



City of Saginaw

City of Saginaw

Meeting Date: 2/06/2018

Staff Contact: Janice England
City Secretary

Agenda Item: 5
(CC-0218-02)

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SUBJECT: Consideration and action regarding Resolution No. 2018-04, Calling a Municipal Election to be held on May 5, 2018 for the Offices of Mayor and City Council Place 2, and Calling a Special Election to be held on May 5, 2018 to fill the Unexpired Term of City Council Place 4

BACKGROUND/DISCUSSION:

The purpose of this item is to call the election to be held on May 5, 2018 for the offices of Mayor and City Council Place 2, and also call a special election for the unexpired term of City Council Place 4. Those places are currently held by Todd Flippo (Mayor), Patrick Farr (Place 2), and Sheri Adams (Place 4). Ms. Adams resigned when she moved out of the city. The positions of Mayor and Place 2 are both three year terms. The position of Place 4 is the unexpired term of office which is two years.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

Staff recommends approval of Resolution 2018-04, calling a municipal election to be held on May 5, 2018 for the offices of Mayor and City Council Place 2, and calling a special election to be held on May 5, 2018 to fill the unexpired term of City Council Place 4.

Attachments

Proposed Resolution

RESOLUTION NO. 2018-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAGINAW, TEXAS, CALLING FOR A GENERAL ELECTION TO ELECT THE OFFICES OF MAYOR, CITY COUNCIL PLACE 2, AND CALLING FOR A SPECIAL ELECTION TO FILL THE UNEXPIRED TERM OF CITY COUNCIL PLACE 4 TO BE HELD ON MAY 5, 2018; APPROVING A JOINT ELECTION WITH TARRANT COUNTY; AND ESTABLISHING PROCEDURES FOR THAT ELECTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Saginaw, Texas, (the "City") is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, the regular election for City Council members of the City of Saginaw is required to be held on May 5, 2018, at which time the voters will elect persons to fill the offices of Mayor, City Council Place 2, and City Council Place 4;

WHEREAS, the election will be held as a joint election, conducted under the authority of Chapter 271 of the Texas Election Code ("Code"); and

WHEREAS, by this Resolution, it is the intention of the City Council to designate a polling place for the election, to appoint the necessary election officers to establish and set forth procedures for conducting the election, and authorize the Mayor to execute a contract with Tarrant County for conducting the election.

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

Section 1. General Election Called. An election is hereby called to elect the offices of Mayor and City Council Place 2 to serve from May of 2018 until May of 2021 or until their successors are duly elected and qualified. The election shall be held on May 5, 2018 between the hours of 7:00 a.m. and 7:00 p.m. at Saginaw Senior Citizens Log Cabin, 405 S. Belmont St., Saginaw, Texas 76179.

Section 2. Special Election Called. An election is hereby called to fill the vacancy for the office of City Council Place 4 to serve the unexpired term of the vacancy from May 2018 until May 2020 or until a successor is duly elected and qualified. The election shall be held on May 5, 2018 between the hours of 7:00 a.m. and 7:00 p.m. at Saginaw Senior Citizens Log Cabin, 405 S. Belmont St., Saginaw, Texas 76179.

Section 3. Joint Election Agreement Approved. The Mayor is authorized to execute the Joint Election Agreement for Tarrant County and the City of Saginaw (the "Agreement"). In the event of conflict between this Resolution and the Agreement, the Agreement shall control.

Section 4. Application for Place on Ballot. Qualified persons may file as candidates by filing applications in the office of the City Secretary from 7:30 a.m. to 5:30 p.m., Monday through Thursday, and 7:30 a.m. to 11:30 a.m., Friday, from January 17, 2018 through February 16, 2018.

Section 5. Early Voting.

a. **Early voting by personal appearance.** Early voting by personal appearance shall commence April 23, 2018 and shall continue daily, until May 1, 2018 at the location designated in the Agreement for joint election. Hours for early voting by personal appearance shall be from 8:00 a.m. to 5:00 p.m., from April 23, 2018 through April 27, 2018; from 7:00 a.m. to 7:00 p.m. on each of April 28, 2018, April 30, 2018, and May 1, 2018; and from 11:00 a.m. to 4:00 p.m. on April 29, 2018.

April 30, 2018 and May 1, 2018 are hereby designated as the two week days during the early voting period during which the location for early voting shall be open for at least twelve (12) hours.

b. Early voting by mail. Stephen Vickers, the Tarrant County Chief Deputy Elections Administrator (“Elections Administrator”) or his successor is hereby designated as Early Voting Clerk for the election. Applications for early voting by mail may be delivered to the Elections Administrator or his successor at the following address: Early Voting Clerk, 2700 Premier Street, Fort Worth, Texas 76111, FAX: 817-831-6118, Email: votebymail@tarrantcounty.com, not later than close of business on April 24, 2018. Early voting by mail ballots shall be mailed to the Elections Administrator or his successor at P.O. Box 961011, Fort Worth, Texas 76161-0011.

c. Early voting by Ballot Board. Early voting, both by personal appearance and by mail, shall be canvassed by the Early Voting Ballot Board established by Tarrant County under the terms of the Agreement.

d. Recommended Branch Early Voting Polling Places. The Council finds that the following locations can most adequately and conveniently serve the voters in this election, and that these early voting locations will facilitate the orderly conduct of the election:

1. Eagle Mountain-Saginaw ISD Administration Building 6-Training Room,
1200 Old Decatur Road, Saginaw, Texas 76179.
2. Tarrant County Elections Center, 2700 Premier Street, Fort Worth, Texas,
76111.

Section 6. Appointment of Election Judge and Alternate Election Judge. The Presiding Election Judge and Alternate Presiding Judge shall be appointed by Tarrant County as authorized by Chapter 271 of the Code.

Section 7. Method of Voting. Tarrant County's eSlate electronic voting system shall be used for early voting by personal appearance. On Election Day, voters shall have a choice between voting on the eSlate electronic voting system or by a paper ballot that is scanned at the polling place using Tarrant County's eScan voting system. Provisional ballots cast on Election Day will be cast only on the eSlate electronic voting system to prevent the possibility of paper provisional ballots from being immediately counted via the eScan ballot scanner. All expenditures necessary for the conduct of the election, the purchase of materials therefore, and the employment of all election officials are hereby authorized, and shall be conducted in accordance with the Code.

Section 8. Governing Law and Qualified Voters. The election shall be held in accordance with the Constitution of the State of Texas and the Code, and all resident qualified voters of the City shall be eligible to vote at the election.

Section 9. Publication and Posting of Notice of Election. Notice of the election shall be given as required by Chapter 4 of the Code.

Section 10. Necessary Actions. The Mayor and the City Secretary of the City, in consultation with the City Attorney, are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Code in carrying out and conducting the election, whether or not expressly authorized herein.

Section 11. Effective Date. This resolution shall be effective upon its adoption.

ADOPTED AND APPROVED this 6th day of February, 2018.

APPROVED:

Todd Flippo, Mayor

ATTEST:

Janice England, City Secretary

APPROVED AS TO FORM AND LEGALITY:

Bryn Meredith, City Attorney