

RESOLUTION NO. 570

A RESOLUTION OF THE CITY OF TERRELL, TEXAS CALLING A SPECIAL ELECTION OF THE QUALIFIED VOTERS OF THE CITY OF TERRELL, TEXAS ON THE 12TH DAY OF MAY, 2007, FOR THE PURPOSE OF ELECTION OF COUNCILMEMBER DISTRICT NO. 5; PROVIDING FOR NOTICE OF SAID ELECTION; DESIGNATING ELECTION PRECINCTS; APPOINTING ELECTION OFFICIALS; PROVIDING FOR THE USE OF ELECTRONIC VOTING EQUIPMENT; AND PROVIDING FOR EARLY VOTING.

WHEREAS, the term of office of the Councilmember District No. 5 is vacant and will expire at the conclusion of one (1) year in office, as provided by an amendment to the Charter of the City of Terrell, Texas, as adopted on February 7, 2004; and

WHEREAS, the second Saturday in May is the date set for the regular election of Mayor; and

WHEREAS, authority is vested in the Mayor of the City of Terrell to call a Special Election and to appoint election officials to conduct said special election to fill the vacant position that exists in Council District No. 5;

NOW THEREFORE BE IT RESOLVED BY THE MAYOR OF THE CITY OF TERRELL, TEXAS that:

A Special Election is to be held on the 12th day of May, 2007 for the purpose of:

Electing Councilmember District No. 5 for the City of Terrell.

- A. The **Councilmember** so elected shall be a resident of the City of Terrell and reside in City of Terrell District No. 5 and shall be elected by the vote of the qualified voters in Council District No. 5 of the City of Terrell, Texas, and shall serve a term of one (1) year.

II.

Ballots shall be used for said election which ballots shall be prepared in accordance with the Texas Election code so as to permit the electors to vote “for” the candidate of the following offices which shall be set forth in substantially the following form:

In District No. 5
Councilmember(Names of Candidates)

There shall be one (1) election precinct for the conduct of this election, and the following location is designated as polling place within the respective precinct:

District No. 5 Missionary Baptist Church
 Poetry Road
 Terrell, Texas

On Election Day, the polls shall open at 7:00 A.M. and shall close at 7:00 P.M.

The following persons are hereby appointed officers of the election in their respective precincts:

District No. 5 Ruth Matejka Presiding Judge
 Mrs. James Maxwell Alternate Judge

A copy of this Resolution shall be delivered to the presiding judge for District 5 by the City Secretary not later than 20 days from this date, together with a current description of the election precinct as approved by the Terrell City Council.

Each presiding judge shall appoint not less than two nor more than four qualified clerks to serve and assist in the holding of said election, provided that if the presiding judge herein appointed actually serves, that the alternate presiding judge shall be a clerk. Each official shall be compensated at the rate of \$8.00 per hour, not to exceed a total of 15 hours. Each presiding judge shall receive additional compensation in the amount of \$25.00 for delivering the returns to the Central Counting Station. Each presiding judge shall attempt to appoint at least one official fluent in both the English and Spanish language.

All qualified electors residing in District 5, of the City of Terrell shall be permitted to vote at said election. This election shall be held and conducted in accordance with the Texas Election Code, enacted in 1985. All election materials and proceedings shall be printed in both English and Spanish.

Early voting shall be conducted at the office of the City Secretary in the Terrell City Hall located at 201 East Nash Street, whose mailing address is P.O. Box 310, Terrell, Texas 75160. The City Secretary is appointed as Early Voting Clerk, to serve without additional compensation. Applications for early voting by mail shall be taken between March 13, 2007 and May 4, 2007. Early voting by personal appearance shall commence on April 30, 2007 and conclude on May 8, 2007, on weekdays during regular business hours of the City Secretary except May 3, 2007 and May 8, 2007 in which polls will open at 7:00 a.m. and close at 7:00 p.m. Saturday, May 5, 2007 polls will be open from 8:00 a.m. to 5:00 p.m.

The Terrell Municipal Building located at 201 East Nash Street, Terrell, Texas, is hereby designated as the Central Counting Station.

Bobby Bishop is appointed **Presiding Judge** of the **Central Counting Station**.

Ruth Matejka is appointed **Early Voting Ballot Board Judge**.

Cozette Moore is appointed as **Tabulation Supervisor** of the **Central Counting Station**

Election clerks from District No. 5 will serve as election officers for the Early Voting Ballot Board.

The Early Voting Ballot Board Judge will deliver the early voted ballots to the Central Counting Station Judge at 5:00 P.M. Tabulating of voted ballots will start at 7:00 P.M.

Persons wishing to file as candidates for City Councilmember from Districts 5 shall file a sworn application for a place on the ballot with the City Secretary on March 7, 2007, and no later than 5:00 P.M. on April 11, 2007, and must meet the requirements to serve as Councilmember District No. 5, as set forth in the City of Terrell Charter and Code of Ordinances.

A substantial copy of this resolution shall serve as proper notice of the calling of said election. Said notice, including a Spanish translation hereof, shall be posted in a public place in each election precinct of the City and on the bulletin board used for the posting of meetings of the City Council of the City of Terrell at least 21 days prior to the date of the election by the City Secretary or his designee, who shall make a record at the time of posting stating the date and place of posting to be preserved for the period of preserving precinct election records.

PASSED AND APPROVED on this the 6th day of March, 2007.

APPROVED:

FRANCES ANDERSON, MAYOR

ATTEST:

JOHN ROUNSAVALL, CITY SECRETARY

APPROVED AS TO FORM:

MARY GAYLE RAMSEY, CITY ATTORNEY