

**CITY OF KERRVILLE, TEXAS
RESOLUTION NO. 48-2024**

A RESOLUTION ORDERING THAT A GENERAL ELECTION BE HELD ON MAY 3, 2025 FOR THE ELECTION OF TWO CITY COUNCILMEMBERS FOR PLACE 1 AND PLACE 2; PROVIDING DETAILS RELATING TO THE HOLDING OF SUCH ELECTION; AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE KERRVILLE INDEPENDENT SCHOOL DISTRICT FOR THE HOLDING OF A JOINT ELECTION BETWEEN THE TWO ENTITIES; AND PROVIDING OTHER MATTERS RELATED TO THE SUBJECT

WHEREAS, Section 2.03 of the City Charter establishes a two-year term of office for each City Councilmember, until a successor is elected; and

WHEREAS, the terms of office for the Councilmembers Place One and Place Two will expire in May 2025; and

WHEREAS, Section 41.001 of the Texas Election Code, as amended (the "Code") specifies that Saturday, May 3, 2025, will serve as the general election date for the State of Texas and that a general election of a city may be held on such date; and

WHEREAS, the City Council of the City of Kerrville, Texas ("City Council") finds it to be in the public interest to call a general election to be held on May 3, 2025 for the election of persons to the offices of Councilmember Place One and Councilmember Place Two (the "Election"); and

WHEREAS, City Council is ordering the Election for the City of Kerrville, Texas, not later than 78 days before the election day pursuant to Section 3.005(c) of the Code; and

WHEREAS, City Council, pursuant to the Code, will contract with the Kerr County Elections Officer, who is the Kerr County Clerk (the "Elections Officer"), to conduct all aspects of the Election; and

WHEREAS, the Kerrville Independent School District ("KISD") may also hold an election on May 3, 2025, and like the City, is entering into an agreement with the Elections Officer for services related to holding the election; and

WHEREAS, City Council, pursuant to Chapter 271 of the Code, will contract with KISD to jointly hold the Election under the authority of this law; and

WHEREAS, the City Council hereby finds and determines that the actions described above are in the best interests of the residents of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:

SECTION ONE. The facts and matters contained in the preamble above are found to be true and correct and are incorporated herein and made a part hereof for all purposes.

SECTION TWO. City Council orders that a general election be held for the City of Kerrville, Texas, on Saturday, May 3, 2025, for the purpose of electing the following officials of the City:

**Councilmember, Place One
Councilmember, Place Two**

SECTION THREE. City Council approves the *Interlocal Agreement for a Joint Election between the City and KISD* and authorizes the Mayor to sign same, such Agreement as authorized by Chapter 271 of the Code. The Agreement is attached as **Exhibit A**, and authorizes the City and KISD to conduct a joint election, should both entities hold elections.

SECTION FOUR. Qualified persons may file for a place on the ballot by filing an application in the Office of the City Secretary during regular business hours from 8:00 AM to 5:00 PM each weekday beginning Wednesday, January 15, 2025 and continuing until 5:00 PM on Friday, February 14, 2025.

SECTION FIVE. The present boundaries of the City, constituting one election precinct, the polls shall be open for voting on **Election Day, Saturday May 3, 2025, from 7:00 AM until 7:00 PM** at the following polling place:

**POLLING PLACE
Municipal Court Building
301 McFarland
Kerrville, Texas 78028**

SECTION SIX. All resident qualified electors of the City shall be permitted to vote at said election. This election shall be held and conducted in accordance with the Agreement; the Code; the Federal Voting Rights Act of 1965, as amended; the City Charter; and as may be required by law. All election materials and proceedings shall be printed in both English and Spanish. Kerr County will utilize its voting equipment for this election.

SECTION SEVEN. The Elections Officer is hereby appointed as Early Voting Clerk and the City Secretary shall serve as the Deputy Early Voting Clerk.

Applications for ballot by mail must be received by mail no later than the close of business on Monday, April 14, 2025, at the following Mailing Address: Elections Officer, Attn: Early Voting Clerk, 700 Main Street, Kerrville, Texas, 78028.

SECTION EIGHT. The Elections Officer shall appoint the Election Judge and officers for the polling place and the Early Voting Ballot Board in accordance with the provisions of the Code and the Agreement. The City authorizes the Elections Officer to make changes, substitutions, or additions as to any voting official in accordance with the Code and the Agreement.

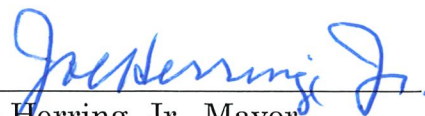
SECTION NINE. Early voting by personal appearance shall be conducted by Elections Officer in accordance with the Agreement. In accordance with the Code, the Elections Officer may appoint one or more deputy early voting clerks. Early voting shall be conducted at the Municipal Court Building, 301 McFarland, Kerrville, Texas, 78028, April 22, 2025 through April 29, 2025, and in accordance with the Code, as follows:

- **Tuesday, April 22, 2025, through Friday, April 25, 2025:** 8:00 AM to 6:00 PM
- **Monday, April 28, 2025, and Tuesday, April 29, 2025:** 8:00 AM to 6:00 PM

SECTION TEN. City Council will conduct the official canvass of the election at a special meeting on Tuesday, May 13, 2025, at the Arcadia Theater, 717 Water Street, Kerrville, Texas, where official notice of this election shall comply with state law, to include the Open Meetings Act.

SECTION ELEVEN. City Council hereby gives the City Secretary the authority to take any action(s) to ensure that the election is conducted in accordance with the Code and the Agreement, to include alternating the dates, places, or actions described above. Should the City Secretary be required to take action, which alters any of the information or actions described above, she shall provide written notice of the action to Council as soon as possible.

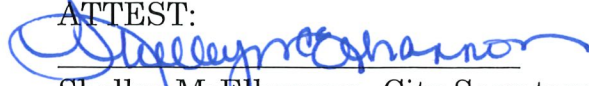
PASSED AND APPROVED ON this the 10 day of December A.D., 2025.


Joe Herring, Jr., Mayor

APPROVED AS TO FORM:


Michael C. Hayes, City Attorney

ATTEST:


Shelley McElhannon, City Secretary

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CIUDAD DE KERRVILLE, TEXAS
RESOLUCIÓN No. 48-2024

UNA RESOLUCIÓN QUE ORDENA QUE SE CELEBREN ELECCIONES GENERALES EL 3 DE MAYO DE 2025 PARA LA ELECCIÓN DE DOS CONCEJALES PARA EL LUGAR 1 Y EL LUGAR 2; PROPORCIONAR DETALLES RELACIONADOS CON LA CELEBRACIÓN DE DICHAS ELECCIONES; AUTORIZANDO AL ALCALDE A CELEBRAR UN ACUERDO CON EL DISTRITO ESCOLAR INDEPENDIENTE DE KERRVILLE PARA LA CELEBRACIÓN DE UNA ELECCIÓN CONJUNTA ENTRE LAS DOS ENTIDADES; Y PROPORCIONAR OTROS ASUNTOS RELACIONADOS CON EL TEMA

CONSIDERANDO QUE, la Sección 2.03 de la Carta Constitucional de la Ciudad establece un mandato de dos años para cada miembro del Concejo Municipal, hasta que se elija un sucesor; y

CONSIDERANDO QUE, los mandatos de los concejales Lugar Uno y Lugar Dos expirarán en mayo de 2025; y

CONSIDERANDO QUE, la Sección 41.001 del Código Electoral de Texas, según enmendado (el "Código") especifica que el sábado 3 de mayo de 2025 será la fecha de las elecciones generales para el Estado de Texas y que se puede celebrar una elección general de una ciudad en dicha fecha; y

MIENTRAS QUE, el Concejo Municipal de la Ciudad de Kerrville, Texas ("Concejo Municipal") considera de interés público convocar a una elección general que se llevará a cabo el 3 de mayo de 2025 para la elección de personas para los cargos de Concejal Place One y Councilmember Place Two (la "Elección"); y

CONSIDERANDO QUE, el Concejo Municipal está ordenando la Elección para la Ciudad de Kerrville, Texas, a más tardar 78 días antes del día de las elecciones de conformidad con la Sección 3.005(c) del Código; y

CONSIDERANDO QUE, el Concejo Municipal, de conformidad con el Código, contratará al Oficial de Elecciones del Condado de Kerr, quien es el Secretario del Condado de Kerr (el "Oficial de Elecciones"), para llevar a cabo todos los aspectos de la Elección; y

CONSIDERANDO QUE, el Distrito Escolar Independiente de Kerrville ("KISD") también puede celebrar una elección el 3 de mayo de 2025 y, al igual que la Ciudad, está celebrando un acuerdo con el Oficial de Elecciones para los servicios relacionados con la celebración de las elecciones; y

CONSIDERANDO QUE, el Concejo Municipal, de conformidad con el

Capítulo 271 del Código, contratará con KISD para celebrar conjuntamente las Elecciones bajo la autoridad de esta ley; y

CONSIDERANDO QUE, el Concejo Municipal por la presente encuentra y determina que las acciones descritas anteriormente son en el mejor interés de los residentes de la Ciudad;

AHORA, POR LO TANTO, SEA RESUELTO POR EL CONCEJO MUNICIPAL DE LA CIUDAD DE KERRVILLE, CONDADO DE KERR, TEXAS:

SECCIÓN PRIMERA. Los hechos y asuntos contenidos en el preámbulo anterior se consideran verdaderos y correctos y se incorporan al presente y forman parte del mismo a todos los efectos.

SECCIÓN SEGUNDA. El Concejo Municipal ordena que se lleven a cabo elecciones generales para la Ciudad de Kerrville, Texas, el sábado 3 de mayo de 2025, con el propósito de elegir a los siguientes funcionarios de la Ciudad:

**Concejal, Lugar Uno
Concejal, Lugar Dos**

SECCIÓN TERCERA. El Concejo Municipal aprueba el *Acuerdo Interlocal para una Elección Conjunta entre la Ciudad y KISD* y autoriza al Alcalde a firmar el mismo, dicho Acuerdo según lo autorizado por el Capítulo 271 del Código. El Acuerdo se adjunta como **Anexo A**, y autoriza a la Ciudad y a KISD a llevar a cabo una elección conjunta, en caso de que ambas entidades celebren elecciones.

SECCIÓN CUARTA. Las personas calificadas pueden solicitar un lugar en la boleta electoral presentando una solicitud en la Oficina del Secretario de la Ciudad durante el horario comercial regular de 8:00 a.m. a 5:00 p.m. todos los días de la semana a partir del miércoles 15 de enero de 2025 y hasta las 5:00 p.m. del viernes 14 de febrero de 2025.

SECCIÓN QUINTA. Los límites actuales de la Ciudad, que constituyen un precinto electoral, las urnas estarán abiertas para votar el **Día de las Elecciones, el sábado 3 de mayo de 2025, de 7:00 a.m. a 7:00 p.m.** en el siguiente lugar de votación:

**LUGAR DE VOTACIÓN
Edificio de Juzgados Municipales
301 McFarland
Kerrville, Texas 78028**

SECCIÓN SIX. Todos los electores calificados residentes de la Ciudad podrán votar en dicha elección. Esta elección se llevará a cabo y llevará a cabo de conformidad con el Acuerdo; el Código; la Ley Federal de Derechos Electorales de 1965, según enmendada; la Carta de la Ciudad; y según lo exija la ley. Todos los materiales y actas electorales se imprimirán tanto en inglés como en español. El condado de Kerr utilizará su equipo de votación para estas elecciones.

SECCIÓN SÉPTIMA. El Oficial de Elecciones es designado como Secretario de Votación Anticipada y el Secretario de la Ciudad servirá como Secretario Adjunto de Votación Anticipada. Las solicitudes para votar por correo deben recibirse por correo a más tardar al cierre de operaciones el lunes 14 de abril de 2025, en la siguiente dirección postal: Elections Officer, Attn: Early Voting Clerk, 700 Main Street, Kerrville, Texas, 78028.

SECCIÓN OCTAVA. El Oficial de Elecciones nombrará al Juez Electoral y a los funcionarios del lugar de votación y de la Junta de Boletas de Votación Anticipada de acuerdo con las disposiciones del Código y el Acuerdo. La Ciudad autoriza al Oficial de Elecciones a hacer cambios, sustituciones o adiciones en cuanto a cualquier oficial de votación de acuerdo con el Código y el Acuerdo.

SECCIÓN NOVENA. La votación anticipada por comparecencia personal será realizada por el Oficial de Elecciones de acuerdo con el Acuerdo. De acuerdo con el Código, el Oficial de Elecciones puede nombrar a uno o más secretarios adjuntos de votación anticipada. La votación anticipada se llevará a cabo en el Edificio del Tribunal Municipal, 301 McFarland, Kerrville, Texas, 78028, del 22 de abril de 2025 al 29 de abril de 2025, y de acuerdo con el Código, de la siguiente manera:

- **Del martes 22 de abril de 2025 al viernes 25 de abril de 2025:** de 8:00 a. m. a 6:00 P. M.
- **Lunes 28 de abril de 2025 y martes 29 de abril de 2025:** de 8:00 a. m. a 6:00 p. m.

SECCIÓN DÉCIMA. El Concejo Municipal llevará a cabo el escrutinio oficial de la elección en una reunión especial el martes 13 de mayo de 2025, en el Teatro Arcadia, 717 Water Street, Kerrville, Texas, donde el aviso oficial de esta elección cumplirá con la ley estatal, para incluir la Ley de Reuniones Abiertas.

SECCIÓN UNDÉCIMA. Por la presente, el Concejo Municipal otorga al Secretario de la Ciudad la autoridad para tomar cualquier acción para garantizar que la elección se lleve a cabo de acuerdo con el Código y el Acuerdo, para incluir la alternancia de las fechas, lugares o acciones descritas anteriormente. En caso de que se requiera que la Secretaria de la Ciudad tome medidas, que alteren cualquiera de la información o acciones descritas anteriormente, deberá proporcionar una notificación por escrito de la acción al Concejo lo antes posible.

APROBADO Y APROBADO EN ESTE DÍA DE 2025 D.C.

Joe Herring, Jr., Alcalde

APROBADO EN CUANTO A LA FORMA:

ATESTIGUAR:

Michael C. Hayes, Abogado de la Ciudad

Shelley McElhannon, Secretaria de
la Ciudad

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**INTERLOCAL AGREEMENT FOR A JOINT ELECTION
BETWEEN THE CITY OF KERRVILLE, TEXAS AND
KERRVILLE INDEPENDENT SCHOOL DISTRICT**

This Interlocal Agreement for a Joint Election (the "Agreement") is entered into by and between the City of Kerrville ("City"), a municipal corporation situated in Kerr County, Texas, and Kerrville Independent School District ("KISD"), a Texas Independent School District situated in Kerr County, Texas, pursuant to the Interlocal Cooperation Act, Chapter 791, Texas Government Code; and Chapter 271 of the Texas Election Code. The City and KISD may be referred to as "Party" or collectively as "Parties".

WITNESSETH

WHEREAS, the City and KISD will each hold elections on Saturday, May 3, 2025; and

WHEREAS, Section 271.002 of the Texas Election Code authorizes two or more political subdivisions holding elections on the same day in all or part of the same county to enter into an agreement to hold their elections jointly in the election precincts that can be served by common polling places; and

WHEREAS, the City and KISD believe it to be in the public interest to enter into this Agreement, which authorizes the parties, in conjunction with the Kerr County Clerk, to hold a joint election pursuant to Chapter 271, Texas Election Code;

NOW, THEREFORE, IT IS HEREBY AGREED AS FOLLOWS:

ARTICLE I - PURPOSE. The purpose of this Agreement is to authorize the City and KISD to hold a joint election on May 3, 2025, pursuant to Chapter 271 of the Texas Election Code, and to share those common polling places that serve the voters of both jurisdictions. The Parties have each entered into separate agreements with the Kerr County Clerk who has agreed to conduct the elections. Each Party will continue to work with the Kerr County Clerk and each other to conduct their elections as productively and efficiently as possible. This Agreement shall also apply to any runoff election.

ARTICLE II - TERM. The term of this Agreement is to commence upon final execution of this Agreement by the Parties and shall end upon the final canvassing conducted by each Party pursuant to its election.

ARTICLE III - LOCATION OF COMMON POLLING PLACES. The voters of particular election precincts may be served in this joint election by a common polling place located outside the boundary of the election precinct, inasmuch as the parties hereto have determined that the locations of such polling places, as recommended by the Kerr County Clerk, will adequately and conveniently serve the affected voters and will facilitate the orderly

conduct of the elections, pursuant to Section 271.003 of the Texas Election Code.

ARTICLE IV - ALLOCATION OF EXPENSES. City and KISD shall provide to the Kerr County Clerk, from current revenues available to the paying party, their respective share of costs, as determined by the Kerr County Clerk, pursuant to Section 271.004 of the Texas Election Code. If a Party cancels an election, then its share of the costs shall be adjusted accordingly.

ARTICLE V - EARLY VOTING. The parties hereto agree to conduct early voting jointly, pursuant to Section 271.006 of the Texas Election Code.

ARTICLE VI - AMENDMENTS. This Agreement may be amended by mutual agreement of the parties hereto in writing to be attached to and incorporated into this Agreement.

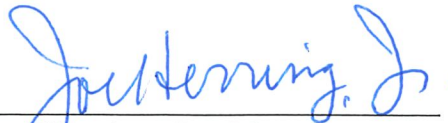
ARTICLE VII - LEGAL CONSTRUCTIONS. In case any one or more of the provisions contained in this Agreement shall be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provision thereof and this Agreement shall be construed as if such invalid, illegal, or unenforceable provision had never been contained herein.

ARTICLE VIII- ENTIRE AGREEMENT. This Agreement supersedes any and all other agreements, either oral or in writing, between the Parties with respect to the subject matter hereof, and no other agreement, statement, or promise relating to the subject matter of this Agreement which is not contained herein shall be valid or binding.

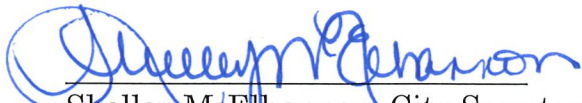
(Signatures follow on next page)

EXECUTED THIS 10 day of 12, 2024.

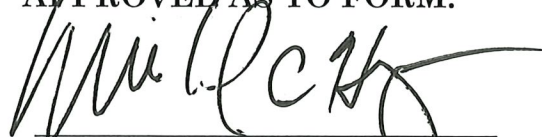
THE CITY OF KERRVILLE:


Joe Herring, Jr., Mayor

ATTEST:


Shelley McElhannon, City Secretary

APPROVED AS TO FORM:


Michael C. Hayes, City Attorney

EXECUTED THIS ____ day of _____, 2024.

KERRVILLE INDEPENDENT
SCHOOL DISTRICT:

David Sprouse, M.D., President KISD
Board of Trustees

ATTEST:

Greg Peschel, Secretary KISD
Board of Trustees