

AN ORDINANCE

100412

ORDERING THE GENERAL MUNICIPAL ELECTION TO BE HELD ON SATURDAY, THE 7TH DAY OF MAY, 2005, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR THE PURPOSE OF ELECTING THE MEMBERS OF THE CITY COUNCIL AND THE MAYOR OF THE CITY OF SAN ANTONIO; AUTHORIZING SAID ELECTION TO BE HELD JOINTLY WITH THE NORTHSIDE INDEPENDENT SCHOOL DISTRICT; AND AMENDING EARLY VOTING AND ELECTION DAY POLLING SITE LOCATIONS.

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. ELECTION ORDERED. The General Municipal Election is hereby ordered to be held on Saturday, the 7th of May, 2005, in accordance with all applicable laws of the State of Texas, including but not limited to the Texas Election Code, and the provisions of the Charter of the City of San Antonio, for the purpose of electing the City's Mayor and Council. There shall be eleven (11) offices designated on the ballot as follows:

Member of Council, Place 1
Member of Council, Place 2
Member of Council, Place 3
Member of Council, Place 4
Member of Council, Place 5
Member of Council, Place 6
Member of Council, Place 7
Member of Council, Place 8
Member of Council, Place 9
Member of Council, Place 10
Member of Council, Place 11 (Mayor)

SECTION 2. SPECIAL ELECTION; JOINT ELECTION. The City of San Antonio will also conduct a Special Election on Saturday, May 7, 2005. The City Council hereby finds that the May 7, 2005 General and Special Election shall be held jointly with the Northside Independent School District. The Joint Election Agreement will be considered by the City Council at a subsequent meeting, as evidenced by passage of an ordinance.

SECTION 3. PRECINCTS AND POLLING LOCATIONS; HOURS OF VOTING. Said General and Special Election shall be held as prescribed by law at the following voting places in several precincts of the City of San Antonio between the hours of 7:00 o'clock a.m. and 7:00 o'clock p.m. on Saturday, May 7, 2005, at the locations listed in **Attachment I**. Attachment I is attached hereto and incorporated herein for all purposes.

SECTION 4. VOTING SYSTEM. Voting at said election for Election Day (Saturday, May 7, 2005) shall be conducted by the use of AIS650 Tabulators, paper ballots or the iVotronic™ touch screen voting system, as determined by the City Clerk of the City of San Antonio and the

Bexar County Elections Administrator. The City Clerk does hereby determine that AIS650 Tabulators and paper ballots shall be used for the casting of early votes by mail and for provisional voting at this election. Voting at said election for early voting by personal appearance, beginning on Wednesday, April 20, 2005 and ending Tuesday, May 3, 2005, shall be conducted by the use of the iVotronic™ touch screen voting system. The equipment shall be placed at branch offices as listed in **Attachment II**, which is attached hereto and incorporated herein for all purposes, established for the purpose of conducting early voting by personal appearance during the dates and hours hereby indicated in Attachment II.

SECTION 5. EARLY VOTING. Early voting by personal appearance shall be conducted at the branch offices as listed in Attachment II, during the period for early voting, commencing Wednesday, April 20, 2005, and ending Tuesday, May 3, 2005.

Electors may cast their early vote by mail, and the early voting clerk's mailing address to which ballot applications and ballots voted by mail shall be sent to, is as follows:

Cliff R. Borofsky, Early Voting Clerk
Bexar County Elections Administrator
203 W. Nueva 3.61
San Antonio, Texas 78207

The last day to receive an application for a ballot to be voted by mail is Friday, April 29, 2005.

SECTION 6. NOTICE. (a) *Form of Notice of Election.* The City Clerk of the City of San Antonio is hereby authorized and directed to prepare a form of the Notice of Election in both English and Spanish, the contents of which comply with the requirements of Section 4.004 of the Texas Election Code (and other applicable law), and include at a minimum, the nature and date of the election, the location of each election day and early voting polling place, the hours the polls will be open, the locations, dates, and times of temporary branch locations of early voting by personal appearance, the early voting clerk's mailing address, and any other information required by other law, and with such variations permitted by applicable law.

(b) *Method of Giving Notice.* Notice of said election shall be given by posting a copy of said Notice of Election, both in English and in Spanish, not later than the 21st day before the date set for said election on the bulletin board used for posting notices of the meetings of the City Council of the City. Notice of said election shall also be given by publishing said Notice of Election, both in English and in Spanish, at least once, not earlier than the 30th day or later than the 10th day before Election Day, in a newspaper of general circulation published in the City of San Antonio. It is hereby found and declared that the *San Antonio Express-News* is a newspaper of general circulation within the City.

SECTION 7. CONTRACT FOR ELECTION SERVICES. The City Council will hereafter contract with the Bexar County Elections Administrator to conduct this election. Said contract shall be considered by the City Council at a subsequent meeting, as evidenced by passage of an ordinance.

SECTION 8. ELECTION MATERIAL. All election materials and proceedings shall be printed in both English and Spanish. The official ballots for said election shall be prepared in accordance with the Texas Election Code.

SECTION 9. DATE OF RUN-OFF. If necessary, a run-off election will be held on Tuesday, June 7, 2005, in accordance with the laws of the State of Texas and the provisions of the Charter of the City of San Antonio.

SECTION 10. AMENDMENT. Ordinance No. 99608, passed and approved Thursday, August 19, 2004, is hereby authorized to be amended in accordance with the provisions of this Ordinance.

SECTION 11. EFFECTIVE DATE. This ordinance shall be effective on and after the tenth day from passage hereof.

PASSED AND APPROVED this 10th day of February, 2005.



M A Y O R

EDWARD D. GARZA

ATTEST: *Letecia M. Reed*
City Clerk

APPROVED AS TO FORM: *Alfonso J. McHenry*
City Attorney

Agenda Voting Results

Name: 17.

Date: 02/10/05

Time: 02:47:30 PM

Vote Type: Multiple selection

Description: An Ordinance ordering the General Municipal Election to be held on Saturday, the 7th day of May, 2005, in the City of San Antonio, Bexar County, Texas, for the purpose of electing the Members of the Council and the Mayor of the City of San Antonio; authorizing said election to be held jointly with the Northside Independent School District; and revising early voting and election day polling site locations.
[Presented by Leticia M. Vacek, City Clerk]

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1		x		
JOEL WILLIAMS	DISTRICT 2		x		
RON H. SEGOVIA	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4	Not present			
PATTI RADLE	DISTRICT 5		x		
ENRIQUE M. BARRERA	DISTRICT 6		x		
JULIAN CASTRO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8		x		
CARROLL SCHUBERT	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10		x		
MAYOR ED GARZA	MAYOR		x		