

RESOLUTION NO. R2023-3

A RESOLUTION CALLING FOR AND ESTABLISHING THE PROCEDURES FOR A RUNOFF ELECTION FOR ALDERMAN OF THE TOWN OF SAN FELIPE; DESIGNATING THE DATE OF SAID ELECTION FOR JUNE 10, 2023; DESIGNATING POLLING PLACES; DESIGNATING EARLY VOTING HOURS AND PLACES; PROVIDING FOR POSTING AND PUBLICATION OF NOTICE FOR SAID ELECTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to Sec. 2.021 of the Election Code of the State of Texas, it is provided that if no candidate for a particular office receives the vote necessary to be elected in an election or there is a tie vote, a runoff election for that office is required; and

WHEREAS, a canvassing of the returns and declaring the results of a regular Town Municipal Election held on May 6, 2023, was approved by the Town Council on May 18, 2023; and

WHEREAS, the canvass determined that, in the race for Alderman two candidates received the same number of the votes cast; and

WHEREAS, the two candidates receiving the same number of votes for the office of Alderman were Sandy Brooks and Sandra Bradley.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SAN FELIPE, TEXAS:

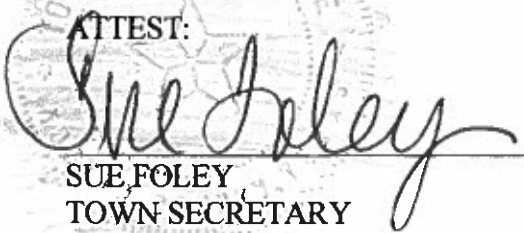
SECTION 1 The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby adopted and made a part of this Resolution for all purposes.

SECTION 2 In accordance with and pursuant to the provisions and requirements of the laws of the State of Texas, a Runoff Election is hereby ordered to be held on June 10, 2023, for the purpose of electing an Alderman. The Town's website is <http://www.townofsanfelipe.net/>.

SECTION 3 Sue Foley is hereby appointed Clerk for Early Voting and Custodian of Election Records. Early Voting by personal appearance will be conducted each weekday at Town Hall, 927 Sixth Street, San Felipe, Texas, between the hours of 8:00 a.m. and 5:00 p.m. beginning on M a y 3 0 , 2023, and ending on June 6, 2023.

- SECTION 4** Applications for ballot by mail shall be mailed to the Early Voting Clerk, Sue Foley, Town Secretary, 927 Sixth Street, San Felipe, Texas 77473.
- SECTION 5** Applications for ballot by mail must be received by mail no later than the close of business on May 30, 2023.
- SECTION 6** The polling place listed below will be open from 7:00 a.m. to 7:00 p.m. on June 10, 2023, for Election Day voting:
- San Felipe Fire Station, , 15023 FM 1458, San Felipe, Texas.
- SECTION 7** The runoff election shall be held in accordance with the Election Code of this State and only resident qualified voters of the Town shall be eligible to vote at the election.
- SECTION 8** The Mayor shall give notice of this election in accordance with the terms and provisions of Sections 4.004, 83.010, 85.004, and 85.007 of the Election Code, and all necessary orders and writs for the elections shall be issued by the proper authority. Returns of the elections shall be made to the Town Council immediately after the closing of the polls.
- SECTION 9** The Early Voting Clerk shall appoint the Ballot Board in accordance with Section 87.0021 et seq. of the Texas Election Code to process early voting results in accordance with the Texas Election Code.
- The Presiding Judge, Alternate Presiding Judge, and clerks will receive compensation at the rate of \$10.00 per hour.
- SECTION 10** The results of the elections shall be certified, canvassed, and returned in the form and manner prescribed by the laws of the State of Texas and Ordinances of the Town of San Felipe.
- SECTION 11** If any section, subsection, sentence, clause or phrase of this resolution is for any reason held to be unconstitutional, such holding shall not affect the validity of the remaining portions of this Resolution.
- SECTION 12** This resolution shall take effect and be in full force immediately upon passage and approval.

PASSED, APPROVED, and ADOPTED, this the 18th day of May 2023, by a vote of 4 (*ayes*) to 0 (*nays*) to 0 (*abstentions*) of the Town Council of the Town of San Felipe, Texas.

ATTEST:

SUE FOLEY
TOWN SECRETARY


BOBBY BYARS
MAYOR

APPROVED AS TO FORM:

REZZIN PULLUM
TOWN ATTORNEY