

**RESOLUTION 2013-06**

**A RESOLUTION OF THE CITY COMMISSION OF LA FERIA, CAMERON COUNTY, TEXAS, ORDERING A GENERAL ELECTION IN THE CITY OF LA FERIA ON SATURDAY MAY 11, 2013, FOR THE PURPOSE OF ELECTING A MAYOR, A CITY COMMISSIONER FOR POSITION NUMBER ONE, AND A CITY COMMISSIONER FOR POSITION NUMBER TWO ON THE CITY COMMISSION TO HOLD OFFICE FOR A PERIOD OF THREE YEARS, DESIGNATING POLLING PLACES, PROVIDING FOR DESIGNATION OF OFFICERS FOR SUCH ELECTION, ORDERING NOTICE OF ELECTION TO BE GIVEN AS PRESCRIBED BY LAW IN CONNECTION WITH SUCH ELECTION, AND PROVIDING FOR OTHER MATTERS RELATING TO THE GENERAL ELECTION.**

**WHEREAS**, the laws of the State of Texas and the Home Rule Charter of the City of La Feria, Texas require that the City of La Feria General Election be held on the second Saturday in May; and

**WHEREAS**, said second Saturday in May 2013 falls on May 11, 2013; and

**WHEREAS**, the City's Home Rule Charter, as amended by Charter Election in 2007, stipulates that the Mayor, and City Commissioners Position 1, and 2 shall be elected in 2007 and every three years thereafter;

**NOW, THEREFORE, BE IT RESOLVED** by the City Commission of the City of La Feria, Texas:

That notice is hereby given that a General City Election will be held in and throughout the City of La Feria, Texas, on Saturday, May 11, 2013 at which there shall be submitted to the duly qualified resident electors of the City as to the election of a Mayor, a city commissioner for City Commissioner Position One, and a city commissioner for City Commissioner Position Two.

That the City Secretary is the early voting clerk for the election pursuant to Sec. 83.005 of the Election Code and that the City Secretary may appoint deputy early voting clerks to assist with early voting pursuant to Sec. 83.031 and Sec. 83.032.

That the City Secretary is hereby directed to cause notice to be given of said election by publication in a newspaper with a general circulation in La Feria, in accordance with the City Home Rule Charter and State Election Code and all necessary orders and writs for said election shall be issued by the proper authority.

That applications to have the name of a candidate placed on the ballot may not be filed earlier than thirty (30) days before the deadline prescribed by the State Election

Code for filing applications with the City Secretary at City Hall, 115 East Commercial Avenue, La Feria, Texas and that the earliest date for a candidate to file same will be January 30, 2013, at 8:00 AM, with the last day for filing to be on the 71st day before the election, March 1, 2013, at 5:00 PM, in accordance with Election Code Sec. 143.001, 143.004, 143.006, and 143.007 (a).

That the order in which the names of the candidates for each position are to be printed on the ballot shall be determined by a drawing of names to be conducted on March 11, 2013, at 6:30 PM.

That the election shall be held at the La Feria Fire Station on May 11, 2013, during the hours of 7:00 AM to 7:00 PM.

That in accordance with Sec. 123.001 of the Texas Election Code, the use of the paper ballot is hereby adopted for the early voting and regular voting for the election of May 11, 2013.

That the City of La Feria will use an ES&S Auto Mark Voter Assist Terminal, version 1.0.121 and Model 100 Scanner (Precinct Counter), version 5.0.0, both being state certified provided such machines are available through Cameron County, Texas, for the City's General Election to be held on May 11, 2013 for the Early Voting period starting April 29 through May 7 and also on Election Day, May 11, 2013.

That the City Secretary shall serve as the General Custodian of election records for voting precincts.

That Mr. Mario Gonzales is hereby appointed Election Presiding Judge and Ms. Betty Jo Dunlap as Alternate Presiding Judge for said election:

That any further election staff appointments for this election shall be done in accordance with the provisions of the Texas Election Code and the City of La Feria Home Rule Charter.

That the personal appearance early voting for the above designated election shall be at the La Feria Fire Station, located at 200 E. Business Highway 83, La Feria, Texas 78559 beginning April 29 through May 7, 2013 (Except Federal, State and Local Holidays). Early voting hours are as follows:

**Monday through Friday, April 29 through May 3, 2013**

8:00 a.m. to 4:30 p.m.

**Saturday, May 4, 2013**

9:00 a.m. to 2:00 p.m.

**Sunday May 5, 2013**

2:00 p.m. to 6:00 p.m.

**Monday and Tuesday, May and May 7, 2013 (designated 12 hour days) –**

8:00 a.m. to 8:00 p.m.

Ballot applications and ballots voted by mail are to be sent to the Early Voting Clerk, to the address of 115 East Commercial Avenue, La Feria, TX 78559.

That the early voting ballot shall be canvassed by the Early Voting Ballot Board, said Board being comprised of the following persons: (1) Ms. Betty Jo Dunlap, Chairman (2) Ms. Linda Prado, Vice Chairman/Member and (3) Ms. Ida Silguero, Member; and


That if any provisions of this resolution or the Charter of the City are in conflict with the Texas Election Code, the terms and provisions of the Texas Election Code shall supersede.

That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public as required by law, and that public notice of time, place, and purpose of said meeting was given as required by law.

**PASSED, APPROVED AND ADOPTED this the 26th day of February 2013.**

**APPROVED:**

ABSENT  
**Steve Brewer, Mayor**

  
**Lori Weaver, Mayor Pro-Tem**

  
**John Betancourt, Commissioner**

ABSENT  
**John Hernandez, Commissioner**

  
**Victor Gonzalez, Jr., Commissioner**

  
**Angelica P. Baldivia, Commissioner**

**ATTEST:**

  
**Olga Oberwetter, City Secretary**

**APPROVED AS TO FORM:**

  
**Richard S. Talbert, City Attorney**