

ORDINANCE NO. 4649

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, ORDERING A SPECIAL ELECTION TO BE HELD ON MAY 4, 2019, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY, FOR ADOPTION OR REJECTION, THE QUESTION OF WHETHER TO AUTHORIZE THE SALE OF APPROXIMATELY 171.393 ACRES OF CITY PARK LAND LOCATED AT 3811 SOUTH BELT LINE ROAD, CONTAINING APPROXIMATELY 87.727 ACRES, AND ADJACENT LAND LOCATED AT 4600 MERCURY ROAD, CONTAINING APPROXIMATELY 83.666 ACRES; PRESCRIBING THE FORM AND WORDING OF THE BALLOT PROPOSITIONS; PROVIDING FOR LEGAL NOTICE; MAKING PROVISIONS FOR THE CONDUCT OF THE ELECTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Mesquite, Texas (“City”) finds and determines it is necessary and advisable to call and hold a special election within the City on the proposition hereinafter set forth; and

WHEREAS, Section 253.001 of the Texas Local Government Code, as amended, requires that the sale of any park land by the City must be submitted to the qualified voters of the City at an election and approved by a majority of the votes received at the election, and that any proceeds from the sale must only be used to acquire and improve property for park purposes.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. Findings. The statements contained in the preamble of this Ordinance are true and correct and are adopted as findings of fact and as a part of the operative provisions hereof.

SECTION 2. Election Ordered. A special election is ordered to be held in the City of Mesquite, Texas, on Saturday, May 4, 2019, for the purpose of submitting to the qualified voters of the City the proposition provided herein. The special election shall be held in accordance with the Election Code of the State of Texas, the Statutes of the State of Texas, and the Charter and ordinances of the City of Mesquite, and shall be in conformity with the procedures set forth herein.

SECTION 3. Official Ballot; Proposition. The official ballot shall be prepared in accordance with state law and in such a manner as will permit the voters to vote “FOR” or “AGAINST” the proposition submitted, with the proposition to be expressed on the official ballot in a form substantially as follows:

**CITY OF MESQUITE PROPOSITION A**

Shall the City of Mesquite City Council be authorized to: (1) convey by sale up to approximately 171.393 acres of City park land, including adjacent parcels of approximately 87.727 acres of land located at 3811 South Belt Line Road and

approximately 83.666 acres of land located at 4600 Mercury Road, the entirety of which is located in the City of Balch Springs, Dallas County, Texas, and (2) use the proceeds of the conveyance for the funding and enhancement of the City of Mesquite park and recreation system?

SECTION 4. Election Administration. The special election shall be administered by the Dallas County Elections Department pursuant to a Joint Election Agreement. Toni Pippins-Poole, Dallas County Elections Administrator, is hereby appointed election officer and clerk of early voting.

SECTION 5. Precincts and Polling Places. The election precincts and polling places for each such precinct on election day are set forth in Exhibit A attached hereto and incorporated herein for all purposes. The City Secretary is authorized to modify Exhibit A to include additional or different election day polling places designated by the Elections Administrator and to conform to the Joint Election Agreement.

SECTION 6. Early Voting. The early voting polling places for conducting early voting by personal appearance, for said election are set forth in Exhibit A attached hereto and incorporated herein for all purposes. The City Secretary is authorized to modify Exhibit A to include additional or different early voting locations designated by the Elections Administrator and to conform to the Joint Election Agreement. The early voting ballots for the special election will be processed by an early voting ballot board to be created in accordance with the Texas Election Code, as amended, and Joint Election Agreement.

SECTION 7. Voting Hours; Period for Early Voting by Personal Appearance.

(a) On election day, the polls shall be open from 7:00 A.M. to 7:00 P.M.

(b) The dates and hours for early voting by personal appearance at the early voting polling places shall be as described in Exhibit A hereto.

SECTION 8. Applications for Early Voting by Mail. An application for a ballot to be voted by mail shall be submitted by mail, common or contract carrier, telephonic facsimile machine (“fax”) or by electronic transmission (“email”) of a scanned application containing an original signature to:

Toni Pippins-Poole  
Early Voting Clerk  
Dallas County Elections Department  
2377 N. Stemmons Freeway, Suite 820  
Dallas, Texas 75207  
Email: [evapplications@dallascounty.org](mailto:evapplications@dallascounty.org)  
Fax: 214.819.6303

If an application for ballot by mail (“ABBM”) is faxed or emailed or if a Federal Postcard Application (“FPCA”) is faxed, the early voting clerk must receive the original ABBM or FPCA no later than the 4th business day after receiving the emailed or faxed ABBM or faxed FPCA. If such original ABBM or FPCA is not received by the early voting clerk by the deadline, the faxed or emailed ABBM or faxed FPCA will be considered incomplete and the early voting clerk may

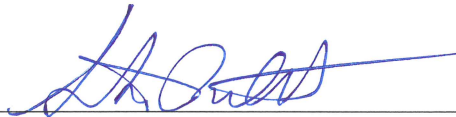
NOT send the applicant a ballot. The requirement to mail the original application does not apply to an emailed FPCA. An ABBM must be received by Noon or close of business, whichever is later, on Tuesday, April 23, 2019. An FPCA must be received in accordance with V.T.C.A., Election Code, §101.052.

SECTION 9. Notice. The Mayor shall give notice of the special election by (a) causing the notice to be published in a newspaper of general circulation within the City on the same day in each of two successive weeks, the first publication being made no earlier than the thirtieth (30<sup>th</sup>) day nor less than fourteen (14) days before the date of the special election, (b) posting on the City's website and (c) posting at three public places in the City and on the City's public meeting bulletin board at City Hall not later than the twenty-first (21<sup>st</sup>) day before election day, all in accordance with applicable state law governing notice of this special election.

SECTION 10. Severability. It is hereby declared to be the intent of the City Council of the City of Mesquite, Texas, that the words, phrases, clauses, sentences, paragraphs and sections of this Ordinance are severable, and if any word, phrase, clause, sentence, paragraph or section of this Ordinance shall be declared invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining words, phrases, clauses, sentences, paragraphs or sections of this Ordinance, the City Council hereby declaring that this Ordinance would have been enacted by the City Council without incorporation of any such invalid or unconstitutional word, phrase, clause, sentence, paragraph or section.

SECTION 11. Effective Date. This ordinance shall take effect immediately from and after its passage.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 4th day of February 2019.



Stan Pickett  
Mayor

ATTEST:



Sonja Land  
City Secretary

APPROVED:



David L. Paschall  
City Attorney

**EXHIBIT A**

**City of Mesquite, Texas  
Special Election  
May 4, 2019**

**ELECTION DAY**

**DALLAS COUNTY PRECINCTS LOCATED WITHIN MESQUITE CITY LIMITS**

<b><u>POLLING PLACE</u></b>	<b><u>ADDRESS</u></b>	<b><u>PRECINCT NO.</u></b>
Florence Park Community Center	2501 Whitson Way Mesquite, Texas 75150	1139, 1301, 1302, 1305
Ed Vanston Middle School	3230 Karla Drive Mesquite, Texas 75150	1300, 1315
Tosch Elementary School	2424 Larchmont Drive Mesquite, Texas 75150	1304, 1307, 1308, 1309, 1310, 1316
Galloway Elementary School	200 Clary Drive Mesquite, Texas 75149	1311, 1312, 1313, 1314
Dunford Recreation Center	1015 Green Canyon Drive Mesquite, Texas 75150	3300, 3301, 3302, 3303, 3304
W L Wilkinson Middle School	2100 Crest Park Drive Mesquite, Texas 75149	3305, 3306, 3307, 3315
Mesquite High School	300 East Davis Street Mesquite, Texas 75149	3308, 3309, 3310, 3311
Pirring Elementary School	1500 Creek Valley Road Mesquite, Texas 75181	3312, 3316, 3318
Horn High School	3300 East Cartwright Road Mesquite, Texas 75181	3313, 3314, 3317

**SPLIT PRECINCTS VOTING OUTSIDE MESQUITE CITY LIMITS**

<b><u>POLLING PLACE</u></b>	<b><u>ADDRESS</u></b>	<b><u>PRECINCT NO.</u></b>
Edwin J. Kiest Elementary School	2611 Healey Drive, Dallas, Texas 75228	1062
Living Waters Church of God	11110 Shiloh Road Dallas, Texas 75228	1125
George Truett Elementary School	1811 Gross Road Dallas, Texas 75228	1303
Classical Center at Vial Elementary	126 Creekview Garland, Texas 75043	1721
Sunnyvale Town Hall	127 North Collins Road Sunnyvale, Texas 75182	3500

## **ELECTION DAY (con't)**

### **KAUFMAN COUNTY PRECINCTS PARTIALLY LOCATED WITHIN MESQUITE CITY LIMITS**

<b><u>POLLING PLACE</u></b>	<b><u>ADDRESS</u></b>	<b><u>PRECINCT NO.</u></b>
Horn High School	3300 East Cartwright Road Mesquite, Texas 75181	27, 29

(Provided by the Dallas County Elections Department. Subject to change.)

## **EARLY VOTING**

Any voter who is entitled to vote an early ballot by personal appearance may do so at any Early Voting Polling Place listed below.

Early voting shall be conducted by personal appearance at the locations set forth below and during the period early voting is required or permitted by law, being April 22, 2019, through April 30, 2019, on the following dates and times:

Monday – Friday, April 22, 2019, through April 26, 2019, 8:00 a.m. – 5:00 p.m.

Saturday, April 27, 2019, 8:00 a.m. – 5:00 p.m.

Sunday, April 28, 2019, 1:00 p.m. – 6:00 p.m.

Monday – Tuesday, April 29, 2019, through April 30, 2019, 7:00 a.m. – 7:00 p.m.

### **Main Early Voting Location:**

George L. Allen, Sr., Courts Building  
600 Commerce Street  
Dallas, Texas 75202

### **Branch Early Voting Locations:**

Addison Fire Station #1  
4798 Airport Parkway  
Addison, Texas 75001

Balch Springs Civic Center  
12400 Elam Road  
Balch Springs, Texas 75180

Bethany Lutheran Church  
10101 Walnut Hill Lane  
Dallas, Texas 75238

Betty Warmack Library  
760 Bardin Road  
Grand Prairie, Texas 75052

Carrollton Farmers Branch ISD  
Service Building “C”  
1820 Pearl Street  
Carrollton, Texas 75006

Carrollton Library  
@ Hebron & Josey  
4220 North Josey Lane  
Carrollton, Texas 75010

Cedar Hill Government Center  
285 Uptown Boulevard  
Cedar Hill, Texas 75104

Cockrell Hill City Hall  
4125 West Clarendon  
Cockrell Hill, Texas 75211

Coppell Town Center  
255 East Parkway Boulevard  
Coppell, Texas 75019

Crosswinds High School  
1100 North Carrier Parkway  
Grand Prairie, Texas 75050

Dallas ISD Administration Building  
9400 Central Expressway  
Dallas, Texas 75231

Disciple Central Community Church  
901 North Polk Street  
DeSoto, Texas 75115

Duncanville Library  
201 James Collins Boulevard  
Duncanville, Texas 75116

Eastfield College  
Pleasant Grove Campus  
802 South Buckner  
Dallas, Texas 75217

El Centro College – West Campus  
3330 North Hampton Road  
Dallas, Texas 75212

Farmers Branch City Hall  
13000 William Dodson Parkway  
Farmers Branch, Texas 75234

Florence Recreation Center  
2501 Whitson Way  
Mesquite, Texas 75150

Frankford Townhomes  
18110 Marsh Lane  
Dallas, Texas 75287

Fretz Park Library  
6990 Belt Line Road  
Dallas, Texas 75254

Friendship West Baptist Church  
2020 Wheatland Road  
Dallas, Texas 75232

Grauwlyer Park Recreation Center  
7780 Harry Hines Boulevard  
Dallas, Texas 75235

Harry Stone Recreation Center  
2403 Millmar Drive  
Dallas, Texas 75228

Highland Hills Library  
6200 Bonnie View Road  
Dallas, Texas 75241

Hutchins City Hall  
321 North Main Street  
Hutchins, Texas 75141

Irving Arts Center  
3333 North MacArthur Boulevard  
Irving, Texas 75062

Irving City Hall  
825 West Irving Boulevard  
Irving, Texas 75060

J. Erik Jonsson Central Library  
1515 Young Street  
Dallas, Texas 75201

Josey Ranch Library  
1700 Keller Springs Road  
Carrollton, Texas 75006

Lakeside Activity Center  
101 Holley Park Drive  
Mesquite, Texas 75149

Lakewood Branch Library  
6121 Worth Street  
Dallas, Texas 75214

Lancaster Veterans Memorial  
Library  
1600 Veterans Memorial Parkway  
Lancaster, Texas 75134

Lochwood Library  
11221 Lochwood Boulevard  
Dallas, Texas 75218

Marsh Lane Baptist Church  
10716 Marsh Lane  
Dallas, Texas 75229

Martin Luther King Core Building  
2922 Martin Luther King Boulevard  
Dallas, Texas 75215

Martin Weiss Recreation Center  
1111 Martindell Avenue  
Dallas, Texas 75211

Mountain Creek Library  
6102 Mountain Creek Parkway  
Dallas, Texas 75249

Oak Cliff Sub-Courthouse  
410 South Beckley Avenue  
Dallas, Texas 75203

Our Redeemer Lutheran Church  
7611 Park Lane  
Dallas, Texas 75225

Paul L Dunbar Lancaster-Kiest  
Library  
2008 East Kiest Boulevard  
Dallas, Texas 75216

Preston Royal Library  
5626 Royal Lane  
Dallas, Texas 75229

Renner-Frankford Library  
6400 Frankford Road  
Dallas, Texas 75252

Reverchon Recreation Center  
3505 Maple Avenue  
Dallas, Texas 75219

Richardson Civic Center  
411 West Arapaho Road  
Richardson, Texas 75080

Richland College – Garland Campus  
675 West Walnut Street  
Garland, Texas 75040

Richland College – Main Campus  
Guadalupe “G” Building  
12800 Abrams Road  
Dallas, Texas 75243

Rowlett City Hall Annex  
4004 Main Street  
Rowlett, Texas 75088

Sachse City Hall  
3815 Sachse Road, Building B  
Sachse, Texas 75048

Samuell Grand Recreation Center  
6200 East Grand Avenue  
Dallas, Texas 75223

Seagoville City Hall  
702 North Highway 175  
Seagoville, Texas 75159

Skyline Branch Library  
6006 Everglade Road  
Dallas, Texas 75227

South Garland Branch Library  
4845 Broadway Boulevard  
Garland, Texas 75040

Sunnyvale Town Hall  
127 North Collins Road  
Sunnyvale, Texas 75182

Valley Ranch Library  
401 Cimarron Trail  
Irving, Texas 75063

Wilmer Community Center  
101 Davidson Plaza  
Wilmer, Texas 75172

(Provided by the Dallas County Elections Department. Subject to change.)

**Temporary Branch Early Voting Location:**

Monday – Friday, April 22, 2019, through April 26, 2019, 8:00 a.m. – 5:00 p.m.

Monday – Tuesday, April 29, 2019, through April 30, 2019, 7:00 a.m. – 7:00 p.m.

Highland Park ISD Administration Building  
7015 Westchester Drive  
Dallas, Texas 75205

(Provided by the Dallas County Elections Department. Subject to change.)