



AGENDA ITEM SUMMARY

Agenda Date

September 12, 2023

Requested Action

RECEIVE AND ACCEPT THE RESIGNATION FROM COUNCIL MEMBER DISTRICT 4 BRYCE BODDIE AND DECLARE A VACANCY AS PER THE CITY OF BOERNE HOME RULE CHARTER.

Contact Person

Mayor Frank Ritchie and City Secretary Lori Carroll

On August 31, 2023, Bryce Boddie submitted a letter of resignation to Mayor Ritchie regarding his position as City Council Member District 4. The reason for the resignation is that he will be moving out of his district.

The City Charter Section 3.08 Vacancies states that when a vacancy occurs in the City Council, the remaining members of the Council shall, within thirty (30) days, appoint a qualified person to fill the unexpired term.

The 30 days begin when the City Council receives the resignation. The Texas Election Code states that the governmental authority may not refuse to accept the resignation.

If the city of Boerne had 3 or 4-year terms, we would call a special election to fill the vacancy as per the Texas Constitution, but since we have 2-year terms we must follow the city charter.

Application forms will be available on the city's website from September 13 through September 22. On September 26, the city council will interview qualified applicants in executive session and vote to approve an appointment in open session. The Oath of Office will be administered on October 10.

If the council isn't able to meet the above timeline, the Texas Constitution allows for a "Holdover Doctrine". The Holdover Doctrine does not have a maximum length of time - the member serves until the successor qualifies and takes the oath of office. During the Holdover period, if needed Council Member Boddie would continue to hold the city council seat.

Item Justification	<input checked="" type="checkbox"/> Legal/Regulatory Obligation <input type="checkbox"/> Infrastructure Investment <input type="checkbox"/> Reduce Costs <input type="checkbox"/> Customer Pull <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Service Enhancement <input type="checkbox"/> Mitigate Risk <input type="checkbox"/> Process Efficiency <input type="checkbox"/> Master Plan Recommendation <input type="checkbox"/> Other:
Strategic Alignment	
Financial Considerations	
Citizen Input/Board Review	
Legal Review	
Alternative Options	
Supporting Documents	Letter of resignation