

NOTICE OF CHARTER AMENDMENT ELECTION

TO ALL THE REGISTERED VOTERS OF THE CITY OF NEW BRAUNFELS, TEXAS:

Take notice that the City of New Braunfels, Texas, will hold a Charter Amendment Special Election to be held on Saturday, the 1st day of May 2021, in the City of New Braunfels, Comal County, Texas:

City Charter Amendment Special Election – Official Propositions. The City of New Braunfels will hold a Charter Amendment Election for the further purpose of having registered voters consider the following propositions to amend the City Charter.

Form of Ballot. The official ballots for the election shall be prepared in accordance with the Texas Election Code to permit the electors to vote “FOR” or “AGAINST” the PROPOSITION, with the ballots to contain such provisions, markings and language as required by law.

CITY OF NEW BRAUNFELS PROPOSITION A

SHALL SECTION 3.01 OF THE CITY CHARTER BE AMENDED TO CHANGE TERM LIMITS FOR ALL CITY COUNCIL MEMBERS SO A THIRD TERM MAY RUN CONSECUTIVELY VERSUS THE CURRENT TWO (2) CONSECUTIVE TERM LIMIT BUT KEEPING THE LIFETIME LIMIT OF THREE (3) TERMS OR NINE (9) YEARS, AS CURRENTLY ALLOWED?

CITY OF NEW BRAUNFELS PROPOSITION B

SHALL SECTION 3.06 OF THE CITY CHARTER BE AMENDED TO CHANGE THE QUALIFICATIONS AND CONDITIONS FOR FILLING VACANCIES ON THE CITY COUNCIL SO THAT VACANCIES OF TWELVE (12) MONTHS OR LESS CAN BE FILLED, AT THE DISCRETION OF CITY COUNCIL, BY APPOINTMENT OF COUNCIL, LEFT VACANT FOR THE BALANCE OF THE TERM, OR HAVE A SPECIAL ELECTION CALLED TO FILL THE VACANCY WHILE VACANCIES OVER TWELVE (12) MONTHS DURATION WILL CONTINUE TO REQUIRE A SPECIAL ELECTION ?

CITY OF NEW BRAUNFELS PROPOSITION C

SHALL SECTION 12.03(a)(6) OF THE CITY CHARTER BE ADOPTED AND SECTION 12.03(b) BE AMENDED TO PROHIBIT AND PENALIZE COUNCIL MEMBERS FROM INTENTIONALLY RESIGNING FROM HIS/HER POSITION AND RUNNING IN A SUBSEQUENT ELECTION TO CIRCUMVENT TERM LIMITS?

CITY OF NEW BRAUNFELS PROPOSITION D

SHALL SECTION 3.05(c) OF THE CITY CHARTER BE AMENDED TO CLARIFY THE POWER OF THE MAYOR DURING A TIME OF EMERGENCY TO APPOINT ADDITIONAL HELP, PROVIDE AUTHORIZATION FOR SUCH HELP AND UTILIZE ALL ABILITIES AUTHORIZED BY STATE LAW?

CITY OF NEW BRAUNFELS PROPOSITION E

SHALL SECTION 3.05(b) OF THE CITY CHARTER BE AMENDED TO PLACE ADDITIONAL DUTIES ON THE MAYOR PRO TEM TO BE PRIMARILY RESPONSIBLE FOR THE ANNUAL EVALUATIONS OF THE CITY MANAGER, CITY ATTORNEY AND MUNICIPAL COURT JUDGE, WHO REPORT TO CITY COUNCIL, AS IS CURRENT PRACTICE?

CITY OF NEW BRAUNFELS PROPOSITION F

SHALL SECTIONS 7.01(a) AND 8.04 OF THE CITY CHARTER BE AMENDED TO CLARIFY RESIDENCY REQUIREMENTS FOR THE CITY MANAGER AND CITY ATTORNEY TO ALLOW UP TO ONE HUNDRED TWENTY (120) DAYS AFTER APPOINTMENT TO ESTABLISH RESIDENCY IN THE CITY?

CITY OF NEW BRAUNFELS PROPOSITION G

SHALL SECTION 7.01(d) OF THE CITY CHARTER BE ADDED TO IMPOSE AN OBLIGATION UPON THE CITY MANAGER TO SUBMIT ANNUALLY TO CITY COUNCIL A FIVE (5) YEAR FINANCIAL FORECAST AND A FIVE (5) YEAR CAPITAL IMPROVEMENT PLAN, AS IS CURRENT PRACTICE?

CITY OF NEW BRAUNFELS PROPOSITION H

SHALL SECTION 9.17 OF THE CITY CHARTER BE AMENDED TO ADJUST CITY MANAGER AUTHORITY FOR COMPETITIVE BIDDING AND PURCHASING FOR BUDGETED ITEMS CURRENTLY SET AT \$25,000.00 TO ALIGN WITH STATE LAW LIMITS, WHICH ARE CURRENTLY SET AT \$50,000.00 AND TO ADJUST AUTOMATICALLY UPON A CHANGE IN STATE LAW?

CITY OF NEW BRAUNFELS PROPOSITION I

SHALL SECTION 3.08(c) OF THE CITY CHARTER BE AMENDED TO AUTHORIZE THE CITY MANAGER, IN HIS/HER DISCRETION, TO ALLOW COUNCIL MEMBERS TO INTERACT WITH INDIVIDUAL DEPARTMENT HEADS, WITHOUT VIOLATING THE CITY CHARTER?

CITY OF NEW BRAUNFELS PROPOSITION J

SHALL SECTIONS 8.02 AND 8.03 OF THE CITY CHARTER BE AMENDED FOR THE APPOINTMENT OF MUNICIPAL COURT JUDGES, PROVIDE FOR REMOVAL OF ANY MUNICIPAL COURT JUDGE AND PROVIDE FOR APPOINTMENT OF THE MUNICIPAL COURT CLERK TO COMPLY WITH STATE LAW AND CURRENT PRACTICE?

CITY OF NEW BRAUNFELS PROPOSITION K

SHALL SECTION 5.05 OF THE CITY CHARTER BE AMENDED TO CHANGE THE NUMBER OF DAYS AFTER SUBMISSION OF A RECALL PETITION THE CITY SECRETARY MUST PRESENT TO THE CITY COUNCIL FROM FIVE (5) DAYS TO TWENTY (20) DAYS TO ALLOW SUFFICIENT TIME TO PROVIDE ALL REQUIRED DOCUMENTS FOR THE RECALL?

CITY OF NEW BRAUNFELS PROPOSITION L

SHALL SECTION 9.18 OF THE CITY CHARTER BE REPEALED AND REMOVE THE DEPARTMENT OF TAXATION, WHICH NO LONGER EXISTS DUE TO STATE REGULATIONS?

CITY OF NEW BRAUNFELS PROPOSITION M

SHALL SECTIONS 1.01, 3.02, 3.05(b)-(c), 3.08(a)-(b), 3.10, 4.05, 5.03, 7.01(a), 7.01(c)(4), 7.03(a), 8.04 AND 12.13 OF THE CITY CHARTER BE AMENDED TO MAKE CORRECTIONS TO TYPOGRAPHICAL ERRORS, SYNTAX, GRAMMAR AND GENDER REFERENCES, AND ALLOW FOR FUTURE CORRECTIONS AND RENUMBERING OF CHARTER WITHOUT A CHARTER ELECTION?

CITY OF NEW BRAUNFELS PROPOSITION N

SHALL SECTIONS 4.01, 9.06 AND 9.11 OF THE CITY CHARTER BE AMENDED TO REQUIRE PUBLICATION OF CERTAIN CITY RECORDS ON THE CITY WEBSITE IN ADDITION TO ANY OTHER NOTIFICATION REQUIRED BY LAW?

CITY OF NEW BRAUNFELS PROPOSITION O

SHALL SECTION 3.10 OF THE CITY CHARTER BE AMENDED TO ADJUST THE NUMBER OF ORDINANCE READING REQUIREMENTS FOR ONLY CERTAIN ORDINANCES, CLARIFY EFFECTIVE DATES FOR ALL

ORDINANCES AND ADDRESS PUBLICATION REQUIREMENTS FOR ALL ORDINANCES TO BETTER ALLOW COMPLIANCE WITH STATE LAW DEADLINES?

CITY OF NEW BRAUNFELS PROPOSITION P

SHALL SECTION 12.03(a)(1) OF THE CITY CHARTER BE AMENDED TO UPDATE PROHIBITIONS ON DISCRIMINATION TO INCLUDE CATEGORIES ENCOMPASSED BY FEDERAL AND STATE LAW BUT NOT CURRENTLY LISTED IN THE CITY CHARTER?

CITY OF NEW BRAUNFELS PROPOSITION Q

SHALL SECTION 3.09(d) OF THE CITY CHARTER BE ADOPTED TO ALLOW FOR A SUCCESSION PLAN IN CASE OF EMERGENCIES OR DISASTERS TO PROVIDE A MECHANISM TO ESTABLISH AN INTERIM QUORUM OF CITY COUNCIL WHEN A QUORUM CANNOT BE CONVENED DUE TO THE INJURY OR DEATH OF A QUORUM OF ITS MEMBERS?

CITY OF NEW BRAUNFELS PROPOSITION R

SHALL SECTION 12.03(a)(4) OF THE CITY CHARTER BE AMENDED TO CHANGE AND CLARIFY THE RESTRICTIONS AND REGULATIONS ON CAMPAIGN ACTIVITIES BY CITY EMPLOYEES AND OFFICIALS WHEN ON DUTY OR OTHERWISE REPRESENTING THE CITY AND REGULATE OFF DUTY POLITICAL PARTICIPATION WHEN SUCH PARTICIPATION CAUSES UNREASONABLE DISRUPTION TO CITY OPERATIONS?

IMPACT TO THE CITY: The proposed Charter Amendments will not have a fiscal impact on local revenues, costs, expenditures or indebtedness.

The main polling places for early voting by personal appearance for the election is the Comal County Elections Office, 396 North Seguin Avenue, New Braunfels, Texas 78130, Comal County Offices- Goodwin Annex, Training Room, 1297 Church Hill, New Braunfels, Texas 78130, Grace Church, 3240 FM 725, New Braunfels, Texas 78130, Tye Preston Memorial Library, 16311 South Access Rd, Canyon Lake, Texas 78133, Bulverde City Hall, Courtroom, 30360 Cougar Bend, Bulverde, Texas 78163, and Garden Ridge Community and Event Center, Wildflower Room, 9500 Municipal Pkwy, Garden Ridge, Texas 78266. Early voting by personal appearance shall be conducted between the hours and dates as follows: April 19, 20 and 21, 2021 from 8:00 a.m. to 5:00 p.m., April 22, 2021 from 7:00 a.m. to 7:00 p.m., April 23, 2021 from 8:00 a.m. to 5:00 p.m., April 24, 2021 from 9:00 a.m. to 4:00 p.m., April 26, 2021 from 7:00 a.m. to 7:00 p.m., and April 27, 2021 from 8:00 a.m. to 5:00 p.m.

Early voting by mail ballot shall be conducted in accordance with applicable provisions of the Texas Election Code. The Early Voting Clerk is Bobbie Koepp, 396 N. Seguin Ave., New Braunfels, Texas 78130, this shall be the early voting clerk's mailing address to which ballot applications and ballots voted by mail may be sent for the City. Applications for ballots by mail must be received no later than the close of business on: April 20, 2021.

The polling places listed below shall be open on Election Day from 7:00 a.m. to 7:00 p.m. on Saturday, May 1, 2021:

LOCATION OF POLLING PLACES

District 1 – Westside Community Center, Gym, 2932 S IH 35 Frontage Road, New Braunfels, Texas 78130

District 2 – Grace Church, 3240 FM 725, New Braunfels, Texas 78130

District 3 – Comal County Senior Citizens Center, 655 Landa Street, New Braunfels, Texas 78130

District 4 – Christ Presbyterian Church, Auditorium, 1620 Common Street, New Braunfels, Texas 78130

District 5 – Comal County Goodwin Annex, Training Room, 1297 Church Hill Drive, New Braunfels, Texas 78130

District 6 – New Braunfels Municipal Building, Forar, 424 Castell, New Braunfels, Texas 78130

Bulverde City Hall, Courtroom, 30360 Cougar Bend, Bulverde, Texas 78163

Garden Ridge Community and Event Center, Large Room, 9500 Municipal Parkway, Garden Ridge, Texas 78266

Tye Preston Memorial Library, 16311 South Access Rd., Canyon Lake, Texas 78133

Issued this the 3 day of March, 2021



Rusty Brockman, Mayor

Attest:



Caitlin Krobot, City Secretary