

CITY OF DRIPPING SPRINGS

ORDINANCE No. 2023-___

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DRIPPING SPRINGS, TEXAS, CALLING THE GENERAL ELECTION FOR OFFICERS TO BE HELD WITHIN SAID MUNICIPALITY ON MAY 6, 2023, AND MAKING PROVISION FOR THE CONDUCT OF THE ELECTION AND RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE HOLDING OF SUCH ELECTION.

WHEREAS, the regular municipal election day for the City of Dripping Springs, Texas (“City”), is the uniform election day occurring the first Saturday on May 6, 2023; and

WHEREAS, the terms for Council Member Place 1, Council Member Place 3, and Council Member Place 5 are scheduled to expire at the next uniform election date; and

WHEREAS, Section 3.004 of the Texas Election Code requires the governing body of a city to order an election for its officers and post notice or Order of Election (*Attachment “A”*).

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DRIPPING SPRINGS, TEXAS, THAT:

1. ELECTION

- A. An Election (the “Election”) is hereby ordered to elect municipal officers for Council Member Place, 1, Council Member Place 3 and Council Member Place 5.
- B. The Election shall be held on the next uniform election date of May 6, 2023.
- C. The hours during which the polling place is to be open at the Election shall be from 7:00 a.m. to 7:00 p.m.
- D. Said Election date is 78 or more days from the date of the adoption of this Ordinance (the “Order”) as required by Section 3.005 of the Texas Election Code. The Election shall be solely in the territorial boundaries of the City. All resident, qualified voters of Dripping Springs shall be entitled to vote.

2. POSITIONS

At such Election, candidates for the following Places shall be submitted:

Place 1 – Council Member
Place 3 – Council Member
Place 5 – Council Member

3. BALLOTS

Ballots shall be prepared in accordance with the Texas Election Code, so as to permit the electors to vote for the candidate(s) of their choice.

4. CONDUCT OF ELECTION

The Election shall be conducted by election officers appointed by the City Council in accordance with the Texas Election Code, the Constitution and laws of the State of Texas and the United States of America.

5. APPOINTMENTS

- A. The City Council hereby appoints the Hays County Elections Administrator as the election officer for the sole purpose of conducting the Election, early voting related thereto, tabulation of votes and the custody of any records from such election. This appointment includes services as the Early Voting Clerk for the Election, except for the receipt of applications and ballots for early voting by mail, provision for which is specifically made in Section 8, below.
- B. The City Council hereby delegates the authority to the Hays County Election Administrator to appoint the Election Judge and Alternate Election Judge. The Mayor is authorized to appoint alternates, if necessary.
- C. The rate of pay for each Election Judge and Clerk shall be in accordance with state law.

6. PRECINCTS & POLLING PLACES

- A. The territorial boundaries of the City of Dripping Springs are hereby designated as the voting precinct for this Election.
- B. Election Day Polling places shall be:

Dunbar Center

801 Martin Luther King Drive
San Marcos, TX 78666

Broadway (Blue Building, Rear Parking Lot)

401 Broadway Street #C
San Marcos, TX 78666

Hays County Government Center

712 S. Stagecoach Trail #1012
San Marcos, TX 78666

San Marcos Housing Authority/CM Allen

820 Sturgeon Drive
San Marcos, TX 78666

LBJ Student Center

601 University Drive
San Marcos, TX 78666

Hays CISD Arnold Transportation Bldg.

21009 Interstate 35
Kyle, TX 78640

Main Office, Hays CISD Transportation
2385 High Road
Uhland, TX 78640

Wallace Middle School
1500 West Center Street
Kyle, TX 78640

McCormick Middle School
5700 Dacy Lane
Kyle, TX 78640

Wimberley Community Center
14068 Ranch Road 12
Wimberley, TX 78676

Hays Hills Baptist Church
1401 FM 1626
Buda, TX 78610

Dripping Springs ISD Administration Bldg.
511 Mercer Street
Dripping Springs, TX 78620

Hays Precinct 4 Office
195 Roger Hanks Parkway
Dripping Springs, TX 78620

C. Election Day Polling places shall be open May 6, 2023, from 7:00 a.m. – 7:00 p.m.

7. INFORMATION IN SPANISH

Notices, instructions, ballots and other written material pertaining to the Election shall be translated into the Spanish language. This material shall be furnished to voters in both English and Spanish in order to enable voters to properly participate in the election process. In addition, the City shall provide the services of a translator speaking both English and Spanish languages to voters who notify the City of the need for such services.

8. EARLY VOTING BY MAIL

The City Secretary shall serve as Early Voting Clerk solely for the purpose of receiving ballot applications for ballots to be voted by mail. Ballot applications submitted by mail shall be addressed to the following address:

City of Dripping Springs
Attn: Early Voting Clerk
P.O. Box 384
Dripping Springs, TX 78620

The City Secretary for Dripping Springs shall collect all applications for ballots received by the City at the above address during the period allowed by the Texas Election Code and deliver to the Hays County Elections Administrator.

9. EARLY VOTING BY PERSONAL APPEARANCE

A. The Hays County Elections Administrator shall serve as the Early Voting Clerk for all other purposes. The Early Voting Clerk shall have the authority to designate such Deputy Early Voting Clerks as may be necessary to staff the Early Voting Polling Place established under

this order.

B. The Early Voting polling places shall be:

Hays County Government Center
712 S. Stagecoach Trail #1012
San Marcos, TX 78666

Broadway (Blue Building, Rear Parking Lot)
401 Broadway Street #C
San Marcos, TX 78666

LBJ Student Center
601 University Drive
San Marcos, TX 78666

Hays CISD Arnold Transportation Bldg.
21009 Interstate 35
Kyle, TX 78640

Buda Elementary, Upper Campus
300 North San Marcos Street
Buda, TX 78610

Wimberley Community Center
14068 Ranch Road 12
Wimberley, TX 78676

Dripping Springs ISD Administration Bldg.
511 Mercer Street
Dripping Springs, TX 78620

C. Early Voting polling places shall be open:

Monday, April 19, 2021
7:00 a.m. – 7:00 p.m.

Tuesday, April 20, 2021 – Friday April 23, 2021
8:00 a.m. – 5:00 p.m.

Saturday, April 24, 2021
10:00 a.m. – 2:00 p.m.

Monday, April 26, 2021
7:00 a.m. – 7:00 p.m.

Tuesday, April 27, 2021
8:00 a.m. – 5:00 p.m.

10. CANVASSING OF RETURNS

The Hays County Elections Administrator shall make a written return of the Election results to the City Council in accordance with the Texas Elections Code. The City Council shall canvass the returns and declare the results of the Election in accordance with the Texas Election Code.

11. NOTICE OF ELECTION

Notice of Election (*Attachment "A"*) and Order of Election (*Attachment "B"*) shall be published one time in both the English and Spanish languages, in a newspaper published within the Dripping Springs' territory at least ten (10) days and no than thirty (30) days before the Election and as otherwise may be required by the Texas Election Code. Notice of the Election shall also be posted on the bulletin board used by the City Council to post notices of its City Council meetings no later than the twenty-first (21st) day before the Election.

12. AUTHORIZATION TO EXECUTE

The Mayor of the City of Dripping Springs is authorized to execute, and the City Secretary is authorized to attest this Ordinance on behalf of the City Council. The Mayor is further authorized to do all other things legal and necessary in connection with the ordering, holding and consummation of the Election.

13. EFFECTIVE DATE

This Ordinance is effective immediately upon its passage and approval.

14. PROPER NOTICE & MEETING

A quorum of the City Council was present at the meeting at which this Ordinance was adopted. The meeting was open to the public and public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government.

PASSED & APPROVED this, the 7th day of February 2023, by a vote of __ (ayes) to __ (nays) to __ (abstentions) of the City Council of Dripping Springs, Texas.

CITY OF DRIPPING SPRINGS:

Bill Foulds, Jr., Mayor

ATTEST:

Andrea Cunningham, City Secretary