

**JOINT ELECTION AGREEMENT BETWEEN  
THE DENTON INDEPENDENT SCHOOL DISTRICT  
AND  
THE COUNTY OF DENTON, TEXAS**

This joint election agreement is made this day of 13<sup>th</sup> of March, 2007, by and between the Denton Independent School District (“DISD”) and the County of Denton, Texas (“the County”).

WHEREAS, DISD plans to hold a Board of Trustees Election on May 12, 2007 for the purpose of electing Trustees to fill three positions each for three year terms, and one Trustee to fill two years of an unexpired term;

WHEREAS, the County plans to hold a County Election on May 12, 2007 for the purpose of conducting county-wide elections for a proposed state constitutional amendment;

WHEREAS, Texas Election Code section 271.002 authorizes the governing bodies of political subdivisions to enter into an agreement to hold joint elections in election precincts that can be served by common polling places;

WHEREAS, DISD and the County will hold elections on the same day;

WHEREAS County has officially designated its Elections Administrator as Contracting Officer for the purpose of conducting elections and entering agreements with other governmental bodies such as this; and

WHEREAS, the parties to this agreement serve voters within the same boundaries, and it would be to the benefit of the County, DISD, and the citizens and voters thereof to hold the elections jointly.

NOW, THEREFORE, IT IS AGREED that a joint election will be held by DISD and the County under the following terms and conditions:

I. **DUTIES AND SERVICES OF COUNTY.** The County, acting by and through its Elections Administrator shall be responsible for performing the duties and furnishing the following services and equipment:

A. **ELECTION PERSONNEL.** The County shall:

1. arrange for appointment, notification (including writ of election), training and compensation of all presiding judges, alternate judges, the judge of the

Central Counting Station, if required, and judge of the Early Voting Balloting Board;

2. utilize election judges appointed by the County;
3. be responsible for notification of each Election Day and early voting presiding judge and alternate judge of his or her appointment. The presiding election judge of each polling place will use his/her discretion to determine when additional manpower is needed during peak voting hours;
4. determine the number of clerks to work in the Central Counting Station and the number of clerks to work on the early voting ballot board;
5. compensate each election judge and worker based upon their respective hours of services rendered based on rates set by the Denton County Commissioners Court;
6. require Election Judges attend the County Elections Administrator's school of instruction (Elections Seminar) to be held Thursday, May 10, 2007, in the Denton County Administration Building, 401 West Hickory, Denton 76201 or other location to be announced at 9:00 a.m.; and
7. require Election judges to be responsible for picking up and returning election supplies. Compensation for this pickup and return will be \$25.00.

B. ELECTION MATERIALS AND EQUIPMENT. The County shall:

1. secure election kits that include the legal documentation required to hold an election and all supplies including locks, pens, magic markers, etc;
2. secure all tables, chairs, duplication ballots, and legal documentation required to run the central counting station and/or early voting ballot board; and
3. be responsible for returning the MBBs from the eScans if used, the Judges Booth Controller with MBB inside, Provisional ballots and any state required paperwork for tabulation on Saturday, May 12, 2007.

C. CONDUCT OF ELECTION. The County shall:

1. procure and arrange for the distribution of all election equipment and supplies required to hold an election;
  - a. Equipment includes the rental of voting machines, ballot boxes, transfer cases, voting signs, and directional poles and tote boxes.; and
  - b. Supplies include ballots, sample ballots, early voting mail ballots, pens, tape, markers, etc.
2. provide all lists of registered voters required for use on Election Day and for the early voting period required by law. The Election Day list of registered voters shall be arranged in alphabetical order by polling place in lieu of alphabetic by each precinct in each polling place. The Contracting Officer may use the computer database for the list of registered voters during early voting.
3. supervise and conduct Early Voting by mail;
4. Conduct Early Voting on weekdays beginning Monday, April 30, 2007, and continuing through Tuesday, May 8, 2007.
  - a. Times are as follows:
    - (1) April 30, 2007 through May 4<sup>th</sup>, 8:00am to 5:00pm.; and
    - (2) May 7<sup>th</sup>, and May 8<sup>th</sup>, 7:00am to 7:00pm.
  - b. Locations and times of voting by personal appearance shall be as per the DISD election order.
5. receive and process all applications for an Early Voting mail ballot through the Denton County Elections Administration Office, P.O. Box 1720, Denton, Texas 76202;
6. arrange for the use of all Election Day polling places;
7. be responsible for tabulation of the voted ballots in accordance with Section 127.000 of the Election Code and of this agreement;
8. conduct the Public Logic and Accuracy Test of the electronic voting system on or about Tuesday, March 27, 2007, at 9:00 A.M., subject to receipt of jurisdiction ballot information and programming;

9. publish and post the Notice of the Public Logic and Accuracy Test of the electronic voting system and one press release;
10. prepare a certification of tabulation and an unofficial canvass report that will assist the DISD with the official canvass;
11. prepare the unofficial canvass report after the jurisdiction has been counted, and will provide a copy of the unofficial canvass to the DISD as soon as possible after all returns have been tallied;
12. publish and post the Notice of the Public Logic and Accuracy Test of the electronic voting system and one press release; and
13. post the publication of election notice by the proper methods with the proper media for the election.

**II. Duties and Services of the DISD.** The DISD shall assume the following responsibilities:

- A. DISD shall prepare the election orders, resolutions, notices, justice department submissions, official canvass and other pertinent documents for adoption by the Board of Trustees of the DISD for the DISD portion of the election.
- B. DISD assumes the responsibility of posting all notices and likewise posting the schedules for Early Voting and Election Day for each location where the DISD ballot will appear.
- C. DISD shall deliver to the Contracting Officer as soon as possible, but no later than noon Wednesday, March 14, 2007, the official ballot wording in English and Spanish for the May 12, 2007 elections.
- D. DISD shall prepare and submit to the U.S. Department of Justice under the Federal Voting Rights act of 1965, any required submissions on voting changes;
- E. DISD shall approve the “blue line” ballot format prior to the final printing.
- F. DISD shall pay a prorated cost of conducting the said election, pursuant to the Texas Election Code, Section 31.100.

- G. Applications for mail ballots erroneously mailed to the Denton ISD shall immediately be faxed to the Contracting Officer for timely processing. The original application shall then be forwarded to the Contracting Officer for proper retention;

**III. Cost of Services.**

Costs of services will be prorated. The DISD will reimburse 50% of ballot printing costs. Costs of labor and election supplies will be split on a pro rata basis with Denton County and all other jurisdictions holding elections on May 12, 2007 and participating with DISD and Denton County in conducting their respective elections.

**IV. *General Provisions.***

- A. Nothing contained in this contract shall authorize or permit a change in the officer with whom or the place at which any document or record relating to the DISD's May 12, 2007, General Election is to be filed or the place at which any function is to be carried out, or any nontransferable functions specified under Section 31.096 of the Texas Election Code.
- B. The County Elections Administration shall be appointed the custodian of the voted ballots and shall retain all election material for a period of 22 months, after which if no litigation is pending and as prescribed by law, the voted and unused ballots shall be shredded or recycled;
- C. DISD, upon request, may obtain the list of registered voters from the Elections Administration Office for a period of 22 months after the election, after which if no litigation is pending and as prescribed by law, the voted and unused ballots shall be shredded or recycled;
- D. Upon request, the County will provide copies of all invoices and other charges received in the process of running said election for the Board of Trustees.
- E. Election night reports will be available to Board of Trustees at the Elections Office on election night or through the cities local tabulation.;
- F. An entity canceling an election will be reimbursed the deposit made with the contract less a \$75.00 processing fee.
- G. The Elections Administrator shall file copies of this contract with the County Auditor of Denton County, Texas.

H. The undersigned are the duly authorized representatives of the parties' governing bodies, and their signatures represent adoption and acceptance of the terms and conditions of this agreement.

WITNESS BY MY HAND THIS THE \_\_\_\_\_ DAY OF MARCH, 2007.

DENTON COUNTY, TEXAS

By: \_\_\_\_\_  
DON ALEXANDER  
Denton County Elections Administrator  
Denton County, Texas

The foregoing Joint Election Agreement was offered for approval on motion made by \_\_\_\_\_, seconded by \_\_\_\_\_, and after discussion was adopted by the Board of Trustees of the Denton Independent School District at a regularly scheduled meeting called, posted, and held in Denton, Denton County, Texas, on March 13, 2007, at which \_\_\_\_\_ Trustees were present, by the following vote: \_\_\_\_ For, \_\_\_\_ Against, and \_\_\_\_ Abstaining.

DENTON INDEPENDENT SCHOOL DISTRICT

\_\_\_\_\_  
Mia Price, President  
Board of Trustees

ATTEST:

Virginia Gallian, Secretary