

City Council
Agenda Memo



City Council
Meeting Date: Feb. 14, 2013

TO: Larry D. Gilley, City Manager
FROM: Danette Dunlap, City Secretary

SUBJECT: Resolution of the City Council of the City of Abilene, Texas ordering a General Election to be held on May 11, 2013.

(UNA RESOLUCIÓN DEL CONSEJO DE LA CIUDAD DE ABILENE, TEXAS, PIDIENDO UNA ELECCIÓN GENERAL QUE SE LLEVARA A CABO EL 11 DE MAYO DEL 2013, PARA LEGALIZAR LA VENTA DE BEBIDAS ALCOHOLICAS, INCLUYENDO LAS BEBIDAS MIXTAS.)

GENERAL INFORMATION

The Texas Election Code, Sec. Sec. 3.001. ORDER REQUIRED. Each general and special election shall be ordered as provided by this chapter.

Sec. 3.006. CONTENTS OF ELECTION ORDER. In addition to any other elements required to be included in an election order by other law, each election order must state the date of the election and the offices or measures to be voted on at the election.

For Electing Council Place 5 (North Side At-Large) and Council Place 6 (South Side At-Large)

STAFF RECOMMENDATION

Staff recommends that Council approve by Resolution Ordering the General Election on May 11, 2013

ATTACHMENTS

Resolution

Exhibit "A" – Proposed list of Judges and Clerks as provided by the County

<p>Prepared by: Name: <u>Danette Dunlap</u> Title: <u>City Secretary</u></p>	<p>Item # <u>6.1</u></p>	<p>Disposition by City Council <input type="checkbox"/> Approved Ord/Res# _____ <input type="checkbox"/> Denied <input type="checkbox"/> Other _____ City Secretary</p>
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RESOLUTION _____
De la RESOLUCIÓN _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS ORDERING A GENERAL ELECTION TO BE HELD ON MAY 11, 2013.

(UNA RESOLUCIÓN DEL CONSEJO DE LA CIUDAD DE ABILENE, TEXAS, PIDIENDO UNA ELECCIÓN GENERAL QUE SE LLEVARA A CABO EL 11 DE MAYO DEL 2013, PARA LEGALIZAR LA VENTA DE BEBIDAS ALCOHOLICAS, INCLUYENDO LAS BEBIDAS MIXTAS.)

WHEREAS, the City, pursuant to Texas Election Code 271 which authorizes political subdivisions of the State of Texas to hold elections jointly in voting precincts if it will be of benefit to the citizens and voters thereof to be served by common polling places and elections are ordered by the authorities of two or more political subdivisions to be held on the same day in all or part of the same territory, will hold a joint election with Wylie Independent School District, and the City of Impact; and,

Portanto la Ciudad, de acuerdo al Código Electoral 271 de Texas, el cual autoriza a las subdivisiones políticas del estado de Texas, llevar a cabo elecciones conjuntas en las urnas de votación, si esta beneficia a los ciudadanos votantes. Del mismo modo esta servirá como lugares comunes de votación y elección por orden de dos o más autoridades de las subdivisiones políticas, y estas se llevarán a cabo el mismo día en parte o todo el territorio, en elecciones conjuntas con el, Distrito Escolar de Wylie, y City of Impact; y

WHEREAS, the City will contract with the Taylor County Election Administrator to conduct the City of Abilene General; and,

Portanto, la Ciudad hará contrato con Taylor County Election Administrator para llevar a cabo la Elección General de Abilene; y

WHEREAS, the Taylor County Election Administrator has presented a list of persons recommended for appointment by the City as Presiding Election Judges, Alternate Judges, Manager of Central Counting, Tabulation Supervisor, Judge of Central Counting Station, Judge of Early Ballot Board and Assistants as attached in Exhibit A.

Portanto, Taylor County Administrator ha presentado la lista con las personas recomendadas para el nombramiento de Juez Presidencial de las Elecciones, Juez Alternativo, Gerente del Conteo Central, Supervisor de la Tabulación, Juez del la Estación Central del Conteo, Juez de las Balotas Tempranas y Asistentes en la Prueba Material A.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:
(AHORA POR LO TANTO, SEA RESUELTO POR EL CONSEJO DE CIUDAD DE ABILENE, TEXAS:)

An election is hereby ordered to be held on May 11, 2013 for the purpose of:
(Una elección se pide por este medio para que se lleve a cabo el 11 de Mayo del 2013 para el propósito de:)

Electing one Councilmember from Place 5 and one Councilmember from Place 6, for the City of Abilene
Elegir al Miembro del Consejo para el Lugar 5 y Miembro del Consejo para el Lugar 6, de la Ciudad de Abilene.

LOCATIONS OF POLLING PLACES
(DIRECCION(ES) DE LAS CASILLAS ELECTORALES)

Precinct #	Location	Address
101,205,107A	Elmcrest Baptist Church	517 N Pioneer Dr., Abilene TX 79603
102, 103	Church of Christ-S.11th & Willis	3333 South 11th, Abilene, TX 79605
104, 105, 106	Westminster Presbyterian	4515 South 14th St., Abilene, TX 79605
202, 201	Cobb Park Recreation Ctr	2302 State Street, Abilene, TX 79603
203, 204, 401	Sears Park Recreation Ctr.	2250 Ambler Ave., Abilene, TX 79603
302, 301	Southern Hills Church of Christ	3666 Buffalo Gap Rd., Abilene, TX 79605
304, 305	New Beginnings United Pentecostal Church	5535 Buffalo Gap Rd., Abilene, TX 79606
306, 307, 108	Zion Lutheran Church	2801 Antilley Rd., Abilene, TX 79606
402, 403	Hillcrest Church of Christ (Jones County Pct. 302 and 401)	650 East Ambler, Abilene, TX 79601
404, 405	Highland Church of Christ	425 Highland, Abilene, TX 79605
406, 407, 408	Thomas Elementary School Wylie ISD	1240 Lakeside Drive, Abilene, TX 79602

Early voting by personal appearance will be conducted by the Taylor County Elections Office each weekday in the Taylor County Plaza, 400 Oak Street, Abilene, Texas, from 8:00 am until 5:00 pm, April 29, 2013, through May 3, 2013, and from 7:00 am until 7:00 pm on May 6-7, 2013.

La votacion temprana en persona, sera conducida por Taylor County Elections Office de Lunes a Viernes en Taylor County Plaza, 400 Oak St., Abilene, Texas, desde las 8:00 a.m. hast alas 5:00 p.m., del 29 Abril hasta el 3 de Mayo, 2013, y de 7 a.m. hasta 7:00 p.m. los dias 6-7 de Mayo.

Early branch voting each weekday in K-Mart, 4565 South 1st Street and Mall of Abilene, 4310 Buffalo Gap Road, from 10:00 am until 6:00 pm beginning April 29 and ending May 7, 2013.

La votacion temprana de Lunes a Viernes sera en K-Mart, 4565 S. 1st St., y el Mall of Abilene, 4310 Buffalo Gap Rd. de 10:00 a.m. hasta 6:00 p.m. empezando 29 de Abril terminando 7 de Mayo, 2013.

Applications for mail ballots must be received by 5:00 pm, May 3, 2013, addressed to Kristi Allyn, Taylor County Election Administrator, P. O. Box 3318, Abilene, Texas 79604.

Solicitudes de balotas por correo deberan ser recibidas a mas tardar el 3 de May, 2013, dirigidas a Kristi Allyn, Taylor County Election Administrator, P.O. Box 3318, Abilene, TX 79604

That this Resolution shall take effect immediately from and after its passage, as indicated below.
(*Que esta resolución tomará efecto inmediatamente y después de su paso, según lo indicado abajo.*)

ADOPTED by the City Council of the City of Abilene on the 24th day of February, 2013.
(*ADOPTADO por Consejo de Ciudad de Abilene, este dia 24 de Febrero del 2013.*)

ATTEST:
DA FE:

CITY SECRETARY
(*Secretaria de la Ciudad*)

MAYOR
(*Alcade*)

APPROVED:

CITY ATTORNEY
(*Abogado de la Ciudad*)

City Council
Agenda Memo



City Council
Meeting Date: Feb. 14, 2013

TO: Larry D. Gilley, City Manager

FROM: Danette Dunlap, City Secretary

SUBJECT: Oral Resolution – Authorizing the City Manager to enter into an Election Services Contract with Taylor County Election Administrator.

GENERAL INFORMATION

The City will contract for election services with the Taylor County Elections Administrator.

FUNDING AND FISCAL IMPACT

The estimated cost for a City Election is \$29337.00.

STAFF RECOMMENDATION

Staff recommends that Council approve by Oral Resolution – Authorizing the City Manager to enter into an Election Services Contract with the Taylor County Election Administrator.

ATTACHMENTS

Contract for Election Services
Exhibit A - Cost

Prepared by:

Name: Danette Dunlap
Title: City Secretary

Item # 6.2

Disposition by City Council

Approved Ord/Res# _____
 Denied
 Other

City Secretary

**CONTRACT
FOR ELECTION SERVICES**

**CITY OF ABILENE
GENERAL ELECTION**

May 11, 2013

TAYLOR COUNTY ELECTIONS OFFICE

**KRISTI ALLYN
ELECTIONS ADMINISTRATOR**

THE STATE OF TEXAS }
 }
COUNTY OF TAYLOR } **CONTRACT FOR ELECTION SERVICES**

THIS CONTRACT IS ENTERED INTO BETWEEN TAYLOR COUNTY ELECTIONS ADMINISTRATOR, KRISTI ALLYN, HEREINAFTER REFERRED TO AS ADMINISTRATOR, AND THE CITY OF ABILENE, HEREINAFTER REFERRED TO AS CITY, ACTING BY AND THROUGH ITS CITY COUNCIL, PURSUANT TO TEX. ELEC. CODE ANN., SEC. 31.091, WITNESSETH:

1. **RECITALS.** THE ADMINISTRATOR IS THE COUNTY ELECTIONS ADMINISTRATOR OF TAYLOR COUNTY, TEXAS, AND IS THE OFFICER IN CHARGE OF ELECTION DUTIES. THE CITY IS A POLITICAL SUBDIVISION SITUATED PARTIALLY WITHIN TAYLOR COUNTY, TEXAS. THE CITY AND THE ADMINISTRATOR HAVE DETERMINED THAT IT IS IN THE PUBLIC INTEREST OF THE INHABITANTS OF THE CITY THAT THE ADMINISTRATOR FURNISH TO THE CITY CERTAIN ELECTION SERVICES AND EQUIPMENT NEEDED IN CONNECTION WITH THE HOLDING OF THE ELECTION ON **MAY 11, 2013**. THIS CONTRACTUAL AGREEMENT WILL BE BINDING UPON THE PARTIES WITH REGARD TO THIS ELECTION ONLY. ELECTRONIC VOTING EQUIPMENT IS TO BE USED.

2. **DUTIES AND SERVICES OF ADMINISTRATOR.** THE ADMINISTRATOR SHALL BE RESPONSIBLE FOR PERFORMING THE FOLLOWING DUTIES AND SHALL FURNISH THE FOLLOWING SERVICES AND EQUIPMENT:

- (A) PREPARE LIST OF PERSONS TO RECOMMEND FOR APPOINTMENT AS PRESIDING ELECTION JUDGES, ALTERNATE JUDGES, MANAGER OF CENTRAL COUNTING, TABULATION SUPERVISOR, JUDGE OF CENTRAL COUNTING STATION, JUDGE OF EARLY BALLOT BOARD AND ASSISTANTS; RECRUIT AND TRAIN THE JUDGES AND CLERKS; AND CONFIRM JUDGES AND POLLING PLACES.
- (B) DISTRIBUTE ELECTION SUPPLIES.
- (C) ASSEMBLE AND EDIT LISTS OF REGISTERED VOTERS TO BE USED IN CONDUCTING THE ELECTION, IN CONFORMITY WITH THE BOUNDARIES OF THE CITY AND THE ELECTION PRECINCTS ESTABLISHED FOR THE ELECTION.
- (D) PREPARE AND DISTRIBUTE ELECTION EQUIPMENT, AND ISSUE ELECTION SUPPLIES TO THE PRECINCT JUDGES, WHO SHALL BE RESPONSIBLE FOR PICKING UP ELECTION SUPPLIES AND MATERIALS AT THE TIME AND PLACE DETERMINED BY THE ELECTIONS ADMINISTRATOR.
- (E) ARRANGE FOR USE OF A CENTRAL COUNTING STATION AND FOR THE TABULATING PERSONNEL AND EQUIPMENT NEEDED AT THE COUNTING STATION AND PREPARE PROGRAMS AND TEST MATERIALS FOR TABULATION OF THE BALLOTS TO BE USED WITH ELECTRONIC VOTING EQUIPMENT.
- (F) PUBLISH LEGAL NOTICE OF THE DATE, TIME AND PLACE OF THE TESTING OF THE ELECTRONIC TABULATING EQUIPMENT AND CONDUCT SUCH TESTING.
- (G) SUPERVISE THE HANDLING AND DISPOSITION OF ELECTION RETURNS; VOTED BALLOTS; TABULATE UNOFFICIAL RETURNS AND ASSIST IN PREPARING THE TABULATION FOR THE OFFICIAL CANVASS.
- (H) PROVIDE INFORMATION SERVICES FOR VOTERS AND ELECTION OFFICERS.
- (I) ASSIST IN PROVIDING GENERAL OVERALL SUPERVISION OF THE ELECTION AND PROVIDE ADVISORY SERVICES IN CONNECTION WITH THE DECISIONS TO BE MADE AND ACTIONS TO BE TAKEN BY OFFICERS OF THE CITY WHO ARE RESPONSIBLE FOR HOLDING THE ELECTION.
- (J) PROVIDE TO THE CITY TIMELY CUMULATIVE REPORTS OF THE ELECTION RESULTS AS PRECINCTS ARE TABULATED.
- (K) SUPERVISE THE CONDUCT OF EARLY VOTING IN PERSON AND BY MAIL AND SUPPLY PERSONNEL TO SERVE AS DEPUTY EARLY VOTING CLERKS.
- (L) PROCESS ALL APPLICATIONS FOR EARLY VOTING BALLOTS BY MAIL, INCLUDING THOSE RECEIVED BY THE CITY. CITY SHALL TRANSPORT SUCH REQUESTS ON THE DAY OF RECEIPT TO THE OFFICE OF THE TAYLOR COUNTY ELECTIONS ADMINISTRATOR FOR PROCESSING. PERSONS VOTING BY MAIL WILL SEND THEIR MARKED BALLOTS TO THE OFFICE OF THE TAYLOR COUNTY ELECTIONS ADMINISTRATOR.
- (M) ARRANGE FOR PERSONNEL, PLACE, AND TIME FOR ALL EARLY VOTING BALLOTS (THOSE CAST BY MAIL AND THOSE CAST BY PERSONAL APPEARANCE) TO BE PREPARED FOR TABULATION BY AN EARLY VOTING BALLOT BOARD.

- (N) ARRANGE FOR PERSONNEL AND CONDUCT MANUAL COUNT, IF WAIVER IS NOT OBTAINED BY THE CITY.
- (O) CONDUCT CANDIDATE DRAWING FOR BALLOT PLACEMENT
- (P) PROVIDE THE SERVICES NECESSARY TO TRANSLATE ANY ELECTION DOCUMENTS INTO SPANISH.
- (Q) PROCURE, PREPARE, AND PROOF OFFICIAL AND SAMPLE BALLOT PAGES.
- (R) BE RESPONSIBLE FOR PAYMENT TO ALL PARTIES WHO HAVE PROVIDED SERVICES, SUPPLIES AND VOTING LOCATIONS FOR THE ELECTION.
- (S) PROCURE ALL ELECTION SUPPLIES, INCLUDING ELECTION DAY AND EARLY VOTING KITS, JUDGES BOOTH CONTROLLERS, DISABLED ACCESS UNITS AND E-SLATES
- (T) ARRANGE FOR SUPPLIES TO BE DELIVERED TO TAYLOR COUNTY ELECTIONS OFFICE, 400 OAK STREET, SUITE 101, ABILENE, TEXAS 79602.
- (U) PAY ALL PERSONNEL FROM PAYROLL SHEETS COLLECTED BY ADMINISTRATOR.

3. **DUTIES AND SERVICES OF CITY.** THE CITY SHALL:

- (A) PREPARE APPROPRIATE DOCUMENTS FOR ESTABLISHING THE PRECINCTS AND POLLING PLACES.
- (B) PREPARE ALL ELECTION ORDERS, WRITS, RESOLUTIONS, NOTICES, AND OTHER PERTINENT DOCUMENTS FOR ADOPTION FOR EXECUTION BY THE APPROPRIATE OFFICER OR BODY, AND TAKE ALL ACTIONS NECESSARY UNDER LAW FOR CALLING THE ELECTION, APPOINT THE PRESIDING JUDGES, ALTERNATE JUDGES, MANAGER OF CENTRAL COUNTING, TABULATION SUPERVISOR, JUDGE OF THE CENTRAL COUNTING STATION, JUDGE OF EARLY BALLOT BOARD AND ASSISTANTS AND OTHER ELECTION OFFICERS, ESTABLISH PRECINCTS AND POLLING PLACES, HANDLE CONTESTS, CANVASS THE RETURNS AND DECLARE THE RESULTS.
- (C) PREPARE ALL WRITTEN ELECTION NOTICES FOR PUBLISHING IN THE OFFICIAL CITY NEWSPAPER FOR ADMINISTRATOR. CITY SHALL POST WRITTEN NOTICES AT CITY HALL.
- (D) PRIOR TO ELECTION DAY THE CITY WILL PROVIDE TO ADMINISTRATOR THE NAME AND TELEPHONE NUMBER OF AN AGENT TO REPRESENT THE CITY. AGENT TO BE ON CALL TO THE ELECTIONS OFFICE DURING THE HOURS OF THE ELECTION.
- (E) PAY ANY ADDITIONAL COSTS INCURRED BY THE ADMINISTRATOR IF A RECOUNT FOR SAID ELECTION IS REQUIRED, OR THE ELECTION IS CONTESTED IN ANY MANNER.
- (F) PREPARE ANY SUBMISSION OF VOTING CHANGES TO BE SUBMITTED TO THE U.S. DEPARTMENT OF JUSTICE UNDER THE FEDERAL VOTING RIGHTS ACT OF 1965, AS AMENDED.
- (G) APPROVE THE PRINTING OF MAIL AND SAMPLE BALLOT PAGES.
- (H) REQUEST WAIVER FOR MANUAL COUNT, IN ACCORDANCE WITH SEC. 127.201 OF THE TEXAS ELECTION CODE, IF NECESSARY.

4. **PAYMENT OF SERVICES:**

CITY SHALL PAY TOTAL ACTUAL EXPENSES OF THE ELECTION PLUS A 10% ADMINISTRATIVE FEE BASED ON THEIR AGREED SHARE OF THE EXPENSES. PAYMENT FOR SERVICES SHALL BE STATED IN THE ATTACHED EXHIBIT A, INCORPORATED HEREIN FOR ALL PURPOSES. RUNOFF ELECTION SHALL BE TREATED AS A SEPERATE ELECTION.

- (A) IN THE ELECTION ON **MAY 11, 2013**, COVERED BY THIS AGREEMENT, THE ADMINISTRATOR'S SERVICES SHALL BE AS STATED HEREIN.
- (B) IN THE EVENT OF ANY DISAGREEMENT AMONG SAID PARTIES CONCERNING SAID MECHANICAL AND/OR PROCEDURAL DETAILS OF THE PREPARATION FOR OR CONDUCT OF SAID ELECTION, SUCH DISAGREEMENT OR QUESTION SHALL BE RESOLVED BY FOLLOWING THE METHOD OR PROCEDURE FAVORED BY THE MAJORITY OF SAID PARTIES.
- (C) PAYMENT FOR SERVICES SHALL BE AS STATED IN THE ATTACHED EXHIBIT A.

5. **GENERAL CONDITIONS:**

(A) NOTHING CONTAINED IN THIS CONTRACT SHALL AUTHORIZE OR PERMIT A CHANGE IN THE OFFICER WITH WHOM, OR THE PLACE AT WHICH, ANY DOCUMENT OR RECORD RELATING TO ELECTION IS TO BE FILED OR ANY OTHER ELECTION FUNCTION PERFORMED AS IS ESTABLISHED BY LAW.

(B) THE CONTRACTING OFFICER SHALL FILE COPIES OF THIS CONTRACT WITH THE COUNTY TREASURER AND THE COUNTY AUDITOR OF TAYLOR COUNTY.

IN WITNESS WHEREOF, CITY AND ADMINISTRATOR CAUSED THIS AGREEMENT TO BE DULY EXECUTED THIS _____ DAY OF _____ 2013.

CITY OF ABILENE

**TAYLOR COUNTY
ELECTIONS ADMINISTRATOR**

BY: _____
MAYOR

BY: _____
KRISTI ALLYN
ELECTIONS ADMINISTRATOR

ATTEST: _____
CITY SECRETARY

APPROVED:

CITY ATTORNEY

ESTIMATED COST FOR ELECTION
City of Abilene General Election
May 11, 2013

RENTAL OF EQUIPMENT

<u>Early Voting</u>	JBC	3	100.00 ea.	\$	300.00
	DAU	3	100.00 ea.	\$	300.00
	eSlate	15	100.00 ea.	\$	<u>1,500.00</u>
				\$	2,100.00
(Split with Wylie ISD)			1/2	\$	1,050.00

<u>Election Day</u>	JBC	11	100.00 ea	\$	1,100.00
11 Polling Places	eSlate	60	100.00 ea	\$	6,000.00
	DAU	11	100.00 ea	\$	<u>1,100.00</u>
				\$	8,200.00

Split with Wylie ISD
(Zion Lutheran Church 108, 306, 307)
(Thomas Elementary School 407, 408)

\$ (800.00)

SETUP AND CONDUCT EARLY VOTING	3 early sites	\$	3,000.00
(Split with Wylie ISD)	1/2	\$	1,500.00

PROGRAMMING AND OPERATING EQUIPMENT **\$ 1,000.00**

LEGAL NOTICES

Notice of Election	\$	1,200.00
Notice of Public Test	\$	<u>300.00</u>
	\$	1,500.00

SUPPLIES

Packets for Election Judges	14	35.00 ea.	\$	490.00
Early Voting by Mail Ballots	200	1.50 ea.	\$	300.00
Early Voting by Personal Appearance	5,000	.02 ea.	\$	<u>100.00</u>
			\$	890.00

MISCELLANEOUS SERVICES

Misc. supplies and delivery of equipment			\$	300.00
Copies	100	.10 ea	\$	10.00
Postage	200	.45 ea	\$	90.00
Postage for Mail ballots	200	.90 ea	\$	<u>180.00</u>
			\$	580.00

PERSONNEL

Early Voting Clerks			\$	4,000.00
Election Day Workers			\$	6,300.00
Central County Station			\$	300.00
County Employees Overtime			\$	2,000.00
Janitorial Services			\$	<u>150.00</u>

\$ **12,750.00**

Sub Total \$ **26,670.00**

10% Administrative Fee \$ **2,667.00**

ESTIMATED COST \$ **29,337.00**

**City Council
Agenda Memo**



**City Council
Meeting Date: Feb. 14, 2013**

TO: Larry D. Gilley, City Manager
FROM: Danette Dunlap, City Secretary

SUBJECT: Oral Resolution – Authorizing the City Manager to sign an Agreement between the City of Abilene, Wylie Independent School District (WISD), and the City of Impact to hold a Joint Election in Certain Voting Precincts on May 11, 2013.

GENERAL INFORMATION

The Texas Election Code, Chapter 271 authorizes political subdivision of the State of Texas hold elections jointly in voting precincts if it will be of benefit to the citizens and voters thereof to be served by common polling places and elections are ordered by the authorities of two or more political subdivisions to be held on the same day in all or part of the same territory.

FUNDING AND FISCAL IMPACT

The standard cost for a city election is \$29,337.00. Wylie ISD conducts early voting separate from the City of Abilene and whereas they share only 2 polling locations. The City of Impact shares 1 polling location with the City.

STAFF RECOMMENDATION

Staff recommends that Council approve by Oral Resolution Authorizing the City Manager to sign an agreement between the City of Abilene, Wylie Independent School District, and the City of Impact.

ATTACHMENTS

Agreement

Prepared by: Name: <u>Danette Dunlap</u> Title: <u>City Secretary</u>	Item # <u>6.3</u>	Disposition by City Council <input type="checkbox"/> Approved Ord/Res# _____ <input type="checkbox"/> Denied <input type="checkbox"/> Other _____ City Secretary
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**AGREEMENT BY
THE CITY OF ABILENE, THE CITY OF IMPACT, AND WYLIE
INDEPENDENT SCHOOL DISTRICT, TO HOLD A JOINT
ELECTION IN CERTAIN VOTING PRECINCTS
ON MAY 11, 2013**

WHEREAS, the City of Abilene (“CITY”) will hold a general election for two City Council positions within the boundaries of the CITY on May 11, 2013; and,

WHEREAS, the City of Impact (“IMPACT”) will hold a general election for City Council positions within the boundaries of the City of Impact on May 11, 2013; and,

WHEREAS, the Wylie Independent School District (“WISD”) will hold a general election on May 11, 2013, for Board of Trustees; and,

WHEREAS, Texas Election Code, Chapter 271, authorizes political subdivisions of the State of Texas to hold elections jointly in voting precincts if it will be of benefit to the citizens and voters thereof to be served by common polling places and elections are ordered by the authorities of two or more political subdivisions to be held on the same day in all or part of the same territory; and,

WHEREAS, Texas Government Code, Chapter 791, authorizes local governments to contract with one another and with agencies of the state for various governmental functions including those in which the contracting parties are mutually interested.

NOW, THEREFORE, pursuant to Chapter 31 of the Texas Election Code, Chapter 791 of the Texas Government Code and Sections 271.002 and 271.003 of the Texas Election Code, the Joint Election Agreement set forth below is entered into by and between the Entities acting by and through their respective governing bodies, agree as follows:

1. WISD and the CITY will share polling places during an election on May 11, 2013, in the following locations:

Precinct: 306-108-307	<u>Zion Lutheran Church</u> (Precinct #307 WISD only)	2801 Antilley Road
Precinct: 406-407-408	<u>Thomas Elementary School</u> (Precinct #408 WISD only)	1240 Lakeside Drive

2. IMPACT and the CITY will share a polling location during the election on May 11, 2013, in the following location:

Precinct: 203	<u>Sears Park Recreation Center</u> (Impact City Election)	2250 Ambler Ave
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3. WISD, IMPACT, and the CITY will use a HAVA compliant voting system (DREs) in each election precinct in which a common election is held.
5. The expenses of the joint election will be divided proportional between the entities having a common election. Expenses will be determined and divided based on each precinct. Each entity will bear all expenses for equipment and supplies utilized in its election.
6. It is agreed that all entities will contract with Taylor County Elections Administrator to provide all election services needed for these elections.
7. Early voting for CITY OF IMPACT, and the CITY OF ABILENE shall be conducted jointly per the election services contract with Taylor County Elections Administrator in accordance with Title 7 of the Texas Election Code.
8. Each entity shall be responsible to file their individual request for pre-clearance letters with the Department of Justice.

DATED this the 14 day of February, 2013.

CITY OF ABILENE

BY: _____
Larry Gilley, City Manager

ATTEST:

Danette Dunlap, City Secretary

WYLIE INDEPENDENT SCHOOL DISTRICT

BY: _____
School Superintendent

ATTEST: _____

DATE APPROVED: _____

CITY OF IMPACT

BY: _____
Mayor

ATTEST: _____
City Secretary

DATE APPROVED: _____

**City Council
Agenda Memo**



TO: Larry D. Gilley, City Manager
FROM: Don Green, Director of Aviation
SUBJECT: Airport Use Agreement with Republic Airline

**City Council
Meeting Date: February 14, 2013**

GENERAL INFORMATION

Republic has been contracted by casino operators to fly charters to various casino locations. They will take the place of Allegiant Air charters. The charters will be ground handled by American Eagle and this agreement lays out the airport fee structure for Republic. The agreement expires December 31, 2013.

FUNDING/FISCAL IMPACT

Charter flight fees were calculated into our budget and should remain unchanged.

STAFF RECOMMENDATION

Staff recommends the City Council authorize the City Manager to execute the Airport Use Agreement with Republic Airline.

BOARD OR COMMISSION RECOMMENDATION

The Airport Development Board voted to recommend approval of the Agreement at its February 7th meeting.

Prepared by: Name: Don Green Title: Director of Aviation	Item No. <u>6.4</u>	Disposition by City Council <input type="checkbox"/> Approved Ord/Res# _____ <input type="checkbox"/> Denied <input type="checkbox"/> Other _____ City Secretary
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**City Council
Agenda Memo**



TO: Larry D. Gilley, City Manager

**City Council
Meeting Date: 02/14/2013**

FROM: Megan R. Santee, Public Works Director

SUBJECT: Award of Bid #CB-1313, Solid Waste Services Container Maintenance Building

GENERAL INFORMATION

On January 11, 2013, the city of Abilene received bids for the construction of a new Solid Waste Services building. Six bids were received. The lowest bid was submitted by Justice Construction. The engineer, WTA Inc, after evaluating the bid submittal, recommends awarding the bid to the low bidder.

The facility is intended to replace a sixty year old, deteriorated building that is undersized and does not meet code requirements. The current buildings lack of size will not accommodate commercial trash containers and requires maintenance staff to work outdoors, regardless of weather, to perform their daily tasks, such as welding and grinding.

FUNDING/FISCAL IMPACT

In 2008, a certificate of obligation was approved for the amount of \$ 425,000. Engineering Services were procured provide design and oversight management during construction. The cost to date for the engineering services was \$46,000. The low bid is \$421,000. Currently, there is \$374,730 available to support the construction effort. The remaining amount, \$46,270, will come from fund balance.

STAFF RECOMMENDATION

Staff recommends selection of the low bid award made by Justice Construction of Abilene, Texas in the amount of \$421,000.

ATTACHMENTS

Bid Tab Sheet CB-1313
Engineer's letter of recommendation

Prepared by:

Name Jim Winward

Title Operations Manager

Item No. 6.5

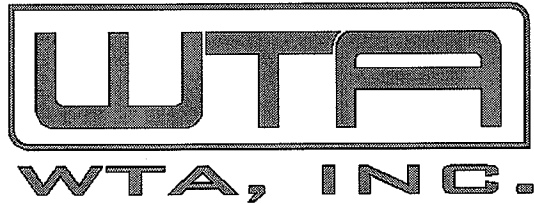
Disposition by City Council

- Approved Ord/Res# _____
- Denied _____
- Other _____

City Secretary

**CITY OF ABILENE
PURCHASING DIVISION
TABULATION OF BIDS**

DEPARTMENT: SOLID WASTE SERVICES BID NO.: CB-1313 TIME OF OPENING: 11:00 A.M. DATE OF OPENING: JANUARY 11, 2012				JUSTIC CONSTRUCTION ABILENE, TX		DON FAULKNER CONSTRUCTION ABILENE, TX		THOMAS HICKS CONSTRUCTION ABILENE, TX		ACI ENTERPRISES, INC. ABILENE, TX		MINNIX COMMERCIAL LTD. LUBBOCK, TX		EPIC CONSTRUCTION CO. ABILENE, TX	
ITEM	DESCRIPTION	QTY	UNIT	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION
1.	SOLID WASTE SERVICE BULDING				405,000.00		409,600.00		417,160.00		446,500.00		476,000.00		490,600.00
	ALTERNATE				16,000.00		22,700.00		20,900.00		19,500.00		17,000.00		16,000.00
	BASE BID														
	DISCOUNT														
	TOTAL BID				*421,000.00										
*NOTES: INDICATES RECOMMENDED AWARD															



January 15, 2013

Mr. Pascual Mirelez
Director of Purchasing
City of Abilene
555 Walnut Street, Room 201A
P.O. Box 60
Abilene, Texas 79604-0060

Re: New Solid Waste Service Building
102 South 3rd Street
Abilene, TX
Bid Request # CB-1313

Mr. Mirelez,

Sealed proposals for the above referenced project were received in the Office of the Director of Purchasing for the City of Abilene until 11:00 am Friday January 11, 2013 and opened thereafter and read aloud.

WTA, Inc. has ranked the order of the contractors based on the three lowest final bids as follows:

1.	Steve Justice Construction	Base Bid	\$405,000.00	Alternate #1	\$16,000.00
2.	Don Faulkner Construction	Base Bid	\$409,600.00	Alternate #1	\$22,700.00
3.	Thomas Hicks Construction Co.	Base Bid	\$417,160.00	Alternate #1	\$20,900.00
4.	ACI Enterprises, Inc.	Base Bid	\$446,500.00	Alternate #1	\$19,500.00
5.	Minnix Commercial Const.	Base Bid	\$476,000.00	Alternate #1	\$17,000.00
6.	EPIC Construction Co.	Base Bid	\$490,600.00	Alternate #1	\$16,000.00

After review of proposals, all are in order, therefore we recommend that the City of Abilene accept rank order of the contractors and enter into a contract based on the rank order presented. Should a contractor fail to enter into an agreement with the City of Abilene then the next contractor in order should be selected.

Should you have any questions, please feel free to contact us.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David Gay", is written over a white background.

David Gay
Project Manager

cc: Mr. James Winward