

ORDINANCE NO. 164

AN ORDINANCE CALLING FOR A CITY ELECTION ON SATURDAY, MAY 12, 2007 FOR THE CITY OF WALLIS, AUSTIN COUNTY, TEXAS; ESTABLISHING THE PROCEDURE FOR THE GENERAL MUNICIPAL ELECTION, FOR THE PURPOSE OF ELECTING ONE (1) MAYOR AND TWO (2) COUNCILMEMBERS FOR TWO (2) YEAR TERMS; DESIGNATING THE LOCATION OF POLLING PLACE; PROVIDING FOR DESIGNATION OF OFFICERS FOR SUCH ELECTION; SETTING THE RATE OF PAY FOR THE ELECTION CLERKS; PROVIDING FOR THE MAXIMUM NUMBER OF ELECTION CLERKS, AND DESIGNATION OF THE EARLY VOTING BALLOT BOARD.

WHEREAS, the laws of the State of Texas provide that on May 12, 2007, there shall be elected one (1) Mayor and two (2) Councilmember for two year terms; and

WHEREAS, the Election Code of the State of Texas is applicable to said election, and in order to comply with said Code, an ordinance should be passed establishing the procedure to be followed in said election, and designating the voting places for said election; and

WHEREAS, the City of Wallis Council must call for an election to elect it's city officials; NOW THEREFORE, BE IT ORDAINED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF WALLIS, TEXAS:

SECTION 1. The City Council of the City of Wallis hereby calls for a Municipal Election to be held on Saturday, May 12, 2007.

SECTION 2. All candidates at the election to be held on the first Saturday in May 2007, for the above-mentioned offices must file their application to become candidates with the City Secretary of the city at the City Hall, 114 South Third Street, Wallis, Texas, not later than 5:00 P.M. on Monday, March 12, 2007 (the 62ND day before the election), and not earlier than Saturday, February 10, 2007 (the 30TH day before the date of the filing deadline). An application filed by mail is considered to be filed at the time of its receipt by the City Secretary. Applications shall be on a form as prescribed by Section 141.031 of the Election Code of the State of Texas.

SECTION 3. A write-in vote may not be counted unless the name written in appears on the list of write-in candidates. To be entitled to a place on the list of write-in candidates. A candidate must make a declaration of write-in candidacy. A declaration of write-in candidacy must be filed with the City Secretary not later than 5:00 P. M. on Monday, March 19, 2007 (the 56th day before the election).

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SECTION 4. All matters with respect to ballot form, content and preparation shall be handled in accordance with Chapter 52 of the Election Code.

SECTION 5. The corporate limits of the City of Wallis constitute one (1) election precinct and said election shall be held at the following place:

POLLING PLACE:

WALLIS KINGHTS OF COLUMBUS HALL
703 COLUMBUS
WALLIS, TEXAS 77485

The City Secretary is hereby authorized and instructed to provide and furnish all necessary election supplies to conduct said election. Voting at such election shall be upon paper ballots in conformity with the Texas Election Code.

SECTION 6. The following named persons are hereby appointed officers for said election:

ELECTION OFFICERS

Election Judge: Linda Toman
P.O. Box 895
Wallis, Texas 77485

Election Clerks: Richard Sliva
P.O. Box 103
Wallis, Texas 77485

Dianne Sliva
P.O. Box 103
Wallis, TX 77485

Alfred Valenzuela
6703 Marek
Wallis, TX 77485

SECTION 7. In accordance with Section 32.091 of the Texas Election Code, the judge shall be paid the rate of \$7.25 per hour, and the clerks shall be paid the rate of \$6.25 per hour.

SECTION 8. There shall be a minimum of two (2) and maximum of four (4) clerks at the polling place. The poll at the above-designated polling place shall on said election day be open from 7:00 A.M. to 7:00 P.M.

SECTION 9. Pursuant to Texas Election Code Section 83.005, the City Secretary (DJ Sommers), Municipal Court Clerk (Gail Wilson) and the City Financial Director (Sharmin Karim) are the Early Voting Clerks. Early voting for the above-designated election shall be at the City Hall, 114 South 3rd Street, Wallis, Texas, and said place of early voting shall remain open for at least eight (8) hours on each day for early voting which is not a Saturday, a Sunday, or an official state holiday, beginning on Monday, April 30, 2007 (the 12th day before the election date, the 21st day being a Saturday), and continuing through Tuesday, May 8, 2007, (the 4th day preceding the date of the election). The place of voting shall remain open between the hours of 8:00 A.M. and 4:00 P.M. on each weekday for said early voting, and in the event the early voting clerk orders voting on a Saturday or Sunday, during such hours as may determined by said clerk, by written order, pursuant to Sections 85.006 and 85.007 of the Election Code. The above-described place for early voting is also the early voting clerk's address to which ballot applications and ballots voted by mail may be sent. During the early voting period, the early voting clerk shall keep continuously posted: (1) at the entrance to the room in which the early voting polling place is located, a sign on which is printed in large letters "Early Voting Polling Place"; and (2) in each corridor leading to the entrance to the room in which the early voting polling place is located, 100 feet from the entrance, a sign on which is printed in larger letters "Distance Marker - No electioneering between this point and the entrance to the early voting polling place."

SECTION 10. Early Voting, both by personal appearance and by mail shall be by paper ballots. An applicant for a ballot to be voted by personal appearance must make application at the early voting polling place when the applicant desires to vote. Pursuant to Section 84.007 of the Election Code, an application for a ballot to be voted by mail must be submitted to the early Voting clerk by (1) mail; or (2) common or contract carrier. An application by mail must be submitted on or after Tuesday, March 13, 2007 (the 60th day before election day) and before the close of regular business in the early voting clerk's office or 12 noon, whichever is later, on Friday May 4, 2007 (8th day before election day). An application is considered to be submitted at the time of its receipt by the clerk. An applicant for a ballot to be voted by mail may submit his application by delivering it in person to the early voting clerk if the application is submitted no later than the close of regular business in the clerk's office on Friday, April 27, 2007 (the business day before the first day of the period for early voting by personal appearance). The early voting clerk shall mail without charge an appropriate official application form for an early voting ballot to each person requesting the clerk to send him an application form. The early voting clerk shall review each application for a ballot to be voted by mail. If the applicant is entitled to vote and early voting ballot by mail, the clerk shall provide and official ballot to the applicant as provided by Chapter 86 of the Election Code. If the applicant is not entitled to vote by mail, the clerk shall reject said application in accordance with Section 86.001 of the Texas Election Code. Balloting materials for voting by mail shall be mailed to voters as soon as practicable after the ballots become

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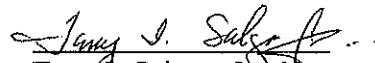
available but not earlier than Wednesday, March 28, 2007 (the 45th day before the election day). A marked ballot voted by mail must arrive at the address on the official carrier envelope for early voting (the City Hall) before the time the polls are required to close on Election Day, May 12, 2007. Voting by mail shall be conducted in accordance with Chapter 86 of the Election Code.

SECTION 11. The election shall be held in accordance with the Texas Election Code of this State, and only resident qualified voters of said City shall be eligible to vote at said election. The Mayor shall give notice of the election in accordance with the terms and provisions of Section 4.003, 4.004, 83.010, 85.004, and 85.007 of the Election Code, and all necessary orders and writs for said election shall be issued by the proper authority. Returns of the election shall be made to the City Council immediately after the closing of the polls.

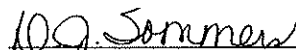
SECTION 12. In accordance with the order of this governing body, the City Secretary posted written notice of the date, place and subject of this meeting on the bulletin board located in the City Hall, a place convenient and readily accessible to the general public, and said notice remained posted continuously for at least 72 hours preceding the scheduled time of this meeting. A copy of the return of said posting shall be attached to the minutes of this meeting and shall be made a part thereof for all intents and purposes.

PASSED, APPROVED AND ADOPTED THIS THE 21st DAY OF FEBRUARY 2007.

CITY OF WALLIS


Tony Salazar Jr., Mayor

ATTEST:


DJ Sommers, City Secretary