

RESOLUTION NO. 02-2009

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
MESQUITE, TEXAS, CALLING THE ANNUAL CITY ELECTION.

WHEREAS, the Texas Election Code provides for a general election of City Officials to be held the second Saturday in May; and

WHEREAS, it is necessary that the City Council of the City of Mesquite call an election to be held May 9, 2009, for the purpose of electing a Mayor and Councilmembers;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS;

SECTION 1. That an election shall be held May 9, 2009, for the purpose of electing a Mayor and Councilmembers from each of the following places: Nos. 1, 2 and 6. Candidates for Place Nos. 1 and 2 must have resided in Districts 1 and 2, respectively, as heretofore established by the City Charter, for a period of 120 days next preceding the election date.

SECTION 2. Notice of such election shall be published at least once not earlier than the 30<sup>th</sup> day or later than the 10<sup>th</sup> day before election day as provided in Section 4.003(a)(1) of the Texas Election Code.

SECTION 3. Said 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 4. Early voting by personal appearance shall be conducted by the Dallas County Elections Department. Bruce Sherbet, Dallas County Elections Administrator, is hereby appointed clerk of early voting in compliance with Section 271.006 of the Texas Election Code. Early voting will be conducted at Lakeside Activity Center, 101 Holley Park Drive, Mesquite, Texas, and at all locations as designated by the Dallas County Elections Administrator.

Early voting by personal appearance will be conducted on weekdays beginning Monday, April 27, 2009, and continuing through Friday, May 1, 2009, between 8:00 a.m. and 5:00 p.m., Saturday, May 2, 2009, between 8:00 a.m. and 5:00 p.m., Sunday, May 3, 2009, between 1:00 p.m. and 6:00 p.m., and Monday, May 4, 2009, through Tuesday, May 5, 2009, between 7:00 a.m. and 7:00 p.m. Any qualified voter for the Joint Election may vote early by personal appearance at either the main early voting location or at any of the branch locations. The main early polling place is:

Dallas County Records Building  
509 Main Street  
Dallas, Texas. 75202

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Applications for ballots by mail shall be mailed to:

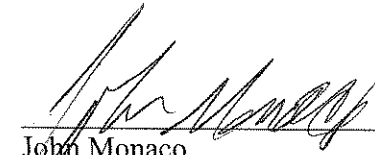
Bruce R. Sherbet  
Early Voting Clerk  
Dallas County Elections Dept.  
2377 N. Stemmons Freeway  
Suite 820  
Dallas, Texas 75207

Applications for ballots by mail must be received no later than the close of business on May 2, 2009.

SECTION 5. The candidate receiving a majority of the votes cast for Mayor and for Councilmember for each place shall be elected Mayor and Councilmember, respectively, for the place for which he/she is a candidate. In the event any candidate does not receive a majority of the votes cast for a particular office and a runoff election is necessary, said runoff 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.

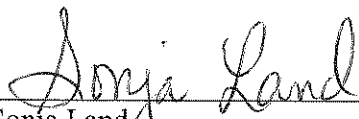
SECTION 6. That this resolution shall take effect immediately upon passage.

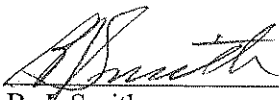
DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 2<sup>nd</sup> day of February 2009.

  
\_\_\_\_\_  
John Monaco  
Mayor

ATTEST:

APPROVED:

  
\_\_\_\_\_  
Sonja Land  
City Secretary

  
\_\_\_\_\_  
B. J. Smith  
City Attorney