

## MEMORANDUM

**TO:** Mayor Rudy Durham  
Mayor Pro Tem R Neil Ferguson  
Deputy Mayor Pro Tem Kristin Green  
Councilmember Bob Troyer  
Councilmember TJ Gilmore  
Councilmember Brandon Jones

**FROM:** Julie Worster, City Secretary

**DATE:** January 11, 2021

**SUBJECT:** **Approval of a Resolution Ordering a Special Election to be Held in Conjunction With the May 1, 2021, Lewisville City Council Election for the Purpose of Electing One (1) Member to the City Council to Fill the Unexpired Term of Councilman – Place No. 3; Authorization of an Election Calendar; and Authorization for the Mayor to Sign the Election Order.**

### **BACKGROUND**

On January 4, 2021, the City Council called an election for the Mayor's position and Place No. 2. Councilman TJ Gilmore submitted an Application to run for the Mayor position on January 13, 2021. Per Election law, by submitting this application, Councilman Gilmore has automatically resigned from Place No. 3. However, he will continue to serve in Place 3 until the election results are canvassed and his successor is sworn into office pursuant to Article 16, Section 17, of the Texas Constitution. Pursuant to Article XI, Section 11 of the Texas Constitution, a vacancy for a City with three year terms must be filled with a special election and such election must be held within 120 days after such vacancy occurs. Therefore, the special election can be held in conjunction with the May 1, 2021, City Council Election. All of the aspects of the special election will be the same as the general election except for the filing period. The filing period will be January 25<sup>th</sup> (immediately following the City Council calling the Special Election) through March 1, 2021 (per the attached election calendar).

### **RECOMMENDATION**

The City staff's recommendation is that the City Council approve the proposed resolution and election calendar as set forth in the caption above.