

**TOWN OF BARTONVILLE, TEXAS
ORDINANCE NO. 779-25**

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BARTONVILLE, TEXAS, AUTHORIZING AND CALLING A GENERAL ELECTION TO BE HELD ON MAY 3, 2025, AND IF REQUIRED A RUNOFF ELECTION ON JUNE 7, 2025, FOR THE PURPOSE OF ELECTING COUNCIL MEMBERS TO TOWN COUNCIL PLACES 1, 3, AND 5, FOR TWO-YEAR TERMS EACH; PRESCRIBING THE TIME AND DESIGNATING THE LOCATIONS AND MANNER OF CONDUCTING THE ELECTION TO BE IN ACCORDANCE WITH THE JOINT ELECTION SERVICES AGREEMENT WITH DENTON COUNTY; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Bartonville, Texas (the "Town") is a Type A general law municipality located in Denton County, Texas, created in accordance with the provisions of the Texas Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, Section 22.003 of the Texas Local Government Code provides that an election for officers of Type A general law municipality shall be held annually on an authorized uniform election day; and

WHEREAS, Section 41.001 of the Texas Election Code (the "Code") establishes the first Saturday of May as a uniform election day for the purposes of conducting a general election; and

WHEREAS, Section 3.004(b) of the Code provides that the governing body of a municipality shall be the authority to order a general election for electing municipal officers; and

WHEREAS, the Town Council finds that it is in the public interest to enter into a joint election agreement and election services contract with Denton County to provide the most efficient and convenient voting opportunities; and

WHEREAS, the intention of the Town Council, via adoption of this Ordinance, is to call an election, designate a polling place, appoint necessary election officers, establish procedures for conducting the election, and authorize the Mayor to execute joint election agreement whereby the general election will be administered by the Denton County Elections Administrator; and

WHEREAS, in accordance with Section 271.002 of the Code, the Town General Election will be conducted jointly with other political subdivisions of Denton County, Texas.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BARTONVILLE, TEXAS, THAT:

SECTION 1

The facts, findings, and recitations contained in the above preamble of this Ordinance are hereby incorporated herein for all purposes.

SECTION 2

The Town Council hereby calls and orders a general election to be held on May 3, 2025, between the hours of 7:00 a.m. and 7:00 p.m. for the purposes of electing Council Members to Town Council Places 1, 3, and 5, for two-year terms each. Such election shall be conducted in accordance with the provisions of the Code and held pursuant to the joint election agreement with Denton County.

SECTION 3

Eligible persons wishing to file as candidates must file an application with the Town Secretary of the Town of Bartonville at 1941 E. Jeter Rd., Bartonville, Texas, 76226, and may do so beginning at 8:00 a.m., January 15, 2025, and continuing through February 14, 2025, until 5:00 p.m. Each application shall be on a form meeting the requirements of Section 141.031 of the Code. The order in which the names of the candidates are to be printed on the ballot shall be determined by a drawing by the Town Secretary. Notice of the time and place for such drawing shall be given in accordance with State Law.

SECTION 4

Prior to the election, the Town anticipates that it will enter into an agreement for election services with Denton County. The Mayor is hereby authorized to execute agreement with Denton County for the conduct of the election in accordance with Chapter 31, Subchapter D of the Code and other applicable statutes and laws. In the event of a conflict between this Ordinance and this agreement, the agreement shall control.

SECTION 5

In accordance with Sections 31.097 and 271.006 of the Texas Election Code, Frank Phillips, Denton County Election Administrator, shall be appointed to serve as the Early Voting Clerk and his permanent county employees are appointed as deputy early voting clerks.

Frank Phillips, Early Voting Clerk
Denton County Elections
701 Kimberly Drive, Suite A101
Denton, Texas 76208

Applications for ballots by mail must be received no later than the close of business on Tuesday, April 22, 2025.

SECTION 6

Early Voting by personal appearance will be held jointly with other Denton County public entities at Denton County's Main Early Voting Site located at the Denton County Administration Building, 701 Kimberly Drive, Denton, Texas 76208 beginning on April 22, 2025, and continuing through April 29, 2025, at the dates and times set forth below:

Denton County Administration Building 701 Kimberly Drive, Denton, TX

<u>Date</u>	<u>Time</u>
Tuesday, April 22 – Saturday, April 26, 2025	8:00 am – 5:00 pm
Sunday, April 27, 2025	11:00 am – 5:00 pm
Monday, April 28 – Tuesday, April 29, 2025	7:00 am – 7:00 pm

Additional early voting locations will be identified in the contract executed with the Denton County Elections Administrator.

SECTION 7

The polling place for all of Precinct 4027 within the corporate limits of the Town of Bartonville will be located at a location determined by the Denton County Elections Administrator to be identified in the joint services agreement. The polls for said election day shall be open from 7:00 am – 7:00 pm.

SECTION 8

The election materials as outlined in Chapter 272 of the Code, shall be printed in both English and Spanish for use at the polling places and for early voting for said election.

SECTION 9

The Mayor is authorized to sign the Order of Election and Notice of General Election. The Notice of General Election shall be published in accordance with the provisions of the Code. The Town Secretary, in consultation with the Town Attorney, is hereby authorized and directed to take any and all actions necessary to comply with the provisions of federal and state law in conducting the election, whether or not expressly authorized herein. Denton County is hereby authorized to make such submissions as are necessary to the United States Justice Department to seek pre-clearance for any changes in voting practices as authorized by the Voting Rights Act of 1965, as amended.

SECTION 10

Election officials for the election shall be appointed by Denton County as authorized by Chapter 271 of the Code.

SECTION 11

Voting shall be conducted using Denton County’s voting system. All expenditures necessary to conduct the election, the purchase of materials, and the employment of all election officials are hereby authorized, and shall be conducted in accordance with the Code.

SECTION 12

The election shall be conducted pursuant to the Constitution of the State of Texas and the Code, and all resident qualified voters of the Town shall be eligible to vote in the election.

SECTION 13

In the event no candidate receives a majority of votes for an office, there shall be a run-off election held on June 7, 2025.

SECTION 14

The Mayor and the Town Secretary, in consultation with the Town 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

This Ordinance shall be in full force and effect upon passage.

AND IT IS SO ORDAINED.

PASSED AND APPROVED by the Town Council of the Town of Bartonville, Texas, on this the 21st day of January 2025.

APPROVED:

Jaclyn Carrington, Mayor

ATTEST:

Shannon Montgomery, TRMC, Town Secretary