

MEASURE H

PROPOSED

Elections

The regular City election shall be held annually on the first Saturday in May or at such other times as may be specified by State Law, at which time officers will be elected to fill those offices which become vacant that year. The City Council shall conduct all elections consistent with the requirements of state law.

Action on Petitions

- A. Action by Council on Initiative or Referendum. When an initiative or referendum petition has been fully determined sufficient, the Council shall at their next regular Council meeting consider the proposed initiative ordinance in the manner provided in Article III or reconsider the referred ordinance by voting its repeal. If the Council fails to adopt a proposed initiative ordinance without any change in substance within sixty (60) days or fails to repeal the referred ordinance within thirty (30) days after the date the petition was finally determined sufficient, it shall submit the proposed or referred ordinance to the voters of the City on the next uniform election date authorized by law.
- B. Action by Council on Petition for Recall. The recall petition must be addressed to the City Council of the City of Boerne and must distinctly and specifically point out the ground or grounds upon which such petition for removal is predicated. If there be more than one ground, such as for incompetency, misconduct or malfeasance in office, the petition shall specifically state each ground with such certainty as to give the officer sought to be removed, notice of the matters with which he is charged. The officer whose removal is sought may, within five (5) working days after such recall petition has been presented to the City Council, request that a public hearing be held to permit him to present facts pertinent to the charges specified in the recall petition. In this event, the City Council shall order such public hearing to be held not less than five (5) days nor more than fifteen (15) days after receiving such request for a public hearing. If the officer whose removal is sought does not resign, then it shall become the duty of the City Council to order an election and fix a date for holding such recall election on the next uniform election date authorized by law which occurs after the last day on which the officer named in the recall petition may properly request a public hearing to present facts pertinent to the charges specified in the recall petition.
- C. Recall Restrictions. No recall petition shall be filed against any officer of the City of Boerne within three (3) months after his election nor within three (3) months after an election for such officer's recall.
- D. Withdrawal of Petitions. An initiative, referendum, or recall petition may be withdrawn, upon the written request of a majority of the petitioners' committee filed with the City Secretary, at any time prior to the date the City Council orders the election thereon. Upon the filing of the request the petition shall have no further force and effect and the City Council shall not order the election.

CURRENT

Elections

The regular City election shall be held annually on the first Saturday in May or at such other times as may be specified by State Law, at which time officers will be elected to fill those offices which become vacant that year. The City Council shall fix the place for holding such election. The City Council may, by ordinance or resolution, order a special election, fix the date and place for holding same, and provide all means for holding such special election. Notice of the election shall be published in a newspaper of general circulation of the City of Boerne, such publication to follow the requirements of the Election Code and any applicable law.

Regulations of Elections

All elections shall be held in accordance with the laws of the State of Texas regulating the holding of municipal elections and in accordance with the ordinances adopted by the City Council for the conduct of elections. The City Council shall appoint the election judges and other election officials.

Filing for Office

Any person having the qualifications set forth for Council members under Section 3.03 of this Charter shall have the right to file an application to have his name placed on the official ballot as a candidate for any elective office, and such application in writing signed by such candidate, filed with the City Secretary no less than forty-five (45) days prior to the date of election, shall entitle such applicant to a place on the official ballot.

Official Ballot

The names of all candidates for office, except such as may have withdrawn, died or become ineligible, shall be printed on official ballots without party designations in the order determined in a drawing of lots (for each position) conducted by the City Secretary. All official ballots shall be prepared and printed in accordance with the Election Code and any other applicable law. Early voting shall be governed by the general election laws of the State of Texas.

Action on Petitions

- A. Action by Council on Initiative or Referendum. When an initiative or referendum petition has been fully determined sufficient, the Council shall at their next regular Council meeting consider the proposed initiative ordinance in the manner provided in Article III or reconsider the referred ordinance by voting its repeal. If the Council fails to adopt a proposed initiative ordinance without any change in substance within sixty (60) days or fails to repeal the referred ordinance within thirty (30) days after the date the petition was finally determined sufficient, it shall submit the proposed or referred ordinance to the voters of the City.
- B. Action by Council on Petition for Recall. The recall petition must be addressed to the City Council of the City of Boerne and must distinctly and specifically point out the ground or grounds upon

which such petition for removal is predicated. If there be more than one ground, such as for incompetency, misconduct or malfeasance in office, the petition shall specifically state each ground with such certainty as to give the officer sought to be removed, notice of the matters with which he is charged. The officer whose removal is sought may, within five (5) working days after such recall petition has been presented to the City Council, request that a public hearing be held to permit him to present facts pertinent to the charges specified in the recall petition. In this event, the City Council shall order such public hearing to be held not less than five (5) days nor more than fifteen (15) days after receiving such request for a public hearing. If the officer whose removal is sought does not resign, then it shall become the duty of the City Council to order an election and fix a date for holding such recall election

- C. Recall Restrictions. No recall petition shall be filed against any officer of the City of Boerne within three (3) months after his election nor within three (3) months after an election for such officer's recall.
- D. Submission to Voters. The vote of the City on a proposed or referred ordinance shall be held not less than thirty (30) days and not later than ninety (90) days from the date that the petition is found to be sufficient. A recall election shall be held not less than thirty (30) days and not later than sixty (60) days after the last day on which the officer named in the recall petition may properly request a public hearing to present facts pertinent to the charges specified in the recall petition. If no regular City election is to be hold within the period prescribed in this subsection, the Council shall provide for a special election; otherwise, the vote shall be hold at the same time as such regular election, except that the Council may in its discretion provide for a special election at an earlier date within the prescribed period. Copies of the proposed or referred ordinance shall be made available at the polls to registered voters.
- E. Withdrawal of Petitions. An initiative, referendum, or recall petition may be withdrawn, at any time prior to the election. The fifteenth (15) day preceding the day scheduled for a vote of the City by filing with the City Secretary a request for withdrawal signed by at least five (5) members of the petitioners' committee. Upon the filing of such request the petition shall have no further force or effect and all proceedings thereon shall be terminated.