

ORDINANCE 2019-01

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OVILLA, TEXAS, AUTHORIZING A GENERAL ELECTION TO BE HELD ON MAY 04, 2019 FOR THE PURPOSE OF ELECTING MAYOR AND TWO COUNCIL MEMBERS, (PLACES 2 & 4) FOR EXPIRED TERMS BY THE QUALIFIED VOTERS OF OVILLA; ESTABLISHING PROCEDURES FOR THE ELECTION; PROVIDING FOR OTHER MATTERS INCIDENT AND RELATED TO THE ELECTION; PROVIDING FOR PUBLICATION; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, by this Ordinance, it is the intention of the City Council of Ovilla to call the General Election in accordance with state law, to declare the Texas Election Code is applicable to said election, and this Ordinance establishes procedures consistent with the Code, and designates the Election Day and main early voting polling place for the General Election; and

WHEREAS, May 04, 2019 is a uniform election date; and

WHEREAS, the City Council calls to Order the General Election of May 04, 2019 to elect Mayor, Place Two and Place Four of the City Council as required by the Texas Election Code:

WHEREAS, the Order of Election must be written in English and Spanish as required by the Texas Election Code:

WHEREAS, the City has authority, pursuant to Chapter 31 of the Texas Elections Code, to enter into an election services agreement with the Ellis County Election Officer to furnish election services to the City and its citizens; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OVILLA, TEXAS;

SECTION 1. General Election Called. That a General Election is hereby called by the City Council to elect the following:

Mayor and City Council Places 2 and 4, to serve a 2-year term each, until May 2021 or until their successors are duly elected and qualified. Such election shall take place on the 4th day of May 2019, between the hours of 7:00 a.m. and 7:00 p.m.

SECTION 2. Candidates for General Election. Qualified persons may file as candidates for the General Election by filing an application with the City Secretary at City Hall, 105 S. Cockrell Hill Road, Ovilla, TX 75154, between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday, beginning January 16, 2019 through February 15, 2019. The City Secretary's office will remain open on February 15, 2015 until 5:00 p.m. as required by the TX Election Code. All applications for candidacy shall be on a form as prescribed by the Texas Election Code.

SECTION 3. Ballot. The official ballot for the election shall be prepared in accordance with the Texas Election Code to permit the electors to vote for Mayor and each position.

ORDINANCE 2019-01

SECTION 4. Polling Places. Voting shall be conducted on Election Day between the hours of 7:00 a.m. and 7:00 p.m. at Elections Office (Main Location), 204 E. Jefferson Street, Waxahachie, TX 75165.

SECTION 5. Contract for Election Services. Chapter 31 of the Texas Elections Code authorizes county election officers to contract with the governing body of a political subdivision to perform certain election services. Pursuant to such authority, the election shall be conducted in accordance with the *May 4, 2019 Joint Election Contract for Election Services* between the Elections Administrator of Ellis County and the City of Ovilla, Texas, which shall be approved by separate action of the City Council.

SECTION 6. Governing Law and Qualified Voters. The election shall be held in accordance with the Constitution of the State of Texas and the Code, and all resident qualified voters of the City shall be eligible to vote at the election.

SECTION 7. Publication and Posting of Notice of Election. Notice of the election shall be given as required by Chapter 4 of the Code.

SECTION 8. Early Voting. The City Council hereby appoints Jana Onyon, Elections Administrator of Ellis County, as the Early Voting Clerk. Dates and times of early voting by personal appearance are as follows:

Monday, April 22, 2019 through Friday, April 26, 2019	8:00 a.m. to 5:00 p.m.
Monday, April 29, 2019 through Tuesday, April 30, 2019	7:00 a.m. to 7:00 p.m.

The Early Voting Locations will be:

1. Elections Office (Main Location, 204 E. Jefferson Street, Waxahachie, TX 75165
2. Midlothian Conference Center, 1 Community Circle Drive, Midlothian, TX 76065
3. Palmer ISD Annex Building, 303 Bulldog Way, Palmer, TX 75152
4. Ellis County Sub-Courthouse, 207 S. Sonoma Trail, Ennis, TX 75119
5. Red Oak Municipal Center, 200 Lakeview Pkwy, Red Oak, TX 75154

SECTION 9. Publication and Posting of Notice of Election. Notice of the election shall be given by posting a substantial copy of this Ordinance ordering an election in English and Spanish translations at City Hall on the official bulletin board used for posting notices of the meeting of the City Council. A copy of this Ordinance's caption shall also be published in English and in Spanish in the City's official newspaper of general circulation published in the City.

SECTION 10. Severability Clause. It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 11. Effective Date. This ordinance shall be in full force and effect after its passage, and it is so ordained.

ORDINANCE 2019-01

The *Order of Election* shall be posted to read as shown on Exhibit "A" attached:

PASSED, APPROVED and ADOPTED this 14TH day of January 2019.



Richard Dormier, Mayor

ATTEST:



Pam Woodall, City Secretary



APPROVED AS TO FORM:



Ron G. MacFarlane, Jr., City Attorney



ORDER OF ELECTION FOR THE CITY OF OVILLA

An election is hereby ordered to be held on MAY 4, 2019 for the purpose of:

Mayor
City Council, Place 2
City Council, Place 4

Early voting by personal appearance will be conducted each weekday at the following locations:

1. Elections Office (Main Location), 204 E. Jefferson Street, Waxahachie, TX 75165
2. Midlothian Conference Center, 1 Community Circle Drive, Midlothian, TX 76065
3. Palmer ISD Annex Building, 303 Bulldog Way, Palmer, TX 75152
4. Ellis County Sub-Courthouse, 207 S. Sonoma Trail, Ennis, TX 75119
5. Red Oak Municipal Center, 200 Lakeview Pkwy, Red Oak, TX 75154

Between the hours of 8:00 a.m. and 5:00 p.m. beginning on Monday, April 22, 2019

And ending on Friday, April 26, 2019.

Additional early voting hours will be held as follows:

Monday, April 29, 2019 and Tuesday, April 30, 2019
7:00 AM until 7:00 PM at the same location.

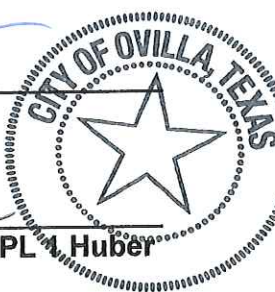
Applications for ballot by mail shall be mailed to:

Jana Onyon, Early Voting Clerk
204 E. Jefferson Street
Waxahachie, Texas 75165

Applications (including Federal postcards) for ballots by mail must be received no later than the close of business on Tuesday, April 23, 2019.

Issued this the 14th day of January 2019.

Signature of Mayor Dormier



Signature of Mayor Pro-Tem PL 3 Griffin

Signature of Councilperson PL 1 Huber

Signature of Councilperson PL 2 Oberg

Signature of Councilperson PL 4 Hunt

Signature of Councilperson PL 5 Myers

Instruction Note: A copy of this election order must be delivered to the County Clerk/Elections Administrator and Voter Registrar not later than 60 days before Election Day. AWI-2 --Prescribed by Secretary of State Sections 3.004, 3.006, 4.008, 85.004, 85.007 Texas Election Code