THE STATE OF TEXAS §

§

CONTRACT FOR ELECTION SERVICES

COUNTY OF BEXAR §

This Contract is entered into by and between the BEXAR COUNTY ELECTIONS ADMINISTRATOR ("ADMINISTRATOR") on behalf of Bexar County, a political subdivision of the State of Texas, and the CITY OF SAN ANTONIO ("CITY") (also, individually, a "Party" or, collectively, the "Parties"), pursuant to Texas Election Code Section 31.092.

RECITALS

CITY, by appropriate action of its governing body acting in accordance with all applicable laws, has called an election to be conducted by Bexar County on Tuesday, November 4, 2014, and desires that certain election services be provided by ADMINISTRATOR through her Elections Department.

ADMINISTRATOR has provided cost estimates for election services to be rendered by her office pursuant to the terms of this Contract and attached those cost estimates to this Contract.

CITY and ADMINISTRATOR want to enter into this Contract setting out the respective responsibilities of the Parties.

Accordingly, the Parties agree as follows:

ARTICLE I PURPOSE

1.01. The Parties have entered into this Contract for election services described in Article II to be provided to CITY for its election to be held on November 4, 2014. The cost estimates for election services to be rendered by the ADMINISTRATOR pursuant to the terms of this Contract are set out in Exhibits "A" and "B", attached hereto and incorporated herein for all purposes.

ARTICLE II SERVICES

- 2.01. ADMINISTRATOR agrees to provide to CITY the following general services:
 - (A) Procure and distribute election supplies, including, but not limited to, the preparation, printing, and distribution of ballots and sample ballots;
 - (B) Procure election judges and clerks for early voting and Election Day voting;

- (C) Procure early voting polling places and Election Day polling places, as ordered;
- (D) Procure, prepare, and distribute adequate election equipment and transport equipment to and from the initial polling locations, including early voting substations, for CITY;
- (E) Distribute the lists of registered voters to be used in conducting the election, as provided by Bexar County Voter Registration pursuant to the request by CITY;
- (F) Pay Election Day and early voting judges and clerks:
- (G) Pay the judges for election night returns and early voting returns;
- (H) Provide information for election officers;
- (I) Provide general overall supervision of the election and advisory services;
- (J) Prepare writ of election to election officers and notice of appointment to Presiding and Alternate judges, as required by law;
- (K) Conduct early voting, in person and by mail, for CITY;
- (L) Establish a Central Counting Station for the purpose of tabulating ballots;
- (M) Provide such incidental related services as may be necessary to effect the election;
- (N) Meet ADA requirements as the law relates to polling locations and voter assistance, etc.; and
- (O) Provide for Central Count Tabulation (s):
 - a. Preparation and programming of the ballots on the AIS 650 Optical Scanner,
 - b. Preparation and tabulation of votes from the iVotronic Voting System.

ARTICLE III SCHEDULE FOR PERFORMANCE OF SERVICES

3.01. Specific services to be provided related to the general services identified in Article II will be performed in accordance with the time requirements set out in the Texas Election Code.

ARTICLE IV SERVICES NOT PROVIDED BY COUNTY

4.01. ADMINISTRATOR shall have no responsibility for ensuring the passage of the appropriate Election Order by the CITY, publishing and/or posting the election notice as required by the Texas Election Code Section 4.003, or canvassing election results. ADMINISTRATOR shall have no responsibility as custodian of CITY'S election records.

ARTICLE V TERM

5.01. Except as hereinafter set out, the term of this Contract will be from the time of execution until all items with respect to this Contract and the election held hereunder have been completed.

ARTICLE VI COST OF SERVICE AND BILLING

- 6.01. In consideration for the services provided hereunder by ADMINISTRATOR, CITY shall pay ADMINISTRATOR the actual cost of performing the services, including any overtime incurred by ADMINISTRATOR'S employees. CITY shall deposit with ADMINISTRATOR \$\frac{127}{407.31}\$ no later than September 8, 2014, to cover the estimated pro rata cost.
- 6.02. If the actual election costs exceed CITY'S deposit, the difference between the actual costs and the deposit will be paid by CITY within 30 days after receiving an itemized invoice from ADMINISTRATOR. Payment must be made by check payable to the Bexar County Clerk and mailed to:

Jacquelyn F. Callanen Bexar County Elections Administrator 203 W Nueva St., Ste. 3.61 San Antonio, Texas 78207-4505

6.03. Any monies remaining after the payment of all costs of elections bills will be the property of the CITY and returned to it.

ARTICLE VII GENERAL PROVISIONS

7.01. This Contract will be construed under and in accordance with the laws of the State of Texas, and all obligations of the Parties created hereunder are performable in Bexar County, Texas.

- 7.02. If any one or more of the provisions contained in this Contract is for any reason be held to be invalid, illegal, or unenforceable in any respect, that invalidity, illegality, or unenforceability will not affect any other provision, and this Contract will be construed as if the invalid, illegal, or unenforceable provision had never been contained in the Contract.
- This Contract constitutes the sole and only agreement of the Parties and supersedes any prior understanding or written or oral agreement between the Parties respecting the written subject matter.
- 7.04. No amendment, modification, or alteration of this Contract will be binding unless it is in writing, dated subsequent to the date hereof and executed by the Parties.

ARTICLE VIII **BACKGROUND CHECKS**

8.01 ADMINISTRATOR has conducted all criminal background checks required by Texas

Election Code § 129.051(g).	Totals to quarter of Totals
SIGNED thisday of	2014.
ELECTIONS ADMINISTRATOR	CITY OF SAN ANTONIO
BY: JACQUELYN F. CALLANEN	BY: PRINT: TITLE:
APPROVED AS TO LEGAL FORM:	
SUSAN REED CRIMINAL CITY ATTORNEY BEXAR COUNTY, TEXAS BY:	

LARRY L. ROBERSON
ASSISTANT CRIMINAL CITY ATTORNEY- CIVIL DIVISION

EXHIBIT "A" Early Voting Units | Cost Per Unit Estimated TOTALS REMUNERATION REMUNERATION SUMMARY NUMBER OF JUDGES HOURS WORKED HOURS WORKED OVERTIME \$960.00 \$12.00 \$18.00 \$810.00 NUMBER OF CLERKS HOURS WORKED \$4 200 00 HOURS WORKED OVERTIME \$3,543.75 JUDGES DAILY RETURN FEE NUMBER OF TRIPS \$90.00 \$9,603.75 OST PER TRIP \$7.50 OST PER CREW NUMBER OF SITES \$393,753,75 OTAL FICA EMP AGENCY MARKUP 15.59% TOTAL REMUNERATION \$489,958.17 \$489,958.17 PRINTING
PRINTING OF EARLY VOTING SUPPLIES FORMATTING STYLE \$10,800.00 216 \$50.00 \$0.00 \$750.00 BALLOTAR PROGRAMMING \$750.00 NUMBER OF BALLOTS COST OF SAMPLE BALLOTS \$13,600.00 \$0.05 NUMBER OF SAMPLE BALLOTS \$12,500.00 Freight TOTAL PRINTING \$0.00 \$0.00 \$37,650.00 \$37,650.00 MAIL
NUMBER OF WHITE ENVELOPES
NUMBER APPLICATIONS
NUMBER OF CARRIER ENVELOPES
NUMBER OF TRANSPORT ENVELOPES \$0.09 \$3,150.00 \$0.05 \$0.09 \$0.09 \$1,000.00 \$3,150.00 \$3,150.00 NUMBER OF POSTAGE STAMPS \$0.60 \$31,450.00 \$31,450.00 TEMPORARY WORKERS NUMBER OF TEMP EMPLOYEES/MAIL HOURS WORKED NUMBER OF MONTHS \$9.75 \$29,737.50 WORKMANS COMP UNEMPLOYEMENT \$49.33 \$986.60 Votronic PREPARATION NUMBER OF TEMPORARY EMPLOYEES HOURS WORKED \$10.00 \$0.00 WAREHOUSE NUMBER OF TEMPORARY EMPLOYEES HOURS WORKED
WORKMANS COMP UNEMPLOYEMENT \$12,870.00 \$49.33 NUMBER OF MONTHS \$3,259.47 TOTAL TEMP EMPLOYEE COST \$47,445.53 \$47,445.53 NUMBER OF SITES NUMBER OF SITES COSTS
NUMBER OF IVOTRONICS
NUMBER OF IVOTRONICS - ADA \$500.00 \$1,500.00 \$118.90 \$43,874.10 \$143.05 \$8,797.58 NUMBER OF PEBS \$7.50 \$6.00 NUMBER OF PROVISIONAL BAGS USED \$246.00 NUMBER OF BAGS AND SEAL NUMBER OF COMPUTERS 41 \$4,100.00 \$100.00 NUMBER OF TABLES \$120.00 NUMBER OF CHAIRS NUMBER LOCKS ,CHAINS \$90.00 \$5.00 TOTAL RENTAL \$60,194.18 \$60,194.18 STAFFTIME AILY RETURNS NUMBER OF EMPLOYEES HOURS WORKED (DAYS X NO. HOURS) \$30.00 \$35,700,00 \$35,790.22 PRO RATA COST TOTAL STAFFTIME \$35,790.22 \$35,790.22 E.B.B.AND S.V.C.
EARLY BALLOT BOARD
NUMBER OF BOARD MEMBERS HOURS WORKED \$12.00 \$7,200.00 SIGNATURE VERIFICATION COMM. NUMBER OF MEMBERS HOURS WORKED \$12.00 \$0.00 \$7,200.00 TOTAL WAGES JNEMPLOYMENT \$0.08 ICA 7.65 \$550.80 PRO RATA COST TOTAL E.B.B. AND S.V.C. COST \$7,750.88 \$7,750.88 PUBLICATION POLLING PLACES \$54,000.00 \$36,000.00 EXPRESS NEWS A PRENSA \$6,500.00 RO RATA COS \$0.00 TOTAL PUBLICATION \$60,500.00 \$60,500.00 MISCELLANEOUS MISCELLANEOUS
NUMBER OF LABELS
NUMBER OF CELL PHONES
SHRINK WRAP COST
TRAINING CLASS FOR E.V. JUDGES
NUMBER OF JUDGES
NUMBER OF HOURS \$15.00 \$1,110.00 41 \$35.00 \$1,435.00 \$0.00 \$20.00 \$80.00 WRITS AND MAILOUTS TO JUDGES ENVELOPES AND POSTAGE \$0.45 \$50.00 \$135.00 NUMBER OF KITS 4 \$2,050.00 OTAL MISCELLANEOUS \$4,810.00 \$4,810.00 SUMMARY OF E.V. COST REMUNERATION \$489,958,17 \$489,958.17 PRINTING OF E.V. SUPPLIES \$37,650.00 \$31,450.00 \$37,650.00 \$31,450.00 \$47,445.53 TEMPORARY EMPLOYEE COST \$60,194,18 \$60,194,18 STAFFTIME \$35,790.22 \$7,750.88 .B.B.AND S.V.C. COST \$7,750.88 MISCELLANEOUS PUBLICATION \$4,810.00 \$60,500.00 \$60,500,00 EARLY VOTING COST SUBTOTAL TOTAL EARLY VOTING COST 10% CONTRACT FEE EARLY VOTING \$775,548.98 \$775,548.98 \$77,554,90 \$77,554.90 Grand Total Early Voting \$853,103,87 \$853,103.87

COSA EXHIBIT "B" 4-Nov-14 Election Day Cost Per Unit Units Estimated TOTALS REMUNERATIONS NUMBER OF JUDGES HOURS WORKED \$12.00 \$180.00 NUMBER OF CLERKS HOURS WORKED \$10.50 \$630.00 FICA 7.65 FOR JUDGES AND CLERKS \$61.97 TOTAL WAGES JUDGES and CLERKS \$871.97 NUMBER OF SITES \$871.97 307 \$267,693.26 SECURITY 14 HOURS WORKED 18 \$30.00 \$7,560.00 FICA 7.65 FOR SECURITY \$578.34 TOTAL WAGES SECURITY \$8,138.34 TOTAL REMUNERATION \$275,831.60 REMUMERATIONS TOTAL \$275,831.60 \$275,831.60 ELECTION NIGHT RETURNS NUMBER OF SITES RETURNS 307 \$25.00 \$7,675.00 30 \$40.00 \$12,280,00 TOTAL KITS AND RETURNS \$19,955.00 \$19,955.00 RENTAL NUMBER OF IVOTRONICS \$118.90 \$196,185.00 NUMBER OF IVOTRONICS - ADA 30 \$143.05 \$43,916.35 NUMBER OF COMMPACS \$80.00 \$27,760.00 NUMBER OF PEBS 1,228 \$7.50 \$9,210.00 NUMBER OF PROVISIONAL BAGS 307 \$6.00 \$1,842.00 TABLES \$10.00 \$500.00 CHAIRS 150 \$2.50 \$375.00 TRAFFIC CONES 2 \$1.20 \$30.00 SHRINK WRAP COST \$50.00 \$0.00 NUMBER OF BALLOT BOXES \$1.45 \$36.25 COST OF BAG SEALS 307 \$1.50 \$460.50 TOTAL RENTAL \$280,315.10 \$280,315.10 TRANSPORTATION MOVERS \$130.00 347 \$45,110,00 TRUCK RENTAL \$4,200.00 PRO RATA COST TRANSPORTATION \$49,310.00 \$49,310.00 TRANSPORTATION TOTAL PROGRAMMING, EQUIPMENT, TECHNICAL SERVICES PERSONNEL COST ON SITE TECHS \$27,000,00 \$300.00 TEMP AGENCY MARKUP 15.59% \$4,209.30 PROGRAMMING \$1,500.00 \$15,000.00 \$10,200.00 VOICE FILES \$10,200.00 CENTRAL COUNTING STATION JUDGE REGIONAL SENDING SITES \$25.00 \$200.00 \$560.00 NUMBER OF SITES/PERSONNE \$4,480.00 CENTRAL COUNTING STATION MGR HRS \$40.00 \$1,000.00 TABULATION SUPERVISOR HOURS \$35.00 \$420.00 ASST TO TAB. SUPERVISOR HOURS \$25.00 \$300.00 COMPUTER COST \$5,500.00 \$0.00 TABULATION SOFTWARE \$25.800.00 \$0.00 AIS 650 OPTICAL SCANNERS \$7,600.00 \$15,200.00 PUBLIC TEST \$50.00 \$50.00 PREVENTIVE MAINT. INSP \$2,600.00 \$0.00 PICK AND DELIVERY \$20.00 \$0.00 PRO RATA COST INFORMATION SERVICES \$78,059,30 TOTAL PETS \$78,059.30 \$78,059.30 **ELECTION DEPARTMENT STAFF** NUMBER OF EMPLOYEES \$30.00 HOURS WORKED \$6,300.00 FICA 7.65 \$481.95 PRO RATA COST TOTAL STAFFTIME WAGES \$6,781.95 \$6,781.95 TEMPORARY EMPLOYEE NUMBER OF EMPLOYEES (POST ELEC.) HOURS WORKED \$10.00 \$4,400.00 PRO RATA COST \$0.00 WORKMANS COMP UNEMPLOYEMENT \$49.33 \$986.60 PHONE BANK RATE PER HOUR \$10.00 \$0.00 HOURS WORKED NUMBER OF EMPLOYEES 40 \$4,800,00 TEMPORARY EMPLOYEE COST 40 \$10,186.60 \$779.27 TOTAL TEMP EMPLOYEE COST \$10,965.87 \$10,965.87 PUBLICATION EXPRESS NEWS ACCURACY TEST \$342.00 \$342.00 LA PRENSA \$0.00 \$0.00 PRO RATA COST TOTAL PUBLICATION \$342.00 \$342.00 MISCELLANEOUS NOTIFICATION TO JUDGES/payroll \$0.42 \$1,008.00 POLLING SITE BENTAL 150 \$210.00 \$31,500.00 CELL PHONES AND AIRTIME \$30.00 \$9,060,00 TOTAL MISCELLANEOUS \$41,568.00 \$41,568.00 SUMMARY ELECTION DAY COST REMUNERATIONS \$275,831.60 \$275,831.60 ELECTION KITS AND RETURNS \$19,955.00 \$19,955.00 RENTAL \$280,315.10 \$280,315,10 STAFFTIME \$6,781.95 \$6,781.95 PRINTING COST \$0.00 \$0.00 INFORMATION SERVICES \$78,059.30 \$78,059.30 \$10,965.87 TEMPORARY EMPLOYEE COST \$10,965.87 PUBLICATION \$342.00 \$342.00 TRANSPORTATION \$49,310.00 \$49,310.00 MISCELLANEOUS \$41,568.00 \$41,568.00 ELEC. DAY COST SUBTOTAL \$763,128.82 \$763,128.82 TOTAL ELECTION DAY \$763,128.82 \$763,128.82

\$76,312.88

\$839,441.70

\$76,312,88

\$839,441.70

10% CONTRACT FEE

Grand Total Election Day

COSA

4-Nov-14

	TOTAL	ESTIMATE
Early Voting Grand Total	\$853,103.87	\$853,103.87
Election Day Grand Total	\$839,441.70	\$839,441.70
Total For Early Voting and Election Day	\$1,692,545.58	\$1,692,545.58
Pro Rata Share 7.23%	\$122,407.31	\$122,407.31
Amount of Deposit	\$122,407.31	\$122,407.31
(Overpaid)/Underpaid		