

## **Proposition No. 1 – Masculine and Feminine**

WHEREAS, the Charter was drafted using masculine gender references exclusively and such vocabulary is outdated; NOW, THEREFORE, this proposition shall amend the Charter by adding Section II to Article I to provide that “words used to express masculine gender shall be construed to include the feminine.”

### **REDLINE VERSION OF APPLICABLE CHARTER SECTION**

*(In the text of the proposed amendments, words stricken out would be deleted from the Charter. All other words would be in the Charter if the amendments are adopted. Words to be added are typically shown by underlining.)*

Article I, Section II to be added to read as follows:

Masculine and feminine.

Throughout this Charter, words used to express masculine gender shall be construed to include the feminine.

If Proposition No. 1 is approved by the voters on May 3, 2025, Section II would be added to Article I of the Levelland City Charter and shall thereafter read as follows:

**Masculine and feminine.**

Throughout this Charter, words used to express masculine gender shall be construed to include the feminine.

Section affected: Article I, Section II.

### **Ballot Text:**

#### **PROPOSITION No. 1**

To add a Section II to Article I of the Levelland City Charter which would read as follows: “Throughout this charter, words used to express masculine gender shall be construed to include the feminine.”

\_\_\_\_\_FOR

\_\_\_\_\_AGAINST

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## **Proposition No. 2 – Exemption from Liability for Damages**

WHEREAS, the Charter has certain outdated requirements for individuals who seek to bring a claim or suit against the City which are inconsistent with current State Law. NOW, THEREFORE, this proposition shall amend the Charter by updating the section regarding notice and provisions for damage suits to be consistent with current State Law.

### **REDLINE VERSION OF APPLICABLE CHARTER SECTION**

**Exemption from Liability for Damages**

The City of Levelland shall not be liable on account of any claim for specific performance, breach or contract, or damages to the person or to any property, or for any tort, unless the person, firm or corporation asserting such claim shall file with the City Secretary a written notice of such claim and a brief statement of facts upon which it is based within ~~thirty-one hundred eighty~~ (180~~30~~) days from the date it is claimed such cause of action arose; and no suit shall be instituted in any court on any such claim until the expiration of ninety (90) days from the time such notice shall have been given.

If Proposition 2 is approved by the voters on May 3, 2025, Section VIII of Article III of the Levelland City Charter shall thereafter read as follows:

The City of Levelland shall not be liable on account of any claim for specific performance, breach or contract, or damages to the person or to any property, or for any tort, unless the person, firm or corporation asserting such claim shall file with the City Secretary a written notice of such claim and a brief statement of facts upon which it is based within one hundred eighty (180) days from the date it is claimed such cause of action arose; and no suit shall be instituted in any court on any such claim until the expiration of ninety (90) days from the time such notice shall have been given.

Section Affected: Article III, Sec. VIII.

**Ballot Text:**

**PROPOSITION No. 2**

To amend Article III, Section VIII of the Levelland City Charter to update the exemption from liabilities for damage suits.

\_\_\_\_\_ FOR

\_\_\_\_\_ AGAINST

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**Proposition No. 3 – The Power to Buy and Sell Gas, Etc.**

WHEREAS, Article III, Section XVII of the Charter currently provides that any “contract or purchase binding the City for a period of more than two (2) years” for “electricity, gas, oil, or any other article or service essential to a property conduct of the affairs of the City and its inhabitants” requires “an election at which a majority of those voting shall favor making of such contract;” and WHEREAS, this provision limits the City’s ability to properly secure such essential services and provide them to its residents; NOW, THEREFORE, this proposition shall delete the election requirement as outlined above.

**REDLINE VERSION OF APPLICABLE CHARTER SECTION**

The City shall have power to purchase electricity, gas, oil, or any other article or service essential to a proper conduct of the affairs of the City and of ~~it's~~<sup>sits</sup> inhabitants on such terms as the City Council may deem proper for sale and distribution to the inhabitants of the City and adjacent territory, ~~provided that not contract or purchase binding the City for a period of more~~

~~than two (2) years shall be valid, unless authorized by an election at which a majority of those voting shall favor the making of such contract.~~

If Proposition 3 is approved by the voters on May 3, 2025, Section XVII of Article III of the Levelland City Charter shall thereafter read as follows:

The City shall have power to purchase electricity, gas, oil, or any other article or service essential to a proper conduct of the affairs of the City and of its inhabitants on such terms as the City Council may deem proper for sale and distribution to the inhabitants of the City and adjacent territory.

Section Affected: Article III, Section XVII.

**Ballot Text:**  
**PROPOSITION No. 3**

To amend Article III, Section XVII of the Levelland City Charter to delete the requirement for an election to authorize the City to enter into a “contract or purchase binding the City for a period of more than two (2) years” for “electricity, gas, oil, or any other article or service essential to a property conduct of the affairs of the City and its inhabitants.”

\_\_\_\_\_ FOR

\_\_\_\_\_ AGAINST

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**Proposition No. 4 – Franchises – Number of Required Readings**

WHEREAS, the current Charter language regarding the granting of franchises requires approval by the City Council “after having been read in full at three (3) regular meetings of the City Council,” and WHEREAS, such requirement is cumbersome and inefficient; NOW, THEREFORE, this Proposition shall revise Article III, Section XVIII(C) to only require approval of franchises at one (1) posted meeting of the City Council.

**REDLINE VERSION OF APPLICABLE CHARTER SECTION**

(C) No franchise shall ever be granted until it has been approved by a majority vote of the city Council ~~after having been read in full~~ at onethree (31) posted meetings of the City Council, nor shall any such franchise, grant or privilege ever be made unless it provides for adequate compensation or consideration therefor, to be paid to the City, and in addition to any other compensation, grantee shall pay annually such fixed charge as may be prescribed in the franchise. Such franchise and any contract in pursuance thereof shall provide that, upon termination of the grant, the franchise, as well as any other property of the grantee within said City, shall, upon payment of a fair valuation therefore (the mode to determine which shall be specified in the grant), become the property of the City; provided that the grantee shall never be entitled to any payment of valuation because of any value derived from franchise or the fact that it is or may be a going concern, duly installed and operated.

If Proposition 4 is approved by the voters on May 3, 2025, Article III, Section XVIII(C) of the Levelland City Charter shall thereafter read as follows:

(D) No franchise shall ever be granted until it has been approved by a majority vote of the city Council at one (1) posted meeting of the City Council, nor shall any such franchise, grant or privilege ever be made unless it provides for adequate compensation or consideration therefor, to be paid to the City, and in addition to any other compensation, grantee shall pay annually such fixed charge as may be prescribed in the franchise. Such franchise and any contract in pursuance thereof shall provide that, upon termination of the grant, the franchise, as well as any other property of the grantee within said City, shall, upon payment of a fair valuation therefore (the mode to determine which shall be specified in the grant), become the property of the City; provided that the grantee shall never be entitled to any payment of valuation because of any value derived from franchise or the fact that it is or may be a going concern, duly installed and operated.

Section Affected: Article III, Section XVIII(C).

**Ballot Text:**

**PROPOSITION No. 4**

To amend Article III, Section XVIII(C) of the Levelland City Charter to reduce from three to one the number of readings required for approval of franchises.

\_\_\_\_\_FOR

\_\_\_\_\_AGAINST

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**Proposition No. 5 – Other Enumerated Powers – Fine Amount**

WHEREAS, the City Charter gives a long list of powers related to its powers as a home rule municipality, including Article III, Section XXVIII, Other Enumerated Powers, which provides for a maximum fine of \$200; and WHEREAS, this provision is outdated and needs to be updated to current financial realities and to be consistent with applicable state law. NOW, THEREFORE, this proposition shall amend the Charter to update Article III, Section XXVIII to provide that the fine for all ordinance violations shall not exceed “the maximum amount allowed by applicable state law.”

**REDLINE VERSION OF APPLICABLE CHARTER SECTION**

In addition of the powers herein before specifically enumerated, the City Council of the City of Levelland shall have the power to license any lawful business, occupation or calling that it susceptible to the control of the police power; to license, regulate, control or prohibit the erection of signs or bill boards within the corporate limits of the City; to provide for a public library and the maintenance thereof; to provide for the regulation and control of electricians, plumbers, and gas fitters and electrical and plumbing workers and to require efficiency in the same; to provide for the inspection of weights, measures, and meters and fix a standard of such weights, measurers and meters, and to require conformity to such standards, and to provide penalties for failure to use or conform to the same; and to provide for inspection

fees; to provide for the issuance of permits for erecting all buildings, for the inspection of the construction of buildings in respect to proper wiring for electric lights and other electrical appliances, piping for gas, flues, chimneys, plumbing and sewer connections; and to enforce proper regulations in regard thereto; to require the construction of fire escapes for all public buildings, and to determine the sufficiency and regulate the safety of all exits and fire escapes provided for public buildings of every kind and character; and to provide for the enforcement of all ordinances enacted by the City by a fine not to exceed the maximum amount allowed by applicable state law~~Two Hundred and no/100 Dollars~~, provided that not ordinances shall prescribe a greater or ~~less~~lesser penalty than is prescribed for a like offense by the laws of the State of Texas.

If Proposition 5 is approved by the voters on May 3, 2025, Section XXVIII of Article III of the Levelland City Charter shall thereafter read as follows:

In addition of the powers herein before specifically enumerated, the City Council of the City of Levelland shall have the power to license any lawful business, occupation or calling that it susceptible to the control of the police power; to license, regulate, control or prohibit the erection of signs or bill boards within the corporate limits of the City; to provide for a public library and the maintenance thereof; to provide for the regulation and control of electricians, plumbers, and gas fitters and electrical and plumbing workers and to require efficiency in the same; to provide for the inspection of weights, measures, and meters and fix a standard of such weights, measurers and meters, and to require conformity to such standards, and to provide penalties for failure to use or conform to the same; and to provide for inspection fees; to provide for the issuance of permits for erecting all buildings, for the inspection of the construction of buildings in respect to proper wiring for electric lights and other electrical appliances, piping for gas, flues, chimneys, plumbing and sewer connections; and to enforce proper regulations in regard thereto; to require the construction of fire escapes for all public buildings, and to determine the sufficiency and regulate the safety of all exits and fire escapes provided for public buildings of every kind and character; and to provide for the enforcement of all ordinances enacted by the City by a fine not to exceed the maximum amount allowed by applicable state law, provided that no ordinance shall prescribe a greater or lesser penalty than is prescribed for a like offense by the laws of the State of Texas.

Section Affected: Article III, Section XXVIII

**Ballot Text:**

**PROPOSITION No. 5**

To amend Article III, Section XXVIII of the Levelland City Charter to provide that the fine for an ordinance violation shall not exceed “the maximum amount allowed by applicable state law.”

\_\_\_\_\_ FOR

\_\_\_\_\_ AGAINST

WHEREAS, Article IV, Section I provides for the appointment of City Manager but doesn't include any residency requirement and WHEREAS, the Charter Committee recommended that there be a residency requirement for a new City Manager within 90 days of his/her appointment; and WHEREAS Article IV, Section II provides for the duties of the City Manager and this provision is outdated due the changing nature of the City Manager position; NOW, THEREFORE, this proposition would update Article IV, Section I to implement a residency requirement for the City Manager and would update Section II to more clearly detail the duties of the City Manager.

## REDLINE VERSION OF APPLICABLE CHARTER SECTIONS

### I. Appointment of City Manager

The City Council is hereby vested with the power and authority to appoint, by a majority vote, a City Manager; who shall be the administrative head of the Municipal Government; said City Manager shall be responsible to the City Council for the efficient and economical administration of the City Government. Within 90 days of his/her appointment as City Manager, the newly appointed City Manager shall be a resident of the City of Levelland.

### II. Duties of City Manager

~~The City Manager shall enforce, or cause to be enforced, all laws and ordinances of the City; he shall employ and discharge all city employees, except the City Secretary, the Chief of Police, Tax Collector and Assessor, and City Attorney; he shall exercise control and supervision over all departments and offices that may be created by the City Council and all city employees; he shall attend all meetings of the City Council and advise with the Council on all matters pertaining to the City Government, its employees, its properties and all other matters pertaining to the City of Levelland, but he shall have no vote in the Council. He shall recommend in writing to the City Council such measures as he may deem necessary; he shall keep the City Council fully advised as to the financial condition and needs of the City and perform such other duties as may be required by the City Council, this Charter, or which may be required of him by ordinance or resolution enacted and passed by the City Council; he shall hold office at the will and pleasure of the City Council.~~

The powers and duties of the city manager shall be as follows:

(1) In cooperation with the city attorney, to see that all laws and ordinances are enforced.

(2) Except as otherwise herein provided, to appoint and remove all heads of departments and all subordinate officers and employees of the city; all appointments to be upon merit and fitness alone, and in the classified civil service all appointments to be subject to the civil service provisions of this Charter.

(3) To exercise control over all departments and subdivisions thereof created by this Charter, or that may hereafter be created by the council, except as hereinafter provided.

(4) To see that all terms and conditions imposed in favor of the city or its inhabitants in any public utility franchise are faithfully kept and performed, and upon knowledge of any violation thereof to call the same to the attention of the city attorney, whose duty it shall be to take such steps as may be necessary to enforce the same.

(5) To attend all meetings of the council, with the right to take part in the discussion, but having no vote.

(6) To recommend to the council for adoption such measures as he/she may deem necessary or expedient.

- (7) To keep the council at all times fully advised as to the financial condition and needs of the city.
- (8) To act as budget commissioner and as such prepare and submit to the council the annual budget after receiving estimates made by the directors or heads of the various departments of the city.
- (9) To see to it that city operates within its budget.
- (10) Either personally or by one or more assistant city managers designated by the city manager, to execute all documents, contracts and legal instruments on behalf of the city as provided by this Charter or by the ordinances or resolutions of the council passed in pursuance thereof.
- (11) To perform such other duties as may be prescribed by this Charter, or by ordinance or formal action of the council.

First, if Proposition 6 is approved by the voters on May 3, 2025, Article IV, Section II of the Levelland City Charter shall thereafter read as follows:

The City Council is hereby vested with the power and authority to appoint, by a majority vote, a City Manager; who shall be the administrative head of the Municipal Government; said City Manager shall be responsible to the City Council for the efficient and economical administration of the City Government. Within 90 days of his/her appointment as City Manager, the newly appointed City Manager shall be a resident of the City of Levelland.

Second, if Proposition 6 is approved by the voters on May 3, 2025, Article IV, Section II of the Levelland City Charter shall thereafter read as follows:

The powers and duties of the city manager shall be as follows:

- (1) In cooperation with the city attorney, to see that all laws and ordinances are enforced.
- (2) Except as otherwise herein provided, to appoint and remove all heads of departments and all subordinate officers and employees of the city; all appointments to be upon merit and fitness alone, and in the classified civil service all appointments to be subject to the civil service provisions of this Charter.
- (3) To exercise control over all departments and subdivisions thereof created by this Charter, or that may hereafter be created by the council, except as hereinafter provided.
- (4) To see that all terms and conditions imposed in favor of the city or its inhabitants in any public utility franchise are faithfully kept and performed, and upon knowledge of any violation thereof to call the same to the attention of the city attorney, whose duty it shall be to take such steps as may be necessary to enforce the same.
- (5) To attend all meetings of the council, with the right to take part in the discussion, but having no vote.
- (6) To recommend to the council for adoption such measures as he/she may deem necessary or expedient.

(7) To keep the council at all times fully advised as to the financial condition and needs of the city.

(8) To act as budget commissioner and as such prepare and submit to the council the annual budget after receiving estimates made by the directors or heads of the various departments of the city.

(9) To see to it that city operates within its budget.

(10) Either personally or by one or more assistant city managers designated by the city manager, to execute all documents, contracts and legal instruments on behalf of the city as provided by this Charter or by the ordinances or resolutions of the council passed in pursuance thereof.

(11) To perform such other duties as may be prescribed by this Charter, or by ordinance or formal action of the council.

Sections Affected: Article IV, Section I and Article IV, Section II

**Ballot Text:**

**PROPOSITION No. 6**

To amend Article IV, Section I and Article IV, Section II of the Levelland City Charter to implement a residency requirement for the City Manager and to update the powers and duties of the City Manager.

\_\_\_\_\_ FOR

\_\_\_\_\_ AGAINST

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**Proposition No. 7 – Nepotism**

WHEREAS, the Charter has two separate nepotism provision that are more restrictive than applicable state law. NOW, THEREFORE, this Proposition shall delete the current section IV of Article IV regarding the employment of relatives of the City Manager and amend section XXVII of Article V to explicitly acknowledge that the City will be bound to follow all applicable state nepotism laws.

**REDLINE VERSION OF APPLICABLE CHARTER SECTIONS**

**Article IV, § IV. ~~EMPLOYMENT OF RELATIVES OF CITY MANAGER.~~**

~~No person related to the City Manager, either by blood or marriage, shall ever be employed in any capacity for or on behalf of the City.~~

Repealed

**Article V, § XXVII. NEPOTISM.**

~~No person related to the Mayor or any member of the City Council, either by blood or marriage, shall be appointed to any office, position, clerkship, or other service of the City.~~

The City of Levelland shall comply with the state nepotism laws regarding which persons are not



qualified to be appointed to any office, position, clerkship, or other service of the city.

If Proposition No. 7 is approved by the voter on May 3, 2025, Section IV of Article IV shall be repealed and Section XXVII of Article V of the Levelland City Charter shall thereafter read as follows:

The City of Levelland shall comply with the state nepotism laws regarding which persons are not qualified to be appointed to any office, position, clerkship, or other service of the city.

Section affected: Article IV, Section IV (repealed) and Article V, Section XXVII.

**Ballot text:**

**PROPOSITION No. 7**

To repeal Article IV, Section IV, and to amend Article V, Section XXVII of the Levelland City Charter to explicitly provide that the City will be bound to follow all applicable state nepotism laws.

\_\_\_\_\_FOR

\_\_\_\_\_AGAINST

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**Proposition No. 8 – Bond of City Manager**

WHEREAS, Article IV, Section V of the City Charter provides requirements related to the bond of the City Manager, including that the amount of the official bond be “in the sum of FIVE THOUSAND AND NO/100 DOLLARS (\$5,000.00),” which requirements are clearly outdated and insufficient. NOW, THEREFORE, this proposition would update the said Section to update and clarify the requirements related to the bond of the City Manager and any person performing the duties of custodian of city funds.

**REDLINE VERSION OF APPLICABLE CHARTER SECTION**

~~The City Manager shall, before he takes office, give to the City of Levelland an official bond in the sum of FIVE THOUSAND AND NO/100 DOLLARS (\$5,000.00), payable to the City, conditioned as may be prescribed by resolution or ordinance passed and enacted by the City Council. Said bond must be written by some solvent surety company, with a permit to do business in the State of Texas. Said bond must be approved by the City Council.~~

The City Manager and any person performing the duties of custodian of city funds shall each give official bonds in such sums as may be prescribed by the Council from time to time by Ordinance; such bonds shall be payable to the City of Levelland and shall, in each instance, be conditioned for the faithful discharge of the duties of such officers. Such bonds shall be procured from an accredited surety company, authorized to do business under the laws of the State of Texas, and the premiums to such surety companies shall be paid by the City. All official bonds shall be approved by the Council and filed and recorded with the City Secretary.

If Proposition No. 8 is approved by the voter on May 3, 2025, Section V of Article IV of the Levelland City Charter shall thereafter read as follows:

The City Manager and any person performing the duties of custodian of city funds shall each give official bonds in such sums as may be prescribed by the Council from time to time by Ordinance;

such bonds shall be payable to the City of Levelland and shall, in each instance, be conditioned for the faithful discharge of the duties of such officers. Such bonds shall be procured from an accredited surety company, authorized to do business under the laws of the State of Texas, and the premiums to such surety companies shall be paid by the City. All official bonds shall be approved by the Council and filed and recorded with the City Secretary.

Section affected: Article IV, Section V.

**Ballot text:**

**PROPOSITION No. 8**

To amend Article IV, Section V of the Levelland City Charter to update and clarify the requirements related to the bond of the City Manager and any person performing the duties of custodian of city funds.

\_\_\_\_\_FOR

\_\_\_\_\_AGAINST

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**Proposition No. 9 – Candidates for Councilmembers Positions and Mayor; Qualifications – Filing Deadline**

WHEREAS, in Article V, Section III, the Charter specifies a precise time for filing for office and the Texas Election Code has superseded this Section; NOW, THEREFORE, this Proposition shall remove the outdated timeframe and amend this section to provide that filing for office shall be done in accordance with the Texas Election Code, as amended.

**REDLINE VERSION OF APPLICABLE CHARTER SECTION**

- (A) Any qualified voter who resides within the City of Levelland, who is a citizen of the United States, and who meets the eligibility requirements of the laws of Texas shall have the right to seek election to the office of Councilmember or Mayor. In addition, persons seeking election to the Councilmember positions for District A, B, C, or D shall have resided within that District for six months prior to the first day on which candidates may submit application to be placed on the ballot for election. Persons seeking election to the office of Mayor may have resided within the corporate limits of the City of Levelland for six months prior to the first day on which candidates may submit application to be placed on the ballot for election.

Each candidate seeking election to the office of Mayor or Councilmember shall submit a written application on a form available from the City Secretary, which shall be submitted to the City Secretary in accordance with the Texas Election Code, as amended. not later than 5:00 p.m. on the forty-fifth (45) day before election day, and not earlier than the thirtieth (30) day before the filing deadline.

If Proposition 9 is approved by the voters on May 3, 2025, Article V, Section III of the Levelland City Charter shall thereafter read as follows:

- (B) Any qualified voter who resides within the City of Levelland, who is a citizen of the United States, and who meets the eligibility requirements of the laws of Texas shall have the right to seek election to the office of Councilmember or Mayor. In addition, persons seeking election to the Councilmember positions for District A, B, C, or D shall have resided within that

District for six months prior to the first day on which candidates may submit application to be placed on the ballot for election. Persons seeking election to the office of Mayor may have resided within the corporate limits of the City of Levelland for six months prior to the first day on which candidates may submit application to be placed on the ballot for election.

Each candidate seeking election to the office of Mayor or Councilmember shall submit a written application on a form available from the City Secretary, which shall be submitted to the City Secretary in accordance with the Texas Election Code, as amended.

Section Affected: Article V, Section III.

**Ballot Text:**  
**PROPOSITION No. 9**

To amend Article V, Section III of the Levelland City Charter to remove the outdated timeframe for filing for office and amend this section to provide that filing for office shall be done in accordance with the Texas Election Code, as amended.

\_\_\_\_\_ FOR

\_\_\_\_\_ AGAINST

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**Proposition No. 10 – Judge of Elections - Canvass**

WHEREAS, in Article V, Section VI, the Charter details that the election returns shall happen “on the next regular meeting day of said Council, after each regular and special election,” and the Texas Election Code has superseded this Section; NOW, THEREFORE, this Proposition shall remove the outdated timeframe and amend this section to provide that the returns of every municipal election shall be handled in accordance with the Texas Election Code, as amended.

**REDLINE VERSION OF APPLICABLE CHARTER SECTION**

The City Council shall be the judge of the election and qualification of its own members and of the Mayor, subject to review of the courts in case of contest. The City Council shall ~~on the next regular meeting day of said Council, after each regular and special election,~~ canvas the returns and declare the results of such election in accordance with the Texas Election Code, as amended.

If Proposition 10 is approved by the voters on May 3, 2025, Article V, Section VI of the Levelland City Charter shall thereafter read as follows:

(A) The City Council shall be the judge of the election and qualification of its own members and of the Mayor, subject to review of the courts in case of contest. The City Council shall canvas the returns and declare the results of such election in accordance with the Texas Election Code, as amended.

Section Affected: Article V, Section VI.

**Ballot Text:**  
**PROPOSITION No. 10**

To amend Article V, Section VI of the Levelland City Charter to remove the outdated timeframe for canvassing returns and amend this section to provide that the returns of every municipal election shall be handled in accordance with the Texas Election Code, as amended.

\_\_\_\_\_ FOR

\_\_\_\_\_ AGAINST

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### **Proposition No. 11 – Date of Elections**

WHEREAS, in Article V, Section VII(A), the Charter specifies a precise day for the date of regular municipal elections; and State Law supersedes this Charter provision and the Texas Election Code now mandates all election dates and time periods for all activities related to conducting any election and the state mandated times and dates are subject to change by the Legislature; NOW, THEREFORE, this Proposition shall remove and amend the precise date of regular municipal elections and instead specify that the date of elections shall be held on uniform election days prescribed by State Law.

#### **REDLINE VERSION OF APPLICABLE CHARTER SECTION**

The regular municipal elections of the City of Levelland, Texas shall be held on the ~~first Saturday of the month of May which is a~~ uniform election day ~~te prescribed as presently established~~ by the Texas Election Code. The election shall be conducted and the results canvassed and announced by the election authorities as prescribed by the Texas Election Code and the general elections laws of the State of Texas, as amended, and said Texas Election Code and general election laws of Texas shall control in all municipal elections, ~~except as otherwise herein expressly provided~~.

If Proposition 11 is approved by the voters on May 3, 2025, Article V, Section VII(A) of the Levelland City Charter shall thereafter read as follows:

The regular municipal elections of the City of Levelland, Texas shall be held on the uniform election day prescribed by the Texas Election Code. The election shall be conducted and the results canvassed and announced by the election authorities as prescribed by the Texas Election Code and the general elections laws of the State of Texas, as amended, and said Texas Election Code and general election laws of Texas shall control in all municipal elections.

Section Affected: Article V, Section VII(A).

#### **Ballot Text: PROPOSITION No. 11**

To amend Article V, Section VII(A) of the Levelland City Charter to remove and amend the precise day for regular municipal elections and instead specify that the date of elections shall be held on uniform election days prescribed by State Law, as amended.

\_\_\_\_\_ FOR

\_\_\_\_\_ AGAINST

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## Proposition No. 12 – Runoff Elections

WHEREAS, in Article V, Section VII(B), the City Charter specifies an exact time period for a runoff election; and WHEREAS, State Law supersedes this Charter provision and the Texas Election Code now mandates all election dates and time periods for all activities related to conducting any election and the state mandated times and dates are subject to change by the Legislature; NOW, THEREFORE, this Proposition shall remove and amend the specified time period for a runoff election and instead outline a general requirement specifying that all aspects of a runoff election shall occur on the next available date that is allowed or required by State Law, as amended.

### REDLINE VERSION OF APPLICABLE CHARTER SECTION

~~In the event a runoff election shall be necessary in elections for the Mayor or Councilmembers for Districts A, B, C, and D, such runoff election shall be conducted on a day determined by the City Council.~~

~~Should any candidate fail to receive a majority of the votes at the election for the office for which he is a candidate, the governing authority shall immediately order a Runoff Election to be held on a date as prescribed by the Texas Election Code, as amended, at which runoff election the names only of the two candidates receiving the highest number of votes at said former election, for the office for which they were candidates, shall be printed on the ballot and submitted to the qualified voters for election, and the candidate receiving the majority of votes at such runoff election for the place or office for which he was a candidate shall be declared elected.~~

If Proposition 12 is approved by the voters on May 3, 2025, Article V, Section VII(B) of the Levelland City Charter shall thereafter read as follows:

Should any candidate fail to receive a majority of the votes at the election for the office for which he is a candidate, the governing authority shall immediately order a Runoff Election to be held on a date as prescribed by the Texas Election Code, at which runoff election the names only of the two candidates receiving the highest number of votes at said former election, for the office for which they were candidates, shall be printed on the ballot and submitted to the qualified voters for election, and the candidate receiving the majority of votes at such runoff election for the place or office for which he was a candidate shall be declared elected.

Section affected: Article V, Section VII(B).

#### Ballot Text:

#### PROPOSITION No. 12

To amend Article V, Section VII(B) of the Levelland City Charter to remove and amend the specified time for runoff elections and instead outline a general requirement specifying that all aspects of such a runoff election shall occur on the next available date that is allowed or required by State Law, as amended.

\_\_\_\_\_ FOR

\_\_\_\_\_ AGAINST

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## Proposition No. 13 – Officers – Oath and Bond

WHEREAS, in Article V, Section VIII, the City Charter requires all elective or appointive officers to take “the oath prescribed by the Constitution of this State, and by executing such bond as may be required by

the provisions of this Charter and the ordinances and resolutions of the City,” and WHEREAS, there is not an oath prescribed by the Constitution of this State for all elective or appointive officers; NOW, THEREFORE, this Proposition would require that all elective or appointive officers take “any required oath prescribed by the Constitution of this State” thereby making this Section more precise and accurate.

#### REDLINE VERSION OF APPLICABLE CHARTER SECTION

All officers of the City of Levelland, whether elective or appointive, shall qualify by taking ~~the~~ any required oath prescribed by the Constitution of this State, and by executing such bond as may be required by the provisions of this Charter and the ordinances and resolutions of the City.

If Proposition 13 is approved by the voters on May 3, 2025, Article V, Section VIII of the Levelland City Charter shall thereafter read as follows:

All officers of the City of Levelland, whether elective or appointive, shall qualify by taking any required oath prescribed by the Constitution of this State, and by executing such bond as may be required by the provisions of this Charter and the ordinances and resolutions of the City.

Section affected: Article V, Section VIII.

#### **Ballot Text: PROPOSITION No. 13**

To amend Article V, Section VIII of the Levelland City Charter to remove the reference to “the oath prescribed by the Constitution of this State” because there is not an oath prescribed for all elective and appointive officers, and instead require all elective or appointive officers take “any required oath prescribed by the Constitution of this State.”

\_\_\_\_\_ FOR

\_\_\_\_\_ AGAINST

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#### **Proposition No. 14 – Vacancies in Council**

WHEREAS, the Charter currently provides that any vacancy in the City Council must be filled by special election if there is sufficient time remaining in the term but prudent practice would allow the Council discretion to appoint a successor in the event of a vacancy with less than one year remaining in a term while requiring that the Council appoint a successor in the event of a vacancy of more than one year to serve until the next regular city election at which time the position will be placed on the ballot for the unexpired term. NOW, THEREFORE, this amendment would amend this section of the Charter by providing that a vacancy in the City Council of under one (1) year shall be filled by majority vote of the remaining members of the City Council and that a vacancy of over one (1) year shall be filled by appointment until the next regular city election at which time a special election for the unexpired term shall be conducted in accordance with state law.

#### REDLINE VERSION OF APPLICABLE CHARTER SECTION

~~In the event a vacancy should exist in the office of Mayor or any one or more Councilmembers, the City Council shall conduct a special election to fill such vacancy or vacancies for the remainder of its or their~~

~~unexpired term. However, no special election need be called if there is not sufficient time remaining on the term of the vacated office to permit its filling by special election prior to the next regular election for that office.~~

~~All special elections to fill vacancies shall be conducted in accordance with the Texas Election Code.  
(As amended 5-5-1992)~~

~~A vacancy occurring in the City Council, including the office of mayor, shall be filled by a person having the qualifications of an elective official of the city and selected in the following manner: If a single vacancy occurs and the City Council member's seat which is vacated has less than one year remaining, then the City Council may appoint a successor to serve the remainder of the term. If the position that is vacated has more than one year remaining, then the City Council shall appoint a successor to serve until the next regular city election at which time the position will be placed on the ballot for the remainder of the unexpired term. If two or more vacancies occur at one time, a special election shall be called by the remaining members of the City Council in accordance with the Election Code to fill the vacancies for the unexpired terms.~~

If Proposition 14 is approved by the voters on May 3, 2025, Section X of Article V of the Levelland City Charter shall thereafter read as follows:

A vacancy occurring in the City Council, including the office of mayor, shall be filled by a person having the qualifications of an elective official of the city and selected in the following manner: If a single vacancy occurs and the City Council member's seat which is vacated has less than one year remaining, then the City Council may appoint a successor to serve the remainder of the term. If the position that is vacated has more than one year remaining, then the City Council shall appoint a successor to serve until the next regular city election at which time the position will be placed on the ballot for the remainder of the unexpired term. If two or more vacancies occur at one time, a special election shall be called by the remaining members of the City Council in accordance with the Election Code to fill the vacancies for the unexpired terms.

Section affected: Article V, Section X.

**Ballot Text:**

**PROPOSITION No. 14**

To amend Article V, Section X of the Levelland City Charter by providing that a vacancy in the City Council of under one (1) year may be filled by majority vote of the remaining members of the City Council, that a vacancy of over one (1) year shall be filled by appointment until the next regular city election at which time a special election for the unexpired term shall be conducted in accordance with state law, and that if two or more vacancies occur at one time, a special election shall be called by the remaining members of the Council in accordance with the Election Code to fill the vacancies for the unexpired terms.

\_\_\_\_\_ FOR

\_\_\_\_\_ AGAINST



WHEREAS, in Article V, Section XI, the City Charter requires selection of the Mayor Pro-Tem without reference to when such selection should take place; NOW, THEREFORE, this Proposition would provide that the selection of the Mayor Pro-Tem be accomplished “at the first regular Council meeting after the regular municipal election or any runoff election...,” thereby making this Section more precise and accurate.

#### REDLINE VERSION OF APPLICABLE CHARTER SECTION

The mayor Pro-Tem shall be selected from among the members of the Council at the first regular Council meeting after the regular municipal election or any runoff election and shall perform all the duties of the Mayor in the absence or disability of said Mayor.

If Proposition 15 is approved by the voters on May 3, 2025, Article V, Section XI of the Levelland City Charter shall thereafter read as follows:

The mayor Pro-Tem shall be selected from among the members of the Council at the first regular Council meeting after the regular municipal election or any runoff election and shall perform all the duties of the Mayor in the absence or disability of said Mayor.

Section affected: Article V, Section XI.

#### Ballot Text: PROPOSITION No. 15

To amend Article V, Section XI of the Levelland City Charter to provide that the selection of the Mayor Pro-Tem be accomplished “at the first regular Council meeting after the regular municipal election or any runoff election.”

\_\_\_\_\_ FOR

\_\_\_\_\_ AGAINST

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#### Proposition No. 16 – Duties of the Mayor

WHEREAS, in Article V, Section XIII, the City Charter requires details the duties of the Mayor but this section is outdated, not in line with the City Manager – City Council form of government, and is silent about when the Mayor votes; NOW, THEREFORE, this Proposition would update the description of the duties of the Mayor, including providing that “the mayor shall be entitled to vote upon all matters considered by the City Council, but he shall have no veto power.”

#### REDLINE VERSION OF APPLICABLE CHARTER SECTION

~~The Mayor of the City of Levelland shall preside over the meetings of the City Council and perform such other duties consistent with the office as may be imposed upon him by this Charter and ordinances and resolutions passed in pursuance thereof. He may participate in the discussion of all matters coming before the Council, but shall be entitled to a vote as a member thereof only when necessary to break a tie vote of the Councilmen, and shall have no veto power. He shall sign all contracts and conveyances made or entered into by the City and all bonds issued under the provisions of this Charter, and shall be the Chief Executive Officer of the City. He shall be recognized as the official head of the City by the courts for the purpose of serving civil process, by the Government for the purpose of enforcing military law and for all ceremonial purposes. In times of danger or emergency, the Mayor may, with the consent of the City Council, take command of the police and govern the City by proclamation and maintain order and enforce all laws.~~



The Mayor of the City of Levelland shall be the presiding officer of the City Council. The mayor shall be entitled to vote upon all matters considered by the City Council, but he shall have no veto power. He shall sign all bonds, warrants, and other official documents, be the official head of the City and exercise all powers and perform all duties imposed upon him by this Charter and by the ordinances of the City, and the resolution of the City Council.

If Proposition 16 is approved by the voters on May 3, 2025, Article V, Section XIII of the Levelland City Charter shall thereafter read as follows:

The Mayor of the City of Levelland shall be the presiding officer of the City Council. The mayor shall be entitled to vote upon all matters considered by the City Council, but he shall have no veto power. He shall sign all bonds, warrants, and other official documents, be the official head of the City and exercise all powers and perform all duties imposed upon him by this Charter and by the ordinances of the City, and the resolution of the City Council.

Section affected: Article V, Section XIII.

**Ballot Text:**  
**PROPOSITION No. 16**

To amend Article V, Section XIII of the Levelland City Charter to update the description of the duties of the Mayor, including providing that “the mayor shall be entitled to vote upon all matters considered by the City Council, but he shall have no veto power.”

\_\_\_\_\_ FOR  
\_\_\_\_\_ AGAINST

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**Proposition No. 17 – Legislative Procedure**

WHEREAS, Section XVIII of Article V of the City Charter provides for legislative procedures that speak of a simple majority being sufficient to adopt any ordinance or resolution which is not consistent with applicable state law that requires a super-majority vote in certain situations; and WHEREAS, this Section providing for legislative procedures does not clearly and specifically reference the Texas Open Meetings Act and Texas Public Information Act. NOW, THEREFORE, this Proposition would clarify that a majority vote of those attending any meeting is sufficient “except when otherwise required by the Charter or applicable state law,” would add specific references to the Texas Open Meetings Act and Texas Public Information Act to provide that all meetings will be conducted in accordance with the Texas Open Meetings Act, as amended, and that public access to minutes of the meetings will be in accordance with the Texas Public Information Act.

**REDLINE VERSION OF APPLICABLE CHARTER SECTION**

A majority of the City Council shall constitute a quorum to do business and the affirmative vote of a majority of those attending any meeting at which there is a quorum present shall be necessary and sufficient to adopt any ordinance or resolution, except when otherwise required by the Charter or applicable state law. All meetings of the City Council shall be conducted in accordance with the Texas Open Meetings Act, as amended, public, except when otherwise directed by the Council, and minutes of all proceedings shall be available to the public pursuant to the Public Information Act of the State of Texas, as

~~amended kept to which any citizen may have access at all reasonable times and which shall constitute one of the archives of the City.~~ The vote upon the passage of all ordinances and resolutions shall be by the "ayes" and "nays" and entered upon the minutes, and every ordinance or resolution, upon its final passage, shall be recorded in a book kept for that purpose and shall be authenticated by the signature of the Mayor or Mayor Pro-Tem and the person performing the duties of City Secretary.

If Proposition No. 17 is approved by the voters on May 3, 2025, Section XVIII of Article V of the Levelland City Charter shall thereafter read as follows:

A majority of the City Council shall constitute a quorum to do business and the affirmative vote of a majority of those attending any meeting at which there is a quorum present shall be necessary and sufficient to adopt any ordinance or resolution, except when otherwise required by the Charter or applicable state law. All meetings of the City Council shall be conducted in accordance with the Texas Open Meetings Act, as amended, and minutes of all proceedings shall be available to the public pursuant to the Public Information Act of the State of Texas, as amended. The vote upon the passage of all ordinances and resolutions shall be by the "ayes" and "nays" and entered upon the minutes, and every ordinance or resolution, upon its final passage, shall be recorded in a book kept for that purpose and shall be authenticated by the signature of the Mayor or Mayor Pro-Tem and the person performing the duties of City Secretary.

Section affected: Article V, Section XVIII

**Ballot text:**  
**PROPOSITION No. 17**

To amend Article V, Section XVIII of the Levelland City Charter to clarify that a majority vote of those attending any meeting is sufficient "except when otherwise required by the Charter or applicable state law," and add specific references to the Texas Open Meetings Act and Texas Public Information Act to provide that all meetings will be conducted in accordance with the Texas Open Meetings Act, as amended, and that public access to minutes of the meetings will be in accordance with the Texas Public Information Act, as amended.

\_\_\_\_\_FOR

\_\_\_\_\_AGAINST

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**Proposition No. 18 – Ordinances, Enactment of**

WHEREAS, the Charter requirement of two readings for each ordinance is not stated very clearly and it would be better to clearly state the requirement that the two readings be done at two separate meetings, whether regular or special meetings, called in accordance with the Texas Open Meetings Act. NOW, THEREFORE, this Proposition would require that Ordinances must be presented and have the caption read, be voted upon, and passed at two separate meetings of the Council, either regular or special meetings.

REDLINE VERSION OF APPLICABLE CHARTER SECTION

Each proposed ordinance or resolution shall be introduced in writing or printed form and shall not contain more than one subject which shall be clearly expressed in the title, except ordinances or resolutions making appropriations or authorizing the contracting of indebtedness or issues of bonds or other evidence of indebtedness. No ordinance, unless it be declared an emergency measure, shall be passed finally on the date it is introduced, but must be presented and have the caption ~~passed~~, read, ~~and be~~ voted upon, and passed at two separate meetings, either regular or special meetings, of the City Council.

If Proposition No. 18 is approved by the voter on May 3, 2025, Section XIX of Article V of the Levelland City Charter shall thereafter read as follows:

Each proposed ordinance or resolution shall be introduced in writing or printed form and shall not contain more than one subject which shall be clearly expressed in the title, except ordinances or resolutions making appropriations or authorizing the contracting of indebtedness or issues of bonds or other evidence of indebtedness. No ordinance, unless it be declared an emergency measure, shall be passed finally on the date it is introduced, but must be presented and have the caption read, be voted upon, and passed at two separate meetings, either regular or special meetings, of the City Council.

Section Affected: Article V, Section XIX.

**Ballot Text:**

**PROPOSITION No. 18**

To amend Article V, Section XIX of the Levelland City Charter to clarify the requirement that Ordinances must be presented and have the caption read, be voted upon, and passed at two separate meetings of the Council, either regular or special meetings.

\_\_\_\_\_ FOR

\_\_\_\_\_ AGAINST

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**Proposition No. 19 – Publication of Ordinances and Effective Dates**

WHEREAS, the Charter requires publication in a newspaper “regularly published in the City of Levelland,” either in full or by caption, of all ordinances imposing a penalty, fine, or forfeiture and WHEREAS such publications are increasingly expensive, possibly ineffective, and the newspaper business continues to change because of the internet. NOW, THEREFORE, this Proposition would provide updated publication procedures for Ordinances requiring publication.

**REDLINE VERSION OF APPLICABLE CHARTER SECTION**

~~All ordinances imposing a penalty, fine or forfeiture, shall be published either in full or by caption only, if the City Council determines that said ordinance should be published by caption only, once a week for two consecutive weeks in some newspaper, regularly published in the City of Levelland, and one of such publications may be made after any such ordinance is passed on first reading, but one of such publications must be made after such ordinance is finally adopted on second reading and no such ordinance shall become effective until ten (10) days after the date of final passage, provided all emergency ordinance shall take effect according to their terms. The effective date and publication of all ordinances shall at all times comply with~~

~~the state laws of the State of Texas if the same is in conflict herewith.  
(As amended 9-22-1973)~~

Within ten days after its passage, every ordinance imposing a penalty, fine or forfeiture, for violation of any of its provisions and every other ordinance required to be published by general law of the state or this charter, shall be published by descriptive caption or title, stating in summary the purpose of the ordinance and the penalty for violation thereof if any, in a newspaper of general circulation within the city or shall be submitted to the City's publisher for codified ordinances, and shall take effect upon publication unless the ordinance or this charter specifies a later time. Every other ordinance shall take effect upon its final passage unless the ordinance or this charter specifies a later time.

If Proposition No. 19 is approved by the voter on May 3, 2025, Section XXIII of Article V of the Levelland City Charter shall thereafter read as follows:

Within ten days after its passage, every ordinance imposing a penalty, fine or forfeiture, for violation of any of its provisions and every other ordinance required to be published by general law of the state or this charter, shall be published by descriptive caption or title, stating in summary the purpose of the ordinance and the penalty for violation thereof if any, in a newspaper of general circulation within the city or shall be submitted to the City's publisher for codified ordinances, and shall take effect upon publication unless the ordinance or this charter specifies a later time. Every other ordinance shall take effect upon its final passage unless the ordinance or this charter specifies a later time.

Section Affected: Article V, Section XXIII.

**Ballot Text:**

**PROPOSITION No. 19**

To amend Article V, Section XXIII of the Levelland City Charter to provide updated requirements and procedures for Ordinances requiring publication.

\_\_\_\_\_ FOR

\_\_\_\_\_ AGAINST

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**Proposition No. 20 – Qualifications and Duties of City Secretary**

WHEREAS, in Article V, Section XXV, the Charter's provisions regarding the qualifications and duties of the City Secretary are outdated, limited, and not consistent with applicable state law, and WHEREAS this section needs to be updated to better reflect current practices, and to provide that the appointment of the City Secretary be done by the City Manager, subject to the approved by the City Council. NOW, THEREFORE, this Proposition shall amend and update this section to conform duties and powers of the City Secretary to better reflect current practices and to provide that the City Manager appoint the City Secretary subject to approval by the City Council.

**REDLINE VERSION OF APPLICABLE CHARTER SECTION**

~~The City Secretary shall be appointed by the City Manager, and confirmed by a majority vote of the City~~

~~Council. The City Secretary shall be the official custodian of the records of the City, give notice of City Council meetings and keep the minutes of its proceedings, and shall perform such other duties as may be assigned. The City Secretary may, with the City Manager's concurrence, appoint one or more Assistant City Secretaries who may perform the duties of the City Secretary as directed.~~  
(As amended 5-5-1992)

The City Manager shall appoint, subject to approval by the City Council, a City Secretary. The City Secretary shall attend all meetings of the City Council and keep accurate minutes of its proceedings. The City Secretary shall preserve and keep in order all books, papers, documents, records, and files of the City Council and of the executive departments. The City Secretary shall keep a record of all commissions and licenses issued and shall countersign same. The City Secretary shall have custody of the seal of the city and shall perform such other duties as the City Manager shall assign or as elsewhere provided for in this Charter or as required by law. The City Secretary may be removed from office by the City Manager, subject to approval by the City Council.

If Proposition No. 20 is approved by the voters on May 3, 2025, Section XXV of Article V of the Levelland City Charter shall thereafter read as follows:

The City Manager shall appoint, subject to approval by the City Council, a City Secretary. The City Secretary shall attend all meetings of the City Council and keep accurate minutes of its proceedings. The City Secretary shall preserve and keep in order all books, papers, documents, records, and files of the City Council and of the executive departments. The City Secretary shall keep a record of all commissions and licenses issued and shall countersign same. The City Secretary shall have custody of the seal of the city and shall perform such other duties as the City Manager shall assign or as elsewhere provided for in this Charter or as required by law. The City Secretary may be removed from office by the City Manager, subject to approval by the City Council.

Section affected: Article V, Section XXV

**Ballot text:**  
**PROPOSITION No. 20**

To amend Article V, Section XXV of the Levelland City Charter to conform duties and powers of the City Secretary to better reflect current practices and to provide that the City Manager appoint or remove the City Secretary, subject to approval by the City Council.

\_\_\_\_\_FOR

\_\_\_\_\_AGAINST

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**Proposition No. 21 – Budget**

WHEREAS, in Article V, Section XXII(A), the City Charter requires submission of the proposed budget at least sixty days before the beginning of the new fiscal year and the information necessary to prepare the budget is increasingly delayed in getting to the City; NOW, THEREFORE, this Proposition would provide that the City Manager shall submit the budget to the City Council “in accordance with the laws of the State of Texas as the same now exist or as they may be amended.”

## REDLINE VERSION OF APPLICABLE CHARTER SECTION

The Fiscal Year of the City of Levelland shall begin on the first day of October and shall end on the last day of September of each calendar year. Such fiscal year shall also constitute the Budget and Accounting year. The City Manager shall, ~~at least sixty (60) days prior to the beginning of each fiscal year,~~ submit to the Council a proposed budget, which shall provide a complete financial plan for the fiscal year, in accordance with the laws of the State of Texas as the same now exist or as they may be amended. The Council shall arrange for and hold at least one public hearing on the budget during the period of its consideration. The level of control for adopted budgets shall be by Fund.

If Proposition 21 is approved by the voters on May 3, 2025, Article V, Section XXII(A) of the Levelland City Charter shall thereafter read as follows:

- (A) The Fiscal Year of the City of Levelland shall begin on the first day of October and shall end on the last day of September of each calendar year. Such fiscal year shall also constitute the Budget and Accounting year. The City Manager shall submit to the Council a proposed budget, which shall provide a complete financial plan for the fiscal year, in accordance with the laws of the State of Texas as the same now exist or as they may be amended. The Council shall arrange for and hold at least one public hearing on the budget during the period of its consideration. The level of control for adopted budgets shall be by Fund.

Section affected: Article V, Section XXII(A).

### Ballot Text:

#### PROPOSITION No. 21

To amend Article V, Section XXII(A) of the Levelland City Charter to provide that the City Manager shall submit the budget to the City Council “in accordance with the laws of the State of Texas as the same now exist or as they may be amended.”

\_\_\_\_\_ FOR  
\_\_\_\_\_ AGAINST

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#### Proposition No. 22 – Re-forming City Council after a Disaster

WHEREAS, the current Charter is silent as to how the City Council would re-form in the unlikely event of a joint disaster involving over a quorum of the Council; and WHEREAS, the experience of other Cities suggests it is prudent to have a Charter provision detailing how to re-constitute the Council in such an unlikely event. NOW, THEREFORE, this Proposition shall add Section XXXIII to Article V to provide for procedures to re-form the City Council in the unlikely event of a joint disaster.

## REDLINE VERSION OF APPLICABLE CHARTER SECTION

Article V, Section XXXIII to be added to read as follows:

### § XXXIII. RE-FORMING CITY COUNCIL AFTER A DISASTER

In the event that a legal quorum of the elected City Council cannot be convened due to a disaster resulting in multiple injuries, deaths, or incapacity of officers, the surviving City Council members and officers first, then the following members of the following boards, shall constitute an interim City Council for purposes of meeting in numbers sufficient to constitute an interim City Council quorum, within fifteen (15) days of such disaster, or as provided in the Texas Election Code, and shall call for an election to fill vacant City Council positions. Such constituted interim City Council shall serve until the requested election occurs and shall possess all powers



possessed by the elected City Council. Such qualifying individuals, in order of succession, shall be the (1) chairperson of the Planning & Zoning Commission, (2) board president of the Levelland Economic Development Corporation, (3) board president of the Levelland Community Development Corporation, (4) vice-chairperson of the Planning & Zoning Commission, and (5) vice-president of the board of the Levelland Economic Development Corporation type A. The City Council may pass, by ordinance, such additional succession procedures and authorizations as it deems necessary.

Section affected: Article V, Section XXXIII.

**Ballot Text:**  
**PROPOSITION No. 22**

To amend Article V of the Levelland City Charter to add a Section XXXIII which would read as follows: "In the event that a legal quorum of the elected City Council cannot be convened due to a disaster resulting in multiple injuries, deaths, or incapacity of officers, the surviving City Council members and officers first, then the following members of the following boards, shall constitute an interim City Council for purposes of meeting in numbers sufficient to constitute an interim City Council quorum, within fifteen (15) days of such disaster, or as provided in the Texas Election Code, and shall call for an election to fill vacant City Council positions. Such constituted interim City Council shall serve until the requested election occurs and shall possess all powers possessed by the elected City Council. Such qualifying individuals, in order of succession, shall be the (1) chairperson of the Planning & Zoning Commission, (2) board president of the Levelland Economic Development Corporation, (3) board president of the Levelland Community Development Corporation, (4) vice-chairperson of the Planning & Zoning Commission, and (5) vice-president of the board of the Levelland Economic Development Corporation type A. The City Council may pass, by ordinance, such additional succession procedures and authorizations as it deems necessary."

\_\_\_\_\_FOR

\_\_\_\_\_AGAINST

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**Proposition No. 23 – Delete References to City Tax Assessor-Collector**

WHEREAS, the Charter provides for a Tax Assessor-Collector (and refers to this position in the following ways: Tax Assessor-Collector, Tax Collector and Assessor, Assessor of Taxes, Assessor, Assessor and Collector of Taxes, Office of the Assessor and Collector, and Assessor and Collector); and WHEREAS, this position is no longer functioning or necessary as such duties are performed by the Appraisal District or another appropriate entity or person; NOW, THEREFORE, this Proposition shall delete all references to a Tax Assessor-Collector (by all referenced titles/names) and instead reference that such duties are to be performed by the person or entity performing the functions of tax assessor and collector for the city.

**REDLINE VERSION OF APPLICABLE CHARTER SECTIONS**

Article VI, Section XIV(B). Duties of the City Council

- (B) All powers of the City and the determination of all matters of policy shall be vested in the City Council. The City Council shall, through the City Manager, exercise overall supervision of the municipal government. It shall, by majority vote, appoint the Municipal Court Judge, City Manager, ~~Tax~~

~~Assessor-Collector~~, and City Attorney, each of whom shall serve at its pleasure. The Chief of Police and City Secretary shall be appointed by the City Manager and these appointments shall be confirmed by a majority vote of the City Council. Neither the City Council nor any of its members shall in any manner control or demand the appointment or removal of any administrative officer or employee whom the City Manager or any subordinate of the City Manager is empowered to appoint.

Article VI, Section III(A). Rendition.

- (A) It shall be the duty of every owner of property within the City of Levelland to render under oath to the person or entity performing the functions of tax assessor and collector for the city~~Assessor of Taxes or such other person as may be provided for by ordinance at this office in said~~



~~City~~ annually within the time prescribed by ordinance of said City a full and complete inventory of all property so owned or held by him, whether real, personal or mixed, and to take and subscribe to an oath to the correctness of such inventory, which oath may be administered by the person or authorized employee of the entity performing the functions of tax assessor and collector for the city~~Assessor or such other officer as aforesaid, acting in person or by deputy.~~

#### Article VI, Section IV. Unrendered Property.

The City Council shall provide by ordinance for the listing and valuation of all property, real, personal and mixed, situated, owned or held within the City Limits of Levelland and which has not been rendered by the owner thereof each year upon a date to be specified by the City Council by ordinance, by the person or entity performing the functions of tax assessor and collector for the city~~Assessor or other officer designated for that purpose~~, which list of property so unrendered and assessed shall be placed upon the tax rolls of the City of Levelland and submitted along with the rendered rolls to the person or entity performing the functions of tax assessor and collector for the city~~Board of Equalization~~ and be subject to the same tax levy as the rendered property within said City.

#### Article VI, Section V(A). Collection of Taxes.

- (A) The City Council shall have full power, by ordinance, to provide for the prompt collection of all taxes levied, assessed and due or becoming due to said City and prescribe where property shall be assessed or rendered for taxes and when the taxes thereon shall become due and payable and to that end may and shall pass all ordinances and make all such provisions as may be necessary for levying, imposing, assessing and collecting said taxes, regulate the methods of make out tax lists and inventories, and fixing the duties and identifying the powers of the ~~Assessor and Collector of Taxes, or such other officer as may be designated therefore, by the City Council~~person or entity performing the functions of tax assessor and collector for the city.

#### Article VI, Section V(B). Collection of Taxes.

- (A) All taxes shall be payable at the ~~Office of the Assessor and Collector~~person or entity performing the functions of tax assessor and collector for the city, or such other officer as the City Council may prescribe, and no demand for payment thereof shall be requisite or necessary to the enforcement of the collection thereof, nor for the collection of any taxes due before the passage of this Article.

#### Article VI, Section VIII. Compilation and Publication of Delinquent Tax Rolls.

Immediately after the end of the fiscal year of the City of Levelland, as prescribed by the City Council, it shall be the duty of the ~~Assessor and Collector of taxes, or such other person or officer as may be designated by the City Council~~person or entity performing the functions of tax assessor

and collector for the city, to prepare a roll to be designated as the Delinquent Roll, containing the description of all property described in the assessment rolls of the fiscal year just preceding, together with the taxes due thereon and which said taxes have not been paid, and said roll, when prepared, shall be certified to by the Officer preparing same to be correct and shall be prima facie evidence of the statement made therein that all of the prerequisites and requirements of law as to levying of taxes and assessing and rendering property therefor and also to all other matters having been complied with, and the City is entitled to One Dollar (\$1.00) on each tract of land in said delinquent roll set forth, which shall be taxed against the delinquent tax payer of the property and against the property upon which the tax is due and in case of suit, to be taxed as a charge against said property, and the Collector of Taxes shall not issue any receipts to any delinquent tax payer unless said One Dollar (\$1.00) has been paid. Said delinquent roll shall be finished and said statement furnished by the person or entity performing the functions of tax assessor and collector for the city~~Assessor and Collector or other officer~~ not later than thirty (30) days after the end of each fiscal year. Said delinquent roll shall be published not later than ninety (90) days after the end of each fiscal year or as soon as possible thereafter once each week for four (4) consecutive weeks in some newspaper published in the City of Levelland, and the City shall also be entitled to charge Two Dollars (\$2.00) for advertising each tract of land separately assessed which shall be taxed as a charge against the property on which the tax is due, and no receipt to any delinquent tax payer shall be issued until such cost of advertising has been paid; provided that such publication shall not be a condition precedent to bringing suit on such taxes and for the foreclosure of the tax lien of the City against such property.

#### Article X, Section V(C). Present Officers.

- (A) Promptly after the adoption of this charter, it shall be the duty of the City Council to appoint a City Secretary, Chief of Police, ~~Tax Collector and Assessor~~, and City Attorney and such other officers and department heads and employees as it may deem necessary, and to fix their compensation. It shall also be the duty of the City Council to designate for each Councilman a place number, the place number to be given to each Councilman to be determined in the manner decided upon by the City Council.

If Proposition No. 23 is approved by the voters on May 3, 2025, the following sections shall thereafter read as follows:

#### Article VI, Section XIV(B). Duties of the City Council

- (A) All powers of the City and the determination of all matters of policy shall be vested in the City Council. The City Council shall, through the City Manager, exercise overall supervision of the municipal government. It shall, by majority vote, appoint the Municipal Court Judge, City Manager, and City Attorney, each of whom shall serve at its pleasure. The Chief of Police and City Secretary shall be appointed by the City Manager and these appointments shall be confirmed by a majority vote of the City Council. Neither the City Council nor any of its members shall in any manner control or demand the appointment or removal of any administrative officer or employee whom the City Manager or any subordinate of the City Manager is empowered to appoint.

Article VI, Section III(A). Rendition.

- (B) It shall be the duty of every owner of property within the City of Levelland to render under oath to the person or entity performing the functions of tax assessor and collector for the city annually within the time prescribed by ordinance of said City a full and complete inventory of all property so owned or held by him, whether real, personal or mixed, and to take and subscribe to an oath to the correctness of such inventory, which oath may be administered by the person or authorized employee of the entity performing the functions of tax assessor and collector for the city.

Article VI, Section IV. Unrendered Property.

The City Council shall provide by ordinance for the listing and valuation of all property, real, personal and mixed, situated, owned or held within the City Limits of Levelland and which has not been rendered by the owner thereof each year upon a date to be specified by the City Council by ordinance, by the person or entity performing the functions of tax assessor and collector for the city, which list of property so unrendered and assessed shall be placed upon the tax rolls of the City of Levelland and submitted along with the rendered rolls to the person or entity performing the functions of tax assessor and collector for the city and be subject to the same tax levy as the rendered property within said City.

Article VI, Section V(A). Collection of Taxes.

- (B) The City Council shall have full power, by ordinance, to provide for the prompt collection of all taxes levied, assessed and due or becoming due to said City and prescribe where property shall be assessed or rendered for taxes and when the taxes thereon shall become due and payable and to that end may and shall pass all ordinances and make all such provisions as may be necessary for levying, imposing, assessing and collecting said taxes, regulate the methods of make out tax lists and inventories, and fixing the duties and identifying the powers of the person or entity performing the functions of tax assessor and collector for the city.

Article VI, Section V(B). Collection of Taxes.

- (B) All taxes shall be payable at the person or entity performing the functions of tax assessor and collector for the city, or such other officer as the City Council may prescribe, and no demand for payment thereof shall be requisite or necessary to the enforcement of the collection thereof, nor for the collection of any taxes due before the passage of this Article.

Article VI, Section VIII. Compilation and Publication of Delinquent Tax Rolls.

Immediately after the end of the fiscal year of the City of Levelland, as prescribed by the City Council, it shall be the duty of the person or entity performing the functions

of tax assessor and collector for the city, to prepare a roll to be designated as the Delinquent Roll, containing the description of all property described in the assessment rolls of the fiscal year just preceding, together with the taxes due thereon and which said taxes have not been paid, and said roll, when prepared, shall be certified to by the Officer preparing same to be correct and shall be prima facie evidence of the statement made therein that all of the prerequisites and requirements of law as to levying of taxes and assessing and rendering property therefor and also to all other matters having been complied with, and the City is entitled to One Dollar (\$1.00) on each tract of land in said delinquent roll set forth, which shall be taxed against the delinquent tax payer of the property and against the property upon which the tax is due and in case of suit, to be taxed as a charge against said property, and the Collector of Taxes shall not issue any receipts to any delinquent tax payer unless said One Dollar (\$1.00) has been paid. Said delinquent roll shall be finished and said statement furnished by the person or entity performing the functions of tax assessor and collector for the city not later than thirty (30) days after the end of each fiscal year. Said delinquent roll shall be published not later than ninety (90) days after the end of each fiscal year or as soon as possible thereafter once each week for four (4) consecutive weeks in some newspaper published in the City of Levelland, and the City shall also be entitled to charge Two Dollars (\$2.00) for advertising each tract of land separately assessed which shall be taxed as a charge against the property on which the tax is due, and no receipt to any delinquent tax payer shall be issued until such cost of advertising has been paid; provided that such publication shall not be a condition precedent to bringing suit on such taxes and for the foreclosure of the tax lien of the City against such property.

Article X, Section V(C). Present Officers.

(C) Promptly after the adoption of this charter, it shall be the duty of the City Council to appoint a City Secretary, Chief of Police, and City Attorney and such other officers and department heads and employees as it may deem necessary, and to fix their compensation. It shall also be the duty of the City Council to designate for each Councilman a place number, the place number to be given to each Councilman to be determined in the manner decided upon by the City Council.

Sections affected: Article IV, Section XIV(B), Article VI, Sections III(A), IV, V(A), V(B), VIII, and Article X, Section V(C).

**Ballot text:**  
**PROPOSITION No. 23**

The amendment to delete all references to a Tax Assessor-Collector (by all referenced titles/names) and instead reference that such duties are to be performed by the person or entity performing the functions of tax assessor and collector for the city.

\_\_\_\_\_FOR

\_\_\_\_\_AGAINST

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### Proposition No. 24 – Board of Equalization – Repeal

WHEREAS, the Charter creates a Board of Equalization; and WHEREAS, such a Board is not functioning in any manner and is no longer necessary as the Appraisal District or another appropriate entity now performs these functions in accordance with State law; and WHEREAS, references to this Board should be repealed to conform with current practice; NOW, THEREFORE, this Proposition shall revise references to the Board and repeal and delete Article VI, Section IX.

#### REDLINE VERSION OF APPLICABLE CHARTER SECTIONS

The reference to Board of Equalization in Section IV of Article VI of the Levelland City Charter shall be revised as follows:

The City Council shall provide by ordinance for the listing and valuation of all property, real, personal and mixed, situated, owned or held within the City Limits of Levelland and which has not been rendered by the owner thereof each year upon a date to be specified by the City Council by ordinance, by the person or entity performing the functions of tax assessor and collector for the city~~Assessor or other officer designated for that purpose~~, which list of property so unrendered and assessed shall be placed upon the tax rolls of the City of Levelland and submitted along with the rendered rolls to the person or entity performing the functions of tax assessor and collector for the city~~Board of Equalization~~ and be subject to the same tax levy as the rendered property within said City.

The reference to Board of Equalization in Section V(C) of Article VI of the Levelland City Charter shall thereafter read as follows:

- (A) All property which the owner thereof may have failed or refused to inventory, assess or render for taxation for years prior to the passage of this act, shall be by the officer designated by the city Council inventoried, assessed and rendered for taxes for the year or years for which the same was not so rendered, inventoried and assessed by the owner thereof, and such officer, designated by the City Council, shall have the right and it shall be his duty at any time to revise, correct and reassess and properly describe any property incorrectly rendered or assessed or improperly described, without the necessity of giving notice to the owner thereof; provided, however, that the valuation as fixed by the ~~Board of Equalization~~person or entity performing the functions of tax assessor and collector for the city shall not be changed and such inventory and assessment, when revised and worked over, shall be as valid and effective as if on such assessment sheets and tax rolls and as if regularly and duly rendered and assessed by the owner for the year for which rendered, assessed and inventoried, as above provided for, by the Officer of the City of Levelland, designated by the City Council and said tax rolls and assessment sheets shall be prima facie evidence that said property was regularly and duly rendered, inventoried,

assessed and properly described in all respects as if done duly and regularly by the owner in the first instance.

**§ IX. ~~BOARD OF EQUALIZATION REPEALED~~**

- ~~(A) There shall be a Board of Equalization which shall be composed of three qualified tax paying and property owning citizens of the City of Levelland, who shall be appointed by the Mayor and confirmed by the City Council, whose powers and duties shall be the same as is given to County Commissioners in the equalization of property values for State and County taxation purposes.~~
- ~~(B) Said Board, constituted as herein provided, shall continue for a period of one year and shall be a standing committee to which all matters relative to valuation and renditions shall be referred; the members of said Board shall receive such compensation as may be provided for by ordinance of the City of Levelland.~~
- ~~(C) Said Board shall meet at the City Hall or such other place as may be designated in its order of appointment by the City Council within ten (10) days after being notified by the Assessor of Taxes that the assessment rolls of the City of Levelland are completed and ready for its inspection, and it shall complete its work as expediently as possible and in no event delay the completion thereof more than sixty (60) days from its first meeting, and it shall file its final report with the Mayor and City Council not later than fifteen (15) days after the completion of its work.~~
- ~~(D) In case of dissatisfaction with the final decision may be made by such tax payer to the City Council, provided such appeal is made within five (5) days after the tax rolls have been certified by the Board of Equalization to the City Council by written petition, specifically stating the part or parts of the valuation complained of. The City Council shall dispose of all such appeals within thirty (30) days after the tax rolls of the City have been certified by the Board of Equalization. Any tax payer being dissatisfied with the decision of the City Council, upon appeal, shall have the right to contest any such decision in any court of competent jurisdiction, but as a condition precedent to the exercise of such right of review or appeal to the courts, any such tax payer shall be required to give notice to the City Council of his intention to file suit by filing with the City Secretary an exact copy of his petition within thirty (30) days after the final decision of the City Council and such tax payer shall be required, as a further condition precedent, to pay said taxes assessed by the City and certified to by the Board of Equalization for the then current taxable year, and any subsequent years preceding final determination under protest, and, in the event of a final determination that the City Council was in error in refusing the tax payer relief, in such event the City of Levelland shall be obligated to return to the tax payer that part of the taxes which are held to be erroneously assessed and collected.~~

First, if Proposition No. 24 is approved by the voters on May 3, 2025, the reference to Board of Equalization in Section IV of Article VI of the Levelland City Charter shall thereafter read as follows:

The City Council shall provide by ordinance for the listing and valuation of all property, real, personal and mixed, situated, owned or held within the City Limits of Levelland and which has not been rendered by the owner thereof each year upon a date to be specified by

the City Council by ordinance, by the Assessor other officer designated for that purpose, which list of property so unrendered and assessed shall be placed upon the tax rolls of the City of Levelland and submitted along with the rendered rolls to the *person or entity performing the functions of tax assessor and collector for the city* and be subject to the same tax levy as the rendered property within said City.

Second, if Proposition No. 24 is approved by the voters on May 3, 2025, the reference to Board of Equalization in Section V(C) of Article VI of the Levelland City Charter shall thereafter read as follows:

(C) All property which the owner thereof may have failed or refused to inventory, assess or render for taxation for years prior to the passage of this act, shall be by the officer designated by the city Council inventoried, assessed and rendered for taxes for the year or years for which the same was not so rendered, inventoried and assessed by the owner thereof, and such officer, designated by the City Council, shall have the right and it shall be his duty at any time to revise, correct and reassess and properly describe any property incorrectly rendered or assessed or improperly described, without the necessity of giving notice to the owner thereof; provided, however, that the valuation as fixed by *the person or entity performing the functions of tax assessor and collector for the city* shall not be changed and such inventory and assessment, when revised and worked over, shall be as valid and effective as if on such assessment sheets and tax rolls and as if regularly and duly rendered and assessed by the owner for the year for which rendered, assessed and inventoried, as above provided for, by the Officer of the City of Levelland, designated by the City Council and said tax rolls and assessment sheets shall be prima facie evidence that said property was regularly and duly rendered, inventoried, assessed and properly described in all respects as if done duly and regularly by the owner in the first instance.

Third, if Proposition No. 24 is approved by the voters on May 3, 2025, Section IX of Article VI of the Levelland City Charter shall thereafter read as follows:

Sec. IX. Repealed

Sections affected: Article VI, Section IV, Section V, Section IX

**Ballot text:**  
**PROPOSITION No. 24**

The amendment to revise references to the Board of Equalization and repeal and delete Article VI, Section IX (Board of Equalization) of the Levelland City Charter.

\_\_\_\_\_FOR

\_\_\_\_\_AGAINST

## Proposition No. 25 – Initiative and Referendum – timing of elections

WHEREAS, in Article VIII, Section I(F) (initiative) and Article VIII, Section II(F) (referendum) the Charter specifies the precise time periods for Initiative and Referendum elections; However, State Law supersedes this Charter provision and the Texas Election Code now mandates all election dates and time periods for all activities related to conducting any election and the state mandated times and dates are subject to change by the Legislature; NOW, THEREFORE, this Proposition shall remove and amend the specified time periods for Initiative and Referendum elections and instead outline a general requirement specifying that all aspects of such elections shall occur on the next available date that is allowed or required by State Law.

### REDLINE VERSION OF APPLICABLE CHARTER SECTION

#### Article VIII, Section I(F)

- (F) Upon receipt of the certificate and certified copy of the proposed measure, as provided in the foregoing section, the Secretary shall certify the fact to the City Council at its next regular meeting. ~~If any municipal election is to be held not more than six (6) months or less than thirty (30) days after the receipt of the Secretary's certificate by the City Council, the proposed measure shall be submitted to a vote of the qualified voters at the first such an election to be held on the next available uniform election date for which the City may meet all statutory deadlines. When no municipal election is to be held within the time aforesaid, the City Council may provide for submitting the measures to the voters at a special election to be held not less than thirty (30) days after the date when provision is made therefor by the Council. When no other provision is made as to the time of submitting the measure proposed by initiative petition to the electors, it shall be submitted at the first municipal election held after the expiration of the period of six (6) months mentioned in this section.~~ Any such measure approved by a majority of the qualified voters voting thereon shall be considered adopted and shall take effect at the time indicated therein.

#### Article VIII, Section II(F)

- (F) If a referendum petition, or amended petition, be found sufficient, the Secretary shall certify that fact to the City Council at its next regular meeting, and, unless the measure or a part thereof, specified in the petition, be an emergency measure, it shall not go into effect unless approved by the qualified voters as hereinafter provided. Upon receipt of the Secretary's certificate of sufficiency, the City Council shall proceed to reconsider the measure and its final vote upon such reconsideration shall be upon the question, "shall the measure (or a part of the measure) as specified in the referendum petition be repealed?". If upon such reconsideration the measure, or a part thereof, be not repealed, it shall be submitted to the qualified voters at the next available uniform municipal election date for which the City may meet all statutory deadlines ~~held in less than thirty (30) days~~ after such final vote by the Council. The City Council, by a three-fourths (3/4) vote of its members, may submit the measure to the qualified voters at a special election to be held no sooner than the time aforesaid. If when submitted to the qualified voters any such measure, or part thereof, be not approved by a majority of those voting thereon, it shall be deemed repealed.



First, if Proposition 25 is approved by the voters on May 3, 2025, Article VIII, Section I(F) of the Levelland City Charter shall thereafter read as follows:

(G) Upon receipt of the certificate and certified copy of the proposed measure, as provided in the foregoing section, the Secretary shall certify the fact to the City Council at its next regular meeting. The proposed measure shall be submitted to a vote of the qualified voters at an election to be held on the next available uniform election date for which the City may meet all statutory deadlines. Any such measure approved by a majority of the qualified voters voting thereon shall be considered adopted and shall take effect at the time indicated therein.

Second, if Proposition 25 is approved by the voters on May 3, 2025, Article VIII, Section II(F) of the Levelland City Charter shall thereafter read as follows:

(G) If a referendum petition, or amended petition, be found sufficient, the Secretary shall certify that fact to the City Council at its next regular meeting, and, unless the measure or a part thereof, specified in the petition, be an emergency measure, it shall not go into effect unless approved by the qualified voters as hereinafter provided. Upon receipt of the Secretary's certificate of sufficiency, the City Council shall proceed to reconsider the measure and its final vote upon such reconsideration shall be upon the question, "shall the measure (or a part of the measure) as specified in the referendum petition be repealed?". If upon such reconsideration the measure, or a part thereof, be not repealed, it shall be submitted to the qualified voters at the next available uniform election date for which the City may meet all statutory deadlines after such final vote by the Council. The City Council, by a three-fourths (3/4) vote of its members, may submit the measure to the qualified voters at a special election to be held no sooner than the time aforesaid. If when submitted to the qualified voters any such measure, or part thereof, be not approved by a majority of those voting thereon, it shall be deemed repealed.

Section affected: Article VIII, Section I(F) (initiative) and Article VIII, Section II(F).

**Ballot Text:**  
**PROPOSITION No. 25**

To amend Article VIII, Section I(F) (initiative) and Article VIII, Section II(F) (referendum) of the Levelland City Charter to remove and amend specified time periods for initiative and referendum elections and instead outline a general requirement specifying that such elections shall occur on the next available date that is allowed or required by State Law.

\_\_\_\_\_ FOR

\_\_\_\_\_ AGAINST

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**Proposition No. 26 – Initiative and Referendum – frequency**

WHEREAS, the current Charter is silent as to how frequently a matter may be re-submitted to the voters, thereby creating a situation ripe for both voter fatigue and competing or serial petitions on the same topic. NOW, THEREFORE, this Proposition shall specify that once a matter has been placed on the ballot for a public vote and it passes, then that matter may not again be the subject of an initiative or referendum petition for a period of two (2) years and if the initiative or referendum measure fails to pass, then there shall be no further election called on that subject for a period of four (4) years.

#### REDLINE VERSION OF APPLICABLE CHARTER SECTION

Article VIII, Section I(K) to be added to read as follows:

(K) If an initiative petition results in the passage of a measure in an election, then there shall be no further initiative or referendum election called on that subject for a period of two (2) years. If an initiative or referendum measure fails to pass in an election, then there shall be no further election called on that subject for a period of four (4) years.

Section affected: Article VIII, Section I(K).

#### **Ballot Text: PROPOSITION No. 26**

To amend Article VIII of the Levelland City Charter to add a Section I(K) to Article VIII which would read as follows: “If an initiative petition results in the passage of a measure in an election, then there shall be no further initiative or referendum election called on that subject for a period of two (2) years. If an initiative or referendum measure fails to pass in an election, then there shall be no further election called on that subject for a period of four (4) years.”

\_\_\_\_\_FOR

\_\_\_\_\_AGAINST

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#### **Proposition No. 27 – Bonds and Warrants**

WHEREAS, Article IX of the Charter provides details regarding Bonds and Warrants that confuse the two, are inconsistent with state law, fail to address certificates of obligation, unnecessarily restrict the rate of interest that can be paid, and are generally confusing; and WHEREAS, the City desires to issue such debt in conformity with the laws of the State of Texas in order to maintain maximum flexibility to borrow money when necessary as inexpensively and efficiently as possible, when needed; NOW, THEREFORE, this Proposition would provide updated sections regarding Bonds and Warrants.

#### REDLINE VERSION OF APPLICABLE CHARTER SECTION

##### **§ I. BONDS.**

- (A) ~~The City Council shall have the power and authority by ordinance duly passed and it is hereby expressly authorized to issue bonds for the purpose of refunding bonds of the City of Levelland, previously issued, provided the bonds may be refunded at a lower rate of interest than the proposed bonds draw. General Obligation Bonds. The City shall have the power to borrow money on the credit of the City and to issue general obligation bonds for permanent public improvements or for any other public purpose not prohibited by the Constitution and laws of the State of Texas, and to issue refunding bonds to refund outstanding bonds of the City previously issued. All such bonds shall be issued in conformity with the laws of the State of Texas.~~
- (B) ~~No bonds shall be issued for any purpose except for the purpose of refunding bonds of the City of previous issues, unless such action is approved by a majority of the qualified voters of the City at an election called for such purpose. Revenue Bonds. The City shall have the power to borrow money for the purpose of constructing, purchasing, improving, extending or repairing of public utilities, recreational facilities or any other self-liquidating municipal function not prohibited by the Constitution and laws of the State of Texas, and to issue revenue bonds to evidence the obligation created thereby, and to issue revenue refunding bonds to evidence the obligation created thereby; and to issue revenue refunding bonds to refund outstanding revenue bonds previously issued. Such bonds shall be a charge upon and payable solely from the properties, or interest therein, pledged, or the income there from, or both, and shall never be a debt of the City. All such bonds shall be issued in conformity with the laws of the State of Texas.~~
- (CB-1) ~~Time Warrants not exceeding the total sum of \$3,000.00 in any one fiscal year, and maturing not later than five (5) years from the date of issuance, may be issued by the City Council for such purposes as may be permitted by this charter or by the Statutes of the State of Texas. All Time Warrants issued hereunder shall be issued in conformity with the provisions of Article 2368a, Revised Civil Statutes of Texas, and Amendments thereto. Incontestability of Bonds. All bonds of the City, having been issued and sold and having been delivered to the purchasers thereof, shall thereafter be incontestable; and all bonds issued to refund outstanding bonds shall, after such issuance, be incontestable.~~
- (B) ~~In all elections to determine the expenditure of money or the assumption of debt of any nature, qualified voters shall be deemed to be those who are otherwise qualified under the general laws of the State of Texas, and those who have paid taxes on property in said City which has been personally rendered by them for taxation for the year in which the election is held.~~
- (C) ~~No bond shall be issued drawing more than six per cent (6%) interest per annum and that shall be invalid if sold for less than par and accrued interest, and all bonds shall express upon their face the purpose for which they are issued, and shall be payable serially in not exceeding thirty (30) years from the date of issuance and may be payable on or before maturity.~~
- (D) ~~Ordinances authorizing any bonds, warrants, revenue warrants, notes or other evidence of indebtedness to be issued shall provide for the creation of a sinking fund sufficient to pay the principal and interest of such bonds when and as the same become due and payable and such sinking funds in excess of the amount necessary to pay the principal and interest of the bonds when and as the same become due and payable may each year be invested in bonds of the State of Texas or bonds issued by the counties in the State of Texas or in bonds of the United States or such funds may be used for the purchase of bonds of the City of Levelland which are not yet due, and shall be used and devoted to no other purpose whatsoever; and provided further that no such funds shall ever be invested in any security not supported by taxes and secured by the general tax obligation of the issuer.~~

~~(E) — Any officer or agent of the City of Levelland who shall unlawfully or knowingly divert or use said funds or cause to be diverted or used such funds for any purposes except that for which the bond is created or herein expressly authorized to be invested, shall be deemed guilty of a felony and subject to prosecution as provided under the general laws of the State of Texas.~~

## **§ II. WARRANTS.**

~~No warrant bearing interest payable in other than the fiscal year in which such warrant is issued shall ever be authorized or by ordinance issued by the City Council. This provision, however, shall not prevent the City Council from issuing interest bearing anticipated warrants, payable from the reasonably anticipated collections for the current year of such city where such warrants do not bear in excess of six per cent (6%)~~

The City shall have the authority to issue time warrants, certificates of obligation or other forms of public debt allowed by state law and to issue refunding warrants, certificates, or bonds to refund outstanding warrants or certificates or bonds previously issued. All such time warrants, certificates of obligation, and bonds shall be issued in conformity with the laws of the State of Texas.

If Proposition No. 27 is approved by the voter on May 3, 2025, Article IX of the Levelland City Charter shall thereafter read as follows:

## **§ I. BONDS.**

(A) General Obligation Bonds. The City shall have the power to borrow money on the credit of the City and to issue general obligation bonds for permanent public improvements or for any other public purpose not prohibited by the Constitution and laws of the State of Texas, and to issue refunding bonds to refund outstanding bonds of the City previously issued. All such bonds shall be issued in conformity with the laws of the State of Texas.

(B) Revenue Bonds. The City shall have the power to borrow money for the purpose of constructing, purchasing, improving, extending or repairing of public utilities, recreational facilities or any other self-liquidating municipal function not prohibited by the Constitution and laws of the State of Texas, and to issue revenue bonds to evidence the obligation created thereby, and to issue revenue refunding bonds to evidence the obligation created thereby; and to issue revenue refunding bonds to refund outstanding revenue bonds previously issued. Such bonds shall be a charge upon and payable solely from the properties, or interest therein, pledged, or the income there from, or both, and shall never be a debt of the City. All such bonds shall be issued in conformity with the laws of the State of Texas. (C) Incontestability of Bonds. All bonds of the City, having been issued and sold and having been delivered to the purchasers thereof, shall thereafter be incontestable; and all bonds issued to refund outstanding bonds shall, after such issuance, be incontestable.

## **§ II. WARRANTS.**

The City shall have the authority to issue time warrants, certificates of obligation or other forms of public debt allowed by state law and to issue refunding warrants, certificates, or bonds to refund outstanding warrants or certificates or bonds previously issued. All such time warrants, certificates of obligation, and bonds shall be issued in conformity with the laws of the State of Texas

Section Affected: Article IX, Sections I and II.

**Ballot Text:**

**PROPOSITION No. 27**

To amend Article IX, Sections I and II of the Levelland City Charter to provide updated sections regarding Bonds and Warrants.

\_\_\_\_\_ FOR

\_\_\_\_\_ AGAINST