

AN ORDINANCE **99027**

**APPROVING A JOINT ELECTION AGREEMENT WITH OTHER
GOVERNMENTAL ENTITIES WITHIN BEXAR COUNTY
PARTICIPATING IN THE SATURDAY, MAY 15, 2004 JOINT
SPECIAL ELECTION, TO BE CONDUCTED BY THE BEXAR
COUNTY ELECTIONS ADMINISTRATOR.**

* * * * *

WHEREAS, Ordinance No. 98892 ordered the May 15, 2004 election to be held jointly with Bexar County, the North East Independent School District, the San Antonio Independent School District, the Edgewood Independent School District, the East Central Independent School District, and the Alamo Community College District; and

WHEREAS, the East Central Independent School District ("the ECISD") may cancel its trustee election scheduled to be conducted on May 15, 2004, and if so, the ECISD will no longer participate in the Joint Special Election; and

WHEREAS, it is now necessary to authorize an agreement in accordance with Section 271.002 of the Texas Election Code, whereby the governmental entities within Bexar County participating in the Saturday, May 15, 2004 Election, agree to hold a joint election; **NOW THEREFORE:**

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

SECTION 1. The City Manager, or her designee, is hereby authorized to execute an agreement with Bexar County, the North East Independent School District, the San Antonio Independent School District, the Edgewood Independent School District, the Alamo Community College District, and the East Central Independent School District, providing for a joint election on Saturday, May 15, 2004. In the event the East Central Independent School District cancels its trustee election scheduled to be conducted on May 15, 2004, it will no longer be considered a participating entity in the election, and the remaining governmental entities will proceed with the Joint Special Election in accordance with the joint election agreement.

SECTION 2. The joint election agreement, in substantially final form, is attached hereto as **Exhibit A** and is incorporated herein by reference.

LAK
Item # 17 B
04/01/04

SECTION 3. This ordinance shall be effective on and after the tenth day from passage hereof.

PASSED AND APPROVED this 1st day of April, 2004.


M A Y O R
EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
City Attorney

MEETING OF THE CITY COUNCIL

| |
|---|
| ALAMODOME |
| ASSET MANAGEMENT |
| AVIATION |
| CITY ATTORNEY |
| MUNICIPAL COURT |
| REAL ESTATE (FASSNIDGE) |
| REAL ESTATE (WOOD) |
| RISK MANAGEMENT |
| CITY MANAGER |
| SPECIAL PROJECTS |
| CITY PUBLIC SERVICE – GENERAL MANAGER |
| CITY PUBLIC SERVICE – MAPS AND RECORDS |
| CODE COMPLIANCE |
| COMMERCIAL RECORDER |
| COMMUNITY INITIATIVES |
| CONVENTION AND VISITORS BUREAU |
| CONVENTION CENTER EXPANSION OFFICE |
| CONVENTION FACILITIES |
| COUNCIL OFFICES |
| CULTURAL AFFAIRS |
| CUSTOMER SERVICE/311 SYSTEM |
| DEVELOPMENT SERVICES |
| HOUSE NUMBERING |
| LAND DEVELOPMENT SERVICES |
| TRAFFIC & DRAINAGE PLAN REVIEW |
| ECONOMIC DEVELOPMENT |
| ENVIRONMENTAL SERVICES |
| SOLID WASTE |
| EXTERNAL RELATIONS |
| PUBLIC INFORMATION OFFICE |
| FINANCE - DIRECTOR |
| FINANCE – ASSESSOR |
| FINANCE – CONTROLLER |
| FINANCE – GRANTS |
| FINANCE – PUBLIC UTILITIES SUPERVISOR |
| FINANCE- TREASURY |
| FIRE DEPARTMENT |
| HOUSING AND COMMUNITY DEVELOPMENT |
| HUMAN RESOURCES (PERSONNEL) |
| INFORMATION SERVICES |
| INTERNAL REVIEW |
| INTERNATIONAL AFFAIRS |
| LIBRARY |
| MANAGEMENT & BUDGET (OFFICE OF) OMB |
| MAYOR'S OFFICE |
| METROPOLITAN HEALTH DISTRICT |
| MUNICIPAL CODE CORPORATION |
| MUNICIPAL COURT |
| NEIGHBORHOOD ACTION |
| PARKS AND RECREATION |
| MARKET SQUARE |
| YOUTH INITIATIVES |
| PLANNING DEPARTMENT –NEIGHBORHOOD PLNG; URBAN DESIGN/HISTORIC PRESERVATION |
| DISABILITY ACCESS OFFICE |
| POLICE DEPARTMENT |
| GROUND TRANSPORTATION |
| PUBLIC WORKS DIRECTOR |
| CAPITAL PROJECTS |
| CENTRAL MAPPING |
| ENGINEERING |
| PARKING DIVISION |
| REAL ESTATE DIVISION |
| TRAFFIC ENGINEERING |
| PURCHASING AND GENERAL SERVICES |
| SAN ANTONIO WATER SYSTEMS (SAWS) |
| VIA |

AGENDA ITEM NUMBER: _____

DATE: _____

MOTION: _____

ORDINANCE NUMBER: _____

RESOLUTION NUMBER: _____

ZONING CASE NUMBER: _____

TRAVEL AUTHORIZATION: _____

17B
APR 1 2004
Hall
99027

| NAME | REG | AVL | NOY |
|--|-----|---------------|-----|
| ROGER O. FLORES JR. District 1 | | ✓ | |
| JOEL WILLIAMS District 2 | | <i>absent</i> | |
| RON SEGOVIA District 3 | | ✓ | |
| RICHARD PEREZ District 4 | | ✓ | |
| PATTI RADLE District 5 | | ✓ | |
| ENRIQUE M. BARRERA District 6 | | ✓ | |
| JULIAN CASTRO District 7 | | ✓ | |
| ART A. HALL District 8 | | ✓ | |
| CARROLL SCHUBERT District 9 | | ✓ | |
| CHRISTOPHER "CHIP" HAASS District 10 | | ✓ | |
| EDWARD D. GARZA Mayor | | ✓ | |

04-13

JOINT ELECTION AGREEMENT

This Agreement is entered into by and between the City of San Antonio, a Texas Municipal Corporation ("the CITY"), acting by and through its City Manager, and Bexar County ("the COUNTY"), the North East Independent School District ("the NEISD"), the San Antonio Independent School District ("the SAISD"), the Edgewood Independent School District ("the EISD"), the Alamo Community College District ("the ACCD"), and the East Central Independent School District ("the ECISD"), hereinafter collectively referred to as "the Entities," or individually as an "Entity," acting by and through their duly appointed and qualified representatives, pursuant to Texas Election Code Section 271.002(a), for the May 15, 2004 election, and is as follows:

WHEREAS, the City of San Antonio, will conduct a charter amendment election, on Saturday, May 15, 2004; and

WHEREAS, Bexar County will conduct an election on Saturday, May 15, 2004, for the purpose of creating new Emergency Services Districts and for the purpose of considering the adoption of collective bargaining for deputy sheriffs; and

WHEREAS, the North East Independent School District, the San Antonio Independent School District, the Edgewood Independent School District, the Alamo Community College District, and the East Central Independent School District will all conduct trustee elections, on Saturday, May 15, 2004; and

WHEREAS, Section 271.002(a) of the Texas Election Code authorizes two or more political subdivisions to enter into an agreement to hold elections jointly in the election precincts that can be served by common polling places; and

WHEREAS, the parties to this agreement desire that a joint election be held in order to provide a convenient, simple, and cost-saving election to the voters of the CITY, the COUNTY, the NEISD, the SAISD, the EISD, the ACCD, and the ECISD ("the Entities"); and

WHEREAS, the Entities desire to enter into an agreement setting out the respective duties and responsibilities of the parties for the May 15, 2004 election; and

NOW THEREFORE, it is hereby agreed that the Entities will hold a joint election under the following terms and conditions:

I

The City of San Antonio has entered into an election services contract with the Bexar County Elections Administrator to provide personnel and equipment for conducting its election at each of the polling places, as agreed by the parties by separate contract. The Bexar County Elections Administrator will provide election services to the COUNTY. The NEISD, the SAISD, the

EISD, the ACCD, and the ECISD are each required to enter into their own separate agreements with Bexar County for election services.

II

The Entities agree to conduct early voting jointly. The Bexar County Elections Administrator will handle and arrange for early voting in person and by mail for the joint election for all participating political subdivisions or entities, in accordance with their respective agreements.

III

The Entities agree that a single ballot, containing all the measures and offices to be voted on at a particular polling place, shall be used in this joint election.

IV

Each Entity a party to this agreement is responsible for its own posting of public notices and publication costs in connection with the joint election.

V

Each Entity a party to this agreement is responsible for paying the Bexar County Elections Administrator for any and all other election costs, as applicable to the specific Entity and agreed upon by separate agreement between each Entity and Bexar County.

VI

Bexar County will tabulate the ballots and provide a set of copies of the affidavit page of each return along with the returns of the election, as agreed upon by separate agreement between each Entity and Bexar County.

VII

The City of San Antonio will be responsible for canvassing the City's returns for the joint election. Bexar County will be responsible for canvassing the County's returns for the joint election. Each of the other Entities will be responsible for canvassing their respective precinct returns for the joint election.

VIII

Each Entity a party to this agreement is responsible for preparing and sending its own individual Department of Justice Preclearance Submissions.

IX

The Entities agree to comply with any and all applicable state and federal record retention statutes. Each Entity a party to this agreement shall be the custodian of its respective election records.

X

The Entities acknowledge and agree that East Central Independent School District may not participate in this joint election to be held on Saturday, May 15, 2004. In the event that East Central Independent School District does not conduct its trustee election on that date, notice of which shall be given to all Entities by the ECISD, this agreement is hereby automatically amended to delete any reference to East Central Independent School District as a party and any reference to the obligations of that entity.

XI

The undersigned are the duly authorized representatives of the Entities' governing bodies, and their signatures represent acceptance of the terms and conditions of this agreement, as passed and approved by their respective governing bodies.

SIGNED and AGREED this _____ day of _____, 2004.

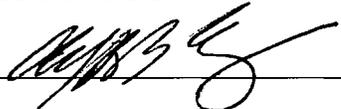
CITY OF SAN ANTONIO

BY: 
City Manager

ATTEST: _____
Acting City Clerk

APPROVED AS TO FORM: 
City Attorney

BEXAR COUNTY

BY: 

TITLE: ELECTIONS ADMINISTRATOR

NORTH EAST INDEPENDENT SCHOOL DISTRICT

BY: Monley d. Robinson

TITLE: Associate Superintendent

SAN ANTONIO INDEPENDENT SCHOOL DISTRICT

BY: Tony [Signature]

TITLE: Assoc. Superintendent for Finance

EDGEWOOD INDEPENDENT SCHOOL DISTRICT

BY: Charles J. Walker

TITLE: Attorney

ALAMO COMMUNITY COLLEGE DISTRICT

BY: _____

TITLE: _____

EAST CENTRAL INDEPENDENT SCHOOL DISTRICT

BY: _____

TITLE: _____

CITY OF SAN ANTONIO
CITY CLERK'S OFFICE
INTERDEPARTMENTAL MEMORANDUM

AGENDA ITEM NO. 17(B)

TO: Mayor and City Council

FROM: Yolanda L. Ledesma, Acting City Clerk

COPIES TO: Terry M. Brechtel, City Manager; Erik J. Walsh, Assistant to the City Manager; Management Team; Andrew Martin, City Attorney; Files

SUBJECT: An Ordinance Calling for a Joint Election with Bexar County, the North East Independent School District (NEISD), San Antonio Independent School District (SAISD), Edgewood Independent School District (EISD) and Alamo Community College District (ACCD) to join with the City of San Antonio for the Saturday, May 15, 2004 Special Election.

DATE: Thursday, April 1, 2004

SUMMARY & RECOMMENDATION

This ordinance will provide for the City of San Antonio to have a joint election with Bexar County, North East Independent School District (NEISD), San Antonio Independent School District (SAISD), Edgewood Independent School District (EISD) and Alamo Community College District (ACCD) on Saturday, May 15, 2004. It will also stipulate that the Bexar County Elections Administrator will coordinate the Early Voting process and Election Day activities.

Staff recommends approval of this ordinance.

BACKGROUND INFORMATION

Representatives from Bexar County, North East Independent School District (NEISD), San Antonio Independent School District (SAISD), Edgewood Independent School District (EISD) and Alamo Community College District (ACCD), have requested to join with the City of San Antonio for the Saturday, May 15, 2004 election. The City Council needs to adopt this ordinance to approve a contract for a joint election with these entities. The contract will set forth the agreed duties and responsibilities of the respective entities.

Approval of this consolidation plan will enable the City of San Antonio to share the cost of certain polling places with the involved entities. Therefore, the costs of the election to the City of San Antonio will be reduced.

The costs to be shared by all entities include, but are not limited to the following:

Early Voting Personnel Costs
Election Day Personnel Costs
Training of Election Personnel
Transportation of Electronic Voting Machines
Printing Costs
Rental of Polling Places
Rental of Electronic Voting Machines
Programming Costs
Election Kits

POLICY ANALYSIS

The City of San Antonio has historically joined other entities for election purposes in order to facilitate voting for its citizens and as a means of reducing the costs of the Election process.

COORDINATION

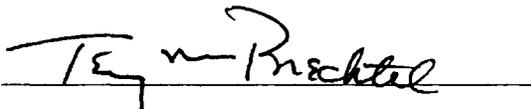
The proposed ordinance has been coordinated with the City Manager's Office, City Attorney's Office, Office of Management and Budget, Bexar County Elections Administrator, NEISD, SAISD, EISD and ACCD.



Yolanda L. Ledesma, Acting City Clerk



Erik J. Walsh, Assistant to the City Manager



Terry M. Brechtel, City Manager