

## RESOLUTION 20-R-04

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS, CALLING AND ESTABLISHING PROCEDURES FOR A SPECIAL ELECTION TO BE HELD ON MAY 2, 2020; FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF ALVIN, TEXAS, A PROPOSITION TO VOTE FOR OR AGAINST THE “ADOPTION OF THE FIRE FIGHTERS’ AND POLICE OFFICERS’ CIVIL SERVICE LAW, APPLICABLE TO ONLY THE POLICE DEPARTMENT;” AND PROVIDING FOR OTHER RELATED MATTERS THERETO.**

**WHEREAS**, the City Secretary has received a petition calling for a Special Election for the adoption of the police officer’s civil service law; and

**WHEREAS**, the City Secretary has verified and certified this petition and presented findings to the Alvin City Council on February 6, 2020; and

**WHEREAS**, the laws of the State of Texas provide that on the 2<sup>nd</sup> day of May 2020, a Special Election shall be held to vote “for” or “against” the “Adoption of the fire fighters’ and police officer’s civil service law, applicable to only the police department;” and

**WHEREAS**, the Alvin City Council herewith proceeds with the ordering of such Special Election and the City Council has determined that holding such Election is in the public interest; and

**WHEREAS**, the Alvin City Council has also ordered a General Election to be held on May 2, 2020, for the election of a Mayor and a member to City Council District E by the adoption of Resolution 20-R-03;

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS:**

**Section 1. Special Election Ordered.** The Special Election of the City is ordered to be held shall be held on Saturday, May 2, 2020, between the hours of 7:00 a.m. and 7:00 p.m. for the purpose of submitting to the qualified voters of the City of Alvin, Texas, a proposition to vote “for” or “against” the “Adoption of the police officers’ civil service law.”

The proposition shall take effect upon its adoption and the entering of an order by the City Council declaring the proposition adopted.

**Section 2. Contract with Brazoria County/voting systems.** The special election shall be held and conducted by Brazoria County. The City of Alvin, Texas (hereinafter the “City”) has made provision to contract with Brazoria County to conduct the City’s election, pursuant to *Chapter 31 of the Texas Election Code*, and *Chapter 791 of the Texas Government Code* (the Joint Election Agreement and Contract for Election Services, hereafter called the “Election Agreement”), and such election agreement provides for political subdivisions subject to the election agreement that hold elections on the same day in all or part of the same territory to hold a joint election as authorized in *Chapter 271 of the Texas Election Code*;

**Section 3. Notice of Election.** Notice of the election shall be given and the election shall be held in compliance with the provisions of the *Texas Election Code*, the *Federal Voting Rights Act of 1965, as amended*, and the *City Charter* in all respects. Notice of the election shall be made by publishing the Notice of Election, in both English and Spanish, at least one time, not earlier than thirty (30) days nor later than ten (10) days prior to said election, in a newspaper of general circulation published within the City; and by posting of the notice on the bulletin board used for posting notices of meetings of City Council at City Hall not later than the twenty-first (21<sup>st</sup>) day before the election, written in both English and Spanish.

**Section 4. Ballots.** The ballots for the election shall comply with the *Texas Election Code* and be in the form provided by the City to the Brazoria County Election Officer for use on the voting devices and ballots used by Brazoria County. The official ballot shall be prepared in such a manner as will permit the voters to vote “For” or “Against” the proposition submitted, with the proposition to be expressed on the official ballot in a form substantially as follows:

**Proposition 1**

Adoption of the fire fighters’ and police officer’s civil service law,  
applicable to only the police department.

FOR \_\_\_\_\_ AGAINST \_\_\_\_\_

**Section 5. Election Procedures.** The Brazoria County Election Officer and his/her employees and appointees, and the election judges, alternate judges and clerks properly appointed for the election, shall hold and conduct the election in the manner provided by the Election Agreement and the law governing the holding of general and special elections by home rule cities of the State of Texas; and the official ballots, together with such other election materials as are required by the *Texas Election Code*, shall be prepared in both the English and Spanish languages and shall contain such provisions, markings and language as is required by law.

**Section 6. Early Voting.** Early voting, both by personal appearance and by mail, will be conducted by the Brazoria County Election Officer, who is designated and appointed as the Early Voting Clerk, in accordance with the *Texas Election Code*. Early voting by personal appearance shall be conducted at places and locations authorized by state law and the Brazoria County Election Officer as described in “Attachment B.” Early voting shall commence on Monday, April 20, 2020, and continue through Tuesday, April 28, 2020, and early voting polls shall remain open for the time specified by the *Texas Election Code*. Early voting shall also be held at any time and location authorized by the Brazoria County Election Officer. Early voting by City residents may be conducted at any Brazoria County early voting location and any location exclusively designated by the Brazoria County Election Officer.

**Section 7. Election Precincts and Polling Places.** The election precincts for the election shall be the election precincts established by Brazoria County, provided that each shall contain and include geographic area that is within the City. The polling place for each such election precinct shall be the polling place established by Brazoria County for such election precincts in Brazoria County and voting by residents of the City. Voting by City residents may be conducted at any Brazoria County voting location and any location exclusively designated by the Brazoria County Election Officer for City residents. The polls, found in “Attachment A,” shall remain open on the day of the election from 7:00 a.m. to 7:00 p.m. The returns for precincts in Brazoria County will be provided by precinct and the Brazoria County Election Officer shall tabulate and provide the election returns for the election.

**Section 8. Joint Election.** The City agrees to conduct a joint election with other political subdivisions within Brazoria County, provided that such political subdivision holds an election on May 2, 2020, in all or part of the same territory as the City (the “Political Subdivisions”). The joint election shall be conducted in accordance with state law, this Resolution, and the 2020 Joint Election Agreement and Contract for Election Services with Brazoria County approved by the City Council.

**Section 9. Duties of City Secretary and Election Officer.** The City Secretary, or designee, is instructed to aid the Brazoria County Election Officer in the acquisition and furnishing of all election supplies and materials necessary to conduct the election as provided by the Election Agreement. The City Secretary is further authorized to give or cause to be given notices required for the election, and to take such other and further action as is required to conduct the election in compliance with the *Texas Election Code*; provided that, pursuant to the Election Agreement between Brazoria County and the City, the Brazoria County Election Officer shall have the duty and be responsible for organizing and conducting the election in compliance with the *Texas Election Code*; and for providing all services specified to be provided in the Election Agreement. The Brazoria County Election Officer shall give the notices required by the *Texas Election Code* to be given for the election not required to be given by the City under the Election Agreement.

**Section 10. Election Judges.** The presiding judges, alternate presiding judges and clerks for the election shall be selected and appointed by Brazoria County and its appointees in compliance with the requirements of state law, and such judges and clerks so selected by Brazoria County and its appointees are hereby designated and appointed by the City Council as the election officers, judges and clerks, respectively, for the holding of said general election. The presiding judges, alternate presiding judges and clerks shall perform the functions and duties of their respective positions that are provided by state law. The City Council will further confirm and appoint the election judges and alternate election judges that are appointed by Brazoria County for the election.

**Section 11. Official Newspaper.** It is hereby found and determined that *The Alvin Sun* is a newspaper published within the City of Alvin, Texas; is a newspaper of general circulation within the City; and is the official newspaper of the City of Alvin. The City Secretary is hereby authorized and directed to cause notice to be given as directed in above in Section 4. Further orders are reserved until the returns of the election are made by the duly authorized election officials and received by this body.

**Section 12. General.** The election shall be held and conducted by the Brazoria County Election Officer in compliance with the *Texas Election Code* and the Election Agreement.

**Section 13. Effective Date.** This Resolution shall be in force and effect from and after its passage on the date shown below.

**Section 14. Open Meetings Act.** It is hereby officially found and determined that this meeting was open to the public, and public notice of the time, place and purpose of said meeting was given, all as required by the Open Meetings Act, *Chapter 551 of the Texas Government Code*.

**AND, IT IS SO RESOLVED.**

**PASSED AND APPROVED** on this the 6<sup>th</sup> day of February 2020.

**CITY OF ALVIN, TEXAS**

**ATTEST:**

By: \_\_\_\_\_  
Paul A. Horn, Mayor

By: \_\_\_\_\_  
Dixie Roberts, City Secretary

ATTACHMENT "A" - SUBJECT TO CHANGE		
ELECTION DAY POLLING LOCATIONS MAY 2, 2020		
HOME PCT #	POLLING PLACE	
1	East Annex (Old Walmart), 1524 E Mulberry, Angleton	
2	Precinct 4 Building #2, 121 N 10th St, West Columbia	
4	Brazoria Library, 620 S Brooks, Brazoria	
7	Freeport Library, 410 Brazosport Blvd, Freeport	
8	Oyster Creek City Hall, 3210 FM 523, Oyster Creek	
12	Drainage District No. 4 Building, 4805 W Broadway, Pearland	
14	Sweeny Community Center, 205 W Ashley Wilson Rd, Sweeny	
15	Danbury Community Center, 6115 5th St, Danbury	
19	Clute Event Center, 100 Parkview Dr, Clute	
20	Jones Creek Comm House, 7207 Stephen F Austin Rd, Jones Creek	
23	Lake Jackson Civic Center, 333 Hwy 332 East, Lake Jackson	
24	Richwood City Hall, 1800 N Brazosport Blvd, Richwood	
29	Westside Event Center, 2150 Countryplace Pkwy, Pearland	
36	Pearland Recreation Center, 4141 Bailey Rd, Pearland	
38	Surfside Beach City Hall, 1304 Monument Dr, Surfside Beach	
39	Alvin Library, 105 S Gordon, Alvin	
40	North Annex, 7313 Corporate Dr, Manvel	
44	Silverlake Recreation Center, 2715 Southwyck Pkwy, Pearland	
46	Tom Reid Library, 3522 Liberty Dr, Pearland	
67	Pearland Westside Library, 2803 Business Center Dr #101, Pearland	

**“Attachment B”**  
**NOTICE OF EARLY VOTING AT BRANCH POLLING PLACES**

**Early voting by personal appearance will be conducted at the following locations:**

Angleton (Main) .....East Annex, 1524 E Mulberry  
Alvin .....Alvin Library, 105 S Gordon  
Brazoria .....Brazoria Library, 620 S Brooks  
Freeport .....Freeport Library, 410 Brazosport Blvd  
Lake Jackson .....Lake Jackson Library, 250 Circle Way  
Manvel .....North Annex, 7313 Corporate Dr  
Pearland East .....Tom Reid Library, 3522 Liberty Dr  
Pearland West.....Westside Event Center, 2150 Countryplace Pkwy  
Shadow Creek .....Pearland Westside Library, 2803 Business Center Dr #101  
Sweeny .....Sweeny Community Center, 205 W Ashley Wilson Rd  
West Columbia.....Precinct 4 Building 2, 121 N 10<sup>th</sup> St

**DATES AND HOURS:**

April 20-24.....8 AM – 5 PM  
April 25 .....7 AM – 7 PM  
April 27-28.....7 AM – 7 PM

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**Early Voting Clerk**

***AVISO DE VOTACIÓN ADELANTADA EN LOS SITIOS DE VOTACIÓN AUXILIARES***

***La votación adelantada en persona se llevará a cabo en los siguientes sitios de esta manera:***

*Angleton (Ubicación Principal).....East Annex, 1524 E Mulberry  
Alvin .....Alvin Library, 105 S Gordon  
Brazoria .....Brazoria Library, 620 S Brooks  
Freeport .....Freeport Library, 410 Brazosport Blvd  
Lake Jackson .....Lake Jackson Library, 250 Circle Way  
Manvel .....North Annex, 7313 Corporate Dr  
Pearland Este .....Tom Reid Library, 3522 Liberty Dr  
Pearland Oeste .....Westside Event Center, 2150 Countryplace Pkwy  
Shadow Creek .....Pearland Westside Library, 2803 Business Center Dr #101  
Sweeny .....Sweeny Community Center, 205 W Ashley Wilson Rd  
West Columbia .....Precinct 4 Building 2, 121 N 10<sup>th</sup> St*

***FECHAS Y HORAS***

*20-24 de abril .....8 AM – 5 PM  
25 de abril .....7 AM – 7 PM  
27-28 de abril .....7 AM – 7 PM*

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***Secretaria de la Votación Adelantada***