

**CITY OF FARMERSVILLE
ORDINANCE # O-2021-0209-003**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, CALLING A GENERAL ELECTION FOR MAY 1, 2021 TO ELECT COUNCILMEMBER PLACE 1, COUNCILMEMBER PLACE 3 AND COUNCILMEMBER PLACE 5; PROVIDING FOR NOTICE OF SAID ELECTION; PROVIDING FOR RUNOFF ELECTION; PROVIDING FOR DESIGNATING POLLING PLACES; PROVIDING FOR EARLY VOTING, NOTICES AND OTHER MATTERS RELATING TO SAID ELECTION; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 3.004 of the Texas Election Code mandates that the governing body of a city with elective officers should order the general election for those officers; and

WHEREAS, Section 3.005 of the Texas Election Code mandates that an election on a uniform date shall be ordered not later than the 78th day before Election Day.

NOW, THEREFORE, BE IT ORDAINED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, THAT:

Section 1. In accordance with Texas Election Code § 3.004, this Ordinance constitutes the City Council's ordering of an election to be held on Saturday, May 1, 2021, to elect the following officials for the City of Farmersville ("City"): Councilmember Place 1; Councilmember Place 3; and, Councilmember Place 5, all for two-year terms. The Order of General Election attached hereto as Exhibit A is hereby approved and adopted by the City Council of the City of Farmersville as the Order for the General Election to be held on May 1, 2021.

Section 2. All independent candidates for the General Election to be held on May 1, 2021, for the above-mentioned offices shall file their applications with the City Secretary at City Hall, located at 205 South Main Street, Farmersville, Texas, between 8:00 a.m. and 5:00 p.m. Monday through Friday, beginning at 8:00 a.m. on January 13, 2021 and ending at 5:00 p.m. on February 12, 2021. All applications shall be on a form as prescribed by Section 141.031 of the Texas Election Code. All applications shall become public information immediately upon filing.

Section 3. Should all candidates for a particular office in the General Election fail to receive a plurality vote, in that event it shall be the duty of the City Council to order a runoff election for every office in the regular municipal election to which no one was elected.

[Remainder of page left intentionally blank.]

Section 4. The polling place for **Election Day, May 1, 2021**, shall be as follows:

**Farmersville City Hall
205 S. Main Street
Farmersville, TX 75442**

Section 5. The poll at the above designated polling place shall be open from 7:00 a.m. to 7:00 p.m. on Election Day.

Section 6. Early Voting by personal appearance for the election shall commence on April 19, 2021, at 8:00 a.m. and end at 7:00 p.m. on April 27, 2021. Early voting by personal appearance shall be conducted during regular business hours from 8:00 a.m. until 5:00 p.m., except for the final two days of the early voting period. On the final two days of early voting by personal appearance, which days are Monday, April 26, 2021, and Tuesday, April 27, 2021, the hours are hereby designated as 7:00 a.m. until 7:00 p.m.

Section 7. The polling place for **Early Voting, April 19, 2021, through April 27, 2021**, shall be in the Council Chambers in Farmersville City Hall, 205 S. Main St., Farmersville, TX.

Section 8. Collin County Elections Administrator is designated as the Early Voting Clerk. Qualified voters may mail applications for a voting mail-in ballot only from January 1, 2021 until the close of business on April 20, 2021. Applications requesting a voting mail-in ballot must be mailed to:

Bruce Sherbet
Elections Administrator
2010 Redbud Blvd., Suite 102
McKinney, Texas 75069

Section 9. The City Secretary is ordered to do the following:

1. Coordinate with the Collin County Elections Department, Bruce Sherbet, Elections Administrator, to hold the May 1, 2021 City of Farmersville General Election. Voting on the date of the Election, and early voting therefor, shall be by the use of a lawfully approved voting system. The preparation of the voting equipment to be used in connection with such voting system and the official ballots for the Election shall conform to the Texas Election Code, as amended.
2. Provide and publish notice of the elections ordered in this Ordinance in accordance with the Texas Election Code.
3. Coordinate with the Collin County Elections Department, Bruce Sherbet, Elections Administrator, to hold a runoff election conducted in accordance

with the Texas Elections Code if no candidate receives a plurality of the votes and two or more candidates for the same office tie for the number of votes required to be elected.

Section 10. The City Council shall give notice of this election in accordance with the terms and provisions of Chapter 4 of the Texas Election Code, and the City Council shall issue all necessary orders and writs for said election.

Section 11. The Collin County Elections Administrator shall be responsible for establishing and operating the Central Counting Station to receive and tabulate the electronic voted ballots in accordance with Section 127.001 of the Texas Election Code. Counting Station Manager and Central Count Judge shall be Bruce Sherbet.

Section 12. Notice of Election shall be published in both English and Spanish in accordance with the Texas Election Code. Returns of said election shall be made to the Council immediately after closing of the polls.

Section 13. Should any part, section, subsection, paragraph, sentence, clause or phrase contained in this Ordinance be held to be unconstitutional or of no force and effect, such holding shall not affect the validity of the remaining portion of this Ordinance, but in all respect said remaining portion shall be and remain in full force and effect.

Section 14. This Ordinance shall be effective immediately upon adoption.

DULY PASSED AND APPROVED on first and only reading on this 9th day of February, 2021 at a properly noticed meeting of the City Council of the City of Farmersville, Texas, there being a quorum present, and approved by the Mayor on the date set out below.

APPROVED THIS 9th DAY OF FEBRUARY, 2021.

APPROVED:



Bryon Wiebold, Mayor

ATTEST:



Sandra Green, TRMC
City Secretary



EXHIBIT A

ORDER OF ELECTION

An election is hereby ordered to be held on May 1, 2021, for the purpose of electing the following officials for the City of Farmersville ("City"):

1. City Councilmember Place 1;
2. City Councilmember Place 3; and
3. City Councilmember Place 5.

Early voting by personal appearance will be conducted each weekday at the City Council Chambers in Farmersville City Hall, 205 S. Main St., Farmersville, Texas between the hours of 8:00 a.m. and 5:00 p.m. beginning on April 19, 2021, at 8:00 a.m. and ending on April 27, 2021 at 7:00 p.m., except for the final two days of the early voting period. On the final two days of early voting by personal appearance, which days are Monday, April 26, 2021, and Tuesday, April 27, 2021, the hours are hereby designated as 7:00 a.m. until 7:00 p.m.

Election Day voting by personal appearance will be conducted on May 1, 2021, at the City Council Chambers in Farmersville City Hall, 205 S. Main St., Farmersville, Texas between the hours of 7:00 a.m. and 7:00 p.m.

Applications for ballot by mail shall be mailed to:

Bruce Sherbet
Elections Administrator
2010 Redbud Blvd., Suite 102
McKinney, Texas 75069

Applications for ballots by mail must be received no later than the close of business on April 20, 2021.

Issued this the 9th day of February, 2021.


BRYON WIEBOLD, Mayor

Instruction Note: A copy of this election order must be delivered to the County Clerk/Elections Administrator and Voter Registrar not later than 60 days before election day.

ORDEN DE ELECCION

Por la presente se ordena que se llevará a cabo una elección en el día de 1 de mayo, 2021 con el propósito de elección de los siguientes funcionarios para la ciudad de Farmersville ("Ciudad"):

1. Concejal de la Ciudad Lugar 1;
2. Concejal de la Ciudad Lugar 3; y
3. Concejal de la Ciudad Lugar 5.

La votación avanzada en persona sera conducida de lunes a viernes en la sala del Consejo de la ciudad de Farmersville, 205 Calle Main Sur, Farmersville, Tejas, entre las 8:00 de la mañana y las 5:00 de la tarde empezando el 19 de abril, 2021. La excepción son los días finales de la elección. En esos dos días, lunes 26 de abril y martes 27 de abril las horas seran 7:00 de la mañana a 7:00 de la noche.


En el día de la votación en persona de las elecciones se llevará a cabo del 1 de mayo de 2021 en la sala del Consejo de la ciudad de Farmersville, 205 Calle Main Sur, Farmersville, Tejas, entre las 7:00 de la mañana a las 7:00 de la noche.

Las solicitudes para boletas que se votarán en ausencia por correo deberán enviarse a:

Bruce Sherbet
Elecciones Administrador
2010 Redbud Blvd., Suite 102
McKinney, Texas 75069

Las solicitudes para una balota de papel por correo deberán recibirse antes del fin de las horas de negocio el 20 de abril, 2021.

Emitida este día 9 de febrero de 2021.



BRYON WIEBOLD, Alcade

Nota de instrucción: Se deberá entregar una copia de esta orden de elección al/a la Secretario/a del Condado/Administrador/a de Elecciones y el/la Registrador/a de Votantes no mas tarde de 60 días antes del día de elección.