

**ORDINANCE NO. 3957**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SACHSE, TEXAS, AMENDING AND RESTATING ORDINANCE NO. 3949 THAT WAS PASSED AND APPROVED ON NOVEMBER 4, 2019, ORDERING A SPECIAL ELECTION TO BE HELD ON THE 7<sup>TH</sup> DAY OF JANUARY, 2020, IN THE CITY OF SACHSE FOR THE PURPOSE OF ELECTING A COUNCILMEMBER TO FILL THE VACANCY FOR THE UNEXPIRED TERM FOR COUNCILMEMBER PLACE 4; DESIGNATING LOCATION OF POLLING PLACE; ORDERING NOTICE OF ELECTION TO BE GIVEN AS PRESCRIBED BY LAW IN CONNECTION WITH SUCH ELECTION; AUTHORIZING THE CITY MANAGER TO EXECUTE ELECTION AGREEMENTS WITH DALLAS AND COLLIN COUNTIES; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.**

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

**WHEREAS**, in accordance with the general laws and Constitution of the State of Texas and the Charter of the City of Sachse, Texas, a Special City Election for the election of a councilmember to fill a vacancy for the unexpired term for Councilmember Place 4 shall be conducted on Tuesday, January 7, 2020; and

**WHEREAS**, the City Council desires to enter into Election Agreements with Dallas and Collin Counties to conduct a Special Election for the benefit of the City and its citizens.

**SECTION I**

IT IS ORDERED THAT a special election be held for City Officers (City Council) in the City of Sachse, Texas on the 7th day of January, 2020, for the purpose of electing a Councilmember Place 4 to fill the unexpired term created by the resignation of Bill Adams. The Councilmember Place 4 shall be elected for a term of approximately four (4) months. The candidate for each such office, receiving a majority of all votes cast for all the candidates for an office, shall be elected to serve such term.

**SECTION II**

That the polling place for both early voting and Election Day for said election shall be the Sachse City Hall, 3815-B Sachse Road, Sachse, Texas, for all Dallas and Collin County legally qualified voters residing in the City of Sachse.

**SECTION III**

That none but legally qualified voters shall be entitled to vote at said election. Legally qualified voters shall be those persons having a current voter registration and shall be residents of the City of Sachse according to the Texas Election Code for said municipal election.

#### **SECTION IV**

That notice of said election shall be posted in three public places within the limits of the city according to the Texas Election Code. A return of such posting shall be documented by the City Secretary. Said notice to prescribe early voting by mail, early voting places and hours of operation, and Election Day hours of operation. Publication of said notice of the election shall be in accordance with the Texas Election Code.

#### **SECTION V**

That the City Manager and City Secretary are authorized to execute agreements for the Special Election with the Dallas and Collin Counties Elections Departments and other entities that will provide for all election appointments, early voting by mail, the voting location as Sachse City Hall and hours of operation, payments for election officials, necessary election arrangements and a runoff election (if applicable).

#### **SECTION VI**

That the City Secretary shall have the authority to approve any minor modifications as may be necessary in the best interest of the City and within the regulations of the Texas Election Code. The early voting mail clerk for Dallas County is: Toni Pippins-Poole, Early Voting Clerk, Dallas County Elections Department, 2377 N. Stemmons Freeway, Suite 820, Dallas, Texas 75207 and the early voting mail clerk for Collin County is: Bruce Sherbet, Early Voting Clerk, Collin County Elections Department, 2010 Redbud Blvd., Suite 102, McKinney, Texas 75069.

#### **SECTION VII**

The early voting by personal appearance shall be conducted at the Sachse City Hall, 3815-B Sachse Road, Sachse, Texas, on Monday, December 23, 2019, between the hours of 8:00 a.m. to 5:00 p.m.; Thursday, December 26, 2019 through Saturday, December 28, between the hours of 8:00 a.m. to 5:00 p.m.; Sunday, December 29, 2019, between the hours of 1:00 p.m. to 6:00 p.m.; Monday, December 30, 2019 through Tuesday, December 31, 2019, between the hours of 8:00 a.m. to 5:00 p.m.; and Thursday, January 2, 2020 through Friday, January 3, 2020, between the hours of 7:00 a.m. to 7:00 p.m.

#### **SECTION VIII**

The official canvass of the election returns shall be conducted on January 10, 2020. Upon receipt of final counts from the Dallas and Collin Counties Elections Departments, the City Secretary shall present the official results to the City Council and the canvass of said election shall take place in accordance with the Texas Election Code.

#### **SECTION IX**

That all provisions of the Code of Ordinances of the City of Sachse, Texas, in conflict with the provisions of this ordinance be, and the same are hereby, repealed, and all other provisions not in

conflict with the provisions of this ordinance shall remain in full force and effect.

**SECTION X**

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

**SECTION XII**


That this ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law and charter in such cases provides.

**PASSED AND APPROVED** by the City Council of the City of Sachse, Texas on the 2 day of December, 2019.


APPROVED:

  
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Mike J. Felix, Mayor

ATTEST:

  
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Michelle Lewis Sirianni, City Secretary

APPROVED AS TO FORM:

  
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Joseph J. Gorfida, Jr., City Attorney  
(11-25-2019:TM 112369)

