

ORDINANCE NO. 2022-01

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OLMOS PARK, TEXAS ORDERING A GENERAL ELECTION TO BE HELD JOINTLY WITH BEXAR COUNTY ON MAY 7, 2022 FOR THE ELECTION OF MAYOR, CITY COUNCIL PLACE #4 AND CITY COUNCIL PLACE #5 TO SERVE A TWO YEAR TERM; DESIGNATING THE MAIN EARLY VOTING PLACE FOR SUCH ELECTION; AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH BEXAR COUNTY ELECTIONS ADMINISTRATOR PROVIDING FOR AN ORDER AND NOTICE OF SUCH GENERAL ELECTION; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the laws of the State of Texas provide that a General Election shall be held annually for the election of members of the Olmos Park governing body; and

WHEREAS, the terms for Mayor, Ronald Hornberger, City Council Place 4, Kenyon McDonald and City Council Place #5, Deanna Rickabaugh are set to expire in May 2022 and there is a need to call for a General Election and City Council in accordance with the Election Code; and

WHEREAS, the laws of the State of Texas further provide that the Election Code of the State of Texas is applicable to said elections, and in order to comply with said Code, a resolution or ordinance should be passed ordering said elections; and

WHEREAS, the election will be held jointly with Bexar County on May 7, 2022 pursuant to Section 271.002(a) of the Texas Election Code; and

WHEREAS, Bexar County and Olmos Park desire that a joint election be held in order to provide a convenient, simple, and cost-saving election to the voters in their respective jurisdictions; and

WHEREAS, the City will enter into an agreement with setting out respective duties and responsibilities for the May 7, 2022 election;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OLMOS PARK, TEXAS, THAT:

SECTION 1. It is hereby ordered, pursuant to Section 3.005(a) of the Texas Election Code, that a Regular General Election be held in the City of Olmos Park, Texas on the first Saturday on the 7th day of May, 2022, at which election the following officers shall be elected by the qualified voters of the City of Olmos Park:

POSITIONS:

MAYOR (TWO-YEAR TERM)

CITY COUNCIL PLACE #4 (TWO-YEAR TERM)

CITY COUNCIL PLACE #5 (TWO-YEAR TERM)

SECTION 2. That at said election each of the foregoing named positions shall be voted upon separately and that the candidate receiving the highest number of votes for each said position shall be elected to such office.

SECTION 3. That qualified persons desiring to be candidates in the aforementioned places shall file for election as such candidates with the City Secretary beginning at 8:30 a.m. on the 19th day of January, 2022 and not later than 5:00 p.m. on the 18th day of February, 2022.

SECTION 4. Voting on Election Day and during early voting shall be done on ballot marking devices provided by Bexar County with ballot tabulation performed by Bexar County Elections Administrator. Voting by Mail ballot and Provisional Voting shall be done on paper ballot.

SECTION 5. The polling place designated for Olmos Park voting precincts for voting in the May 7, 2022 General Election shall be the Council Chambers of Olmos Park City Hall located at 120 W. El Prado Drive, Olmos Park, Texas 78212 and such polling place shall be open on said Election Day from 7:00 a.m. to 7:00 p.m.

SECTION 6. The polling place designated for Olmos Park voting precincts for Early Voting for the May 7, 2022 General Election shall be the Council Chambers of Olmos Park City Hall located at 120 W. El Prado Drive, Olmos Park, Texas 78212. Early Voting will be conducted Monday, April 25, 2022 thru Tuesday, May 3, 2022. Early voting in person must be conducted at least nine (9) hours each weekday that is not a legal state holiday per Texas Election Code. Regular and extended hours for Early Voting will be conducted by Bexar County Elections office on dates selected by the Elections Office.

SECTION 7. Applications for ballot by mail shall be mailed to Bexar Elections Early Voting Clerk, 1103 S. Frio St., Suite 200, San Antonio, Texas 78207-6328, Phone Number 210-335-8683, Website address www.bexar.org/1568/Elections-Department. Applications for ballots by mail must be received by the Elections Department no later than the close of business on April 26, 2022.

SECTION 8. Jacqueline F. Callanen, Bexar County Elections Administrator, is designated as the election officer to conduct the General Election of May 7, 2022 and Early Voting for the General Election. She shall appoint a sufficient number of clerks to assist in the proper conduct of the election and other persons to serve with her as Early Voting Ballot Board.

SECTION 9. That notice of the May 7, 2022 General Election of the City of Olmos Park shall be posted and published no later than Saturday, April 16, 2022 in accordance with the Election Code of the State of Texas.

SECTION 10. The Mayor is authorized to enter into a contract with Bexar County Elections Administrator to conduct the election ordered herein and committing to pay the fee charged by the Bexar County Elections Administrator for such services. The Mayor is furthermore authorized to enter into a contract for the conduct of a joint election with other governmental entities in Bexar County, Texas.

SECTION 11. That the returns of said election be made in accordance with the State Election Code and shall be canvassed by the City Council at a special City Council Meeting at a time to be set by Mayor in accordance with the Election Code of the State of Texas.

SECTION 12. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the City Council.

SECTION 13. All ordinances and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters ordained herein.

SECTION 14. If any provision of this Ordinance or the application thereof to any person or circumstances shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and this City Council hereby declares that this Ordinance would have been enacted without such invalid provision.

SECTION 15. This Ordinance shall be in force and effect from and after the date of its adoption, and it is so ordained.

PASSED AND ADOPTED on the 19th day of January, 2022.


RONALD HORNBERGER, Mayor

ATTEST:


Kyndra Munoz, City Secretary

