

FILED  
AT 11 o'clock A M

SEP 05 2024

TRACY SMITH  
COUNTY CLERK  
HOPKINS COUNTY TEXAS

RESOLUTION NO. R-2024-06-03

**A RESOLUTION OF THE CITY OF CUMBY, TEXAS, CALLING FOR A GENERAL ELECTION AND ESTABLISHING THE PROCEDURE FOR THE GENERAL ELECTION FOR CITY OFFICERS TO BE HELD ON NOVEMBER 5<sup>th</sup>, 2024, IN THE CITY OF CUMBY, TEXAS; AND PROVIDING FOR OTHER MATTERS RELATED TO THE ELECTION**

**WHEREAS**, the laws of the State of Texas provide that on November 5<sup>th</sup>, 2024, there shall be a general election for municipal officers; and

**WHEREAS**, the Texas Election Codes applicable to said election, and in order to comply with said Code, a Resolution should be passed calling the election and establishing the procedures to be followed in said election and designating the voting place for said election; and

**WHEREAS**, the City of Cumby, Texas (the "City") lies within the boundaries of Hopkins County, Texas; and

**WHEREAS**, the City approves and agrees to conduct the City General Election jointly with other political subdivisions in Hopkins County in accordance with Texas Election Code Chapter 271; and

**WHEREAS**, The City and other political subdivisions in the area have made provisions to contract with the Hopkins County Election Officer to conduct the City's election, pursuant to Chapter 31, Texas Election Code 791, Texas Gov't Code.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF CUMBY, TEXAS THAT:**

**Section 1. General Election Ordered.** A general election shall be held on November 5<sup>th</sup>, 2024, to elect the following city officers; two (2) Aldermen, being Place 1, and Place 2, and Mayor of the City of Cumby, Texas; each to serve a term of two (2) years.

**Section 2. Filing Period:** Candidates for the above offices may file their application beginning at 8:00 a.m. on July 20<sup>th</sup>, 2024, and shall file their applications no later than 5:00 p.m. on August 19<sup>th</sup>, 2024. All candidates for the office to be filed in the election to be held on November 5<sup>th</sup>, 2024, shall file their application to become candidates with the City Secretary of the City of Cumby, Texas on a form as prescribed by the Election Code of the State of Texas.

**Section 3. Drawing.** The order in which the names of the candidates are to be printed on the ballot shall be determined by a drawing conducted in accordance with Section 52.094 of the Texas Election Code.

**Section 4. Ballots and Printed Materials.** The ballots used for the election shall comply with the Texas Election Code and be on the form provided by the City to the Hopkins County Election Officer (the "Election Officer") for use on the voting devices and ballots used by Hopkins County. The official ballots, together with such other election materials as are required by the Texas Election Code, as amended, shall be printed in both English and Spanish languages, and shall contain such provisions, markings, and language as required by law.

**Section 5. Joint Election.** The City agrees to conduct a joint election with the political subdivisions designated by the Election Officer, provided that such political subdivisions hold an election

on November 5<sup>th</sup>, 2024, in all or part of the same territory as the City. The joint election for political subdivisions in Hopkins County will be conducted in accordance with state law, this resolution, and the contract for election services with Hopkins County (“Election Services Contract”).

**Section 6. Conduct of Election.** The Election Officer and his/her employees and appointees, and the election judges, alternate judges and clerks properly appointed for the election, shall hold and conduct the election in the manner provided by the Election Services Contract and the law governing the holding of general elections by general law cities of the State of Texas.

**Section 7. Election Precinct and Polling Places.** The election precincts for the election shall be the election precincts established by Hopkins County, provided that each shall contain and include geographic area that is within the City. Election Day voting shall be conducted at places, times, and locations authorized and required by state law and the Election Officer. The returns for the precincts in Hopkins County will be provided by the precinct, and the Election Officer shall tabulate and provide the election returns for the election. Any polling place may be changed by the Election Officer upon compliance with state and federal law.

**Section 8. Election Officer.** The Election Officer is appointed to serve as the City’s Election Officer, Joint Early Voting Clerk and the Joint Custodian of Records for precincts which may be affected, to conduct the City’s election on November 5<sup>th</sup>, 2024. As the City’s Election Officer and Early Voting Clerk, the Election Officer shall coordinate, supervise, and conduct all aspects of administering voting in the City’s election in compliance with state law and the Election Services Contract.

**Section 9. Early Voting.** Early voting, both by personal appearance and by mail, will be conducted by the Election Officer in accordance with the Texas Election Code. Early Voting by personal appearance shall be conducted at places, time, and locations authorized and required by state law and the Election Officer. Early voting shall commence on October 21, 2024, and continue through November 1, 2024. Early voting by City residents may be conducted at any Hopkins County early voting location and any location exclusively designated by the Election Officer for City residents.

**Section 10. Election Judges and Clerks.** The presiding judges, alternate presiding judges, and clerks for the election shall be selected and appointed by Hopkins County and its appointees in compliance with the requirements of state law, and such judges and clerks so selected by Hopkins County and its appointees are hereby designated and appointed by the City Council as the election officers, judges, and clerks, respectively, for the holding of said general election. The presiding judges, alternate presiding judges, and clerks shall perform the functions and duties of their respective positions that are provided by state law. The City Council will further confirm and appoint the election judges and alternate election judges that are appointed by Hopkins County for the election.

**Section 11. City Secretary.** The City Secretary, or designee, is instructed to aid the Election Officer in the acquisition and furnishing of all election supplies and materials necessary to conduct the election as provided by the Election Services Contract. The City Secretary will serve as Regular Early Voting Clerk for the City to receive requests for applications for early voting ballots and forward those applications to the Joint Early Voting Clerk. The City Secretary is further authorized to give or cause to be given notices required for the election and to take such other further action as is required to conduct the election in compliance with the Texas Election Code; provided that, pursuant to the Election Services Contract between Hopkins County and the City, the Election Officer shall have the duty and be responsibility for organizing and conducting the election in compliance with the Texas Election Code; and for providing all services specified to be provided by the Election Services Contract. The Election Officer shall give the notices required by the Texas Election Code to be given for the election not required to be given by the City under the Election Services Contract.


**Section 12. Notice of Election.** Notice of the election shall be given by posting a notice containing a substantial copy of this resolution on the bulletin board used for posting notices of meetings of the governing body at the City Hall and at the aforesaid election day polling places not later than the twenty-first (21<sup>st</sup>) day before the election, and by publishing said Notice of Election at least one time, not earlier than thirty (30) days nor later than ten (10) days prior to said election, in a newspaper of general circulation within the City. The notice that is posted and the notice that is published in a newspaper of general circulation within the City will be written in both English and Spanish.

**Section 13. General.** The Election Officer shall hold said election in accordance with the Texas Election Code and the Election Services Contract, and only resident qualified voters of said City shall be eligible to vote at said election. Returns of election shall be made known as soon as possible after the closing of the polls; and the election returns shall be canvassed by the City Council not earlier than the third day after the election (November 8<sup>th</sup>, 2024), nor later than the eleventh day after the election (November 16<sup>th</sup>, 2024).


**Section 14. Effective Date; Election Code.** This Resolution shall be in full force and effect from and after its passage on the date shown below; provided that if any term or provision of this Resolution conflicts with, or is inconsistent with, the Texas Election Code, the Texas Election Code shall govern, and control and the Election Officer shall comply with the Texas Election Code.


**Section 15. Open Meetings.** It is officially found and determined that the meeting at which this Resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by Chapter 551, Texas Government Code.

PASSED AND APPROVED THIS 11<sup>TH</sup> DAY OF JUNE 2024.

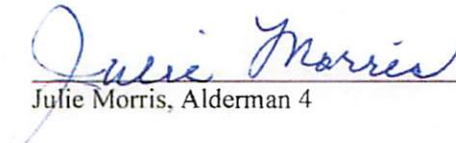
  
Amber Hardy, Mayor

  
Rosina Duckworth, Mayor Pro Tem & Alderman 5

  
Terry Ratliff, Alderman 1

  
Katherine Flinn, Alderman 2

  
Wayne Mobley, Alderman 3

  
Julie Morris, Alderman 4

ATTEST:

  
Miranda Randle, City Secretary



NOTICE OF DEADLINE TO FILE APPLICATIONS FOR  
PLACE ON THE BALLOT (AVISO DE FECHA LÍMITE PARA PRESENTAR SOLICITUDES PARA UN  
LUGAR EN LA BOLETA)

Notice is hereby given that applications for a place on the CITY OF CUMBY Regular Election ballot to elect COUNCIL MEMBER PLACE NO. 1, PLACE NO. 2, AND MAYOR; FOR TWO (2) YEAR terms each may be filed during the following time:

Por la presente se notifica que las solicitudes para un lugar en la boleta electoral regular de la CIUDAD DE CUMBY para elegir al MIEMBRO DEL CONCEJO LUGAR NÚM. 1, LUGAR NÚM. 2, Y EL ALCALDE; POR DOS (2) AÑOS plazos cada uno podrá presentarse en el siguiente plazo:

**Filing Dates and Times:**  
(*Fechas y Horario para Entregar Solicitudes*)

Start Date: Saturday, July 20, 2024      End Date: Monday, August 19, 2024, AT 5:00 P.M.  
(*Fecha Inicio*)      (*Fecha Limite*)

Office Hours: Monday – Friday: 8:00 A.M. – 5:00 P.M.  
(*Horario de la Oficina*)

Physical address for filing applications in person for place on the ballot:  
(*Dirección a física para presentar las solicitudes en persona para un lugar en la boleta*)

City of Cumby	<i>La Ciudad de Cumby</i>
100 E. Main St.	100 E. Main St.
Cumby, Texas 75433	Cumby, Texas 75433

Address to mail applications for place on the ballot (if filing by mail):  
(*Dirección a donde enviar las solicitudes para un lugar en la boleta (encase de presenter por correo)*)

City of Cumby	<i>La Ciudad de Cumby</i>
100 E. Main St.	100 E. Main St.
Cumby, Texas 75433	Cumby, Texas 75433

Miranda Randle, City Secretary / Secretaria de la Ciudad  
Printed Name of Filing Officer  
(*Nombre en letra de molde del Oficial de Archivos*)

  
\_\_\_\_\_  
Signature of Filing Officer  
(*Firma del Oficial de Archivos*)

June 20, 2024  
Date Posted (*Fecha de publicación*)

