

ORDINANCE NO. 005-2011

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BELLS, TEXAS, APPROVING AND AUTHORIZING THE CEO/CITY MANAGER TO ENTER INTO A JOINT ELECTION AGREEMENT BETWEEN THE CITY OF BELLS, TEXAS, AND THE BELLS INDEPENDENT SCHOOL DISTRICT FOR THE ELECTION SCHEDULED FOR MAY 14, 2011; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Bells, Texas, by Ordinance Number 003-2011 called for a regular City election on May 14, 2011, for the purpose to conduct a general municipal election.

WHEREAS, the Board of Trustees of the Bells Independent School District anticipates calling a regular District election on May 14, 2011, for the purpose of electing one or more trustees for the Bells Independent School District; and

WHEREAS, V.T.C.A. Election Code Section 11.0581 requires that an election for trustees of an independent school district be held on the same date as the election for the members of the governing body of a municipality located in the school district and that such elections shall be held as a joint election under V.T.C.A. Election Code Section 271.002 with the affected voters to be served by common polling places as provided by Section 271.003(b); and

WHEREAS, the City and the District have determined that the polling places established by Section 7-3 of the Code of Ordinances of the City of Bells, Texas, would adequately and conveniently serve the affected voters and would facilitate the orderly conduct of the joint election; and

WHEREAS, the City and the District desire to enter an agreement to hold a joint election;

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

SECTION 1: That the City Council hereby approves and authorizes entering into a joint election agreement between the City and the Bells Independent School District, a copy of which is attached hereto as Exhibit "A."


SECTION 2: That the CEO/City Manager of the City of Bells, Texas, on behalf of the City, be and is hereby authorized to execute such joint election agreement with the duly authorized representatives of the Bells Independent School District for the election scheduled for May 14, 2011.

SECTION 3: That this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the 15 day of February, 2011.

TOMMY CARTER, MAYOR

ATTEST:



CITY SECRETARY - Name:

THE CITY AND THE DISTRICT DO HEREBY AGREE AS FOLLOWS:

- (1) The regular joint election to be held on May 14, 2011, will be served by the following common polling places which serve that part of the City located in the Bells Independent School District:

203 South Broadway
Bells, Texas 75414
- (2) The City and the District will have combined early voting; the city will be responsible for providing early voting personnel. Additional payroll costs, beyond normal operating hours for the early voting clerk shall be shared equally between the city and school district.
- (3) The City and the District will each purchase and/or acquire its own voting supplies and incur the costs of printing its respective ballots;
- (4) The City and the District will each be responsible for providing its own locked ballot boxes;
- (5) Any rental or charge for use of polling location(s) on Election Day will be shared equally by the City and the District; provided, however, that there will be no rental or charge for the use of a public or governmental building;
- (6) The City and the District will each pay its respective election officials (Polling Judges and Alternates, Early Voting Clerks, etc.) separately for time and services provided as allowed by law;
- (7) The City and the District will each be responsible for posting the election results for its respective elections;
- (8) The City and the District will each be responsible for the cost of any published legal notices required by law;
- (9) The City of Bells, Texas and Bells Independent School District will independently determine means of voting and be responsible for costs incurred. If an entity cancels its election, then there will be no obligation for that entity to share costs;
- (10) Any further expenditures to be incurred pertaining to the election not specifically addressed above will each be paid by the respective party incurring the expenditure; and
- (11) The City and the District will each be responsible for its own election records and canvassing of election returns.
- (12) This Agreement neither impacts nor impairs the conduct of elections at other polling locations which the City or the District may designate independently for their respective elections.

APPROVED BY THE CITY COUNCIL OF THE CITY OF BELLS, TEXAS, in its meeting held the 15 Day of July, 2011, and executed by its authorized representative.

CITY OF BELLS, TEXAS

ATTEST:

By: Tommy Carter
TOMMY CARTER
MAYOR, CITY OF BELLS

By: Joanna Duevel
Name: Joanna Duevel
CITY SECRETARY

APPROVED BY THE TRUSTEES OF THE BELLS INDEPENDENT SCHOOL DISTRICT in its meeting held the 2 day of March, 2011.

BELLS INDEPENDENT
SCHOOL DISTRICT

ATTEST:

By: Jannie Russell
JEANNIE RUSSELL
PRESIDENT OF THE BOARD OF TRUSTEES

By: _____