

ORDINANCE NO. 4185

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, ORDERING AN ELECTION TO BE HELD IN SAID CITY ON THE NEXT UNIFORM ELECTION DATE, THE SAME BEING MAY 4, 2024, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF CARROLLTON, 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 of Carrollton, Texas ("City") has, on its own motion, determined to submit to the qualified 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 CARROLLTON, TEXAS, THAT:

SECTION 1.

The above and foregoing premises are found to be true and correct and are incorporated herein and made a part hereof for all purposes.

SECTION 2.

An election is hereby ordered to be held on the next uniform election date, to be participated in by the qualified voters of the City of Carrollton, Texas, to be held on the 4th day of May, 2024, which is not less than seventy-eight days from the date of this ordinance, between the hours of 7:00 a.m. and 7:00 p.m., at the voting places hereafter named, for the purpose of submitting to the qualified voters of City of Carrollton, Texas, certain proposed amendments to the existing City Charter.

SECTION 3.

The City election precincts for this election shall consist of the territory located within the corporate limits of the City bearing the following county precinct numbers, and the polling places at said election shall be as follows, to wit:

POLLING PLACES

Polling Places will be determined as indicated in the respective Joint Elections Contract with Collin, Dallas, and Denton Counties' Elections Administrations.

SECTION 4.

Early Voting in the City of Carrollton will be conducted at locations as to be determined by the county Elections Administrations. The early voting period of said election is established by law, and the Clerk shall keep the office open for early voting from April 22, 2024 through April 30, 2024, in accordance with the provisions of the Texas Election Code Sections 85.001 and 85.005.

Bruce Sherbet, Collin County Elections Administrator, is hereby appointed as Early Voting Clerk for Carrollton residents within Collin County. Early voting shall be conducted by Collin County Elections Administration. Contact information for the Collin County Elections Administrator is as follows:

Bruce Sherbet, Elections Administrator
2010 Redbud Blvd., Suite 102, McKinney, TX 75069
Phone: 972-547-1990
Email: election@collincountytx.gov
Website: collincountytx.gov/elections

Heider Garcia, Dallas County Elections Administrator, is hereby appointed as Early Voting Clerk for Carrollton residents within Dallas County. Early voting shall be conducted by Dallas County Elections Administration. Contact information for the Dallas County Elections Administrator is as follows:

Heider Garcia, Elections Administrator
1520 Round Table Drive, Dallas, TX 75247
Phone: 469-627-8683
Email: dallascountyvotes@dallascountyvotes.org
Website: dallascountyvotes.org

Frank Phillips, Denton County Elections Administrator, is hereby appointed as Early Voting Clerk for Carrollton residents within Denton County. Early voting shall be conducted by Denton County Elections Administration. Contact information for the Denton County Elections Administrator is as follows:

Frank Phillips, Elections Administrator
701 Kimberly Drive, Suite A101, Denton, TX 76208
Phone: 940-349-3200
Email: elections@dentoncounty.gov
Website: votedenton.gov

SECTION 5.

At the election, the following amendments to the City Charter shall be submitted to the resident, qualified voters of the City of Carrollton, Texas:

Proposition A

Shall Sections 2.02 and 7.03 of the Charter be amended, in part, relative to residency requirements, to read as follows:

“Sec. 2.02. Qualifications.

The members of the council shall be qualified voters of the City of Carrollton who have been residents of the State of Texas for at least one (1) year and residents of said city or residents of an area now within the corporate limits of said city for at least twelve (12) months prior to the date of the election, shall hold no other public office except that of notary public or member of the National Guard or armed services, and not in arrears in the payment of any taxes or other liability due the city. If a member of the council shall cease to possess any of these qualifications or shall be convicted, including the entering of any plea and receiving deferred adjudication, of a felony or a crime involving moral turpitude, his or her office shall immediately become vacant.

* * *

“Sec. 7.03. Nominations.

* * *

“I hereby declare and accept the nomination for the position of _____, and agree to serve if elected. I am eighteen (18) years of age or older, a qualified voter of the City of Carrollton, a resident of the State of Texas for at least one (1) year and of the City of Carrollton or an area now within the corporate limits of the City of Carrollton for at least twelve (12) months prior to the date of the election. I am not in arrears in payment of any taxes or other liability due city. At the present time, I reside at _____ in the City of Carrollton.”

* * *

Proposition B

Shall Sections 2.02 of the Charter be amended, in part, relative to resignation of elected officials to run for office, to read as follows:

“Sec. 2.02. Qualifications.

* * *

If a member of the council shall announce his or her candidacy for any office of profit or trust under the laws of this state or the United States other than the office

then held, at any time when the unexpired term of the office then held shall exceed one (1) year, such announcement or such candidacy shall constitute an automatic resignation of the office then held. Such member shall remain in office until a successor is elected, in accordance with state law, and inducted or the election for which such candidacy is announced, whichever occurs first.

* * *

Proposition C

Shall Section 7.04 (5) of the Charter be amended, relative to redistricting, to read as follows:

“Sec. 7.04. Number, selection, and term of council.

The council shall be composed of a mayor and seven (7) council members who shall be elected and serve in the following manner:

* * *

- (5) The city is hereby divided into four places, known as Places 1, 3, 5, and 7. The four places shall be described with particularity by ordinance.

Any territory hereafter annexed to the city shall upon annexation become a part of that place situated adjacent and contiguous to it, as may be determined by the council.

The city council shall review such places not less than every ten (10) years and shall by ordinance set the boundaries of any or all to maintain a substantial equality of population between places 1, 3, 5, and 7.

- (a) Place No. 1 shall be generally described as the northeast quadrant of the city.
- (b) Place No. 3 shall be generally described as the southwest quadrant of the city.
- (c) Place No. 5 shall be generally described as the northwest quadrant of the city.
- (d) Place No. 7 shall be generally described as the southeast quadrant of the city.

* * *

SECTION 6.

Voting on the date of the Election and early voting therefore, shall be by the use of a lawfully approved voting system. The preparation of the voting equipment to be used in

connection with such voting system and the official ballots for the Election shall conform to the Texas Election Code, as amended, so as to permit the electors to vote "Yes" or "No" on each of the individual Propositions. Said ballots shall have such provisions, marking, and language as made be required by law, and a summary of the Propositions shall be set forth on said ballots in substantially the following form and language:

OFFICIAL BALLOT

Proposition A:

Shall Sections 2.02 and 7.03 of the City Charter be amended to provide that candidates for an election to the City Council be a qualified voter of the City not less than twelve (12) months prior to the date of election?

YES
NO

Proposition B:

Shall Section 2.02 of the City Charter be amended to provide that a member of council announcing candidacy for another office resigns the position in accordance with Article 11, Section 11 of the Texas Constitution?

YES
NO

Proposition C:

Shall Section 7.04(5) of the City Charter be amended to provide that Places 1, 3, 5, and 7 shall be reviewed not less than every ten (10) years?

YES
NO

SECTION 7.

All resident qualified electors of the City shall be permitted to vote in said election. In addition, the election material enumerated in the Texas Election Code shall be printed in both English, Spanish, and Vietnamese, as required, for use at the polling places and for early voting in said election.

SECTION 8.

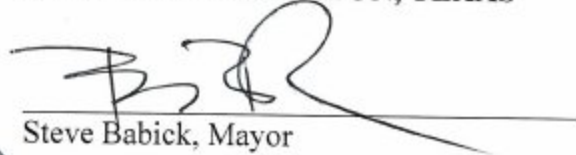
Notice of this election shall be given by publication, as required by law.

SECTION 9.

This Ordinance shall become effective from and after its passage.

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas, this 23rd day of January 2024.

CITY OF CARROLLTON, TEXAS

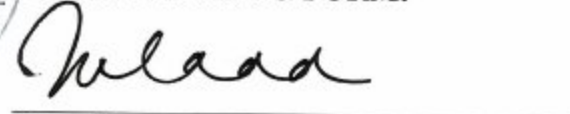

Steve Babick, Mayor



ATTEST:


Chloe Sawatzky, City Secretary

APPROVED AS TO FORM:


Meredith A. Ladd, City Attorney