

RESOLUTION NO. 2021-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAGINAW, TEXAS, CALLING FOR A GENERAL ELECTION TO ELECT THE OFFICES OF MAYOR AND CITY COUNCIL PLACE 2 TO BE HELD ON SATURDAY, MAY 1, 2021; APPROVING A JOINT ELECTION WITH TARRANT COUNTY; AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH TARRANT COUNTY FOR ELECTION SERVICES; AND ESTABLISHING PROCEDURES FOR THAT ELECTION; AUTHORIZING THE NOTICE OF 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 1, 2021, at which time the voters will elect persons to fill the offices of Mayor and City Council Place 2; and

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. The City Council hereby calls and orders a general municipal election for the purpose of electing the offices of Mayor and City Council Place 2 to serve from May of 2021 until May of 2024 or until their successors are duly elected and qualified.

The election shall be held on Saturday, May 1, 2021, between the hours of 7:00 a.m. and 7:00 p.m. at the Saginaw Senior Citizens Log Cabin, 405 S. Belmont St., Saginaw, Texas 76179.

Section 2. 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 3. Application for Place on Ballot. Eligible and 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 13, 2021 through February 12, 2021. The order in which the names of the candidates are to be printed on the ballot shall be determined by a drawing by the City Secretary. Notice of the time and place for such drawing shall be given in accordance with the Code.

Section 4. Early Voting.

a. Early voting by personal appearance. Early voting by personal appearance shall commence April 19, 2021 and shall continue daily, until April 27, 2021 at the locations 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 19, 2021 through April 23, 2021; from 7:00 a.m. to 7:00 p.m. on each of April 24, 2021, April 26, 2021, and April 27, 2021; and from 11:00 a.m. to 4:00 p.m. on April 25, 2021.

April 26, 2021 and April 27, 2021 are hereby designated as the two weekdays 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. Heider Garcia, the Tarrant County Chief Deputy Elections Administrator (“Elections Administrator”) or his successor is hereby designated as Early Voting

Clerk for the general 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 20, 2021. 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 City 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:

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

Section 5. 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 6. Method of Voting. Tarrant County's HART InterCivic Verity, version 2.3.1 shall be used for absentee voting by mail; early voting by personal appearance; regular voting on election day; and provisional voting. 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 7. 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 8. Publication and Posting of Notice of Election. Notice of the election shall be given as required by Chapter 4 of the Code.

Section 9. 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 10. Effective Date. This Resolution shall be effective upon its adoption.

ADOPTED AND APPROVED this 2nd day of February, 2021.

APPROVED:

Todd Flippo, Mayor

ATTEST:

Janice England, City Secretary

APPROVED AS TO FORM AND LEGALITY:

Bryn Meredith, City Attorney