

**CITY OF SAN ANTONIO  
OFFICE OF THE CITY CLERK  
CITY COUNCIL AGENDA MEMORANDUM**

**TO:** Mayor and City Council

**FROM:** Leticia M. Vacek, City Clerk, TRMC/CMC

**SUBJECT:** An ordinance approving a joint election agreement with the Northside Independent School District (NISD) for the Joint General and Special election to be held on Saturday, May 7, 2005

**DATE:** March 31, 2005

**SUMMARY AND RECOMMENDATIONS**

This ordinance will provide for the NISD to join with the City of San Antonio for the May 7, 2005 Regular Municipal Election. This ordinance also stipulates that the Bexar County Elections Administrator will coordinate the Early Voting process and Election Day activities.

**BACKGROUND INFORMATION**

An agreement is hereby presented to consolidate polling places for the May 7, 2005 election. City Council approval is necessary to proceed with a contract with NISD and a contract for election services with the Bexar County. The contract will set forth the agreed duties and responsibilities of the parties involved.

Approval of this consolidation plan provides for sharing the cost of certain Early Voting and Election Day polling places with NISD. The cost of the election to the City of San Antonio will, therefore, be reduced.

The costs to be shared by all entities are:

- Early Voting Personnel Costs
- Election Day Personnel Costs
- Training of Election Personnel
- Transportation of Voting Machines
- Printing Costs
- Advertising Costs
- Rental of Polling Places (approximately 34 Election Day sites and 22 Early Voting sites to be shared with NISD)
- Rental of Voting Machines
- Election Kits

### **POLICY ANALYSIS**

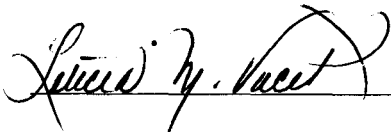
The City of San Antonio has historically joined other entities for election purposes in order to facilitate voting and election costs.

### **FINANCIAL IMPACT**

Funds for the election are provided under the Municipal Elections budget. This election is estimated to cost \$629,186.44. An ordinance contracting with the Bexar County Elections Administrator for election services will be presented to City Council.

### **COORDINATION**

The proposed ordinance has been coordinated with the City Attorney's Office, Office of Budget and Management, Northside Independent School District and the Bexar County Elections Office.

  
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Leticia M. Vacek, City Clerk, TRMC/CMC

## **JOINT ELECTION AGREEMENT**

This Agreement is entered into by and between the City of San Antonio, a Texas Municipal Corporation (hereinafter referred to as "the CITY"), acting by and through its City Manager, and the Northside Independent School District (hereinafter referred to as "the NISD"), acting by and through its Superintendent, pursuant to Texas Election Code Section 271.002(a), for the May 7, 2005 election, and is as follows:

**WHEREAS**, the City of San Antonio will conduct a general and special election on Saturday, May 7, 2005; and

**WHEREAS**, the Northside Independent School District will conduct a trustee election on Saturday, May 7, 2005; and

**WHEREAS**, Section 271.002(a) of the Texas Election Code authorizes two or more political subdivisions to enter into an agreement to hold elections jointly in the election precincts that can be served by common polling places; and

**WHEREAS**, the parties to this agreement desire that a joint election be held in order to provide a convenient, simple, and cost-saving election to the voters of the CITY and the NISD; and

**WHEREAS**, the CITY and the NISD desire to enter into an agreement setting out the respective duties and responsibilities of the parties for the May 7, 2005 election; and

**NOW THEREFORE**, it is hereby agreed that the CITY and the NISD will hold a joint election under the following terms and conditions:

### **I**

The City of San Antonio has entered into an election services contract with the Bexar County Elections Administrator to provide personnel and equipment for conducting its election at each of the polling places, as agreed by the parties by separate contract. The NISD is required to enter into its own separate contract with Bexar County for election services.

### **II**

The CITY and the NISD agree to conduct early voting jointly. The Bexar County Elections Administrator will handle and arrange for early voting by personal appearance and by mail for the joint election for each participating political subdivision or entity, in accordance with its respective contract.

### **III**

The CITY and the NISD agree that a single ballot, containing all the measures and offices to be voted on for both entities shall be used in this joint election in the election precincts that are served by common polling places.

### **IV**

The CITY and the NISD agree that each entity is responsible for its own posting of public notices in connection with the joint election.

### **V**

The CITY and the NISD agree that each entity is responsible for paying the Bexar County Elections Administrator for publication costs and for any and all other election costs, as applicable to the specific entity and agreed upon by separate contract between each entity and Bexar County.

### **VI**

Bexar County will tabulate the ballots and provide a set of copies of the affidavit page of each return along with the returns of the election, as agreed upon by separate contract between each entity and Bexar County.

### **VII**

The City of San Antonio will canvass the City's precinct returns for the joint election on Tuesday, May 17, 2005. The NISD will be responsible for canvassing the NISD's precinct returns for the joint election.

### **VIII**

The CITY and the NISD agree that each entity is responsible for preparing and sending its own individual Department of Justice Preclearance Submission.

### **IX**

The CITY and the NISD agree to comply with any and all applicable state and federal record retention statutes. Each entity shall be the custodian of its respective election records.

**X**

The undersigned are the duly authorized representatives of the entities' governing bodies, and their signatures represent acceptance of the terms and conditions of this agreement, as passed and approved by their respective governing bodies.

SIGNED and AGREED this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

**CITY OF SAN ANTONIO**

BY: \_\_\_\_\_  
J. Rolando Bono, Interim City Manager

ATTEST: \_\_\_\_\_  
Leticia M. Vacek, City Clerk

APPROVED AS TO FORM: \_\_\_\_\_  
Andrew Martin, City Attorney

**NORTHSIDE INDEPENDENT SCHOOL DISTRICT**

BY: \_\_\_\_\_

TITLE: \_\_\_\_\_