

**RESOLUTION NO. 23-01-04R**

Call for Elections May 6, 2023

**A RESOLUTION OF THE TOWN OF PECOS CITY, TEXAS CALLING FOR A GENERAL ELECTION FOR THE OFFICE OF MAYOR AND COUNCIL MEMBERS PLACE ONE (1) AND PLACE FOUR (4) TO BE HELD ON MAY 6, 2023; ESTABLISHING THE DATES AND TIMES OF EARLY VOTING; ESTABLISHING A DATE FOR A RUNOFF ELECTION IF REQUIRED; APPOINTING ELECTION JUDGES; MAKING PROVISIONS FOR THE CONDUCT OF THE ELECTION.**

**WHEREAS**, the Town of Pecos City is a home rule city acting under its charter to ensure continuity of government; and

**WHEREAS**, Section 41.001(a) of the Texas Election Code calls for a General Election to be held on May 6, 2023, being the first Saturday in May, at which time the voters will elect persons to fill the office of Mayor, Council Place One (1), and Council Place Four (4); and

**WHEREAS**, Section 3.004(b) of the Texas Election Code provides that the governing body of a municipality shall be the authority to order a Special Election for the purposes of electing members to the governing body.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE TOWN OF PECOS CITY:**

**Section 1. General Election Called.** An election is hereby called to be held on May 6, 2023 between the hours of 7:00 AM and 7:00 PM to elect Mayor, Council Place One (1), and Council Place Four (4) to serve from May 2023 until May 2027, or until their successors are duly elected and qualified.

**Section 2. Application for Place on Ballot.** Qualified persons may file as candidates by filing with the City Secretary, or their designee, between the hours of 8:00 AM and 5:00 PM, Monday through Wednesday, beginning January 18, 2023 and ending Friday, February 17, 2023 at 5:00 PM. Forms for the petition shall be furnished to potential candidates by the City Secretary. Candidates must meet the criteria and follow the requirements set forth in the City Charter.

**Section 3. Conduct of Election.** The election shall be conducted according to the Texas Election Code, Texas Constitution and the Town of Pecos City, Texas City Charter.

**Section 4. Joint Election Agreements Approved.** The Mayor is authorized to enter into joint election agreements and contracts for election services as may be necessary for conducting this election.

**Section 5. Dates and Locations.** The Town of Pecos City plans to hold a City Council Election, on May 6, 2023, with early voting occurring from April 25, 2023 until May 2, 2023. The Town of Pecos City will share a common early voting polling location, if need be, for the May 6, 2023, General Election at the Reeves County Civic Center, 1520 S. Cedar St. Pecos, Texas and election day voting occurring where Reeves County designates voting will take place.

**Section 6. Notice of Election.** Notice of election shall be published at least once in a newspaper of general circulation beginning on the 30<sup>th</sup> day before the election and no later than the 10<sup>th</sup> day of the election as required by the Texas Election Code. The notice of election will be posted on the front door/window of City Hall, two places within the City and on the City website.

**TOWN OF PECOS CITY  
ORDER OF ELECTION  
ORDEN DE ELECCION DE DESEMPATE**

A general election is hereby ordered to be held on **May 6, 2023** for the purpose of:  
*Por medio de la presente se ordena una Elecciones generales que se celebrara el 06 de mayo 2023 con el propósito de:*

1. Electing the Mayor and two (2) City Council Members for 4 year terms:  
*La elección de el mayor y dos (2) miembros del consejo de la ciudad por un plazo de cuatro (4) años:*

2. **PROPOSITION 1: COUNCIL TERM LIMITS**

**“Shall Subsection (2) under Section 2.01 of the City Charter be added to establish the following term limits: (a) *three consecutive four-year term limit* for mayor; (b) *three consecutive four-year term limit for council* and (c) unless the individual has been out of office for at least 2 years, then the consecutive term limit restarts. This shall be in effect beginning in 2023 on the next regular meeting after canvassing and the next term beginning in 2025 on the next regular meeting after canvassing.**

**PROPOSICION 1: Límites de mandato del consejo**

**“Se agregará la Subsección (2) bajo la Sección 2.01 de la Carta de la Ciudad para establecer los siguientes límites de mandato: (a) tres límites consecutivos de cuatro años para alcalde; b) tres mandatos consecutivos de cuatro años para el Consejo y (c) a menos que el individuo haya estado fuera del cargo durante al menos 2 años, entonces se reinicia el límite de mandato consecutivo. Esto entrará en vigor a partir de 2023 en la próxima reunión ordinaria después del recuento y el próximo período que comenzará en 2025 en la siguiente reunión normal después del recuento.”**

3. **PROPOSITION 2: COUNCIL TERM LIMITS**

**“Shall Subsection (3) under Section 2.01 of the City Charter be added to establish the following maximum lifetime term limits: The maximum amount of terms a person may serve as a mayor and/or council member shall be four (4) terms plus up to two (2) additional years if filling a vacancy for an unexpired term**

**PROPOSICION 2: Límites de mandato del consejo**

**" Se agregará la Subsección (3) bajo la Sección 2.01 de la Carta de la Ciudad para establecer los siguientes límites máximos de mandato de por vida: La cantidad máxima de términos que una persona puede servir como alcalde y / o miembro del consejo será de cuatro (4) términos y hasta dos (2) años adicionales si se llena una vacante por un período no vencido...**

Early voting by personal appearance will be conducted each weekday at:

**Reeves County Civic Center – 1500 S Cedar Street, Pecos, Texas**

between the hours of 8:00 a.m. and 5:00 p.m. beginning on April 25, 2023 and ending May 2, 2023. The 1<sup>st</sup> day and 7<sup>th</sup> day of early voting will be 7:00a.m to 7:00p.m (April 25<sup>th</sup> and May 2<sup>nd</sup>)

*La votacion adelantada en persona se llevara a cabo de lunes a viernes en el en el Reeves County Civic Center – 1500 S Cedar Street, Pecos, Texas entre las 8:00 de la mañana y las 5:00 de la tarde empezando el 25 de abril, 2023 y terminando el 2 de mayo, 2023. El primer dia y el sexto dia de la votacion adelantada sera de las 7:00a.m. a las 7:00p.m.(25 de abril y el 2 de mayo)*

Applications for ballot by mail shall be mailed to:

*Las solicitudes de boletas que se enviaran por correo deberan enviarse a:*

**KELLIE NAGY**

(Early Voting Clerk) *(Nombre de la Secretaria de la Votacion Adelantada)*

Reeves County Elections Administrator

100 E. 4<sup>TH</sup> ST. #102

Pecos, Texas 79772

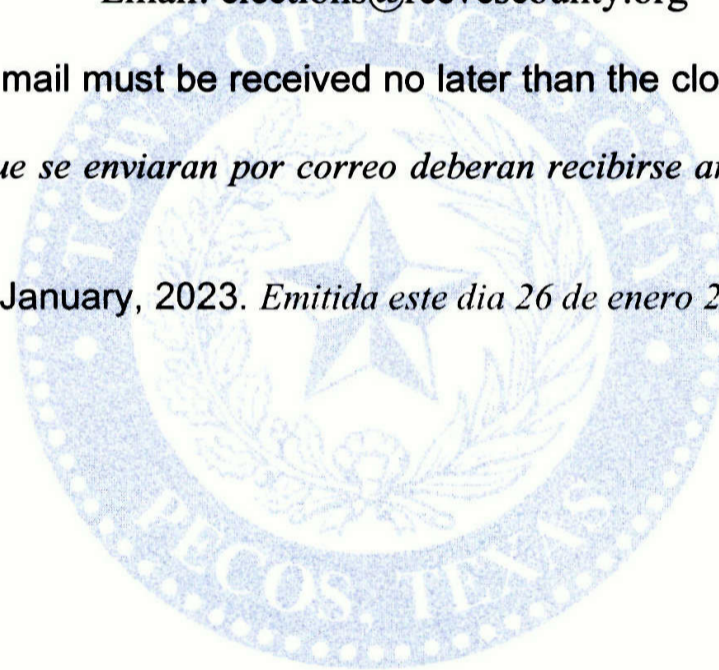
Tel: (432) 287-0222 x4

Email: [elections@reevescounty.org](mailto:elections@reevescounty.org)

Applications for ballots by mail must be received no later than the close of business on April 25, 2023.

*Las solicitudes de boletas que se enviaran por correo deberan recibirse antes de las 5:00p.m. el 25 de abril, 2023.*

Issued this the 26<sup>th</sup> day of January, 2023. *Emitida este dia 26 de enero 2023.*



**Section 7. Run-off Election.** Any runoff election required for the election of members of the City Council of the Town of Pecos City, Texas shall be held as prescribed in the City's Charter and at the same location as the Election Day Polling Place.

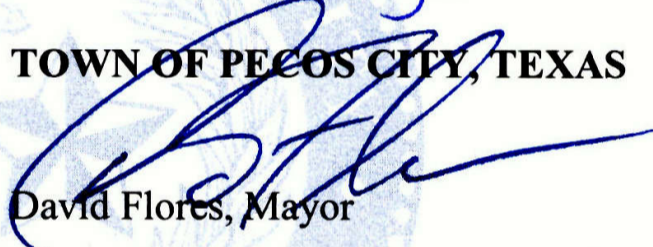
**Section 8. Authorization Granted.** The City Manager and City Secretary, in consultation with the City Attorney, are hereby authorized and directed to take any and all actions necessary to comply with the provisions of Federal and State law in carrying out and conducting the election, whether or not expressly authorized herein.

**SEVERABILITY:** If any article, section, subsection, clause, paragraph, sentence or phrase of this resolution shall, for any reason, be held to be invalid or unconstitutional, such invalid article, section, subsection, clause, paragraph, sentence or phrase is hereby declared to be severable; and any such invalid or unconstitutional article, section, subsection, clause, paragraph, sentence or phrase shall in no way affect the validity of the remaining portions of this resolution; and it is hereby declared to be the intention of the City Council to enact each section and portion thereof individually, and each such section shall stand individually if necessary, and be in force regardless of the determined invalidity or unconstitutionality of any article, section, subsection, clause, paragraph, sentence or phrase thereof.

**EFFECTIVE DATE:** This resolution shall be effective immediately upon passage.

**PASSED AND APPROVED THIS** 20<sup>th</sup> **DAY OF** January, 2023.

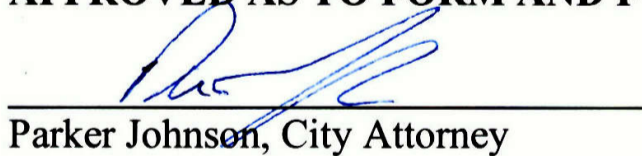
**TOWN OF PECOS CITY, TEXAS**

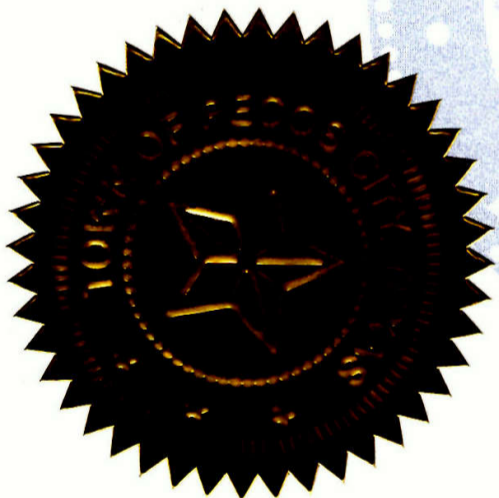
  
David Flores, Mayor

**ATTEST:**

  
Syra Nichols, City Secretary

**APPROVED AS TO FORM AND FUNCTION:**

  
Parker Johnson, City Attorney



# REEVES COUNTY ELECTIONS

100 E. 4<sup>TH</sup> St. Pecos, Texas  
432-287-0222 x405

## PECOS BARSTOW TOYAH ISD; TOWN OF PECOS CITY GENERAL ELECTION

MAY 6, 2023

Proposed Judges, Alternates & Polling Places

### **EARLY VOTING POLLING PLACE                      April 24, 2023 – May 2, 2023**

*Reeves County Civic Center 1520 S. Cedar St-All Voting Boxes 8:00 am – 6:00 pm*

Judge – Hilda Machuca Alternate – Syliva Quintana

Clerks – Chrystal Jurado – Norma Chavez – Nora Briceno

Cleaner – Agapita Matta

### **ELECTION DAY POLLING LOCATIONS -MAY 6, 2023 7:00 AM – 7:00 PM**

*Reeves County Civic Center 1520 S Cedar St –Voting Boxes 2, 3, 10 & 11*

Judge – Hilda Machuca Alternate – Syliva Quintana

Clerks – Rhonda Wade, Margie Munoz, Joan Capshaw, Chrystal Jurado,  
Miranda Contreras

*Toyah City Hall 100 E 2<sup>nd</sup> St. Toyah - Voting Box 4*

Judge – Diana Toillet Alternate – Anitra Bradfield

Clerk – Paula Ortiz – Elva Falcon

*Saragosa Multipurpose Center 204 W Main – Voting Box 6*

Judge – Nora Briceno Alternate – Stella Nichols

Clerks – Jason Gallego

*Barstow Community Center 100 E Concho - Voting Box 13*

Judge – Emma Lozano                      Alternate – Frances L. Florez

Clerk - Crissy Florez

*Central Counting – PBTISD Tech Center 1301 S Eddy St*

CC Judge – Nadine Smith                      Alternate – Dana Magers

Tabulating Judge – Tracy Shaw                      Alternate – Lindsay Birch

Early Voting Ballot Board

Judge - Hortencia Lopez                      Alternate – Lindsay Birch

Clerks – Kristian Millan, Syra Nichols

Kellie Nagy - Elections Administrator

Velma Hendricks – Voter Registrar

**THE STATE OF TEXAS        §**

**COUNTY OF REEVES        §**

**ELECTION AGREEMENT WITH TOWN OF PECOS CITY  
(TOPC)  
TO BE ADMINISTERED BY THE REEVES COUNTY ELECTION  
ADMINISTRATOR'S OFFICE (RCEAO)**

**PARTICIPATING AUTHORITIES**

The Town of Pecos City plans to hold a City Council Election, on May 6, 2023, with early voting occurring from April 25, 2023 until May 2, 2023. The Town of Pecos City will share a common early voting polling location, if need be, for the May 6, 2023, General Election at the Reeves County Civic Center, 1520 S. Cedar St. Pecos, Texas and election day voting occurring where Reeves County designates voting will take place.

**ADMINISTRATION**

The RCEAO agrees to order ballots and all pertinent supplies connected therewith for the General Election in accordance with the provisions of the Texas Election Code and as outlined in this agreement. Each participating authority agrees to pay Reeves County for supplies (including ballots), services and administrative costs as outlined in this agreement.

**LEGAL DOCUMENTS**

Each participating authority will be responsible for the preparation, adoption and publication of all required election orders, resolutions, notices and any other pertinent documents required by their respective governing bodies.

**ELECTION JUDGES, CLERKS AND OTHER ELECTION PERSONNEL**

RCEAO will pay all election workers and TOPC agrees to pay Reeves County for the Election Workers that are within its district boundaries. TOPC agrees to pay Reeves County for the cost of Election Supplies for those polling locations.

Central Counting for all entities will be at the discretion of RCEAO. The Cost of Central Counting Personnel will be divided equally among all entities with each participating authority agreeing to pay Reeves County for equal share of the cost of the Central Counting Personal.

## SUPPLIES AND PRINTING

The RCEAO will arrange for all election supplies (including ballots) and election printing from the supplier.

Each participating authority shall furnish the RCEAO a list of candidates and/or propositions(s) showing the order and the exact manner in which their candidate names and/or proposition(s) are to appear on the official ballot. The list will be delivered to the RCEAO as soon as possible after ballot positions have been determined by each of the participating authorities. Each participating authority will be responsible for proof reading and approving the ballots in so far as it pertains to that authority's candidates and/or proposition. Each participating authority will be provided a sample ballot prior to printing of same, and each participating authority must give written approval prior to the ballot being printed. **IF ANY MISTAKES, ERRORS OR DEFECTS APPEAR IN THE PRINTED SAMPLE BALLOT AFTER PRIOR WRITTEN APPROVAL BY EACH PARTICIPATING AUTHORITY, THEN CORRECTION OF THE BALLOTS WILL BE AT THE EXPENSE OF THAT PARTICULAR PARTICIPATING AUTHORITY.**

## ELECTION EXPENSES

The participating authorities agree to share the costs of administering the May 6, 2023 General Election. A general supervisory fee not to exceed 10% of the total cost of the election shall be assessed as authorized by the Texas Election Code, Sec. 31.100. Allocation of costs, unless specifically stated otherwise, is mutually agreed to be paid by Reeves County. **THE COST OF ANY SPECIAL REQUEST FROM A PARTICIPANT, WHICH IS NOT AGREED UPON BY ALL AUTHORITIES, SHALL BE BORNE BY THE PARTICIPANT.**

The RCEAO will invoice each participating authority.

## CONTRACT WITHDRAWAL

Any participating authority that certifies their election in accordance with Sections 2.051, 2.052 and 2.053, of the Texas Election Code may withdraw from the General election contract. Any expenditure incurred prior to withdrawal shall be billed separately and that contracting authority shall be removed from the contract. An addendum to the contract shall be provided to the remaining participating authorities no later than five (5) days after notification of all intents to withdraw have been received by the Reeves County Election Administrator.

**NOTICE**

Whenever this agreement requires any consent, approval notice, request or demand, it must be in writing to be effective and shall be delivered to the Reeves County Election Administrator as shown below.

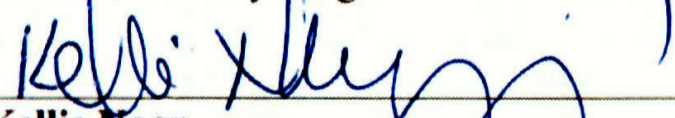
**KELLIE NAGY**  
Reeves County Elections Administrator  
100 E. 4<sup>TH</sup> ST. #102  
Pecos, Texas 79772  
Tel: (432) 287-0222 x4  
Email: elections@reevescounty.org

And to the Town of Pecos City as shown below:

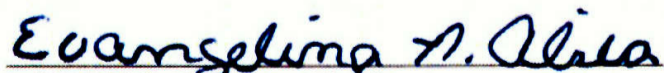
Syra Nichols  
City Secretary  
115 W 3rd St.  
Pecos, TX 79772  
Tel: (432) 445-2421  
Email: citysecretary@pecostx.gov

**GENERAL CONTRACT ACCEPTANCE AND APPROVAL**

  
\_\_\_\_\_  
**HON. Leo Hung**  
REEVES County Judge

  
\_\_\_\_\_  
**Kellie Nagy**  
REEVES County Elections Administrator

**ATTEST:**

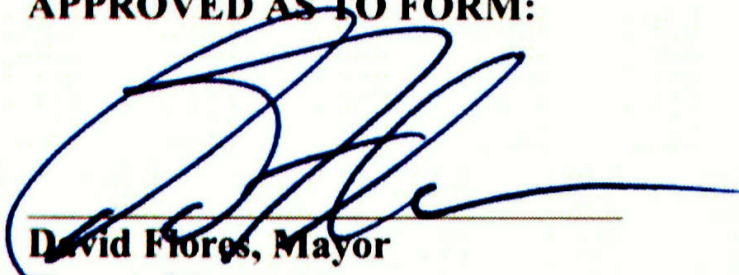
  
\_\_\_\_\_  
**Evangelina A. Oliva**  
REEVES County Clerk

REEVES County Commissioners Court



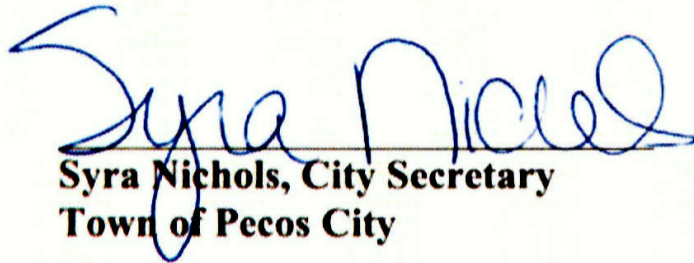
**ACCEPTED AND AGREED TO BY THE TOWN OF PECOS CITY**

**APPROVED AS TO FORM:**

A handwritten signature in blue ink, appearing to read 'David Flores', written over a horizontal line.

**David Flores, Mayor  
Town of Pecos City**

**ATTEST:**

A handwritten signature in blue ink, appearing to read 'Syra Nichols', written over a horizontal line.

**Syra Nichols, City Secretary  
Town of Pecos City**