

RESOLUTION 2022-03

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF NEDERLAND, TEXAS CALLING A GENERAL ELECTION ON SATURDAY, MAY 7, 2022; DESIGNATING THE POLLING PLACE; PROVIDING FOR OTHER MATTERS RELATING TO THE GENERAL ELECTION; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the laws of the State of Texas and the Charter of the City of Nederland provide that on May 7, 2022 there shall be elected the following officials for this City:

One (1) Mayor
One (1) Council member, Ward II
One (1) Council member, Ward IV

WHEREAS, the laws of the State of Texas and the Charter of the City of Nederland further provide that the Election Code of the State of Texas is applicable to said election, and in order to comply with said Code, a resolution should be passed establishing the procedure to be followed in said election, and designating the voting place for said election.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF NEDERLAND, TEXAS:

That all independent candidates at the election to be held on the first Saturday in May, 2022, for the above-mentioned offices file their application to have their name placed on the ballot with the City Clerk at Nederland City Hall, 207 N. 12th Street, Nederland, Texas, not later than the seventy-eighth (78th) days before the election or earlier than the 30th day before the date of the filing deadline in accordance with Election Code Sec. 143.006 and 143.007. The earliest date for a candidate to file same will be January 19, 2022, with the last day for filing to be February 18, 2022 at 5:00 p.m. All of said applications shall be on a form as prescribed by Section 141.031 of the Election Code.

The order in which names of the candidates are to be printed on the ballot shall be determined by a drawing by the City Clerk as provided by Section 52.094 of the Election Code.

The City of Nederland has one polling place located in the City Office Building, 207 N. 12th Street, Nederland, Texas. The City Clerk is hereby authorized and instructed to provide and furnish all necessary election supplies to conduct said election.

Linda Sherman will serve as Presiding Judge and Ron Sherman will serve as Alternate Presiding Judge, and the clerks of the election will be appointed by the Presiding Judge in a number not to exceed seven (7).

The polls at the above designated polling place shall on said Election Day be open from 7:00 a.m. to 7:00 p.m.

Gay Ferguson is hereby appointed Clerk for Early Voting. The Early Voting for the above designated election shall be at the Nederland City Hall Office Building, 207 N. 12th Street, Nederland, Texas, and said place of Early Voting shall remain open for at least eight (8) hours on each day for Early Voting which is not a Saturday, Sunday, or an official State holiday, beginning on the twelfth (12th) day and continuing through the fourth (4th) day preceding the date of said election. Said place of voting shall remain open between the hours of 8:00 a.m. and 5:00 p.m. on each day for said Early Voting. Early voting by personal appearance at the main early voting polling place will be conducted for 12 hours from 7:00 a.m. to 7:00 p.m. on Tuesday, April 26, 2022 and Tuesday, May 4, 2022. The Early Voting Clerk may be reached by mail at P.O. Box 967, Nederland, TX 77630; by fax at 409.723.1550; by email at gferguson@ci.nederland.tx.us; or on the City of Nederland's website at www.ci.nederland.tx.us. The above-described place for Early Voting is also the Early Voting Clerk's address to which ballot applications and ballots voted by mail may be sent.

The Early Voting Ballot Board shall be created as provided by Election Code Sec. 87.001. Linda Sherman is hereby appointed as the Presiding Judge for the Early Voting Ballot Board and is authorized to appoint two (2) clerks to serve on the Board. Gay Ferguson is hereby appointed to serve as the Presiding Judge of the Central Counting Station as provided in Section 127.005 of the Election Code.


Said election shall be held in accordance with the Election Code of the State, and only resident qualified voters of said City shall be eligible to vote at said election.

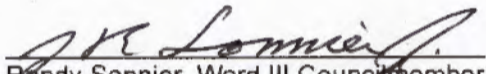
All ballots shall be prepared in accordance with Texas Election Code. Paper ballots shall be used for early voting by mail and for provisional ballots. The ExpressVote BMD with DS200 Scanner shall be used for early voting by personal appearance and voting on Election Day. The City Council hereby adopts for use in early voting and Election Day voting the ExpressVote BMD with DS200 Scanner as approved by the Secretary of State. All expenditures necessary for the conduct of the election, the purchase of materials therefore, and the employment of all election officials is hereby authorized.

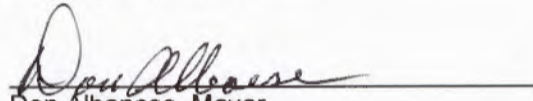
The Mayor shall give notice of this election in accordance with the terms and provisions of Sections 4.004, 83.010, 85.004, and 85.007 of the Election Code, and all necessary orders and writs for said election shall be issued by the proper authority. Returns of said election shall be made to the City Council immediately after the closing of the polls.

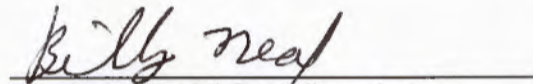
It is further found and determined that in accordance with the order of this governing body, the City Clerk posted written notice of the date, place and subject of this meeting on the bulletin board located in the City Hall, a place convenient and readily accessible to the general public, and said notice having been posted and remaining posted continuously for at least 72 hours preceding the scheduled time of said meeting.

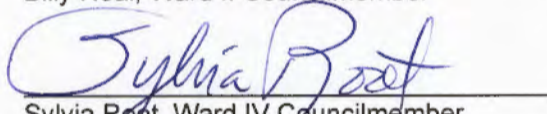
PASSED, APPROVED AND ADOPTED this 24th day of January, 2022.


Talmadge Austin, Ward I Councilmember

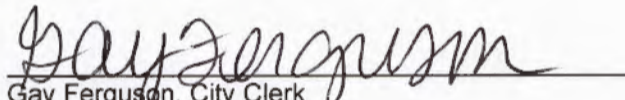

Randy Sonnier, Ward III Councilmember


Don Albanese, Mayor
City of Nederland, Texas


Billy Neal, Ward II Councilmember

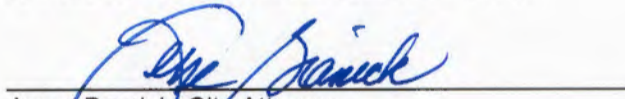

Sylvia Root, Ward IV Councilmember

ATTEST:


Gay Ferguson, City Clerk
City of Nederland, Texas



APPROVED AS TO FORM AND LEGALITY:


Jesse Branick, City Attorney
City of Nederland, Texas