

ORDINANCE NO. 2017-05-_____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, CERTIFYING THE ELECTION RESULTS FOR THE MAY 6, 2017 GENERAL ELECTION; DECLARING THE RESULTS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, pursuant to Ordinance No. 2017-02-018 of the City of McKinney, Texas, adopted on the 7th day of February, 2017, an election was duly held on the 6th day of May, 2017, for the purpose of voting on a Mayor, Council member At-large, Council member for District 1, and Council member for District 3; and

WHEREAS, said election was held with the solemnities and formalities necessary to make it a valid election, all notices having been posted in the manner and for the length of time required by law; and

WHEREAS, only duly qualified resident voters of the City of McKinney, Texas, voted at the General Election called and held on May 6, 2017; and

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 May 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; and

WHEREAS, a quorum of the City Council met on Tuesday, May 16, 2017, and duly canvassed the election returns of the above mentioned election, hereby attached as **Exhibit A**.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, THAT:

Section 1. The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

Section 2. That the City Council officially finds and determines an election was duly ordered to be held in the City of McKinney, Texas, on the 6th day of May, 2017, for the purpose of electing a Mayor, Council Member At-Large, a Council Member for District 1, and a Council Member for District 3 to four (4) year terms of office, and 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. That the City Council officially finds and determines that only qualified resident voters of the City were allowed to vote at said election, and the following votes were cast at said election, and that the canvass of the votes cast in said election and returns thereof, which is attached hereto as Exhibit A, were made in accordance with the law.

George Fuller	6510	58.64%	Mayor
Danny Bishop	439	3.95%	
Randall (Randy) P. Pogue	4152	37.40%	

<p>Thomas "TJ" Reilly 774 8.12%</p> <p>Michael Jones 1716 18.01%</p> <p>Kevin M. Smallwood 387 4.06%</p> <p>Derek V. Baker 2260 23.72%</p> <p>Charlie Philips 4392 46.09%</p>	Council Member At Large
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<p>Johnny Moore 207 17.78%</p> <p>Dusttin Pearson 491 42.18%</p> <p>La'Shadion Shemwell 466 40.03%</p>	Council member for District 1
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<p>Scott Elliott 1297 40.67%</p> <p>Margaret Harsch 791 24.80%</p> <p>Gavin Nicholson 132 4.14%</p> <p>Jeremiah H. Hammer 443 13.89%</p> <p>Sheila Johnson 526 16.49%</p>	Council Member for District 3
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Section 4. Pursuant to the applicable provisions of the Texas Local Government Code, Texas Election Code, and the City of McKinney, Texas, Home-Rule Charter, the City Council officially finds and determines and declares the results of said election to be that:

- (1) George Fuller is elected Mayor to a four (4) year term of office by majority vote of the voters.
- (2) A runoff election shall be ordered for the Council member At Large. The candidates for the runoff election shall be Charlie Philips and Derek V. Baker who received the highest and second highest number of votes at the May 6, 2017 general election.
- (3) A runoff election shall be ordered for the Council member District 1. The candidates for the runoff election shall be Dusttin Pearson and La'Shadion Anthony Shemwell who received the highest and second highest number of votes at the May 6, 2017 general election.
- (4) A runoff election shall be ordered for the Council member District 3. The candidates for the runoff election shall be Scott Elliott and Margaret Harsch who received the highest and second highest number of votes at the May 6, 2017 general election.

Section 5. It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this Ordinance are severable, and if any 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 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 phrase, clause, sentence, paragraph or section.

Section 6. This Ordinance shall be effective immediately upon its passage.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THIS THE 16th DAY OF MAY, 2017.

CITY OF MCKINNEY, TEXAS

BRIAN LOUGHMILLER
Mayor

CORRECTLY ENROLLED:

Sandy Hart, TRMC, MMC
City Secretary
DENISE VICE, TRMC
Assistant City Secretary

DATE: _____

APPROVED AS TO FORM:

MARK S. HOUSER
City Attorney

Election Summary Report
 Collin County, Texas
 General and Special Elections
 May 6, 2017

Date:05/11/17
 Time:12:45:17
 Page:1 of 1

Summary For Jurisdiction Wide, All Counters, McKinney City
 Early Voting and Election Day Combined Accumulated Totals
 44 of 44 Vote Centers Reporting

Registered Voters 531652 - Cards Cast 11376 2.14%

Num. Report Precinct 214 - Num. Reporting 214 100.00%

McKinney Mayor		(190)	
	Total		
Number of Precincts	38		
Precincts Reporting	38	100.0 %	
Vote For	1		
Times Counted	11376/94044	12.1 %	
Total Votes	11101		
Times Blank Voted	275		
Times Over Voted	0		
Number Of Under Votes	0		
George Fuller	6510	58.64%	
Danny Bishop	439	3.95%	
Randall P. Pogue	4152	37.40%	

McKinney City Council at Large		(220)	
	Total		
Number of Precincts	38		
Precincts Reporting	38	100.0 %	
Vote For	1		
Times Counted	11376/94044	12.1 %	
Total Votes	9529		
Times Blank Voted	1847		
Times Over Voted	0		
Number Of Under Votes	0		
Thomas "TJ" Reilly	774	8.12%	
Michael Jones	1716	18.01%	
Kevin M. Smallwood	387	4.06%	
Derek V. Baker	2260	23.72%	
Charlie Philips	4392	46.09%	

McKinney City Council D1		(200)	
	Total		
Number of Precincts	10		
Precincts Reporting	10	100.0 %	
Vote For	1		
Times Counted	1335/14850	9.0 %	
Total Votes	1164		
Times Blank Voted	171		
Times Over Voted	0		
Number Of Under Votes	0		
Johnny Moore	207	17.78%	
Dustin Pearson	491	42.18%	
La'Shadiion Shemwell	466	40.03%	

McKinney City Council D3		(210)	
	Total		
Number of Precincts	11		
Precincts Reporting	11	100.0 %	
Vote For	1		
Times Counted	3559/24632	14.4 %	
Total Votes	3189		
Times Blank Voted	370		
Times Over Voted	0		
Number Of Under Votes	0		
Scott Elliott	1297	40.67%	
Margaret Harsch	791	24.80%	
Gavin Nicholson	132	4.14%	
Jeremiah J. Hammer	443	13.89%	
Sheila Johnson	526	16.49%	