

ORDINANCE NO 2007- 2

An ordinance calling a Joint General Election with the Victoria Independent School District on May 12, 2007, for the positions of Mayor, City Council Member Super District 5, and City Council Member Super District 6; establishing procedures for holding the election; designating the precincts and polling places for the election; appointing certain officers to conduct the election; providing for the sharing of expenses; providing for severability; declaring an emergency; and providing an effective date.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VICTORIA, TEXAS:

1.

In accordance with the laws of the State of Texas and the Charter of the City of Victoria, Texas, it is ordered that a general election in and throughout the City of Victoria, Texas for the purpose of electing a Mayor and Council members for City Council Super Districts 5 and 6 shall be held May 12, 2007, which is not less than 45 days after the date of this ordinance.

2.

The City of Victoria and Victoria Independent School District shall jointly participate in this election pursuant to an agreement to be entered into between these entities under Texas Election Code § 271.002 for the purposes described above for the City of Victoria and for the purpose of electing various positions regarding the other entities. All expenses of this joint election shall be prorated among the political subdivisions named herein in the manner to be provided by a Joint Election Agreement to be executed by them, and the City Manager is authorized to execute said election agreement, in a form to be approved by the City Attorney.

3.

This election shall be conducted and held at the precincts and the respective polling places designated on **Exhibit "A"** and **Exhibit "B"**, and the persons listed on the attached **Exhibit "B"** are hereby appointed officers to conduct this election at the respective election precincts and polling places listed in the attached **Exhibit "B"** that are located in the territorial limits of the City of Victoria, Texas.

4.

The Victoria County Elections Administrator, George Matthews, is hereby appointed administrator and early voting clerk for this election. The Victoria County Elections Administrator will conduct the election, handle the administrative details, and provide the returns of the city election for canvassing by the City Council, all in accordance with the City Charter and the Constitution and laws of the State of Texas.

5.

The use of a direct recording entry voting system for election day and early voting in person is hereby authorized. The use of optically scanned paper ballots for early voting by mail is further authorized.

6.

Gary C. Prai is appointed Presiding Judge of the Early Voting Ballot Board for canvassing the early voting ballots for this election.

8.

The Mayor is hereby authorized and directed to issue an Order of Election and a Notice of Election, which shall be published and posted, all in accordance with state law.

9.

By approving and signing this ordinance, the Mayor of the City of Victoria officially confirms as his action all matters recited in this ordinance which may, by law, come within his jurisdiction.

10.

If any portion of this ordinance, or the application thereof to any person or circumstances, shall be held unconstitutional by a Court of competent jurisdiction, the remaining provisions hereof shall nevertheless be valid, the same as if the portion or portions held unconstitutional had not been adopted.

11.

In order to meet the deadlines established by Texas election laws, an emergency is declared, and the requirement of Article II, Section 9 of the Victoria City Charter that no ordinance shall be passed on the date of its first reading is hereby suspended, and this ordinance shall become effective immediately upon passage by this City Council.

PASSED, this the 6th day of February, 2007.

AYES: 7

NAYS: 0

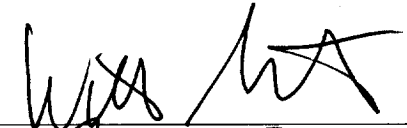
ABSTENTIONS: 0

APPROVED AND ADOPTED, this the 6th day of February, 2007.

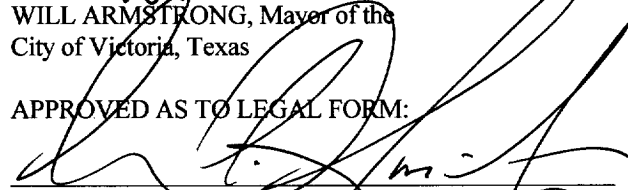
ATTEST:


SCARLET SWOBODA, City Secretary





WILL ARMSTRONG, Mayor of the
City of Victoria, Texas

APPROVED AS TO LEGAL FORM:


DAVID ATMAR SMITH, City Attorney

Distribution: Legal Department
City Secretary

Copies Sent: FEBRUARY 7, 2007

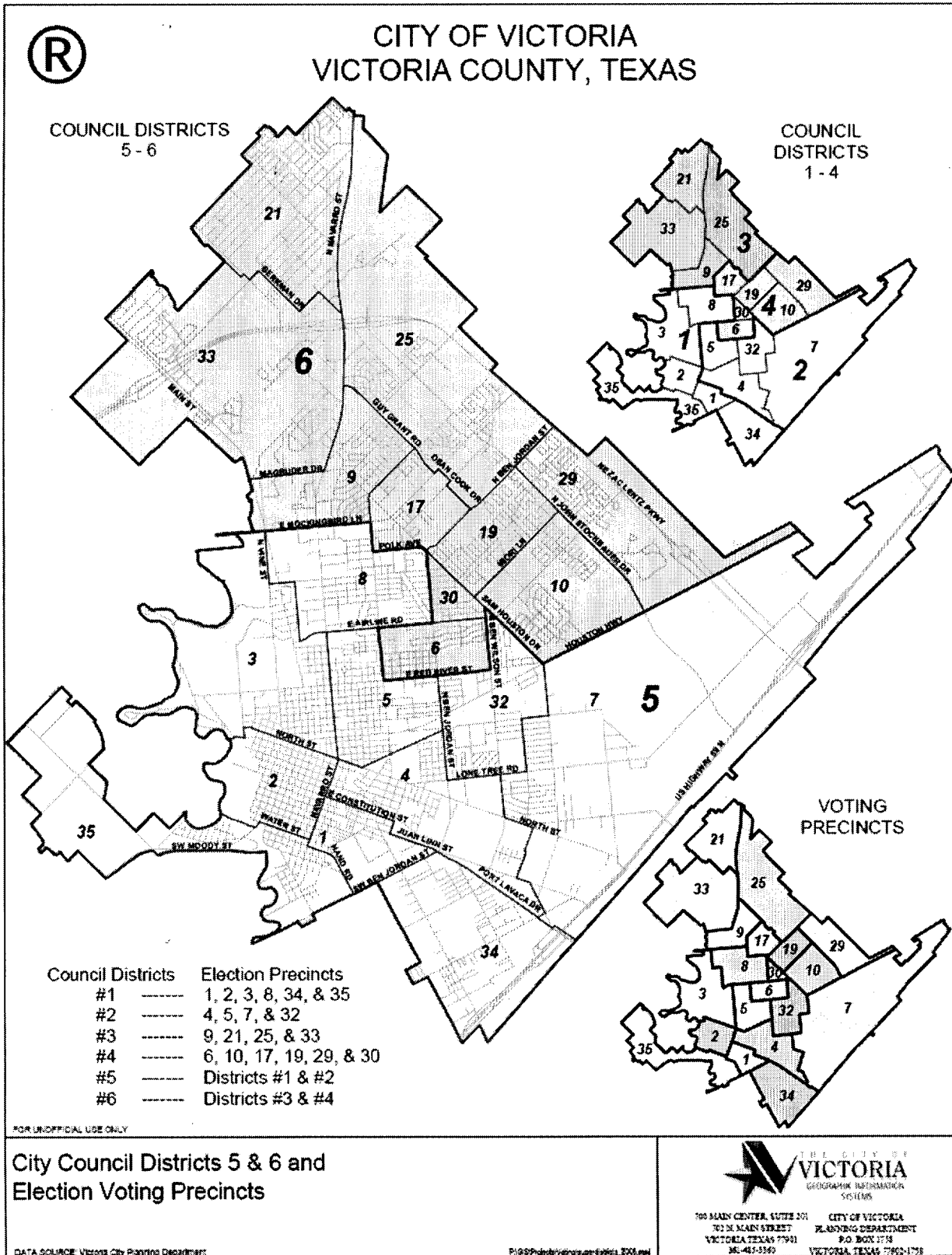


Exhibit "A"

Election Judges and Alternate Judges

Precinct	LastName	FirstName	Polling Place
0	Prai	Gary	Early Voting Ballot Board
0	Salyer	Kathy	Early Voting Ballot Board
1	Dean	Margaret	Hopkins Academy
1	Brooks	Barbara	Hopkins Academy
2	Wearden	James	Victoria County Courthouse
2	Barton	Karon	Victoria County Courthouse
3	Baass	Nancy	Trinity Episcopal Church
3	Bonner	Cynthia	Trinity Episcopal Church
4	Alvarado	Nickolasa	Patti Welder Middle School
4	Zepeda	Aurora	Patti Welder Middle School
5	Vahalik	Annie	Juan Linn Magnet School
5	Vahalik	Philip	Juan Linn Magnet School
6	Conaway	Joan	Crain Middle School
7	Deters	Boyd	OConnor Magnet School
7	Simmons	Susie	OConnor Magnet School
8	Kloesel	Rose	Shields Magnet School
8	Pilsner	Clara	Shields Magnet School
9	Elmer	George	Chandler Elementary School
9	Salas	John	Chandler Elementary School
10	Kinion	Mary Ann	Memorial High School, Senior Campus
10	Gregory	Lauda	Memorial High School, Senior Campus
17	Peschel	Edyth	Howell Middle School
17	Tomko	Sara	Howell Middle School
19	Delaney	Marene	Smith Elementary School
19	Kuehl	Anna	Smith Elementary School
21	Nicholson	Evelyn	Vickers Elementary School
21	Shaw	Lou Vann	Vickers Elementary School
25	Bullock	Carolyn	Rowland Elementary School
25	Donald	Berenda	Rowland Elementary School
29	Moya	Susana	DeLeon Elementary School
29	Dowden	Dawn	DeLeon Elementary School
30	Spurlin	Patricia	Our Saviours Lutheran Church
30	Krause	Delphine	Our Saviours Lutheran Church
32	Perez	Diana	V.I.S.D. Administration Building
32	Perez	Fernando	V.I.S.D. Administration Building
33	Lau	JoAnn	Holy Family Catholic Church

33	Lau	Clifton	Holy Family Catholic Church
34			Dudley Magnet School
34	Hill	Earnestine	Dudley Magnet School
35	Moralez, Sr	Pete	F.W. Gross Montessori School
35	Cantu	Margaret	F.W. Gross Montessori School

The first person listed in the precinct is the presiding judge. The alternate judge for precinct 34 may also resign.