



CITY COUNCIL COMMUNICATION

January 22, 2013

SUBJECT: Declaring a Vacancy in the Office of City Council Member, Place 4, Calling Special Election to Fill such Vacancy for the Unexpired Term, and Authorizing a Contract with Tarrant County to Furnish Election Services and Equipment.

SUBMITTED BY: Kim Sutter, City Secretary

REFERENCE NO: Resolution No. 13-1400

ACTION REQUESTED:

Approve Resolution No. 13-1400, declaring a vacancy in the office of City Council Member Place 4, calling a Special Election on May 11, 2013, to fill such vacancy for the unexpired term, and authorizing a contract with Tarrant County to furnish election services and equipment.

ALTERNATIVES:

SUMMARY OF SUBJECT:

With the recent passing of Council Member Donna Mickan, a vacancy currently exists on the Euless City Council. In accordance with the Euless City Charter, the Texas Election Code, and the Constitution of the State of Texas, the Euless City Council is required to call a special election to fill the vacancy.

In accordance with the Election Code of the State of Texas, the filing deadline for a special election ordered on or before the 70th day before election day is 5 p.m. of the 62nd day before election day. Therefore, the filing deadline for a special election called at this time for the May uniform election day is March 11, 2013. The candidate filing period cannot exceed 30 days; therefore the first day of filing for a place on the special election ballot is Saturday, February 9, 2013.

The City of Euless has negotiated with Tarrant County for election services and equipment since the implementation of the 2002 Help America Vote Act.

Tarrant County owns an electronic voting system, the Hart InterCivic eSlate/eScan Voting System, which has been duly approved by the Secretary of State pursuant to Texas Election Code Chapter 122 as amended, and is compliant with the accessibility

requirements for persons with disabilities set forth by Texas Election Code Section 61.012.

As with the General Election to be held on the same date, the early voting location and election day polling places in Euless will remain the same as in past elections. Euless voters will be able to vote early by personal appearance at any of the early voting locations throughout the County.

The run-off election, if required, must be held no sooner than 20 days and no later than 45 days from the date of the canvass of the regular election. The canvass can be no sooner than three days and no later than eleven days after the regular election. A runoff election, if necessary, will be held on Saturday June 15, 2013.

FINANCIAL CONSIDERATIONS:

Revenue Sources:

Expenditure Accounts: 101-1014-510-3102

Budgeted Fiscal Year(s):

Estimated Expenditure: \$13,000

Over/Under Projection By:

Other Comments:

SUPPORTING DOCUMENTS:

- Resolution No. 13-1400

APPROVED BY:

_____ **LG** _____

City Manager's Office

_____ **HH** _____

City Secretary's Office