

ORDINANCE NO. 2022 - 04

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CUERO, TEXAS, ORDERING AN ELECTION TO BE HELD ON MAY 7, 2022, FOR THE PURPOSE OF ELECTING ACCORDING TO LAW ONE COUNCILMEMBER FOR SINGLE-MEMBER DISTRICT TWO, ONE COUNCILMEMBER FOR SINGLE-MEMBER DISTRICT THREE, AND FOR MAYOR; ORDERING THAT SUCH ELECTION SHALL BE HELD FOR RESIDENTS OF DISTRICTS NOS. 1, 2, 3, AND 4 AT THE DEWITT COUNTY ANNEX LOCATED AT 115 NORTH GONZALES STREET IN CUERO, TEXAS(SINGLE POLLING PLACE); APPROVING AND APPOINTING AN ELECTIONS ADMINSTRATOR TO CONDUCT THE ELECTION; APPOINTING ELECTION OFFICIALS; PROVIDING FOR THE SHARING OF EXPENSES WITH OTHER POLITICAL SUBDIVISIONS HOLDING AN ELECTION UTILIZING THE SAME ELECTION ADMINSTRATOR AND SAME POLLING PLACE; APPROVING AND APPOINTING AN ELECTIONS ADMINISTRATOR AS EARLY VOTING CLERK AND ESTABLISHING THE DATES AND TIMES FOR EARLY VOTING; APPOINTING AN EARLY VOTING BALLOT BOARD; ORDERING THE POSTING AND PUBLICATION OF NOTICE OF SAID ELECTION AND DECLARING AN EMERGENCY.

WHEREAS, this City Council does hereby call an election be held in the City of Cuero, in DeWitt County, Texas, on the 7th day of May 2022, being the first Saturday in May, for the purpose of electing according to law the following officers of said City, to-wit:

One Councilmember for Position 2 (single-member District No.2)

One Councilmember for Position 3 (single-member District No. 3)

Mayor

WHEREAS, due to newly passed legislation affecting the holding of municipal elections, it is necessary that this election be conducted as a Joint Election with other political subdivisions holding an election on the same day with the same polling place pursuant to Chapter 271 of the Texas Election Code; and

WHEREAS, it further necessary for the City to utilize the services of a the election administrator that has been approved and appointed by the County Commissioner of the County of DeWitt, in the State of Texas to conduct the said City election; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CUERO, TEXAS:

SECTION ONE. That an election be held in the City of Cuero, in DeWitt County, Texas, on the 7th day of May 2022, being the first Saturday in May, for the purpose of electing according to law the following officers of said City, to-wit:

One Councilmember for Position 2 (single-member District No.2)

One Councilmember for Position 3 (single-member District No. 3)

Mayor

SECTION TWO. Said election shall be held at DeWitt County Annex, 115 North Gonzales, Cuero, DeWitt County, Texas (single polling place), for all voters who reside in single-member Districts Nos. One (1), Two (2), Three (3) and (4). Voters who reside in single-member District No. One (1) may vote for Mayors position. All Voters who reside in single-member District No. two (2) may vote for one candidate position to represent single- member District Two (2) and Mayor position. All voters who reside in single-member District No. Three (3) may vote for one candidate for District Three position and Mayor Position. All voters who reside in single-member District No. Four (4) may vote for one Mayor Position.

SECTION THREE. The following are hereby appointed election judges for said election, to-wit:

DISTRICTS ONE (1), TWO (2), THREE (3) AND FOUR (4) AT DEWITT COUNTY ANNEX:

Presiding Judge: To be determined by DeWitt County Elections Clerk

Alternate Presiding Judge: To be determined by DeWitt County Elections Clerk

The compensation for election judges and clerks is hereby fixed at \$10.00 per hour. It is further ORDERED that the officers of said election shall make due return of all votes cast at said election as provided by law.

SECTION FOUR It is ORDERED that the Elections Administrator approved and appointed by the County Commissioners for the County of DeWitt in the State of Texas to conduct the DeWitt County Elections is APPROVED and APPOINTED to conduct the said City of Cuero's Municipal Election to be held on **May 7, 2022**, and that said appointment is subject to terms and contract for election services and joint election agreement to be approved by this City Council.

SECTION FIVE It is ordered that all political subdivisions utilizing the services of the said Elections Administrator for their respective elections with the same polling place shall share in the cost of such elections as agreed pursuant to the terms of a joint election agreement pursuant to Chapter 271 of the Texas Elections Code.

SECTION SIX: It is ORDERED that the Elections Administrator approved by the County Commissioners of DeWitt County, in the State of Texas shall serve as early voting clerk in accordance with law and that the regular dates and hours that early voting will be conducted are as follows: Monday, April 25, 2022 through May 3, 2022 from 8:00 o'clock a.m. until 12:00 o'clock noon and from 1:00 o'clock p.m. until 5:00 o'clock p.m. Monday, April 25, 2022 and Tuesday, April 26, 2022, from 7:00 o'clock a.m. until 7:00 o'clock p.m. and terminating April 26, 2022. The main early voting polling place for personal appearance shall be at the Elections Administrator's office location at the DeWitt County Annex at 115 N. Gonzales Street, Cuero, DeWitt County, Texas. Applications for ballot by mail shall be mailed to: Elections Administrator, P.O. Box 169, Cuero, Texas 77954. The early voting clerk will order early voting

on Saturday or Sunday by written order determining the hours during which voting is to be conducted. If so the early voting clerk shall post notice for such election stating the hours that early voting on Saturday or Sunday is ordered.

SECTION SEVEN An Early Voting Ballot Board is hereby appointed consisting of a Presiding Judge and two members.

SECTION EIGHT. Proper notice of said election shall be posted not later than the 78th^t day before such election at the City Hall of the City of Cuero on the Bulletin Board used for posting notices of the meetings of City Council and by publishing such notice at least once, not earlier than the 30th or later than the 10th day before such election day in the Cuero Record, a newspaper of general circulation published in the City of Cuero.

SECTION NINE. In order that candidates for office in said election may file in a timely manner and that the said election may be held in a timely manner it is necessary that this Ordinance be adopted immediately. Such facts constitute an emergency for the preservation of the public health, safety, and business demanding that the Rule which requires ordinances to be read at more than one meeting of the City Council be and the same is hereby suspended and this Ordinance shall take effect immediately upon and after its passage on first reading.

**UPON MOTION OF COUNCILMEMBER _____, SECONDED BY _____, THAT THE ORDINANCE BE ADOPTED. AYES: ___ NAYES: _
MOTION CARRIED THIS 14th DAY OF FEBRUARY 2022.**

SARA POST MEYER, MAYOR

ATTEST:

JENNIFER ZUFELT, CITY SECRETARY