

RESOLUTION NO. 2017-0206-1

A RESOLUTION OF THE CITY OF HUTCHINS, TEXAS, CALLING FOR A SPECIAL ELECTION TO BE HELD ON THE 6th OF MAY 2017, FOR THE PURPOSE OF VOTING ON THE ADOPTION OF THE PROPOSED HOME RULE CHARTER BY THE QUALIFIED VOTERS OF THE CITY OF HUTCHINS; DESIGNATING THE POLLING PLACE; ORDERING NOTICES OF ELECTION TO BE GIVEN AS PRESCRIBED BY LAW; AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A JOINT ELECTION AGREEMENT AND ELECTION SERVICES CONTRACT WITH DALLAS COUNTY ELECTIONS DEPARTMENT; PROVIDING FOR EARLY VOTING; PROVIDING FOR THE APPOINTMENT OF A DEPUTY EARLY VOTING CLERK; AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. That a Special Election shall be conducted on May 6, 2016, at which time all qualified voters of the City may vote for or against the proposed Home Rule Charter. The ballot proposition for the proposed Home Rule Charter is as follows:

“PROPOSITION NO. 1

Shall the qualified voters of the City of Hutchins adopt the Proposed Home Rule Charter form of government.

FOR _____

AGAINST _____”

SECTION 2. That the election materials as outlined in Section 272.005, Texas Election Code, shall be printed in both English and Spanish for use at the polling place and for early voting.

SECTION 3. That the City Secretary is hereby directed to cause notice to be given of said election by publication in the official newspaper of the City of Hutchins, Texas, not earlier than the 30th day or later than the 10th day before Election Day. A copy of the published notice that contains the name of the newspaper and the date of publication shall be retained as a record of such notice. Notice shall be posted on the bulletin board used to post notice of City Council meetings no later than the 21st day before election day in accordance with Texas Election Code Section 4.003 and the person posting the notice shall make a record at the time of posting stating the date and place of posting in accordance with the Texas Election Code. Notice shall also be posted to the City's website in accordance with the Government Code.

SECTION 4. That the election shall be held as a Joint Election. The City Administrator is hereby authorized to execute the Joint Election Agreement and the Election Services Contract

(the “Agreement”), attached hereto as Exhibit “A”, for the conduct of a Joint Election to be held on Saturday, May 6, 2017. The City Administrator shall have further authority to approve any minor modifications as may be necessary and in the best interest of the City.

SECTION 5. That, pursuant to the Joint Election Agreement, the Dallas County Elections Interim Administrator shall serve as Election Administrator for the election. Presiding Election Judge and Alternate Presiding Election Judge appointed to serve at said polling places, shall be those election officials furnished by the Elections Administrator from the list of proposed Elections Judges listed in an attachment to the agreement.

SECTION 6. That, in compliance with Section 271.006 of the Texas Election Code, Toni Pippins-Poole, shall serve as the Early Voting Clerk. Deputy Early Voting Clerks shall be appointed as needed to process early voting mail and to conduct early voting by personal appearance at the designated polling place.

SECTION 7. That an Early Voting Ballot Board shall be created to process early voting results in accordance with Section 87.001 of the Texas Election Code, The Early Voting Ballot Board shall be members appointed in the manner stated in the agreement and the Presiding Judge and Alternate Presiding Judge of the Early Voting Board shall be the election officials listed in the agreement.

SECTION 8. That the entire City shall constitute one precinct for the Joint Election, and Hutchins Community Center, located at 500 West Hickman Street, Hutchins, Texas, is hereby designated as the polling place. The election officers and maximum number of clerks for said polling place shall be determined and appointed in accordance with the provisions of the Agreement.

The polls shall be open from 7:00 a.m. to 7:00 p.m. on election day.

SECTION 9. That early voting by personal appearance shall also be conducted at the Hutchins Community Center, located at 500 West Hickman Street, Hutchins. If the Agreement with the Dallas County Elections Administrator revises the polling places listed previously, the City will utilize the polling places designated in said Agreement, as the same may be amended from time to time.

Applications for ballot by mail shall be received and processed by the Joint Election Early Voting Clerk, Dallas County Elections, 2377 North Stemmons Freeway, Suite 820, Dallas, Texas 75207. Applications for ballots by mail must be received no later than the close of business on Tuesday, April 25, 2017.

Early voting for the Joint Election shall begin on Monday, April 24, 2017, and end Tuesday, May 2, 2017. The dates and hours designated for early voting by personal appearance at the early voting locations shall be as set forth below:

Dates	Hours
Monday, April 24, 2017 Through Friday, April 28, 2017	8:00 A.M. to 5:00 P.M.
Saturday, April 29, 2017	8:00 A.M. to 5:00 P.M.
Sunday, April 30, 2017	1:00 P.M. to 6:00 P.M.
Monday, May 1, 2017 and Tuesday, May 2, 2017	7:00 A.M. to 7:00 P.M.

SECTION 10. That, should a run-off election become necessary, the Dallas County Elections Department shall conduct the run-off election. In the event any candidate for any one of the said offices fails to receive a majority of all votes cast for all the candidates for such office, a run-off election shall be called as provided for by the Agreement.

SECTION 11. That the official canvass of the Joint election returns shall be conducted between the period of May 9, 2017 and May 17, 2017. During this period, the early voting ballot board shall meet to count ballots received from outside the United States and complete the count of provisional ballots. The early voting clerk shall certify that all ballots mailed from outside the United States have been received and counted and the provisional ballots have been counted. Upon receipt of final counts from Dallas County Elections Department, the City Secretary shall present the official results to the City Council and the canvass of said Joint Election shall take place in accordance with the Texas Election Code.

DULY RESOLVED AND ADOPTED by the City Council of the City of Hutchins, Texas,
this the 6th day of February, 2017.

CITY OF HUTCHINS, TEXAS

Mario Vasquez, Mayor

ATTEST:

Janis Daniels, City Secretary

EXHIBIT "A"
Joint Election Agreement and the Election Services Contract