

**Public Notice of City of Encinal Election  
Ordinance No. 2018-12-11**

AN ORDINANCE AUTHORIZING A GENERAL (REGULAR) CITY ELECTION TO BE HELD ON MAY 4, 2019 FOR THE PURPOSE OF ELECTING CITY COUNCIL MEMBERS AT-LARGE, CONSISTING OF FIVE (5) AT-LARGE CITY COUNCIL MEMBERS AND ONE MAYOR BY THE QUALIFIED VOTERS OF THE CITY OF ENCINAL. SPECIFYING THE NUMBER OF VOTES REQUIRED FOR ELECTION; AUTHORIZING AN ELECTION TO BE HELD ON MAY 4, 2019; APPOINTS THE CITY MANAGER/ATTEST CITY SECRETARY VELMA DAVILA AS ELECTION ADMINISTRATOR/JUDGE, AUTHORIZING THE CITY MANAGER/ATTEST CITY SECRETARY TO DESIGNATE ELECTION DISTRICTS; APPOINTING ELECTION OFFICIALS; ESTABLISHING PAY RATES FOR ELECTION WORKERS; PROVIDING FOR NOTICE OF SAID ELECTION; PROVIDING FOR THE USE OF MANUAL BALLOTS ; PROVIDING FOR EARLY VOTING; ESTABLISHING REGULAR BUSINESS HOURS OF THE CITY MANAGER/ATTEST CITY SECRETARY’S OFFICE ON THE FINAL TWO DAYS OF EARLY VOTING BY PERSONAL APPEARANCE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the laws of the State of Texas, specifically Section 22.003 of the Texas Local Government Code, provide that a General Election shall be held annually for the election of City Officers, and

**WHEREAS**, the Council intends to call a general election for May 4, 2019 for the purpose of electing Four (4) members to the City Council to conduct this general election in accordance with the provisions of the Local Government Code and the Election Code of the State of Texas, and

**WHEREAS**, the Council hereby finds and determines that the Frio-Nueces Current is designated as the “official” newspaper published in the City and is a newspaper of general circulation in the City; and

**WHEREAS**, the Council hereby finds and determines that ordering the above described general election is in the best interest of the citizens of the city; now therefore,

**BE IT ORDAINED AND RESOLVED BY THE CITY COUNCIL OF THE CITY OF ENCINAL:**

**Section 1.** That a general (regular) City election is hereby orders to be held on the 4<sup>th</sup> day of May, 2019, for the purpose of electing five City councilmember’s At-Large and one Mayor by the qualified voters of the City of Encinal.

**Section 2.** Should any candidate in the general City election fail to receive a majority vote, then in that event, it shall be the duty of the Mayor to order a runoff election for every place in the regular City election to which no one was elected by majority vote.

**Section 3.** That the election will be held on May 4, 2019, pursuant to Section 271, Texas Election Code.

**Section 4.** The polls for said election on May 4, 2019 shall be open from 7:00 A.M. to 7:00 P.M. on the day of said City election.

**Section 5.** The City Manager/Attest City Secretary is expressly authorized to obtain election supplies and equipment required by law and necessary to conduct said election.

**Section 6.** The Office of the City Manager/Attest City Secretary shall perform all duties normally performed by the County Clerk in general elections with respect to early voting, giving notice of the election and preparing the official ballots.

**Section 7.** The election precincts, voting places and election officers of said City election shall be as follows:

<u>City Voting Precinct</u>	<u>Consisting Of Voting Districts</u>	<u>City Election Officers</u>
City Hall of Encinal 701 Berry Street	To Include All City Districts	Mariana Monik Huerta, Presiding Judge Damiana Lopez, Alternate Presiding Judge Ashley Eddington, Deputy Clerk

**Section 8.** In addition to the presiding judge and alternate judge for each district herein above designated, the respective presiding judge for each district and the Early Ballot Board as herein provided, shall be authorized to appoint a sufficient number of clerks as they may deem necessary to assist them in said election, provided however, that the number of clerks appointed by said presiding judge for each polling place shall not be less than two, including the alternate judge also serving as a clerk.

**Section 9.** The judges and clerks shall be compensated at the rate of ten dollars (\$10.00) per hour. No judge or clerk shall be paid for more than one hour of work before the polls open and no period of the time subsequent to two hours after voting is concluded by all voters offering themselves for voting during regular voting hours, whichever is later.

**Section 10.** Early voting shall be conducted by the Office of the City Manager/Attest City Secretary in the Encinal City Hall Encinal, Texas, and manual ballots shall be used for early voting by mail and for voting by personal appearance. Early voting by personal appearance for the election shall commence as follows:

April 27, 2019 at 7:00 A.M. to 7:00 P.M. First Day of Early voting by personal appearance!

April 28, 2019 at 9:00 A.M. to 12 Noon

April 29, 2019 at 9:00 A.M. to 12 Noon

April 30, 2019 at 9:00 A.M. to 12 Noon

May 1, 2019 at 9:00 A.M. to 12 Noon

May 4, 2019 at 7:00 A.M. to 7:00 P.M.

Early voting by personal appearance shall be conducted during the regular business hours of the City Manager/Attest City's Secretary's Office each weekday between the hours of 8:00 A.M. to 5:00 P.M. as specified on this Ordinance.

**Section 11.** An Early Ballot Board is hereby designated to canvass the early votes cast by mail and by personal appearance. Mariana Monik Huerta is dully appointed as Presiding Judge of said Board, and he shall appoint such other members as provided in the Texas Election Code, Section 87.002(b).

**Section 12.** The following slate of officials and other designated persons are hereby authorized to be present at the Central Counting Station to observe the election counting process:

- a. The Mayor and members of the City Council of the City of Encinal
- b. The Secretary of State and / or his / her authorized representative;
- c. The Encinal City Manager/Attest City Secretary or her / his designated representative.

**Section 13.** The Council Chambers located in the Encinal City Hall is hereby established as the Central Counting Station to receive and tabulate votes and ballots cast in said election.

**Section 14.** The following persons are hereby authorized and approved as persons employed and designated to handle the ballots, count the ballots, and be present in the Central Counting Station.

- a. Central Counting Station Manager- City Secretary/City Manager Velma Davila
- b. Central Counting Station Deputy Clerk: City Accountant/Consultant Ashley Eddington
- c. Central Counting Station Presiding Judge- Mariana Monik Huerta
- d. Central Counting Station Alternate Judge: Damiana Lopez

**Section 15.** All resident, qualified voters of the City of Encinal shall be permitted to vote for Five Councilmember's At-Large and for one (1) Mayor, respectively, in said election. In Addition, the election materials as outlined in Section 272.005, Texas Education Code, shall be printed in both English and Spanish for use at the polling places and for early voting for said election.

Section 16. The Mayor is authorized to sign an Order of Election and a Notice of Regular City Election prescribed by the State of Texas on behalf of the City Council. The Notice of Regular City Election shall be published in accordance with the provisions of the Texas Election Code.

Section 17. 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 portion of the resolution, but in all respects said remaining portion shall be and remain in full force and effect.


Section 18. That this resolution shall be effective immediately upon adoption.

**APPROVED AND ADOPTED** by the City Council of the City of Encinal this 11<sup>th</sup> day of December 2018.

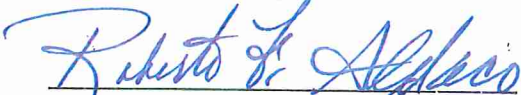
Mayor:

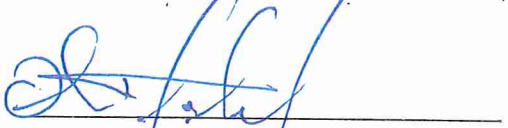
  
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Honorable Sylvano Sanchez

City Council:

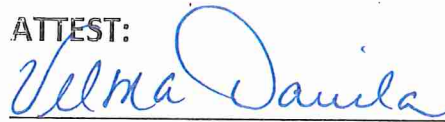
  
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Irma Arizol/Mayor Pro-Tem



  
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Roberto Aldaco

  
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Oliver Jordan

ATTEST:

  
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Velma Davila  
City Manager/Attest City Secretary

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Christina Maldonado

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Brianda Lopez