

## Memorandum

To: Honorable Mayor Shetter and members of the Burlleson City Council

From: Amanda McCrory City Secretary

Date: February 1, 2010

Subject: Resolution R-1166-10, calling the May 8, 2010, General Election for City of Burlleson Mayor and Council Places 2, 4 and 6.

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### **Council Action Requested:**

Approve Resolution R-1166-10, calling the May 8, 2010 General Election for the City of Burlleson Mayor and Council Places 2, 4 and 6.

### **Background Information:**

The Charter states "The general election for electing members of the city council, as provided in Article III, Section 19, of this charter, shall be held each year on the spring uniform election date established by state law". This year's election date has been set as May 8, 2010. The charter states that members whose term expires in even number years are the Mayor and Council Places 2, 4 and 6.

Candidate packets were made available in the City Secretary's Office on January 25, 2010. The packets will also be available at the February 1, 2010, February 15, 2010 and March 1, 2010 Council meetings.

### **Board/Citizen Input:**

N/A

### **Financial Considerations:**

All elections cost are budgeted in the City Secretary's Office account 001-1411-412-8001.

### **Attachments:**

Resolution R-1166-10

### **Staff Contact:**

Amanda McCrory, City Secretary  
817-426-9661

**RESOLUTION R-1166-10**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS, CALLING FOR A GENERAL ELECTION TO BE HELD ON MAY 8, 2010, ESTABLISHING PROCEDURES FOR THAT ELECTION; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, state law has established the 2<sup>nd</sup> Saturday in May as the date for general municipal elections; and

**WHEREAS**, by this Resolution, it is the intention of the City Council to call the general election, designate a polling place for the election, to appoint the necessary election officers and to establish and set forth procedures for conducting the election.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS:**

**Section 1.**

**Election Order**. A general election shall be held in the City of Burleson, Texas, on Saturday, May 8<sup>th</sup>, 2010, at which the following officials will be elected:

Mayor  
Councilmember Place 2  
Councilmember Place 4  
Councilmember Place 6

**Section 2.**

**Polling Place**. The polling place for the General Election shall be as follows:

Burleson City Hall  
141 W. Renfro  
Burleson, Texas 76028

The polls shall be open from 7:00 a.m. until 7:00 p.m. on May 8<sup>th</sup>, 2010, in accordance with and pursuant to the requirements of the Texas Election Code (the "Code").

**Section 3.**

**Precinct Established**. The City shall constitute a single election precinct for the election, to be known as Burleson Election Precinct No. 1.

**Section 4.**

**Filing Dates**. In accordance with the Code, eligible persons wishing to become candidates must file application with the City Secretary of the City of Burleson 141 W. Renfro, Burleson, Texas 76028, and may do so beginning at 8:00 a.m., Saturday, February 6, 2010 and continue through Monday, March 8, 2010, until 5:00 p.m. Each application shall be on a form meeting the requirements of Section 141.031 of the Election Code, and the Charter of the City of Burleson. The order in which the names of the candidates are to be printed on the ballot will be determined by a drawing by the City Secretary on a form prescribed by the Code.

### Section 5.

**Appointment of Election Judge and Alternate Election Judge.** The following named individuals are hereby appointed to serve as presiding Election Judge and Alternate Presiding Judge, respectively, at the election:

Presiding Election Judge	Name: LauraAnn Krolak
Alternate Presiding Judge	Name: Linda Hays

The Presiding Election Judge and Alternate Presiding Judge shall be qualified voters of the City. The City Secretary shall, in accordance with Section 32.009 of the Election Code, deliver to the Presiding Election Judge and the Alternate Presiding Judge notice of their appointments not later than twenty (20) days from the effective date of this Resolution.

### Section 6.

**Appointment of Clerks.** The Presiding Election Judge for the polling place shall appoint Election Clerks and as many additional Clerks as are necessary for the proper conduct of the election. The Judge shall make a reasonable effort to appoint at least one (1) bilingual election clerk.

### Section 7.

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

### Section 8.

**Publication and Posting of Notice of Election.** Notice of the election shall be given as required by Chapter 4 of the Election Code, and the Charter of the City of Burleson.

### Section 9.

**Early Voting.** The City Secretary, City of Burleson, 141 W. Renfro, Burleson, Texas 76028, is hereby designated as the Early Voting Clerk and she may appoint the necessary deputy clerks as required for early voting. Early voting by personal appearance shall be conducted between the hours of 8:00 a.m. until 5:00 p.m. on each day which is not a Sunday, or an official State or Federal Holiday, beginning on Monday, April 26, 2010, and continuing through Tuesday, May 4, 2010, with expanded hours of 7:00 a.m. to 7:00 p.m. on Monday, May 3, 2010 and Tuesday, May 4, 2010. Early Voting by personal appearance shall be at City Hall, 141 W. Renfro, Burleson, Texas, 76028. Applications for early voting by mail shall be delivered to the City Secretary at the same address or mailed to City Secretary, 141 W. Renfro, Burleson, Texas 76028, not earlier than Tuesday, March 9, 2010, and not later than the close of business on Friday, April 23, 2010, if in person, or Friday, April 30, 2010, if by mail.

Early Voting shall be canvassed by the Early Voting Ballot Board, which is hereby created. The Presiding Election Judge and the Alternate Presiding Judge appointed herein shall serve as the presiding officer and the alternate presiding officer, respectively, of the Early Voting Ballot Board. The other election officers serving at the election shall serve as the other members of the Early Voting Ballot Board for the election.

**Section 11.**

**Submission to the United States Justice Department.** The City Secretary of the City of Burleson, Texas, or her designee, is authorized to make such submission to the United States Justice Department to seek pre-clearance as required by law.

**Section 12.**

**Delivery of Returns.** In accordance with the Election Code, immediately after the closing of the polls on the day of the election, the election officers names in this resolution shall make and deliver the returns of the election in triplicate as follows: one copy shall be retained by the Presiding Election Judge; one copy shall be delivered to the Mayor of the City; and one copy of the returns, together with the ballot boxes and all election supplies, shall be delivered to the City Secretary. All election records and supplies shall be preserved by the City Secretary in accordance with the Election Code.

**Section 13.**

**Effective Date.** This resolution shall be effective upon its adoption.

PASSED AND APPROVED this 1<sup>st</sup> day of February, 2010.

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Mayor

ATTEST:

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City Secretary