

**ORDINANCE NO. 2560**

***AN ORDINANCE PROVIDING FOR THE ELECTION TO BE HELD TO ELECT THREE CITY COUNCIL MEMBERS; DESIGNATING THE ELECTION JUDGE AND PROVIDING FOR CLERICAL PERSONNEL; PROVIDING FOR A JOINT ELECTION WITH THE WAXAHACHIE INDEPENDENT SCHOOL DISTRICT; DESIGNATING THE TIME AND PLACE OF SAID ELECTION; AND DECLARING AN EMERGENCY.***

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

SECTION 1. That an election be held on the 2nd Saturday of May, 2010, being May 8, 2010, under and by virtue of the provisions of the City Charter of the City of Waxahachie, for the purpose of electing three City Council members to fill the regular terms from May 2010 to May 2012.

SECTION 2. Judith Schuster is hereby designated as presiding election judge and the presiding judge is authorized and directed to employ sufficient clerical personnel to efficiently conduct said election. Ms. Brenda Adams is hereby designated to serve as Alternate Election Judge.

SECTION 3. Judith Schuster and designated election clerks are hereby appointed to serve as the Early Voting Ballot Board for the election to be held on Saturday, May 8, 2010.

SECTION 4. A joint election with the Waxahachie Independent School District, which is electing members for its Board of Trustees on the same date of May 8, 2010, is hereby found to be desirable for the convenience of the voting public, and it is declared that a joint election shall be held.

SECTION 5. That said election to be held in the Marvin Elementary School, 110 Brown Street, for the entire City and that the time of the election shall be from 7:00 a.m. to 7:00 p.m.

SECTION 6. The early voting for the election shall be held at City Hall, 401 South Rogers, Waxahachie, Texas, and said place of early voting shall remain open between the hours of 8:00 a.m. and 5:00 p.m. on normal working days which is not a Saturday, Sunday or an official State Holiday, beginning on Monday, April 26, 2010 and continuing through Tuesday, May 4, 2010. As required under Section 85.005 (d), Election Code, early voting by personal appearance at the main early voting polling place shall be conducted for at least 12 hours on two weekdays, if the early voting period consists of six or more weekdays; therefore, early voting by personal appearance shall be conducted for 12 hours on Thursday, April 29, 2010 and Tuesday, May 4, 2010 from 7:00 a.m. to 7:00 p.m.

SECTION 7. All ballots shall be prepared in accordance with Texas Election Code. Paper ballots shall be used for early voting by mail and the AutoMARK Recording Electronic Voting System shall be used for early voting by personal appearance and voting on Election Day (in accordance Section 301(a)(1) of HAVA (Help America Vote Act of 2002). The City Council hereby adopts for use in early and Election Day voting the AutoMARK Recording Electronic Voting System as approved by the Secretary of State. All expenditures necessary for the conduct of the election, the purchase of materials therefore, and the employment of all election officials is hereby authorized.

SECTION 8. The deadline for filing an application for a place on the ballot is Monday, March 8, 2010 at 5:00 p.m.

SECTION 9. The election shall be conducted with bilingual (English and Spanish) election materials and methods, in accordance with the Federal Voting Rights Act.

SECTION 10. The Council finds that an emergency involving the efficient daily operation of the City is involved, and that this ordinance will become effective immediately.

PASSED, APPROVED, AND ADOPTED on this the 1st day of February, 2010.



Lori Saunders  
City Secretary

Phil Villanueva  
MAYOR