

ORDINANCE NO O-24-24

AN ORDINANCE OF THE CITY OF MISSOURI CITY, TEXAS, PROVIDING FOR A SPECIAL ELECTION TO BE HELD ON NOVEMBER 5, 2024, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF MISSOURI CITY, TEXAS, CERTAIN PROPOSED AMENDMENTS TO THE EXISTING CITY CHARTER, STATING THE SUBJECT MATTER OF THE PROPOSED AMENDMENTS TO THE CITY CHARTER TO BE VOTED UPON AT SAID ELECTION, PROVIDING FOR JOINT ELECTIONS ON NOVEMBER 5, 2024, WITH OTHER ENTITIES CONTRACTING WITH FORT BEND COUNTY AND HARRIS COUNTY, RESPECTIVELY; PROVIDING FOR ELECTION PRECINCTS AND POLLING PLACES; PROVIDING FOR REPEAL, PROVIDING FOR SEVERABILITY, AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT

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WHEREAS, pursuant to Section 11 13 of the City Charter of the City of Missouri City, Texas, the City Council of the City of Missouri City, Texas (the "City") has determined that a special election should be held in the City for the purpose of submitting to the qualified voters of the City, propositions for certain proposed amendments to the existing City Charter, and

WHEREAS, the City Council desires to proceed with the ordering of such election and has determined that holding such election is in the public interest, now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MISSOURI CITY, TEXAS·

Section 1 *Election order* A special election is hereby called and ordered for the 5th day of November, 2024, at which election there shall be submitted to the qualified voters of the City of Missouri City, Texas, for their action thereon, propositions for certain proposed amendments to the existing Charter of the City of Missouri City Said election shall be held in accordance with the Texas Election Code Such proposed amendments are as follows

CITY OF MISSOURI CITY, TEXAS, PROPOSED AMENDMENT A

That Section 3 03 and Subsection 3 06 B of Article III of the Charter of the City of Missouri City, Texas, be deleted and new Section 3 03 and Subsection 3 06 B of Article III be substituted therefor to provide as follows

“ARTICLE III - CITY COUNCIL

Sec 3 03 Judge of election qualifications

The council shall be the final judge, subject to judicial review as provided by state law, of all elections and of qualifications of its members and any other elected officials of the city

. . .

Sec 3 06 Vacancies, forfeiture, automatic resignation, filling of vacancies

B *Forfeiture of office* The mayor or a councilmember shall forfeit his office and the office shall immediately become vacant when in the judgment of council, expressed by a two-thirds majority, such mayor or councilmember

- 1 Lacks, at any time during his term of office, any qualification for the office prescribed by this Charter or by law, subject to judicial review as provided by state law
- 2 Violates any express prohibition of this Charter, or
- 3 Is convicted of a crime involving moral turpitude ”

CITY OF MISSOURI CITY, TEXAS, PROPOSED AMENDMENT B

That Section 3 04 of Article III of the Charter of the City of Missouri City, Texas, be deleted and a new Section 3 04 of Article III be substituted therefor to provide as follows

“ARTICLE III - CITY COUNCIL

Sec 3 04 Compensation.

The council may provide by ordinance for compensation to its members, provided that such compensation shall not exceed the amount available in the budget for such compensation in any given fiscal year and shall not be increased more than once per

fiscal year An increase in compensation for the members of the council shall not exceed an amount equal to the increase in the Consumer Price Index, published by the United States Department of Labor, Bureau of Labor Statistics, for each calendar year from the operative date of the last adjustment of the compensation in effect when adopted Members of the council shall receive their actual and necessary expenses incurred in the performance of their official duties upon approval by the council ”

CITY OF MISSOURI CITY, TEXAS, PROPOSED AMENDMENT C

That Section 3 05 of Article III of the Charter of the City of Missouri City, Texas, be deleted and a new Section 3 05 of Article III be substituted therefor to provide as follows

“ARTICLE III - CITY COUNCIL

. . . .

Sec 3.05. - Mayor and mayor pro tem

The mayor shall be the official head of the city government He shall be the chairman and shall preside at all meetings of the city council The mayor shall vote upon all matters before the city council except when the matter involves the consideration of his own official conduct or where his financial interest is involved He shall see that all ordinances, bylaws, motions and resolutions of the council are faithfully obeyed and enforced He shall sign all ordinances and resolutions, and when authorized by the council, he shall sign all official documents, such as conveyances, grant agreements, official plats of city property, contracts and bonds He shall appoint special committees as he deems advisable and also those special committees as instructed by the council He shall perform such other duties consistent with the Charter or as may be imposed upon him by the city council

The mayor pro tem shall be a councilmember and shall be elected by the council at a council meeting between November 15 and December 31 of each calendar year, but not earlier than the date on which the canvas for a general election for the election of a member of the city council, if any, occurs The councilmember elected as the mayor pro tem shall hold the title and serve in such capacity for a term of one year and until the election of his successor The mayor pro tem shall act as mayor during the absence or disability of the mayor and when so acting in this capacity shall have the authority conferred upon the mayor ”

CITY OF MISSOURI CITY, TEXAS, PROPOSED AMENDMENT D

That Subsection 3 06 D of Article III of the Charter of the City of Missouri City, Texas, be deleted and a new Subsection 3 06 D of Article III be substituted therefor to provide as follows

“ARTICLE III. - CITY COUNCIL

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Sec 3 06 Vacancies, forfeiture, automatic resignation, filling of vacancies

. . .

- D *Filling of vacancies* A single vacancy in the council for an unexpired term with 12 months or less remaining shall be filled within thirty (30) days of the occurrence of the vacancy by a majority vote of the remaining members of the council by selection of a person qualified for the position as described in this Charter This appointee shall serve until the position can be filled at the next regular city election A single vacancy in the council for an unexpired term with more than 12 months shall be filled in accordance with state law When more than one (1) vacancy shall develop at any one time, a special election shall be called by the council within thirty (30) days following the occurrence of the vacancies to fill the vacancies in the same manner as described herein for regular elections However, if such vacancies occur within one hundred twenty (120) days of a regular election, then no special election shall be called and the remaining councilmembers shall appoint persons considered to be qualified to fill the vacancies until the regular election ”

CITY OF MISSOURI CITY, TEXAS, PROPOSED AMENDMENT E

That Section 3 09 of Article III of the Charter of the City of Missouri City, Texas, be deleted and a new Section 3 09 of Article III be substituted therefor to provide as follows

“ARTICLE III. - CITY COUNCIL

. . .

Sec. 3.09. Meetings of council

The council shall hold at least two (2) regular meetings each month, which shall be at least ten (10) days apart, in at least 10 months per calendar year, one (1) regular meeting in the remaining two (2) months per calendar year, and as many additional meetings as they deem necessary to transact the business of the city The council shall fix, by ordinance, the day and time of the regular meeting All meetings of the council shall be held at the City Hall of Missouri City or at such other public place within the city as may be approved by council and, except as otherwise permitted by law, all meetings shall be open to the public and closed or executive meetings or sessions shall only be permitted as authorized by law Such councilmember, if present, shall vote upon all matters before the council except when the matter involves the consideration of that councilmember's own official conduct or where that councilmember's financial interest is involved In the event that any member of the council has any financial interest in a matter then before the council for vote, that councilmember shall at that time make full

disclosure thereof No member of the council, or any officer of the city shall be pecuniarily interested, directly or indirectly, in any contract let by the city, or in any work done by the city, or in any matter wherein the rights or liabilities of the city are or may be involved ”

CITY OF MISSOURI CITY, TEXAS, PROPOSED AMENDMENT F

That Section 3 10 of Article III of the Charter of the City of Missouri City, Texas, be deleted and a new Section 3 10 of Article III be substituted therefor to provide as follows

“ARTICLE III - CITY COUNCIL

Sec. 3.10 Rule[s] of procedure

The council shall by ordinance determine its own rules and order of business, and the rules shall provide that citizens of the city shall have a reasonable opportunity to be heard at any meeting in regard to any matter under consideration The council shall provide for minutes being taken and recorded of all council meetings, and such minutes shall be a public record Except as provided by state law, four (4) council members shall constitute a quorum for the purpose of transaction of business, and no action of the council shall be valid or binding unless by the affirmative vote of four (4) or more members of the council If at any meeting of the city council neither the mayor nor mayor pro tem is present, then those councilmembers present shall elect one of their number to be the chairman for conducting the meeting as provided herein ”

CITY OF MISSOURI CITY, TEXAS, PROPOSED AMENDMENT G

That Section 3 14 of Article III of the Charter of the City of Missouri City, Texas, be deleted and a new Section 3 14 of Article III be substituted therefor to provide as follows

“ARTICLE III. - CITY COUNCIL

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Sec 3.14. Code of ordinances

Within twelve (12) months after the adoption of this Charter, the council shall cause all general ordinances of the city to be compiled and printed in code form For the purpose of this section general ordinances shall be deemed to be those ordinances of a permanent nature which affect the residents of the city at large Every general ordinance enacted subsequent to the original codification required above shall be enacted as an amendment to the code After the original codification, the council shall have the power to cause all general ordinances to be recodified and reprinted

whenever in its discretion such is deemed desirable. When adopted by the council, the printed codes of general ordinances contemplated by this section shall be known and cited officially as the City Code of Missouri City, Texas, and shall be in full force and effect without the necessity of such codes or any part thereof being published in any newspaper, unless otherwise required by law. The caption, descriptive clause, and other formal parts of the ordinances of the city may be omitted without affecting the validity of such ordinances when they are published as a code. Copies of the code shall be furnished to the city officers and made available to the public.”

CITY OF MISSOURI CITY, TEXAS, PROPOSED AMENDMENT H

That Subsection 4 01 D of Article IV of the Charter of the City of Missouri City, Texas, be deleted and a new Subsection 4 01 D of Article IV be substituted therefor to provide as follows

“ARTICLE IV - ADMINISTRATIVE SERVICES

Sec 4 01 - City manager

- D *Powers and duties* The city manager shall be responsible to the council for the proper administration of all the affairs of the city and to that end shall have the power and be required to
- 1 See that all state laws and city ordinances are effectively enforced
 - 2 Except as provided by this Charter, after an official meeting with the council for discussion and deliberation, the city manager shall appoint, suspend or remove all or any one of the directors of departments, and he shall employ, suspend or discharge all other employees of the city
 - 3 Attend all meetings of the council except when excused by council
 - 4 Prepare the budget annually and submit it to the council and be responsible for its administration after its adoption
 - 5 Prepare and submit to the council at the end of the fiscal year a complete report on the finances and administrative activities of the city for the preceding year
 - 6 Keep the council advised of the financial condition and future needs of the city and make such recommendations as may seem to him advisable
 - 7 Perform such other duties as may be prescribed by this Charter or required of him by the council, as consistent with this Charter.”

CITY OF MISSOURI CITY, TEXAS, PROPOSED AMENDMENT I

That Subsection 4 01 E of Article IV of the Charter of the City of Missouri City, Texas, be deleted and a new Subsection 4 01 E of Article IV be substituted therefor to provide as follows

“ARTICLE IV - ADMINISTRATIVE SERVICES

Sec 4 01 - City manager

E Acting city manager The city manager, within sixty (60) days after taking office, shall designate by letter filed with the city secretary, a qualified administrative officer of the city to perform the duties of the city manager in his absence or disability and to then be known as "acting city manager" Such designation shall be subject to approval by council No person while serving as a member of city council or as the city secretary shall ever serve at the same time as city manager or as acting city manager No member of the city council shall, during the time for which he is elected or for one (1) year thereafter, be chosen as city manager or acting city manager ”

CITY OF MISSOURI CITY, TEXAS, PROPOSED AMENDMENT J

That Subsection 4 06 E of Article IV of the Charter of the City of Missouri City, Texas, be deleted and a new Subsection 4 06 E of Article IV be substituted therefor to provide as follows

“ARTICLE IV - ADMINISTRATIVE SERVICES

Sec. 4.06 Human resources system

- E Personnel rules* After an official meeting with the council for discussion and deliberation with the council, the city manager shall adopt personnel rules These rules shall provide for
- 1 The classification of all city positions, based on the duties, authority and responsibility of each position, with adequate provision for reclassification of any position whenever warranted by changed circumstances,
 - 2 Methods for determining the eligibility of candidates for appointment or promotion,
 - 3 The policies and procedures regulating reduction in force and removal of employees,
 - 4 The hours of work, attendance regulations and provisions for sick and vacation leaves,
 - 5 The policies and procedures governing persons holding provisional appointments,

- 6 The policies and procedures governing relationships with employee organizations,
- 7 Policies regarding employee development, and
- 8 Other practices and procedures necessary to the administration of the city human resources system ”

CITY OF MISSOURI CITY, TEXAS, PROPOSED AMENDMENT K

That Subsection 4 06 F of Article IV of the Charter of the City of Missouri City, Texas, is hereby added to provide as follows

“ARTICLE IV - ADMINISTRATIVE SERVICES

Sec. 4.06 Human resources system

. . .

F *Pay plan* The city manager shall prepare a pay plan, which shall include ancillary pay, including incentive pay, for all city positions other than positions to be appointed by the council, the city manager, the city attorney, or the city secretary under this Charter The council will, by ordinance, adopt such pay plan with or without amendment ”

CITY OF MISSOURI CITY, TEXAS, PROPOSED AMENDMENT L

That Section 6 05 of Article VI of the Charter of the City of Missouri City, Texas, be deleted and a new Section 6 05 of Article VI be substituted therefor to provide as follows

“ARTICLE VI - ELECTIONS

. . .

Sec 6 05. Filing by candidates.

Any qualified person who desires to become a candidate for election to an office on the council shall file with the city secretary not later than 5 00 p m on the date designated by state law for such purpose an application for their name to appear on the ballot, and therein the candidate shall clearly designate either that the candidate desires to run for mayor or that the candidate desires to run for councilmember, and if the candidate desires to run for councilmember, then the candidate must clearly designate by the position or district number the office on the council to which the candidate seeks election, and the application shall contain an affidavit by the candidate that the

candidate is fully qualified and eligible under the laws of Texas and the provisions of this Charter to hold the office sought. The city secretary shall verify a candidate's residency by viewing a valid Texas driver's license or Texas identification card and utility bills, deeds, leases or rental agreements, homestead exemption documentation, or other documents containing an address that can be used to allow a Texas voter to cast a ballot pursuant to state law for the applicable residency period. An application may not be filed earlier than the date designated by state law for such purpose. No person shall be a candidate for more than one (1) council elected office at the same city election. An application filed by mail is considered to be filed at the time of its receipt by the city secretary."

CITY OF MISSOURI CITY, TEXAS, PROPOSED AMENDMENT M

That Section 9.09 of Article IX of the Charter of the City of Missouri City, Texas, be deleted and a new Section 9.09 of Article IX be substituted therefor to provide as follows:

"ARTICLE IX - FINANCIAL ADMINISTRATION

Sec 9.09 Depositories

All monies received by any person, department, or agency of the city for or in connection with affairs of the city shall be deposited promptly in city depositories, which shall be designated by the council in accordance with such regulations and subject to such requirements as to security for deposits and interest thereon as may be established by ordinance. All checks, vouchers, or warrants for the withdrawal of money from city depositories shall be signed by the city manager or in his absence, an assistant city manager, and countersigned by the director of financial services or in his absence, an assistant director of financial services. In the event a city manager has not been appointed, all withdrawal instruments shall be signed by the mayor and countersigned by the mayor pro-tem."

CITY OF MISSOURI CITY, TEXAS, PROPOSED AMENDMENT N

That Section 3.09 of Article III of the Charter of the City of Missouri City, Texas, be deleted and a new Section 3.09 of Article III be substituted therefor to provide as follows:

"ARTICLE III - CITY COUNCIL

Sec 3 09 Meetings of council

The council shall hold at least two (2) regular meetings each month, which shall be at least ten (10) days apart, and they shall hold as many additional meetings as they deem necessary to transact the business of the city. The council shall fix, by ordinance, the days and times of the regular meeting. All meetings of the council shall be held at the City Hall of Missouri City or at such other public place within the city as may be approved by council and, except as otherwise permitted by law, all meetings shall be open to the public and closed or executive meetings or sessions shall only be permitted as authorized by law. Such councilmember, if present, shall vote upon all matters before the council except when the matter involves the consideration of that councilmember's own official conduct or where that councilmember's financial interest is involved. In the event that any member of the council has any financial interest in a matter then before the council for vote, that councilmember shall at that time make full disclosure thereof. Except as provided herein, Chapter 171, Texas Local Government Code, as such chapter may be amended or redesignated, shall regulate conflicts of interest of the city's public officials. Notwithstanding Chapter 171, Texas Local Government Code, in the event that a public official has any interest in a matter then before the city for vote, that official shall at that time make full disclosure thereof and shall abstain from voting on such matter."

Section 2 *Ballot language* That the ballot of said election shall conform to the requirements of the Texas Election Code, as such code may be amended, and on such ballot shall appear propositions corresponding to each of the proposed charter amendments set forth above in Section 1, with the provision on such ballot allowing voters to vote "YES" or "NO" on each proposition without voting "YES" or "NO" on all propositions. Such propositions, lettered, in accordance with Section 52 095 of the Texas Election Code, to correspond with the lettering of the proposed amendments listed in Section 1 shall provide as follows

CITY OF MISSOURI CITY, TEXAS CHARTER PROPOSITION A

Shall Section 3 03 and Subsection 3 06 B of Article III of the Charter of the City of Missouri City be amended to clarify that City Council determinations as to qualifications for office on the city council shall be subject to judicial review?

CITY OF MISSOURI CITY, TEXAS CHARTER PROPOSITION B

Shall Section 3 04 of Article III of the Charter of the City of Missouri City be amended to delete the waiting period for city council compensation changes and to provide limitations allowing compensation increases only once a year based on the consumer price index and an adopted budget?

**CITY OF MISSOURI CITY, TEXAS
CHARTER PROPOSITION C**

Shall Section 3 05 of Article III of the Charter of the City of Missouri City be amended to change the timeframe for electing the mayor pro tem from the second meeting in December to any meeting between November 15 and December 31, but after a general election, if any, in which a member of the council is elected?

**CITY OF MISSOURI CITY, TEXAS
CHARTER PROPOSITION D**

Shall Subsection 3 06 D of Article III of the Charter of the City of Missouri City be amended to clarify that the city council may only appoint a new councilmember if 12 months or less remain on the unexpired term of office for the vacant position on the council?

**CITY OF MISSOURI CITY, TEXAS
CHARTER PROPOSITION E**

Shall Section 3 09 of Article III of the Charter of the City of Missouri City be amended to require the city council to hold at least two meetings per month in 10 months per calendar year and at least one (1) meeting per month in the remaining two months?

**CITY OF MISSOURI CITY, TEXAS
CHARTER PROPOSITION F**

Shall Section 3 10 of Article III of the Charter of the City of Missouri City be amended to clarify that less than four councilmembers is required for a quorum if less members are required for a quorum pursuant to state law?

**CITY OF MISSOURI CITY, TEXAS
CHARTER PROPOSITION G**

Shall Section 3 14 of Article III of the Charter of the City of Missouri City be amended to remove the requirement to print the Missouri City Code every ten years due to technological advances?

**CITY OF MISSOURI CITY, TEXAS
CHARTER PROPOSITION H**

Shall Subsection 4 01 D of Article IV of the Charter of the City of Missouri City be amended to allow the city manager to appoint, suspend or remove all or any one of the

City's department directors after an official meeting with the council for discussion and deliberation?

CITY OF MISSOURI CITY, TEXAS
CHARTER PROPOSITION I

Shall Subsection 4 01 E of Article IV of the Charter of the City of Missouri City be amended for consistency with Section 3 08 of Article III of the Charter of the City of Missouri City to allow a former member of the city council to be chosen as city manager or acting city manager after one (1) year of leaving office?

CITY OF MISSOURI CITY, TEXAS
CHARTER PROPOSITION J

Shall Subsection 4 06 E of Article IV of the Charter of the City of Missouri City be amended to authorize the city manager to prepare and adopt personnel rules after an official meeting with the council for discussion and deliberation?

CITY OF MISSOURI CITY, TEXAS
CHARTER PROPOSITION K

Shall Subsection 4 06 F be added to Article IV of the Charter of the City of Missouri City to continue to require the city council to adopt a pay plan, including incentive pay, by ordinance?

CITY OF MISSOURI CITY, TEXAS
CHARTER PROPOSITION L

Shall Section 6 05 of Article VI of the Charter of the City of Missouri City be amended to require the city secretary to verify the residency of a candidate for office by requiring an affidavit and viewing a Texas driver's license or identification card and utility bills, deeds, leases or rental agreements, homestead exemption documentation, or other documents containing an address that can be used to allow a Texas voter to cast a ballot pursuant to state law for the applicable residency period?

CITY OF MISSOURI CITY, TEXAS
CHARTER PROPOSITION M

Shall Section 9 09 of Article IX of the Charter of the City of Missouri City be amended to authorize the city manager and financial services director to sign checks instead of the mayor and the city manager?

CITY OF MISSOURI CITY, TEXAS
CHARTER PROPOSITION N

Shall Section 3 09 of Article III of the Charter of the City of Missouri City be amended to eliminate the prohibition against public official's being financially interested directly or indirectly in contracts let by the city and require, in lieu of such provision, public officials

to follow state law conflicts of interest procedures and additional mandatory disclosure requirements?

Section 3 *Precincts and Election Day Polling Places* The polling places for voting on Election Day for City Election Precinct 1, which shall consist of each Fort Bend County election precinct located in Missouri City and Fort Bend County, shall be at the locations designated by Fort Bend County as countywide polling places and shall conform to the Fort Bend County Joint Election Agreement and Contract. The polling places for voting on Election Day for City Election Precinct 2, which shall consist of each Harris County election precinct located in Missouri City and Harris County, shall be at the locations designated by Harris County as the countywide polling places and shall conform to the Harris County Joint Election Agreement and Contract.

Section 4 *Election Administrator for Missouri City Precinct 1-Fort Bend County* For the county precincts of the City within Fort Bend County, for the special election called and ordered for the purpose of considering several propositions to amend the Charter of the City of Missouri City, the Fort Bend County Elections Administrator shall act as Contracting Officer. The election officials for each City of Missouri City precinct in Fort Bend County shall be designated by the Elections Administrator of Fort Bend County, and such election officials shall conduct the City's special election in accordance with the "Fort Bend County Joint Election Agreement and Contract" to be approved and entered into. The Elections Administrator of Fort Bend County is hereby authorized and instructed to provide and furnish all necessary election supplies for all City of Missouri City precincts in Fort Bend County. The Fort Bend County Early Voting Clerk may be contacted as follows:

- A Mailing address Fort Bend County Elections, 301 Jackson Street, Richmond, Texas 77469
- B Street address for delivery by common or contract carrier 4520 Reading Road, Suite A- 400, Rosenberg, Texas 77471
- C Phone number (281) 341-8670
- D Fax number (281) 341-4418
- E Email address vote@fortbendcountytexas.gov
- F Internet website

<https://www.fortbendcountytexas.gov/government/departments/county-services/elections-voter-registration>

Section 5 *Election Administrator for Missouri City Precinct 2-Harris County* For the county precincts of the City within Harris County, for the special election called and ordered for the purpose of considering several propositions to amend the Charter of the City of Missouri City, the Harris County Clerk shall act as Contracting Officer. The election officials for each City of Missouri City precinct in Harris County shall be designated by the Harris County Clerk, and such election officials shall conduct the

City's special election in accordance with the "Harris County Joint Election Agreement and Contract" to be approved and entered into The Harris County Clerk is hereby authorized and instructed to provide and furnish all necessary election supplies for all City of Missouri City precincts in Harris County The Harris County Early Voting Clerk may be contacted as follows

- A Mailing address Harris County Clerk, Attn Elections Department, 1001 Preston, 4th Floor, Houston, Texas 77002
- B Street address for delivery by common or contract carrier 1001 Preston, 4th Floor, Houston, Texas 77002
- C Phone number (713) 755-6965
- D Fax number (713) 755-4983
- E Email address vbm@harrisvotes.com
- F Internet website www.harrisvotes.com

Section 6 *Election Day schedule* Each polling place on Election Day shall be open from 7 00 a m to 7 00 p m

Section 7 *Early voting polling places and schedule* Early voting by personal appearance for each City election precinct located in Fort Bend County shall be at the locations, dates, and times designated by Fort Bend County The location, dates, and times for the main early voting polling place for Fort Bend County precincts shall be as designated by Fort Bend County and shall conform to the Fort Bend County Joint Election Agreement and Contract Early voting by personal appearance for each City election precinct located in Harris County shall be at the locations, dates, and times designated by Harris County The location, dates, and times for the main early voting polling place for Harris County precincts shall be as designated by Harris County and shall conform to the Harris County Joint Election Agreement and Contract

Section 8 *Early Voting Clerk-Fort Bend County* Fort Bend County Elections Administrator is hereby designated as the Early Voting Clerk for each City election precinct located in Fort Bend County An application for a voting ballot to be voted by mail for each City election precinct located in Fort Bend County shall be mailed to the address listed in Subsection 4 A, submitted by common or contract carrier to the address listed in Subsection 4 B, faxed to the phone number listed in Subsection 4 D, or emailed as an attachment to the email address listed in Subsection 4 E Generally, an application for a voting ballot to be voted by mail, must be received in the early voting clerk's office not later than the close of regular business or 12 noon, whichever is later, on the 11th day before election day unless that day is a Saturday, Sunday, or legal state or national holiday, in which case the last day is the first preceding regular business day (regardless of the postmarked date) For an application for ballot by mail submitted by telephonic facsimile machine or electronic transmission to be effective, the original or a copy with a "wet" signature application, also must be submitted by mail and be received

by the early voting clerk not later than the fourth (4th) business day after the transmission by telephonic facsimile machine or electronic transmission is received (regardless of the postmarked date)

Section 9 *Early voting clerk-Harris County* The Harris County Clerk is hereby designated as the Early Voting Clerk for each City election precinct located in Harris County. An application for a voting ballot to be voted by mail for each City election precinct located in Harris County shall be mailed to the address listed in Subsection 5 A, submitted by common or contract carrier to the address listed in Subsection 5 B, faxed to the phone number listed in Subsection 5 D, or emailed as an attachment to the email address listed in Subsection 5 E. Generally, an application for a voting ballot to be voted by mail, must be received not later than the close of regular business or 12 noon, whichever is later, on the 11th day before election day unless that day is a Saturday, Sunday, or legal state or national holiday, in which case the last day is the first preceding regular business day (regardless of the postmarked date). For an application for ballot by mail submitted by telephonic facsimile machine or electronic transmission to be effective, the application also must be submitted by mail and be received by the early voting clerk not later than the fourth (4th) business day after the transmission by telephonic facsimile machine or electronic transmission is received.

Section 10 *Method of voting* Voting at the election, including early voting by personal appearance, shall be by use of the voting system designated by Fort Bend County or Harris County, as applicable, and approved by the Texas Secretary of State. Early voting by mail shall be by paper ballot processed by an Early Voting Ballot Board through an electronic voting system designated by Fort Bend County or Harris County, as applicable, and approved by the Texas Secretary of State.

Section 11 *Notice of changes* The City Secretary shall provide notice of the election in accordance with state law and shall provide notice of any modifications to polling places on the City's internet website.

Section 12 *Canvassing* The results of the election shall be canvassed and the returns shall be declared in accordance with state law.

Section 13 *Open meeting* It is further found and determined that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code, and that this meeting has been open to the public as required by law at all times during which this Ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

Section 14 *Repeal* Any ordinance or any part of an ordinance in conflict herewith shall be and is hereby repealed only to the extent of such conflict

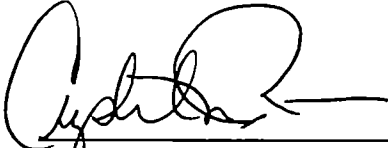
Section 15 *Severability* That if any section, subsection, sentence, clause, or phrase of this ordinance, or the application of same to a particular set of persons or circumstances, should for any reason be held to be invalid or adjudged unconstitutional by a court of competent jurisdiction, such invalidity shall not affect the remaining portions of this ordinance, and to such end the various portions and provisions of this ordinance are declared to be severable, and the City Council of the City of Missouri City, Texas, declares it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, or whether there be one or more parts

PASSED, APPROVED, AND ADOPTED on first and final reading this 5th day of August, 2024



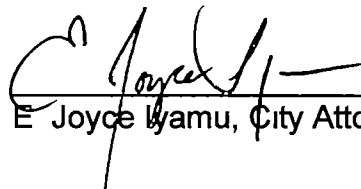
Robin J Elackatt, Mayor

ATTEST



Crystal Roan, City Secretary

APPROVED AS TO FORM



E Joyce Wamu, City Attorney

