

ORDINANCE NO. 2015-05-0__

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ORDERING A RUNOFF ELECTION FOR JUNE 13, 2015, FOR THE PURPOSE OF ELECTING ONE COUNCIL MEMBER DISTRICT 4 AND ONE COUNCIL MEMBER AT-LARGE; DESIGNATING POLLING PLACES; APPOINTING THE EARLY VOTING CLERK; AND PROVIDING FOR NOTICE AND PUBLICATION OF THE ELECTION

WHEREAS, the City Charter of the City of McKinney, Texas as adopted on December 31, 1959, and amended on November 8, 1971, January 15, 1977, May 7, 1988, May 5, 2001, December 6, 2011, and May 10, 2014 requires that an election for Mayor, Council member At-Large, Council member for District 2, and Council member for District 4 be held; and,

WHEREAS, this Charter requires the Mayor and three Council members be elected for a four (4) year terms, the Council members from District 2 and District 4 to be elected from the single-member Council Districts in which they reside by resident voters of those districts; and

WHEREAS, said election was held on May 9, 2015 with the solemnities and formalities necessary to make it a valid election, all notices having been published and posted in the manner and for the length of time required by law; and

WHEREAS, no candidate for Council member District 4 or Council member At-Large received a majority of the votes; and

WHEREAS, Section 2.023 of the Texas Election Code provides that the runoff candidates for the office of Council member District 2 and Council member At-Large shall be the candidates who receive the highest and second highest number of votes; and

WHEREAS, Chuck Branch and Pablo Ruiz were the two candidates receiving the highest number of votes and second highest number of votes in the election for Council member District 4; and

WHEREAS, Tracy Rath and Bill Campbell were the two candidates receiving the highest number of votes and second highest number of votes in the election for Council member At-Large; and

WHEREAS, Section 2.025 of the Texas Election Code requires the runoff election to be held twenty (20) to forty-five (45) days after the canvassing of election results.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS:

Section 1. That a runoff election is hereby ordered to be held on Saturday, June 13, 2015, between the hours of 7:00 a.m. and 7:00 p.m. in accordance with the applicable provisions of the Texas Election Code, as amended, and Chapter III of the City Charter of McKinney, Texas as amended May 10, 2014.

Section 2. That an election be held for the purpose of electing a Council member District 4 and a Council member At-Large for a four-year term as prescribed by the City Charter.

Section 3. The polling places are identified in Exhibit "A" attached hereto and incorporated herein by reference as a part hereof for all purposes. The election officers and maximum number of clerks for each polling place shall be determined and appointed in accordance with

the provisions of an election services contract to be executed with the Collin County Elections Administrator.

Section 4. That the method of voting to be used in the runoff election on Saturday, June 13, 2015, be touch-screen devices with Premier Election Systems ACCUVOTE TS R7 v.4.6.4 direct recording devices (DRE's) for early voting and election day and optical-scan ballots with Premier Election Systems ACCUVOTE OS ROM v.2.0.12 for early voting by mail, in accordance with the Texas Election Code.

Section 5. That the Collin County Elections Administrator is hereby appointed Alternate Early Voting Clerk for the purpose of conducting early voting for the runoff election.

Section 6. That early voting by personal appearance be conducted beginning Monday, June 1, 2015 and shall close on Tuesday, June 9, 2015. During the lawful early voting by personal appearance period (June 1, 2015, through June 9, 2015), Collin County Elections Administrator shall keep the designated early voting polling places open for early voting as follows:

Monday, June 1	8:00 a.m. to 5:00 p.m.
Tuesday, June 2	8:00 a.m. to 5:00 p.m.
Wednesday, June 3	8:00 a.m. to 5:00 p.m.
Thursday, June 4	8:00 a.m. to 7:00 p.m.
Friday, June 5	8:00 a.m. to 5:00 p.m.
Saturday, June 6	8:00 a.m. to 5:00 p.m.
Monday, June 8	7:00 a.m. to 7:00 p.m.
Tuesday, June 9	7:00 a.m. to 7:00 p.m.

Section 7. That the official canvass, by the City Council, will be held on June 22, 2015 in the Council Chambers.

Section 8. That this Ordinance shall be published at least one (1) time, not more than twenty-five (25) days nor less than ten (10) days before the election in the McKinney Courier Gazette.

Section 9. That a Notice of Election shall be posted in accordance with state law, including a notice on the bulletin board used for posting notices of the meetings of the City Council at least twenty-one (21) days before election day.

Section 10. That this Ordinance and all other related documents be printed in both English and Spanish in accordance with all legal requirements.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THIS THE 18th DAY OF MAY, 2015.

CITY OF MCKINNEY, TEXAS

BRIAN LOUGHMILLER
Mayor

CORRECTLY ENROLLED:

Sandy Hart, TRMC, MMC
City Secretary
DENISE VICE, TRMC
Assistant City Secretary

DATE: _____

APPROVED AS TO FORM:

MARK S. HOUSER
City Attorney

EXHIBIT A

Early Voting Locations and Hours*

Polling Place		Address			City	
Collin County Election Office (Main Early Voting Location)		2010 Redbud Blvd., #102			McKinney	
McKinney Performing Arts Center		111 N. Tennessee			McKinney	
McKinney Fire Station #5		6600 W. Virginia Pkwy.			McKinney	
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
<i>May 31</i>	<i>June 1</i>	<i>June 2</i>	<i>June 3</i>	<i>June 4</i>	<i>June 5</i>	<i>June 6</i>
	8am – 5pm	8am – 5pm	8am – 5pm	8am - 7pm	8am - 5pm	8am - 5pm
<i>June 7</i>	<i>June 8</i>	<i>June 9</i>	<i>June 10</i>	<i>June 11</i>	<i>June 12</i>	<i>June 13</i>
	7am – 7pm	7am – 7pm				7am – 7pm Election Day

* City voters may vote at any of the additional Early Voting locations open under full contract services with the Collin County Elections Administration.

Election Day Polling Locations – City of McKinney*

June 13, 2015 – 7:00 a.m. to 7:00 p.m.

Precincts	Location	Address	City
“VOTE CENTERS”	John and Judy Gay Library	6861 W. Eldorado Pkwy.	McKinney
“VOTE CENTERS”	McKinney City Hall	222 N. Tennessee	McKinney
“VOTE CENTERS”	McKinney Fire Station #5	6600 W. Virginia Pkwy.	McKinney
“VOTE CENTERS”	Slaughter Elementary School	2706 Wolford Ave.	McKinney

* City voters may vote at any of the additional Election Day Vote Centers open under full contract services with the Collin County Elections Administration.