

ORDINANCE NO. 2019-

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS, ORDERING A GENERAL ELECTION TO BE HELD ON NOVEMBER 5, 2019 FOR THE PURPOSE OF ELECTING A CITY COUNCIL MEMBER, PLACE ONE AND CITY COUNCIL MEMBER, PLACE TWO; MAKING PROVISIONS FOR CONDUCTING THE ELECTION; DECLARING AN EMERGENCY CREATING THE NEED TO ADOPT THIS ORDINANCE WITH ONLY ONE READING; AND PROVIDING AN EFFECTIVE DATE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS:

SECTION 1. A general election is ordered to be held by the City of San Marcos (the "City") at the various polling places and election precincts within the corporate limits of the City, yet to be designated, on November 5, 2019 from the hours of 7:00 a.m. to 7:00 p.m. At the general election the qualified voters of the City will elect a City Council Member for Place 1 and a City Council Member for Place 2 with each Council Member position having a term of three years. The official canvass of the election shall be held November 18, 2019, following Election Day. In the event it becomes necessary to conduct a runoff election it will be necessary to call the runoff election on the same day the final canvass of the main election is completed, November 18, 2019. The runoff election shall be held not earlier than the 20th nor later than the 45th day after the date the final canvass of the regular election is completed. Canvass of the returns of the runoff election, if necessary, shall be held no earlier than the 8th day not later than the 11th day following the date of the Runoff Election.

SECTION 2. The election will be held in accordance with the provisions of the Charter and Ordinances of the City of San Marcos and the laws of the State of Texas. The deadline for filing by candidates for the position of Council Member, Place 1 and Council Member, Place 2 is 5:00 p.m. on August 19, 2019.

SECTION 3. An executed copy of this Ordinance will serve as proper notice of the election.

SECTION 4. Notice of the election, including a Spanish translation thereof, will be published at least once in a newspaper published in San Marcos on or after October 6, 2019 and on or before October 28, 2019, and will be posted on the bulletin board at City Hall on or before October 15, 2019.

SECTION 5. A writ of election as required by the Texas Election Code will be delivered on or before October 21, 2019 by the Hays County Election Administrator to the presiding and alternate judges of each election precinct in which the election is ordered to be held.

SECTION 6. If any portion of this Ordinance is held invalid by a court of competent jurisdiction, the remaining provisions of this Ordinance shall remain in full force and effect.

SECTION 7. The importance of this Ordinance creates an emergency and an imperative public necessity, and the provisions of the Charter requiring that ordinances be presented at two separate meetings be waived and, this Ordinance will take effect immediately upon adoption.

CONSIDERED, APPROVED, AND ADOPTED on August 6, 2019

Jane Hughson
Mayor

Attest:

Jamie Lee Case
City Clerk

Approved:

Michael J. Cosentino
City Attorney