

11/8/18

ORDINANCE NO. 31044

An ordinance ordering a runoff election to be held in the city of Dallas on December 11, 2018, for the purpose of electing a Member of Council for Place 4; designating polling places; providing for the use of an electronic voting system for early voting by personal appearance, a computerized voting system for early voting by mail, and electronic and computerized voting systems for voting on election day; permitting only resident qualified voters to vote; providing for early voting; providing for an early voting ballot board to process early voting; providing for notice of the election; and providing an effective date.

WHEREAS, on November 6, 2018, a general election was held for the purpose of electing a member to the city council of the city of Dallas, and it appears that no candidate for Place 4 received sufficient votes to be elected to the city council; Now, Therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That a runoff election is ordered to be held in the city of Dallas on Tuesday, December 11, 2018, between the hours of 7:00 a.m. and 7:00 p.m., for the purpose of electing a member to the city council of the city of Dallas to be designated as a Member of Council, Place 4. Place 4 on the city council corresponds to District 4 as designated on the districting plan adopted by Resolution No. 11-2706 on October 5, 2011.

SECTION 2. That the official ballot to be used in the runoff election will be prepared by the city secretary. The two persons who, at the general election, received the first and second highest number of votes cast for candidates for Place 4, and who requested that their names appear

on the official ballot, are entitled to have their names on the official ballot as candidates for Place 4 on the city council.

SECTION 3. That electronic and computerized voting systems must be used for voting on the runoff election date in compliance with the Texas Election Code, as amended.

SECTION 4. That the manner of conducting the runoff election must be in accordance with the ordinances and charter of the city of Dallas and the laws of the State of Texas applicable to runoff elections. The official ballots, together with other election materials required by the Texas Election Code, as amended, must be printed in both English and Spanish and contain all provisions, markings, and language, as may be required by law.

SECTION 5. That the boundaries of the election precincts in which the election is to be held are defined by Ordinance No. 20231, as amended by Ordinance Nos. 20741, 21350, 21579, 22343, 22693, 23348, 24800, 25696, 27484, 28147, 28937, and 29375. Locations of the polling places in the respective election precincts are as designated in **Exhibit A**, attached to this ordinance, but which locations may be changed by Dallas County, and which changes, if any, are hereby made part of this ordinance by reference and can be found by visiting the Dallas County webpage: <<http://www.dallascountyvotes.org/election-day-information/>> or by contacting:

Dallas County Elections Department  
2377 N. Stemmons Freeway, Suite 820  
Dallas, Texas 75207  
Tel: (214) 819-6389

SECTION 6. That each voter must vote in the precinct in which the voter resides, and only resident qualified voters are entitled to vote.

SECTION 7. That a person qualified to vote and residing in the city of Dallas, but not within any precinct described in Ordinance No. 20231, as amended by Ordinance Nos. 20741, 21350, 21579, 22343, 22693, 23348, 24800, 25696, 27484, 28147, 28937, and 29375, may vote

in the precinct nearest the person's residence, and for that purpose the person's residence will be considered as part of that city election precinct. A person who has registered in a city election precinct, but whose residence is not in the city of Dallas, is not entitled to vote in the election even though the person may own property subject to taxation in the city.

SECTION 8. That early voting by personal appearance will be by the use of an electronic voting system in accordance with the Texas Election Code, as amended. Early voting by mail will be by the use of a computerized voting system in accordance with the Texas Election Code, as amended. Early voting will be conducted at the locations and during the dates and times established by Dallas County, Texas, as reflected in **Exhibit B**, attached to this ordinance, but which locations may be changed by Dallas County, and which changes, if any, are hereby made part of this ordinance by reference and can be found by visiting the Dallas County webpage: <http://www.dallascountyvotes.org/early-voting-information/> or by contacting:

Dallas County Elections Department  
2377 N. Stemmons Freeway, Suite 820  
Dallas, Texas 75207  
Tel: (214) 819-6389

SECTION 9. That applications for early voting ballots to be voted by mail must be mailed to the following:

Early Voting Clerk  
Dallas County Elections Department  
2377 N. Stemmons Freeway, Suite 820  
Dallas, TX 75207

Applications for ballots by mail must be received no later than the close of business on Friday, November 30, 2018.

SECTION 10. That applications for early voting ballots to be voted by mail may, pursuant to Section 84.007 of the Texas Election Code, be sent to the following email address: [evapplications@dallascounty.org](mailto:evapplications@dallascounty.org).

SECTION 11. That the early voting ballots will be processed by an early voting ballot board to be created in accordance with the Texas Election Code, as amended.

SECTION 12. That the mayor or, in the mayor's absence or inability to act, the mayor pro tem, shall give notice of the runoff election by causing the notice to be published in a newspaper within the city and posted on the city's public meeting bulletin board in accordance with applicable state law.

SECTION 13. That this ordinance will take effect immediately from and after its passage and publication in accordance with the provisions of the Dallas City Charter, and it is accordingly so ordained.

APPROVED AS TO FORM:

CHRISTOPHER J. CASO, Interim City Attorney

By Anna Janhafi Holmes  
Assistant City Attorney

NOV 14 2018

Passed \_\_\_\_\_