

RESOLUTION NO. 2023-015

CALLING THE CITY GENERAL ELECTION TO BE HELD ON MAY 6, 2023 TO ELECT PERSONS TO THE OFFICE OF COUNCIL PLACES 1, 3, 5, AND 7 FOR A TERM OF TWO YEARS; ESTABLISHING ELECTION DAY VOTING LOCATIONS; CANDIDATE FILING PERIOD; EARLY VOTING; RUNOFF ELECTION, METHOD OF VOTING; AND PUBLICATION AND POSTING REQUIREMENTS; AND AUTHORIZING JOINT ELECTION AGREEMENTS AND SERVICES.

WHEREAS, the City of North Richland Hills, Texas ("City") is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government code; and

WHEREAS, the City of North Richland Hills Charter provides that city elections shall be held in accordance with laws of the State of Texas; and

WHEREAS, Section 41.001(a)(1-2) of the Texas Election Code establishes the first Saturday in May as a uniform election date for the purposes of conducting a General Election; 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 the purposes of electing members to the governing body; and

WHEREAS, the City will enter into joint election agreements and contracts for general election services with Tarrant County pursuant to Texas Election Code ("Code) Sections 31.092 and 271.002.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH RICHLAND HILLS, TEXAS:

Section 1. That the recitals set forth above are true and correct and are hereby incorporated into and made a part of this Resolution.

Section 2. **General Election Called.** An election is hereby called to elect persons to the office for City Council Places 1, 3, 5, and 7 to serve from May 2023 until May of 2025, or until their successors are duly elected and qualified. The election shall be held on May 6, 2023 between the hours of 7:00 a.m. until 7:00 p.m.

Polling locations in North Richland Hills includes:

Library (Community Room)
9015 Grand Avenue
North Richland Hills, TX 76180

Former Bursey Road Senior Center
7301 Bursey Road
North Richland Hills, Texas 76182

Qualified North Richland Hills voters will also be able to cast their ballots at any countywide polling location on Election Day.

Section 3. Application for Place on Ballot. Qualified persons may file as candidates by filing with the City Secretary, or her designee, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, beginning January 18, 2023 and ending February 17, 2023. Each application for a place on the ballot shall be accompanied by either a filing fee of One Hundred Fifty (\$150.00) Dollars payable to the City, or in lieu of the filing fee, a petition seeking the candidate's name to be placed on the ballot. Such petition must be signed by at least one hundred fifty (150) qualified voters of the City.

Section 4. Joint Election Agreements Approved. The Mayor is authorized to enter into joint election agreements and other contracts as necessary for election services with Tarrant County conducted under the authority of Chapter 271 of the Election Code (the "Agreements"). The election shall be conducted pursuant to the election laws of the State of Texas.

Section 5. Early Voting.

a. Early voting by personal appearance. Early voting by personal appearance will be held jointly with other political subdivisions in Tarrant County beginning on April 24, 2023 and will continue through May 2, 2023 at the locations established by Tarrant County on the dates and times as follows or as may be amended by Tarrant County:

April 24 – April 28	8:00 a.m. to 5:00 p.m.
April 29	7:00 a.m. to 7:00 p.m.
April 30	10:00 a.m. to 4:00 p.m.
May 1 – May 2	7:00 a.m. to 7:00 p.m.

The main early voting location shall be located at:

Tarrant County Elections Center
2700 Premier Street
Fort Worth, Texas 76111

Early voting locations in North Richland Hills include:

North Richland Hills Library
Community Room
9015 Grand Avenue
North Richland Hills, TX 76180

Former Bursey Road Senior Center
Main Room
7301 Bursey Road
North Richland Hills, TX 76182

- b. **Early voting by mail.** Tarrant County Chief Elections Administrator, or his designee, is hereby designated as Early Voting Clerk for the city's election. The Tarrant County Chief Elections Administrator may appoint other deputy early voting clerks as necessary. Applications for early voting by mail may be delivered to the Chief Elections Administrator beginning January 1, 2023, but not later than April 25, 2023 if delivered by mail to:

Early Voting Clerk
2700 Premier Street
Fort Worth, Texas 76111

Early voting by mail ballots shall be mailed to the Chief Elections Administrator at the same address.

Pursuant to House Bill 3107, the early voting clerk's email address, phone number and internet website are as follows:.

Early Voting Clerk
electionsinfo@tarrantcounty.com
817-831-8683
<https://www.tarrantcounty.com/elections>

- c. **Early voting by Ballot Board.** Early voting, both by personal appearance and by mail, shall be canvassed by the Early Voting Ballot Board, which is hereby created. The Presiding Election Judge and Alternate Presiding Election Judge, as set forth in the Agreements, shall serve as the presiding officer and alternate presiding officers, respectively, of the Early Voting Ballot Board. The other election officers serving at the election shall serve as the other members of the Early Voting Ballot Board.

Section 6. Runoff Election. In accordance with Section 2.025 of the Texas Election Code, in the event no candidate receives a majority of votes for an office, there shall be a runoff election held on June 10, 2023. The polling place on Election Day for the runoff election shall be at the same polling places as those of the original election, or as amended, and the hours of voting shall be between 7:00 a.m. and 7:00 p.m. Early voting by personal appearance shall be held at the same locations set out in Section 5 on the dates and times as follows or as may be amended by Tarrant County:

May 30 – May 31	8:00 a.m. 5:00 p.m.
June 1 – 2	8:00 a.m. – 5:00 p.m.
June 3	7:00 a.m. – 7:00 p.m.
June 4	10:00 a.m. – 4:00 p.m.
June 5 – 6	7:00 a.m. – 7:00 p.m.

- Section 7. Method of Voting.** Early voting by personal appearance and voting on Election Day shall be conducted exclusively on Tarrant County's Hart InterCivic Verity Voting System. All expenditures necessary for the conduct of the election, the purchase of materials therefore, and the employment of all election officials are hereby authorized, and shall be conducted in accordance with the Agreements and the Code.
- Section 8. Governing Law and Qualified Voters.** The election shall be held in accordance with the Constitution of the State of Texas and the Code, and all resident qualified voters of the City shall be eligible to vote at the election.
- Section 9. Publication and Posting of Notice of Election.** Notice of the election shall be given as required by Chapter 4 of the Code.
- Section 10. Necessary Actions.** The Mayor is authorized to execute a joint election agreement and contract for election services with Tarrant County whereby Tarrant County will provide all material, supplies and personnel to hold the election contemplated hereby, including any runoff election which may be required, and will be responsible for coordinating, supervising and administering the joint election. This resolution shall be construed with any action of the governing bodies of other Tarrant County political subdivisions providing for the conduct of a joint election as herein contemplated. The Mayor and the City Secretary of the City, in consultation with the City Attorney, are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Code in carrying out and conducting the election, whether or not expressly authorized herein.

PASSED AND APPROVED on this the 13th day of February, 2023.

CITY OF NORTH RICHLAND HILLS

Oscar Trevino, Mayor

ATTEST:

Alicia Richardson
City Secretary/Chief Governance Officer

APPROVED AS TO FORM AND LEGALITY:

Maleshia B. McGinnis, City Attorney