



**City Council Agenda  
January 19, 2023**

**Ordinance**

**Action Item**

**Agenda Description:**

Discuss, consider, and possible action on an Ordinance Ordering a Special Election to be held on Saturday, May 6, 2023, for the Purpose of Voting “Yes” or “No” on Seven (7) Proposed City Charter Amendments.

**Background Information:**

Pursuant to provisions of the Texas Election Code and the Charter of the City of Joshua this Ordinance calls Charter Amendment Election for May 06, 2023. The proposed charter amendments and proposition language are outlined in the Ordinance.

The Ordinance establishes the City Secretary as the Election Administrator. Early voting for the May 6, 2023, Charter Amendment Election will be between April 24, 2023 and May 2, 2023.

Below are the recommended amendments by the Charter Review Commission:

**City Charter Amendment Propositions  
PROPOSITION A**

Shall Section 3.06 of the City Charter, entitled “Vacancies and Forfeiture of Office,” be amended to provide that a Councilmember may forfeit office if the Councilmember fails to attend three (3) consecutive regular City Council meetings without being excused by the City Council, and the City Council shall be the final judge in matters involving forfeiture of office by a Council member or the Mayor?

**PROPOSITION B**

Shall Section 4.01 of the City Charter, entitled “City Council Places and Terms,” be amended to define how terms of office are computed in determining term limits; defining the date on which a vacancy in office occurs, pursuant to the Texas Election Code; and defining the amount of time that a term-limited member of the City Council may not hold any position on the City Council?

**PROPOSITION C**

Shall Section 4.10 of the City Charter, entitled “Vacancies,” be amended to provide that if there is a vacancy on the City Council, when twelve (12) months or less remain in the unexpired term, the City Council may appoint an individual by majority vote to serve the remainder of said term?

#### **PROPOSITION D**

Shall Section 9.05 of the City Charter, entitled “Right of Regulation,” be amended to delete the provision that public franchisees must receive the City Manager’s approval to cut any asphalt or concrete street or thoroughfare?

#### **PROPOSITION E**

Shall Section 11.06 of the City Charter, entitled “Nepotism,” be replaced with a new nepotism provision in accordance with Texas state law?

#### **PROPOSITION F**

Shall Section 11.12 of the City Charter, entitled “Official Medium,” be amended to provide that City ordinances, notices and other matters shall be published once in the City’s official newspaper instead of twice?

#### **PROPOSITION G**

Shall the City Charter be amended throughout to correct non-substantive errors such as misspellings, punctuation, grammar and sentence structure, revise references to repealed or obsolete provisions of state law and conform notice and publication requirements to state law?

#### **Financial Information:**

Currently there is \$6000.00 budget for Elections.

#### **City Contact and Recommendations:**

Alice Holloway, City Secretary

#### **Attachments:**

1. Ordinance