

ORDINANCE NO. 2017-06-____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, CERTIFYING THE ELECTION RESULTS FOR THE JUNE 10, 2017 RUN-OFF 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 Run-Off Election called and held on June 10, 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 Run-off 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 Monday, June 19, 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. The City Council officially finds and determines an election was duly ordered to be held in the City of McKinney, Texas on the 10th day of June, 2017, for the purpose of electing a Council Member At-Large, a Council member District 1, and a Council member 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. The City Council officially finds and determines that only qualified resident voters of the City were allowed to vote at said election, and 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.

Derek V. Baker Charlie Philips	1700 3177	34.86% 65.14%	Council Member At-Large
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La'Shadian Anthony Shemwell	662	57.27%	Council Member District 1
Dusttin Pearson	494	42.73%	

Margaret Harsch	831	44.11%	Council Member District 3
Scott Elliott	1053	55.89%	

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:

Charlie Philips is elected Council member At-Large to a four (4) year term of office by majority vote of the voters;

La'Shadian Anthony Shemwell is elected Council member District 1 to a four (4) year term of office by majority vote of the voters;

Scott Elliott is elected Council member District 3 to a four (4) year term of office by majority vote of the voters;

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 19th DAY OF JUNE, 2017.

GEORGE C. FULLER
 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

EXHIBIT A

STATE OF TEXAS

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CANVASS OF THE
CITY OF MCKINNEY
ELECTION

COUNTY OF COLLIN

§

JUNE 10, 2017

I, Bruce Sherbet, the undersigned Elections Administrator of Collin County, do hereby certify that I have made an actual check and comparison of all the ballots tabulated as voted with the Return Sheets, and the unused ballots as recorded on the Register of Official Ballots. I, therefore, make the following report of my findings from the June 10, 2017, City of McKinney Election that was held in Collin County, Texas.

I hereby certify the results to be a full, true and correct tabulation, audit and count of the votes cast in the said election.

WITNESS, my hand on this the 16th day of June 2017.


Bruce Sherbet
Elections Administrator
Collin County

Election Summary Report
Collin County, Texas
Runoff Elections
June 10, 2017
Summary For Jurisdiction Wide, All Counters, McKinney City
Early Voting and Election Day Combined Accumulated Totals.
22 of 22 Vote Centers Reporting

Date:06/15/17
Time:12:45:00
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Registered Voters 375368 - Cards Cast 5126 1.37%

Num. Report Precinct 136 - Num. Reporting 136 100.00%

McKinney City Council D1	(200)	
	Total	
Number of Precincts	10	
Precincts Reporting	10	100.0 %
Vote For	1	
Times Counted	1175/14964	7.9 %
Total Votes	1156	
Times Blank Voted	19	
Times Over Voted	0	
Number Of Under Votes	0	
La'Shadian Shemwell	662	57.27%
Dusttin Pearson	494	42.73%

McKinney City Council D3	(210)	
	Total	
Number of Precincts	11	
Precincts Reporting	11	100.0 %
Vote For	1	
Times Counted	1940/24737	7.8 %
Total Votes	1884	
Times Blank Voted	55	
Times Over Voted	1	
Number Of Under Votes	0	
Margaret Harsch	831	44.11%
Scott Elliott	1053	55.89%

McKinney City Council at Large	(220)	
	Total	
Number of Precincts	38	
Precincts Reporting	38	100.0 %
Vote For	1	
Times Counted	5126/94610	5.4 %
Total Votes	4877	
Times Blank Voted	249	
Times Over Voted	0	
Number Of Under Votes	0	
Derek V. Baker	1700	34.86%
Charlie Philips	3177	65.14%