



CITY OF DECATUR, TEXAS

CITY COUNCIL MEETING

SPECIAL MEETING

Decatur City Hall - 201 E. Walnut, Decatur, TX

May 17, 2022 at 5:30 p.m.

AND VIA VIDEOCONFERENCE/TELECONFERENCE

Videoconferencing is being used to allow the public and staff to join the meeting. This meeting will be held using videoconferencing/teleconferencing technology with public viewing access via WWW.ZOOM.US/JOIN (MEETING/WEBINAR ID: **845 8023 7337** PASSCODE: **038908** or watch live at: <https://decaturtx.new.swagit.com/views/212/>

If you have questions you can call 940-393-0204 before noon on the date of the meeting.

*If you join the meeting via videoconferencing and want to address the Council on an agenda item, you will need to have your camera on and **SEND A CHAT MESSAGE THAT YOU HAVE A COMMENT AT THE BEGINNING OF THE MEETING**, when the Mayor calls for public comment, you will be recognized by the Mayor to address the Council and will be allowed 3 minutes to complete your comments.*

Anyone wishing to speak on a posted agenda item must complete a speaker card with his/her name and address and must identify the agenda item number for which he/she would like to speak. A card must be submitted to Asucena Garcia, City Secretary, so that the speaker may be recognized by the Mayor at the appropriate time. Speakers will each be allowed a three (3) minute time period to provide comments regarding the posted agenda item for which the request to speak was submitted and may speak during this item or during the Council's consideration of individual items in accordance with City Council Rules of Procedure. The three (3) minute time period will be extended to six (6) minutes if a translator is required for a non-English speaker to communicate his/her comments regarding the posted agenda item for which the request to speak was filed.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

1. CONSIDER AND TAKE APPROPRIATE ACTION ON A RESOLUTION CANVASSING THE RESULTS OF THE GENERAL ELECTION OF THE CITY OF DECATUR HELD MAY 7, 2022.

ADJOURNMENT

I hereby certify that the above agenda was posted on the official bulletin board at City Hall, 201 E. Walnut, Decatur Texas, on **Friday, May 13, 2022, by 5:00 p.m.**, pursuant to the Texas Government Code, Chapter 551.

Asucena Garcia, TRMC
City Secretary

*NOTE: The City Council reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including §551.071 (private consultation with the attorney for the City); §551.072 (purchase, exchange, lease or value of real property); §551.074 (personnel or to hear complaints against personnel); §551.076 (deployment, or specific occasions for implementation of security personnel or devices); and §551.087 (economic development negotiations). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.

****PURSUANT TO SECTION 551.127, TEXAS GOVERNMENT CODE, ONE OR MORE COUNCILMEMBERS OR EMPLOYEES MAY ATTEND THIS MEETING REMOTELY USING VIDEOCONFERENCING TECHNOLOGY.**

RESOLUTION NO. 2022-05-09

A RESOLUTION OF THE CITY OF DECATUR, TEXAS, CANVASSING AND DECLARING THE RESULTS OF THE GENERAL ELECTION HELD ON MAY 7, 2022 FOR THE PURPOSE OF ELECTING A MAYOR AND ONE (1) COUNCIL MEMBER FOR PLACE NO. 1, ONE (1) COUNCIL MEMBER FOR PLACE NO. 3, AND ONE (1) COUNCIL MEMBER FOR PLACE NO. 5, TO THE DECATUR CITY COUNCIL, EACH FOR A TERM OF TWO (2) YEARS; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING FOR CONFIRMATION OF VOTE TABULATION AND CANVASS; PROVIDING FOR THE ISSUANCE OF CERTIFICATES OF ELECTION; PROVIDING REPEALER AND SEVERABILITY CLAUSES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on May 7, 2022, the City's General Election was held in accordance with the provisions of the City Charter and the Election Code for the purpose of electing a Mayor and Council members to Places 1, 3 and 5 to the City Council of the City of Decatur, Texas; and

WHEREAS, state law requires that the governing body of the City of Decatur canvass all elections; and

WHEREAS, section 67.003 of the Texas Election Code provides that each local canvassing authority shall convene not earlier than the third (3rd) day or later than the eleventh (11th) day after election day for the purpose of canvassing the election results; and

WHEREAS, section 67.004(a) of the Texas Election Code also provides that only two members of City Council are needed and constitute a quorum for the purpose of canvassing election results; and

WHEREAS, the official returns, including returns of early voting ballots cast, of the presiding judges of the Joint General Election have been presented and delivered; and the City Council acting in capacity as the Canvassing Board, met on Tuesday, May 17, 2022, and duly canvassed said returns in accordance with the law.

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

**SECTION 1.
Incorporation of Premises**

The findings set forth above are incorporated into the body of this Resolution as if fully set forth herein.

**SECTION 2.
Election Properly Ordered and Held**

The City Council officially finds and determines an election was duly ordered to be held in the City of Decatur, Texas on the 1st Saturday of May 2022 for the purpose of electing individuals to the offices of Mayor, Council Member Place 1, Council Member Place 3, and Council Member to Place 5; that proper notice of said election was duly given; that proper election officers were duly appointed prior to said election; that said

election has been made and delivered; and that the City Council has duly canvassed said returns all in accordance with law.

**SECTION 3.
Confirmation of Vote Tabulation**

The City Council officially finds and determines that only qualified resident voters of the City were allowed to vote at said Election, and that the following votes were cast at the Joint General Election, and that the canvass of the votes cast in said Election and returns thereof were made in accordance with the law. Further, the City Council officially finds that the returns of the Joint General Election, including the returns of the early voting ballots, duly and legally made, are as follows and has determined that each candidate for Mayor, for Council Place 1, for Council Place 3, and for Council Place 5, each seat having a (2) two-year term of office, have received the following votes:

Name of Candidate	Absentee Votes	Total Number of Early Votes	Total Number of Votes Received on Election Day	Total Number of Votes Received
Mike McQuiston Mayor	57	301	85	443
Debra Jackson Place 1	9	48	20	77
Darlene A. Hilton Place 3	11	56	13	80
Jurgen Deraj Place 3	3	8	3	14
Eddie Allen Place 5	44	269	81	394

**SECTION 4.
Canvass**

The City Council, acting as the canvassing board of the General Election, has verified that figures on the tally sheets correspond to the figures on the returns and at the General Election held on May 7, 2022, the following candidates were elected to office:

Mayor	<u>Mike McQuiston</u>	<u>Two (2) Years</u>
Council Place 1	<u>Debra Jackson</u>	<u>Two (2) Years</u>
Council Place 3	<u>Darlene Hilton</u>	<u>Two (2) Years</u>
Council Place 5	<u>Eddie Allen</u>	<u>Two (2) Years</u>

**SECTION 5.
Certificates of Election**

That the Mayor is hereby authorized and directed to execute and deliver Certificates of Election to the successful candidates elected at the General Election.

**SECTION 6.
Open Meeting**

It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public, and public notice of the time place, and purpose of said meeting was given, all as required by Article 551.041, Texas Government Code.

**SECTION 7.
Severability**

Should any section, subsection, sentence, clause or phrase of this Resolution be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Resolution shall remain in full force and effect. Decatur hereby declares that it would have passed this Resolution, and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences clauses and phrases be declared unconstitutional or invalid.

**SECTION 8.
Effective Date**

This Resolution shall be in full force and effect from and after its passage and it is so resolved.

PASSED AND APPROVED THIS 17th DAY OF May 2022.

MIKE MCQUISTON, MAYOR

ATTEST:

ASUCENA GARCIA, TRMC, CITY SECRETARY

APPROVED AS TO FORM:

PATRICIA A. ADAMS, CITY ATTORNEY

Cumulative Results Report

WISE COUNTY, TX

Unofficial Results

OFFICIAL

CONSTITUTIONAL AMENDMENT AND JOINT ELECTION

Ballots Cast

5384

Precincts Reporting

28 of 28 = 100.00%

Run Time 10:36 AM

5/7/2022

Run Date 05/12/2022

Page 3

City of Aurora, Ward III - Vote for None or One

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
1	1	100.00%	149	500	29.80%

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Joe Olszta		2	100.00%	57	50.00%	10	31.25%	69	46.62%
Ron Pellegrini		0	0.00%	57	50.00%	22	68.75%	79	53.38%
Cast Votes:		2	100.00%	114	100.00%	32	100.00%	148	100.00%

City of Chico, Alderman - Vote for None, One, Two or Three

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
1	1	100.00%	103	631	16.32%

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Ronnie "Skip" McGuire		5	45.45%	13	14.77%	31	25.62%	49	22.27%
Hannah Avants		3	27.27%	25	28.41%	26	21.49%	54	24.55%
Pate Cayce		1	9.09%	17	19.32%	21	17.36%	39	17.73%
Jack Souther		2	18.18%	23	26.14%	25	20.66%	50	22.73%
Gary Fatheree		0	0.00%	10	11.36%	18	14.88%	28	12.73%
Cast Votes:		11	100.00%	88	100.00%	121	100.00%	220	100.00%

City of Decatur, Mayor - Vote for None or One

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
4	4	100.00%	560	4,290	13.05%

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Mike McQuiston		57	100.00%	301	100.00%	85	100.00%	443	100.00%
Cast Votes:		57	100.00%	301	100.00%	85	100.00%	443	100.00%

City of Decatur, Place 1 - Vote for None or One

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
3	3	100.00%	90	859	10.48%

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Debra Jackson		9	100.00%	48	100.00%	20	100.00%	77	100.00%
Cast Votes:		9	100.00%	48	100.00%	20	100.00%	77	100.00%

Cumulative Results Report

WISE COUNTY, TX

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Ballots Cast

5384

Precincts Reporting

28 of 28 = 100.00%

Run Time 10:36 AM

5/7/2022

Run Date 05/12/2022

Page 4

City of Decatur, Place 3 - Vote for None or One

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
4	4	100.00%	106	911	11.64%

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Darlene Hilton		11	78.57%	56	87.50%	13	81.25%	80	85.11%
Jurgen Deraj		3	21.43%	8	12.50%	3	18.75%	14	14.89%
Cast Votes:		14	100.00%	64	100.00%	16	100.00%	94	100.00%

City of Decatur, Place 5 (at-large) - Vote for None or One

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
4	4	100.00%	560	4,290	13.05%

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Eddie Allen		44	100.00%	269	100.00%	81	100.00%	394	100.00%
Cast Votes:		44	100.00%	269	100.00%	81	100.00%	394	100.00%

City of Lake Bridgeport, Mayor - Vote for None or One

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
1	1	100.00%	60	229	26.20%

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Sherry Pewitt		1	33.33%	23	47.92%	3	37.50%	27	45.76%
Nick Bilby		2	66.67%	25	52.08%	5	62.50%	32	54.24%
Cast Votes:		3	100.00%	48	100.00%	8	100.00%	59	100.00%

City of Lake Bridgeport, Council Member - Vote for None, One or Two

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
1	1	100.00%	60	229	26.20%

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Keith Bunch		1	100.00%	16	21.92%	3	23.08%	20	22.99%
Earl Foster		0	0.00%	26	35.62%	3	23.08%	29	33.33%
Andy Smith		0	0.00%	31	42.47%	7	53.85%	38	43.68%
Cast Votes:		1	100.00%	73	100.00%	13	100.00%	87	100.00%