

RESOLUTION NO. 2023-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RUSK, TEXAS ORDERING A RUNOFF ELECTION FOR COUNCIL MEMBER DISTRICT 1, TO BE HELD ON JUNE 10, 2023 AS PERMITTED UNDER SECTION 2.021 OF THE TEXAS ELECTION CODE

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RUSK, TEXAS:

Section 1: It is hereby ordered that a Runoff Election be held in the City of Rusk on Saturday, June 10, 2023, at which election the following officers be voted on by the qualified voters of District 1 of the City of Rusk:

Kendall Shoemaker  
John Hood

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:

Rusk City Hall Municipal Court Building  
205 South Main Street  
Rusk, Texas 75785

Section 3: The election judge and alternate judge will be:

Anna Torres  
Charles Harris

The City Secretary is hereby authorized and directed to provide a copy of the RESOLUTION to the judge 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 (3) clerks to assist in the holding of such election, but in no event shall the Presiding Judge appoint less than two clerks.

The Election Judge shall be compensated at an hourly rate of \$13.00; the alternate judge and clerks assisting shall be compensated at an hourly rate of \$11.00. The Election Judge shall be compensated in the amount of \$25.00 for the delivery of election equipment and supplies as provided by Title 3, Section 32.091 (a) of the State Election Code, if such delivery is necessary. These appointments are for a single election held on June 10, 2023.

The above-described place for voting is also the clerk's mailing address to which ballot applications and ballots voted by mail may be sent. The election official, in accordance with the provisions of the Texas Election Code, shall maintain a roster listing each person who votes by personal appearance and each person to whom a ballot to be voted by mail is sent. The roster shall be maintained in a form approved by the Secretary of State.

Section 4: All ballots shall be prepared in accordance with Texas Election Code. Paper ballots shall be used for mail ballots and Hart Intercivic Duo Touch Writer Voting System shall be used for personal appearance voting on Election Day, both of which are part of the Hart Intercivic Duo Touch Writer 2.5.3 Voting System. The City Council hereby adopts for use in election day voting the Hart Intercivic Duo Voting System as approved by the Secretary of State. All expenditures necessary for the conduct of election, the purchase of materials therefore and the employment of all election officials is hereby authorized.

Section 5: The City Secretary is hereby authorized and directed to furnish all necessary supplies to conduct such election.

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

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


PASSED, APPROVED AND RESOLVED this 11<sup>th</sup> day of May, 2023



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Ben Middlebrooks, Mayor

ATTEST:



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Cinda Etheridge, City Secretary