

## Internet Posting Requirements for Political Subdivisions

<b>Mailing Address of Political Subdivision:</b>	<b>Telephone Number:</b>	<b>E-Mail Address:</b>

<b>Elected Officers of Political Subdivision</b>	<b>Year Elected Officer's Term Expires</b>

<b>Date of Next Officer Election</b>	<b>Location of Next Officer Election</b>

<b>Candidate Eligibility Requirements</b>	<b>Deadline to File Candidate Application</b>

<b>Notice and Record of Meeting of Political Subdivision's Governing Body (If Applicable to Political Subdivision):</b>

## Requisitos de Publicación en Internet Para Subdivisiones Políticas

<b>Dirección Postal de Subdivisión Política:</b>	<b>Número de Teléfono:</b>	<b>Dirección de Correo Electrónico:</b>

<b>Oficiales Electos de la Subdivisión Política</b>	<b>Año en que Expira el Mandato del Oficial Electo</b>

<b>Fecha de la Próxima Elección de Oficial</b>	<b>Ubicación de la Próxima Elección de Oficial</b>

<b>Requisitos de Elegibilidad del Candidato</b>	<b>Fecha Límite Para Presentar la Solicitud de Candidato</b>

<b>Aviso y Registro de Reunión del Órgano Rector de la Subdivisión Política (Si Corresponde a la Subdivisión Política):</b>

## ARTICLE III. - NOMINATIONS AND ELECTIONS

### Sec. 32. - Municipal elections; regular and special.

The regular elections to elect members of the city council shall be held on the first Saturday of May each year. At the regular election in each even-numbered year, the voters shall elect a mayor and three councilmen. At the regular election in each odd-numbered year, the voters shall elect three (3) councilmen. The mayor and councilmen shall serve for terms and numbered places as provided in Article II of this charter. The city council may, by ordinance or resolution, order special elections, fix the dates, give notice, and provide all means for holding such special elections.

(Election of 4-4-72, Prop. No. 1; Ord. No. 87-3, § 7, 2-9-87; Ord. No. 1991-06, § 3, 5-7-91)

**State Law reference**— Election dates, V.T.C.A., Election Code § 41.001 et seq.

### Sec. 33. - Regulation of elections.

The council shall make all regulations which it considers needful or desirable, not inconsistent with this charter or the laws of the State of Texas, for the conduct of municipal elections, for the prevention of fraud in such elections. Municipal elections shall be conducted by the appointed election officials, who shall also have power to make such regulations not inconsistent with this charter, with any regulations made by the council or the laws of the State of Texas.

### Sec. 34. - Voting precincts.

The city council shall, when the total number of qualified voters justify it, subdivide the city into two (2) or more convenient election or voting precincts. Such precincts shall be well defined, contain approximately the same number of qualified voters in each and be provided with voting place or polling place. The qualified voters actually residing in such a voting precinct shall vote in that precinct in all city elections. Until such voting precincts are established by ordinance as herein provided, city elections shall be held at the voting place designated in the ordinance or resolution calling an election.

**State Law reference**— Polling places, V.T.C.A., Election Code § 43.001 et seq.

### Sec. 35. - Reserved.

**Editor's note**— Section 8 of Ord. No. 87-3, adopted on February 9, 1987, amended the charter by repealing former § 35 in its entirety, which section pertained to status of officers and election of one councilman at the time of adoption of this charter, and derived from the original charter provisions adopted on January 20, 1970.

Sec. 36. - How to get name on ballot.

Any qualified voter of the city who is otherwise qualified to hold elective office under this charter may have his name printed upon the official ballot for the particular office at any election by filing his sworn application and loyalty affidavit as required by the election code of the State of Texas with the city secretary at least thirty (30) days prior to the election day.

**State Law reference**— Placing candidate's name on ballot, V.T.C.A., Election Code § 52.003; candidate for city office, V.T.C.A., Election Code § 143.001 et seq.

Sec. 37. - Mayor and councilmen ballots.

The names of all candidates for the office of mayor or councilman as hereinbefore provided, except such as may have withdrawn, died or become ineligible, shall be printed on the official ballots without party designations. If two (2) candidates with the same surnames, or with names so similar as to be likely to cause confusion have made application to have a place on the ballot, the addresses of their places of residence shall be placed with their names on the ballot. The order of the names of candidates for places on the ballot shall be determined by lot.

Sec. 38. - Election of mayor and councilmen by majority; runoff elections.

When, in any regular election to elect a mayor or councilmen or both to fill the mayor's place or numbered councilmen places or both, no candidate receives a majority of all of the votes cast for any one of such offices or places at such election, the city council shall, not later than the 5th day after the date the final canvass of the main election is completed, order a runoff election for every such officer's place to which no one was elected. Any such runoff election shall be held not earlier than the 20th day nor later than the 30th day after the date of completing the final canvass of the main election. In any runoff election, the candidates shall be the two (2) candidates who, in the preceding regular election, received the highest and second highest number of votes for each office or numbered councilman place to which no one was elected. The candidate who receives the majority of the votes cast for each such office or place in the runoff election shall be declared elected to such office or numbered councilman place. If the candidates in the runoff election tie, they shall draw lots to determine the winner. The city secretary shall supervise the drawing of lots.

(Election of 4-4-72, Prop. No. 2; Ord. No. 78-3, § 4, 2-13-78; Ord. No. 87-3, § 9, 2-9-87)

Sec. 39. - Vacancy in office of mayor or councilman.

A vacancy in the office of mayor or councilman shall be filled by a person qualified under this charter by a majority vote of the remaining members of the city council as set out in section 16 of this charter. In case of vacancies in all of the elective offices at the same time, such vacancies shall be filled by a special election

called by the county judge of Wharton County under the same procedure as provided herein for action by the city council or remaining members of the city council.

Sec. 40. - Laws governing city elections.

All city elections, including absentee voting, shall be governed, except as otherwise provided by the charter, by the laws of the State of Texas governing general and municipal elections, so far as same may be applicable thereto; and in the event there should be any failure of the general laws or this charter to provide for some feature of the city elections, then the city council shall have the power to provide for such deficiency, and no informalities in conducting a city election shall invalidate the same, if it be conducted fairly and in substantial compliance with the general laws, where applicable, and the charter and ordinances of the city.

Sec. 41. - Canvassing election returns.

All returns of city elections, general, runoff and special, shall be made by the election officers to the city council and delivered to the city secretary for safekeeping, and it shall be the duty of the council within one (1) week after each election to canvass the returns and declare results of the election. If the election is held for the purpose of electing a mayor or councilmen, the council shall cause to be issued proper certificates to the successful candidates.