

CITY COUNCIL OF THE CITY OF CORDOVA, ALABAMA

ORDINANCE NO. 01-2022

AN ORDINANCE RELOCATING THE POLLING PLACE FOR MUNICIPAL ELECTIONS TO CORDOVA CITY HALL AND PETITIONING THE WALKER COUNTY COMMISSION TO MOVE THE POLLING PLACE FOR ALL OTHER ELECTION PURPOSES TO CORDOVA CITY HALL.

WHEREAS, Section 11-46-24(a) of the *Code of Alabama* (1975) provides that a municipal governing body may establish and designate one central place (location) within the municipality as the place of voting for all wards for municipal elections;

WHEREAS, a municipality may establish, where voting machines are used, a voting center, which means a place in the municipality which the governing body designates as a place where a voting machine or voting machines will be maintained or operated at municipal elections, see Section 11-46-24(b) of the *Code of Alabama* (1975);

WHEREAS, the ordinance designating a voting center must also state the location of the voting center, if the voting center shall be utilized in a ward and if so, the boundaries of said ward, see Section 11-46-24(b) of the *Code of Alabama* (1975);

WHEREAS, pursuant to Section 17-6-4 of the *Code of Alabama* (1975), the County Commission may relocate and designate the polling place for all other election purposes;

WHEREAS, pursuant to Section 17-6-4(d) of the *Code of Alabama* (1975), polling places may not be changed within three months of an election;

WHEREAS, the Alabama Attorney General has opined that a polling place may be moved "if an emergency exists that necessitates making the change," see Alabama A.G. Op. No. 99-00273; see also Alabama A.G. Op. No. 84-00446;

BE IT HEREBY ORDAINED by the City Council of the City of Cordova, Alabama, sitting in regular session on Tuesday, April 12, 2022, at 6:30 p.m. as follows:

1. The City Council hereby finds that an emergency exists that necessitates moving the polling place for elections held in the City of Cordova before the next election is held from the Cordova Community Center (a/k/a Cordova VFW) located at 65 3rd Avenue, Cordova, Alabama 35550 because the restrooms have deteriorated to such a condition that there is an inadequacy of restrooms available at the designated polling place to accommodate the anticipated number of citizens who would be present for an election.

2. As soon as the notices required by law can be given, for municipal elections, Cordova City Hall shall be designated a voting center, and the polling place is hereby moved

from the Cordova Community Center (a/k/a Cordova VFW) located at 65 3rd Avenue, Cordova, Alabama 35550 to Cordova City Hall located at 154 Main Street, Cordova, Alabama 35550 (which is in the same precinct as the former polling place).

3. All ordinances of the City of Cordova regarding the location of the voting center and/or polling place for municipal elections are hereby repealed and replaced by this Ordinance.

4. The City Council hereby petitions the Walker County Commission to do whatever is necessary in order, on an emergency basis, to relocate the polling place for Precinct 12 from the Cordova VFW to Cordova City Hall, which is located at 154 Main Street, Cordova, Alabama 35550. The Mayor is requested to present a copy of this Ordinance to the Walker County Commission and to request that it act on an emergency and expedited basis to the extent allowed by law.

5. The Mayor is hereby authorized to procure and post signage on the Cordova Community Center (a/k/a Cordova VFW) to clearly mark it with directions to the new polling place.

ADOPTED AND APPROVED THIS THE 12th DAY OF APRIL, 2022.


JEREMY PATE, MAYOR

ATTEST:


DeLaina Gilbert, City Clerk

CERTIFICATION OF CITY CLERK

STATE OF ALABAMA)
WALKER COUNTY)

I, DeLaina Gilbert, City Clerk of the City of Cordova, Alabama, do hereby certify that the above and foregoing is a true and correct copy of an Ordinance duly adopted by the City Council of the City of Cordova, Alabama, on the 12th day of April, 2022.

The above and foregoing ordinance was published on the ____ day of April, 2022, by posting copies thereof in three public places within the City of Cordova, one of which was the post office or the Mayor's office in the City of Cordova.

Witness my hand and seal of office this 12th day of April, 2022.

DeLaina Gilbert
DeLaina Gilbert, City Clerk