



RESOLUTION 02092021A

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEONARD, TEXAS APPROVING THE INTERLOCAL AGREEMENT FOR THE PURPOSE OF HOLDING A JOINT ELECTION WITH THE LEONARD INDEPENDENT SCHOOL DISTRICT ON SATURDAY, MAY 1, 2021.

WHEREAS, it is necessary to hold an election in the City of Leonard, Texas for the reauthorization of the local sales and use tax in The City of Leonard at the rate of 1/4% to continue providing revenue for maintenance and repair of municipal streets. The tax expires on the fourth anniversary of the date of this election unless the imposition of the tax is reauthorized, to elect persons to fill three at large positions on the City Council of the City of Leonard, Texas and four at large positions on the Board of Trustees of the Leonard Independent School District; and,

WHEREAS, The Leonard Independent School District ordered their election on February 8th, 2021; and,

WHEREAS, the City and Leonard Independent School District will hold elections on the same day; to-wit: May 1, 2021; and,

WHEREAS, Section 271.002 of the Texas Election Code authorizes more than one political subdivision to hold joint elections; and,

WHEREAS, the City Council of the City of Leonard and the Leonard Independent School District deem it to be in the best interest of their respective subdivisions and in the interest of the voters who reside within their respective jurisdictions to hold such elections jointly; now, therefore,

BE IT JOINTLY RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEONARD, TEXAS AND THE BOARD OF TRUSTEES OF THE LEONARD INDEPENDENT SCHOOL DISTRICT:

Section 1. That the City Council hereby approves the Interlocal Agreement for participation in the joint elections.

Section 2. That the City Council of the City of Leonard hereby authorizes the Mayor to sign and the City Secretary to attest the Interlocal Agreement referred to above.

Section 3. That this resolution shall take effect immediately from and after its passage.

ADOPTED this 9th day of February, 2021

ATTEST:

Michael Pye, Mayor

Leath Robinson, City Secretary



INTERLOCAL GOVERNMENT AGREEMENT JOINT ELECTION

AN INTERLOCAL AGREEMENT BETWEEN THE CITY COUNCIL OF THE CITY OF LEONARD, TEXAS, AND THE BOARD OF TRUSTEES, LEONARD INDEPENDENT SCHOOL DISTRICT JOINTLY HOLDING A GENERAL ELECTION IN SAID CITY AND SCHOOL DISTRICT ON MAY 1, 2021; FOR THE PURPOSE OF THE REAUTHORIZATION OF THE LOCAL SALES AND USE TAX IN THE CITY OF LEONARD AT THE RATE OF 1/4% TO CONTINUE PROVIDING REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS. THE TAX EXPIRES ON THE FOURTH ANNIVERSARY OF THE DATE OF THIS ELECTION UNLESS THE IMPOSITION OF THE TAX IS REAUTHORIZED. ELECTING THREE AT LARGE POSITIONS ON THE CITY OF LEONARD COUNCIL AND FOUR AT LARGE POSITIONS ON THE BOARD OF TRUSTEES FOR THE LEONARD INDEPENDENT SCHOOL DISTRICT; PROVIDING PROCEDURES RELATING TO THE CONDUCT OF SAID ELECTIONS; AND PROVIDING FOR A RUNOFF ELECTION IN THE CITY OF LEONARD, IF NECESSARY.

WHEREAS, it is necessary to hold an election in the City of Leonard for the reauthorization of the local sales and use tax in The City of Leonard at the rate of 1/4% to continue providing revenue for maintenance and repair of municipal streets. The tax expires on the fourth anniversary of the date of this election unless the imposition of the tax is reauthorized; and,

WHEREAS, it is necessary to hold an election in the City of Leonard, Texas, to elect three persons to fill the at large positions on the City Council of the City of Leonard, Texas; and,

WHEREAS, it is necessary to hold an election within the Leonard Independent School District to fill four at large positions on the Board of Trustees of the Leonard Independent School District; and,

WHEREAS, the Leonard Independent School District ordered their election on February 8th 2021; and,

WHEREAS, the City and Leonard Independent School District will hold elections on the same day; to-wit: May 1, 2021; and,

WHEREAS, Section 271.002 of the Texas Election Code authorizes more than one political subdivision to hold joint elections; and,

WHEREAS, the City Council of the City of Leonard, Texas and the Board of Trustees of the Leonard Independent School District deem it to be in the best interest of their respective jurisdictions to hold such elections jointly; now, therefore,

BE IT JOINTLY RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEONARD, TEXAS, AND THE BOARD OF TRUSTEES OF THE LEONARD INDEPENDENT SCHOOL DISTRICT:

PART 1: That joint elections be, and the same are hereby ordered to be held within the jurisdictions of the City of Leonard, Texas and the Leonard Independent School District, on the 1st day of May, 2021, pursuant to the laws of the State of Texas. Such elections shall be held for the following purposes:

- A. The reauthorization of the local sales and use tax in The City of Leonard at the rate of 1/4% to continue providing revenue for maintenance and repair of municipal streets. The tax expires on the fourth anniversary of the date of this election unless the imposition of the tax is reauthorized
- B. To fill the three at large positions on the Leonard City Council.
- C. To fill the four at large positions on the Board of Trustees of the Leonard Independent School District.

PART 2: That a runoff election, is hereby ordered and be held on Monday May 24th, 2021, if necessary, to determine the election of one or more candidates for School Board positions in the City of Leonard.

PART 3: That there shall be a ballot for each entity that contains all appropriate races available for qualified voters of the prospective entity.

PART 4: That said elections shall be held in accordance with the Constitution and laws of the State of Texas, and all duly qualified voters of the City of Leonard and Leonard Independent School District shall be entitled to vote; provided, however, that no voter shall be given a ballot containing any office or proposition on which the voter is ineligible to vote.

PART 5: That the election forms and records shall be individual in a manner convenient and adequate to record and report the results of the election of the City of Leonard and Leonard Independent School District. The individual tabulation of the election results shall be in a

manner to facilitate the independent canvass of returns for both entities.

PART 6: That the implementation and management of said elections shall be by the City Secretary, City of Leonard and Administrative Secretary, Leonard Independent School District. The City Secretary, City of Leonard is hereby designated as the Chief Election Official and Early Voting Clerk for the City of Leonard and Administrative Secretary is hereby designated as the Chief Election Official and Early Voting Clerk for the Leonard Independent School District for the election to be held May 1, 2021 and runoff election, if necessary. The implementation, conduct and management of the elections shall include, but not be limited to:

- A. The securing of qualified individuals to serve as election judge, alternate judge and clerk for the polling place.
- B. The securing of locations and facilities where the election is to be conducted.
- C. The securing of election materials and supplies requisite to the proper administration of the elections, and the programming and preparation of Direct Recording voting equipment to be used in the election.
- D. The securing of individual contracts for each entity with Fannin County Clerk for election services and supplies.
- E. Each entity shall be responsible for conducting early voting for each entity's election.
- F. Each entity shall serve as general custodian of the entity's election records in the joint election.

PART 7: It is in the best interest of each entity for Election expenses incurred in the May 1, 2021 election be apportioned as follows:

- A. Each entity will fund the full cost of the entity's election with the exception of the Judge, Alternate Judge and Clerk.
- B. City will first fund all costs in full for Election Clerk for early voting.
- C. City will first fund all costs in full for Election Judge, Alternate Judge and Clerk on election day.
- D. Each entity will respectfully honor each individual contract with Fannin County Clerk's office for election services and supplies.

PART 8: As stated in the order of election for the City of Leonard, said elections shall be held in the following location:

**City Hall Council Chamber
111 W. Collin Street
Leonard, Texas**

PART 9: Early voting shall be conducted by personal appearance and by mail. As stated in the order of election for the City of Leonard, the period for early voting for the general election shall be April 19 through April 27, 2021. Paper ballots shall be used for early voting by mail and direct recording electronic voting machines shall be used for early voting by personal appearance. The Early Voting Clerk for said elections shall be the City Secretary for the City of Leonard and Administrative Secretary, Leonard Independent School District. Jointly each entity

shall appoint additional assistance by qualified individuals of the community to assist at the early voting polling place. The early voting polling place by personal appearance as stated in the order of election for the City of Leonard will be:

Early Voting Location: **City Hall Council Chamber
111 W. Collin Street
Leonard, Texas**

Early Voting Time:

April 19 – April 21 (Monday - Wednesday)	8:00 a.m. - 4:30 p.m.
April 22 (Thursday)	7:00 a.m. - 7:00 p.m.
April 23 & April 26 (Friday & Monday)	8:00 a.m. - 4:30 p.m.
April 27 (Tuesday)	7:00 a.m. - 7:00 p.m.

Tuesday, April 20, 2021 is the last day for the City Secretary and or Administrative Secretary, Leonard Independent School District to receive an application for ballot by mail. Request for application to vote by mail can be made by contacting the Early Voting Clerk at the following address:

- A. City -- Leath Robinson, Early Voting Clerk,
P.O. Box 1270, Leonard, Texas 75452
- B. Leonard Independent School District – Arianne Shivers, Early Voting Clerk,
#1 Tiger Alley, Leonard, Texas 75452

Early Voting ballots by mail shall be conducted in accordance with Section 84.007 of the Election Code allows email transmission of a completed, scanned application for a ballot by mail containing an original signature and to require the early voting clerk to designate an email address for receipt of such application. All email applications to vote by mail requests should be emailed to:

- A. City Election – Leath Robinson, Early Voting Clerk,
citysec@cityofleonard.net
- B. Leonard Independent School District – Arianne Shivers, Early Voting Clerk,
ashivers@leonardisd.net

PART 10: Each entity shall be responsible for any necessary submissions to the U.S. Department of Justice for preclearance under the Federal Voting Rights Act and giving notice of their election in a newspaper of general circulation.

PART 11: The City Administrator or his designee is hereby authorized to negotiate and execute an election service contract with Fannin County for services in connection with the joint election with the City of Leonard and Leonard Independent School District.

The Leonard I.S.D. Superintendent or his designee is hereby authorized to negotiate and execute an election service contract with Fannin County Clerk for services in connection with the joint election with the City of Leonard and Leonard Independent School District.

PART 12: In accordance with Section 123.001 of the Texas Election Code, Fannin County Clerk's equipment identified as HART HVS equipment is hereby adopted for the general election and special runoff election.

PART 13: Elections called by this interlocal agreement shall be held in accordance with the requirements for bilingual elections as set forth in the Voting Rights Act amendments for 1075 (42USC 1973aa-1a) and in Section 272.001 of the Election Code. All election forms and material shall be printed in both English and Spanish, and bilingual oral assistance shall be made available within the requirements of the law.

PART 14: The Mayor of the City of Leonard is hereby authorized to sign an official NOTICE OF GENERAL ELECTION and NOTICE OF RUNOFF ELECTION listing the polling place location for the city election. The President of the Board of Trustees is hereby authorized to sign an official NOTICE OF GENERAL ELECTION and NOTICE OF RUNOFF ELECTION listing the polling place location for the Leonard Independent School District election. A copy of the NOTICE OF GENERAL ELECTION and RUNOFF ELECTION, when published in a newspaper of general circulation in English and Spanish, shall serve as proper notice of the City's and / or Independent School District election.

PART 15: That this interlocal agreement shall take effect immediately from and after its passage.

PASSED AND ADOPTED by the City Council of the City of Leonard in regular meeting at the Council's Chamber of said City, on the 9th, day of February 2021.

ATTEST:

Michael Pye, Mayor

Leath Robinson, City Secretary

PART 16: That this interlocal agreement shall take effect immediately from and after its passage.

PASSED AND ADOPTED by the Board of Trustees of the Leonard Independent School District in regular meeting at the _____, on the _____, day of _____, 2021.

ATTEST:

Bill Watson, Board President

Scott Blackerby, Board Secretary