

ORDINANCE NO. #001-05

AN ORDINANCE OF THE CITY OF DE LEON, TEXAS PROVIDING FOR A GENERAL ELECTION TO BE HELD ON THE 7TH OF MAY 2005, FOR THE PURPOSE OF ELECTING AT LARGE COUNCIL MEMBERS FOR PLACE 3, PLACE 4 AND PLACE 5; DESIGNATING POLLING PLACE; AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DE LEON, TEXAS:

Section 1. That a general municipal election is hereby called and ordered for the 7th day of May, 2005, at which election all qualified voters residing within the corporate limits of the City may vote for the purpose of electing their respective at large council members to Place 3, Place 4 and Place 5 for the term of two years. Said election shall be held in accordance with the Texas Election Code.

Section 2. That for the general election called and ordered for the purpose of electing at large council members for Place 3, Place 4 and Place 5 the City of De Leon Election Administrator shall act as Contracting Officer. The Elections Administrator shall nominate the election officials to be appointed by the City Council for the City of De Leon. The Election Administrator is hereby authorized and instructed to provide and furnish all necessary election supplies for the City of De Leon. The official mailing address of the Election Administrator, Karen Wilkerson-City Secretary, is 125 S Texas, P O BOX 318, DE LEON, TEXAS, 76444. Voting at such election shall be upon paper ballots prepared in conformity to the Texas Election Code.

Section 3. That the City polling place will be located:

City of De Leon
P O Box 318
De Leon, TX. 76444

Section 4. That the following officials are appointed by the City Council to conduct this general election.

Presiding Judge- Shirley Wilkerson
Alternate Judge- Judy Barnes

The Presiding Judge shall appoint the clerks of the election in a number not to exceed five (5). The Alternate Judge shall serve as Presiding Judge for an election if the Presiding Judge cannot serve. In an election conducted by the Presiding Judge, the Alternate Judge serves as one of the clerks. The Early Voting Ballot Board shall be comprised of the Presiding Judge and the Alternate Judge.

The judge and clerks shall be compensated at a rate of \$8.00 per hour. No judge or clerk shall be paid for more than one hour after the closing of the polls. The election official who delivers the returns of the election shall be paid an additional \$25.00 provided he/she also returns unused ballots, election supplies, and ballots boxes when he/she makes delivery of the returns of the elections.

Section 5. That the polls at the polling place on Election Day shall be open from 7:00 a.m. to 7:00 p.m.

Section 6. That early voting by personal appearance shall be at the following locations:

CITY OF DE LEON -- CITY HALL
COUNCIL CHAMBERS
125 S TEXAS
P O BOX 318
DE LEON, TEXAS 76444

Said places of early voting, shall be open on each day for early voting which is not a Saturday, a Sunday, or an official state or federal holiday beginning on the 20th day of April, 2005 and continuing through 4th day of May, 2005 (preceding the date of said election); except there may be such early voting on a Saturday and Sunday, as may be ordered by the early voting clerk as set forth herein. That the dates and times for early voting by personal appearance shall be as follows:

Location- De Leon City Hall-125 S Texas, De Leon, Texas 76444

<u>Day</u>	<u>DATE</u>	<u>HOURS</u>
Wednesday-Friday	April 20-22, 2005	8:00 a.m. to 5:00 p.m.
Monday - Friday	April 25-29, 2005	8:00 a.m. to 5:00 p.m.
Monday - Tuesday	May 2 - 3, 2005	8:00 a.m. to 5:00 p.m.

The City Secretary shall receive applications for a ballot to be voted by mail until the close of business on Wednesday, March 30, 2005. Requests for application should be mailed to: Karen Wilkerson, City Secretary, City of De Leon, 125 S Texas, De Leon, Texas 76444; or requested by phone at 254-893-2065.

Section 7. That early voting by both personal appearance and by mail shall be by paper ballots and shall be canvassed by an Early Voting Ballot Board.

Section 8. That if any section, subsection, sentence, clause, or phrase of this ordinance, or the application of same to a particular set of persons or circumstances, should for any reason be held to be invalid or adjudged unconstitutional by a court of competent jurisdiction, such invalidity shall not affect the remaining portions of this ordinance, and to such end the various portions and provisions of this ordinance are declared to be severable; and the City Council of the City of De Leon, Texas, declares it would have passed each and every part of the same notwithstanding the omission of any such part, thus declared to be invalid or unconstitutional, or whether there be one or more parts.

PASSED, APPROVED, AND ADOPTED on first and final reading this the
10th day of February, 2005.


 MAYOR JIM ADAMS

ATTEST:


 KAREN WILKERSON,
 CITY SECRETARY