

NOTICE OF GENERAL AND SPECIAL ELECTION TO  
ALL QUALIFIED VOTERS WITHIN THE CITY OF SAN MARCOS, TEXAS

1. A general and special election will be held on November 4, 2008 for the purpose of electing a Mayor, City Council Member Place 3, a City Council Member Place 4, and submitting 22 proposed amendments to the City Charter and a non-binding referendum extending the hours for the sale of alcoholic beverages for on-premises consumption to 2:00 a.m. to the voters.
2. The ballots will include the following propositions:

PROPOSITION NO. 1

FOR/AGAINST      The amendment of Section 12.12 of the City Charter to require the city council to appoint a charter review commission in January 2013 and at least every four years thereafter.  
FISCAL IMPACT: NONE

PROPOSITION NO. 2

FOR/AGAINST      The amendment of Section 1.03 of the City Charter to revise the statement of goals of city government.  
FISCAL IMPACT: NONE

PROPOSITION NO. 3

FOR/AGAINST      The amendment of Section 2.02 of the City Charter to delete language regarding the eminent domain process that is duplicative of state law.  
FISCAL IMPACT: NONE

PROPOSITION NO. 4

FOR/AGAINST      The amendment of Section 3.02(a)(2) of the City Charter to provide that residency in the city's extraterritorial jurisdiction prior to annexation shall no longer qualify an individual to serve on the city council.  
FISCAL IMPACT: NONE

PROPOSITION NO. 5

FOR/AGAINST      The amendment of Section 3.04 of the City Charter to provide that city council compensation shall be set in a public forum by ordinance of the city council.  
FISCAL IMPACT: UNCERTAIN

PROPOSITION NO. 6

FOR/AGAINST The amendment of Section 3.11 of the City Charter to provide that ordinances shall be approved on two separate days, shall become effective upon final reading or publication, and permit notices of public hearings on proposed ordinances to be published on the city's website or local media outlets unless newspaper publication is otherwise required.  
FISCAL IMPACT: REDUCED COSTS

PROPOSITION NO. 7

FOR/AGAINST The amendment of Section 3.12 of the City Charter to direct the city clerk to publish adopted ordinances in the newspaper only when required by state law, charter or ordinance.  
FISCAL IMPACT: REDUCED COSTS

PROPOSITION NO. 8

FOR/AGAINST The amendment of Section 3.15 of the City Charter to affirm the legal rights of persons participating in investigations conducted by the city council.  
FISCAL IMPACT: NONE

PROPOSITION NO. 9

FOR/AGAINST The amendment of Section 4.01(a) of the City Charter to include education as a basis for appointment of the city manager.  
FISCAL IMPACT: NONE

PROPOSITION NO. 10

FOR/AGAINST The amendment of Section 4.02 of the City Charter to provide that the city clerk shall perform the duties assigned by the city council and require the city clerk to establish and maintain a principal physical residence in the city within 90 days after appointment.  
FISCAL IMPACT: NONE

PROPOSITION NO. 11

FOR/AGAINST The amendment of Section 4.03(c) of the City Charter to provide for the appointment of the municipal court clerk and any assistants by the presiding judge with the approval of the city council.  
FISCAL IMPACT: NONE

PROPOSITION NO. 12

FOR/AGAINST The amendment rewording Section 5.01 of the City Charter to state that the regular city election will be held on the first Tuesday after the first Monday in November.  
FISCAL IMPACT: NONE

PROPOSITION NO. 13

FOR/AGAINST The amendment of Section 5.03 of the City Charter to follow the 70 day candidate filing deadline set by state law for elections held on the same date as a general election for state and county offices.  
FISCAL IMPACT: NONE

PROPOSITION NO. 14

FOR/AGAINST The amendment of Sections 8.09, 8.10, and 8.13 to clarify the procedures for adoption of the budget and tax rate; require the approval of the budget and tax rate prior to the end of the current fiscal year following public hearings required by state law; and require the budget to set forth the tax levy for the corresponding tax year.  
FISCAL IMPACT: NONE

PROPOSITION NO. 15

FOR/AGAINST The amendment of Section 8.17 of the City Charter to provide that notices of the competitive purchases of goods and services, when required by law, shall be given on the city's website and on an internet site for governmental purchases and may also be published in a newspaper of general circulation in the city.  
FISCAL IMPACT: NONE

PROPOSITION NO. 16

FOR/AGAINST The amendment of Section 9.02 of the City Charter to require the city manager or the manager's designee to maintain a bond record instead of a bond register.  
FISCAL IMPACT: NONE

PROPOSITION NO. 17

FOR/AGAINST The amendment of Sections 10.02 and 12.10 of the City Charter to correct typographical errors and provide correct punctuation without changing the substance of those sections.  
FISCAL IMPACT: NONE

PROPOSITION NO. 18.

FOR/AGAINST The amendment of Section 10.05 of the City Charter to provide that taxes for a particular tax year shall be paid by February 1 of the following year unless a later payment date is allowed by state law.  
FISCAL IMPACT: NONE

PROPOSITION NO. 19

FOR/AGAINST The amendment deleting Section 11.03 of the City Charter that currently prohibits the city council from granting, renewing, or extending an exclusive franchise, permit, or other authorization to construct, maintain, or operate a public service company.  
FISCAL IMPACT: NONE

PROPOSITION NO. 20

FOR/AGAINST The amendment of Section 12.02(c) of the City Charter to provide that the ethics review commission shall conduct hearings and investigations according to procedures set forth in the city's ethics ordinance.  
FISCAL IMPACT: NONE

PROPOSITION NO. 21

FOR/AGAINST The amendment deleting Section 12.13 of the City Charter which states that the city council has the power to make non-substantive changes and corrections to the city charter by adoption of an ordinance.  
FISCAL IMPACT: NONE

PROPOSITION NO. 22

FOR/AGAINST The amendment to Section 7.01(b) of the City Charter to state that members of the Planning and Zoning Commission must own property throughout their terms of office.  
FISCAL IMPACT: NONE

3. The ballots will include the following non-binding proposition:

NON-BINDING REFERENDUM

FOR/AGAINST Shall the San Marcos City Council be authorized to adopt an ordinance extending the hours for the sale of alcoholic beverages for on-premises consumption to 2:00 a.m.

4. The polling locations for each precinct are as follows:

PRECINCT NO.	POLLING PLACE LOCATION
110 (portion in City)	Masonic Temple 3024 Hwy. 123 San Marcos, Texas
111	Dunbar Center 801 MLK Drive San Marcos, Texas
112	Guadalupe Hall 218 Roosevelt San Marcos, Texas
113	Election Administrator's Office 401-C Broadway San Marcos, Texas
114	Allenwood Homes Auditorium 1201 Thorpe Lane San Marcos, Texas
116	Hernandez Intermediate School 333 Stagecoach Trail San Marcos, Texas
120	San Marcos Housing Authority Residents Office 820 Sturgeon Street San Marcos, Texas
127	Tobias Elementary School 1005 E. FM 150 Kyle, Texas
315	Doris Miller Jr. High School 301 Foxtail Run San Marcos, Texas
330	Lamar Central Office Annex 500 Hutchison Street San Marcos, Texas
332	First Lutheran Church 130 W. Holland St. San Marcos, Texas
334	Old Fish Hatchery Building 201 CM Allen Pkwy San Marcos, Texas 78666

336	Merrill Gardens at San Marcos Auxiliary Room 1720 Ranch Road 12 San Marcos, Texas 78666
446	Travis Elementary School 1437 Old Post Road San Marcos, Texas
447	South Hays County Fire Station 3300 Hilliard Road San Marcos, Texas

5. The polls will be open from 7:00 a.m. to 7:00 p.m. on election day.

6. Early voting in the election by personal appearance shall be for the period permitted by law, which will begin on October 20, 2008 and continue through October 31, 2008. The main early polling place for early voting by personal appearance for the election is the Hays County Election Administrator's Office, 401-C Broadway. Early voting by personal appearance shall be conducted during normal working days Monday- Friday (excluding holidays) in the Hays County Election Administrator's Office from October 20, 2008 through October 24, 2008 from 8:00 a.m. to 5:00 p.m.; on October 25, 2008 from 10:00 a.m. to 4:00 p.m.; on October 26, 2008 from 1:00 p.m. to 5:00 p.m.; and on October 27, 2008 through October 31, 2008 from 7:00 a.m. to 7:00 p.m. In addition, temporary branch and mobile early polling places for early voting by personal appearance for the City election are established at the following locations, with voting to be conducted at the dates and times indicated:

<u>Location</u>	<u>Date</u>	<u>Time</u>
San Marcos City Library	October 20-24, 2008	8:00a.m. to 5:00p.m.
Large Meeting Room	October 25, 2008	10:00a.m. to 4:00p.m.
625 E. Hopkins	October 26, 2008	1:00p.m. to 5:00p.m.
San Marcos, Texas	October 27-31, 2008	7:00a.m. to 7:00p.m.
Kyle City Hall	October 20, 2008	10:00a.m. to 8:00p.m.
100 W. Center	October 25, 2008	10:00a.m. to 4:00p.m.
Kyle, Texas	October 27, 2008	10:00a.m. to 8:00p.m.
Dripping Springs ISD Office	October 21, 2008	10:00a.m. to 8:00p.m.
510 W. Mercer Street	October 25, 2008	10:00a.m. to 4:00p.m.
Dripping Springs, Texas	October 28, 2008	10:00a.m. to 8:00p.m.
Texas State University-San Marcos	October 22-23, 2008	10:00a.m. to 7:00 p.m.
LBJ Student Center	October 29-30, 2008	10:00a.m. to 7:00 p.m.
700 Student Center Drive		
San Marcos, Texas		

Wimberley Community Center 14068 Ranch Road 12 Wimberley, Texas	October 23, 2008 October 25, 2008 October 30, 2008	10:00a.m. to 8:00p.m. 10:00a.m. to 4:00p.m. 10:00a.m. to 8:00p.m.
Buda City Hall 121 N. Main Street  Buda, Texas	October 24, 2008 October 25, 2008 October 29, 2008 October 31, 2008	10:00a.m. to 8:00p.m. 10:00a.m. to 4:00p.m. 10:00a.m. to 8:00 p.m. 10:00a.m. to 8:00p.m.
Woodcreek City Hall 17 Wildwood Circle Woodcreek, Texas	October 20, 2008 October 27, 2008	10:00a.m. to 8:00p.m. 10:00a.m. to 8:00p.m.
Performing Arts Center 979 Kohlers Crossing Kyle, Texas	October 21, 2008 October 29, 2008	10:00a.m. to 8:00p.m. 10:00a.m. to 8:00p.m.
Belterra Clubhouse 801 Belterra Drive Dripping Springs, Texas	October 23, 2008 October 30, 2008	10:00a.m. to 8:00p.m. 10:00a.m. to 8:00p.m.
Wimberley High School 100 Carney Lane Wimberley, Texas	October 26, 2008	1:00p.m. to 5:00p.m.
City of Kyle Fire Station 150 Bunton Road Kyle, Texas	October 31, 2008	10:00a.m. to 8:00p.m.

/s/ Sherry Mashburn  
City Clerk