

RESOLUTION NO. _____

**RESOLUTION OF THE CITY OF PFLUGERVILLE, TEXAS
ORDERING A SPECIAL ELECTION ON PROPOSED
AMENDMENTS TO THE HOME CHARTER**

WHEREAS, the Home Rule Charter for the City of Pflugerville, Texas, requires that the City Council appoint a Charter Review Commission every five years composed of not fewer than 13 nor more than 20 members to inquire into the operations of city government, review the charter, propose recommendations for compliance with charter provisions, propose charter amendments and make a written report of its findings; and

WHEREAS, on November 10, 2020, the City Council of the City of Pflugerville created a Charter Review Commission for the purpose of reviewing the City of Pflugerville Charter and appointed 15 members and a member was replaced and five additional members were appointed on November 24, 2020. Pursuant to Section 11.11 of the City home rule charter the Commission was charged with (1) inquiring into the operations of city government and reviewing the city charter to determine whether it required revision; (2) proposing any recommendations it deems desirable to ensure compliance with charter provisions by city departments; (3) proposing any charter amendments it deems desirable to improve the effective application of the charter to current conditions; and (4) making a written report of its findings and recommendations to the city council; and

WHEREAS, the Charter Review Commission presented a report, together with proposed changes to the City's Charter to the City Council on May 25, 2021; and

WHEREAS, in accordance with Section 9.004 of the Texas Local Government Code and Section 11.11 of the Home Rule Charter for the City of Pflugerville, the City Council is required to order an election regarding the proposed amendments to the Charter; and

WHEREAS, in accordance with Texas Local Government Code, Chapter 9, the City Council finds it appropriate to submit additional proposed charter amendments on its own motion to the qualified voters of the City of Pflugerville for their consideration.

NOW THEREFORE,

BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, THAT:

1. The matters and facts set out in the preamble of this order are hereby found and declared to be true and complete.

2. A special election shall be held for the City of Pflugerville, Texas (the "City") on the 2nd day of November 2021, between the hours of 7:00 a.m. and 7:00 p.m. to consider amendments to the City of Pflugerville's Home Rule Charter.
3. Notice of the election shall be given and the election shall be held in compliance with the provisions of the Texas Election Code in all respects. The ballots for the election shall comply with the Texas Election Code and be in the form provided by the City to the Travis County and Williamson County Election Officers for use on the voting devices and ballots used by the Travis County and the Williamson County Election Officers.
4. The Travis County Election Officer and their employees and appointees, the Williamson County Election Officer and their employees and appointees, and the election judges, alternate judges and clerks properly appointed for the election shall hold and conduct the election in the manner provided by agreement with the City and the law governing the holding of said elections by home rule cities of the State of Texas; and the official ballots, together with such other election materials as are required by the Texas Election Code, shall be prepared in both the English and Spanish languages and shall contain such provisions, markings and language as is required by law.
5. The election precincts for the election shall be the election precincts established by Travis County and Williamson County respectively, provided that each shall contain and include geographic area that is within the City. Polling places for the election shall be at the locations established by the City in consultation with Travis County and Williamson County. The polls shall remain open on the day of the election from 7:00 a.m. to 7:00 p.m. The returns for precincts in Travis County will be provided by precinct and the Travis County Election Officer shall tabulate and provide the election returns for the election. The returns for precincts in Williamson County will be provided by precinct and the Williamson County Election Officer shall tabulate and provide the election returns for the election.
6. The presiding judges, alternate presiding judges and clerks for the election shall be selected and appointed by Travis County and Williamson County and their appointees in compliance with the requirements of state law, and such judges and clerks so selected by Travis County and Williamson County and their appointees are hereby designated and appointed by the City Council as the election officers, judges and clerks, respectively, for the holding of said general election. The presiding judges, alternate presiding judges and clerks shall perform the functions and duties of their respective positions that are provided by state law.
7. Early voting, both by personal appearance and by mail, will be conducted by the Travis County Election Officer, and the Williamson County Election Officer who are designated and appointed as Early Voting Clerk for voters in their respective counties, in accordance with the Texas Election Code. Early voting by personal appearance shall be conducted at places and locations authorized by state law, the City, and the Travis and Williamson County Election Officers. Early voting shall commence on October 18, 2021 and continue through October 29, 2021.

8. A list of Election Day and early voting locations are attached as Exhibits A and B and are subject to change.
9. Applications for voting by mail for all residents of the City shall be submitted by personal delivery not later than October 15, 2021, or shall be mailed to the address below and received (not postmarked) by October 22, 2021.
 - a. Applications for voting by mail for all Travis County residents of the City shall be sent as follows:

Postal Mail:	Travis County Early Voting Clerk P.O. Box 149325 Austin, TX 78714-9325
Commercial Carrier or Personal Delivery:	5501 Airport Boulevard Austin TX 78751-1410
Fax:	512-854-3969
Email:	ebbm@traviscountytexas.org
 - b. Applications for voting by mail for all Williamson County residents of the City shall be sent as follows:

Postal Mail:	Williamson County Elections P.O. Box 209 Georgetown, TX 78627
Commercial Carrier or Personal Delivery:	301 SE Inner Loop, Suite 104 Georgetown, TX 78626
Fax:	512-943-1634
Email:	BBM@wilco.org
10. All qualified resident electors of the City shall be entitled to vote in the election.
11. At the election, the Measures listed on Exhibit “C” shall be submitted to the voters in in the form of the Propositions listed on Exhibit “D”.
12. The City Secretary is authorized to give or cause to be given notices required for the election, and to take such other and further action as is required to conduct the election in compliance with the Texas Local Government Code, Texas Election Code and City Charter; provided that, pursuant to the Election Agreements between Travis County and the City, and Williamson County and the City; the County Election Officers shall have the duty and be responsible for organizing and conducting the election in compliance with the Texas Election Code; and for providing all services specified to be provided in the Election Agreements. The County Election Officers shall give the notices required by the *Tex. Elec. Code* to be given for the election not required to be given by the City under the Election Agreement.

APPROVED this 10th day of August 2021.

CITY OF PFLUGERVILLE, TEXAS

ATTEST:

By: _____
Victor Gonzales, Mayor

Trista Evans, City Secretary