

RESOLUTION NO. 2020-08-10-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PRINCETON, TEXAS, ORDERING A GENERAL & SPECIAL ELECTION TO BE HELD ON NOVEMBER 3, 2020, FOR THE PURPOSE OF CONSIDERING A PROPOSITION PROVIDING FOR THREE (3) CITY COUNCIL MEMBERS AND A MAYOR; DESIGNATING POLLING PLACES; ORDERING NOTICES OF ELECTION TO BE GIVEN; AUTHORIZING EXECUTION OF ELECTION CONTRACTS; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Princeton (“City”), Texas is a Type “A” general law municipality located in Collin 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(a)(3) of the Texas Election Code establishes the first Tuesday after the first Monday in November as a uniform election day for the purposes of conducting a general and/or special election; and

WHEREAS, this year, the corresponding uniform election date for a general election is November 3, 2020; and

WHEREAS, Section 3.004(b) of the Texas Election 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 City Council of Princeton, Texas (“City Council”) is responsible for ordering such an election under the Texas Election Code for offices of the City, and the current terms of the councilmembers holding Place 3, Place 4, and Place 5 are concluding, requiring a general election for those offices, and a special election is needed to fill the office of Mayor for the term of office ending November 2021; and

WHEREAS, it is necessary that the Council order a general and special election to be held on the 3rd day of November, 2020, 7:00 a.m. to 7:00 p.m., for the purposes of (a) electing citizens to serve on the Council as Mayor and aldermen of Place 3, Place 4, and Place 5; and

WHEREAS, the election shall be held as a General & Special Election administered by the Collin County Elections Administrator in accordance with the provisions of the Texas Election Code, ordinances of the City of Princeton, and a Contract for Election Services with the County of Collin; and

WHEREAS, the City accepts Collin County Election Administration’s use of the direct record

and optical scan voting systems, 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; and

WHEREAS, on July 27, 2020, Governor Abbott issued a Proclamation newly suspending provisions of the Texas Election Code in response to COVID-19 risks, thereby allowing political subdivisions of the State of Texas to extend the periods for early voting by personal appearance and for delivery of marked mail ballots to the early voting clerk.

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

SECTION 1. ELECTION ORDER

A general and special election is hereby ordered to be held by the City of Princeton, Texas, on Tuesday, November 3, 2020, for the purposes of:

- (a) Electing one citizen to fill a vacancy in the office of Mayor for the remainder of the current two-year term ending November 2021; and
- (b) Electing three citizens to serve on the City Council for terms of three years each for Place 3, Place 4, and Place 5, said terms to end November 2023.

Polling locations for the election will be determined in the Contract for Election Services to be entered into with Collin County. The polling locations shall be open between the hours of 7:00 a.m. and 7:00 p.m. the date of the election. The election will be conducted in accordance with the Contract for Election Services, by and between the City and Collin County, and the Texas Election Code.

SECTION 2. ELECTION NOTICE

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. The City Secretary is also directed to post the election notice on the Internet website of the City of Princeton.

SECTION 3. EARLY VOTING

Early voting by personal appearance by any qualified Collin County resident shall be conducted at First Baptist Church Princeton, 511 Jefferson Avenue, or at any of the other Collin County Vote Centers established by the Contract for Election Services. Early voting by personal appearance for the November 3, 2020, election will be conducted by the Collin County Elections Administration.

The City Council authorizes and directs the City Secretary to update this schedule as necessary to match the early voting schedule adopted by the Collin County Elections Administrator, or as may be required by Collin County and/or the State of Texas, and to notify the voting public of any such changes thereafter.

The dates and times for early voting by personal appearance are as follows:

Polling Place			Address		City	
Collin County Election Office (Main Early Voting Location)			2010 Redbud Blvd., #102		McKinney	
First Baptist Church Princeton			511 Jefferson Avenue		Princeton	
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Oct 11	Oct 12	Oct 13	Oct 14	Oct 15	Oct 16	Oct 17
		8am – 5pm	8am – 5pm	8am - 5pm	8am - 5pm	7am - 7pm
Oct 18	Oct 19	Oct 20	Oct 21	Oct 22	Oct 23	Oct 24
1pm – 6pm	7am – 7pm	7am – 7 pm	7am – 7pm	7am – 7pm	7am – 7pm	7am – 7pm

Polling Place			Address		City	
Collin County Election Office (Main Early Voting Location)			2010 Redbud Blvd., #102		McKinney	
First Baptist Church Princeton			511 Jefferson Avenue		Princeton	
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Oct 25	Oct 26	Oct 27	Oct 28	Oct 29	Oct 30	Oct 31
1pm– 6pm	7am – 7pm	7am – 7 pm	7am – 7pm	7am – 7pm	7am – 7pm	

SECTION 4. ELECTION DAY POLLING PLACE

On November 3, 2020, Election Day, the polls shall be open to the voters of the precincts within the City of Princeton (currently designated 033, 042, and 192) at any designated Election Day Vote Center location within Collin County from 7:00 a.m. to 7:00 p.m., including at:

First Baptist Church Princeton, 511 Jefferson Avenue, Princeton TX 75407
 First Baptist Church Branch, 7011 FM 546, Princeton TX 75407

A list of other polling places, subject to confirmation by Collin County, is within the attached Exhibit “B” and shall be supplemented by any of the other vote centers designated by the Contract for Election Services or by the Elections Administrator. If the locations for voting do not include

Princeton City Hall, appropriate notice shall be posted at the entrance informing voters of the current polling place location(s).

SECTION 5. EARLY VOTING BY MAIL

The Elections Administrator shall be responsible for the Early Voting applications and ballots. Applications for early voting ballot by mail shall be mailed to: Elections Office, Collin County Early Voting Clerk, 2010 Redbud Blvd., Ste. 102, McKinney, Texas 75069. Applications for early voting ballot by mail may be delivered at the earliest date accepted by the Collin County Elections Administrator on or after October 13, 2020, and **marked mail ballots may be delivered in person to the Early Voting Clerk prior to and including on election day.** Early voting ballots shall be mailed to the Elections Administrator at the same address. The City Secretary is directed to forward applications and ballots she may receive to the Elections Administrator as provided by contract. Applications for a ballot by mail must be received by the Elections Administrator no later than October 23, 2020.

SECTION 6. ELECTRONIC VOTING EQUIPMENT

In accordance with Section 123.001 of the Texas Election Code, the voting systems approved by the Secretary of State and Collin County for use in the November 3, 2020 are adopted by the City Council for the election ordered by this resolution.

SECTION 7. ADMINISTRATION AND PROCEDURES OF THE ELECTION

The City Manager is hereby authorized and directed to enter into agreements for said election with Collin County Elections Administration and to execute such election agreements for said election. In all respects, said election shall be conducted in accordance with the Texas Election Code. Pursuant to the federal Help America Vote Act and the Texas Election Code, each polling place shall be provided at least one voting system equipped for individuals with disabilities. Sufficient voting equipment to accommodate the voters shall be provided for early voting and at each of the polling places on Election Day.

SECTION 8. ELECTION OFFICIALS

Pursuant to the Contract for Election Services, the Collin County Elections Administrator shall serve as Early Voting Clerk for the election. Presiding Election Judges and Alternate Presiding Election Judges appointed to serve at said polling places shall be those election officials furnished by Collin County Elections Administrator.

SECTION 9. EARLY VOTING BALLOT BOARD

An Early Voting Ballot Board shall be created to process early voting results in accordance with Section 87.007 of the Texas Election Code. The Early Voting Ballot Board shall be made up of members appointed in the manner stated in the Contract for Election Services and the Presiding Judge and Alternate Presiding Judge of the Early Voting Ballot Board shall be the election officials listed in the Contract for Election Services.

SECTION 10. PUBLICATION AND POSTING OF NOTICE OF ELECTION

This Resolution shall serve as the Order of Election (as required by Section 3.001 of the Election Code) and as the Notice of Election (as required by Section Election 4.001 of the Code). A copy of the Ordinance and the Contract shall be posted on the bulletin board used for posting notices of the meetings of the City Council at least twenty-one (21) days before the election. Notice shall be published in the newspaper in accordance with state law and posted on the City's website.

SECTION 11. RUNOFF ELECTION

Should a runoff election be required following the canvass of the November 3, 2020 election, the City Council hereby orders that a runoff election be held December 8, 2020. Unless superseded by later order by the City Council, the polling place on Election Day for the runoff election shall be the same places as those of the original election and the hours of voting shall be between 7:00 a.m. and 7:00 p.m.

SECTION 12. SAVINGS, SEVERABILITY AND REPEALING CLAUSES

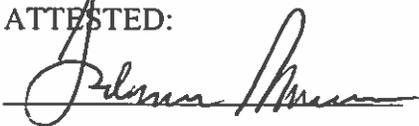
Should any word, sentence, paragraph, subdivision, clause, phrase or section of this resolution be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said resolution, which shall remain in full force and effect.

SECTION 13. EFFECTIVE DATE

This resolution shall become effective immediately from and after its passage.

APPROVED AND ADOPTED by the City Council of the City of Princeton, Texas on this the 10 day of August, 2020.

ATTESTED:



City Secretary Tabatha Monk

APPROVED:



Mayor John-Mark Caldwell

