



**AGENDA
WATAUGA CITY COUNCIL
SPECIAL MEETING
MONDAY, MAY 23, 2016
CITY HALL COUNCIL CHAMBER, 7105 WHITLEY ROAD
6:00 P.M.**

COUNCIL MEETING

CALL TO ORDER

DISCUSSION AND APPROVAL OF MEETING AGENDA

1. Discussion and action on approval of meeting agenda

NEW BUSINESS

1. Discussion and action on canvass of the votes for the May 7, 2016 General Election to include approval of a Resolution canvassing the votes and declaring the results [CAPTION]
Hector F. Garcia, Mayor
2. Discussion and action on canvass of the votes for the May 7, 2016 Special Election to include approval of a Resolution canvassing the votes and declaring the results [CAPTION]
Hector F. Garcia, Mayor
3. Presentation of Certificates of Election to the newly elected Council Members for Places 1, 2, 6 and 7
Zolaina R. Parker, City Secretary
4. Oath of Office and Statement of Officer administered to the newly elected Council Members for Places 1, 2, 6, and 7
Zolaina R. Parker, City Secretary

EXECUTIVE SESSION

The City Council may announce that it will adjourn the public meeting and convene in Executive Session pursuant to Chapter 551 of the Texas Government Code to discuss any matter as specifically listed on this agenda and/or as permitted by Chapter 551 of the Texas Government Code.

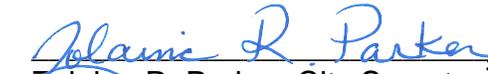
ADJOURNMENT

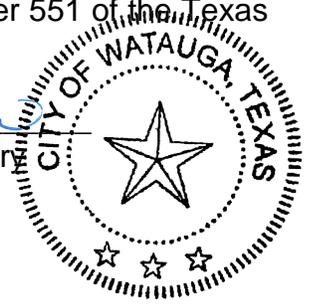


NOTICE

THIS FACILITY IS WHEELCHAIR ACCESSIBLE AND ACCESSIBLE PARKING SPACES ARE AVAILABLE. REQUESTS FOR ACCOMMODATIONS OR INTERPRETIVE SERVICES MUST BE MADE 48 HOURS PRIOR TO THIS MEETING. PLEASE CONTACT THE CITY SECRETARY'S OFFICE AT (817) 514-5825 OR FAX (817) 514-3625.

I, Zolaina R. Parker, City Secretary for the City of Watauga, hereby certify that this agenda was posted on the bulletin boards at City Hall, 7105 Whitley Road, Watauga, Texas, on Wednesday, May 18, 2016 before 6:30 p.m., in accordance with Chapter 551 of the Texas Government Code.


Zolaina R. Parker, City Secretary



LAW OFFICES
EVANS, DANIEL, MOORE, EVANS & BIGGS
(NOT A PARTNERSHIP)

MARK G. DANIEL

BOARD CERTIFIED - CRIMINAL LAW
TEXAS BOARD OF LEGAL SPECIALIZATION

CRIMINAL TRIAL SPECIALIST-BOARD CERTIFIED
NATIONAL BOARD OF TRIAL ADVOCACY

SUNDANCE SQUARE
115 WEST SECOND STREET, SUITE 202
FORT WORTH, TEXAS 76102

(817) 332-3822
FACSIMILE (817) 332-2763

OF COUNSEL

TIM EVANS
TIM MOORE
LANCE T. EVANS
WILLIAM R. BIGGS

May 16, 2016

Via Email

Ms. Zolaina Parker, City Secretary
City of Watauga
7105 Whitley Road
Watauga, Texas 76148

Re: Resolution for the City of Watauga, Texas re 2016 General Election

Dear Ms. Parker:

Per your request, I have reviewed the following:

1. the Resolution by the City of Watauga to declare the results of the general election held May 7, 2016 to elect City Mayor and Council Places 1, 2, 6 and 7 on the City Council; and
2. the Resolution by the City of Watauga canvassing returns and declaring the results of a Special Election held on May 7, 2016 for the submission of a proposition reauthorizing a local sales and use tax in the City of Watauga at the rate of one-fourth of one percent to provide revenue for maintenance and repair of municipal streets.

I approve of these Resolutions and would recommend that the same be included on the next City Council meeting agenda for consideration and approval.

Thank you for the opportunity to be of assistance. Please do not hesitate to contact me should you have any questions concerning this matter.

Sincerely,



MARK G. DANIEL

MGD/tp

cc: Mayor Hector Garcia
Mr. Greg Vick, City Manager

CITY OF WATAUGA, TEXAS
RESOLUTION NO. _____

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WATAUGA, TEXAS TO DECLARE THE RESULTS OF THE GENERAL ELECTION HELD MAY 7, 2016 TO ELECT CITY PLACES 1, 2, 6 AND 7 ON THE CITY COUNCIL; IN ACCORDANCE WITH ARTICLE IV OF THE CITY OF WATAUGA HOME RULE CHARTER, THE TEXAS CONSTITUTION, AND THE STATE ELECTION LAWS

WHEREAS, on May 23rd, 2016 the City Council did canvass the votes of the General Election held on May 7, 2016; and

WHEREAS, there came to be considered the returns of a General Election held on May 7, 2016 for the purpose of electing the City Council Place 1, City Council Place 2, City Council Place 6 and City Council Place 7.

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

I.

There were cast at said election, 245 early voting ballots and 58 ballots on election day for a total of 303 valid and legal votes. Each of the candidates in said election received the following votes:

<u>CITY COUNCIL PLACE 1</u>	<u>EARLY VOTING</u>	<u>ELECTION DAY</u>	<u>TOTAL</u>
Hal Gerhardt	135	41	176
Russell Clements	85	13	98
Undervotes	25	4	29
Total	245	58	303

<u>CITY COUNCIL PLACE 2</u>	<u>EARLY VOTING</u>	<u>ELECTION DAY</u>	<u>TOTAL</u>
Brandon Krausse	105	38	143
Walter C. Vaughn	58	11	69
Albert (Al) Cardenas	59	5	64
Undervotes	23	4	27
Total	245	58	303

<u>CITY COUNCIL PLACE 6</u>	<u>EARLY VOTING</u>	<u>ELECTION DAY</u>	<u>TOTAL</u>
Patrick (Pat) Shelbourne)	195	47	242
Undervotes	50	11	61
Total	245	58	303

<u>CITY COUNCIL PLACE 7</u>	<u>EARLY VOTING</u>	<u>ELECTION DAY</u>	<u>TOTAL</u>
Robert (Bob) Davis	192	40	232
Undervotes	53	18	71
Total	245	58	303

II.

Said election was duly called, notice of said election was given in accordance with law, and that said election was held in accordance with law. Hal Gerhardt was duly elected to City Council Place 1; Brandon Krausse was duly elected to City Council Place 2; Patrick (Pat) Shelbourne was duly elected to City Council Place 6; and Robert (Bob) Davis was duly elected to City Council Place 7, subject to the filing of the Statement of Officer and taking the Oath of Office as provided by the State of Texas.

III.

It is further found and determined that in accordance with the order of this governing body, the City Secretary posted written notice of the date, place, time and subject of this meeting on the bulletin board located at the City Hall, a place convenient and readily accessible to the general public, and said notice having been so posted and remaining continuously for at least seventy-two (72) hours preceding the scheduled time of said meeting.

PASSED AND ADOPTED by the City Council of the City of Watauga, Texas this the 23rd day of May 2016.

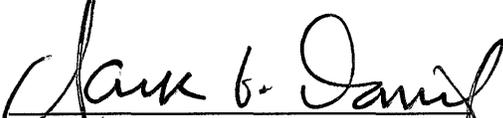
APPROVED:

Hector F. Garcia, Mayor

ATTEST:

Zolaina R. Parker, City Secretary

APPROVED AS TO FORM AND LEGALITY:



MARK G. DANIEL, City Attorney

Cumulative Report — Unofficial Tarrant County — Joint Elections — May 07, 2016

Page 40 of 43

05/07/2016 09:59 PM

Total Number of Voters : 46,444 of 890,560 = 5.22%

Precincts Reporting 181 of 181 = 100.00%

Party	Candidate	Early	Election	Total
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Council Member, Place 1 City of Watauga, Vote For 1

Hal Gerhardt	135	61.36%	41	75.93%	176	64.23%
Russell Clements	85	38.64%	13	24.07%	98	35.77%

Cast Votes:	220	89.80%	54	93.10%	274	90.43%
Over Votes:	0	0.00%	0	0.00%	0	0.00%
Under Votes:	25	10.20%	4	6.90%	29	9.57%

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
1	1	100.00%	303	12,872	2.35%

Council Member, Place 2 City of Watauga, Vote For 1

Walter C. Vaughn	58	26.13%	11	20.37%	69	25.00%
Brandon Krausse	105	47.30%	38	70.37%	143	51.81%
Albert (Al) Cardenas	59	26.58%	5	9.26%	64	23.19%

Cast Votes:	222	90.61%	54	93.10%	276	91.09%
Over Votes:	0	0.00%	0	0.00%	0	0.00%
Under Votes:	23	9.39%	4	6.90%	27	8.91%

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
1	1	100.00%	303	12,872	2.35%

Council Member, Place 6 City of Watauga, Vote For 1

Patrick (Pat) Shelbourne	195	100.00%	47	100.00%	242	100.00%
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Cast Votes:	195	79.59%	47	81.03%	242	79.87%
Over Votes:	0	0.00%	0	0.00%	0	0.00%
Under Votes:	50	20.41%	11	18.97%	61	20.13%

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
1	1	100.00%	303	12,872	2.35%

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Page 41 of 43

05/07/2016 09:59 PM

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Party	Candidate	Early	Election	Total
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Council Member, Place 7 City of Watauga, Vote For 1

Robert (Bob) Davis	192	100.00%	40	100.00%	232	100.00%
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Cast Votes:	192	78.37%	40	68.97%	232	76.57%
Over Votes:	0	0.00%	0	0.00%	0	0.00%
Under Votes:	53	21.63%	18	31.03%	71	23.43%

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
1	1	100.00%	303	12,872	2.35%

Proposition 1 City of Watauga, Vote For 1

For	205	84.71%	45	78.95%	250	83.61%
Against	37	15.29%	12	21.05%	49	16.39%

Cast Votes:	242	98.78%	57	98.28%	299	98.68%
Over Votes:	0	0.00%	0	0.00%	0	0.00%
Under Votes:	3	1.22%	1	1.72%	4	1.32%

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
1	1	100.00%	303	12,872	2.35%

Mayor Town of Westlake, Vote For 1

Colin Stevenson	103	26.68%	30	40.00%	133	28.85%
Laura Wheat	283	73.32%	45	60.00%	328	71.15%

Cast Votes:	386	99.48%	75	98.68%	461	99.35%
Over Votes:	0	0.00%	0	0.00%	0	0.00%
Under Votes:	2	0.52%	1	1.32%	3	0.65%

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
1	1	100.00%	464	888	52.25%

LAW OFFICES
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MARK G. DANIEL

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Dear Ms. Parker:

Per your request, I have reviewed the following:

1. the Resolution by the City of Watauga to declare the results of the general election held May 7, 2016 to elect City Mayor and Council Places 1, 2, 6 and 7 on the City Council; and
2. the Resolution by the City of Watauga canvassing returns and declaring the results of a Special Election held on May 7, 2016 for the submission of a proposition reauthorizing a local sales and use tax in the City of Watauga at the rate of one-fourth of one percent to provide revenue for maintenance and repair of municipal streets.

I approve of these Resolutions and would recommend that the same be included on the next City Council meeting agenda for consideration and approval.

Thank you for the opportunity to be of assistance. Please do not hesitate to contact me should you have any questions concerning this matter.

Sincerely,



MARK G. DANIEL

MGD/tp

cc: Mayor Hector Garcia
Mr. Greg Vick, City Manager

CITY OF WATAUGA, TEXAS
RESOLUTION NO. _____

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WATAUGA, TEXAS CANVASSING RETURNS AND DECLARING THE RESULTS OF A SPECIAL ELECTION HELD IN THE CITY OF WATAUGA ON MAY 7, 2016 FOR THE SUBMISSION OF A PROPOSITION REAUTHORIZING A LOCAL SALES AND USE TAX IN THE CITY OF WATAUGA AT THE RATE OF ONE-FOURTH OF ONE PERCENT TO PROVIDE REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS

WHEREAS, on May 23, 2016 the City Council did canvass the votes of the Special Election held on May 7, 2016; and

WHEREAS, there came to be considered the returns of a Special Election held on May 7, 2016 for the purpose of submitting a proposition to the voters of the City of Watauga, Texas, reauthorizing a local sales and use tax in the City of Watauga, Texas at the rate of one-fourth of one percent to provide revenue for maintenance and repair of municipal streets.

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

I.

There were cast at said election, 245 early voting ballots and 58 ballots on election day for a total of 303 valid and legal votes. The voters cast a ballot on the following proposition:

PROPOSITION:

Reauthorization of a local sales and use tax in the City of Watauga Texas at the rate of one-fourth of one percent to continue providing revenue for maintenance and repair of municipal streets.

The canvass was has determined that the total votes cast at said election were as follows:

<u>PROPOSITION 1</u>	<u>EARLY VOTING</u>	<u>ELECTION DAY</u>	<u>TOTAL</u>
FOR	205	45	250
Against	37	12	49
Under Votes	3	1	4
Total	245	58	303

II.

Said election was duly called, notice of said election was given in accordance with law, and that said election was held in accordance with law and the result of said election is that the Proposition so submitted has received a favorable vote in all aspects; that accordingly the reauthorization of a local sales and use tax in the City of Watauga, Texas at the rate of one-fourth of one percent to provide revenue for maintenance and repair of municipal streets, may be levied and collected after all legal requirements have been satisfied.

III.

It is further found and determined that in accordance with the order of this governing body, the City Secretary posted written notice of the date, place, time and subject of this meeting on the bulletin board located at the City Hall, a place convenient and readily accessible to the general public, and said notice having been so posted and remaining continuously for at least seventy-two (72) hours preceding the scheduled time of said meeting.

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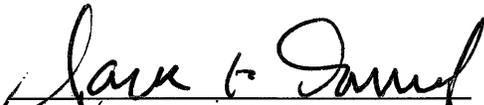
APPROVED:

Hector F. Garcia, Mayor

ATTEST:

Zolaina R. Parker, City Secretary

APPROVED AS TO FORM AND LEGALITY:



MARK G. DANIEL, City Attorney

Cumulative Report — Unofficial Tarrant County — Joint Elections — May 07, 2016

Page 40 of 43

05/07/2016 09:59 PM

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05/07/2016 09:59 PM

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