

RESOLUTION NO. 4-2003

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, ORDERING AN ELECTION TO BE HELD IN SAID CITY ON MAY 3, 2003; PROVIDING FOR THE ELECTION OF PERSONS TO SERVE IN PLACES 1 AND 2 ON THE CITY COUNCIL OF THE CITY OF ABILENE; PROVIDING METHOD OF APPLICATION FOR PLACEMENT OF CANDIDATE'S NAME ON BALLOT; PROVIDING A FILING DEADLINE FOR ALL CANDIDATES; AND DESIGNATING THE MAIN EARLY VOTING POLLING PLACE.

WHEREAS, it is now necessary to hold a general election in the City of Abilene, Texas, to elect persons to fill Places 1 and 2 on the City Council of the City of Abilene, Texas; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

SECTION 1: That an election is hereby ordered to be held within the jurisdiction of the City of Abilene, Texas, on the 3rd day of May, 2003, pursuant to the laws of the State of Texas and the Charter of the City of Abilene, Texas. Such election shall be held to fill Council Places 1 and 2 of the City Council of the City of Abilene, Texas.

The election ordered hereby shall be conducted as an at-large election. The candidate receiving a majority of the votes cast for his respective office shall be declared elected. If any candidate shall not receive a majority of the votes cast for his place or office, a run-off election is hereby ordered for such office as may be provided by applicable laws of the State of Texas for June 7, 2003. All provisions of this resolution and subsequent resolutions, including polling places, election officials, process, and procedures, shall be applicable to any run-off election that is held. Council Place 1 shall be filled by a person residing north of the present mainline of the Texas and Pacific Railway Company in the City of Abilene, and Council Place 2 shall be filled by a person residing south of such mainline of the Texas and Pacific Railway Company in the City of Abilene.

Votes cast in such election shall be tallied and tally sheets, polling lists and other election forms and records shall be maintained and kept as required by law.

SECTION 2: Candidates elected shall hold office as may be provided by the Charter of the City of Abilene, Texas.

SECTION 3: All requests by candidates for the general election to have their names placed upon the ballot shall be in writing on the official forms as prescribed by the Secretary of State and Section 31.002 of the Election Code. Such application shall be filed not later than 5:00 p.m. on the forty-fifth (45th) day before election day. An application may not be filed earlier than the thirtieth (30th) day before the date of the filing deadline. Applications shall be filed with the City Secretary of the City of Abilene, Texas (Election Code Section 143.006). In addition to said application, all candidates shall make such other filings as may be required by law.

SECTION 4: The election called by this resolution shall be held in accordance with the requirements for bilingual elections as set forth in the Voting Rights Act amendments for 1975 (42 USC 1973aa-1a) and in Section 272.001 of the Election Code. All election forms and material shall be printed in both English and Spanish, and bilingual oral assistance shall be made available within the requirements of the law.

SECTION 5: That the City Council of the City of Abilene hereby designates the system of marking or punching a ballot which is in such form that it may be counted by data processing machines as the approved method for tabulating votes in this general election to be held on May 3, 2003, and any possible run-off election, said system having been previously approved and utilized by the Taylor County Commissioners for conducting their elections. The City Council further determines that all early ballots voted in person and by mail shall be voted by ballots to be counted by the electronic voting system. The Taylor County Plaza, 400 Oak Street, is hereby designated as the main early voting polling place and as the Central Counting Station for the automatic counting and tabulating of ballots. The City Secretary and the Taylor County Election Administrator are hereby designated as Early Voting Clerks, and the Taylor County Elections Administrator is designated to supervise the early voting.

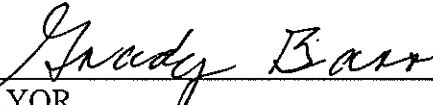
SECTION 6: That this resolution shall take effect immediately from and after its passage, as indicated below.

ADOPTED by the City Council of the City of Abilene, Texas, this 13th day of February, A.D. 2003.

ATTEST:




CITY SECRETARY



MAYOR

APPROVED:



CITY ATTORNEY