

INTERLOCAL GOVERNMENT AGREEMENT
Joint Election

AN INTERLOCAL AGREEMENT BETWEEN THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, THE BOARD OF TRUSTEES OF COLLEGE STATION INDEPENDENT SCHOOL DISTRICT AND BRAZOS COUNTY ORDERING A SPECIAL ELECTION TO BE HELD IN SAID CITY AND SCHOOL DISTRICT ON MAY 12, 2007; FOR THE PURPOSE OF A STATE-WIDE CONSTITUTIONAL AMENDMENT ELECTION, AND PROVIDING PROCEDURES RELATING TO THE CONDUCT OF SAID ELECTIONS.

WHEREAS, the City of College Station will conduct a general municipal election and a special municipal election on Saturday, May 12, 2007, and shall also administer the College Station Independent School District general and special election on May 12, 2007, through interlocal agreement; and,

WHEREAS, the Texas Legislature has ordered that a state-wide Constitutional amendment election be held on May 12, 2007; and,

WHEREAS, Section 271.002(c) of the Texas Election Code authorizes more than one political subdivision to hold joint elections; and,

WHEREAS, the City of College Station, College Station Independent School District and Brazos County will hold elections on the same day; to-wit: May 12, 2007; and,

WHEREAS, the parties to this agreement desire that a joint election be held that is cost effective and convenient for the voters of the entities;

NOW, THEREFORE BE IT JOINTLY RESOLVED that a joint election will be held by the City, School District, and Brazos County under the following terms and conditions, and the parties hereto agree with said conditions:

- PART 1: That there shall be one ballot that contains all appropriate races and propositions available for qualified voters of the three entities.
- PART 2: That there shall be one set of voting equipment to be used at the common polling places.
- PART 3: That election forms to be used and records to be maintained be combined in a manner convenient and adequate to record and report the results of the election for the City, School and County.
- PART 4: That the joint tabulation of the precinct results shall be in a manner to facilitate the independent canvass of returns by the three entities.

PART 5: That each entity shall be responsible for the preparation, publication and Spanish translation of its own Notice of Election and order of Election.

PART 6: That Brazos County will be responsible for the Spanish translation of the ballot relative to the Constitutional amendment.

PART 7: That the implementation, conduct, and management of said election shall be by the City Secretary, City of College Station. The City Secretary, City of College Station, is hereby designated as the Chief Election Official and Joint Early Voting Clerk for the three entities for the election to be held on May 12, 2007. The implementation, conduct and management of the election shall include, but not be limited to:

- A. The securing of qualified individuals to serve as election judges for each polling place, except for those polling locations outside the city limits.
- B. The securing of election materials and supplies requisite to the proper administration of the elections, and the programming and preparation of Direct Recording voting equipment to be used in the election.
- C. The securing of a contract with Texas Voting Systems, Inc. for election services and supplies.
- D. City shall be responsible for conducting joint early voting by personal appearance and by mail, with the College Station Municipal building serving and the main location for early voting by personal appearance.
- E. City shall serve as general custodian of election records in the joint election.

PART 8: Election expenses incurred as the result of the services rendered by the City in the May 12, 2007 election shall be apportioned as follows:

- A. The City will first fund all costs in full, other than the publication of each entity's Notice of Election.
- B. Brazos County will reimburse the City of College Station for certain costs as follows:

For all costs incurred for polling places, election workers, and other expenses associated with polling locations outside the city limits of

College Station. Brazos County and CSISD shall each fund one-half (1/2) of the costs associated with those rural precincts.

Each entity shall fund its share of the expenses of polling places within the City limits, when that entity has items appearing on the ballot for that precinct (one-third) (1/3) each where the City, the County and CSISD all have items appearing on the ballot in that precinct; one-half (1/2) each where only the City and County have items appearing on the ballot.

One-third (1/3) of the cost of publication of all jointly required notices.

One-half (1/3) of the cost of rental of the usual and customary amount of DRE voting equipment typically used in a regular City/School District election, election supplies, election worker training session, Early Ballot Board, Central Counting Station, and the tabulation supervisor and data processing manager.

In addition, Brazos County agrees to provide free of charge additional DRE voting equipment, above the usual and customary amount typically used in a regular City/School District election, that will be needed in anticipation of a higher than usual voter turnout due to the Constitutional amendment to be added to the May ballot.

PART 9: Said elections shall be held in the following election precincts, and voting shall be conducted at the polling places shown below:

BRAZOS COUNTY PRECINCTS

| <u>City Precincts</u> | <u>CSISD Precincts</u> | <u>Polling Places</u> |
|-----------------------|------------------------|---|
| | | |
| | 1, 2A, 82 | Wellborn Community Center 4119 Greens Prairie Road |

| | | |
|--------------|---------------------------|--|
| 8 | 8 | South Knoll Elementary School 1220 Boswell |
| 9 | 9 | College Station Conference Center 1300 George Bush Drive |
| 10A, 10B, 34 | 10A, 10B, 34 | College Station City Hall 1101 Texas Avenue |
| 20 | 20 | Memorial Student Center Joe Routh Blvd. TAMU Campus |
| 21 | 21 | Saint Mary's Catholic Church 603 Church Street |
| 24 | 24 | College Hills Elementary School 1101 Williams |
| 68 | 28B, 68 | Peach Creek Community Center Peach Creek Road |
| 31 | 31 | A&M Consolidated High School 1801 Harvey Mitchell Parkway South |
| 32 | 32 | College Station Public Library 1818 Harvey Mitchell Parkway South |
| 33, 72, 74 | 29, 33, 62, 64, 72, 74 | Lincoln Center 1000 Eleanor |
| 2C, 35A, 35B | 2C, 35A, 35B | College Station ISD Adm. Bldg. 1812 Welsh |
| 2B, 39 | 2B, 39 | Rock Prairie Elementary School 3400 Welsh |
| 40 | 40 | Aldersgate Methodist church 2201 Earl Rudder Freeway South |
| 41 | 41, 28A, 42 | Christ United Methodist Church 4201 State Highway 6 South |
| 80 | 80 | Cypress Grove Intermediate School 900 Graham Road |

PART 10: Joint early voting shall be conducted by personal appearance and by mail. The period for early voting by personal appearance for the general and special elections shall be April 30, 2007 through May 8, 2007. Optical scan ballots shall be used for early voting by mail and direct recording electronic voting machines shall be used for early voting by personal appearance. The Joint Early Voting Clerk for said elections shall be the City Secretary. She shall determine the number of election workers to hire and arrange for training of all election workers and assign to three early voting locations. The Election Coordinator for the College Station Independent School District shall serve as Regular Early Voting Clerk in said elections. The main early voting polling place by personal

appearance shall be in City Hall, 1101 Texas Avenue, College Station, Texas. Two branch early voting locations shall be designated for these elections.

Main Early Voting Location: College Station City Hall
1101 Texas Avenue
College Station, Texas
8:00 am to 5:00 pm April 30 – May 4, 2007
12:00 pm to 8:00 pm May 5 - 6, 2007
7:00 am to 7:00 pm May 7 - May 8, 2007

Branch Location: College Station School District Administration Bldg.
1812 Welsh
College Station, Texas
8:00 am to 5:00 pm April 30 – May 4, 2007
7:00 am to 7:00 pm May 7 - May 8, 2007

Branch Location: Post Oak Mall
1500 Harvey Road
College Station TX
12:00 pm to 8:00 pm April 30 – May 8, 2007

- PART 11: Each entity shall be responsible for any necessary submissions to the U.S. Department of Justice for preclearance under the Federal Voting Rights Act and giving notice of their election in a newspaper of general circulation.
- PART 12: The City Manager or his designee is hereby authorized to negotiate and execute an election services contract with Texas Voting Systems for services in connection with the joint election with the City of College Station, College Station Independent School District, and Brazos County.
- PART 13: Elections called by this interlocal agreement shall be held in accordance with the requirements for bilingual elections as set forth in the Voting Rights Act amendments for 1975 (42USC 1973aa-1a) and in Section 272.001 of the Election Code. All election forms and materials shall be printed in both English and Spanish, and bilingual oral assistance shall be made available within the requirements of the law.
- PART 14: This interlocal agreement shall take effect immediately from and after its passage.

PASSED AND APPROVED this 12th day of April, 2007.

ATTEST:

APPROVED:

City Secretary Connie Hooks

Mayor Ron Silvia

APPROVED:

City Attorney

ADOPTED by the Board of Trustees of the College Station Independent School District
this _____ day of April, 2007.

COLLEGE STATION INDEPENDENT SCHOOL DISTRICT:

Tim Jones, Board President

Randall Pitcock, Board Secretary

ADOPTED by the Brazos County Commissioners Court on this _____ day of April, 2007.

BRAZOS COUNTY:

Randy Sims, County Judge

Karen McQueen, County Clerk