

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF MANSFIELD (“CITY”), TEXAS, CALLING FOR A GENERAL ELECTION TO BE HELD ON MAY 7, 2022; DESIGNATING POLLING PLACES; ESTABLISHING ELECTION PRECINCTS WITHIN THE CITY; APPOINTING AN ELECTION JUDGE AND AN ALTERNATE JUDGE; ESTABLISHING OTHER PROCEDURES FOR CONDUCT OF THE ELECTION; ESTABLISHING A DATE FOR CANVASSING RETURNS; ESTABLISHING A DATE FOR RUNOFF ELECTION, IF NECESSARY; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, Section 41.001 of the Texas Election Code (the “Code”) specifies that the first Saturday in May shall be a “uniform election date” and that a general election of a City may be held on such day; and,

WHEREAS, state law and the charter of the City of Mansfield require that a general election be held; and,

WHEREAS, the City Council finds it impracticable to have Johnson County voters of the City of Mansfield vote in the building that houses the main office of the City Secretary because it would require them to vote at two separate locations; therefore, it is directing the City Secretary to provide an early voting location within Johnson County; and,

WHEREAS, by this Resolution, it is the intention of the City Council to officially establish the election precincts within the City, to designate polling places for the election, to appoint the necessary election officers, to establish and set forth procedures for conducting the election, to authorize the City to enter into a contract with Tarrant County to conduct the election, and to authorize the City to enter into a joint agreement with Mansfield Independent School District.

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

SECTION 1.

GENERAL ELECTION CALLED: A general election shall be held in the City of Mansfield, Texas, on Saturday, May 7, 2022, between the hours of 7:00 a.m. and 7:00 p.m. at which the following officers will be elected:

**MAYOR, PLACE 1
COUNCIL MEMBER, PLACE 2**

SECTION 2.

TERMS OF OFFICE: In accordance with the City charter, the candidate for each office to be filled in the general election receiving the majority of votes for such office shall be elected to a three (3) year term beginning May 2022 and ending May 2025, or until a successor is duly elected and qualified.

SECTION 3.

ELIGIBILITY FOR CANDIDACY: In accordance with the City's charter, no person shall be eligible for the Office of Councilmember until he/she is a qualified voter of the State of Texas and has resided in the City for at least twelve (12) months preceding the election at which he/she is to be elected.

SECTION 4.

APPLICATION FOR A PLACE ON THE BALLOT: Any eligible and qualified person shall have his name printed upon the official ballot as a candidate for the offices herein set by filing his sworn application with the City Secretary not earlier than January 19, 2022, and not later than 5:00 p.m. February 18, 2022. 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 5.

JOINT AGREEMENT WITH MANSFIELD INDEPENDENT SCHOOL DISTRICT: Prior to the election, the city anticipates that it will enter into a joint agreement with the Mansfield Independent School District ("MISD") for the Johnson County portion of the city to conduct a joint election. The Mayor, City Manager or their designee is authorized to execute the joint agreement.

SECTION 6.

AGREEMENT WITH TARRANT COUNTY AND ELLIS COUNTY: Prior to the election, the City anticipates that it will enter into an agreement for election services with Tarrant County (the "Agreement") and Ellis County. The Mayor, City Manager or their designee is authorized to execute the joint agreement.

SECTION 7.

- (a) **ELECTION DAY POLLING PLACE – TARRANT COUNTY:** Precinct 1 shall be comprised of all portions of Mansfield located in Tarrant County. The polling places for Election Day in Tarrant County shall be as follows as part of the countywide polling plan, with additional polling places throughout Tarrant County:

Mansfield ISD Center for the Performing Arts
1110 West Debbie Lane
Mansfield, Texas 76063

J.L. Boren Elementary School
1401 Country Club Drive
Mansfield, Texas 76063

Mansfield Sub-Courthouse
1100 East Broad Street
Mansfield, Texas 76063

Vernon Newsom Stadium

3700 E. Broad Street
Mansfield, Texas 76063

- (b) **ELECTION DAY POLLING PLACE – JOHNSON COUNTY:** Precinct 2 shall be comprised of all portions of Mansfield located in Johnson County. The polling place for Election Day in Johnson County shall be as follows:

Pct. 3 Maintenance Facility (Community Room)
10420 E. FM 917
Alvarado, TX 76009

- (c) **ELECTION DAY POLLING PLACE – ELLIS COUNTY:** Precinct 3 shall be comprised of all portions of Mansfield located in Ellis County. The polling place for Election Day in Ellis County shall be as follows as part of the countywide polling plan, with additional polling places throughout Ellis County:

Midlothian Conference Center (Ballroom/Foyer)
1 Community Circle Drive
Midlothian, TX 76065

SECTION 8.

APPOINTMENT OF ELECTION JUDGES AND ALTERNATE ELECTION JUDGES – TARRANT COUNTY AND ELLIS COUNTY: Election judges for the general election shall be appointed by Tarrant County and Ellis County as authorized by Chapter 271, of the Texas Election Code.

APPOINTMENT OF ELECTION JUDGES AND ALTERNATE ELECTION JUDGES – JOHNSON COUNTY: The following named individuals, are hereby appointed to serve as Presiding Election Judge and Alternate Presiding Election Judges, respectively, at the election:

PRESIDING JUDGE
Virginia Roberson

ALTERNATE PRESIDING JUDGE
Terri Coggins

The Election Judges and Alternate Presiding Judges shall be qualified voters of the City.

SECTION 9.

- (a) **EARLY VOTING – TARRANT COUNTY:** Heider Garcia, Elections Administrator, or her successor, is designated the Early Voting Clerk. Additional Deputy Early Voting Clerks may be appointed, as provided in the Agreement.

The address for the Early Voting Clerk of Tarrant County and the address for application for ballot by mail is Tarrant County Elections, PO Box 961011, Fort Worth, Texas, 76161-0011, or by express courier delivery at Tarrant County Elections, 2700 Premier St., Fort Worth, Texas 76111-3011 and the Early Voting Clerk may be reached at the following: (i)

Telephone: 817-831-8683, (ii) Email: votebymail@tarrantcounty.com, and (iii) Website: <https://www.tarrantcounty.com/en/elections.html>.

Early Voting by personal appearance shall be conducted beginning on April 25, 2022, and continuing through May 3, 2022, in Mansfield at the Mansfield Sub-Courthouse (Community Room), 1100 East Broad Street, Mansfield, Texas 76063 and at the Vernon Newsom Stadium (Lou Spiegel Community Room), 3700 East Broad Street, Mansfield, Texas 76063 at the following times:

April 25 - 29	Monday – Friday	8:00 a.m. – 5:00 p.m.
April 30	Saturday	7:00 a.m. – 7:00 p.m.
May 1	Sunday	10:00 a.m. – 4:00 p.m.
May 2 – May 3	Monday – Tuesday	7:00 a.m. – 7:00 p.m.

Additional early voting will be conducted throughout Tarrant County as established by the Agreement. If there is any discrepancy between this resolution and the Agreement as to early voting locations or times, the Agreement shall control.

- (b) **EARLY VOTING – JOHNSON COUNTY:** The City Secretary, City of Mansfield, 1200 East Broad Street, Mansfield, Texas 76063, is hereby designated as the Early Voting Clerk for the portion of Mansfield within Johnson County (City Precinct 2) and she may appoint the necessary deputy clerks as required for early voting.

The address for the Early Voting Clerk of Johnson County and the address for application for ballot by mail is 1200 E. Broad, Street, Mansfield, TX 76063 and the Early Voting Clerk may be reached at the following: (i) Telephone: 817-276-4203, (ii) Email: susana.marin@mansfieldtexas.gov, and (iii) Website: <https://www.mansfieldtexas.gov/>.

Early voting by personal appearance shall be conducted beginning on April 25, 2022, and continuing through May 3, 2022, in Alvarado at the Precinct 3 Maintenance Facility (Community Room), 10420 E. FM 917, Alvarado, TX 76009 at the following times:

April 25 - 29	Monday – Friday	8:00 a.m. – 5:00 p.m.
April 30	Saturday	8:00 a.m. – 5:00 p.m.
May 1	Sunday	10:00 a.m. – 4:00 p.m.
May 2 – May 3	Monday – Tuesday	7:00 a.m. – 7:00 p.m.

- (c) **EARLY VOTING – ELLIS COUNTY:** Jana Onyon, Elections Administrator, is hereby designated as the Early Voting Clerk for the portions of Mansfield within Ellis County (City Precinct 3) and she may appoint the necessary deputy clerks as required for early voting.

The address for the Early Voting Clerk of Ellis County and the address for application for ballot by mail is Early Voting Clerk, Ellis County Elections, 204 E. Jefferson Street, Waxahachie, Texas 75165-3752, and the Early Voting Clerk may be reached at the following: (i) Telephone: 972-825-5195, (ii) Email: elections@co.ellis.tx.us, and (iii) Website: <https://co.ellis.tx.us/312/Elections>.

Early Voting by personal appearance shall be conducted beginning on April 25, 2022, and continuing through May 3, 2022, in Midlothian at the Midlothian Conference Center (Foyer), 1 Community Circle Drive, Midlothian, TX 76065, at the following times:

April 25 - 29	Monday – Friday	8:00 a.m. – 5:00 p.m.
April 30	Saturday	8:00 a.m. – 4:00 p.m.
May 2 – May 3	Monday – Tuesday	7:00 a.m. – 7:00 p.m.

- (d) Applications for early voting by mail may be delivered to the City Secretary at Mansfield City Hall, 1200 East Broad Street, Mansfield, Texas 76063, not later than the close of business on April 26, 2022, if delivered in person, and April 26, 2022, if delivered by mail. Early Voting ballots for Tarrant County shall be mailed to Heider Garcia, Early Voting Clerk, P.O. Box 961011, Fort Worth, Texas, 76161-0011. The City Secretary is directed to forward the applications and ballots to the Election Administrator as provided in the Agreement. Early Voting ballots for Johnson County shall be mailed to City Secretary, Early Voting Clerk, 1200 East Broad Street, Mansfield, Texas 76063. Early Voting ballots for Ellis County shall be mailed to Jana Onyon, Early Voting Clerk, 204 E. Jefferson Street, Waxahachie, TX 75165.
- (e) Early voting both by personal appearance and by mail for Tarrant County shall be by electronic voting machines and shall be canvassed by 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. The Central Count/Ballot Board Judge and additional personnel shall be appointed as stated in the Agreement.

Early voting both by personal appearance and by mail for Johnson County shall be by paper ballot and an ES&S Express Vote Marking Device approved by the Secretary of State in accordance with the Texas Election Code by HAVA compliance and shall be canvassed by 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. The Central County/Ballot Board Judge and additional personnel shall be appointed as stated in the Agreement between the “City” and the “MISD”.

Early voting both by personal appearance and by mail for Ellis County shall be by paper ballot and an ES&S Express Vote Marking Device approved by the Secretary of State in accordance with the Texas Election Code by HAVA compliance and shall be canvassed by 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. The Central County/Ballot Board Judge and additional

personnel shall be appointed as stated in the Agreement between the “City” and the “MISD”.

SECTION 10.

METHOD OF VOTING: The Hart InterCivic Verity System v. 2.3.1 shall be used for voting by personal appearance on Election Day and the Hart InterCivic Verity System v. 2.3.1 for early voting by personal appearance and Election for the Tarrant County portion of the election. The City Council hereby adopts the Hart InterCivic Verity System v. 2.3.1 for early voting and Election Day. 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 Election Code.

The ES&S ExpressVote Marking Device shall be used for voting by personal appearance on Early Voting by personal appearance and Election Day for the Johnson County portion of the election. The City Council hereby adopts the ES&S ExpressVote Marking Device for early voting and Election Day. 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 Election Code.

The ES&S Express Vote Marking Device shall be used for voting by personal appearance on Early Voting by personal appearance and Election Day for the Ellis County portion of the election. The City Council hereby adopts the ES&S Express Vote Marking Device for early voting and Election Day. 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 Election Code.

SECTION 11.

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 12.

PUBLICATION AND POSTING OF NOTICE OF ELECTION: Notice of the election shall be published in accordance with Chapter 4 of the Election Code.

SECTION 13.

RUN-OFF ELECTION: In the event no candidate receives a majority of votes for an office, there shall be a run-off election held on Saturday, June 18, 2022.

SECTION 14.

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 15.

PASSED, APPROVED AND EFFECTIVE on this 14th day of February, 2022.

Michael Evans, Mayor on behalf of City Council

ATTEST:

Susana Marin, City Secretary