

AN ORDINANCE ORDERING A SPECIAL ELECTION BY THE QUALIFIED VOTERS OF THE CITY OF FORT WORTH, TEXAS, ON MAY 7, 2022, FOR THE PURPOSE OF ELECTING A CITY COUNCIL MEMBER FOR CITY COUNCIL DISTRICT 4 TO SERVE THE REMAINDER OF AN UNEXPIRED TERM AND ORDERING A RUNOFF ELECTION, IF NEEDED.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS THAT:

**SECTION 1.
ELECTION ORDERED**

In compliance with the Charter of the City of Fort Worth and in accordance with the Constitution and laws of the State of Texas, the City Council hereby orders that an election be held on Saturday, May 7, 2022, as authorized by section 41.001 of the Texas Election Code, at which all qualified voters may vote for the purpose of electing a Council Member from Council District 4 to serve the remainder of an unexpired term until the regular City Council election in May 2023. The City Council hereby finds that the date at which said election shall be held is not less than seventy-one (71) days from the date this Ordinance is adopted.

**SECTION 2.
CANDIDATES**

Candidates may file an application for a place on the election ballot commencing February 4, 2022, in the City Secretary's Office, located in the Fort Worth City Hall, 200 Texas Street, Fort Worth, Texas. The filing deadline is 5:00 p.m. on March 7, 2022.

**SECTION 3.
BALLOT**

The City Secretary of the City of Fort Worth shall ensure that ballots are prepared to be used in said election, on which ballots shall be printed the names of the candidates for the position of Council Member, District 4. The ballots shall be printed in English, Spanish, and Vietnamese for use in said special election.

SECTION 4.
DRAWING FOR PLACES ON THE BALLOT

In the event there are two (2) or more candidates for the unexpired term of Council Member, Place 4, the order in which the names of such candidates are to be printed on the ballot shall be determined by a drawing to be conducted by the City Secretary. Three (3) days prior to the date on which the drawing is to be held, the City Secretary shall post notice as required by state law of the time and place of the drawing and shall also give personal notice to any candidate who makes written request therefor and furnishes to the City Secretary a self-addressed stamped envelope. Each candidate involved in the drawing, or a representative designated by him or her, shall have a right to be present and observe the drawing.

SECTION 5.
EARLY VOTING CLERKS

- (a) Heider Garcia, Tarrant County Elections Administrator, or his successor, shall serve as the early voting clerk for the Tarrant County portion of the election.
- (b) Applications for early voting ballots to be voted by mail by Tarrant County voters should be forwarded as follows:

Mailing address:	Early Voting Clerk Tarrant County Elections P.O. Box 961011 Fort Worth, Texas 76161-0011
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Express Courier Delivery:	Early Voting Clerk Tarrant County Elections 2700 Premier Street Fort Worth, Texas 76111-3011
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Fax:	(817) 831-6118
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Email:	votebyemail@tarrantcounty.com
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- (c) Applications for early voting ballots by mail must be received no later than the close of business on April 26, 2022.

SECTION 6.
EARLY VOTING

- (a) Early Voting by personal appearance for Fort Worth residents shall be conducted beginning April 25, 2022, and continue through May 3, 2022.
- (b) The main Early Voting locations and times for Fort Worth residents are:

(1) Voters residing in Tarrant County:

Location: Tarrant County Elections Center
2700 Premier Street
Fort Worth, Texas 76111

Times:

April 25 – April 29	Monday – Friday	8:00 a.m. – 5:00 p.m.
April 30	Saturday	7:00 a.m. – 7:00 p.m.
May 1	Sunday	11:00 a.m. – 4:00 p.m.
May 2-3	Monday – Tuesday	7:00 a.m. – 7:00 p.m.

The locations, dates, and times listed above are subject to revision by the County Elections Administrator. The City Secretary is charged with advising the public via internet posting or other appropriate means regarding changes to any location, date, or time.

**SECTION 7.
VOTING SYSTEM AND JOINT ELECTION**

An electronic voting system, as defined in Chapter 121 of the Texas Election Code, shall be used for voting at the regular polling places for said election and for counting the ballots and the tabulation of the results. The conduct of the election and the use of the electronic voting system shall be in accordance with the Texas Election Code.

The election shall be held as a Joint Election pursuant to a Joint Election Agreement and Contract For Election Services by and between the City of Fort Worth and the Tarrant County Elections Administrator; and other political subdivisions located in the county. Pursuant to the above-mentioned Joint Election Agreements, the Tarrant County Elections Administrator shall serve as the Elections Administrator for the election held in Tarrant County. Presiding Election Judges and Alternate Presiding Election Judges appointed to serve at said polling places listed in the Joint Election Agreements shall be those election officials furnished by the Elections Administrators selected pursuant to the terms of the Joint Election Agreements. An Early Voting Ballot Board is hereby created pursuant to Section 87.001 of the Texas Election Code. The Early Voting Ballot Board shall be made up of members appointed in the manner stated in the Joint Election Agreements, and the Presiding Judges and the Alternate Presiding Judges of the Early Voting Ballot Boards shall be the elections officials listed in the Joint Election Agreements.

**SECTION 8.
RUNOFF**

Any candidate receiving a majority of all the votes cast for the office for which he or she is a candidate shall be elected to such office. In the event of a tie or in the event that no candidate receives a majority of all votes cast for the office sought, a run-off election shall be held on the 18th day of June 2022, between the hours of 7:00 a.m. and 7:00 pm. At such second election, the names of the two candidates receiving the highest number of votes for such office or offices, as the case may be, in the first election at which no one was elected by receiving a majority of all votes cast for such office or offices, shall be printed on the ballot and shall again be voted on. The order in which the names of such candidates are to be printed on the ballot shall be the same as on the original election.

**SECTION 9.
EARLY VOTING RUN-OFF ELECTION**

- (a) Early Voting by personal appearance for the run-off election, if a run-off election is necessary, shall be conducted beginning June 6, 2022, and continue through June 14, 2022.
- (b) The main Early Voting locations and times for Fort Worth residents are:
 - (1) Voters residing in Tarrant County:

Location: Tarrant County Elections Center
 2700 Premier Street
 Fort Worth, Texas 76111

Times:

June 6 – 10	Monday– Friday	8:00 a.m. – 5:00 p.m.
June 11	Saturday	7:00 a.m. – 7:00 p.m.
June 12	Sunday	11:00 a.m. – 4:00 p.m.
June 13-14	Monday-Tuesday	7:00 a.m. – 7:00 p.m.

The locations, dates, and times listed above are subject to revision by the County Elections Administrator. The City Secretary is charged with advising the public via internet posting or other appropriate means regarding changes to any location, date, or time.

**SECTION 10.
PROCLAMATION**

This ordinance shall constitute the proclamation, call, notice and ordinance calling and ordering said special election and run-off election if needed.

**SECTION 11.
PUBLICATION**

Notice of said election shall be given by publishing a Notice of Election, in English, Spanish, and Vietnamese, at least once, not earlier than the 30th day or later than the 10th day before election day in a newspaper published in said City. A copy of the Notice of Election, in English, Spanish, and Vietnamese shall be posted on the City's board used for posting notices of the meeting of the Fort Worth City Council not later than the 21st day before election day.

**SECTION 12.
NOTICE**

The way and manner of holding said election, the notice to be given therefor, the polling places, the personnel and the officers who are to hold same, and all details connected with the holding of the election shall be provided for and arranged by the City Secretary. The proper notice and publication of this notice, proclamation, call and ordinance shall be only cumulative of and in addition to the statutory notice of said election as herein provided. Any omission or irregularity in this notice or in the publication or posting of this notice, proclamation, call and ordinance, or in the signing of same, shall not in any way affect or invalidate such election.

**SECTION 13.
CONTROLLING LAW**

In all respects, said election shall be conducted in accordance with the Texas Election Code and the Charter of the City of Fort Worth, Texas.

**SECTION 14.
OPEN MEETING COMPLIANCE**

It is hereby officially found and determined that the meeting at which this Ordinance was adopted and said election was called was open to the public and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551 of the Texas Government Code.

**SECTION 15.
EFFECTIVE DATE**

That this Ordinance, election order, proclamation, call and notice shall take effect upon adoption.

Mattie Parker
Mayor of the City of Fort Worth

ATTEST:

Jannette S. Goodall, City Secretary

APPROVED AS TO FORM AND LEGALITY:

Laetitia Coleman Brown, Interim City Attorney

ADOPTED and EFFECTIVE: _____