CITY OF COMO
ORDINANCE
2018-23 Rev 1

AN ORDINANCE ESTABLISHING THE QUALIFICATIONS TO RUN FOR AN ELECTED OFFICE OF THE CITY OF COMO, TEXAS

SECTION I. REQUIREMENTS

The Mayor and each Commissioner, on the date of the election, shall meet the minimum qualifications:

1. be a United States citizen;
2. be 18 years of age or older on the first day of the term to be filled at the election;
3. have not been determined by a final judgment of a court exercising probate jurisdiction to be:
   a) totally mentally incapacitated; or
   b) partially mentally incapacitated without the right to vote;
4. have not been finally convicted of a felony from which the person has not been pardoned or otherwise released from the resulting disabilities;
5. have resided continuously in the state for 12 months and in the City of Como for six months immediately preceding the deadline for filing;
6. retain residency in the City of Como throughout the elected term;
7. except as otherwise allowed by law, no elected official of the City of Como shall, during his term of office, hold any other public office or employment, compensation for which is paid out of public funds;
8. not be in arrears in the payment of any taxes or other liability due the City of Como or Hopkins County, to include:
   a. utilities in the candidate's name or associated with the address upon which the candidate establishes residency in the City of Como; and,
   b. not be in arrears in the payment of utilities in the candidate's name or associated with the address upon which the candidate establishes residency in the City of Como three or more times within the twelve-month period prior to the filing of the application for a place on the ballot.

SECTION II. APPLICATION

The filing of an application for a place on the ballot shall be made to the City Secretary on or before the deadline mandated by the State of Texas, County of Hopkins.

A candidate's application for a place on the ballot must:
1) be in writing;
2) be signed and sworn to before a person authorized to administer oaths in this state by the candidate and indicate the date that the candidate swears to the application;
3) be timely filed with the City Secretary; and include:
   a) the candidate's name;
   b) the candidate's occupation;

c) the office sought, including any place number or other distinguishing number;
d) an indication of whether the office sought is to be filled for a full or unexpired term if the office sought and another office to be voted on have the same title but do not have place numbers or other distinguishing numbers;
e) a statement that the candidate is a United States citizen;
f) a statement that the candidate has not been determined by a final judgment of a court exercising probate jurisdiction to be:
   i) totally mentally incapacitated; or
   ii) partially mentally incapacitated without the right to vote;
g) a statement that the candidate has not been finally convicted of a felony from which the candidate has not been pardoned or otherwise released from the resulting disabilities;
h) the candidate's date of birth;
i) the candidate's residence address or, if the residence has no address, the address at which the candidate receives mail and a concise description of the location of the candidate's residence;
j) the candidate's length of continuous residence in the state and in the City of Como as of the date the candidate swears to the application;
k) the statement: "I, _____, of _____ County, Texas, being a candidate for the office of _____, swear that I will support and defend the constitution and laws of the United States and of the State of Texas";
l) a statement that the candidate is aware of the nepotism law, Chapter 573, Texas Government Code; and
m) a public mailing address at which the candidate receives correspondence relating to the candidate's campaign, if available, and an electronic mail address at which the candidate receives correspondence relating to the candidate's campaign, if available.

4) If an application does not comply with the applicable requirements, the City Secretary shall reject the application and immediately deliver to the candidate written notice of the reason for the rejection.
5) This section does not apply to a determination of a candidate's eligibility.
6) After the filing deadline:
   a) a candidate may not amend an application; and
   b) the authority with whom the application is filed may not accept an amendment to an application.

SECTION III. SERVICES VOLUNTEERED

Serving as an elected official for the City of Como is a voluntary position. No compensation will be given. Each elected official shall be paid for any actual and necessary expense incurred while in the discharge of any pre-approved non-routine duties of the office upon presentation of an itemized statement of such expense to the Council. No member shall hold or exercise more than one (1) civil office of emolument.

PASSED AND APPROVED this 13 of November, 2018.

Mayor

Commissioner

Commissioner

Attest:

City Secretary