

Proposed Charter Amendments

Below are the proposed amendments to the City Charter. Words and punctuation proposed to be added are underlined; words and punctuation proposed to be deleted are marked with ~~strikethrough~~. The proposed amendments to the City Charter are designated below in order of their appearance on the ballot along with the ballot proposition letter associated with each such proposed amendment.

CITY OF WYLIE PROPOSITION A

Shall Article I, Section 3 of the City Charter be amended to update references to applicable state law governing the extension of boundaries?

Section 3 – Extension of Boundaries

The boundaries of the City of Wylie, Texas, may be enlarged and extended by the annexation of additional territory by any of the methods provided by applicable state law ~~in accordance with Vernon’s Ann. Civ. St. art. 970a, as presently written or hereafter amended.~~

- A. — ~~*Extending Boundaries by Action of the City Council.*~~ The City Council, by ordinance, shall have the power to annex additional territory adjacent to or contiguous with the City limits, with or without the consent of the residents and/or the owners of the territory annexed in accordance with the provisions of Vernon’s Ann. Civ. St. art. 970a.

- B. — ~~*Annexation of Unoccupied Lands on Petition of Owners.*~~ The owner or owners of land contiguous with and adjacent to the City limits may, by petition in writing to the City Council, request said land to be annexed. The City Council may grant or refuse the petition as it sees fit. If the City Council grants the petition, it shall, by ordinance, annex said land as part of the corporate limits of the City in accordance with Vernon’s Ann. Civ. St. art. 970a.

- C. — ~~*Annexation by Any Other Method Provided by Law.*~~ Additional territory may also be annexed to the City in any manner and by any procedure now or hereafter provided by law.

- D. — ~~*Annexed Territory to Become Part of City.*~~ Upon annexation, the annexed territory shall become a part of the City, and said land and its residents and future residents shall be entitled to all the rights and privileges provided by the City for its citizens, and shall be bound by the acts, ordinances, resolutions and regulations of the City.

CITY OF WYLIE PROPOSITION B

Shall Article II, Section 1 of the City Charter be amended to update the reference to applicable state law governing the powers of the City?

Section 1 – Powers of the City

The City shall have all powers and rights of self-government and home rule that exist now or may be granted to municipalities by the constitution and laws of the State of Texas. These powers and rights, whether expressed or implied, shall be exercised, administered and enforced in the interest and welfare of individuals and corporations residing in or owning property within the boundaries of the City as prescribed by this Charter, or in such manner as may be provided by resolution or ordinance of the City Council.

The powers hereby conferred upon the City shall include, but not be restricted to the powers expressly conferred and permitted by applicable law ~~Vernon’s Ann. Civ. St. art. 1175, as now or hereafter amended.~~

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CITY OF WYLIE PROPOSITION C

Shall Article III, Section 1(B) of the City Charter be amended to remove obsolete transitional provisions that are no longer necessary?

Section 1 – Number, Selection and Term

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- B. All members of the City Council, other than the mayor, shall be elected under the place system. ~~At the first general election held under this Charter, and in each odd-numbered year thereafter, three councilmen shall be elected, with the councilmen filling positions 1, 3, and 5. The following year and in each even numbered year thereafter, the mayor and three councilmen shall be elected to fill positions 2, 4, and 6.~~

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CITY OF WYLIE PROPOSITION D

Shall Article III, Section 6(C) of the City Charter be amended to clarify the process for the filling of vacancies occurring on the City Council?

Section 6 – Vacancies, Forfeiture, Filling of Vacancies

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- C. *Filling of Vacancies.* Any vacancy or vacancies occurring on the City Council governing body shall ~~not~~ be filled for the remainder of the unexpired term by ~~appointment but must be filled by~~ majority vote of the qualified voters at a special

election called for such purpose within 120 days after such vacancy or vacancies occur. ~~This appointee shall serve the unexpired term for the place for which he was appointed.~~

~~The City Council shall not, however, fill more than one vacancy by appointment within a six month period and in case a vacancy has been filled by the City Council within 12 months prior to a subsequent vacancy, or before a subsequent vacancy has been filled, or if more than one vacancy occurs at the same time, the City Council shall order a special election within 30 days of the last vacancy to elect the successor or successors to the office [or] offices vacated. Vacancies filled by special election shall be for the remainder of the term.~~

~~However, if the vacancies occur within 120 days of a regular election, then no special election shall be called, and the remaining City Council members shall appoint qualified persons to fill vacancies until the regular election.~~

CITY OF WYLIE PROPOSITION E

Shall Article III, Section 9 of the City Charter be amended to update the reference to applicable state law regarding meetings of City Council?

Section 9 – Meetings of City Council

The City Council shall hold at least one regular meeting each month and as many additional meetings as it deems necessary to transact the business of the City. The City Council shall fix, by ordinance, the date and time of the regular meetings. Special meetings of the City Council shall be held on the call of the mayor or a majority of the City Councilmembers.

All meetings shall be held and notice given in accordance with applicable law ~~Vernon's Ann. Civ. St. art. 6252-17, as amended~~. Except as otherwise authorized by law, all meetings shall be open to the public.

CITY OF WYLIE PROPOSITION F

Shall Article III, Section 12 of the City Charter be amended to conform to state law regarding public testimony at open meetings of the City Council?

Section 12 – Rules of Procedure

The City Council shall, by ordinance, determine its own rules and order of business, and the rules shall provide that each member of the public who desires to address the City Council regarding an item on an agenda for an open meeting of the City Council to address the City Council regarding the item at the meeting before or during the City Council's consideration of the item ~~citizens of the City shall have a reasonable opportunity to be heard at any meeting with regard to any matter under consideration~~. The City Council shall provide for written minutes to be taken of all meetings, except executive sessions

authorized by law, and such minutes shall be public record and shall be kept and maintained by the City Secretary. The vote of each Council Member on any matter shall be recorded in the minutes.

CITY OF WYLIE PROPOSITION G

Shall Article V, Section 2(A) of the City Charter be amended to conform to state law regarding eligibility to file for an elective office?

Section 2 – Filing For Office; Eligibility to File

A. *Candidate Qualifications.* Each candidate for an elective office shall meet the following qualifications:

Shall be a qualified voter of the City.

Shall have resided for at least 12 months preceding the election within the corporate limits of the City, including territory annexed prior to the filing deadline.

Shall not, after notice of any delinquency, be in arrears in the payment of any taxes or other liabilities due the city. “In arrears” is defined herein to mean that payment has not been received within 90 days from the due date.

An incumbent City Councilman seeking reelection must file for the same place position number currently being served.

No candidate may file in a single election for more than one office or place position as provided by this Charter.

~~No employee of the City shall continue in such position after filing for an elective office provided for in this Charter.~~

~~Shall not concurrently hold an elective office with the City other than the one being filed for.~~

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CITY OF WYLIE PROPOSITION H

Shall Article V, Section 3(C) of the City Charter be amended to conform to state law regarding early voting ballots?

Section 3 – Official Ballots

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- C. Early Voting Absentee Ballots. Procedures for voting by early voting absentee ballots shall be consistent with the Texas Election Code.

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CITY OF WYLIE PROPOSITION I

Shall Article VIII, Section 2(D) of the City Charter be amended to update the reference to applicable state law regarding Board of Adjustment members?

Section 2 – Boards and Commissions Enumerated

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- D. *Board of Adjustment and Appeals*. The City Council shall appoint a board of adjustment and appeals of five members and two alternate members who shall serve in accordance with applicable law ~~Vernon's Ann. Civ. St. art. 1011g~~. Members of the board shall be qualified voters of the City and shall be appointed for two year terms with three members' terms expiring in even-numbered years and two members' terms expiring in odd-numbered years. Members of the board shall elect a chairman each July from their membership and shall meet at the call of the chairman within 30 days of receipt of written notice from anyone aggrieved as a result of the refusal of a building permit or administrative decision by the City building official. Rules and regulations shall be prescribed for the functioning of the board consistent with the laws of the State of Texas and the building codes of the City of Wylie.

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CITY OF WYLIE PROPOSITION J

Shall Article XI, Section 26 of the City Charter be amended to update the reference to applicable state law regarding amendments to the City Charter?

Section 26 – Amendment of Charter

Amendments to this Charter may be framed and submitted to the qualified voters of the City in the manner provided by applicable law ~~Vernon's Ann. Civ. St. art. 1174f et seq.~~, as ~~now or hereafter amended~~.

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Exhibit B
Official Ballot Propositions

At the Election, the following ballot propositions shall be submitted to the qualified voters of Wylie in conformance with the requirements of the Texas Election Code.

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FOR THE MEASURE: _____ AGAINST THE MEASURE: _____

CITY OF WYLIE PROPOSITION B

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CITY OF WYLIE PROPOSITION C

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CITY OF WYLIE PROPOSITION D

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