

# **City of Meadowlakes**

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## **Special Called Meeting Agenda**

**Tuesday, May 14, 2019 – 1:30 p.m.**

**Totten Hall, Meadowlakes Municipal Offices  
177 Broadmoor Street, Meadowlakes, Texas**

Notice is hereby given that a Special Called Meeting of the City Council of the City of Meadowlakes, Texas will be held on Tuesday, May 14, 2019 at 1:30 p.m. at Totten Hall, Meadowlakes Municipal Building, Meadowlakes, Texas, at which time the following subjects will be discussed, to wit:

### **1. CALL TO ORDER AND QUORUM DETERMINATION**

### **2. Discussion/Action: Resolution 2019-05 – A RESOLUTION OF THE COUNCIL OF THE CITY OF MEADOWLAKES, TEXAS, CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE GENERAL ELECTION, HELD ON MAY 4, 2019, FOR THE PURPOSE OF ELECTING THREE (3) COUNCIL MEMBERS - Thompson**

### **COUNCIL & MAYOR ANNOUNCEMENTS about Items of Community Interest**

- *Announcements during this agenda item are limited to, the following, as authorized under Section 551.0415, Tex. Gov't Code.)*
- *Expressions of thanks, congratulations, or condolence;*
- *An honorary or salutary recognition of a public official, public employee, or other citizen, except that a discussion regarding the change in the status of the person's public employment is not an honorary or salutary recognition for this subdivision;*
- *A reminder regarding a social, ceremonial, or community event organized or sponsored by an entity governing body or an official or employee of the municipality; and*
- *Announcements involving an imminent threat to the public health and safety of people in the municipality that has arisen after the posting of the agenda.*

***The next regularly scheduled City Council meeting is May 21st at 5:00 p.m.***

### **8. ADJOURNMENT**

*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 Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices,) and 551.086 (Economic Development).*

### **THE PUBLIC IS INVITED TO CITY COUNCIL MEETINGS**

I, Evan Bauer, City Secretary for the City of Meadowlakes, Texas, do certify that this Notice of Meeting was posted at City Hall, in a place readily accessible to the general public at all times, on May 8<sup>th</sup>, 2019 at 1:00 p.m. and remained so posted for at least 72 continuous hours preceding the scheduled time of said meeting.

/s/ Evan Bauer  
Evan Bauer, City Secretary

/s/ Mary Ann Raesener  
Mary Ann Raesener, Mayor

PERSONS WITH DISABILITIES WHO PLAN TO ATTEND THIS MEETING AND WHO MAY NEED AUXILIARY AIDS OR SERVICES ARE REQUESTED TO CONTACT THE CITY SECRETARY'S OFFICE AT (830) 693-6840 FORTY-EIGHT (48) HOURS PRIOR TO THE MEETING TIME.
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**Posting Removed:** \_\_\_\_\_ **at** \_\_\_\_\_ **by** \_\_\_\_\_  
(To be recorded upon removal, document retention at City Hall, posting removal date will not be reported via the website)

# City of Meadowlakes

## Mayor and Council Communication

<b>COUNCIL ACTION:</b> Resolution 2019-05-Canvassing Election Returns
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**DATE:** May 7, 2019

**REFERENCE:** Canvassing Election Returns

**Council Meeting Date:** May 14, 2019

**AGENDA ITEM:** Resolution 2019-05 – Canvassing Election Returns and Declaring Results

**FROM:** Johnnie Thompson, City Manager

Approved by Counsel: Yes

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I would like to welcome the three new Councilmembers, Barbara Peskin, Eddie Wise, and Gerry Mason to the Council.

**Background:**

On May 4<sup>th</sup>, 2019, a General Election was held for the purpose of electing three (3) City Council members.

The City's election was conducted by the Burnet County Elections Administrator. There were only two elections in Burnet County on May 4<sup>th</sup>, ours and the City of Bertram with each entity funding the cost of their election. The County Elections Administrator is responsible for certifying the results of the election to the City.

The City Council is charged by Section 67.002 (2) of the Texas Election Code to canvass the returns of its election. The Code (Section 67.003- Time for Local Canvass) also states that "*each local canvassing authority (City Council) shall convene to conduct the local canvass at the time set by the canvassing authority's presiding officer not later than the 11<sup>th</sup> day after the election and earlier than the later of:*

- 1. The third day after election day;*
- 2. The date on which the early voting ballot board has verified and counted all provisional ballots, if a provisional ballot has been cast in the election; or*
- 3. The date on which all timely received ballots cast from addresses outside of the United State are counted, if a ballot to vote by mail in the election was provided to a person outside of the United States."*

The earliest the Council could canvass the election returns and declare its results would have been on May 7<sup>th</sup> and last day to canvas the returns and declare its results is May 15<sup>th</sup>.

## Analysis of Issues:

Total voter registration for the City of Meadowlakes is 1687. The total number of ballots cast was 425 resulting in a 25.19% voter turnout. The results of the election are as follows and the apparent winner is shown in bold:

<u>Place 2</u>	Absentee	Early Voting	Election Day	Total
<b>Barbara Peskin</b>	<b>14 100%</b>	<b>272 100%</b>	<b>48 100%</b>	<b>334 100%</b>
<u>Place 4</u>				
<b>Eddie Wise</b>	<b>6 40 %</b>	<b>209 60.58%</b>	<b>41 70.69%</b>	<b>256 61.24%</b>
Steve Newton	9 60%	136 39.42%	17 29.31%	162 38.76%
<u>Place 5</u>				
<b>Gerry Mason</b>	<b>6 37.50%</b>	<b>213 61.03%</b>	<b>44 78.57%</b>	<b>263 62.47%</b>
Bobby Brown	10 62.50%	136 38.97%	12 41.43%	158 37.53%

The Burnet County Elections Administrator has certified the results of the election and in accordance with Texas Election Code, Section 67.003, the City Council is requested to adopt Resolution 2019-05 canvassing and declaring the results of the City's May 4<sup>th</sup>, 2019 General Election.

Upon passage of the Resolution City Secretary Evan Bauer will administer the "Oath of Office" to the newly elected Councilmembers, after which they will be seated to begin their term.

## Impact on Financial and Personnel Resources:

There is no impact on personnel resources and the City has not yet received an invoice from the County for the costs associated with conduction of our election; however, the estimated cost for conducting our election was \$4,500. This is a drastic increase over the cost of our last contested election in 2017 when our election cost was just under \$1,500, in the past we had other governmental entities sharing the cost of the election. Due to this drastic increase, we most likely will have to amend the current fiscal year's budgeted since only \$2,000 was budgeted for the current fiscal year.

## Recommendation:

It is recommended that the City Council adopt Resolution 2019-05 reflecting the results of the May 4, 2019 General Election.

## Alternatives:

The following alternatives are provided for the Council's consideration:

1. Adopt the Resolution;
2. Do not adopt the Resolution; or

3. Provide other direction to staff.

**Advantages/Disadvantages:**

Advantages: Adoption of the Resolution will ensure the City's compliance with State law as related to the canvassing and acceptance of the election results.

Disadvantages: No disadvantages have been identified.

**CITY OF MEADOWLAKES, TEXAS**

**GENERAL ELECTION CANVASS OF RETURNS**

**RESOLUTION NO: 2019-05**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF MEADOWLAKES, TEXAS, CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE GENERAL ELECTION, HELD ON MAY 4, 2019, FOR THE PURPOSE OF ELECTING THREE (3) COUNCIL MEMBERS.**

**WHEREAS**, by Resolution No 2019-01, on January 15, 2019, the City Council ordered a General Election, to be held on the 4<sup>th</sup> day of May 2019, for the purpose of electing three (3) City Council Members; and

**WHEREAS**, notice of this election was duly published in the Highlander on April 23, 2019, and a copy of the notice was posted at City Hall; and

**WHEREAS**, this election was duly and legally held on May 4, 2019, in conformity with the election laws of the State of Texas, and the results of the election have been certified and returned by the Burnet County Elections Division; and

**WHEREAS**, it appears to the Council, and the Council finds, that the election was in all aspects lawfully held; and

**WHEREAS**, it appears to the Council, and the Council finds, that the tabulation of the results of the election are correct.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MEADOWLAKES, TEXAS THAT:**

**SECTION 1.** That a General Election was duly held on May 4, 2019 for the purpose of electing three (3) City Council Members. A copy of the unofficial tabulation is attached to and made a part of this Resolution is adopted as the official tabulation of the votes cast at the election, and the tabulation will be filed and recorded in the official records of the City of Meadowlakes, as the official canvass of the election.

**SECTION 2.** The official canvass of the returns of the election reflects the following:

A. For the position of City Council Member Place 2, the following candidate received votes as follows:

Votes Cast

Barbara E. Peskin 334

B. For the position of City Council Member Place 4, the listed candidates received votes as follows:

Votes Cast

Eddie Wise 256

Steve Newton 162

C. For the position of City Council Member Place 5, the listed candidates received votes as follows:

Votes Cast

Gerry Mason 263

Bob M. Brown 158

**SECTION 3.** From said returns, the candidate receiving the most votes cast in said election are hereby duly elected as follows:

***Barbara E. Peskin, Council Member Place 2***

***Eddie Wise, Council Member Place 4***

***Gerry Mason, Council Member Place 5***

The above-named persons are hereby duly elected at said election and shall take their respective offices upon their qualification therefore, as provided by the laws of the State of Texas.

**SECTION 4.** The Mayor of the City of Meadowlakes is authorized to execute and the City Secretary is authorized to attest this Resolution on behalf of the City Council. The Mayor is further authorized to do all other things legal and necessary in connection with the holding and consummation of the Election.

**SECTION 5.** This Resolution is effective immediately upon its passage and approval.

**SECTION 6.** A quorum of the Council was present at the meeting at which this Resolution was adopted. The meeting was open to the public and public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

**PASSED & APPROVED this, the 14th day of May, 2019, by a vote of ayes, \_\_\_nays, \_\_\_ abstentions of the Council of the City of Meadowlakes, Texas.**

CITY OF MEADOWLAKES, TEXAS

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Mary Ann Raesener, Mayor

ATTEST:

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Evan Bauer, City Secretary



**City of Meadowlakes Canvass — Total Voters — Official**  
**BURNET COUNTY, TEXAS — LOCAL ELECTIONS — May 04, 2019**

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05/07/2019 10:06 AM

Total Number of Voters : 533 of 2,580 = 20.66%

Precincts Reporting 2 of 2 = 100.00%

Number of District Voters: 425 of 1,687 = 25.19%

District Precincts Reporting 1 of 1 = 100.00%

**Council Member, Place 2 City of Meadowlakes**

Precinct	Absentee Ballots Cast	Early Ballots Cast	Election Ballots Cast	Total Ballots Cast	Registered Voters	Percent Turnout	Barbara E. Peskin	Totals
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MEADOWLKS	16	351	58	425	1687	25.19%	334	334
Totals	16	351	58	425	1687		334	334

**City of Meadowlakes Canvass — Total Voters — Official**  
**BURNET COUNTY, TEXAS — LOCAL ELECTIONS — May 04, 2019**

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05/07/2019 10:06 AM

Total Number of Voters : 533 of 2,580 = 20.66%

Precincts Reporting 2 of 2 = 100.00%

Number of District Voters: 425 of 1,687 = 25.19%

District Precincts Reporting 1 of 1 = 100.00%

**Council Member, Place 4 City of Meadowlakes**

Precinct	Absentee Ballots Cast	Early Ballots Cast	Election Ballots Cast	Total Ballots Cast	Registered Voters	Percent Turnout	Eddie Wise	Steve Newton	Totals
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MEADOWLKS	16	351	58	425	1687	25.19%	256	162	418
Totals	16	351	58	425	1687		256	162	418

**City of Meadowlakes Canvass — Total Voters — Official**  
**BURNET COUNTY, TEXAS — LOCAL ELECTIONS — May 04, 2019**

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Total Number of Voters : 533 of 2,580 = 20.66%

Precincts Reporting 2 of 2 = 100.00%

Number of District Voters: 425 of 1,687 = 25.19%

District Precincts Reporting 1 of 1 = 100.00%

**Council Member, Place 5 City of Meadowlakes**

Precinct	Absentee Ballots Cast	Early Ballots Cast	Election Ballots Cast	Total Ballots Cast	Registered Voters	Percent Turnout	Gerry Mason	Bob M. Brown	Totals
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MEADOWLKS	16	351	58	425	1687	25.19%	263	158	421
Totals	16	351	58	425	1687		263	158	421

**City of Meadowlakes Cumulative — Official  
BURNET COUNTY, TEXAS — LOCAL ELECTIONS — May 04, 2019**

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Total Number of Voters : 533 of 2,580 = 20.66%

Number of District Voters: 425 of 1,687 = 25.19%

Precincts Reporting 2 of 2 = 100.00%  
District Precincts Reporting 1 of 1 = 100.00%

Party	Candidate	Absentee		Early		Election		Total	
Council Member, Place 2 City of Meadowlakes, Vote For 1									
	Barbara E. Peskin	14	100.00%	272	100.00%	48	100.00%	334	100.00%
	Cast Votes:	14	87.50%	272	77.49%	48	82.76%	334	78.59%
	Over Votes:	0	0.00%	0	0.00%	0	0.00%	0	0.00%
	Under Votes:	2	12.50%	79	22.51%	10	17.24%	91	21.41%
Council Member, Place 4 City of Meadowlakes, Vote For 1									
	Eddie Wise	6	40.00%	209	60.58%	41	70.69%	256	61.24%
	Steve Newton	9	60.00%	136	39.42%	17	29.31%	162	38.76%
	Cast Votes:	15	93.75%	345	98.29%	58	100.00%	418	98.35%
	Over Votes:	0	0.00%	0	0.00%	0	0.00%	0	0.00%
	Under Votes:	1	6.25%	6	1.71%	0	0.00%	7	1.65%
Council Member, Place 5 City of Meadowlakes, Vote For 1									
	Gerry Mason	6	37.50%	213	61.03%	44	78.57%	263	62.47%
	Bob M. Brown	10	62.50%	136	38.97%	12	21.43%	158	37.53%
	Cast Votes:	16	100.00%	349	99.43%	56	96.55%	421	99.06%
	Over Votes:	0	0.00%	0	0.00%	0	0.00%	0	0.00%
	Under Votes:	0	0.00%	2	0.57%	2	3.45%	4	0.94%

**City of Meadowlakes Precinct — Official**  
**BURNET COUNTY, TEXAS — LOCAL ELECTIONS — May 04, 2019**

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Precincts Reporting 2 of 2 = 100.00%

District Precincts Reporting 1 of 1 = 100.00%

Total Number of Voters : 533 of 2,580 = 20.66%

Number of District Voters: 425 of 1,687 = 25.19%

Party	Candidate	Absentee		Early		Election		Total		
Precinct MEADOWLKS (Ballots Cast: 425)										
	Council Member, Place 2 City of Meadowlakes, Vote For 1									
	Barbara E. Peskin		14	100.00%	272	100.00%	48	100.00%	334	100.00%
	Cast Votes:		14	87.50%	272	77.49%	48	82.76%	334	78.59%
	Over Votes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%
	Under Votes:		2	12.50%	79	22.51%	10	17.24%	91	21.41%
	Council Member, Place 4 City of Meadowlakes, Vote For 1									
	Eddie Wise		6	40.00%	209	60.58%	41	70.69%	256	61.24%
	Steve Newton		9	60.00%	136	39.42%	17	29.31%	162	38.76%
	Cast Votes:		15	93.75%	345	98.29%	58	100.00%	418	98.35%
	Over Votes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%
	Under Votes:		1	6.25%	6	1.71%	0	0.00%	7	1.65%
	Council Member, Place 5 City of Meadowlakes, Vote For 1									
	Gerry Mason		6	37.50%	213	61.03%	44	78.57%	263	62.47%
	Bob M. Brown		10	62.50%	136	38.97%	12	21.43%	158	37.53%
	Cast Votes:		16	100.00%	349	99.43%	56	96.55%	421	99.06%
	Over Votes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%
	Under Votes:		0	0.00%	2	0.57%	2	3.45%	4	0.94%