

RESOLUTION NO. R2017-02

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF EL CAMPO, TEXAS, AUTHORIZING AND CALLING A GENERAL CITY ELECTION TO BE HELD ON SATURDAY, MAY 6, 2017 FOR THE PURPOSE OF ELECTING FOUR (4) CITY COUNCIL MEMBERS FOR THE "DISTRICT" POSITIONS; AUTHORIZING THE CITY TO CONTRACT WITH THE WHARTON COUNTY ELECTIONS DEPARTMENT TO HOLD A JOINT ELECTION ON SATURDAY, MAY 6, 2017 WITH ALL OR ANY ONE OF THE FOLLOWING ENTITIES: THE CITY OF WHARTON, WHARTON INDEPENDENT SCHOOL DISTRICT, THE CITY OF EAST BERNARD, EAST BERNARD INDEPENDENT SCHOOL DISTRICT, EL CAMPO INDEPENDENT SCHOOL DISTRICT, WEST WHARTON COUNTY HOSPITAL DISTRICT, WHARTON COUNTY W.C.& I.D.#1, WHARTON COUNTY W.C.& I.D. #2, HUNGERFORD MUNICIPAL UTILITIES DISTRICT AND WHARTON COUNTY JUNIOR COLLEGE; AUTHORIZING THE CITY SECRETARY TO ARRANGE AN EQUITABLE BASIS FOR SHARING THE COSTS OF THE JOINT ELECTION; DESIGNATING THE POLLING PLACE AND APPOINTING ELECTION OFFICIALS; PROVIDING FOR THE USE OF ELECTRONIC VOTING MACHINES; PROVIDING FOR EARLY VOTING; ESTABLISHING REGULAR BUSINESS HOURS OF THE CITY SECRETARY'S OFFICE ON THE FINAL TWO DAYS OF EARLY VOTING BY PERSONAL APPEARANCE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR OTHER MATTERS RELATING TO THE GENERAL CITY ELECTION; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the laws of the State of Texas and the Charter of the City of El Campo, Texas provide that on May 6, 2017, four (4) Council members shall be elected for a term of two (2) years, one from each District, by the voters of the entire City of El Campo by majority vote; and

WHEREAS, the laws of the State of Texas and the Charter of El Campo, further provide that the Election Code of the State of Texas is applicable to said election and in order to comply with said code, a resolution and order shall be passed establishing the procedure to be followed in said election, and designating the voting place for said election.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF EL CAMPO, TEXAS:

Section 1. That all independent candidates for the election to be held on the first Saturday in May, 2017, for the above mentioned offices file their application to become candidates with the City Secretary of the City of El Campo at City Hall, 315 E. Jackson, El Campo, Texas, and that all of said applications shall be on a form as prescribed by the Secretary of State's Office.

Section 2. The order in which the name of the candidates are to be printed on the ballot shall be determined by a drawing conducted by the City Secretary as provided by §52.094 of the Election Code.

Section 3. That the election be held on May 6, 2017, pursuant to Section 271 of the Texas Election Code, and be contracted with Wharton County through the Wharton County Elections Department and may be conducted jointly with all or any one of the following entities: the City of Wharton, Wharton Independent School District, the City of East Bernard, East Bernard Independent School District, El Campo Independent School District, West Wharton County Hospital District, Wharton County W.C. & I.D. #1, Wharton County W.C. & I.D. #2, Hungerford Municipal Utilities District and Wharton County Junior College. The costs for said election shall be shared by the governmental entities that actually conduct an election on said date and the City Secretary is authorized to arrange the City's share of said costs on a fair and equitable basis.

Section 4. The City shall have one polling place:

Early Voting and Election Day -Wharton County Library - El Campo Branch, 200 W. Church, El Campo.

Section 5. The Wharton County Elections Department is hereby authorized and instructed to provide and furnish all necessary election supplies to conduct the City's General Election. Voting methods used at such election shall be in conformity with the Texas Election Code.

Section 6. The following named persons are hereby appointed officers of said election:

Johnny Cisneros	Presiding Judge
Mary Ellen Benavidez	Alternate Judge

Section 7. The following persons are appointed officers of the Early Voting Ballot Board.

Grace Wuthrich	Presiding Judge
Faye Evans	Alternate Judge

Section 8. In addition to the presiding judge and alternate judge herein designated, the respective presiding judge shall be authorized to appoint a sufficient number of clerks as they may deem necessary to assist them in said election. The Judge will designate to the workers varied duties during the day.

Section 9. The City of El Campo shall pay the presiding judge a rate of \$9.00 per hour; and the alternate judge and each clerk a rate of \$8.50 per hour (for a maximum of

14 hours). The presiding judge will receive an additional \$25.00 for picking up and returning the election supplies.

Section 10. Cindy Richter, Wharton County Elections Administrator, is hereby appointed Early Voting Clerk in compliance with Sections 271.006 of the Texas Election Code. The Interim Elections Administrator may also appoint clerks for early voting as needed. The early voting for the May 6, 2017, General City Election shall be held at the Wharton County Library -El Campo Branch, 200 West Church, El Campo. Early voting by personal appearance for the election shall commence on Monday, April 24, 2017, at 8:00 a.m. and end at 7:00 p.m. on May 2, 2017. Early voting by personal appearance shall be conducted during the hours each weekday from 8:00 a.m. until 5:00 p.m., except for the final two days of the early voting period, which during such final two days the hours are hereby designated to be from 7:00 a.m. until 7:00 p.m. The City Secretary's Office will be open during all hours of early voting. The address for the Wharton County Elections Administrator is 309 E. Milam, Suite 400, Wharton, Texas 77488 and may be used for mailing applications and ballots. If requests for early voting ballots by mail are received by the City Secretary's office, they will be forwarded on the day of receipt to the Wharton County Elections Department.

Section 11. Early voting by personal appearance shall be by use of a direct record voting system approved by the Secretary of State in accordance with the Texas Election Code. Mail ballots shall be by paper ballots. The Early Voting Ballot Board shall canvass all mail ballots at the Wharton County Elections Department on Election Day. Early voting ballots will be tabulated by the iVotronic System by Election Systems and Software a.k.a. ES&S.

Section 12. The City Secretary's office will be open on Election Day during the hours the polls are open for voting, in accordance with §83.011 of the Texas Election Code.

Section 13. The Mayor is authorized to sign an Order of Election and a Notice of Regular Municipal Election prescribed by the State of Texas on behalf of the City Council. The Notice of Regular Municipal Election shall be published in accordance with the provisions of the Texas Election Code and the City Charter.

Section 14. Returns for said election shall be made as provided by §66.53 of the Election Code.

Section 15. Should any part, section, subsection, paragraph, sentence, clause or phrase contained in this resolution be held to be unconstitutional or of no force and effect, such holding shall not affect the validity of the remaining portions of this resolution, but in all respects said remaining portion shall be and remain in full force and effect.

Section 16. It is further found and determined that in accordance with the order of this governing body the secretary posted written notice of date, place and subject of this meeting on the bulletin board located in City Hall, a place convenient and readily

accessible to the general public; and said notice having been so posted and remaining posted continuously for at least 72 hours preceding the scheduled time of said meeting.

PASSED, APPROVED AND ADOPTED this the 23rd day of January, 2017.



CITY OF EL CAMPO

A handwritten signature in cursive script, appearing to read "Randy Collins".

RANDY COLLINS, MAYOR

ATTEST:

A handwritten signature in cursive script, appearing to read "Cindy Cerny".

CINDY CERNY, CITY SECRETARY