

ORDINANCE NO. 2021-56

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GEORGETOWN, TEXAS, ORDERING AN ELECTION TO BE HELD ON THE NEXT UNIFORM ELECTION DATE, NOVEMBER 2, 2021, FOR THE PURPOSE OF SUBMITTING TO THE VOTERS OF THE CITY OF GEORGETOWN, TEXAS, CERTAIN PROPOSED AMENDMENTS TO THE EXISTING CITY CHARTER; DESIGNATING THE PLACE AT WHICH SAID ELECTION IS TO BE HELD; MAKING PROVISIONS FOR THE CONDUCT OF THAT ELECTION AND OTHER PROVISIONS AND RELATING TO THE PURPOSE OF THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City Georgetown, Texas ("City") has determined to submit to the voters of said City for their adoption or rejection thereof certain proposed amendments to the existing Home Rule Charter of said City ("City Charter"), pursuant to the provisions of Section 9.004 of the Texas Local Government Code; and

WHEREAS, the meeting at which this Ordinance is considered is open to the public as required by law, and public notice of the time, place and purpose of said meeting was given as required by Section 551.043 of the Texas Government Code;

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

SECTION 1. VERIFICATION OF FACTS

The facts and recitations contained in the preamble of this resolution are hereby found and declared to be true and correct, and are incorporated by reference herein and expressly made a part hereof, as if copied verbatim.

SECTION 2. CHARTER AMENDMENT ELECTION

At the election held on Tuesday November 2, 2021, the voters will be asked to vote on the following amendments to the City Charter:

**Proposed Amendment No. 1
(Term Limits)**

Article II (the Council) is amended by revising Section 2.01 (Number, selection, and term of office) to read as follows:

Sec. 2.01. - Number, selection, and term of office.

The Council shall be composed of seven (7) Councilmembers elected from single-member districts and a Mayor elected at-large, each of whom unless sooner removed under the provisions of the Charter, shall serve for three-year terms, from the first meeting of the Council following the Councilmember's election until the first meeting of the Council following the election two (2) years later, or until the councilmember's successor has been elected and duly qualified.

~~No Councilmember elected at the May 2022 city officer election or thereafter shall serve for more than three (3) consecutive terms as a Councilmember until at least two years has elapsed from the expiration of their last term of office as a Councilmember.~~

~~Likewise, a Mayor elected at the May 2022 city officer election or thereafter may only serve up to three (3) consecutive terms, and before seeking election as a Mayor or Councilmember after such three (3) consecutive terms, must wait until at least two (2) years has elapsed from the expiration of their last term of office as Mayor.~~

~~Notwithstanding the foregoing two sentences, if a Councilmember serves for any length of time, up to three (3) consecutive terms, he or she may serve as Mayor immediately thereafter without waiting for two (2) years to elapse from the expiration of their last term as a Councilmember.~~

~~The first term under this provision shall not begin until May 2022.~~

~~Four (4) members of the Council shall be elected each odd-numbered year and three (3) members and a Mayor each even-numbered year.~~

Councilmembers must reside in the districts from which they are elected except that Councilmembers may complete the terms to which they were elected if district boundaries are changed during their terms causing their residences no longer to be within the districts from which they were elected.

The authority to adopt council district boundaries shall reside ~~in~~ with the Council. The Council may revise district boundaries from time to time and shall adopt district boundaries within one year after the publication of each United States decennial census.

Councilmembers and the Mayor shall be elected for three-year terms, which shall begin with the general election to be held in 1995, and the terms shall be staggered such that three Council members are elected in one year, the Mayor and two Council members are elected in the following year and two Councilmembers are elected the last year. ~~For the staggering of the initial three-year terms, the following procedure shall apply:~~

~~(1) In 1995, Councilmembers shall be elected for Districts 1, 3, 4 and 5. Following the election, the Councilmembers shall draw lots to serve either a three-year term (2 members) or a two-year term (2 members).~~

~~(2) In 1996, the Mayor shall be elected for a three-year term, and Councilmembers shall be elected for Districts 2, 6 and 7. Following the election, the Councilmembers shall draw lots to serve either a three-year term (2 members) or a two-year term (1 member).~~

~~(3) In 1997, the two Districts whose Councilmembers serve two-year terms shall elect Councilmembers for three-year terms. All succeeding elections shall be to elect Councilmembers for three-year terms in compliance with this Charter.~~

Proposed Amendment No. 2
(Qualifications)

Article II (The Council) of the City Charter is amended by revising Section 2.02 (Qualifications) to read as follows:

Sec. 2.02. - Qualifications.

~~At the time of election to office, e~~In addition to other qualifications prescribed by law, each Councilmember and the Mayor shall be at least twenty-one (21) years of age on the first day of the term to be filled at the election or on the date of appointment, as applicable. For period of twelve (12) months preceding election day, each Councilmember shall reside in the, shall be a citizen and qualified voter of the State of Texas and the City of Georgetown and a resident of the Council council District district the member would be representing and the Mayor shall reside within the City of Georgetown. No member of the Council or the Mayor shall hold any other office or employment under the City Governmentwith the City while a member of said Councilserving as a member of the Council or the Mayor, nor hold any paid employment under the City Governmentwith the City within two (2) yearsone (1) year thereafter. A member of the Council ceasing to reside in the City shall immediately forfeit that office.

PROPOSED AMENDMENT NO. 3
(Vacancies)

Article II (The Council) of the City Charter is amended by revising Section 2.03 (Vacancies) to read as follows:

Sec. 2.03. - Vacancies.

~~(1) When a vacancy occurs in the Council, When the office of Mayor becomes vacant;~~ the vacancy shall be filled at a special election called for this purpose within one hundred and twenty (120) days after the vacancy or vacancies occur in compliance with Article XI, Section 11 of the Texas Constitution and other applicable State laws.

~~(2) When the office of a Councilmember becomes vacant, the following provisions apply:~~

~~a. If at the time of the vacancy more than twelve (12) months remain on the term, the Council shall within one hundred and twenty (120) days of the vacancy call a special election in compliance with Article XI, Section 11 of the Texas Constitution and other applicable State laws.~~

~~b. If, at the time of the vacancy, less than twelve (12) months remain on the term, the Mayor shall recommend an appointment and the Council shall approve the appointment within thirty (30) days of the vacancy a qualified person to fill the vacancy. If the City Council does not fill the vacancy, then the Council shall call a special election to fill such vacancy in accordance with Article XI, Section 11 of the Texas Constitution, and other applicable~~

State laws.

**PROPOSED AMENDMENT NO. 4
(Rules of Procedure)**

Article II (the Council) of the City Charter is amended by revising Section 2.09 (Rules of Procedure) to read as follows:

Sec. 2.09. - Rules of procedure.

The Council shall by ordinance determine its own rules and order of business. The Mayor and a majority of the members of Council shall constitute a quorum, ~~and in.~~ In the Mayor's absence, a majority of the Council members plus one ~~of the members of Council~~ shall constitute a quorum. No action of the Council, except as otherwise provided in this Charter, shall be valid or binding unless adopted by the affirmative vote of a majority of the Council members present and voting. ~~Legislation may not be enacted unless it is adopted by a vote of not less than a majority of the members of the Council. Should the Council be reduced to less than a majority plus one of the members of Council by death, resignation, nonresidence or for any other reason, the remaining members of the Council shall constitute a quorum for the purpose of filling vacancies.~~ Should the Council be reduced to less than a majority plus one of the members of Council by death, resignation, nonresidence, or for any other reason, the remaining members of the Council shall constitute a quorum for the purpose of filling vacancies and for the purpose of taking an emergency action to protect the life, health, safety, property and welfare of the public. Such emergency action shall take effect only upon the unanimous approval of the then remaining members of the Council. The Council may adopt such rules, and prescribe such penalties as it may see fit to enforce the attendance of its members at all regular and called meetings of the Council or its committees. Minutes of all meetings of the Council shall be taken and recorded in the form and manner required by state law, and such minutes shall constitute a public record.

**PROPOSED AMENDMENT NO. 5
(Procedure to Enact Legislation)**

Article II (the Council) of the City Charter is amended by revising Section 2.10 (Procedure to Enact Legislation) to read as follows:

Sec. 2.10. - Procedure to enact legislation.

The Council shall legislate by ordinance, and the enacting clause of every ordinance shall be: "Be it ordained by the City Council of the City of Georgetown." The City Attorney shall approve all ordinances adopted by the Council, as to the legality thereof, or shall file with the City Secretary written legal objections thereto. Evidence of approval of an ordinance by the City Attorney may be by notation on the ordinance itself, or by separate paper or instrument. Every ordinance enacted by the Council shall be signed by the Mayor, Mayor Pro Tem, or by two (2) Councilmembers and shall be filed with and recorded by

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~~the City Secretary. All ordinances shall be read in open meeting of the Council at two (2) open meetings of the Council on two (2) separate days; the second such reading shall occur not less than ten (10) days following the first such reading; provided, that the secondary reading required herein shall be sufficient if read by descriptive caption only. The actual reading of the ordinance on first reading may be handled by the reading of the caption if the following provisions of the Charter have preceded the first reading. _~~

~~1. The caption of the proposed ordinance has been published in a newspaper of general circulation within the City for a minimum of seventy two (72) hours prior to the meeting; and~~

~~2. The proposed ordinance is filed with the City Secretary at least seven (7) days prior to the meeting.~~

An ordinance shall not be adopted until it has been considered and favorably acted on by the Council at two (2) separate council meetings. The caption of a proposed ordinance shall be read once in full at a council meeting prior to its adoption by the Council and shall be posted on the City of Georgetown's primary Internet webpage or the City of Georgetown's primary contemporary means of information sharing system that is maintained as part of the City of Georgetown official records for a minimum of seventy two (72) hours prior to the council meeting.

The City Council may require a full reading of the proposed ordinance prior to adoption by a vote of ~~the majority of~~ the Councilmembers present at the meeting. All ordinances, unless otherwise provided by law or by the terms of such ordinance, shall take effect immediately upon final passage thereof. The requirements for reading ordinances on two separate days may be dispensed with where an ordinance relating to the immediate preservation of the public peace, health, safety or welfare is adopted by the favorable vote of ~~not less than~~ a majority, plus one or more, of all the Councilmembers qualified and serving, and contains a statement of the nature of the emergency. _

PROPOSED AMENDMENT NO. 6 (Initiative, Referendum and Recall)

Article IV (Initiative, Referendum, and Recall) of the City Charter is amended by revising Section 4.01 (Power of initiative), Section 4.0 2(Power of referendum) and Section 4.07 (Power of Recall) to read as follows:

Sec. 4.01. - Power of initiative.

The people of the City reserve the power of direct legislation by initiative, and in the exercise of such power may propose any ordinance, except ordinances appropriating money or levying taxes, or ordinances repealing ordinances appropriating money or levying taxes, not in conflict with this Charter, the State Constitution, or the State laws. Any initiated ordinance may be submitted to the Council by a petition signed by ~~registered~~qualified voters of the City, equal in number to at least fifteen (15) per-cent of the ~~qualified-registered~~ voters of the City ~~on the date of in~~ the last municipal election, ~~but not less than two hundred fifty (250) qualified registered voters of the City.~~

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Sec. 4.02. - Power of referendum.

The people reserve the power to approve or reject at the polls any legislation enacted by the Council which is subject to the initiative process under this Charter, except that ordinances authorizing the issuance of bonds (either tax bonds or revenue bonds), whether original or refunding bonds, shall not be subject to such referendum. Prior to or within thirty (30) days after the effective date of any ordinance which is subject to referendum, a petition signed by ~~qualified-registered~~ voters of the City equal in number to at least fifteen (15) per-cent of the ~~qualified-registered voters of the City on the date of in~~ the last municipal election ~~but not less than two hundred fifty (250) qualified registered voters of the City~~ may be filed with the City Secretary requesting that any such ordinance be either repealed or submitted to the vote of the people. When such a petition has been certified as sufficient by the City Secretary, the ordinance specified in the petition shall not go into effect, or if it shall have gone into effect, then further action thereunder shall be suspended until and unless it is approved by the voters as herein provided.

Sec. 4.07. - Recall of City Officials.

The people of the City reserve the power to recall any elected officer of the City of Georgetown, on the grounds of incompetence, misconduct, or malfeasance in office, and may exercise such power by filing a petition, as described herein, with the City Secretary.

A petition to recall the Mayor only shall be; signed by registered voters of the City equal in number to at least fifteen (15) percent of the ~~number of all of the~~ registered voters ~~in of~~ the City ~~on the date of the -at the time of the~~ last ~~regular~~ municipal election, demanding the removal of the Mayor. The petition shall be signed and verified as required by this Charter's provisions and State law.

A petition to recall a Council member shall be signed only by the registered voters of the single member council district that the Council member represents, and the signatures must be equal in number to at least fifteen (15) percent of the ~~number of~~ registered voters residing in that council district ~~on the date of at the time of the the~~ last ~~regular~~ municipal election, demanding the removal of their specific Councilmember. The petition shall be signed and verified as required by this Charter's provisions and State law.

In the case of an election to recall the Mayor, any registered voter residing within the City may cast a ballot on the issue of the Mayor's recall.

In the case of an election to recall a Council member, only registered voters residing within the single member council district represented by the Council member sought to be recalled may cast a ballot on the issue of their Council member's recall.

**PROPOSED AMENDMENT NO. 7
(Administrative Organization)**

Article V (Administrative Organization) of the City Charter is amended by revising Section 5.03 (Administrative Divisions and Departments), Section 5.04 (Directors of divisions) and Section 5.05 (Divisional and departmental organization) to read as follows:

Sec. 5.03. - Administrative ~~divisions and~~ departments.

There shall be such ~~divisions and~~ departments as are established by this Charter and as may be established by ordinance, all of which shall be under the control and direction of the City Manager. The Council may abolish or combine one (1) or more ~~divisions or~~ departments created ~~by it~~, and may assign or transfer duties of any divisions or departments of the City from one division or department to another by ordinance.

Sec. 5.04. - Directors of ~~divisions~~departments.

At the head of each ~~division~~department there shall be a director who shall be appointed, and who may be removed, by the City Manager. Such directors shall have supervision and control over their respective ~~divisions~~departments, ~~and may head any departments within a division~~. Two (2) or more departments may be headed by the same individual, and the City Manager may temporarily head one (1) or more ~~divisions~~departments.

Sec. 5.05. - ~~Divisional and departmental organization~~ Reserved

~~The work of each division shall be distributed among such departments as may be established by ordinance. Pending passage of ordinances establishing departments or divisions, the City Manager may establish temporary departments.~~

PROPOSED AMENDMENT NO. 8 (Appropriations and Budget Amendments)

Article VI (Finance) of the City Charter is amended by revising Section 6.03 (Appropriations), and Section 6.04 (Budget Amendments) to read as follows:

Sec. 6.03. - Appropriations.

From the effective date of the budget, the several amounts stated therein as proposed expenditures shall be and become appropriated to the several objects and purposes named therein. Except as provided in this Article no funds of the City shall be expended nor shall any obligation for the expenditure of money be incurred, except pursuant to the annual budget as adopted and as provided by this Article. At the close of each fiscal year, any unencumbered balance of an appropriation shall revert to the fund from which appropriated and become available for reappropriation for the next fiscal year. The Council may transfer any unencumbered appropriation balance or portion thereof from one ~~division~~, office, department, or agency to another at any time. The City Manager shall have authority, without Council approval, to transfer appropriation balances from one expenditure account to another within a single ~~division~~, office, department, or agency of the City.

Sec. 6.04. - Budget amendments and emergency appropriations.

The Council may authorize a vote by a majority plus one ~~on an emergency expenditure as an amendment to the original budget in cases of emergency or for municipal purposes as allowable under State law only in a case of grave public necessity~~ to meet an unusual and ~~unforeseen~~ condition that could not have been included in the original budget through the use of reasonable diligent thought and attention. Such amendments shall be made by the Council after giving legal notice as specified in Texas State law. If the Council amends the original budget to meet an emergency, the Council shall file a copy of its order or resolution amending the budget ~~with the City Secretary and the Secretary shall attach the copy to the original budget. After the adoption of the budget or a budget amendment, the budget officer shall provide for the filing of a true copy of the approved budget or amendment in the office of the County Clerk of Williamson County as required by State law.~~

Should the unappropriated and unencumbered revenues, income and available funds of the City for such fiscal year not be sufficient to meet the expenditures under the appropriations authorized by this section, thereby creating a deficit, it shall be the duty of the Council to include the amount of such deficit in its budget for the following fiscal year, and said deficit shall be paid off and discharged during the said following fiscal year.

PROPOSED AMENDMENT NO. 9 (Franchise)

Article VIII (Franchise and Public Utility) of the City Charter is amended by revising Section 8.03 (Franchise; power of the City Council) to read as follows:

Sec. 8.03. - Franchise; power of the City Council.

The City Council shall have the power by ordinance to grant, amend, renew and extend, all franchises of all public utilities of every character operating within the City of Georgetown. All ordinances granting, amending, renewing, or extending franchises for public utilities shall be read at two (2) separate regular meetings of the City Council, and shall not be finally passed until thirty (30) days after the first reading; and no such ordinance shall take effect until thirty (30) days after its final passage; and pending such time, the full text of such ordinances shall be ~~posted on the City of Georgetown's primary Internet webpage or the City of Georgetown's primary contemporary means of information sharing systems that is maintained as part of the City of Georgetown's official records published once each week for four (4) consecutive weeks in a newspaper of general circulation published in the City of Georgetown, and the expense of such publication shall be borne by the proponent of the franchise.~~ No public utility franchise shall be granted for a term of more than twenty (20) years; no public utility franchise shall be transferable except with the approval of the City Council expressed by ordinance.

SECTION 4. CHARTER ELECTION BALLOT

The ballot for the election on the proposed Charter amendments shall conform to the requirements of Chapter 52 of the Texas Election Code, as amended. The propositions on the ballot corresponding to each of the proposed Charter amendments set forth in Section 2 above, shall be printed on the ballot after the listing of officers to be elected permitting

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voters to vote “Yes” or “No” on each proposition, as follows:

CITY OF GEORGETOWN PROPOSITION A

Shall Section 2.01 of the City Charter be amended to add term limits of no more than three consecutive terms for City Council members and the Mayor until at least two years has elapsed since their last term of office with an exception allowing for a councilmember to serve as mayor without waiting for two years to elapse?

CITY OF GEORGETOWN PROPOSITION B

Shall Section 2.02 of the City Charter be amended to provide that a Councilmember and Mayor must be at least twenty-one (21) years of age on the first day of the term to be filled; to provide that a Councilmember must reside in the council district the member would be representing for at least twelve (12) months preceding the election date; to provide that the Mayor must reside in the city limits for at least twelve (12) months preceding election day; and to reduce the time that a former councilmember or mayor may not be employed by the City from two years to one year after leaving office ?

CITY OF GEORGETOWN PROPOSITION C

Shall Section 2.03 of the City Charter be amended to provide that the City Council shall fill a councilmember vacancy with less than twelve months left of a term by appointment within thirty (30) days of the vacancy?

CITY OF GEORGETOWN PROPOSITION D

Shall Section 2.09 of the City Charter be amended to clarify that City Council actions require an affirmative vote of a majority of council members present and voting?

CITY OF GEORGETOWN PROPOSITION E

Shall Section 2.10 of the City Charter be amended to remove the ordinance caption publication requirement; to remove the requirement to file an ordinance with the City Secretary seven days prior to its consideration; to provide that an ordinance must be approved at two separate meetings; and to provide that an ordinance caption must be read at one of the two meetings?

CITY OF GEORGETOWN PROPOSITION F

Shall Sections 4.01,4.02 and 4.07 of the City Charter be amended to provide that a

petition for an initiative, referendum or recall of city officials must be signed by fifteen (15) percent of the registered voters of the City on the date of the last municipal election?

CITY OF GEORGETOWN PROPOSITION G

Shall Sections 5.03, 5.04, and 5.05 of the City Charter be amended to remove all references to divisions with the City's administrative organization?

CITY OF GEORGETOWN PROPOSITION H

Shall Sections 6.03 and 6.04 of the City Charter be amended to remove references to divisions with the City's administrative organization and to provide for budget amendments in cases of emergency and for municipal purposes as allowed under State law?

CITY OF GEORGETOWN PROPOSITION I

Shall Section 8.03 of the City Charter be amended to remove the requirement to publish a proposed ordinance granting a franchise and to provide that a proposed ordinance granting a franchise shall be posted on the City's webpage for thirty (30) days prior to final passage?

SECTION 5. OPTICAL SCAN BALLOTS

Voting shall be conducted with optical scan ballots prepared in conformity with the Texas Election Code, and there shall be at least one disabled-access voting device, such as a Direct Recording Electronic (DRE) machine at each polling place.

SECTION 6. CONDUCT OF ELECTION

Pursuant to Subchapter D of Chapter 31 of the Texas Election Code, the City Council is further ordering that this Charter Amendment Election be conducted under the terms and conditions of a Joint Election Agreement and Contract for Election Services ("Joint Election Agreement") between the City of Georgetown and Williamson County. Chapter 31, Subchapter D of the Texas Election Code provides that a city may contract with the County Elections Officer for election services if the city is located in whole or in part in the county. In addition, this will be a joint election conducted with other entities that will also hold an election on November 2, 2021 pursuant to the Joint Election Agreement.

As authorized by Chapter 31, Subchapter D of the Texas Election Code, the Georgetown City Council hereby appoints the Williamson County Elections Administrator, Christopher J. Davis, 301 Inner Loop, Suite 104, Georgetown, Texas 78626, as the election officer for the purpose of conducting the November 2, 2021 Charter Amendment Election. This appointment includes

services as Early Voting Clerk for the Election, Counting Station Manager, Presiding Judge of the Central Counting Station, Alternate Judge and Tabulation Supervisor.

In addition and in accordance with Chapter 66 and Chapter 31 of the Texas Election Code, the City Council hereby appoints Williamson County Elections Administrator, Christopher J. Davis, as agent for the Custodian of Records (“Agent”) for the November 2, 2021 General Election for the purpose of preserving voted ballots and other election records as required by the Texas Election Code.

SECTION 7. EARLY VOTING

Early Voting by Personal Appearance shall take place at the locations and times delineated by the Williamson County Election Administrator per the Joint Election Agreement beginning on the 12th day preceding the date of the election, which is Monday, October 18, 2021, and ending on the fourth day before Election Day, which is Friday, October 29, 2021.

If the Elections Administrator plans to change any of the polling locations or the dates and times, he shall timely notify the City of Georgetown so that the City Council can be made aware thereof and be given the opportunity to comment thereon.

SECTION 8. ELECTION DAY VOTING

Election Day Voting shall take place from 7:00 a.m. to 7:00 p.m. at the locations delineated by the Williamson County Election Administrator per the Joint Election Agreement. If the Elections Administrator plans to change any of the polling locations or the times, he/she shall timely notify the City of Georgetown so that the appropriate Justice Department Submission can be made by the City Attorney and the City Council can be made aware thereof and be given the opportunity to comment thereon.

In the event of a Runoff Election, the Georgetown Election Day voting locations will be as delineated by the Williamson County Elections Administrator per the Joint Election Agreement. If the Elections Administrator plans to change any of the polling locations or times, he/she shall timely notify the City of Georgetown so that the appropriate Justice Department Submission can be made by the City Attorney and the City Council can be made aware thereof and be given the opportunity to comment thereon.

SECTION 9. ELECTION INFORMATION TO BE PROVIDED IN SPANISH

The Mayor and all other election officers appointed by the City Council as being responsible for the preparation of notices, instructions, orders, ballots, and other written material pertaining to the Charter Amendment Election and shall cause each such document to be translated into and furnished to voters in both the English language and the Spanish language in order to aid and assist voters speaking Spanish as a primary or an alternative language to properly participate in the election process. In addition, the Mayor and other responsible election officers are hereby

authorized and directed to make available to the voters having the need of an individual capable of acting as a translator and speaking both English and Spanish languages who will assist Spanish speaking voters in understanding and participating in the election process.

SECTION 10. CANVASSING OF RETURNS; DECLARING RESULTS

The Williamson County Elections Administrator, as Georgetown's designated election officer, shall provide the written return of the Election results to the City of Georgetown in accordance with the Texas Election Code. The City Council shall canvass the returns on a date and time set by the Mayor between the dates of November 5, 2021 and November 13, 2021 and declare the results of the Charter Amendment Election in accordance with the Texas Election Code Section 67.003(b), which provides that for elections held on the uniform election date in November, the following provisions apply:

For an election held on the uniform election date in November, the local canvass must occur not later than the 11th day after Election Day and not earlier than:

- (1) the third day after election day;
- (2) the date on which the early voting ballot board has verified and counted all provisional ballots, if a provisional ballot has been cast in the election; or
- (3) the date on which all timely received ballots cast from addresses outside of the United States are counted, if a ballot to be voted by mail in the election was provided to a person outside of the United States.

SECTION 11. NOTICE OF ELECTION

Notice of the Charter Amendment Election shall be published at least one time in the English and Spanish languages, in a newspaper published within Georgetown's territory at least 10 days and no more than 30 days before the Charter Amendment Election and as otherwise may be required by the Texas Election Code. Notice of the Charter Amendment Election shall also be posted on the bulletin board used by the City Council to post notices of its City Council meetings no later than the 21st day before the Charter Amendment Election.

SECTION 12. AUTHORIZATION TO EXECUTE

The Mayor of the City of Georgetown is authorized to execute and the City Secretary is authorized to attest to the Order on behalf of the City Council; and the Mayor is further authorized to do all other things legal and necessary in connection with the holding and consummation of the General Election which includes the giving of and the publication of the Notice of Election to be in a form as to be approved by the City Attorney.

SECTION 13. PREAMBLE TRUE AND CORRECT

The facts and recitations contained in the preamble of this resolution are hereby found to be true


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and correct, and are incorporated by reference herein and made a part hereof, as if copied verbatim.

PASSED AND APPROVED ON FIRST READING on the 27th day of July, 2021.

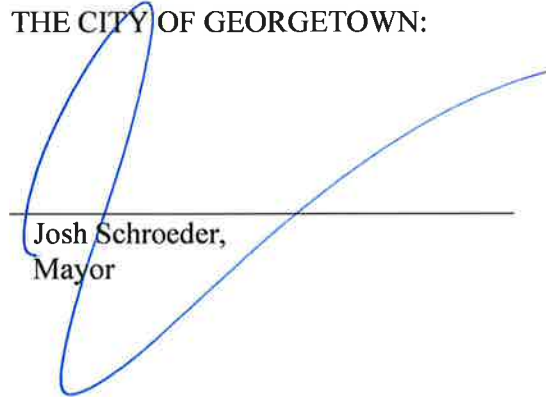
PASSED AND APPROVED ON SECOND READING on the 10th day of August, 2021.

ATTEST:



Robyn Densmore,
City Secretary

THE CITY OF GEORGETOWN:



Josh Schroeder,
Mayor

APPROVED AS TO FORM:



Skye Masson, City Attorney