

RESOLUTION #: 2015-07-16B

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS MAKING THE FOLLOWING CHANGES TO THE CITY'S GENERAL ELECTION PURSUANT SENATE BILL 733, EIGHTY-FOURTH REGULAR LEGISLATURE: CHANGING THE CITY OF OVERTON'S ELECTION DATE FROM THE UNIFORM DATE ESTABLISHED BY LAW IN MAY TO THE NOVEMBER UNIFORM DATE ESTABLISHED BY LAW AND PROVIDING FOR THE HOLDOVER OF THE MAYOR AND CITY COUNCIL MEMBERS TO CONFORM TO THE NOVEMBER UNIFORM ELECTION DATE; ADOPTING LENGTH OF TERMS FOR THE MAYOR AND CITY COUNCIL MEMBERS, ESTABLISHING ELECTION PROCEDURES FOR FUTURE MUNICIPAL GENERAL ELECTIONS, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Senate Bill 733 was passed in the 84th Texas Legislature which concluded June 1, 2015 and signed by the Governor of Texas on June 19, 2015; and

WHEREAS, Senate Bill 733 allows Municipalities that currently hold May elections to take action to move their elections to the November uniform election date so long as the action to do so is completed by December 31, 2016; and

WHEREAS, Overton Mayor and Council Members serve two (2) year terms with a General Election held annually on the May uniform election date; and

WHEREAS, it is the desire of the Overton City Council to change the General Election to the November uniform election date beginning November, 2016; and

WHEREAS, the City of Overton current City Council Members Place #1 (Philip Cox), Place # 3 (Jerry Clark) and Place #5 (Patrick Beets) elected in May 2014, will holdover an from May 2016 until November 2016; and

WHEREAS, the City of Overton current Mayor (C. R. Evans, Jr.) and City Council Members Place #2 (John Posey) and Place #4 (Lawrence Davis), elected in May 2015, will holdover from May 2017 until November 2017; and

WHEREAS, the citizens of the City of Overton shall elect three (3) Council Members for a two (2) year term on the uniform election date in November, 2016, and shall elect the

Mayor and two (2) Council Members for a two (2) year term on the uniform election date in November, 2017; and

WHEREAS, the City of Overton will hereinafter contact with Rusk County Elections office in holding and conducting the November uniform election to be administered by the Elections Administrator of the County beginning annually on the November, 2016 uniform election date;

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

THAT by virtue of adoption of Resolution #: **2015-07-16B**, the City Council hereby approves that all future City of Overton General Elections shall be held as written in this resolution beginning annually on the November, 2016 uniform election date.

Should any provision of the Resolution be held invalid or unconstitutional the remainder of such Resolution shall not be deemed to affect the validity of any other provision of said Resolution.

AND IT IS SO RESOLVED that this resolution shall become effective **January 1, 2016**.

APPROVED AND ADOPTED by the City Council of the City of Overton, Texas on this 16th day of July, 2015.

CITY OF OVERTON

By: C.R. Evans Jr.
C.R. Evans Jr., Mayor

ATTEST:

Charles Cunningham
Charles Cunningham, City Manager



APPROVED AS TO FORM AND LEGALITY:

Blake Thompson
Blake Thompson, City Attorney