

## RESOLUTION NO. 2025-R

### A RESOLUTION OF THE CITY OF BOERNE, TEXAS, CANVASSING THE RETURNS AND DECLARING RESULTS OF THE CITY OF BOERNE SPECIAL CHARTER AMENDMENT ELECTION HELD SATURDAY, MAY 3, 2025; AND OTHER MATTERS IN CONNECTION THEREWITH

**WHEREAS**, an election was held in the City of Boerne, Texas on the 3rd day of May, 2025, for the purpose of deciding if the proposed amendments to the Home Rule Charter for the City of Boerne, Texas, would be adopted; and

**WHEREAS**, it is hereby found and determined that notice of the election was duly given in the form, manner and time required by law, and said election was in all respects legally held and conducted in accordance with applicable laws of the State of Texas; and

**WHEREAS**, the returns of said election have been duly and legally made and submitted to the City Council for canvassing, and a tabulation of the returns for the polling place and for early voting, as canvassed and tabulated by this governing body and shown in Exhibit A attached hereto, reflects that the total number of votes “For” approval and “Against” approval of the propositions submitted is as follows:

#### Proposition A

Shall Section 3.02 of the Boerne City Charter be amended to provide for three-year terms of office for members of the City Council, including the Mayor, effective with the next regularly scheduled municipal election to be held in May 2026, and to establish staggered terms such that no more than one-third (1/3) of the Council seats are up for election in any given year, with a transition plan to implement this change? (*Proposición A ¿Se deberá enmendar la Sección 3.02 de la Carta de la Ciudad de Boerne para establecer mandatos de tres años pa-ra los miembros del Concejo Municipal, incluido el Alcalde, a partir de las próximas eleccio-nes municipales programadas regularmente que se celebrarán en mayo de 2026, y para es-tablecer mandatos escalonados de modo que no más de un tercio (1/3) de los escaños del Concejo estén en juego para elección en un año determinado, con un plan de transición para implementar este cambio?*)

**Votes Cast “For”:**

**Votes Cast “Against”:**

#### Proposition B

Shall Section 3.04 of the Boerne City Charter be amended to read: The City Council is the final judge of all elections and the qualifications of its members? (***Proposición B** ¿Se deberá modificar la Sección 3.04 de la Carta de la Ciudad de Boerne para que diga: El Consejo Municipal es el juez final de todas las elecciones y de las calificaciones de sus miembros?*)

**Votes Cast “For”:**

**Votes Cast “Against”:**

#### Proposition C

Shall Section 3.08 C Filling of Vacancies of the Boerne City Charter be amended to read: When a vacancy occurs in the City Council, it shall be filled as required by the Texas Constitution and other law applicable to Home-Rule cities; provided that if a vacancy occurs in

a position that has less than 12 months remaining, the City Council shall appoint a qualified individual to serve the unexpired term? **(Proposición C** *¿Se debería modificar la Sección 3.08 C, Relleno de vacantes, de la Carta de la Ciudad de Boerne para que diga: Cuando se produzca una vacante en el Concejo Municipal, se deberá cubrir según lo exija la Constitución de Texas y otras leyes aplicables a las ciudades autónomas; siempre que, si se produce una vacante en un puesto al que le quedan menos de 12 meses, el Concejo Municipal designará a una persona calificada para servir el periodo restante?)*

**Votes Cast “For”:**

**Votes Cast “Against”:**

### **Proposition D**

Shall the Boerne City Charter be amended to add new Section 10.07a, to read as follows: This charter shall be reviewed at ten (10) year intervals after the date of passage of this section by the city council. If, in the opinion of City Council, any changes are necessary, such changes shall be submitted to the voters in accordance with Section 10.07 of this charter? **(Proposición D** *¿Se deberá modificar la Carta de la Ciudad de Boerne para agregar la nueva Sección 10.07a, que se leerá de la siguiente manera: Esta carta será revisada a intervalos de diez (10) años después de la fecha de aprobación de esta sección por el consejo municipal. Si, en opinión del Consejo Municipal, es necesario realizar algún cambio, dichos cambios se presentarán a los votantes de conformidad con la Sección 10.07 de esta carta.)*

**Votes Cast “For”:**

**Votes Cast “Against”:**

**WHEREAS**, Propositions \_\_\_\_\_ received a majority of votes by the voters at the May 3, 2025 Special Election, and thus were approved to amend the City of Boerne Charter; and

**WHEREAS**, Proposition ----- failed to receive a majority of votes by the voters at the May 3, 2025 Special Election, and thus was not approved to amend the City of Boerne Charter; and

**WHEREAS**, Texas Local Government Code Section 9.005(b) requires the governing body of the municipality to enter an order in the records of the municipality declaring the charter amendment is adopted before it takes effect; and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BOERNE, TEXAS:**

**Section 1.** That the election described in the preamble to this resolution and order was duly called and notice thereof given in accordance with law; that said election was held in the manner required by law; that only duly qualified resident electors of the City of Boerne voted as said election; and that due returns of said election have been made by the proper officers.

**Section 2.** That Propositions \_\_\_\_\_, the aforementioned Charter Amendments, were approved by the voters voting at the May 3, 2025 Special Election and that the Mayor of the City of Boerne will certify to the Texas Secretary of State, as soon as practicable, pursuant to Local Government Code, an authenticated copy of the charter approved charter amendments.

PASSED and APPROVED on this the \_\_\_\_\_ day of May, 2025.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Secretary

**EXHIBIT A**

**Tabulation of Votes  
RE: Special Election  
(Amendment to Home Rule Charter)  
Held November 3, 2020**

	<b><u>Election Day</u></b>		<b><u>Early Voting</u></b>	
	<b>For</b>	<b>Against</b>	<b>For</b>	<b>Against</b>
Proposition A	509	223	6,113	1,738
Proposition B	323	415	3,682	4,269
Proposition C	640	93	7,107	795
Proposition D	582	152	6,240	1,667
Proposition E	665	72	7,141	694
Proposition F	676	60	7,502	441
Proposition G	589	142	6,488	1,304
Proposition H	609	116	6,656	1,058
Proposition I	684	46	7,421	438

Proposition J	624	99	6,782	974
Proposition K	682	46	7,368	468
Proposition L	606	105	6,763	921
Proposition M	595	120	6,462	1,222