

**CITY OF EL PASO, TEXAS  
AGENDA ITEM  
DEPARTMENT HEAD'S SUMMARY FORM**

**DEPARTMENT: CITY CLERK'S OFFICE**

**AGENDA DATE: 10/29/2019**

**CONTACT PERSON NAME AND PHONE NUMBER: LAURA D. PRINE, (915) 212-1212**

**DISTRICT(S) AFFECTED: DISTRICT 6**

**STRATEGIC GOAL: GOAL 6 SET THE STANDARD FOR SOUND GOVERNANCE AND FISCAL MANAGEMENT**

**SUBGOAL: 6.8 Support transparent and inclusive government.**

**SUBJECT:**

Discussion and action on a Resolution of the City Council of the City of El Paso, Texas, calling for a Special Election to fill a City Council vacancy in the office of Representative for District No. 6, to be held on December 14, 2019; and making provisions for the conduct of the Special Election; and authorizing a contract with El Paso County to furnish election services and equipment.

**BACKGROUND / DISCUSSION:**

A vacancy occurred in the office of City Council Representative for District 6 on October 23, 2019. The Constitution of the State of Texas provides that a special election shall be held to fill the vacancy within one hundred and twenty (120) days after such vacancy occurs.

**PRIOR COUNCIL ACTION:**

A Special Election for the office of City Representative for District 3 was ordered on September 3, 2019.

**AMOUNT AND SOURCE OF FUNDING:**

Amount to be determined by the County of El Paso.

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\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

**DEPARTMENT HEAD:**

*Laura D. Prine*

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

2019 OCT 23

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO, TEXAS, CALLING FOR A SPECIAL ELECTION TO FILL A CITY COUNCIL VACANCY IN THE OFFICE OF REPRESENTATIVE FOR DISTRICT NO. 6, TO BE HELD ON DECEMBER 14, 2019; AND MAKING PROVISIONS FOR THE CONDUCT OF THE SPECIAL ELECTION; AND AUTHORIZING A CONTRACT WITH EL PASO COUNTY TO FURNISH ELECTION SERVICES AND EQUIPMENT AND POLLING PLACES.**

**WHEREAS**, effective October 23, 2019, a vacancy occurred in the office of City Council Representative for District No. 6 following Representative Claudia Ordiz's automatic resignation from office upon announcing her candidacy for Texas State House of Representatives, District 76; and

**WHEREAS**, the Constitution of the State of Texas provides that a special election shall be held to fill the vacancy within one hundred and twenty (120) days after such vacancy occurs; and

**WHEREAS**, the Texas Election Code, Section 201.052, provides that a special election to fill a vacancy shall be held on the first authorized uniform election date occurring on or after the 46th day after the election is ordered; and

**WHEREAS**, there is no uniform election date between the 46<sup>th</sup> day after the Council's order and the 120<sup>th</sup> day after the announcement, therefore, the City may order the election on any date within the required timeframe of 46 days after the order and 120 days after the vacancy occurs by announcement; and

**WHEREAS**, the City Council has determined that the holding of the special election to fill the unexpired term of City Council Representative for District No. 6 on December 14, 2019 is in conformity with applicable laws and is in the best interest of the citizens of El Paso.

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO THAT:**

**SECTION 1 – VACANCY, REPRESENTATIVE FOR DISTRICT NO. 6**

The City Council of the City of El Paso, Texas, does hereby declare a vacancy in the position of City Council Representative, District No. 6, and orders a special election for the City of El Paso, Texas, to be held on December 14, 2019, for the purpose of electing a City Council Representative to serve for the unexpired term of District No. 6.

Such election shall be held in the manner and form prescribed by the laws of the State of Texas, and at such election all qualified voters in District No. 6 of the City are authorized to vote. The candidate receiving a majority of the votes cast for City Council Representative, District No. 6 shall be declared elected to such office.

Such election shall be held at the precincts and the polling places designated in Exhibit "A" or such other locations as may be designated prior to the election by the City Clerk, attached hereto and made a part hereof for all purposes, and said polling places shall open at 7 a.m. and remain open until 7 p.m. on the day of the election.

**SECTION 2 – ELECTION SERVICES CONTRACT WITH COUNTY**

The City Manager is hereby authorized to execute a contract with the El Paso County Elections Administrator for the purpose of having El Paso County furnish all or any portion of the election services and equipment needed by the City Clerk to conduct the election. The contract document and

election services provided therein shall conform to Chapter 31, Subchapter D, of the Texas Election Code and other applicable statutes and laws.

The election services contract shall provide (a) the type of electronic voting equipment to be used for early voting by personal appearance and on election day, (b) notification and training for election judges and clerks, (c) an estimate and final payment terms for the election services provided, (d) agreements for early voting equipment and voting machine rental, and (e) other procedures to conduct the election.

### **SECTION 3 – EARLY VOTING CLERK**

Lisa Wise, El Paso County Elections Administrator, 500 E. San Antonio, Suite 314, El Paso, Texas, 79901, is hereby appointed as Early Voting Clerk. Applications for ballot by mail must be received no later than the close of business on December 3, 2019, sent to this address.

### **SECTION 4 – EARLY VOTING**

Early voting by personal appearance shall be conducted at the El Paso County Courthouse, located at 500 E. San Antonio, El Paso, Texas 79901. In addition, early voting may also occur at such branch early voting polling places as are designated herein or otherwise designated by the El Paso County Elections Administrator and posted at City Hall by the City Clerk. The locations and hours for early voting by personal appearance shall be authorized for such election as set forth in Exhibit "A."

In addition, mobile voting stations may also be authorized and used for early voting at publicly owned buildings in the City as established by the El Paso County Elections Administrator. The City Clerk is authorized to make corrections or revisions to the list of these mobile stations, including the respective hours for early voting by personal appearance at these stations, as are established by the El Paso County Elections Administrator. The City Clerk is further authorized to make corrections or revisions to the list of early voting stations as set forth above, including the respective hours for early voting by personal appearance at these stations, and revise and correct all election notices regarding the early voting locations and the mobile voting stations, and the dates and times for such voting.

For purposes of processing ballots cast in early voting, the election officers for the Early Voting Ballot Board shall be appointed and designated in accordance with the provisions of the election agreement with El Paso County.

### **SECTION 5 – FILING FOR PLACE ON BALLOT**

Applications for candidacy to the office of City Council Representative, District No. 6 shall be made to the City Clerk of the City of El Paso beginning upon approval by City Council of this resolution and ending on Monday, November 4, 2019 at 5 p.m., in manner and form as prescribed by law.

The names of eligible and qualified candidates for such office shall be placed on the ballots for such election by the City Clerk at the time and in the manner prescribed by law.

### **SECTION 6 – VOTING MACHINES AND ELECTION RESULTS**

Voting machines used for the conduct of the election, shall be procured, maintained, operated, sealed and the votes therefrom tabulated pursuant to procedures established and authorized by the laws of the State of Texas.

The results of the election shall be certified, canvassed, and returned in the form and manner prescribed by law.

#### **SECTION 7 – NOTICE OF ELECTION**

The notice of the election hereby ordered and called shall be promulgated, published and posted in keeping with the state and local laws. A substantial copy of this resolution shall serve as proper notice of said election.

The City Clerk shall give notice of such election by posting a notice of such election in English and Spanish in the Office of the City Clerk as provided by law and by publishing a copy of said notice in both English and Spanish in a newspaper in the City as required by law, not later than December 4, 2019.

The City Clerk shall deliver notice of this election to the county clerk and voter registrar of El Paso County, as required by law.

#### **SECTION 8 – RUNOFF ELECTION**

Any runoff election required for the election of City Council Representative, District No. 6, following the special election of December 14, 2019, shall be held on a date that is permitted by and in accordance with Section 2.025 (a) Election Code of the State of Texas. Such election, if any, shall be called by the City Council. Early voting dates and sites will be identified if such runoff election shall be held.

#### **SECTION 9 – COMPLIANCE WITH APPLICABLE LAWS**

The City Manager and the City Clerk, in consultation with the City Attorney, are hereby authorized and directed to take any and all actions necessary to comply with the provisions of federal and state law in carrying out and conducting the election, whether or not expressly authorized herein.

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2019.

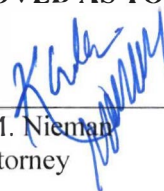
#### **CITY OF EL PASO**

\_\_\_\_\_  
Dee Margo  
Mayor

#### **ATTEST:**

\_\_\_\_\_  
Laura D. Prine  
City Clerk

#### **APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Karla M. Nieman  
City Attorney

**EXHIBIT "A"**

# December 2019 Special Election

#govoteep



**EARLY VOTING PERIOD:** November 27 – December 10

## EARLY VOTING STATIONS

(Main Early Voting Station)		Wednesday, Nov. 27	8am – 5pm
		Thursday, Nov. 28 – Fri. Nov.29	<b>CLOSED</b>
		Saturday, Nov. 30	12pm – 5pm
		Sunday, Dec. 1	<b>CLOSED</b>
		Monday, Dec. 2 – Friday, Dec. 6	8am – 5pm
		Saturday, Dec. 7	12pm – 5pm
		Sunday, Dec. 8	<b>CLOSED</b>
		Monday, Dec. 9 – Tuesday, Dec. 10	7am – 7pm
1. <b>El Paso County Courthouse</b> <a href="#">500 E. San Antonio Ave. 79901</a>		Wednesday, Nov. 27	9am – 6pm
Third Floor, Back Lobby		Thursday, Nov. 28 – Fri. Nov.29	<b>CLOSED</b>
		Saturday, Nov. 30	12pm – 5pm
		Sunday, Dec. 1	<b>CLOSED</b>
		Monday, Dec. 2 – Friday, Dec. 6	9am – 6pm
		Saturday, Dec. 7	12pm – 5pm
		Sunday, Dec. 8	<b>CLOSED</b>
		Monday, Dec. 9 – Tuesday, Dec. 10	9am – 6pm
2. <b>Bassett Place</b> <a href="#">6101 Gateway West 79925</a>		Wednesday, Nov. 27	9am – 6pm
*TBD		Thursday, Nov. 28 – Fri. Nov.29	<b>CLOSED</b>
		Saturday, Nov. 30	12pm – 5pm
		Sunday, Dec. 1	<b>CLOSED</b>
		Monday, Dec. 2 – Friday, Dec. 6	9am – 6pm
		Saturday, Dec. 7	12pm – 5pm
		Sunday, Dec. 8	<b>CLOSED</b>
		Monday, Dec. 9 – Tuesday, Dec. 10	9am – 6pm
3. <b>Chayo Apodaca Community Center</b> <a href="#">341 N. Moon Rd. 79927</a>		Wednesday, Nov. 27	9am – 6pm
Community Center		Thursday, Nov. 28 – Fri. Nov.29	<b>CLOSED</b>
		Saturday, Nov. 30	12pm – 5pm
		Sunday, Dec. 1	<b>CLOSED</b>
		Monday, Dec. 2 – Friday, Dec. 6	9am – 6pm
		Saturday, Dec. 7	12pm – 5pm
		Sunday, Dec. 8	<b>CLOSED</b>
		Monday, Dec. 9 – Tuesday, Dec. 10	9am – 6pm

Note: Early Voting Stations, dates, and times are subject to change at any time. Any registered voter may vote at any Early Voting Station. Click on an address for a street view via Google Maps or click on a location name to view a picture to that specific site. For more information visit [epcountyvotes.com](#) or call (915) 546-2154.

# EARLY VOTING PERIOD: November 27 – December 10

## EARLY VOTING STATIONS

4. **Marty Robbins Recreation Center**    [11600 Vista Del Sol Dr. 79936](#)  
Lobby Area

Wednesday, Nov. 27    9am – 6pm  
Thursday, Nov. 28 – Fri. Nov.29    **CLOSED**  
Saturday, Nov. 30    12pm – 5pm  
Sunday, Dec. 1    **CLOSED**  
Monday, Dec. 2 – Friday, Dec. 6    9am – 6pm  
Saturday, Dec. 7    12pm – 5pm  
Sunday, Dec. 8    **CLOSED**  
Monday, Dec. 9 – Tuesday, Dec. 10    9am – 6pm

5. **Mission Valley Regional Command Center**    [9011 Escobar Dr. 79907](#)  
\*TBD

Wednesday, Nov. 27    8am – 5pm  
Thursday, Nov. 28 – Fri. Nov.29    **CLOSED**  
Saturday, Nov. 30    12pm – 5pm  
Sunday, Dec. 1    **CLOSED**  
Monday, Dec. 2 – Friday, Dec. 6    8am – 5pm  
Saturday, Dec. 7    12pm – 5pm  
Sunday, Dec. 8    **CLOSED**  
Monday, Dec. 9 – Tuesday, Dec. 10    8am – 5pm

(Formerly Carolina Recreation Center)  
6. **Officer David Ortiz Recreation Center**    [563 N. Carolina Dr. 79915](#)  
Computer Room

Wednesday, Nov. 27    9am – 6pm  
Thursday, Nov. 28 – Fri. Nov.29    **CLOSED**  
Saturday, Nov. 30    12pm – 5pm  
Sunday, Dec. 1    **CLOSED**  
Monday, Dec. 2 – Friday, Dec. 6    9am – 6pm  
Saturday, Dec. 7    12pm – 5pm  
Sunday, Dec. 8    **CLOSED**  
Monday, Dec. 9 – Tuesday, Dec. 10    9am – 6pm

7. **Pavo Real Recreation Center**    [9301 Alameda Ave. 79907](#)  
Classroom 2

Wednesday, Nov. 27    9am – 6pm  
Thursday, Nov. 28 – Fri. Nov.29    **CLOSED**  
Saturday, Nov. 30    12pm – 5pm  
Sunday, Dec. 1    **CLOSED**  
Monday, Dec. 2 – Friday, Dec. 6    9am – 6pm  
Saturday, Dec. 7    12pm – 5pm  
Sunday, Dec. 8    **CLOSED**  
Monday, Dec. 9 – Tuesday, Dec. 10    9am – 6pm

Note: Early Voting Stations, dates, and times are subject to change at any time. Any registered voter may vote at any Early Voting Station. Click on an address for a street view via Google Maps or click on a location name to view a picture to that specific site. For more information visit [epcountyvotes.com](http://epcountyvotes.com) or call (915) 546-2154.

## EARLY VOTING PERIOD: November 27 – December 10

### EARLY VOTING STATIONS

**8. YWCA-East**    [10712 Sam Snead Dr. 79935](#)  
Front Lobby

Wednesday, Nov. 27	<b>9am – 6pm</b>
Thursday, Nov. 28 – Fri. Nov.29	<b>CLOSED</b>
Saturday, Nov. 30	<b>12pm – 5pm</b>
Sunday, Dec. 1	<b>CLOSED</b>
Monday, Dec. 2 – Friday, Dec. 6	<b>9am – 6pm</b>
Saturday, Dec. 7	<b>12pm – 5pm</b>
Sunday, Dec. 8	<b>CLOSED</b>
Monday, Dec. 9 – Tuesday, Dec. 10	<b>9am – 6pm</b>

Note: Early Voting Stations, dates, and times are subject to change at any time. Any registered voter may vote at any Early Voting Station. Click on an address for a street view via Google Maps or click on a location name to view a picture to that specific site. For more information visit [epcountyvotes.com](http://epcountyvotes.com) or call (915) 546-2154.



# December 2019 Special Election

## Elección Especial de Diciembre de 2019



### CITY OF EL PASO REPRESENTATIVE DISTRICT #6

**ELECTION DAY:** Saturday, December 14, 2019

**DÍA DE ELECCIÓN:** Sábado, 14 de Diciembre de 2019

**7:00 a.m. – 7:00 p.m.**

Precinct(s) <i>Precincto(s)</i>	Polling Place <i>Lugar de Votación</i>	Address <i>Dirección</i>
109	<a href="#">Desert View Middle School</a>	<a href="#">1641 Billie Marie Dr. 79936</a>
117	<a href="#">Benito Martinez Elementary School</a>	<a href="#">2640 Robert Wynn St. 79936</a>
120	<a href="#">O'Shea Keleher Elementary School</a>	<a href="#">1800 Leroy Bonse Dr. 79936</a>
121	<a href="#">Montwood High School</a>	<a href="#">12000 Montwood Dr. 79936</a>
122	<a href="#">Vista Del Sol Elementary School</a>	<a href="#">11851 Vista Del Sol Dr. 79936</a>
124 & 125 & 131	<a href="#">Sierra Vista Elementary School</a>	<a href="#">1501 Bob Hope Dr. 79936</a>
126	<a href="#">Options High School</a>	<a href="#">12380 Pine Springs Dr. 79928</a>
150	<a href="#">YWCA-Lower Valley</a>	<a href="#">115 Davis Dr. 79907</a>
151 & 179	<a href="#">Capistrano Elementary School</a>	<a href="#">240 Mecca Dr. 79907</a>
152 & 154	<a href="#">LeBarron Park Elementary School</a>	<a href="#">920 Burgundy Dr. 79907</a>
153 & 155	<a href="#">Lancaster Elementary School</a>	<a href="#">9230 Elgin Dr. 79907</a>
156 & 157 & 183	<a href="#">Pavo Real Recreation Center</a>	<a href="#">9301 Alameda Ave. 79907</a>

Note: Election Day Polling Places are subject to change at any time. Click on an address for directions via Google Maps or click on a location name to view a picture to that specific site. For more election information visit [epcountyvotes.com](http://epcountyvotes.com) or call (915) 546-2154.

*Nota: Lugares de Votación del Día de Elección están sujetos a cambio en cualquier momento. Para ver mapa del lugar, presione en la dirección del Lugar de Votación de su preferencia via Google Maps o para ver una imagen del lugar, presione en el nombre del Lugar de Votación de su preferencia. Para más información visite [epcountyvotes.com](http://epcountyvotes.com) o llame al (915) 546-2154.*