

CITY OF BALCH SPRINGS, TEXAS

ORDINANCE NO. 3229-21

AN ORDINANCE OF THE CITY COUNCIL CALLING A RUNOFF ELECTION AND PROVIDING NOTICE OF RUNOFF ELECTION FOR THE CITY OF BALCH SPRINGS, TEXAS, TO BE HELD ON JUNE 5, 2021, FOR THE PURPOSE OF ELECTING A CITY COUNCIL MEMBER FOR PLACE 7; DESIGNATING POLLING PLACES; PROVIDING FOR PROPER NOTICE AT AN OPEN MEETING; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on May 1, 2021, a general election was held for the purpose of electing candidates to Council Member Place 3 and Place 7; and

WHEREAS, on May 10, 2021 the City of Balch Springs completed its canvass of the vote; and

WHEREAS, per Section 5.03 of the City Charter, to win by a majority vote, the successful candidate must obtain more than fifty percent (50%) of the votes cast and when no candidate obtains a majority vote, a runoff election is required between the two candidates who received the most votes; and

WHEREAS, three candidates were on the ballot for Place 7 but no one candidate received sufficient votes to be elected to the City Council and, therefore, a runoff election is required; and

WHEREAS, the City previously entered into a Joint Election Services Contract with Dallas County, pursuant to Sections 31.092 and 271.002 of the Election Code, governing the general election and any runoff election related thereto.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BALCH SPRINGS, TEXAS THAT:

SECTION 1. Incorporation of Recitals. All of the above premises are hereby found to be true and correct legislative findings of the City Council and are hereby approved and incorporated into the body of this ordinance as if copied in their entirety.

SECTION 2. Runoff Election Called. A runoff election is hereby called to be held on Saturday, June 5, 2021, between the hours of 7:00 AM and 7:00 PM, for the purpose of filling City Council Place 7. Qualified voters residing within the boundaries of single member district Place 7 are entitled to vote. The polling places and voting precincts for the runoff election are to be determined.

SECTION 3. Candidates on Ballot. The candidates for the Place 7 runoff election, and whose names will appear on the official ballot, shall be Marie Tedei and Yemi Salau, as the two

persons who received the first and second highest number of votes at the general election. Candidates for City Council shall meet the qualifications as prescribed by law and the City Charter.

SECTION 4. Applications for Ballot by Mail. Mail-in ballot applications shall be mailed to the address below. Applications for ballots by mail must be received no later than the close of business on May 25, 2021.

Michael Scarpello, Joint Early Voting Clerk
Dallas County Elections
1520 Round Table Drive
Dallas, Texas 75247

SECTION 5. Early Voting by Personal Appearance. Early voting by personal appearance shall be conducted by the Dallas County Elections Department. Michael Scarpello, Dallas County Elections Officer, is hereby appointed Early Voting Clerk in compliance with Section 271.006 of the Texas Election Code. Early voting will be conducted at the locations listed below.

Main Early Voting Location:

Balch Springs Civic Center
12400 Elam Road
Balch Springs, Texas 75180

Branch Early Voting Location:

Balch Springs Civic Center
12400 Elam Road
Balch Springs, Texas 75180

Or at such other places as to be decided by Dallas County. Locations are subject to change as necessary.

Early Voting Hours:

May 24, 2021 through May 27, 2021	8:00 AM – 5:00 PM
May 28, 2021	7:00 AM - 7:00 PM
May 29, 2021	8:00 AM - 5:00 PM
May 30, 2021	1:00 PM – 6:00 PM
May 31, 2021 – Memorial Day Holiday	NO VOTING TODAY
June 1, 2021	7:00 AM -7:00 PM

SECTION 6. Joint Election Services Agreements. A Joint Election Services Agreement was previously approved by City Council and entered into with Dallas County. The City Council hereby authorizes the City Manager to negotiate and execute any agreements or other documents required by Dallas County as necessary to perform the runoff election services. The runoff election shall be conducted in accordance with the election laws of the State of Texas.

SECTION 7. Notice of Election. Notice of the runoff election shall be given in the manner required by Chapter 4 of the Election Code.

SECTION 8. Open Meeting. The meeting at which this Ordinance was passed was open to the public and notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

SECTION 9. Effective Date. This Ordinance shall become effective from and after its date of passage and publication in accordance with law.

DULY PASSED AND ADOPTED by the City Council of the City of Balch Springs, Texas on this 10th day of May, 2021.

APPROVED:


Carrie F. Gordon, PhD, Mayor

ATTEST:


Cindy Gross, City Secretary