

RESOLUTION NO. 21-03

“A RESOLUTION BY THE CITY COUNCIL ESTABLISHING PROCEDURE FOR A GENERAL ELECTION IN THE CITY OF KERMIT, TEXAS”.

WHEREAS, the laws of the State of Texas provide that on May 1, 2021 there shall be elected the following officials for this City:

Council Member, District Place 1
Council Member, District Place 2
Council Member, District Place 3

WHEREAS, the laws of the State of Texas, and the Charter of the City of Kermit, further provide that the Election Code of the State of Texas is applicable to said election, and in order to comply with said Code, a Resolution should be passed establishing a procedure to be followed in said election, and designating the voting place for said election.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF KERMIT, TEXAS:

That all independent candidates at the election to be held on May 1, 2021 for the above-mentioned offices file their applications to become candidates with the City Secretary at City Hall, 110 S Tornillo, on or before 5:00 p.m. February 12, 2021 same being 78 days before the date of said election, and that all of said applicants shall be on a form as prescribed by the Election Code of the State of Texas.

All candidates shall file with said application the loyalty affidavit required by Section 141.031 of the Election Code.

That the Secretary of this City shall, in accordance with the terms and provisions of the Election Code, post in her office the names of all independent candidates who have filed their applications in accordance with the terms and provisions of this order, and said names shall be posted at a conspicuous place in said office for at least 15 days before said Secretary orders the same to be printed on the ballot for said election.

That this City has five election Districts, and the voters of said Districts shall be served by a common polling place with the legally incorporated City limit, a place convenient, adequate and readily accessible to the general public in which to conduct an orderly election. Said election shall be held in conjunction with the Kermit Independent School District-School Trustee Election at the following place in said City:

Kermit Junior High School - 550 South East Ave

The City Secretary is hereby authorized and instructed to provide and furnish all election supplies to conduct said election.

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 as provided by Section 52.094.

That the City, under section 5 of the Voting Rights Act be required to have at least one Voter Assist Terminal device, mandated by state and Federal Help America Vote Act (HAVA) with which to conduct the General Election at the polling place.

That Early Voting by personal appearance shall be conducted during the regular business hours of the City Offices each weekday from 8:00 a.m. – 12:00 p.m. and 1:00 pm - 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, the regular business hours are hereby designated as 7:00 a.m. until 7:00 p.m.

The Mayor shall give notice of this election in accordance with the terms and provisions of Section 4.002 (2) of the Election Code and returns of said notice shall be made as provided in Section 4.005, and the Mayor shall issue all necessary orders and writs for said election and returns of said election shall be made to the Council immediately after the closing of the polls.

It is further found and determined that in accordance with the order of this governing body, the Secretary post written notice of the date, place and subject of this meeting on the bulletin board located in the City Hall, a place convenient and readily accessible to the general public and said notice having been so posted and remaining posted continuously for at least 72 hours preceding the scheduled time of said meeting.


A copy of the return of said posting shall be attached to the Minutes of this meeting and shall be made a part thereof for all intents and purposes.

PASSED AND APPROVED this 3rd day of February 2021.

CITY OF KERMIT


Jerry L. Phillips, Mayor

ATTEST:


Diana Franco, City Secretary