

**ORDINANCE NO. 2011-05-0\_\_**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ORDERING A RUNOFF ELECTION FOR JUNE 18, 2011, FOR THE PURPOSE OF ELECTING 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, and May 5, 2001 requires that an election for a 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 three (3) 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 14, 2011 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 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 At-Large shall be the candidates who receive the highest and second highest number of votes; and

**WHEREAS,** Steve Bell and Roger D. Harris 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 18, 2011, 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 5, 2001.

Section 2. That an election be held for the purpose of electing a Council member At-Large for a three-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 18, 2011, 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.

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 6, 2011 and shall close on Tuesday, June 14, 2011. During the lawful early voting by personal appearance period (June 6, 2011, through June 14, 2011), Collin County Elections Administrator shall keep the designated early voting polling places open for early voting as follows:

Monday, June 6	8:00 a.m. to 5:00 p.m.
Tuesday, June 7	8:00 a.m. to 5:00 p.m.
Wednesday, June 8	8:00 a.m. to 5:00 p.m.
Thursday, June 9	8:00 a.m. to 7:00 p.m.
Friday, June 10	8:00 a.m. to 5:00 p.m.
Saturday, June 11	8:00 a.m. to 5:00 p.m.
Monday, June 13	7:00 a.m. to 7:00 p.m.
Tuesday, June 14	7:00 a.m. to 7:00 p.m.

Section 7. That the official canvass, by the City Council, will be held on June 27, 2011, at 5:30 p.m. 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 copy of this Ordinance be posted on the bulletin board used for posting notices of the meetings of the City Council at least fifteen (15) days before election.

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 23rd DAY OF MAY, 2011.**

CITY OF MCKINNEY, TEXAS

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BRIAN LOUGHMILLER  
Mayor

CORRECTLY ENROLLED:

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Sandy Hart, TRMC, MMC  
City Secretary  
BLANCA I. GARCIA  
Assistant City Secretary

DATE: \_\_\_\_\_

APPROVED AS TO FORM:

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Mark S. Houser  
City Attorney

## EXHIBIT A

### ELECTION DAY VOTING LOCATIONS:

District	Polling Locations
<u>District 1</u> (Consisting of all or part of Collin County Election Precincts: 2, 3, 96, 98, 100, 179)	City Hall 222 N. Tennessee Street McKinney, Texas
<u>District 2</u> (Consisting of all or part of Collin County Election Precincts: 97, 102, 129, and 156)	Valley Creek Elementary School 2800 Valley Creek Trail McKinney, Texas
and  Precincts: 38, 126, and 169)	Scoggins Middle School 7070 Stacy Road McKinney, Texas
<u>District 3</u> (Consisting of all or part of Collin County Election Precincts: 1, 44, 57 and 99)	Burks Elementary School 1801 Hill Street McKinney, Texas
<u>District 4</u> (Consisting of all or part of Collin County Election Precincts: 13, 16, 20, 43, and 150)	Collin County Community College District - Central Park Campus 2200 West University Drive McKinney, Texas
and  Precincts: 12, 122, 131, 140, 149, 155 and 173	Dowell Middle School 301 Ridge Road McKinney, Texas
and  163)	Fire Station #7 861 Independence Parkway McKinney, Texas

### EARLY VOTING LOCATIONS

(can vote early at any early voting location)

#### CITY OF MCKINNEY LOCATIONS:

- Collin County Elections Office, 2010 Redbud Boulevard, Suite 102
- McKinney Performing Arts Center, 111 N. Tennessee
- Fire Station #5, 6600 W. Virginia Parkway
- Collin County Community College Central Park Campus, 2200 West University

#### CITY OF PLANO LOCATIONS:

- Christopher A. Parr Library, 6200 Windhaven Parkway
- Collin County Community College – Spring Creek Campus, 2800 E. Spring Creek Parkway
- Maribelle M. Davis Library, 7501-B Independence Parkway
- Haggard Library, 2501 Coit Road
- Harrington Library, 1501 18<sup>th</sup> Street
- Plano Independent School District Administration Center, 2700 West 15<sup>th</sup> Street

For more information regarding the early voting locations, please contact the Collin County Office of Elections Administrator at (972) 547-1990 or <http://www.co.collin.tx.us/elections>.