

**RESOLUTION NO. 03-2024-01**

**AN RESOLUTION OF THE CITY OF VENUS, TEXAS ORDERING A SPECIAL ELECTION TO BE HELD ON MAY 4, 2024 FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS, FOR ADOPTION OR REJECTION, A PROPOSITION TO DISCONTINUE CERTAIN LAND WHICH IS PART OF THE MUNICIPALITY, AND WHICH IS MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS IN THE ATTACHED EXHIBIT "A"; DESIGNATING LOCATION OF POLLING PLACE; ORDERING NOTICE OF ELECTION TO BE GIVEN AS PRESCRIBED BY LAW IN CONNECTION WITH SUCH ELECTION; AUTHORIZING THE MAYOR TO EXECUTE ELECTION AGREEMENTS WITH ELLIS COUNTY; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VENUS, JOHNSON AND ELLIS COUNTY, TEXAS, THAT:**

**Section 1.** A Special Election is hereby ordered for May 4, 2024, for the purpose of submitting to the qualified voters, for adoption or rejection, a proposition to discontinue certain land which is part of the Municipality, and which is more particularly described as Bluestem Hills and attached metes and bounds.

**Section 2.** Pursuant to the Joint Election Agreement, the Elections Administrator of Ellis County shall serve as Elections Administrator for the election. Presiding Election Judges and Alternate Presiding Election Judges appointed to serve the authorized polling places and the early voting clerk and deputy early voting clerks shall be those election officials furnished by the Elections Administrator from the list of proposed election judges as required in the Elections Services Contract. For the City of Venus, Johnson County residents the City Secretary is the early voting clerk. The City Administrator and City Secretary are hereby authorized to execute an Elections Services Contract with the Ellis County Elections Department for the Special Election on May 4, 2024. The City Secretary shall have further authority to approve any minor modifications as may be necessary in the best interest of the City. A voting system or systems meeting the standards and requirements of the Texas Election Code, as amended, is hereby adopted, and approved for early voting by personal appearance and by mail and for election day voting.

**Section 3.** Notice of the Special Election shall be posted on the bulletin board used to post notice of the City Council meetings and be published in a newspaper of general circulation in the City. That said Notice must be published at least once, not earlier than the 30th day nor later than the 10th day, before Election Day as provided in Section 4.003(a)(1) of the Texas Election Code. A copy of the published Notice that contains the name of the newspaper and the date of publication shall be retained as a record of such notice, and the person posting the Notice shall make a record of the time of posting, starting date, and the place of posting.

**Section 4.** The election officers and maximum number of clerks for said polling place shall be determined and appointed in accordance with the provisions of the Contract.

On Election Day, the polls shall be open from 7:00 A.M. to 7:00 P.M.

Early voting by personal appearance for Johnson County voters shall also be conducted at the Venus Civic Center located at 210 S. Walnut Street, Venus, Texas 76084. Early voting hours shall be as follows:

**Early Voting Hours (Johnson County):**

Monday-Friday	April 22 – April 26, 2024	8:00 a.m. to 5:00 p.m.
Saturday	April 27, 2024	10:00 a.m. to 2:00 p.m.
Monday	April 29, 2024	8:00 a.m. to 5:00 p.m.
Tuesday	April 30, 2024	7:00 a.m. to 7:00 p.m.

For Ellis County voters, the main voting location will be the Ellis County Woman’s Building (Davis Hall) 407 W. Jefferson Street, Waxahachie, Texas 75165, as well as other locations listed in Exhibit A. Early voting hours shall be as follows:

**Early Voting Hours (Ellis County):**

Monday – Friday	April 22 – April 26, 2024	8:00 a.m. to 5:00 p.m.
Saturday	April 27, 2024	8:00 a.m. to 4:00 p.m.
Monday – Tuesday	April 29 – April 30, 2024	7:00 a.m. to 7:00 p.m.

Early voting location and times may be changed, or additional early voting locations may be added by the City Secretary or Ellis County Elections Administrator without further action of the City Council or amendment to this Resolution, as is necessary for the proper conduct of the Election.

Applications for ballot by mail shall be received and processed by:

For Johnson County voters send to, Early Voting Clerk. P.O. Box 380, Venus, Texas 76084.

For Ellis County voters sent to, Jana Onyon, Early Voting Clerk, 204 E. Jefferson St. Waxahachie, TX 75165.

Applications for ballots by mail must be received no later than the close of business on April 23, 2024.

For purposes of processing ballots cast in early voting, the election officers for the early voting ballot board for this election shall be appointed and designated in accordance with the provisions of the Contract.

**Section 5. BALLOT.**

The official ballot to be used in the Election shall be prepared in accordance with Sections 501.035 and 501.109 of the Texas Election Code. The ballot shall permit the voter to vote "For" or "Against" the below mentioned proposition and shall be set forth substantially in the following form:

PROPOSITION A

THE DISCONTINUING OF LAND (DEANNEXATION) AS A PART OF THE CITY OF VENUS WHICH IS DESCRIBED BY METES AND BOUNDS AND IS ALSO KNOWN AS BLUESTEM HILLS: Being a 81.10 acre tract of land situated in the LEEMAN KELSEY SURVEY ABSTRACT No.

594. Ellis County, Texas, consisting of three tracts of land as conveyed by deed to Arbor Road Partners, LTD. (26.01 Acres) as recorded In Volume 2053 Page 1524 and John Tysseling (52.99 Acres and Lot 7, Block C Sunset Meadows Phase One 2.10 Acres) as recorded in Volume 2150 Page 1631-1634 of the Deed Records of Ellis County, Texas and being more particularly described by metes and bounds as follows:

Beginning at a found ½" iron rod located at the Southeast corner of said Lot 7 Block C of Sunset Meadows Phase One. as recorded in Cabinet F, Slide 357 P.R.E.C. T. said iron rod is also situated on the North Right-of-Way line of Marion Road.

*THENCE S 59°26'10" W ALONG THE NORTH ROW LINE OF MARIOND ROAD A DISTANCE OF 30'40" TO A FOUND ¼" IRON ROD LOCATED AT THE SOUTHEAST CORNER OF SAID LOT 7 BLOCK C SUNSET MEADOWS PH-I FOR A CORNER.*

*THENCE N 30°41'05" W ALONG THE WEST LINE OF LOT 7 BLOCK C SUNSET MEADOWS PH-I, A DISTANCE OF 301.94' TO A FOUND ½" IRON ROD SITUATED AT THE COMMON CORNER OF LOT 7 & LOT 6 BLOCK C OF SUNSET MEADOWS PH-I FOR A CORNER;*

*THENCE S 58° 30'45" W ALONG THE NORTH LINE OF BLOCK C, SUNSET MEADOWS PH-I, A DISTANCE OF 1003.91' TO A FOUND 3" STEEL POST LOCATED AT THE NORTHEAST CORNER OF LOT 2, BLOCK A OF WILL STAR ESTATES, AS RECORDED IN INST. No. 1529317 P.R.E.C.T. FOR A CORNER;*

*THENCE S 60°06'148" W ALONG THE NORTH LINE OF SAID WILL STAR ESTATES, A DISTANCE OF 387. n. TO A SET ½" IRON ROD WITH YELLOW FORT WORTH SURVEYIN G CAP FOR A CORNER;*

*THENCE N 30°07'43" WA DISTANCE OF 100.00' TO A SET ½" IRON ROD WITH YELLOW FORT WORTH SURVEYING CAP FOR A CORNER;*

*THENCE S 59°21'20" WA DISTANCE OF 95.72' TO A SET ½" IRON ROD WITH YELLOW FORT WORTH SURVEYING CAP FOR A CORNER, LOCATED ON THE EAST RIGHT-OF-WAY LINE OF FM157, AND THE BEGINNING OF A CURVE TO THE LEFT.*

*THENCE WITH A CURVE TURNING TO THE LEFT AND ALONG THE EAST R.O.W. LINE OF FM 157 WITH A RADIUS OF 5774.58' AN ARC LENGTH OF 217.54' ANO WHOSE CHORD BEARS N 28°58'25" WA DISTANCE OF 217.53' TO A SET ½" IRON ROD WITH YELLOW FORT WORTH SURVEYING CAP FOR A CORNER;*

*THENCE N 30°03'11" W CONTINUING ALONG THE EAST R.O.W. LINE OF FM 157 A DISTANCE OF 1225.30' TO A SET ½" IRON ROD WITH YELLOW FORT WORTH SURVEYING CAP FOR A CORNER;*

THENCE N 25°22'53" W ALONG THE EAST R.O.W. LINE OF FM 157 A DISTANCE OF 184.17'  
TO A SET 1/2" IRON ROD WITH YELLOW FORT WORTH SURVEYING CAP FOR A CORNER;  
THENCE N 31°14'13" W ALONG THE EAST R.O.W. LINE OF FM 157 A DISTANCE OF 209.50'  
TO A FOUND 1/2" IRON ROD FOR A CORNER LOCATED AT THE SOUTHEAST CORNER OF  
THAT CERTAIN TRACT OF LAND CONVEYED BY DEED TO ENDEAVOR ENERGY AS  
RECORDED IN VOLUME 2409 PAGE 1685 D.R.E.C.T.;

THENCE N. 58°30'14" E ALONG THE NORTH LINE OF THIS TRACT AND THE SOUTH LINE OF  
SAID ENDEAVOR ENERGY TRACT A DISTANCE OF 1754.48' TO A FOUND 112" IRON ROD  
LOCATED ON THE WEST LINE OF RANCHVIEW ESTATES PHASE III, AS RECORDED IN  
CABINET C SLIDES 679-680, P.R.E.C.T.;

THENCE S 30°41'46" E ALONG THE WEST LINE OF RANCHVIEW ESTATES PHASE III A  
DISTANCE OF 200.92' TO A FOUND 112" IRON ROD FOR A CORNER;

THENCE S 30°42'43" E ALONG THE WEST LINE OF RANCHVIEW ESTATES PHASE III A  
DISTANCE OF 529.42' TO A FOUND 1/2" IRON ROD FOR A CORNER;

THENCE S 30°39'07" E ALONG THE WEST LINE OF RANCHVIEW ESTATES PHASE III A  
DISTANCE OF 547.85' TO A FOUND 1/2" IRON ROD LOCATED AT THE NORTHWEST  
CORNER OF LOT 1 RANCHVIEW ESTATES PHASE I, AS RECORDED IN CABINET C  
SLIDES 285-286, P.R.E.C.T.

THENCE S 30°29'04" E ALONG THE WEST LINE OF RANCHVIEW ESTATES PHASE I A  
DISTANCE OF 668.97' TO A FOUND 1/2" IRON ROD, FOR A CORNER;

THENCE S 30°49'28" E CONTINUING ALONG THE WEST LINE OF RANCHVIEW ESTATES  
PHASE I A DISTANCE OF 307.20' WHICH IS THE POINT OF BEGINNING  
HAVING AN AREA OF 81.10 ACRES OF LAND MORE OR LESS.

For \_\_\_\_\_  
Against \_\_\_\_\_

The City Council hereby finds and declares that written notice of the date, hour, place and  
subject of the meeting at which this Resolution was adopted and that such meeting was  
open to the public as required by law at all times during which this Resolution and the subject matter  
hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act,  
Chapter 551, Texas Government Code, as amended.

**Section 6.** The City Secretary shall present the Special Election returns to the City Council at  
a Council meeting for the canvassing of said election in accordance with the Texas Election Code.

**Section 7.** This Resolution shall take effect immediately upon its passage.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF VENUS, TEXAS, ON THIS 12th DAY OF FEBRUARY 2024.



APPROVED:

Alejandro Galaviz, Mayor

ATTEST:

Callie Green, City Secretary

**81.10 Acre Parcel**

Being a 81.10 acre tract of land situated in the LEEMAN KELSEY SURVEY ABSTRACT No. 594. Ellis County, Texas, consisting of three tracts of land as conveyed by deed to Arbor Road Partners, LTD. (26.01 Acres) as recorded In Volume 2053 Page 1524 and John Tysseling (52.99 Acres and Lot 7, Block C Sunset Meadows Phase One 2.10 Acres) as recorded in Volume 2150 Page 1631-1634 of the Deed Records of Ellis County, Texas and being more particularly described by metes and bounds as follows:

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