

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, STATING AND ACCEPTING THE RESULTS OF A LOCAL OPTION PETITION FOR AN ELECTION TO BE HELD TO CONSIDER LEGALIZATION OF THE LEGAL SALE OF ALL ALCOHOLIC BEVERAGES FOR OFF-PREMISE CONSUMPTION ONLY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND DECLARING AN EFFECTIVE DATE. (GENERAL FUND)

WHEREAS, The City of Mansfield (City) is a home rule municipality operating under and governed by the laws and Constitution of the State of Texas; and,

WHEREAS, the city secretary received in compliance with Texas Election Code Section 501.023 a valid petition filed by 10 or more qualified voters of the City of Mansfield requesting petitions to be circulated among qualified voters; and,

WHEREAS, the city secretary issued petitions 2024000001 through 2024002251, pursuant to Texas Election Code Section 501.028, seeking an election to legalize the legal sale of all alcoholic beverages for off-premise consumption; and,

WHEREAS, petitions were issued May 2, 2024, with a deadline of July 1, 2024; and,

WHEREAS, the petitions were returned to the city secretary July 1, 2024, within the deadline; and,

WHEREAS, the city contracted with Tarrant County Elections to verify all 14,830 signature on the petitions filed with the city secretary in accordance with Texas Election Code Section 501.301; and,

WHEREAS, the number of signatures of qualified voters required for the petition is 9,109 and 8,788 were verified and qualified by Tarrant County. The City Secretary verified and qualified 334 additional signatures totaling 9,122 verified and qualified signatures; and,

WHEREAS, the city secretary is presenting these findings and requesting the city council to accept the finding within the required timeframe.

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

SECTION 1.

The findings and recitations set out in the preamble are found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes.

SECTION 2.

I, Susana Marin, City Secretary for the City of Mansfield, Texas, hereby affirm that I received a valid application by 10 or more qualified voters of the City of Mansfield requesting petitions for circulation among qualified voters for an election to legalize the legal sale of all alcoholic beverages for off-premise consumption only. I issued petitions 2024000001 through 2024002251, pursuant to the Texas Election Code on May 2, 2024, for circulation by the applicants. The deadline for the applicant to return the petition to the city secretary was July 1, 2024.

SECTION 3.

Pursuant to Texas Election Code Section 501.301 the city secretary through Tarrant County Elections verified the petitions filed July 1, 2024. The number of required signatures is 9,109. The petition contained 14,830 signatures, and of that amount 9,122 signatures were qualified and accepted as valid; therefore, the petition meets the requirements of the Texas Election Code.

SECTION 4.

Texas Election Code Section 501.032 required the city secretary to present to the city council at their next regular meeting on or after the 30th day the petitions are filed the findings for the city council to accept and take appropriate action. The petition is sufficient to cause the city council to order a Special Local Option Election to be held on the next uniform election date, which is November 5, 2024.

SECTION 5.

It is hereby officially found and determined that the meeting at which this Resolution is passed is open to the public as required by law and the public notice of the time, place, and purpose of said meeting was given as required.

SECTION 6.

This Resolution shall be effective from and after its passage.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MANSFIELD THIS 12TH DAY OF AUGUST, 2024.

Michael Evans, Mayor

ATTEST:

Susana Marin, City Secretary