

**CITY OF GONZALES, TEXAS
CITY COUNCIL MEETING
GONZALES MUNICIPAL BUILDING 820 ST. JOSEPH STREET
AGENDA –DECEMBER 15, 2021 8:00 A.M.**

CALL TO ORDER

HEARING OF RESIDENTS

This time is set aside for any person who wishes to address the City Council. Each person should fill out the speaker's register prior to the meeting. Presentations should be limited to no more than 3 minutes.

All remarks shall be addressed to the Council as a body, and not to any individual member thereof. Any person making personal, impertinent, or slanderous remarks while addressing the Council may be requested to leave the meeting.

Discussion by the Council of any item not on the agenda shall be limited to statements of specific factual information given in response to any inquiry, a recitation of existing policy in response to an inquiry, and/or a proposal to place the item on a future agenda. The presiding officer, during the Hearing of Residents portion of the agenda, will call on those persons who have signed up to speak in the order they have registered.

ACTION ITEMS

- 1.1 Discuss, Consider & Possible Action on **Resolution #2021-119** Canvassing the Returns and Officially declaring the results of the December 7, 2021 City of Gonzales District 4 Runoff Election

- 1.2 Issuance of the Certificate of Election and Swearing in of City Council Member District 4: Ronda Miller

ADJOURN

EXECUTIVE SESSION: The City Council reserves the right to discuss any of the above items in Executive Closed Session if they meet the qualifications in Sections 551.071, 551.072, 551.073, 551.074, 551.076, 551.087, of Chapter 551 of the Government Code of the State of Texas.

I certify that a copy of the December 15, 2021, agenda of items to be considered by the Gonzales City Council was posted on the City Municipal Building bulletin board on the 10th day of December, 2021 at 5:00 p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting. I further certify that the above agenda was removed on _____ day of _____, 2021 at _____ am/pm. I further certify that the following News Media were properly notified of the above stated meeting: Gonzales Inquirer.

Kristina Vega, City Secretary

The meeting facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please Contact the City Secretary's office at (830)672-2815 for further information.

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2021-119 Canvassing the Returns and Officially Declaring the Results of the December 7, 2021 City of Gonzales District 4 Runoff Election

DATE: December 15, 2021

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

The Charter of the City of Gonzales states in Section 5.07 that the Election Judges shall conduct the elections, determine, record and report the results as provided by general election laws of Texas within five days or as soon as practical after an election. The City Council shall meet, open the returns, canvass and officially declare the results of the election as to candidates and propositions and issue certificates of election to candidates elected as herein before provided.

Election Code Section 67.003 states that each local canvassing authority shall convene to conduct the local canvass at the time set by the canvassing authority's presiding officer not later than the eleventh day after election day and not earlier than the third day after election day or the date on which all ballots have been received and verified.

During the December 15, 2021 District 4 Runoff Election the candidates received the following votes:

CANDIDATE	Early Voting	Election Day	TOTAL VOTES
Ronda Miller	152	45	197
Dan Blakemore	117	39	156
Total Votes Counted	269	84	353

POLICY CONSIDERATIONS:

The Canvassing process is consistent with Texas Election Code Section 67.003.

FISCAL IMPACT:

N/A

STAFF RECOMMENDATION:

Staff respectfully recommends the approval of this resolution.

RESOLUTION NO. 2021-119

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS CANVASSING THE RETURNS AND OFFICIALLY DECLARING THE RESULTS OF THE DECEMBER 7, 2021 CITY OF GONZALES RUNOFF ELECTION FOR THE PURPOSE OF ELECTING COUNCIL MEMBER DISTRICT 4; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, Election Code Section 67.003 states that each local canvassing authority shall convene to conduct the local canvass at the time set by the canvassing authority’s presiding officer not later than the 11th day after election day and not earlier than the third day after election day; and

WHEREAS, on December 7, 2021 the said election was duly and legally held in conformity with the election laws of the state of Texas, and

WHEREAS, the City Council of the City of Gonzales, Texas canvassed the election returns on December 15, 2021 and hereby declare the result of such runoff election.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS:

Section 1. The foregoing recitals and legislative findings are hereby incorporated and made an effective and enforceable part of this Resolution.

Section 2. A total of ballots cast for the runoff election during early voting for District 4 were 266 by personal appearance, 3 absentee ballots, and 84 votes were cast on Election Day. Total number of votes cast for District 4 in this election was 353.

Section 3. The City Council of the City of Gonzales, Texas hereby finds that the results of the runoff election as set forth below reflect the reported votes, and the canvass of votes is hereby approved.

CANDIDATE	Early Voting	Election Day	TOTAL VOTES
Ronda Miller	152	45	197
Dan Blakemore	117	39	156
Total Votes Counted	269	84	353

Section 4. The City Council of the City of Gonzales, Texas hereby declares Ronda Miller elected to the office of Council Member District 4.

Section 5. All resolutions or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 6. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 7. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 8. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 9. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED AND APPROVED this 15th day of December, 2021.

Mayor, Connie L. Kacir

ATTEST:

Kristina Vega, City Secretary