

RESOLUTION NO. 2021-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY GLEN ROSE, TEXAS, ORDERING A SPECIAL LOCAL OPTION ELECTION FOR "THE LEGAL SALE OF ALCOHOLIC BEVERAGES INCLUDING MIXED BEVRAGES" AND A SPECIAL ELECTION TO FILL TWO (2) UNEXPIRED TERMS FOR CITY COUNCIL, TO BE HELD IN THE CITY OF GLEN ROSE ON THE 2ND DAY OF NOVEMBER 2021; DESIGNATING POLLING PLACES; ORDERING NOTICES OF ELECTION TO BE GIVEN; AUTHORIZING EXECUTION OF JOINT ELECTION CONTRACTS; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, A Petition for Local Option Election was presented to the City Secretary on February 2, 2021 and the City Secretary has verified that the petition bears the actual signatures of a number of qualified voters of the political subdivision equal to at least 35 percent of the registered voters in the City of Glen Rose who voted in the most recent gubernatorial election for the ballot issue that permits voting for or against "The Legal Sale of all Alcoholic Beverages including Mixed Beverages" ; and

WHEREAS, the Petitions for Local Option Election is presented to the City Council of the City of Glen Rose, Texas to order a special election For/Against "The Legal Sale of Alcoholic Beverages Including Mixed Beverages"; and

WHEREAS, the next regular session of City Council, on or after the 30th day after the date the petition is filed, falls on March 3, 2021; and

WHEREAS, it is the duty of the Mayor of the City of Glen Rose to issue an election order for said election to elect the following officials for the City of Glen Rose:

COUNCILMEMBERS 2 Positions (one-year terms)

WHEREAS, pursuant to Texas Election Code, Section 501.032, City Council shall by this Resolution order a Special City Election to be held on a uniform election day in and throughout the CITY OF GLEN ROSE, TEXAS, said date being the 2th day of November 2021,

WHEREAS, it is the City Council's intent that the election shall be held at City Hall by City Hall staff in accordance with the provisions of the Texas Election Code; and

WHEREAS, it is City Council's intent that the City enter into an interlocal agreement with Somervell County Election Administration for use of the Optical Scan electronic voting system, which have been certified by the Secretary of State in accordance with the Texas Election Code and approved by the United States Department of Justice.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF GLEN ROSE, TEXAS, THAT:

SECTION 1. SPECIAL ELECTION ORDERED. It is hereby ordered that a Special City Election be held in and throughout the CITY OF GLEN ROSE, TEXAS, on the 2nd day of

November 2020, to determine whether "The Legal Sale of all alcoholic beverages including mixed beverages" shall be prohibited or legalized in the City of Glen Rose, Texas; and to fill two (2) unexpired terms for City Council.

SECTION 2: BALLOT. The official ballot to be used in the Election shall be prepared in accordance with Sections 501.035 and 501.109 of the Texas Election Code, as amended. The ballots shall permit the voter to vote "For" or "Against" the proposition and shall be set forth in substantially the following form:

Proposition No. 1

(Proposicion No. 1)

The legal sale of all alcoholic beverages including mixed beverages.
(La venta legal de todas bebidas alcoholicas incluyendo bebidas mixtas.)

- For (A favor)
- Against (En contra)

AND

City of Glen Rose
(Ciudad de Glen Rose)

City Councilmember
(Consejo de la Ciudad)

(Vote for None, One or Two)
(Vote por Ninguno, Uno o Dos)

- Candidate Name
- Candidate Name
- Candidate Name
- Candidate Name

SECTION 3: EARLY VOTING CITY OF GLEN ROSE. Early voting by personal appearance will be conducted for city residents of Glen Rose on October 18 – 22 and October 25 – 29, 2021, at the location as follows:

City of Glen Rose City Hall
201 NE Vernon Street
Glen Rose, Texas 76043

SECTION 4: ELECTION DAY VOTING. Election Day voting will be conducted on November 2, 2021, from 7:00 a.m. to 7:00 p.m. at the location listed below.

City of Glen Rose City Hall
201 NE Vernon Street
Glen Rose, Texas 76043

SECTION 5: That the City Secretary is hereby directed to cause notice of said election to be published at least once, not earlier than the 30th day nor later than the 10th day, before election day as provided in Section 4.003(a) (1) of the Texas Election Code; and shall be posted on the bulletin board used for posting notices of the City Council meetings not later than the 21st day before election day. A copy of the published notice that contains the name of the newspaper and the date of publication shall be retained as a record of such notice, and the person posting the notice shall make a record at the time of posting stating the date and place of posting in accordance with Texas Election Code Section 4.005.

SECTION 6: That applications for ballot by mail for Glen Rose residents shall be mailed to: Somervell County Elections Administrator, PO Box 1355, Glen Rose, Texas 76043. Applications for early voting ballot by mail must be received no later than the close of business on October 22, 2021.

SECTION 7: That in accordance with Section 123.001 of the Texas Election Code, the Optical Scan Voting Systems approved by the Secretary of State are hereby adopted for the election on November 8, 2016.

SECTION 8: That the Mayor / City Secretary is hereby authorized to execute an Interlocal Election Contract for the conduct of a joint election to be held on November 8, 2016, and to approve any amendments thereto.

SECTION 9: The City Secretary is hereby authorized and instructed to provide and furnish all necessary election notices, preparation of ballot wording and candidate order to the County Election Officer, and necessary submissions to the U.S. Department of Justice under the Federal Voting Rights Act of 1965.

SECTION 10. Section 61.012 of the Code requires that the City must provide at least one accessible voting system in each polling place used in a Texas election on or after January 1, 2006. The City shall use, in Early Voting and Election Day Voting, a voter assist terminal as approved by the Secretary of State, and shall contract with the Somervell County Elections Administrations, respectfully, for the use of said voter assist equipment that Somervell County

uses for their elections, as same may be necessary.

SECTION 11. The preparation of the voting equipment to be used in connection with the special election ordered herein shall conform to the Code to permit the electors to vote for the Local Option and Councilmembers, said ballots shall have printed thereon such provisions, markings, and language as may be required by law. The City shall contract with Somervell County Elections Administrators for the use of said voting equipment for the election ordered by this Resolution, as same may be necessary.

SECTION 12. That should any word, sentence, paragraph, subdivision, clause, phrase, or section of this resolution be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said resolution, which shall remain in full force and effect.

Said Election shall be held in accordance with the Election Code of the State of Texas and only resident, qualified voters of the said City of Glen Rose shall be eligible to vote at said election.

Passed and approved this 13th day of July 2021.

APPROVED

Julia Douglas, Mayor

ATTEST:

Stephanie Ritchie, City Secretary