

RESOLUTION NO. 01-26-21-1

A RESOLUTION OF THE AMARILLO CITY COUNCIL: ORDERING THE REGULAR MUNICIPAL ELECTION OF THE CITY OF AMARILLO, TEXAS TO BE CONDUCTED ON MAY 1, 2021 IN THE CITY OF AMARILLO, TEXAS; AS A JOINT ELECTION WITH ONE OR MORE OTHER ENTITIES; DESIGNATING POLLING PLACES AND VOTE CENTERS; DESIGNATING JUNE 5, 2021 AS THE RUN-OFF ELECTION DATE; AND PROVIDING FOR THE CONDUCT OF SUCH ELECTION, EARLY VOTING, PAYMENT OF ELECTION EXPENSES, PROVIDING FOR OTHER ADMINISTRATIVE CLAUSES.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS:

SECTION 1. Order Regular City Election. A regular municipal election for the offices of Mayor, Councilmember Place No. One, Councilmember Place No. Two, Councilmember Place No. Three, and Councilmember Place No. Four shall be held on Saturday, May 1, 2021. The polls for said election shall be open from 7:00 a.m. until 7:00 p.m.

SECTION 2. Applications. Filing applications for a place on the ballot shall occur between January 13, 2021 and February 12, 2021. The City Secretary shall receive applications for places on the ballot.

SECTION 3. Combined Elections. That a combined or joint election is authorized with the City of Amarillo, the Amarillo Independent School District, and such other entity(ies) in Potter or Randall counties as may conduct an election on May 1, pursuant to the terms and conditions of an intergovernmental cooperation agreement which is incorporated herein by this reference, and the City Manager is authorized to execute and perform said agreements.

SECTION 4. Contract. The City of Amarillo shall contract with the respective election officers of Potter County and Randall County to conduct early voting, give notice of the election, prepare the official ballot, appoint election officials and persons to work in the Central Counting Station for ballots cast in the City election within each respective county.

SECTION 5. Voting Places. Said election shall be held in each of the counties using vote centers as shown in Exhibit A and B. Moreover, because the City will contract with the respective counties for the conduct of the City's election, the City Council hereby accepts and approves of any and all changes made by either County to the below stated polling places or vote centers, subsequent to the passage of this Resolution, to the extent that such change(s) by a County is lawful and timely authorized in the manner provided by the Texas Election Code.

SECTION 6. Ballots. Paper ballots shall be used for Voting by Mail, military and overseas ballots and for voting Limited Ballots. The Early Voting Ballot Board will qualify the paper ballots for tabulation as required by Texas Election Code. Counting for both paper ballots and ballots cast on Direct Recording Devices will be tabulated using the computer tabulation systems adopted by the contracting counties.

An Early Voting Ballot Board shall be appointed by each county to count and sort the early votes. Electronic counting devices may be used for voting and counting of said election. If a contracting County is capable and desires to use an electronic or optical scan ballot for mail ballots and/or early voting by personal appearance then the use of such is also authorized as acceptable for the City election.

SECTION 7. Early Voting. Early voting shall be conducted using vote centers as shown in Exhibit B on weekdays beginning Monday, April 19, 2021 and ending Tuesday, April 27, 2021 between the hours of 8:00 a.m. and 5:00 p.m. Moreover, because the City will contract with the respective counties for the conduct of the City's election, the City Council hereby accepts and approves the use of any branch Early Voting place at a vote center if a county chooses to operate such for purposes of Early Voting in the joint election it conducts that includes the City election, to the extent that such is lawfully and timely authorized and noticed by the County.

SECTION 8. Counting Stations. (a) For the City votes cast within the Randall County portion of the City, the Randall County Offices at 1604 5th Avenue, Canyon, Texas, is hereby established as the Central County Station to receive and tabulate all voted ballots for said election and officials of the Central Counting Station shall be appointed by separate order. (b) For the votes cast within the Potter County portion of the City, the Potter County Offices at 900 South Polk Street, Amarillo, Texas, is hereby established as the Central County Station to receive and tabulate all voted ballots for said election and officials of the Central Counting Station shall be appointed by separate order. (c) In the event the City contracts with both Potter and Randall Counties to conduct the City election, then the Amarillo City Secretary's Office at City Municipal Building, 601 South Buchanan Street, Room 303, Amarillo, Texas is hereby established as the City's Central County Station which shall receive the result from each of the County Central Counting Stations and tabulate the cumulative results of the City election.

SECTION 9. Run-Off Election. Should a run-off election be required between candidates for any City office, a run-off election will be ordered on same day the vote is canvassed. If needed, such runoff shall be conducted June 5, 2021. Early Voting for the run-off shall be held at the same hours and places as stated herein for Early Voting. Due to historically

lower turnout for run-off elections, the City Manager, in coordination and consultation with the county elections administrators, may reduce the number of polling places to be opened by no more than fifty percent (50%) from the number of polling places staffed for the regular election, by consolidating precincts. Provided however, the City Manager shall use due care to assure that access to a poll and any inconvenience of consolidation is roughly the same throughout the city.

SECTION 10. Expenses Authorized. That the City Secretary and City Manager are expressly authorized to: obtain election supplies; pay election officials; contract with some or all election duties and services from Potter and Randall counties (including conduct of a joint election), in accordance with the adopted budget, applicable law, and an interlocal cooperation agreement, and to timely pay such reasonable and necessary expenses incurred in conducting the regular municipal election ordered herein.

SECTION 11. Construction. In the event of a conflict between the terms of this Resolution and any interlocal cooperation agreement executed to implement the directives and intent of this Resolution, then the terms of the interlocal agreement shall prevail.

SECTION 12. Severance. If any provision, section, subsection, sentence, clause or the application of same to any person or set of circumstances for any reason is held to be unconstitutional, void or invalid or for any reason unenforceable, the validity of the remaining portions of this Resolution or the application thereby shall remain in effect, it being the intent of the City Council of the City of Amarillo, Texas in adopting this Resolution, that no portion thereof or provision contained herein shall become inoperative or fail by any reasons of unconstitutionality of any other portion or provision.

SECTION 13. Effective Date and Publishing. This Resolution shall be effective upon adoption. The City Secretary shall publish timely notice of this election as provided in Texas Election Code, section 4.003.

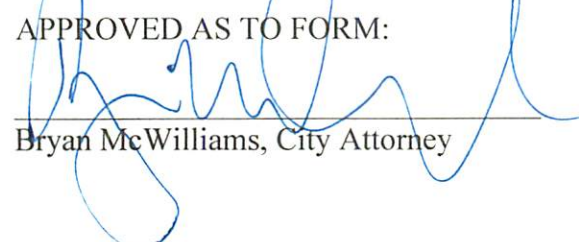
INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on this 26th day of January 2021.



Ginger Nelson, Mayor

ATTEST:


Frances Hibbs, City Secretary

APPROVED AS TO FORM:


Bryan McWilliams, City Attorney