

ORDINANCE NO. 2018-03

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIDGEPORT, TEXAS CALLING A SPECIAL ELECTION TO BE HELD ON MAY 5, 2018 FOR THE PURPOSE OF LEGALIZING BINGO GAMES FOR CHARITABLE PURPOSES IN THE CITY OF BRIDGEPORT; MAKING PROVISIONS FOR THE CONDUCT OF THE ELECTION AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO SUCH ELECTION; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Bridgeport is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

**WHEREAS**, Section 2001.651 of the Occupations Code permits the city, by a majority vote of the qualified voters of the city at an election held for that purpose, to allow bingo for charitable purposes; and

**WHEREAS**, as the City Council of the City of Bridgeport deems that it is in the best interest of the city and its inhabitants for the City to call an election for the voters to decide if the City may permit bingo for charitable purposes.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRIDGEPORT, TEXAS, THAT:**

**SECTION 1  
Charitable Bingo Election Called**

The City Council hereby approves calling a Special Election for the purpose of allowing charitable bingo within the corporate city limits. A special election is hereby ordered to be held on May 5, 2018 to submit this proposition to the voters of the City of Bridgeport for approval.

**SECTION 2**

The official ballots for the election shall be prepared in accordance with the Texas Election Code so as to permit the electors to vote FOR or AGAINST the proposition, with the ballots to contain such provisions, marking, and language as required by law and with such proposition to be expressed substantially as follows:

FOR ( )                      AGAINST ( )

**LEGALIZING BINGO GAMES FOR CHARITABLE PURPOSES AS AUTHORIZED BY THE BINGO ENABLING ACT IN THE CITY OF BRIDGEPORT.**

**SECTION 3**  
**Polling Place**

The polling place for the special election shall be at Bridgeport City Hall, 900 Thompson Street, Bridgeport, Texas 76426 between the hours of 7:00 a.m. and 7:00 p.m. on Election Day.

**SECTION 4**  
**Appointment of Election Judge and Alternate Election Judge**

Joyce Beard is hereby appointed to serve as presiding election judge of the special election and Johnelle Reed is appointed alternate election judge. The election judge and alternate election judge shall be qualified voters of the city. The City Secretary shall, in accordance with Section 32.009 of the Code, deliver to the presiding judge and the alternate judge notice of their appointments not later than twenty (20) days from the effective date of this ordinance.

**SECTION 5**  
**Method of Voting**

The City Secretary is hereby authorized and instructed to provide and furnish all necessary supplies to conduct the special election, in accordance with this ordinance and the Election Code. Voting at the election shall be by electronic means.

**SECTION 6**  
**Early Voting**

(a) **Early Voting by Personal Appearance.** Early voting by personal appearance will be conducted each weekday at Bridgeport City Hall, 900 Thompson Street, Bridgeport, Texas 76426 between the hours of 8:00 a.m. and 5:00 p.m., beginning on the 23rd day of April, 2018 and ending on the 1st day of May, 2018 with additional hours on the first and second Tuesday (April 24 and May 1) during Early Voting, from 7:00 a.m. to 7:00 p.m. The City Secretary shall serve as the early voting clerk.

(b) **Early Voting by Mail.** Applications for early voting by mail may be delivered to the City Secretary at the Bridgeport Municipal Building, 900 Thompson Street, Bridgeport, Texas 76426, not later than close of business on April 24, 2018. Early voting by mail ballots shall also be mailed to the City Secretary at 900 Thompson Street, Bridgeport, Texas 76426.

(c) **Early voting Ballot Board.** Early voting, both by personal appearance and by mail, shall be canvassed by the Early Voting Ballot Board which is hereby created. The Presiding Election Judge and Alternate Presiding Election Judge, appointed herein, shall serve as the presiding officer and alternate presiding officer,

respectively, of the Early Voting Ballot Board. The other election officers serving at the election shall serve as the other members of the Early Voting Ballot Board.

#### **SECTION 7 Notice**

A notice of the special election, including a Spanish translation thereof, shall be posted not later than the twenty-first day before the election on the bulletin board used for posting notices of meetings of the city council and shall be published at least once, not earlier than the thirtieth (30<sup>th</sup>) day nor later than the tenth (10<sup>th</sup>) day before the election in a newspaper published and of general circulation in the City of Bridgeport.

#### **SECTION 8 Governing Law**

This election shall be held in accordance with the Texas Occupations Code and the Texas Election Code and all resident qualified voters of the city shall be eligible to vote in the election.

#### **SECTION 10 Authorization**

The Mayor and City Secretary of the City, in consultation with the City Attorney, are hereby authorized and directed to take any and all action necessary to comply with provisions of the Texas Election Code or other state and federal statutes and constitutions in carrying out the conduct of the election, whether or not expressly authorized herein.

#### **SECTION 11 Cumulative Clause**

This ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the City of Bridgeport, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

#### **SECTION 12 Severability Clause**

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if a phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality shall not effect the remaining phrases, clauses, sentences,

paragraphs, and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of the unconstitutional phrase, clause, sentence, paragraph, or section.

**SECTION 13**  
**Effective Date**

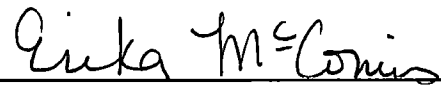
This ordinance shall be in full force and effect from and after its passage and publication as required by law, and it is so ordained.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF BRIDGEPORT, TEXAS, BY A VOTE OF 5 TO 0, ON THIS THE 22 DAY OF January, 2018.**

APPROVED:

  
\_\_\_\_\_  
Randy Singleton, Mayor

ATTEST:

  
\_\_\_\_\_  
Erika McComis, City Secretary

