

RESOLUTION NO. 2021-01

A RESOLUTION AUTHORIZING AND ESTABLISHING PROCEDURES FOR THE CITY'S GENERAL ELECTION OF MAY 1, 2021 FOR THE PURPOSE OF ELECTING TWO CITY COUNCILMEMBERS (PLACES #1, #2, AND #3); APPOINTING AND PROVIDING FOR ELECTION OFFICIALS, AND DESIGNATION OF THE EARLY VOTING BALLOT BOARD

WHEREAS, the laws of the State of Texas and the Charter of the City of Yoakum provide that on May 01, 2021 there shall be elected three (3) members of the City Council, Places 1, 2, and 3; and

WHEREAS, the laws of the State of Texas and the Charter of the City of Yoakum further provide that the Election Code of the State of Texas is applicable to said election, and in order to comply with said Code, a resolution should be passed establishing procedures and providing for the provisions to be followed in all elections; and

WHEREAS, Section 61.012 of the Texas Election Code requires that the City of Yoakum must provide at least one accessible voting system in each polling place used in a Texas election on or after January 1, 2006. This system must comply with state and federal laws setting the requirements for voting systems that permit voters with physical disabilities to cast a secret ballot; and

WHEREAS, Sections 123.032 and 123.035 of the Texas Election Code authorize the acquisition of voting systems by local political subdivisions and further mandate certain minimum requirements for contracts relating to the acquisition of such voting systems.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF YOAKUM, TEXAS:

SECTION 1. That a general municipal election is hereby ordered to be held on the 1st day of May, 2021, for the purpose of electing three City Councilmembers by the qualified voters of the City of Yoakum.

SECTION 2. That all independent candidates at the election to be held on the first Saturday in May, 2021 for the above mentioned offices, file their application to become candidates with the City Clerk of the City of Yoakum at City Hall, 808 Hwy 77A South, Yoakum, Texas not earlier than January 13, 2021 nor later than 5:00 PM on February 12, 2021, that all write-in candidates file their application by February 16, 2021, and that all of said applications shall be on a form prescribed by Section 141.031 of the Election Code of the State of Texas.

SECTION 3. The order in which the names of the candidates are to be placed on the ballot shall be determined by drawing by the City Clerk as provided by Section 52.094 of the Election Code.

SECTION 4. The City has only one election precinct, and said election shall be held in the Yoakum City Hall Conference Room, 808 Hwy 77A South in said City from 7:00 AM to 7:00 PM on Election Day.

SECTION 5. The City Clerk is hereby authorized and instructed to provide and furnish all necessary election supplies to conduct said election. Early Voting by Personal Appearance, Early Voting by Mail, as well as voting on Election Day shall be upon paper ballots prepared in conformity to the Texas Election Code or by an accessible direct recording electronic voting system, certified by the Texas Secretary of State.

SECTION 6. City Clerk and Deputy City Clerk are hereby appointed Early Voting Clerk and Deputy Early Voting Clerk for Early Voting. Early Voting for the above designated election shall be in the City Clerk's Office at the City Hall, 808 Highway 77A South, Yoakum, Texas 77995 and said place of

Early Voting shall remain open for at least eight hours on each day of Early Voting which is not a Saturday, a Sunday, or an official State holiday, beginning on the twelfth day and continuing through the fourth day preceding the date of all elections. Required extended voting hours will be held on the first Tuesday and Thursday of Early Voting, (Tuesday, April 20, 2021 and Thursday, April 22, 2021) from 7:00 AM to 7:00 PM.

SECTION 7. As chief elections officer of the City of Yoakum, the Early Voting Clerk shall provide at least one accessible direct recording electronic voting system certified by the Office of the Texas Secretary of State in each polling place in every polling location used to conduct any election ordered on or after January 1, 2006. The accessible direct recording electronic voting system may be acquired by any legal means available to City of Yoakum, including but not limited to lease or rental from the County of Lavaca or Dewitt or from any other legal source, as authorized or required by Sections 123.032 and 123.035, Texas Election Code.

SECTION 8. The Election Judges to serve at the polling place shall be and are hereby appointed as follows: Election Judge Irma Chomout and Alternate Judge Steven Cuellar.

SECTION 9. In accordance with Section 32.091 of the Texas Election Code, the judges and clerks shall be paid at the rate of \$8.50 per hour and the Election Judge shall receive an additional \$25.00 for the receipt of supplies and delivery of the returns of the election.

SECTION 10. There shall be a minimum of two (2) and a maximum of four (4) clerks at the polling place, not including the Election Judge and the Alternate Election Judge.

SECTION 11. In accordance with Section 87.004 of the Texas Election Code, the presiding Election Judge at the Yoakum City Hall and at least two (2) election clerks shall also serve as the Early Voting Ballot Board to count the ballots received in Early Voting by Personal Appearance and Early Voting by Mail.

SECTION 12. The Mayor shall give notice of this election in accordance with the terms and provisions of Sections 4.004, 83.010, and 85.007 of the Election Code, and all necessary orders and writs for said election shall be issued by the proper authority. Returns of said election shall be made to the City Council immediately after the closing of the polls.

SECTION 13. It is further found and determined that in accordance with the order of this governing body, the City Clerk posted written notice of the date, place and subject of this meeting on the window adjacent to the front door of the City Hall, a place convenient and readily accessible to the general public, and said notice having been so posted and remaining posted continuously for at least 72 hours preceding the scheduled time of said meeting.

PASSED, APPROVED AND ADOPTED this 12th day of January, 2021.



/s/
Anita R. Rodriguez, Mayor
City of Yoakum, Texas

ATTEST:

/s/
Theresa A. Bowe, City Clerk

ORDER OF ELECTION

An election is hereby ordered to be held on May 1, 2021 for the purpose of:

Electing 3 City Councilmembers (Places #1, 2, & 3).

Early voting by personal appearance will be conducted weekdays at
City Hall, 808 Hwy 77 A South, Yoakum, Texas 77995

Between the hours of 8:00 a.m. and 5:00 p.m. beginning on April 19, 2021 and ending on
April 27, 2021.

Additional early voting will be held as follows:

Location	Date	Hours
<u>City Hall, 808 Hwy 77A South</u>	<u>April 20, 2021</u>	<u>7:00 a.m. to 7:00 p.m.</u>
<u>City Hall, 808 Hwy 77A South</u>	<u>April 22, 2021</u>	<u>7:00 a.m. to 7:00 p.m.</u>

Applications for ballot by mail shall be mailed to:

Theresa A. Bowe email: tbowe@cityofyoakum.org
PO Box 738 (808 Hwy 77A South)
Yoakum, TX. 77995

Applications for ballots by mail must be received no later than the close of business on April 20, 2021.

Issued this the 27th day of January, 2021.



/s/
 Signature of Presiding Officer
 Anita R. Rodriguez, Mayor

ORDEN DE ELECCION

Por la presente se ordena que se llavará a cabo una elección el 1 de mayo de 2021 con el propósito de:

Elegir 3 miembro de Concilio (Lugares #1, 2, & 3).

La votación en adelantada en persona se llavará a cabo de lunes a viernes en de la palacio Municipal, 808 Hwy 77A Sur., Yoakum, TX. 77995

Entre las horas de 8:00 de la mañana y las 5:00 el de la tarde empezando el 19 de abril de 2021 y terminando en el 27 de abril de 2021.

La votación en edelantada además se llavará a cabo de tal manera :

Sitio	Fecha	Horas
<u>de la palacio Municipal, 808 Hwy 77A sur</u>	<u>el 20 de abril de 2021</u>	<u>7:00 de la mañana a 7:00 de la tarde.</u>
<u>de la palacio Municipal, 808 Hwy 77A sur</u>	<u>el 22 de abril de 2021</u>	<u>7:00 de la mañana a 7:00 de la tarde.</u>

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

Theresa A. Bowe Correo electrónico: tbowe@cityofyoakum.org
PO Box 738 (808 Hwy 77A al sur)
Yoakum, TX. 77995

Las solicitudes para boletas que se votarán en adelantada por correo deberán recibirse para el fin de las horas de negocio el 20 de abril de 2021.

Emitida este día 27th de Enero, 2021.

/s/
Firma del Oficial Que Preside
Anita R. Rodriguez, el Alcalde