

CITY OF TOMBALL
HARRIS COUNTY, TX

ORDINANCE NO. 2026-06

AN ORDINANCE OF THE CITY OF TOMBALL, TEXAS CALLING A GENERAL ELECTION TO BE HELD ON MAY 2, 2026, FOR THE PURPOSE OF ELECTING COUNCIL MEMBERS POSITION 1 AND POSITION 5; PROVIDING FOR BALLOTS; DESIGNATING THE TIME AND PLACE FOR HOLDING SUCH ELECTIONS; PROVIDING FOR NOTICES; PROVIDING FOR PUBLICATION; PROVIDING FOR SEVERABILITY; AND, PROVIDING AN EFFECTIVE DATE.

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WHEREAS, Section 41.001 of the Texas Election Code, as amended, specifies that Saturday, May 2, 2026, shall be 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, Section 3.005(c) of the Texas Election Code requires that general elections be ordered not later than the 78th day before the date of the election;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS:

Section 1. The findings contained in the preamble of this Ordinance are hereby found to be true and correct and are hereby adopted as part of the Ordinance.

Section 2. In accordance with the general laws and the Constitution of the State of Texas, a General Municipal Election is hereby called and ordered for Saturday, May 2, 2026, the same being the first Saturday in May, at which all qualified voters of the City may vote for the purposes of electing the following officials of the City to serve until their successors are duly elected and qualified in conformity with the valid provisions of the laws of the City of Tomball and the laws of the State of Texas:

Council Member, Position 1

Council Member, Position 5

No person's name shall be placed upon the official ballot as a candidate for any of the above-mentioned positions unless such person shall have filed his or her sworn application, as provide by Sections 141.031, 143.004 and 143.007 of the Texas Election Code with the City Secretary at Tomball City Hall, 401 Market Street, Tomball, Texas 77375, or by mail to the City of Tomball no later than 5:00 p.m. on Friday, February 13, 2026. The City Secretary shall note on the face of each such application the date and time of its filing. A declaration of write-in candidacy must be filed with the City Secretary, as provided by Section 146.054 of the Texas Election Code, not later than 5:00 p.m. on February 13, 2026, except as otherwise provide in the case of a deceased or ineligible candidate.

Section 3. The present boundaries of the City constituting one (1) election precinct, the polls shall be open for voting on May 2, 2026, from seven o'clock (7:00) a.m. until seven o'clock (7:00) p.m. at the following polling place, and the following person are hereby appointed officers to conduct the election at said polling place:

Polling Place

Tomball City Hall
401 Market Street
Tomball, Texas 77375

Election Officers

Patsy Kinsey, Presiding Judge
Latrell Shannon, Alternate Presiding Judge

The City Secretary is hereby authorized and directed to provide a copy of this Ordinance to each judge as written notice of the appointment as required by the Texas Election Code.

The Presiding Judge shall have the authority to appoint no more than seven (7) clerks to assist in the holding of said election, but in no event shall the President Judge appoint fewer than two (2) clerks.

The Election Judge shall be paid at the rate of eighteen dollars (\$18.00) per hour; and the election clerks shall be paid at the rate of seventeen dollars (\$17.00) per hour as provided by Title 3, Section 32.091(a) of the Texas Election Code. The Election Judge shall be compensated in the amount of \$25 for the delivery of election equipment and supplies as provided by Title 3, Section 32.091(a) of the State Election Code, if such delivery is necessary. The City will pay for any required training of the City's election judges and clerks. Judges and clerks will also be reimbursed for travel and will be paid at the set hourly rates for training time.

Section 4. The City Secretary is hereby appointed the Elections Clerk for early voting; the appointment of a deputy clerk or clerks for early voting by the City Secretary shall be in accordance with Section 83.001 *et seq.* of the Texas Election Code. The place for early voting for such election is hereby designated as:

City Hall
City of Tomball, Texas
401 Market Street
Tomball, Texas 77375

In order to meet the requirements of Section 85.005 of the Election Code, on each day for early voting which is not a Saturday, a Sunday, or an official state holiday, beginning on the twelfth (12th) day and continuing through the fourth (4th) day preceding the date of such election, said clerks shall keep City Hall open Monday through Friday from seven thirty o'clock (7:30) a.m. until five o'clock (5:00) p.m.

Said clerks shall not permit anyone to vote early by personal appearance on any day which is not a regular working day for the clerk's office, and under no circumstances shall they permit anyone

to vote early by personal appearance at any time when such office is not open to the public. The above-described place for early voting is also the clerk's mailing address to which ballot applications and ballots voted by mail may be sent. The early voting clerk, in accordance with the provisions of the Texas Election Code, shall maintain a roster listing each person who votes early by personal appearance and each person to whom a ballot to be voted by mail is sent. The roster shall be maintained in a form approved by the Secretary of State.

Section 5. All ballots shall be prepared in accordance with Texas Election Code. Paper ballots shall be used for early voting and for voting on Election Day. In accordance with Section 61.012 of the Texas Election Code, the City will provide in every polling place at least one voting station that is accessible to a voter with disabilities. The Verity Voting System with Verity Duo ballot marking device, and Verity Scan will be provided for those voters. All expenditures necessary for the conduct of the election, purchase of materials, and the employment of all election officials are hereby authorized in accordance with the Texas Election Code.

Section 6. The City Secretary is hereby authorized and directed to furnish all necessary election supplies to conduct said election.

Section 7. Notice of this election shall be given in accordance with the provisions of the Texas Election Code and returns of such notice shall be made as provided for in said Code. The Mayor shall issue all necessary orders and writs for such election, and returns of such election shall be made to the City Secretary after the closing of the polls.

Section 8. Severability. In the event any section, paragraph, subdivision, clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part of provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Tomball, Texas declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

FIRST AND FINAL READING:

READ, PASSED AND APPROVED AS SET OUT BELOW AT THE MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL HELD ON THE 2nd DAY OF FEBRUARY 2026.

COUNCILMAN FORD AYE

COUNCILMAN GARCIA AYE

COUNCILMAN DUNAGIN AYE

COUNCILMAN COVINGTON AYE

COUNCILMAN PARR AYE

FOR THE CITY

Lori Klein Quinn

LORI KLEIN QUINN, MAYOR

ATTEST:

Thomas Harris III

THOMAS HARRIS III, CITY SECRETARY