

RESOLUTION 24-R-156

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS, ORDERING AND DECLARING THE NOVEMBER 2024 CHARTER AMENDMENTS, AS APPROVED BY THE VOTERS OF THE CITY OF SCHERTZ, ADOPTED; REQUIRING CERTIFICATION AND REGISTRATION IN ACCORDANCE WITH STATE LAW

WHEREAS, a Special Election was held in the City of Schertz, Texas (the "City"), on the 5th day of November 2024 for the proposed 15 charter amendments; and

WHEREAS, said elections were duly and legally held in conformity with the applicable election laws of the State of Texas ("Texas"); and

WHEREAS, the Election Administrator has provided to the City, as required by applicable Texas law, the election results, as tabulated by the Election Administrator; and

WHEREAS, there came to be considered the returns of the special election held on the 5th day of November 2024, and declaring the results of such election; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS, THAT:

Section 1: That the Special Election of the City of Schertz, Texas held November 5, 2024, was duly called, that notice of such election was given, and that such election was held in accordance with law.

Section 2: That the tabulation of votes cast on the 15 proposed Charter Amendments in the Special Election held on November 5, 2024, as shown in the official canvass of the returns of said special election shown below reflects the following results:

Propositions	Early Voting			Election Day			Total Votes Cast	Vote %
	Bexar	Comal	Guadalupe	Bexar	Comal	Guadalupe		
Prop. A - Shall the City Charter of the City of Schertz be amended to specify all annexations shall be in accordance with State Law?	For: 1,998	For: 393	For: 10,038	For: 308	For: 67	For: 1,610	For: 14,414	For: 84.08%
	Against: 464	Against: 66	Against: 1,773	Against: 79	Against: 18	Against: 329	Against: 2,729	Against: 15.92%
Prop. B - Shall the City Charter of the City of Schertz be amended to increase the area for notification of disannexation from 200 feet to 1,000 feet from the area to be disannexed?	For: 1,785	For: 340	For: 8,276	For: 251	For: 65	For: 1,269	For: 11,986	For: 72.01%
	Against: 644	Against: 112	Against: 3,157	Against: 124	Against: 19	Against: 603	Against: 4,659	Against: 27.99%
Prop. C - Shall the City Charter of the City of Schertz be amended to clarify that any increase in city council compensation is not effective for members of the city council during the term which the increase is effectuated?	For: 1,809	For: 347	For: 9,311	For: 279	For: 60	For: 1,439	For: 13,245	For: 77.02%
	Against: 703	Against: 97	Against: 2,506	Against: 112	Against: 24	Against: 510	Against: 3,952	Against: 22.98%

Prop. L - Shall the City Charter of the City of Schertz be amended to change the percentage of voters required to sign a recall petition from twenty percent fifteen percent?	For: 1,234 Against: 1,220	For: 230 Against: 207	For: 5,828 Against: 5,784	For: 195 Against: 192	For: 44 Against: 36	For: 931 Against: 990	For: 8,462 Against: 8,429	For: 50.10% Against: 49.90%
Prop. M - Shall the City Charter of the City of Schertz be amended to require the city council appoint a charter review commission not later than five years after the most recent charter review commission?	For: 2,040 Against: 349	For: 366 Against: 53	For: 9,562 Against: 1,589	For: 307 Against: 57	For: 75 Against: 5	For: 1,581 Against: 265	For: 13,931 Against: 2,318	For: 85.73% Against: 14.27%
Prop. N - Shall the City Charter of the City of Schertz be amended to provide that each member of the city council appoints a citizen to the charter review commission and the mayor appoints two citizens to the charter review commission, one of which shall be the chair?	For: 1,935 Against: 449	For: 352 Against: 69	For: 9,226 Against: 2,010	For: 291 Against: 76	For: 69 Against: 12	For: 1,553 Against: 315	For: 13,426 Against: 2,931	For: 82.08% Against: 17.92%
Prop. O - Shall the City Charter of the City of Schertz be amended to clarify that City Council shall hold a public hearing on a proposed disannexation not later than 30 days after the public hearing by the Planning and Zoning Commission?	For: 2,272 Against: 217	For: 385 Against: 32	For: 10,339 Against: 1,046	For: 349 Against: 33	For: 73 Against: 3	For: 1,718 Against: 177	For: 15,138 Against: 1,508	For: 90.94% Against: 9.06%
	Early Voting:	261,303		Election Day:	46,253		Total Votes Cast	307,556

Section 3. The City Council finds that the results of the special election as set forth above reflect the reported votes, and the canvass of votes is hereby approved.

Section 4. The total votes cast during early voting was 261,303 by personal appearance and absentee, and 46,253 votes were cast on Election Day. The total number of votes cast in this election was 307,556.

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Section 5. The City Council finds the results of the special election and accept the charter amendments.

Section 6. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.

Section 7. All resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 8. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 9. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 10. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 11. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED, APPROVED AND ADOPTED this _____ day of _____ 2024.

City of Schertz

Ralph Gutierrez, Mayor

ATTEST:

Sheila Edmondson, City Secretary