

RESOLUTION 17-R-06

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS, ESTABLISHING THE PROCEDURE FOR THE MAY 6, 2017, GENERAL ELECTION IN ALVIN, TEXAS, AND PROVIDING FOR RELATED MATTERS.

WHEREAS, on May 6, 2017, there shall be elected the following officials for this City: Mayor, and a member of Council District E; for a term of three (3) years;

WHEREAS, the *Texas Election Code* is applicable to the election and this Resolution establishes procedures consistent with the Code, and designates the voting places and times for the election; and

WHEREAS, 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, Tex. Elec. Code, and Chapter 791, Tex. Gov't 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, Tex. Elec. Code*;

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

Section 1. General Election Ordered. The General Election of the City shall be held on Saturday, May 6, 2017, to elect a Mayor and member of Council District E; for a term of three (3) years.

Section 2. Filing Period. Candidates at the election for the above offices shall file their application to become candidates with the City Clerk of the City at City Hall, 216 W. Sealy, Alvin, Texas 77511, beginning January 18, 2017 and continuing through February 17, 2017. Candidates shall file their applications with the City Clerk on any weekday that is not a City holiday, between 7:00 a.m. and 6:00 p.m., Monday through Thursday, with the exception of 8:00 a.m. - 5:00 p.m. on Friday, February 17, 2017. All applications for candidacy shall be on a form as prescribed by the *Tex. Elec. Code*.

Section 3. Drawing. The order in which the names of the candidates for each office are to be printed on the ballot shall be determined by a drawing conducted by the City Clerk as provided by the *Tex. Elec. Code*. Such drawing will be held in the Council Chambers at City Hall on Monday February 27, 2017 at 5:31 p.m., for the general election.

Section 4. Notice of Election. Notice of the election shall be given and the election shall be held in compliance with the provisions of the *Tex. Elec. Code, the Federal Voting Rights Act of 1965, as amended* and the *City Charter* in all respects. Notice of the election shall be 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 (21st) day before the election, written in both English and Spanish.

Section 5. Ballots. The ballots for the election shall comply with the *Tex. Elec. 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.

Section 6. 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 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 *Tex. Elec. 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 7. 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 *Tex. Elec. 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 A". Early voting shall commence on Monday, April 24, 2017, and continue through Tuesday, May 2, 2017, and early voting polls shall remain open for the time specified by the *Tex. Elec. 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 8. 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 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 9. 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 6, 2017 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 Joint Election Agreement and Contract for Election Services with Brazoria County approved by the City Council on the 2nd day of February, 2017.

Section 10. Duties of City Clerk and Election Officer. The City Clerk, or designee, is instructed to aide 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 Clerk 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 *Tex. Elec. 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 *Tex. Elec. 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 *Tex. Elec. Code* to be given for the election not required to be given by the City under the Election Agreement.

Section 11. 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 12. 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 Clerk 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 13. General. The election shall be held and conducted by the Brazoria County Election Officer in compliance with the *Tex. Elec. Code* and the Election Agreement.

Section 14. Effective Date. This Resolution shall be in force and effect from and after its passage on the date shown below.

Section 15. 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, Texas Government Code*.

AND, IT IS SO RESOLVED.

PASSED AND APPROVED on this the _____ day of _____, 2017.

ATTEST:

CITY OF ALVIN, TEXAS

By: _____
Dixie Roberts, City Clerk

By: _____
Paul A. Horn, Mayor

“ATTACHMENT A”
NOTICE OF EARLY VOTING – BRAZORIA COUNTY, TEXAS
AVISO DE VOTACIÓN ADELANTADA – CONDADO DE BRAZORIA, TEXAS

May 6, 2017 (6 de mayo de 2017)

For the general elections of Alvin ISD, Angleton ISD, Brazosport ISD (Districts 6 and 7),
Columbia-Brazoria ISD, Danbury ISD, Pearland ISD, and Sweeny ISD;
For the general elections of the municipalities of Alvin, Bailey’s Prairie, Bonney, Brazoria, Brookside Village,
Danbury, Freeport, Hillcrest Village, Holiday Lakes, Iowa Colony, Jones Creek, Lake Jackson, Liverpool, Oyster
Creek, Quintana, Richwood, Surfside Beach, Sweeny and West Columbia;
For the general and special elections of the City of Angleton and the City of Pearland;
For the general and charter amendment elections of the City of Clute and the City of Manvel
For the general elections of Port Freeport, Angleton-Danbury Hospital District, Sweeny Hospital District, West
Brazoria County Drainage District #11, and Brazoria County Municipal Utility District No. 2

*Para las elecciones generales de los Distritos Independiente Escolar de Alvin, Angleton,
Brazosport (distritos 6 y 7) Columbia-Brazoria, Danbury, Pearland y Sweeny;*
*Para las elecciones generales de las ciudades de Alvin, Bailey’s Prairie, Bonney, Brazoria, Brookside Village,
Danbury, Freeport, Hillcrest Village, Holiday Lakes, Iowa Colony, Jones Creek, Lake Jackson, Liverpool, Oyster
Creek, Quintana, Richwood, Surfside Beach, Sweeny and West Columbia;*
Para la elección general y elección especial de la ciudad de Angleton y de la ciudad de Pearland;
Para la elección general y de enmiendas de la ciudad de Clute y de la ciudad de Manvel
*Para las elecciones generales de Port Freeport, Angleton-Danbury Hospital District, Sweeny Hospital District,
West Brazoria County Drainage District #11, and Brazoria County Municipal Utility District No. 2*

EARLY VOTING BY PERSONAL APPEARANCE LOCATIONS:

SITIOS DE LA VOTACIÓN ADELANTADA EN PERSONA:

Angleton Main Location (*Localidad Principal*): East Annex (Old Walmart), 1524 E Mulberry #144
Alvin Branch (*Sitio*): Ryan Center, 2925 South Bypass 35
Brazoria Branch (*Sitio*): Brazoria Library, 620 S Brooks
Freeport Branch (*Sitio*): Freeport Library, 410 Brazosport Blvd
Lake Jackson Branch (*Sitio*): Lake Jackson Library, 250 Circle Way
Manvel Branch (*Sitio*): North Annex, 7313 Corporate Dr
Pearland East Branch (*Sitio*): TBD
Pearland West Branch (*Sitio*): Public Safety Building, 2555 Cullen Blvd
Shadow Creek Branch (*Sitio*): Pearland Westside Library, 2803 Business Center Dr #101
Sweeny Branch (*Sitio*): Sweeny Community Center, 205 W Ashley Wilson Rd
West Columbia Branch (*Sitio*): San Jacinto Room, West Columbia City Hall, 512 E Brazos

PERSONAL APPEARANCE TIMES AND DATES FOR ABOVE LOCATIONS:

FECHAS Y HORAS DE LA VOTACIÓN ADELANTADA EN PERSONA:

April 24-28 (24-28 de abril)8 AM – 5 PM
April 29 (29 de abril)7 AM – 7 PM
May 1-2 (1-2 de mayo).....7 AM – 7 PM

EARLY VOTING BY MAIL: (VOTACIÓN ADELANTADA POR CORREO):

Applications for voting by mail must be received no later than the close of business (5 PM) on April 25, 2017.
*Las solicitudes para boletas de votación adelantada por correo deberán recibirse para el fin de las horas de
negocio (5 PM) el 25 de abril de 2017.*

Applications should be mailed to:

Las solicitudes para boletas que se votarán adelantada por correo deberán enviarse a:

JOYCE HUDMAN, COUNTY CLERK
111 E LOCUST, SUITE 200
ANGLETON, TX 77515-4654

Or emailed to (*o enviada por email a*): CclerkElections@brazoria-county.com.