



**NOTICE OF
CITY COUNCIL CANVASS
CITY HALL LOBBY CONFERENCE ROOM 142 N. OHIO DRIVE, CELINA, TX 75009
WEDNESDAY, MAY 18, 2016 AT 4:00 PM**

AGENDA

I. CALL TO ORDER:

II. CANVASS:

1. Consider and act upon approval of canvass documents for the May 7, 2016, General Election results and an ordinance of the City Council of the City of Celina, Texas canvassing the results of the Special Election held on May 7, 2016; and adopting the amendments to the City of Celina Charter. Faulkner

III. ADJOURN:

The City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code, Chapter 551. "I, the undersigned authority do hereby certify that the Notice of Meeting was posted on the bulletin board at City Hall of the City of Celina, Texas, a place convenient and readily accessible to the general public at all times and said Notice was posted on the following date and time: _____ at ____ p.m. and remained so posted continuously for at least 72 hours prior to the scheduled time of said meeting."

Vicki Faulkner, TRMC
City Secretary, City of Celina, TX

Date Notice Removed



City Secretary
City of Celina, Texas

Memorandum

To: **Honorable Mayor Terry and the Celina City Council**
 From: Vicki Faulkner, City Secretary
 CC: Mike Foreman, City Manager
 Date: May 18, 2016
 Re: General and Special Election Canvass

Action Requested:

Consider and act upon approval of canvass documents for the May 7, 2016, General Election results and an ordinance of the City Council of the City of Celina, Texas canvassing the results of the Special Election held on May 7, 2016; and adopting the amendments to the City of Celina Charter. Faulkner

Background Information:

The annual General Election was held Saturday, May 7, 2016, for the purpose of electing one Council member for Place 1 and one Council member for Place 6 along with the called Special Election for proposed Home Rule Charter amendments. Canvass documents will not have been received at the time of posting, but will be available at the meeting. Unofficial tabulations from election night are as follows:

Council Place 1

Bill Webber	276
Erik Geiger	179

Council Place 6

Chad Anderson	275
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Proposition 1

For	389
Against	51

Proposition 2

For	378
Against	59

Proposition 3

For	323
Against	108

Proposition 4

For	377
Against	68

Proposition 5

For 164

Against 270

Proposition 6

For 372

Against 59

Proposition 7

For 232

Against 208

Proposition 8

For 305

Against 120

Board Review/Citizen Input:

N/A

Alternatives:

N/A

Financial Considerations:

N/A

Legal Review:

N/A

Supporting Documents:

Canvass documents from Collin County Elections and Denton County Elections.

Ordinance declaring the results of the Special Election for Home Rule Charter amendments

Staff Recommendation:

**CITY OF CELINA, TEXAS
ORDINANCE NO. 2016-37**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CELINA, TEXAS CANVASSING THE RESULTS OF THE SPECIAL ELECTION HELD ON MAY 7, 2016; AND ADOPTING THE AMENDMENTS TO THE CITY OF CELINA CHARTER; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Celina is a home rule municipality located in Collin County and Denton County, Texas created in accordance with the provisions of the Texas Local Government Code, the Texas Constitution and operating pursuant to the enabling legislation of the state of Texas; and

WHEREAS, the Election was held on the 7th day of May, 2016, to determine whether the City of Celina Charter should be amended; and

WHEREAS, the propositions were submitted to the voters, the election was held and conducted and the returns thereof were made, all as required by the City Charter, the Texas Election Code, and the laws of the State of Texas; and

WHEREAS, the City Council has reviewed and investigated all matters pertaining to the election, including the ordering, notices, election officers, holding, and returns thereof, and it is now necessary to declare the official results of the canvass.

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

**SECTION 1
INCORPORATION OF PREMISES**

The above and foregoing premises are true and correct and are incorporated herein and made a part hereof for all purposes.

**SECTION 2
DECLARATION OF RESULTS**

The City Council having convened on this the 18th day of May, 2016, to canvass the returns of the Charter Amendment Election held on Saturday, May 7, 2016, and after canvassing the returns of said election, does hereby find and declare the results of the election as follows:

Attachment: 2016-37 Canvassing of Election Results Ordinance_5.10.16 (2) (1601 : Election Canvass)

PROPOSITION NO. 1

YES 389
 NO 51

Shall the City Charter be amended throughout to correct non-substantive errors such as misspellings, punctuation, grammar and sentence structure and revise references to obsolete provisions of state law and conform notice and publication requirements to state law?

PROPOSITION NO. 2

YES 378
 NO 59

Shall the City Charter be amended to delete provisions, practices and policies which are no longer employed by the City of Celina?

PROPOSITION NO. 3

YES 323
 NO 108

Shall Section 2.02(10) be amended to provide the city the power to sell, lease, hold, manage, control and police any property that it owns?

PROPOSITION NO. 4

YES 377
 NO 68

Shall the City Charter be amended to clarify age requirements for candidates for office and residency requirements for members of the City Council?

PROPOSITION NO. 5

YES 164
 NO 270

Shall the City Charter be amended to provide for compensation for members of the City Council?

PROPOSITION NO. 6

YES 372
 NO 59

Shall the City Charter be amended to simplify and align with the Texas Constitution, the City's provisions for filling a vacancy on the City Council.

PROPOSITION NO. 7

YES 232
NO 208

Shall the City Charter be amended to extend the term of the Judge of the Municipal Court from 2 years to 3 years?

PROPOSITION NO. 8

YES 305
NO 120

Shall the City Charter be amended to revise the residency requirements for members of city boards, commissions, and committees?

SECTION 3
DULY ORDERED ELECTION

The City Council officially finds, determines, and declares that the election was duly and properly ordered, that proper legal notice of such election was duly given in the English language and the Spanish language, that proper election officers were duly appointed prior to the election, that the election was duly and legally held, that all resident, qualified electors of the City were permitted to vote at the election, that due returns of the results of the election had been made and delivered, and that the City Council had duly canvassed such returns, all in accordance with the laws of the State of Texas and the United States of America and the ordinance calling the election.

SECTION 4
DECLARATION OF APPROVAL

It is therefore found and declared that the majority of the qualified voters of the City of Celina who voted at said Election voted in favor of the following proposed Charter Amendments: Proposition No. 1, Proposition No. 2, Proposition No. 3, Proposition No. 4, Proposition No. 6, Proposition No. 7 and Proposition No. 8. The City Council declares that these Charter Amendments are adopted.

SECTION 5
CERTIFICATION OF CHARTER AMENDMENTS

As soon as practical, the Mayor of the City of Celina shall certify to the Secretary of State an authenticated copy of the Charter amendments, under the City's seal, showing the approval by the voters of the municipality.

SECTION 6
ENGROSSMENT AND ENROLLMENT

The City Secretary is hereby directed to engross and enroll this Ordinance by copying the descriptive caption in the minutes of the City Council and by filing this Ordinance in the Ordinance records of the City.

SECTION 7
EFFECTIVE DATE

This Ordinance shall become effective from and after its date of passage in accordance with law.

AND IT IS SO ORDAINED.

PASSED AND APPROVED by the City Council of the City of Celina, Texas this _____ day of May, 2016.

 Sean Terry
 City of Celina, Texas

ATTEST:

 Vicki Faulkner, City Secretary
 City of Celina, Texas

[SEAL]

APPROVED AS TO FORM:

 City Attorney
 City of Celina, Texas