

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN ANGELO, TEXAS, ORDERING A SPECIAL ELECTION TO BE HELD IN SAID CITY AT THE NEXT REGULAR MUNICIPAL ELECTION ON THE 7TH DAY OF MAY, 2005, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF SAN ANGELO, TEXAS THE ADOPTION OR REJECTION OF A PROPOSED AMENDMENT TO THE EXISTING CITY CHARTER RELATING TO APPOINTMENT OF THE CHIEF OF POLICE; MAKING PROVISION FOR THE CONDUCT OF THAT ELECTION AND OTHER PROVISIONS INCIDENT AND RELATED TO THE PURPOSE OF THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of San Angelo, Texas (hereinafter referred to as the "City"), has on its own motion, determined to submit to the qualified voters of said City, for their adoption or rejection thereof, certain proposed amendments to the existing City Charter of said City, pursuant to the provisions of V.T.C.A., Local Government Code §9.004 and §9.005; and

WHEREAS, the meeting at which this Ordinance is considered is open to the public as required by law, and public notice of the time, place and purpose of said meeting was given as required by Title 5, Chapter 551, Texas Government Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANGELO, TEXAS:

Section 1. That all of the above premises are found to be true and correct and are incorporated into the body of this Ordinance as if copied in their entirety.

Section 2. That there be submitted at a special election to be held at the next regular municipal election which will be participated in by the qualified voters of the City of San Angelo, Texas, to be held in the City of San Angelo, Texas, on the first Saturday of May, the same being the 7th day of May, 2005, which is not less than thirty (30) days from the date of this Ordinance, certain proposed amendments to the existing City Charter of the City of San Angelo.

Section 3. That the proposed amendments to the existing City Charter of the City are as set forth on Exhibit "A" attached hereto and incorporated herein as though set out herein word for word with the current Section set forth in its entirety and followed by the amended proposal.

Section 4. That voting at and on said election shall be by use of official ballots which shall conform to the Texas Election Code, as amended, so as to permit the electors to vote "YES" or "NO" on each proposition, with the official ballots to contain such other provisions, markings and language as required by law, and with the Proposition and the instructions for use thereof to be expressed substantially as follows:

CHARTER AMENDMENT ELECTION
CITY OF SAN ANGELO
COUNTY OF TOM GREEN, TEXAS

May 7, 2005

OFFICIAL BALLOT

Make a mark in the space provided beside the statement

indicating the way you desire to vote:

PROPOSITION ONE

Shall Sections 64-62 of the Charter regarding the elective office of the Chief of Police be amended to read as follows:

YES

Section 60. CHIEF OF POLICE: The City Manager shall appoint the Chief of Police with such appointment to be confirmed by the City **Council**. Notwithstanding the foregoing, the current Chief of Police shall continue to serve in that capacity until his term that began on June 19, 2004 shall end.

NO

Section 61. (repealed)

Section 62. (repealed)

Section 5. That Early Voting by personal appearance shall be conducted each weekday April 20 through May 3, 2005 from 8:00 A.M. .5:00 P.M. at the Tom Green County Election Office, located on the second floor of the Judge Edd B. Keyes Annex Building, 113 Beauregard Avenue, San Angelo, Texas.

Application for ballot by mail shall be mailed to:

City Clerk, City of San Angelo
c/o Molly Taylor, Tom Green County Elections Administrator
Judge Edd B. Keyes Annex Building
113 West Beauregard Ave.
San Angelo, Texas 76903

Applications for ballot by mail must be received no later than the close of business on April 29, 2005.

Section 6. That the City Clerk is directed and required to publish a notice of said election in a newspaper of general circulation published in San Angelo, Texas, on the same day in each of two successive weeks, the date of the first publication to be not less than fourteen days prior to the date set for said election, and said notice shall include a substantial copy of the proposed amendments.

Section 7. This ordinance shall be effective from and after the date of adoption.

INTRODUCED on the 1st day of March, 2005, and finally PASSED,
APPROVED and ADOPTED on the 2nd day of March, 2005.

THE CITY OF SAN ANGELO

BY: _____
Joseph W. Lown, Mayor

ATTEST:

Kathy Keane, City Clerk

EXHIBIT "A"

PROPOSITION

Section 60. CHIEF OF POLICE: There is hereby created the elective office of Chief of Police for the City of San Angelo.

Section 60. CHIEF OF POLICE: The City Manager shall appoint the Chief of Police with such appointment to be confirmed by the City Council. Notwithstanding the foregoing, the current Chief of Police shall continue to serve in that capacity until his term that began on June 19, 2004 shall end.

Section 61. QUALIFICATIONS: The Chief of Police shall have been a resident of the City of San Angelo for a period of at least two years immediately prior to his election and shall possess the qualifications of electors in said city.

Section 61. (repealed)

Section 62. TERM OF OFFICE: The term of office of the Chief of Police for the City of San Angelo shall be four years.

Section 62. (repealed)