RESOLUTION NO 2023-00__

A RESOLUTION OF THE CITY OF LA MARQUE, TEXAS CALLING A RECALL ELECTION FOR THE POSITION OF COUNCILMEMBER DISTRICT C; PROVIDING DETAILS RELATING TO THE HOLDING OF SUCH ELECTION; PROVIDING FOR SEVERABILITY; CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on or about April 19, 2023, an elector of the City of La Marque, Texas filed an affidavit pursuant to Section 5.13 of the Charter of the City of La Marque, Texas.

WHEREAS, on or about April 19, 2023, the City Clerk of the City of La Marque, Texas delivered the requested petition blanks to the elector in accordance with Section 5.13 of the Charter of the City of La Marque, Texas.

WHEREAS, on or about May 12, 2023, the same elector of the City of La Marque, Texas returned the petition (the “Recall Petition”) to the City Clerk of La Marque, Texas.

WHEREAS, the City Clerk of La Marque, Texas promptly commenced her review of the signatures on the Recall Petition to confirm they were of registered voters of District C in the City of La Marque, Texas.

WHEREAS, the City Clerk of La Marque, Texas determined that 115 of the signatures on the Recall Petition were of registered voters in the City of La Marque, Texas.

WHEREAS, the City Clerk of La Marque, Texas determined that 105 signatures were required for a recall petition of the position of Councilmember District C in accordance with Section 5.14 of the Charter of the City of La Marque, Texas.

WHEREAS, the City Clerk of La Marque, Texas communicated her findings to the City Council on or about May 18, 2023.

WHEREAS, the incumbent did not resign within five days of the City Clerk of La Marque, Texas delivering her findings to the City Council.

WHEREAS, in accordance with Section 5.15 of the Charter of the City of La Marque, Texas the City Council desires to call a recall election.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF LA MARQUE, TEXAS THAT:

Section 1. The facts and matter set forth in the recitals of this resolution are hereby found to be true and correct.
Section 2. The Recall Election shall be scheduled for Tuesday, November 7, 2023. Early voting shall be conducted from October 23, 2023 through November 3, 2023.

Section 3. The text of the ballot proposition shall be as follows:

    SHALL MICHAEL CARLSON BE REMOVED FROM THE OFFICE OF COUNCILMEMBER DISTRICT C BY RECALL?

    FOR THE RECALL OF MICHAEL CARLSON
    AGAINST THE RECALL OF MICHAEL CARLSON

Section 4. The deadline to register to vote in this election is October 10, 2023.

Section 5. The Recall Election shall be conducted by the Galveston County County Clerk’s Elections Division. The City Clerk of La Marque, Texas is authorized to contract with the Galveston County County Clerk to conduct the Recall Election.

Section 6. In the event any clause, phrase, provision, sentence, or part of this Resolution or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Resolution as a whole or any part or provision hereof other than that part declared to be invalid or unconstitutional; and the City Council of the City of La Marque, 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, whether there be one or more parts.

    NOW, DULY PASSED, APPROVED, AND ADOPTED ON THIS _____________ day of June 2023.

__________________________________________
Keith Bell
Mayor
City of La Marque, Texas

ATTEST: APPROVED AS TO FORM AND CONTENT

__________________________________________
Kierra Nance, TRMC
City Clerk
City of La Marque, Texas

Gus Knebel
Consulting City Attorney
City of La Marque, Texas