

ORDINANCE NO. 2023-53

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS ORDERING A GENERAL ELECTION TO BE HELD ON NOVEMBER 7, 2023, FOR THE PURPOSE OF ELECTING A CITY COUNCIL MEMBER FOR PLACE 3, AND A CITY COUNCIL MEMBER FOR PLACE 4; MAKING PROVISIONS FOR CONDUCTING THE ELECTION; PROVIDING FOR THE APPROVAL OF THIS ORDINANCE AS AN EMERGENCY MEASURE ON 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 and special 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 7, 2023, from the hours of 7:00 a.m. to 7:00 p.m. This General City Election will be conducted jointly with Hays County and will be administered for the City by the Hays County Elections Administrator. At the General Election the qualified voters of the City will elect a City Council Member for Place 3, and a City Council Member for Place 4 with each Council Member position having a term of three years. The official canvass of the election shall be held November 16, 2023, following Election Day. In the event it becomes necessary to conduct a Runoff Election, it shall be held on December 9, 2023. Canvass of the returns of the runoff election, if necessary, shall be held on December 14, 2023.

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 3 and Council Member, Place 4 is 5:00 p.m. on August 21, 2023.

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 8, 2023, and on or before October 21, 2023, and will be posted on the bulletin board at City Hall on or before October 24, 2023.

SECTION 5. A writ of election as required by the Texas Election Code will be delivered on or before September 8, 2023, 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 on one reading.

CONSIDERED, APPROVED, AND ADOPTED on August 1, 2023.

Jane Hughson
Mayor

Attest:

Approved:

Elizabeth Trevino
City Clerk

Samuel J. Aguirre
City Attorney