



TO: Mayor and Councilmembers
FROM:
DATE: May 17, 2011
SUBJECT: Update on the Refuse and Recycling RFP

(II - A)



TO: Mayor and Councilmembers

FROM:

DATE: May 17, 2011

SUBJECT: Consider Ordinance # O-2011-0517-001 Canvassing returns and declaring the results of the May 14, 2011 City of Farmersville General Election

(Considerar Ordinance#O-2011-0517-001 Sondeos devoluciones y declarar los resultados del 14 de mayo, 2011 Ciudad de Farmersville Elecciones Generales)

The election information will be filled in after the final totals are certified from Collin County Elections.

ACTION: Approve or disapprove Ordinance # O-2011-0517-001

(II - B)

**CITY OF FARMERSVILLE
ORDINANCE # 2011-0517-001**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS CANVASSING RETURNS AND DECLARING THE RESULTS OF A GENERAL ELECTION HELD MAY 14, 2011 FOR THE PURPOSE OF ELECTING THREE COUNCILMEMBERS, PLACES 1, 3 AND 5, OF THE CITY OF FARMERSVILLE, TEXAS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Farmersville, Texas, ("City Council"), issued an order on January 11, 2011, directing that a general municipal election be held on May 14, 2011, for the purpose of electing three officials of the City to serve as the Place 1, Place 3 and Place 5 City Council Members; and

WHEREAS, notice of election was properly given by the City as required by law; and

WHEREAS, the City Council has considered the returns of said election held May 14, 2011; and

WHEREAS, said election was duly and legally held on May 14, 2011 in the City and in conformity with the election laws of the State of Texas, and the results of said election have been certified and returned by the proper judge and clerks thereof; and

WHEREAS, the election returns, duly and legally made, showed that there were cast at said election a total of _____ valid and legal votes, of which _____ votes were cast early and _____ votes were cast on election day, and that each of the candidates in said election received the following votes:

COUNCILMEMBER, PLACE 1

Candidate	Early Voting	Election Day	Total Percentage
Russell Chandler			_____%
Michael Carr (Write-In)			_____%

COUNCILMEMBER, PLACE 3

Candidate	Early Voting	Election Day	Total Percentage
Billy Long			_____%
Diane C. Piwko			_____%

COUNCILMEMBER, PLACE 5

Candidate	Early Voting	Election Day	Total Percentage
Fred Langford			_____%
Pansy Hundley			_____%

WHEREAS, section 67.003 of the Texas Election Code, as amended, generally provides that each local canvassing authority shall convene not later than the eleventh (11th) day after the election date for the purpose of canvassing the election results; and

WHEREAS, section 67.004(a) of the Texas Election Code, as amended, establishes the quorum level required to canvass election results; **NOW, THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, THAT:

Section 1: FINDINGS INCORPORATED

The findings set forth above are found to be true and correct and are hereby incorporated into the body of this Ordinance for all purposes as if fully set forth herein.

Section 2: EXPRESSION OF ELECTORS

It is further found and determined that the results of the election as canvassed and tabulated in the preamble reflect the expressed desires of the resident qualified electors of the City.

Section 3: ELECTED COUNCILMEMBERS PLACES 1, 3 AND 5

Pursuant to the applicable provisions of the Texas Local Government Code and the Texas Election Code, the City Council officially finds and determines and declares the results of said election to be that the duly elected Councilmembers of the City Council of the City of Farmersville, Texas, elected May 14, 2011, for Councilmembers Places 1, 3 and 5, subject to the taking of the oaths of office as provided by the laws of the State of Texas are as follows:

Councilmember Place 1

Councilmember Place 3

Councilmember Place 5

Section 4: EXECUTION AND DELIVERY OF ORDINANCE

The Mayor is hereby authorized and directed to execute and deliver this Ordinance canvassing the General Election in accordance with the Texas Election Code and all other necessary action in connection therewith.

Section 5: SEVERABILITY CLAUSE

It is hereby declared to be the intention of the City Council that the words, phrases, clauses, sentences, paragraphs and sections of this Ordinance are severable, and if any word, phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining words, phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation of this Ordinance of any such unconstitutional word, phrase, clause, sentence, paragraph or section.

Section 6: REPEALER CLAUSE

Any provision of any prior ordinance of the City, whether codified or uncoded, which is in conflict with any provision of this Ordinance, is hereby repealed to the extent of the conflict, but all other provisions of the ordinances of the City, whether codified or uncoded, which are not in conflict with the provisions of this Ordinance shall remain in full force and effect.

Section 7: EFFECTIVE DATE

This Ordinance shall take effect immediately from and after its passage.

PASSED AND APPROVED by the City Council of the City of Farmersville, Texas this 17th day of May 2011.

Joseph E. Helmberger, P.E., Mayor

ATTEST:

Eddie Sims, City Secretary



TO: Mayor and Councilmembers
FROM:
DATE: May 17, 2011
SUBJECT: Swearing in elected Council members

(II - C)



TO: Mayor and Councilmembers

FROM:

DATE: May 17, 2011

SUBJECT: Reorganize Council:

- Elect Mayor Pro Tem
- Elect Treasurer

Council to nominate and appoint for each position on the Council.

(II - D)