

RESOLUTION 98-R-017

CANVASSING THE RETURNS OF THE SPECIAL
ELECTION HELD ON JANUARY 17, 1998;
APPROVING THE RESULTS; AND ORDERING A
SPECIAL RUN-OFF ELECTION IF NECESSARY.

WHEREAS, by Ordinance No. 97-O-298 introduced on December 1, 1997, the Council ordered a special election to be held on January 17, 1998 to elect the following City Official:

MAYOR

WHEREAS, said City Council has investigated all matters pertaining to said election, including ordering, giving notice, and the election officers holding and making return of said special election; and

WHEREAS, the City Council hereby officially found and determined that said meeting was open to the public, and public notice of the time, place, and purpose of said meeting was given, all in accordance with the Election Code and the ordinance calling said general election.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAREDO THAT:

Section 1: The City Council finds and determines that said election was duly called and ordered, that proper notice was duly given, that proper election officers were duly appointed prior to said election, that said election was duly held, that due returns of the result of said election were made and delivered, all in accordance with the Election Code and the ordinance calling said general election; that the City Council has duly canvassed said returns, all in accordance with the law and the ordinance calling said election.

Section 2: The City Council officially finds and determines that the following votes were cast at said election, as per attached tabulation returns included in this resolution, for the following candidates for Mayor by the resident, qualified electors of the City of Laredo, who voted at said special election with the following results:

MAYOR	TOTAL VOTES	MAJORITY (Percentage)
Betty G. Flores	5,819	38.82 %
John L. Cabello	37	.24 %
"Rico" Flynn	23	.15 %
Juan Ramon Barrera	19	.12 %
Felipe A. Castaneda Sr.	23	.15 %
Poncho Casso	4,506	30.06 %
Fausto Sosa	<u>4,563</u>	30.44 %

TOTAL NUMBER OF VOTES 14,990

Section 3: The above returns of said special election be and are hereby approved and declared to be in due form as required by law, and that the two candidates shown above receiving the highest and second highest number of votes shall be the successful candidates to participate in a run-off election.

Section 4: There shall be a run-off election between the two candidates who received the highest and second highest number of votes in said special election, namely Betty G. Flores and Fausto Sosa.

Section 5: A run-off election is hereby ordered to be held and conducted within and for the City of Laredo on February 14, 1998, for the purpose of electing the following City Official: MAYOR

Section 8: The candidates for said run-off election are Betty G. Flores and Fausto Sosa and the order in which their names will appear on the ballot shall be determined by a drawing to be made by the City Secretary in compliance with the Election Code, Section 52.094. The date of the drawing shall be held on Wednesday, January 21, 1998 at 5:00 p.m. at the City Manager's Conference Room located on the 3rd floor of City Hall, 1110 Houston, Laredo, Texas.

Section 9: The polls at each designated polling place on said run-off election, as set forth in "Exhibit A" which is attached hereto and made part of this resolution for all purposes, on said day shall be open from 7:00 o'clock a.m. to 7:00 o'clock p.m.

Section 10: The Presiding Judges shall appoint not less than two qualified election clerks to serve and assist in conducting said election, provided that if the Presiding Judge actually serves as expected, the Alternate Presiding Judge shall be one of such clerks.

Section 11: The period for Early Voting by personal appearance shall begin on February 4, 1998 and shall continue through February 10, 1998 with the exception of Sunday, February 10, 1998. The main polling place for early voting shall be City Hall, located at 1110 Houston Street, Laredo, Texas and branch early voting place shall be Mall Del Norte, and such other mobile voting places and dates as set forth in "Exhibit A" attached hereto. The City Hall shall remain open from 8:00 o'clock A.M. to 5:00 o'clock P.M. on each day designated for early voting. The designated polling places shall not be open on Saturdays, Sundays or official holidays, except as otherwise provided for in schedule of "Exhibit A".

Section 12: The Early Voting Clerk for said election shall be appointed by the Webb County Elections Administrator.

Section 13: Applications for ballots by mail shall be conducted by the Webb County Elections Administrator. All ballot applications and ballots voted by mail shall be sent to the Webb County Elections Administrator, 1100 Victoria, P.O. Box 29, Laredo, Texas 78042-029.

Section 14: Notice of said election shall be given by posting a substantial copy of this resolution at City Hall on the bulletin board used for posting notices of the meetings of the City Council, and a substantial copy of this resolution also shall be published not earlier than the 30th day or later than the 10th day before the election day.

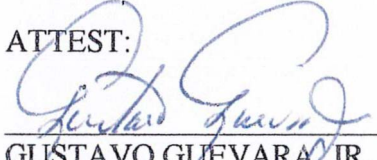
Section 15: Said election shall be conducted at each designated voting place and the ballot to be used at such election shall be printed in the form required by the Texas Election Code and manufacturer's specifications with names of candidates printed thereon in full and prepared in such manner as specified by the Texas Election Code. That this election is to be conducted utilizing the AIS 315 Tabulation System on Saturday, February 14, 1998.


Section 16: Immediately after the votes at such regular election have been conducted and proper returns thereof made to the City Council, said City Council shall meet on February 16, 1998 at 5:30 p.m., if this date is a City holiday, then they shall meet on February 17, 1998 at 5:30 p.m. at the City Council Chambers, 1st floor, 1110 Houston, to canvass the election and cause to be entered in the proper records of the City of Laredo, Texas, its official declaration of or order showing the actual and true results of said special run-off election.

Section 17: The City Council hereby authorizes the City Manager to enter into a contract agreement with the Webb County Elections Administrator to conduct said election and accept the terms and conditions as set forth in the contract attached hereto and identified as "Exhibit B".

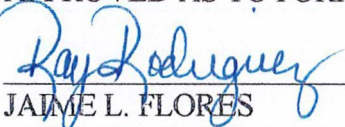
PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR PROTEM
ON THIS THE 19TH DAY OF JANUARY, 1998.

ATTEST:


GUSTAVO GUEVARA, JR.
CITY SECRETARY


JOSE R. PEREZ, JR.
MAYOR PROTEM

APPROVED AS TO FORM:


JAIME L. FLORES
CITY ATTORNEY

PUBLISHED DATE: 1-25-1998

PUBLISHED DATE: 2-1-1998