 a.m. to 7 p.m.

Guadalupe County

(Subject to Change)

Seguin Elections Office.....3251 TX-123, Seguin, TX

Redemptive Grace Ministries.....2240 FM 725, New Braunfels, TX

Early Voting beginning on Monday, June 1 through Saturday June 9.

June 1 – June 5 8 a.m. to 5 p.m.

June 6 - 10 a.m. to 4 p.m.

No Sunday

June 8 - 9 , 7 a.m. to 7 p.m.

SECTION III

EARLY VOTING BY MAIL

THAT early voting by mail ballot shall be conducted in accordance with applicable provisions of the Texas Election Code.

- A. The address of the Comal County Elections Office, 396 North Seguin Avenue, New Braunfels, Texas 78130, shall be the early voting clerk's mailing address to which ballot applications and ballots voted by mail may be sent for the City for Comal County residents.
- B. The address of Guadalupe County Elections Office, 3251 TX-123, Seguin, TX 78155, shall be the early voting clerk's mailing address to which ballot applications and ballots voted by mail may be sent for the City for Guadalupe County residents

SECTION IV ELECTION DAY POLLING PLACES

Comal County

Subject to Change

- New Braunfels City Hall, Foyer.....550 Landa, New Braunfels 78130
- Westside Public Library2932 S IH 35, New Braunfels 78130
- New Braunfels Library, Large Meeting Room700 E Common, New Braunfels 78130
- Comal County Offices, Church Hill,
Training Room, Suite 14001345 Church Hill Dr., New Braunfels 78130
- Eden Hill, Town Hall631 Lakeview Blvd, New Braunfels 78130

June 13 – 7 a.m. – 7 p.m.

Guadalupe County

Subject to Change

- Redemptive Grace Ministries.....2240 FM 725, New Braunfels, TX

June 13 - 7 a.m. to 7 p.m.

SECTION V

METHOD OF VOTING

THAT use of Hart Verity Touch, Access Touch, and controller voting system, as the term is defined in the Texas Election Code, shall be utilized in connection with the election for Comal County residents. This system shall be utilized for early voting as well as for district voting conducted on Election Day. Cynthia Jaqua is appointed as programmer, and she shall prepare a program for the automatic tabulating equipment. Ample voting equipment shall be provided for early voting and in the specific districts on Election Day. The central counting station is established as the Comal County Elections Office.

THAT The Guadalupe County owns an electronic voting system, the Express Vote Universal Voting System for Early Voting, Election Day voting, and Early Voting by Mail, which has been duly approved by the Secretary of State pursuant to Texas Election Code Chapter 122 as amended and is compliant with the accessibility requirements set forth by Texas Election Code Section 61.012. Political Subdivision desires to use the County's electronic voting system and to compensate the County for such use.

SECTION VI

APPOINTMENT OF PRESIDING JUDGES

THAT the Comal County Elections Office will appoint the Early Voting Ballot Board, a Presiding Judge for the Early Voting Ballot Board, and a Presiding Judge for the Central Counting Station.

THAT the Guadalupe County Elections Office will appoint the Early Voting Ballot Board, a Presiding Judge for the Early Voting Ballot Board, and a Presiding Judge for the Central Counting Station.

SECTION VII

GOVERNING LAW, POSTING AND PUBLICATION

THAT the election will be held in accordance with the provisions of the Charter of the City of New Braunfels and the laws of the State of Texas. Notice of the election, including a Spanish translation thereof, will be published at least once in the local newspaper in accordance with the Texas Election Code and will be posted on the bulletin board at City Hall at 550 Landa Street, New Braunfels, Texas.

SECTION VIII
TESTING OF AUTOMATIC TABULATING
EQUIPMENT

THAT testing of the automatic tabulating equipment will be performed and notice thereof will be given in accordance with the Texas Election Code. Comal County shall designate the tabulating equipment and personnel required under the Election Code.

THAT testing of the automatic tabulating equipment will be performed and notice thereof will be given in accordance with the Texas Election Code. Guadalupe County shall designate the tabulating equipment and personnel required under the Election Code.

SECTION IX
COMPENSATION FOR ELECTION WORKERS

THAT the rate of compensation for all polling workers will be decided by the Comal County Elections Office.

THAT the rate of compensation for all polling workers will be decided by the Guadalupe County Elections Office.

SECTION X
SAVINGS CLAUSE

THAT 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 XI
EFFECTIVE DATE

THAT 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.

PASSED, ADOPTED, AND APPROVED this on the 11th day of May 2026.

CITY COUNCIL OF THE CITY OF NEW
BRAUNFELS, TEXAS

NEAL LINNARTZ, MAYOR

ATTEST:

GAYLE WILKINSON, CITY SECRETARY

APPROVES AS TO FORM:

VALERIA M. ACEVEDO, CITY ATTORNEY