

**RESOLUTION**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS, CALLING FOR A GENERAL ELECTION TO BE HELD ON MAY 2, 2020; DESIGNATING A POLLING PLACE; APPOINTING ELECTION OFFICERS; ESTABLISHING THE TIME, MANNER, AND PROCEDURES FOR THAT ELECTION; AND PROVIDING: AN OPEN MEETINGS CLAUSE; A SEVERABILITY CLAUSE; FOR THE INCORPORATION OF THE RECITALS; AND AN EFFECTIVE DATE.

**WHEREAS**, the City of Burleson 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**, state law has established the 1<sup>st</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 2020 general election, designate a polling place for the election, appoint the necessary election officers, and establish and set forth procedures for conducting the election.

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

**Section 1.  
Election Order for General Election.**

A general election shall be held in the City of Burleson, Texas, on Saturday, May 2, 2020, at which the following officials will be elected for full 3 year terms:

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 Senior Activity Center, Multipurpose Room A  
216 SW Johnson Ave.  
Burleson, Texas 76028

The polls shall be open from 7:00 a.m. until 7:00 p.m. on May 2, 2020, in accordance with and pursuant to the requirements of the Texas Election Code (hereafter 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 at 141 W. Renfro, Burleson, Texas 76028 beginning at 8:00 a.m., Wednesday, January 15, 2020, and continuing through Friday, February 14, 2020, until 5:00 p.m. Each application shall be on a form meeting the requirements of Section 141.031 of the Code, and the Charter of the City of Burleson.

**Section 5.  
Ballots.**

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 6.  
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: Hilda Robinson
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 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 7.  
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, but not less than 4 clerks. The Judge shall make a reasonable effort to appoint at least one (1) bilingual, Spanish-speaking election clerk.

**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, and the Charter of the City of Burleson.

**Section 10.**  
**Early Voting and Ballots by Mail.**

**A. Early Voting Clerk.** 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.

**B. Early Voting by Personal Appearance.** 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 20, 2020, and continuing through Tuesday, April 28, 2020, with expanded hours of 7:00 a.m. to 7:00 p.m. on Monday, April 27, 2020 and Tuesday, April 28, 2020. Early Voting by personal appearance shall be at the Burleson Senior Activity Center, Multipurpose Room A, 216 SW Johnson Ave., Burleson, Texas 76028.

**C. Voting by Mail.** All voted ballots by mail that are returned on or before Election Day shall be counted. Voted ballots received on the next business day after Election Day will also be counted if they have been postmarked by Election Day. Voted ballots mailed from U.S. citizens residing outside the United States may be counted if clearly postmarked on or before Election Day and received not later than the fifth day after Election Day.

**D. Applications for Ballot by Mail.** Completed applications may be submitted to the Early Voting Clerk in person, by mail, by contract or common carrier, or by fax. Completed applications may also be submitted to the Early Voting Clerk by e-mail if the e-mail contains the scanned application containing the applicant's original signature. Applications for a ballot by mail may be submitted beginning January 1, 2020, and must be received by the Early Voting Clerk before the close of business on April 20, 2020; however, applications for a ballot by mail submitted in person must be received by the Early Voting Clerk before the close of business on April 17, 2020. An applicant submitting an application for ballot by mail via fax or e-mail must also submit the physical application for ballot by mail via mail. In order for a faxed or e-mail application for ballot by mail to be effective, the physical, mailed application for ballot by mail must be received within four days of the submission of the application by fax or email. The physical and mailing address of the Early Voting Clerk is 141 W. Renfro, Burleson, Texas 76028. Early Voting Clerk facsimile: 817-426-9374. Early Voting Clerk e-mail: elections@burlesontx.com.

**E. Early Voting Ballot Board.** 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.**

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

**Section 12.**  
**Delivery of Returns.**

In accordance with the Code, immediately after the closing of the polls on the day of the election, the election officers named 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 Code.

**Section 13.**  
**Governing Law.**

The election shall be held as set forth in the City Charter and the Code.

**Section 14.**  
**Open Meetings Clause.**

It is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

**Section 15.**  
**Severability Clause.**

If any section, subsection, sentence, phrase or word of this resolution be found to be illegal, invalid or unconstitutional, the adjudication shall not affect any other section, sentence, phrase, word, paragraph or provision of this resolution or the application of any other section, sentence, phrase, word, paragraph, or provision of any other resolution of the City. The City Council declares that it would have adopted the valid portion and applications of this resolution without the invalid part, and to this end the provisions of this resolution are declared to be severable.

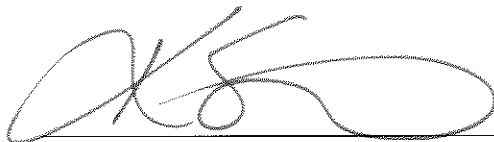
**Section 16.**  
**Incorporation of Recitals.**

The findings, determinations, and recitations set out in the preambles of this resolution are found to be true and correct and they are hereby adopted by the City Council and made a part hereof for all purposes.

**Section 17.  
Effective Date.**

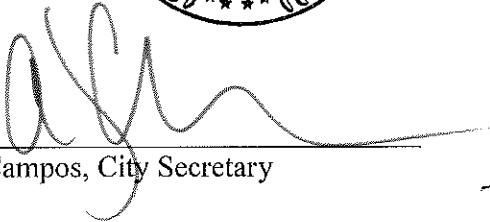
This resolution shall be effective upon its adoption.

**DULY RESOLVED** by the City Council of the City of Burleson, Texas, on the 21  
day of January, 2020.



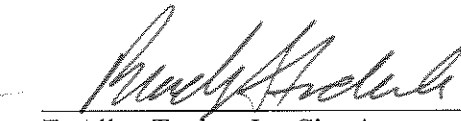
Ken Shetter, Mayor  
City of Burleson, Texas

ATTEST:



Amanda Campos, City Secretary

APPROVED AS TO FORM & LEGALITY:

  
~~E. Allen Taylor, Jr., City Attorney~~  
BRADLEY ANDERLE