

RESOLUTION NO. R-2024-26

A RESOLUTION ORDERING A RUNOFF ELECTION TO BE HELD IN THE CITY OF TYLER, TEXAS ON THE 15TH DAY OF JUNE, 2024 FOR THE PURPOSE OF ELECTING A CITY COUNCILMEMBER FOR SINGLE MEMBER DISTRICT NUMBER 2; PROVIDING FOR EARLY VOTING; MAKING PROVISIONS FOR THE CONDUCT OF A RUNOFF ELECTION AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO SUCH ELECTION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Tyler City Council Election to elect a Tyler City Councilmember for Single Member District No. 2 was held on May 4, 2024; and

WHEREAS, on May 15th, 2024, the Tyler City Council canvassed the returns of the May 4th, 2024 election, and as a result of such canvass it appeared that none of the three candidates on the ballot for Single Member District No. 2, received a majority of the votes cast; and

WHEREAS, it is now necessary to hold a runoff election to fill an expiring term of a City Councilmember for Single Member District No. 2;

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

PART 1: That a runoff election be, and the same is hereby ordered to be, held within the jurisdiction of the City of Tyler, Texas on the 15th day of June, 2024, pursuant to the laws of the State of Texas and the Charter of the City of Tyler, Texas. Such runoff election shall be held for the purpose of electing a Councilmember to fill the District Number 2 seat, for a full two year term on the City Council.

PART 2: It is agreed that the City of Tyler will hold a runoff election where common polling places are possible and that in accordance with Chapter 271 of the Texas Election Laws, the runoff election herein ordered shall be held and a single ballot shall be utilized for the candidates to be voted on at such election. The runoff election, including early voting, shall be conducted by the Smith County Elections Administrator, as set out in a contract with said official, and in accordance with Section 31.091 through 31.100, Contract for Election Services.

PART 3: That said runoff election shall be held and conducted in the manner and within the hours prescribed for runoff elections by the laws of the State of Texas insofar as they may be applicable, and all persons qualified to vote in said City under the laws of this State regulating runoff elections shall be allowed to vote.

PART 4: That all election instructions and ballots shall be printed in both English and Spanish as required by the Texas Election Code Sections 272.002 through 272.010.

PART 5: Polling places for the June 15, 2024, Election Date shall be open between the hours of 7:00 o'clock a.m. and 7:00 o'clock p.m.

PART 6: The candidate receiving a majority of the votes cast for his/her respective office shall be declared elected.

The Councilmember for District No. 2 shall be filled by a person residing in that district respectively who receives the majority of the votes cast by voters in that district. Only voters living in that district shall vote for that District's Councilmember.

PART 7: The candidate elected to the City office stated hereinabove in Part 1 shall hold office as may be provided by the Charter of the City of Tyler, Texas, for a period of two (2) years following such candidate's election or until the candidate's successor has been duly elected and qualified.

PART 8: The ballot to be used at said runoff election shall contain the name of no person unless she or he was a candidate for the office designated at the regular election. The two (2) persons receiving, at the regular election, the first and second highest number of votes cast for candidates for such office shall be entitled to have their names printed on said ballot in the order in which the names appeared on the original election ballot at said regular election for such office. All candidates shall make such other filings as may be required by law.

PART 9: The voting places shall be as follows:

Early Voting Locations Hours

Monday, June 3, 2024 - Friday, June 7, 2024 8:00 am – 5:00 pm
Monday, June 10, 2024 - Tuesday, June 11, 2024 7:00 am – 7:00 pm

Early Voting Locations:

The HUB - Smith County Elections Office
304 East Ferguson Street
Tyler, Texas 75702

The Heritage Building
1900 W Bellwood Rd
Tyler, Texas 75701

Lanes Chapel Methodist Church: Family Center
8720 Old Jacksonville Hwy
Tyler, Texas 75703

Election Day Vote Centers

June 15, 2024 – 7:00 a.m. – 7:00 p.m.

On Election Day, Smith County voters may vote at ANY location listed below:

Location	Address	City & Zip Code
Heritage Building	1900 Bellwood Rd	Tyler, 75701
Three Lakes Middle School	2445 Three Lakes Pkwy	Tyler, 75703
The HUB (Main Location)	304 E Ferguson St.	Tyler, 75702
St. Louis Baptist Church	4000 Frankston Hwy	Tyler, 75701

Each Presiding Judge shall appoint at least two (2) clerks to serve in his/her precinct and shall appoint as many additional clerks to so serve, not to exceed seven (7), as they deem necessary for the proper conduct of the election, one of whom shall be the Alternate Presiding Judge in that precinct, which said Presiding Judges and clerks shall be the managers of said election.

If any Presiding Judge is unable to serve at the election, the Alternate Presiding Judge of that precinct shall serve as the Presiding Judge for the election.

PART 10: Early voting by personal appearance shall be at locations as designated in part 9. The Elections Administrator is appointed as the early voting clerk for the runoff election. The time of early voting shall be as prescribed by law, being June 3rd, 2024, through June 7th, 2024, from 8:00 a.m. to 5:00 p.m., and June 10th and 11th, 2024, from 7:00 a.m. to 7:00 p.m. Applications for early voting ballots by mail should be addressed to Michelle Allcon, Elections Administrator, 302 E. Ferguson St. Tyler, Texas 75702, in accordance with the provisions of the Texas Election Laws.

Applications for ballot by mail shall be mailed to: Michelle Allcon, Elections Administrator, 302 E. Ferguson, Tyler, Texas 75702. Application for ballot by mail must be received not later than the close of business (5:00 pm) on Tuesday, June 4, 2024. Any questions can be directed to sselections@smith-county.com or 903-590-4777. Additional information can be found at <https://www.smith-county.com/government/departments/elections/current-election-information>. *(Las solicitudes de boleta electorales por correo deben enviarse por correo a: Michelle Allcon, Administradora de Elecciones, 302 E. Ferguson, Tyler, Texas 75702. La solicitud de boleta electoral por correo debe recibirse antes del final de la jornada laboral (5:00 pm) del Martes, 4 de Junio de 2024. Cualquier pregunta puede dirigirse al sselections@smith-county.com o al 903-590-4777. Puede encontrar información adicional en <https://www.smith-county.com/government/departments/elections/current-election-information>.)*

For purposes of processing ballots cast in early voting, the following persons are appointed to the early Voting Ballot Board for this runoff election:

<u>Paula Patterson</u>	Presiding Judge
<u>Greg Grubb</u>	Alternate Presiding Judge

PART 11: The Central Counting Station for the tabulation and counting of ballots for this runoff election shall be located at the Smith County Courthouse, Tyler, Texas and the persons hereby appointed to serve as Manager, Tabulation Supervisor and the Presiding Judge at the Central Counting Station are as follows:

<u>Michelle Allcon</u>	<u>Manager</u>
<u>Ofelia Tovar</u>	<u>Tabulation Supervisor</u>
<u>Maurine Smith</u>	<u>Presiding Judge</u>
<u>Arvilla Banks</u>	<u>Alternate Judge</u>

The Manager and Presiding Judge of the Central Counting Station may appoint clerks to serve at such Station, as provided by Section 127.006 of the Texas Election Laws.

PART 12: A copy of this Resolution shall be sufficient notice of said election and the City Councilmembers of the City of Tyler are hereby ordered and directed to give notice of the time and place of said election by causing a true copy of this Resolution to be published in some newspaper of general circulation in this City.

PART 13: That this Resolution shall take effect immediately from and after its passage, as indicated below.

PASSED AND APPROVED this 15th day of May, A. D. 2024.



DONALD P WARREN, MAYOR OF
THE CITY OF TYLER, TEXAS

ATTEST:



CASSANDRA BRAGER, CITY CLERK

APPROVED:



DEBORAH G. PULLUM,
CITY ATTORNEY

