

ORDINANCE NO. 2023-69

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS, AMENDING ORDINANCE NO. 2023-53 ORDERING A GENERAL ELECTION TO BE HELD ON NOVEMBER 7, 2023 FOR THE PURPOSE OF ELECTING A CITY COUNCIL MEMBER FOR PLACE 3, AND A CITY COUNCIL MEMBER FOR PLACE 4 BY ESTABLISHING EARLY VOTING AND ELECTION DAY POLLING PLACES FOR THIS ELECTION; MAKING PROVISIONS FOR CONDUCTING THE ELECTION; PROVIDING FOR THE APPROVAL OF THIS ORDINANCE AS AN EMERGENCY MEASURE ON ONLY ONE READING; AND PROVIDING AN EFFECTIVE DATE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS:

Ordinance No. 2023-53 is hereby amended to read as follows (Added language is underlined. Deleted language is indicated with strikethroughs.):

SECTION 1. A general and special election is ordered to be held by the City of San Marcos (the "City") at the various polling places and election precincts within the corporate limits of the City, ~~yet to be designated~~ as hereinafter designated on November 7, 2023 from the hours of 7:00 a.m. to 7:00 p.m. This General City Election will be conducted jointly with Hays County and will be administered for the City by the Hays County Elections Administrator. At the General Election the qualified voters of the City will elect a City Council Member for Place 3, and a City Council Member for Place 4 with each Council Member position having a term of three years. The official canvass of the election shall be held November 16, 2023, following Election Day. In the event it becomes necessary to conduct a Runoff Election, it shall be held on December 9, 2023. Canvass of the returns of the runoff election, if necessary, shall be held on December 14, 2023.

SECTION 2. On Election Day, eligible City of San Marcos and Hays County voters may vote at any of the locations listed below. Voters are not limited to only voting in the precinct where they are registered to vote:

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

POLLING PLACE	ADDRESS	CITY
<u>Broadway (Christus Trinity Clinic)</u>	<u>401 Broadway Street #A</u>	<u>San Marcos</u>
<u>Brookdale San Marcos North</u>	<u>1720 Old Ranch Road 12</u>	<u>San Marcos</u>
<u>Calvary Baptist Church</u>	<u>1906 North Interstate 35</u>	<u>San Marcos</u>
<u>Centro Cultural Hispano de San Marcos</u>	<u>211 Lee Street</u>	<u>San Marcos</u>
<u>Dunbar Center</u>	<u>801 West Martin Luther King Dr.</u>	<u>San Marcos</u>
<u>First Baptist Church – San Marcos</u>	<u>325 West McCarty Lane</u>	<u>San Marcos</u>
<u>Hays County Government Center -Elections Office</u>	<u>120 Stagecoach Trail (new Elections office)</u>	<u>San Marcos</u>
<u>Hays County Government Center - Conference Room</u>	<u>712 South Stagecoach Trail</u>	<u>San Marcos</u>
<u>La Cima Amenity Center</u>	<u>301 A Center Park Loop</u>	<u>San Marcos</u>
<u>Texas State University - LBJ Student Center</u>	<u>601 University Drive</u>	<u>San Marcos</u>
<u>Promiseland Church</u>	<u>1650 Lime Kiln Rd.</u>	<u>San Marcos</u>
<u>San Marcos Fire Station #5</u>	<u>100 Carlson Circle</u>	<u>San Marcos</u>
<u>San Marcos Housing/CM Allen Homes</u>	<u>820 Sturgeon St.</u>	<u>San Marcos</u>
<u>San Marcos Public Library</u>	<u>625 East Hopkins Street</u>	<u>San Marcos</u>
<u>Sinai Pentecostal Church</u>	<u>208 Laredo St.</u>	<u>San Marcos</u>
<u>South Hays Fire Station #12</u>	<u>8301 Ranch Road 12</u>	<u>San Marcos</u>
<u>Austin Community College – Hays Campus</u>	<u>1200 Kohlers Crossing</u>	<u>Kyle</u>
<u>HCISD Admin – Old Print Shop</u>	<u>21003 IH 35 Frontage Rd</u>	<u>Kyle</u>
<u>Kimbrow Building, Kyle Elementary School</u>	<u>500 Blanco Street</u>	<u>Kyle</u>
<u>Kyle City Hall</u>	<u>100 West Center Street</u>	<u>Kyle</u>
<u>Hays County Precinct 2 Office</u>	<u>5458 FM 2770</u>	<u>Kyle</u>
<u>Simon Middle School</u>	<u>3839 East FM 150</u>	<u>Kyle</u>
<u>Tobias Elementary School</u>	<u>1005 East FM 150</u>	<u>Kyle</u>
<u>Wallace Middle School</u>	<u>1500 West Center Street</u>	<u>Kyle</u>
<u>Hays County Transportation Department – Yarrington Building</u>	<u>2171 Yarrington Road</u>	<u>Kyle</u>
<u>HCISD Transportation Dept, Main Office</u>	<u>2385 High Road</u>	<u>Uhland</u>
<u>Buda City Hall – Multipurpose Room</u>	<u>405 East Loop St, Bldg.100</u>	<u>Buda</u>
<u>Hays Hill Baptist Church</u>	<u>1401 North FM 1626</u>	<u>Buda</u>
<u>McCormick Middle School</u>	<u>5700 Dacy Lane</u>	<u>Buda</u>
<u>Southern Hills Church of Christ</u>	<u>3740 FM 967</u>	<u>Buda</u>
<u>Sunfield Station</u>	<u>2610 Main Street</u>	<u>Buda</u>
<u>Upper Campus, Buda Elementary School</u>	<u>300 North San Marcos St.</u>	<u>Buda</u>
<u>Cypress Creek Church</u>	<u>211 Stillwater Road</u>	<u>Wimberley</u>
<u>Texas Academy at Scudder - Gym</u>	<u>400 Green Acres Drive</u>	<u>Wimberley</u>
<u>VFW Post #6441</u>	<u>401 Jacobs Well Road</u>	<u>Wimberley</u>
<u>Wimberley Community Center – Blanco Room</u>	<u>14068 Ranch Road 12</u>	<u>Wimberley</u>
<u>Driftwood Community Center</u>	<u>15112 FM 150</u>	<u>Driftwood</u>

<u>Dripping Springs Ranch Park</u>	<u>1042 Event Center Drive</u>	<u>Dripping Springs</u>
<u>Headwaters, the HUB</u>	<u>708 Headwaters Blvd.</u>	<u>Dripping Springs</u>
<u>Henly Station #3, North Hays County Fire Rescue</u>	<u>7520 Creek Road</u>	<u>Dripping Springs</u>
<u>Patriots' Hall of Dripping Springs</u>	<u>3400 East US 290</u> <u>(231 Patriots' Hall Blvd.)</u>	<u>Dripping Springs</u>
<u>Hays County Precinct 4 Office</u>	<u>195 Roger Hanks Parkway</u>	<u>Dripping Springs</u>
<u>North Hays County Fire Station #74</u>	<u>2450 Belterra Drive</u>	<u>Austin</u>

SECTION. 3. In accordance with their contract with the City, the Hays County Election Administrator shall appoint presiding judges and alternate judges to serve in this election, and it shall be each such judge's duty to hold the election in their respective precincts

SECTION 4. Each presiding judge may appoint up to four clerks, and with the permission of the Hays County Election Administrator, additional clerks, to serve for each precinct in this election.

SECTION 5. Jennifer Doinoff is appointed Early Voting Clerk for the City.

SECTION 6. The main early polling place for early voting by personal appearance for the election is the Hays County Elections Office, 120 Stagecoach Trail, San Marcos, Texas 78666. Early voting by personal appearance will be conducted during the following stated dates and times (excluding holidays) at the following locations:

<u>Location</u>	<u>Date</u>	<u>Time</u>
<u>Broadway (Christus Trinity Clinic)</u> <u>401 Broadway Street #A</u> <u>San Marcos, Texas</u>	<u>October 23 – 27, 2023</u> <u>October 28, 2023</u> <u>October 30-31, 2023</u> <u>November 1, 2023</u> <u>November 2 - 3, 2023</u>	<u>8:00 a.m. - 5:00 p.m.</u> <u>10:00 a.m. - 6:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>7:00 a.m. – 7:00 p.m.</u>
<u>Hays County Election Office</u> <u>120 Stagecoach Trail</u> <u>(new Elections office)</u>	<u>October 23 – 27, 2023</u> <u>October 28, 2023</u> <u>October 30-31, 2023</u> <u>November 1, 2023</u> <u>November 2 - 3, 2023</u>	<u>8:00 a.m. - 5:00 p.m.</u> <u>10:00 a.m. - 6:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>7:00 a.m. – 7:00 p.m.</u>

<u>Hays County Government Center - Conference Room</u> <u>712 S. Stagecoach Trail,</u> <u>San Marcos, TX</u>	<u>October 23 – 27, 2023</u> <u>October 28, 2023</u> <u>October 30-31, 2023</u> <u>November 1, 2023</u> <u>November 2 - 3, 2023</u>	<u>8:00 a.m. - 5:00 p.m.</u> <u>10:00 a.m. - 6:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>7:00 a.m. – 7:00 p.m.</u>
<u>Texas State University</u> <u>LBJ Student Center</u> <u>601 University Drive</u> <u>San Marcos, TX</u>	<u>October 23 – 27, 2023</u> <u>October 28, 2023</u> <u>October 30-31, 2023</u> <u>November 1, 2023</u> <u>November 2 - 3, 2023</u>	<u>8:00 a.m. - 5:00 p.m.</u> <u>10:00 a.m. - 6:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>7:00 a.m. – 7:00 p.m.</u>
<u>Buda City Hall – Multipurpose Room</u> <u>405 East Loop Street, Bld. 100</u> <u>Buda, TX</u>	<u>October 23 – 27, 2023</u> <u>October 28, 2023</u> <u>October 30-31, 2023</u> <u>November 1, 2023</u> <u>November 2 - 3, 2023</u>	<u>8:00 a.m. - 5:00 p.m.</u> <u>10:00 a.m. - 6:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>7:00 a.m. – 7:00 p.m.</u>
<u>Sunfield Station</u> <u>2610 Main Street</u> <u>Buda, TX</u>	<u>October 23 – 27, 2023</u> <u>October 28, 2023</u> <u>October 30-31, 2023</u> <u>November 1, 2023</u> <u>November 2 - 3, 2023</u>	<u>8:00 a.m. - 5:00 p.m.</u> <u>10:00 a.m. - 6:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>7:00 a.m. – 7:00 p.m.</u>
<u>HCISD Administration - Old Print Shop</u> <u>21003 IH 35 Frontage Rd</u> <u>Kyle, TX</u>	<u>October 23 – 27, 2023</u> <u>October 28, 2023</u> <u>October 30-31, 2023</u> <u>November 1, 2023</u> <u>November 2 - 3, 2023</u>	<u>8:00 a.m. - 5:00 p.m.</u> <u>10:00 a.m. - 6:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>7:00 a.m. – 7:00 p.m.</u>
<u>Kyle City Hall</u> <u>100 West Center Street</u> <u>Kyle, TX</u>	<u>October 23 – 27, 2023</u> <u>October 28, 2023</u> <u>October 30-31, 2023</u> <u>November 1, 2023</u> <u>November 2 - 3, 2023</u>	<u>8:00 a.m. - 5:00 p.m.</u> <u>10:00 a.m. - 6:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>7:00 a.m. – 7:00 p.m.</u>
<u>Main Office, HCISD Transportation</u> <u>2385 High Road</u> <u>Uhland, TX</u>	<u>October 23 – 27, 2023</u> <u>October 28, 2023</u> <u>October 30-31, 2023</u> <u>November 1, 2023</u> <u>November 2 - 3, 2023</u>	<u>8:00 a.m. - 5:00 p.m.</u> <u>10:00 a.m. - 6:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>8:00 a.m. - 5:00 p.m.</u> <u>7:00 a.m. – 7:00 p.m.</u>

<u>Hays County Transportation – Yarrington Building 2171 Yarrington Road Kyle, TX</u>	<u>October 23 – 27, 2023 October 28, 2023 October 30-31, 2023 November 1, 2023 November 2 - 3, 2023</u>	<u>8:00 a.m. - 5:00 p.m. 10:00 a.m. - 6:00 p.m. 8:00 a.m. - 5:00 p.m. 8:00 a.m. - 5:00 p.m. 7:00 a.m. – 7:00 p.m.</u>
<u>Texas Academy at Scudder Primary School - Gym 400 Green Acres Drive Wimberley, TX</u>	<u>October 23 – 27, 2023 October 28, 2023 October 30-31, 2023 November 1, 2023 November 2 - 3, 2023</u>	<u>8:00 a.m. - 5:00 p.m. 10:00 a.m. - 6:00 p.m. 8:00 a.m. - 5:00 p.m. 8:00 a.m. - 5:00 p.m. 7:00 a.m. – 7:00 p.m.</u>
<u>Wimberley Community Center- Blanco Room 14068 Ranch Road 12 Wimberley, TX</u>	<u>October 23 – 27, 2023 October 28, 2023 October 30-31, 2023 November 1, 2023 November 2 - 3, 2023</u>	<u>8:00 a.m. - 5:00 p.m. 10:00 a.m. - 6:00 p.m. 8:00 a.m. - 5:00 p.m. 8:00 a.m. - 5:00 p.m. 7:00 a.m. – 7:00 p.m.</u>
<u>Headwaters, the HUB 708 Headwaters Blvd. Dripping Springs, TX</u>	<u>October 23 – 27, 2023 October 28, 2023 October 30-31, 2023 November 1, 2023 November 2 - 3, 2023</u>	<u>8:00 a.m. - 5:00 p.m. 10:00 a.m. - 6:00 p.m. 8:00 a.m. - 5:00 p.m. 8:00 a.m. - 5:00 p.m. 7:00 a.m. – 7:00 p.m.</u>
<u>Hays County Precinct 4 Office 195 Roger Hanks Parkway Dripping Springs, TX</u>	<u>October 23 – 27, 2023 October 28, 2023 October 30-31, 2023 November 1, 2023 November 2 - 3, 2023</u>	<u>8:00 a.m. - 5:00 p.m. 10:00 a.m. - 6:00 p.m. 8:00 a.m. - 5:00 p.m. 8:00 a.m. - 5:00 p.m. 7:00 a.m. – 7:00 p.m.</u>

SECTION 7. Early voting by mail ballot shall be conducted in accordance with applicable provisions of the Texas Election Code. The address of 712 S. Stagecoach Trail, Suite 1012 San Marcos, Texas 78666, shall be the early voting clerk's mailing address to which ballot applications and ballots voted by mail may be sent for the City.

SECTION 8. All early votes and other votes to be processed in accordance with early voting procedures pursuant to the Texas Election Code shall be delivered to the Early Voting Ballot Board at the Hays County Election Administrator's office which is located in the City, in accordance with the Election Code. Early votes shall be counted at the central counting station. The Early Voting Ballot Board shall perform in accordance with applicable provisions of the Election Code.

SECTION 9. The Verity Duo Hybrid voting system, shall be utilized in connection with the election. This system shall be utilized for all early voting as well as for all voting conducted on Election Day. Ample voting equipment shall be provided for early voting and in each of the

various vote centers on Election Day. The central counting station is established as the Hays County Elections Administrator's office, 120 Stagecoach Trail, San Marcos, Texas.

SECTION 10. The Hays County Elections Administrator will appoint the Early Voting Ballot Board, a Presiding Judge of the Central Counting Station, a Tabulation Supervisor of the Central Counting Station, and a Central Counting Station Manager.

SECTION 2 11. The election will be held in accordance with the provisions of the Charter and Ordinances of the City of San Marcos and the laws of the State of Texas. The deadline for filing by candidates for the position of Council Member, Place 3 and Council Member, Place 4 is 5:00 p.m. on August 21, 2023.

SECTION 312. An executed copy of this Ordinance will serve as proper notice of the election.

SECTION 4-13. Notice of the election, including a Spanish translation thereof, will be published at least once in a newspaper published in San Marcos on or after October 15, 2023, and will be posted on the bulletin board at City Hall on or before October 24, 2023.

SECTION 514. A writ of election as required by the Texas Election Code will be delivered on or before September 8, 2023 by the Hays County Election Administrator to the presiding and alternate judges of each election precinct in which the election is ordered to be held.

SECTION 15. Testing of the automatic tabulating equipment will be performed and notice thereof will be given in accordance with Subchapter D of Chapter 127 of the Texas Election Code.

SECTION 16. The rate of compensation to be paid judges, clerks, and assistants to the Central Counting Station Presiding Judge and Tabulation Supervisor for services rendered during the election will be compensated at the rate of no more than \$12.00 per hour.

SECTION 17. The additional compensation to be paid judges who deliver returns of the election is established at \$25.00

SECTION 618. If any portion of this Ordinance is held invalid by a court of competent jurisdiction, the remaining provisions of this Ordinance shall remain in full force and effect.

SECTION 7.19. The importance of this Ordinance creates an emergency and an imperative public necessity, and the provisions of the Charter requiring that ordinances be presented at two separate meetings be waived and, this Ordinance will take effect immediately upon adoption.

CONSIDERED, APPROVED, AND ADOPTED on September 5, 2023.

Jane Hughson
Mayor

Attest:

Elizabeth Trevino
City Clerk

Approved:

Samuel J. Aguirre
City Attorney