

RESOLUTION NO. 2015-02-19B

**ORDER OF A REGULAR CITY GENERAL
ELECTION AND A SPECIAL ELECTION FOR THE
CITY OF OVERTON, TEXAS**

A RESOLUTION OF THE CITY OF OVERTON, TEXAS ORDERING A REGULAR CITY GENERAL ELECTION FOR THE ELECTION OF A MAYOR, CITY COUNCILMAN PLACE #2 AND CITY COUNCILMAN PLACE #4 AS REQUIRED BY SECTION 22.003 OF THE TEXAS LOCAL GOVERNMENT CODE AND CHAPTER 41 OF THE TEXAS ELECTION CODE, AND ORDERING A SPECIAL ELECTION FOR THE PURPOSE OF VOTING ON THE FOLLOWING PROPOSITIONS AS REQUIRED BY SECTION 504.152 OF THE TEXAS LOCAL GOVERNMENT CODE; TO REQUEST AUTHORIZATION TO USE TYPE A FUNDS FROM THE OVERTON ECONOMIC DEVELOPMENT CORPORATION FOR TYPE B PROJECTS AT THE NEXT UNIFORM ELECTION TO BE HELD ON MAY 9, 2015; DESIGNATING THE POLLING PLACES AND APPOINTING ELECTION OFFICIALS FOR SUCH ELECTION; DIRECTING AND GIVING OF NOTICE OF SUCH ELECTION AND PROVIDING DETAILS RELATING TO THE HOLDING OF SUCH ELECTIONS.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS:

SECTION 1: It is hereby ordered that a Regular General Election AND a Special Election be held in the City of Overton, Texas on the second Saturday in May, the 9th day of May, 2015, at which elections the following general officers shall be elected AND the following propositions shall be decided by the qualified voters of the City of Overton:

GENERAL OFFICES:

Mayor

City Councilman Place #2

City Councilman Place #4

Proposition #1:

“Authorize the Overton Economic Development Corporation to use sales and use tax revenue, including any amount previously authorized and collected, for Water, Sewer and Street Capital Improvements such as replacement of Water/Sewer Lines and re-paving of alleyways in the downtown business district between Overton and South Street east of Commerce St. (replace fire hydrants, manholes and install valves). Total costs of projects in Proposition # 1 not to exceed \$280,000.00.”

FOR

AGAINST

Proposition #2:

“Authorize the Overton Economic Development Corporation to use sales and use tax revenue, including any amount previously authorized and collected, for Street Network Capital Improvements which include reconstruction and/or renovation of the following roads and roadway intersections: the end of Commerce Street intersection with Overton Street at the railroad crossing, re-paving of North Commerce Street from Overton Street to Elm Street, and re-construction of the intersection at Holland Street and Main Street, install suitable storm drain from Overton High School to Hwy 135 and replace sewer lines. Total costs of projects in Proposition # 2 not to exceed \$250,000.00.”

FOR AGAINST

Proposition #3:

“Authorize the Overton Economic Development Corporation to use sales and use tax revenue, including any amount previously authorized and collected, for North Overton Lake dam improvements that will stabilize the slide area and reinforce the embankment on the west end of the dam to prevent further erosion and possible breaching. Total costs of projects in Proposition # 3 not to exceed \$229,000.00.”

FOR AGAINST

Proposition #4:

“Authorize the Overton Economic Development Corporation to use sales and use tax revenue, including any amount previously authorized and collected, for Overton Lake, North Lake Dam Improvements, to design, demolish the existing service spillway and reconstruct a new one plus employ erosion control mechanisms from the service spillway to Hwy 850. Total costs of projects in Proposition # 4 not to exceed \$264,000.00.”

FOR AGAINST

Proposition #5

“Authorize the Overton Economic Development Corporation to use sales and use tax revenue, including any amount previously authorized and collected, for Wastewater Treatment Plant Improvements to upgrade the Clarifier and Weirs, and upgrade Chlorine Contact Chamber at the Wastewater Treatment Plant. Total costs of projects in Proposition # 5 not to exceed \$125000.00.”

FOR AGAINST

SECTION 2: The present boundaries of the City, constituting one election precinct, the polls shall be open for voting from seven o'clock (7:00) a.m. until seven o'clock (7:00) p.m. at the following polling place, and the following are hereby appointed officers to conduct the election at said polling place:

LOCATION OF POLLING PLACE ON ELECTION DAY:

City of Overton

City Hall, City Council Chambers
1200 S. Commerce Street
Overton, Texas 75684
7:00 a.m. to 7:00 p.m.

APPOINTMENT OF ELECTION OFFICERS:

Betty Berryhill, Presiding Judge
Teresa Prien, Alternate Presiding Judge

The City Secretary, Rachél Gafford, is hereby authorized and directed to provide a copy of this Resolution to the presiding and alternate judge's as written notice of their appointment as required by Section 32.009 of the Texas Election Code.

The Presiding Judge shall have the authority to appoint no more than five (5) clerks to assist in the holding of such election, but in no event shall the Presiding Judge appoint less than two clerks. Said election officers shall also serve as the Early Voting Ballot Board for such election; the Presiding Judge of such election precinct shall also serve as the Presiding Officer of the Early Voting Ballot Board.

The Election Judges shall be compensated at an hourly rate of \$9.00 per hour; early voting clerks and election clerks shall be compensated at a rate of \$7.50 per hour as provided by Title 3, Section 32.091 (a) of the Texas Election Code. The Election Judge shall be compensated in the amount of \$25 for the delivery of election equipment and supplies as provided by Title 3, Section 32.091 (1) of the State Election Code, if such delivery is necessary.

SECTION 3: The City Secretary, Rachél Gafford, is hereby appointed clerk for early voting; the appointment of deputy clerk or clerks for early voting by the City Secretary shall be in accordance with Section 83.001 of the Texas Election Code.

Said clerks shall keep said office open during the hours that the City Hall is regularly open for business, that is , from eight o'clock (8:00) a.m. until four thirty (4:30) p.m., on each day for early voting which is not a Saturday, a Sunday or an official state holiday. As required under Section 85.005(d), Texas Election Code, early voting by personal appearance at the main early voting polling place shall be conducted for at least twelve (12) hours on two (2) weekdays, if the early voting period consists of six (6) or more weekdays; therefore, early voting by personal appearance will be conducted each weekday April 27, 2015 through May 5, 2015

MAIN EARLY VOTING LOCATION:

City of Overton, City Hall
City Council Chambers
1200 S. Commerce St.
Overton, TX

} April 27, 2015 through May 5, 2015
Monday – Friday (8:00 a.m. – 4:30 p.m.)
} Tuesday, April 28th & Tuesday, May 5th
(7:00 a.m. to 7:00 p.m.)

Said clerks shall not permit anyone to vote early by personal appearance on any day which is not a regular working day for the clerk's office, and under no circumstances shall they permit anyone to vote early by personal appearance at any time when such office is not open to the public. The early voting clerk in accordance with the provisions of the Texas Election Code, shall maintain a roster listing each person who votes early by personal appearance to whom a ballot to be voted by mail is

sent. The roster shall be maintained in a form approved by the Texas Secretary of State.

APPLICATIONS FOR BALLOT BY MAIL SHALL BE MAILED TO:

Rachél Gafford, Election Administrator
Early Voting Clerk
P.O. Drawer D
Overton, Texas 75684

Applications for ballots by mail must be received no later than the close of business on Friday, April 24, 2015.

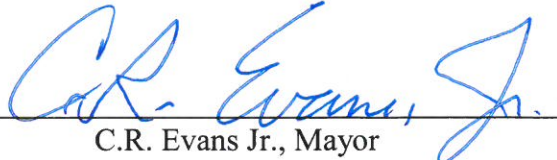
SECTION 4: All ballots shall be prepared in accordance with the Texas Election Code. Paper ballots shall be used for early voting by mail and a Direct Recording Electronic (DRE) Voting System shall be used for Early Voting by personal appearance and on Election Day, both of which are part of the DRE Voting System. The City Council hereby adopts for use in Early and Election Day voting the Direct Recording Electronic (DRE) Voting System as approved by the Texas Secretary of State.


SECTION 5: The City Secretary, Rachél Gafford, is hereby authorized and directed to furnish all necessary election supplies to conduct such election.

SECTION 6: Notice of these elections shall be given in accordance with the provisions of the Texas Election Code and returns of such notice shall be made as provided in said Code. The Mayor shall issue all necessary orders and writs for such election, and returns of such elections shall be made to the City Secretary after the closing of the polls.

SECTION 7: Said election shall be held in accordance with Texas Election Code and the Federal Voting Rights Act of 1965, as amended

APPROVED AND RESOLVED BY THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS ON THIS 19TH DAY OF FEBRUARY, 2015.


C.R. Evans Jr., Mayor

ATTEST:

Rachél Gafford, City Secretary



**ORDER OF SPECIAL ELECTION FOR
THE CITY OF OVERTON, TEXAS
(ORDEN DE ELECCION ESPECIAL PARA
DE LA CIUDAD DE OVERTON, TEJAS)**

A Special Election Is Hereby Ordered To Be Held On Saturday Day, May 9, 2015 in The City Of Overton, Texas for the purpose of voting on the following proposition as required by Section 504.152 Of The Texas Local Government Code; to request authorization to use Type A Funds from the Overton Economic Development Corporation for Type B Projects.

(“Una elección especial se ordenó que se celebrará el sábado día 9 de mayo, 2015 en la Ciudad de Overton, Texas, para efectos de las votaciones sobre la proposición siguiente requerida por la Sección 504,152 del Texas Código de Gobierno Local; solicitar autorización para utilizar Tipo A Los fondos de la Corporación de Desarrollo Económico Overton para proyectos tipo B.”)

Proposition #1 (Propuesta # 1):

“Authorize the Overton Economic Development Corporation to use sales and use tax revenue, including any amount previously authorized and collected, for Water, Sewer and Street Capital Improvements such as replacement of Water/Sewer Lines and re-paving of alleyways in the downtown business district between Overton and South Street east of Commerce St (replace fire hydrants, manholes and install valves). Total costs of projects in Proposition # 1 not to exceed \$280,000.00.”

(“Autoriza la Corporación del Desarrollo Económica de Overton, el uso de los ingresos que proviene de los impuestos sobre la venta, incluso cualquier cantidad del dinero que fue autorizada y recogida anteriormente, para invertir en los mejoramientos de los sistemas publicas de agua pura, agua sucia y calles, por ejemplo re-emplazo de tuberias para transpotar agua o agua sucia; re-pavimiento de callejones en la zona comercial en el centro de la ciudad entre la calle Overton y la calle Sur, este de la calle Commerce. (cambiar hidrantes para apagar incendios, cámaras subterráneas e instalación de válvulas). Costos totals de los proyectos en la Propuesta #1, no se pueden ser mas que \$280,000.00 dólares.”)

FOR (PARA)

AGAINST (CONTRA)

Proposition #2 (Propuesta # 2):

“Authorize the Overton Economic Development Corporation to use sales and use tax revenue, including any amount previously authorized and collected, for Street Network Capital Improvements which include reconstruction and/or renovation of the following roads and roadway intersections: the end of Commerce Street intersection with Overton Street at the railroad crossing, re-paving of North Commerce Street from Overton Street to Elm Street, and re-construction of the intersection at Holland Street and Main Street, install suitable storm drain from Overton High School to Hwy 135 and replace sewer lines. Total costs of projects in Proposition # 2 not to exceed \$250,000.00.”

(“Autoriza la Corporación del Desarrollo Económica de Overton, el uso de los ingresos que proviene de los impuestos sobre la venta, incluso cualquier cantidad del dinero que fue autorizada y recogida anteriormente, para invertir en los mejoramientos de la red local de calles y intersecciones de cierto calles incluyendo las proyectos que sigue: la interseccion de las calles Overton y Commerce, donde se cruce el ferrocarril; re-paviminto de la calle Commerce entre la calle Overton hasta la calle Elm;

y reconstrucción de la intersección de calle Holland y calle Main, y la reconstrucción de un desagüetormentoso que corre desde la Escuela Secundaria de Overton hasta la Carretera 135, y rediseño y remplazo de una alcantarilla que transporta agua sucia al planta de tratamiento. Costos totales de los proyectos en la Propuesta #2, no se pueden ser mas que \$250,000.00 dólares.”)

FOR (PARA)

AGAINST (CONTRA)

Proposition #3 (Propuesta # 3):

“Authorize the Overton Economic Development Corporation to use sales and use tax revenue, including any amount previously authorized and collected, for North Overton Lake dam improvements that will stabilize the slide area and reinforce the embankment on the west end of the dam to prevent further erosion and possible breaching. Total costs of projects in Proposition # 3 not to exceed \$229,000.00.”

(“Autoriza la Corporación del Desarrollo Económica de Overton, el uso de los ingresos que proviene de los impuestos sobre la venta, incluso cualquier cantidad del dinero que fue autorizada y recogida anteriormente, para invertir en los mejoramientos que incluye la reconstrucción de una sección de la presa del Lago Overton Norte. Los mejoramientos se estabilizará y reforzará el terraplen que esta dañado. Este trabajo sera prevenir mas erosión y la posibilidad que la presa se rompa. Costos totales de los proyectos en la Propuesta #3, no se pueden ser mas que \$229,000.00 dólares.”)

FOR (PARA)

AGAINST (CONTRA)

Proposition #4 (Propuesta # 4):

“Authorize the Overton Economic Development Corporation to use sales and use tax revenue, including any amount previously authorized and collected, for Overton Lake, North Lake Dam Improvements, to design, demolish the existing service spillway and reconstruct a new one plus employ erosion control mechanisms from the service spillway to Hwy 850. Total costs of projects in Proposition # 4 not to exceed \$264,000.00.”

(“Autoriza la Corporación del Desarrollo Económica de Overton, el uso de los ingresos que proviene de los impuestos sobre la venta, incluso cualquier cantidad que fue autorizada y recogida anteriormente, para invertir en los mejoramientos que incluye el diseño y la reconstrucción del derramadero (spillway) y instalar mecanismos de control sobre la erosión desde el derramadero de servicio hasta la carretera 850. Costos totales de los proyectos en Propuesto # 4, no se pueden ser mas que \$264,000.00 dólares.”)

FOR (PARA)

AGAINST (CONTRA)

Proposition #5 (Propuesta # 5):

“Authorize the Overton Economic Development Corporation to use sales and use tax revenue, including any amount previously authorized and collected, for Wastewater Treatment Plant Improvements to upgrade the Clarifier and Weirs, and upgrade Chlorine Contact Chamber at the Wastewater Treatment Plant. Total costs of projects in Proposition #5 not to exceed”\$125000.00.”

(“Autoriza la Corporación del Desarrollo Económica de Overton, el uso de los ingresos que proviene de los impuestos sobre la venta, incluso cualquier cantidad del dinero que fue autorizada y recogida anteriormente, para invertir en los mejoramientos que mejorará partes mecanicos de la planta de tratamiento (wastewater) y mejorar la Cámara de Contacto de Cloro dentro la planta también. Costos totales de los proyectos en la Propuesta #5, no se pueden ser mas que \$125,000.00 dólares.”)

FOR (PARA)

AGAINST (CONTRA)

LOCATION(S) OF POLLING PLACES ON ELECTION DAY:

(Dirección(es) de las casillas electorales en el día de la elección)

City of Overton
City Hall, City Council Chambers
1200 S. Commerce Street
Overton, Texas 75684
7:00 a.m. to 7:00 p.m.

Ciudad de Overton
City Hall, Sala del Consejo de la ciudad
1200 S. Commerce Street
Overton, Texas 75684
7:00 a.m. a 7:00 p.m.

Early voting by personal appearance will be conducted each weekday April 27, 2015 through May 5, 2015 at:
(Temprano la votación por el aspecto personal será conducida cada día laborable el 27 de abril de 2015 durante el 5 de mayo de 2015 en:

EARLY VOTING LOCATION:

City of Overton, City Hall
City Council Chambers
1200 S. Commerce St.
Overton, TX

} April 27, 2015 through May 5, 2015
Monday – Friday (8:00 a.m. – 4:30 p.m.)
Tuesday, April 28th & Tuesday, May 5th
(7:00 a.m. to 7:00 p.m.)

UBICACIÓN DE LOS SITIOS DE VOTACIÓN TEMPRANA:

Ciudad de Overton, el Ayuntamiento
Sala del Consejo
1200 S. Commerce St.
Overton, TX

} 27 de abril de 2015 hasta el 5 de mayo, 2015
de la ciudad de Lunes a Viernes (de 8:00 a.m. - 4:30 p.m.)
1200 S. Commerce St.
Martes, 28 Abril y Martes, 5 Mayo (7:00 a.m. 7:00 p.m.)


Applications for ballot by mail shall be mailed to:

(Las solicitudes para boletas que se votarán en ausencia por correo deberán enviarse a:)

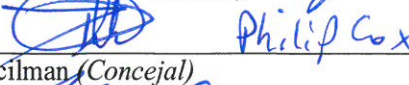
Rachél Gafford, Election Administrator
Early Voting Clerk *Secretaria de la Votación Adelantada*
P.O. Drawer D (1200 S. Commerce St.)
(Address) *(Dirección)*
Overton, Texas 75684
(City) *(Zip Code) (Ciudad)(Zona Postal)*

Applications for ballots by mail must be received no later than the close of business on Friday, April 25, 2015.
(Las aplicaciones para votaciones por el correo no deben ser recibidas más tarde que el final de negocio el viernes, 25 de abril de 2015.)

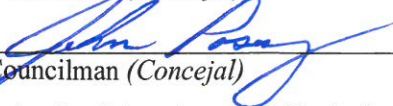
Issued this the 19th day of February, 2015.
(Emitida este día 19th de Febrero, 2015).



Mayor *(Firma del Alcalde)*



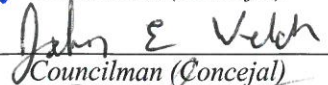
Councilman *(Concejal)*



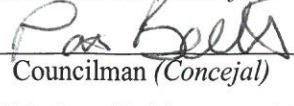
Councilman *(Concejal)*



Councilman *(Concejal)*



Councilman *(Concejal)*



Councilman *(Concejal)*

Instruction Note: A copy of this election order must be delivered to the county Clerk/elections Administrator and Voter Registrar immediately after ordering the election.
(Nota de instrucción: Se deberá entregar una copia de esta orden de elección a la Secretaria del Condado/Administrador(a) de Elecciones y el/la Registrador(a) de Votantes inmediatamente después de ordenar la elección.)

**ORDER OF GENERAL ELECTION FOR THE CITY OF OVERTON, TEXAS
(ORDEN DE ELECCIÓN GENERAL PARA EL CIUDAD
DE OVERTON, TEJAS)**

An election is hereby ordered to be held on May 9, 2015 for the purpose of:

Electing a Mayor, Councilman Place #2 and Councilman Place #4

*La elección se ordenó que se celebrarán el 9 de mayo de 2015 con la finalidad de
elegir a un alcalde, Concejal lugar #2 y #4 El Concejal Lugar*

LOCATION(S) OF POLLING PLACES ON ELECTION DAY:

(Dirección(es) de las casillas electorales en el día de la elección)

City of Overton
City Hall, City Council Chambers
1200 S. Commerce Street
Overton, Texas 75684
7:00 a.m. to 7:00 p.m.

Ciudad de Overton
City Hall, Sala del Consejo de la ciudad
1200 S. Commerce Street
Overton, Texas 75684
7:00 a.m. a 7:00 p.m.

Early voting by personal appearance will be conducted each weekday April 27, 2015 through May 5, 2015 at:
*(Temprano la votación por el aspecto personal será conducida cada día laborable el 27 de abril de 2015
durante el 5 de mayo de 2015 en:*

EARLY VOTING LOCATION:

City of Overton, City Hall
City Council Chambers
1200 S. Commerce St.
Overton, TX



April 27, 2015 through May 5, 2015
Monday – Friday (8:00 a.m. – 4:30 p.m.)
Tuesday, April 28th & Tuesday, May 5th
(7:00 a.m. to 7:00 p.m.)

UBICACIÓN DE LOS SITIOS DE VOTACIÓN TEMPRANA:

*Ciudad de Overton, el Ayuntamiento
Sala del Consejo
1200 S. Commerce St.
Overton, TX*



*27 de abril de 2015 hasta el 5 de mayo, 2015
de la ciudad de Lunes a Viernes (de 8:00 a.m. - 4:30 p.m.)
1200 S. Commerce St.
Martes, 28 Abril y Martes, 5 Mayo (7:00 a.m. 7:00 p.m.)*

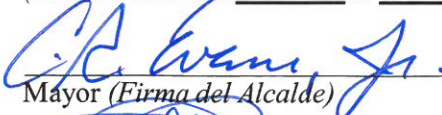
Applications for ballot by mail shall be mailed to:

(Las solicitudes para boletas que se votarán en ausencia por correo deberán enviarse a:)

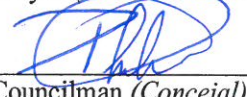
Rachél Gafford, Election Administrator
Early Voting Clerk *Secretaria de la Votación Adelantada*
P.O. Drawer D (1200 S. Commerce St.)
(Address) *(Dirección)*
Overton, Texas 75684
(City) (Zip Code) *(Ciudad)(Zona Postal)*

Applications for ballots by mail must be received no later than the close of business on Friday, April 25, 2015.
(Las aplicaciones para votaciones por el correo no deben ser recibidas más tarde que el final de negocio el viernes, 25 de abril de 2015.)

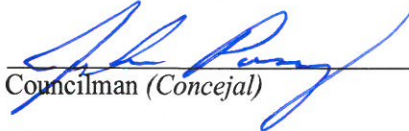
Issued this the 19th day of February, 2015.
(Emitida este día 19th de Febrero, 2015).



Mayor (Firma del Alcalde)

 Philip Cox

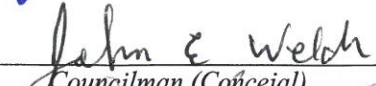
Councilman (Concejal)




Councilman (Concejal)



Councilman (Concejal)

 John E. Welch

Councilman (Concejal)

 Joe Belt

Councilman (Concejal)

Instruction Note: A copy of this election order must be delivered to the county Clerk/elections Administrator and Voter Registrar immediately after ordering the election.

(Nota de instrucción: Se deberá entregar una copia de esta orden de elección a la Secretaria del Condado/Administrador(a) de Elecciones y el/la Registrador(a) de Votantes inmediatamente después de ordenar la elección.)