

AGENDA

**Special Meeting of the Bedford City Council
Tuesday, May 21, 2013
Bedford City Hall Building A
2000 Forest Ridge Drive
Bedford, Texas**

Council Chambers Special Session 6:30 p.m.

SPECIAL SESSION

ELECTION CANVASS

- **A resolution to receive and accept as true and correct the canvassed voting results for the General Election held on May 11, 2013 for the election of Council Members Place 3 and Place 5 and the Municipal Court Judge as presented by the City Secretary.**

INAUGURATION OF NEWLY ELECTED OFFICIALS

- **Administer Statement of Elected Officer and Oath of Office to newly elected Council Members Place 3 and Place 5 and presentation of the Certificate of Election.**

ADJOURNMENT

CERTIFICATION

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted on the outside window in a display cabinet at the City Hall of the City of Bedford, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted by the following date and time: Friday, May 17, 2013 at 5:00 p.m., and remained so posted at least 72 hours before said meeting convened.

Michael Wells, City Secretary

Date Notice Removed

(Auxiliary aids and services are available to a person when necessary to afford an equal opportunity to participate in City functions and activities. Auxiliary aids and services or accommodations should be requested forty-eight (48) hours prior to the scheduled starting time of a posted council meeting by calling 817.952.2101.)



Council Agenda Background

PRESENTER: Michael Wells, City Secretary

DATE: 05/21/13

Council Mission Area: Encourage citizen involvement.

ITEM:

Consider a resolution to receive and accept as true and correct the canvassed voting results for the General Election held on May 11, 2013 for the election of Council Members Place 3 and Place 5, and the Municipal Court Judge, as presented by the City Secretary.

City Attorney Review: Yes

City Manager Review: _____

DISCUSSION:

Following is a resolution canvassing the May 11, 2013 General Election results for the Joint Election held by Tarrant County for the City of Bedford. Canvassing of the election results is a formality necessary in order to proceed with the administration of the Statement of Elected Officer, Oath of Office, and Issuance of Certificates of Election to the elected Council Members. The results are presented as official by Tarrant County Elections to the City of Bedford City Secretary; therefore, the resolution effectively outlines those results for approval. Council will canvass results for Council Members for Place 3, Place 5 and the Municipal Court Judge.

Judge Tim Murphy is unable to attend the Council meeting and will be sworn in at a later date.

RECOMMENDATION:

Staff recommends the following motion:

Approval of a resolution to receive and accept as true and correct the canvassed voting results for the General Election held on May 11, 2013 for the election of Council Members Place 3 and Place 5, and the Municipal Court Judge, as presented by the City Secretary.

FISCAL IMPACT:

N/A

ATTACHMENTS:

Resolution
Election Return Sheet
Official Tarrant County Returns

RESOLUTION NO. 13-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS, CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE GENERAL ELECTION OF MAY 11, 2013 FOR THE PURPOSE OF ELECTING TWO COUNCIL MEMBERS FOR THE BEDFORD CITY COUNCIL, PLACE 3 AND PLACE 5, FOR A TERM OF THREE YEARS, AND THE MUNICIPAL COURT JUDGE FOR A TERM OF THREE YEARS.

WHEREAS, the City Council of the City of Bedford, Texas, held a General Election on May 11, 2013 for the purpose of electing two Council Members to the Bedford City Council, Place 3 and Place 5, and the Municipal Court Judge; and,

WHEREAS, a canvass of the General Election returns was conducted on May 21, 2013; and,

WHEREAS, it was found that the persons herein named received the following total number of votes for said term of office on the Bedford City Council of the City of Bedford, Texas:

COUNCIL MEMBER PLACE 3

Sherri Olsen	971
Ray Champney	1,086

COUNCIL MEMBER PLACE 5

Roy W. Turner	1,321
Salvatore Caruso	750

MUNICIPAL COURT JUDGE

Tim Murphy	1,591
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NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:

- SECTION 1. That the findings set forth above are incorporated into the body of this resolution as if fully set forth herein.
- SECTION 2. That Ray Champney is hereby declared to be elected Council Member, Place 3.
- SECTION 3. That Roy W. Turner is hereby declared to be elected Council Member, Place 5.
- SECTION 4. That Tim Murphy is hereby declared to be elected Municipal Court Judge.
- SECTION 5. That a majority of the residents and qualified electors of the City of Bedford, Texas, voting in a General Election for the purpose of electing Council Members to Place 3 and Place 5, and the Municipal Court Judge, have cast a combined Election Day and Early Voter total of 2,165 votes, with 1,453 early voters and 712 Election Day voters.
- SECTION 6. That it is hereby declared that the City of Bedford approves and accepts the results of the General Election Council Members, Place 3 and Place 5, and the Municipal Court Judge, as set forth in the Election Returns Sheet attached, as determined by the majority vote of the qualified voters of the City of Bedford, Texas.
- SECTION 7. That all ordinances and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this resolution are hereby repealed to the extent of such conflict, and the provisions of this resolution shall be and remain controlling as to the matters resolved herein.

SECTION 8. That should any court of competent jurisdiction declare any section, subsection, clause or phrase of this resolution unconstitutional or invalid, it is expressly provided that any and all remaining portions of this resolution shall remain in full force and effect. Bedford hereby declares that it would have passed this resolution, and each section, subsection, clauses and phrases be declared unconstitutional or invalid.

SECTION 9. That it is officially found, determined, and declared that the meeting at which this resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting was given.

SECTION 10. That the City Secretary shall record this resolution in the City's official records.

SECTION 11. That this resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

SECTION 12. That this resolution will become effective immediately upon its passage by the City Council of the City of Bedford, Texas.

PASSED AND APPROVED this 21st day of May 2013, by a vote of ___ ayes, ___ nays and ___ abstentions, at a regular meeting of the City Council of the City of Bedford.

Jim Griffin, Mayor

ATTEST:

Michael Wells, City Secretary

APPROVED AS TO FORM:

Stan Lowry, City Attorney



UNOFFICIAL ELECTION RETURNS

Tabulation of Election Returns
City of Bedford, General Election
May 11, 2013

CANDIDATE	EARLY VOTING	REGULAR VOTING	TOTAL VOTES	PERCENT TOTAL
<u>COUNCIL MEMBER PLACE 3</u>				
Sherri Olsen	649	322	971	47.20%
Ray Champney	729	357	1,086	52.80%
(Over votes)	0	0	0	-
(Under votes)	75	33	108	-
<u>COUNCIL MEMBER PLACE 5</u>				
Roy W. Turner	893	428	1,321	63.79%
Salvatore Caruso	492	258	750	36.21%
(Over votes)	0	0	0	-
(Under votes)	68	26	94	-
<u>MUNICIPAL COURT JUDGE</u>				
Tim Murphy	1,100	491	1,591	100%
(Over votes)	0	0	0	-
(Under votes)	353	221	574	-
TOTAL BALLOTS CAST:	1,453	712	2,165	-

Cumulative Report — Official

Tarrant County — Joint General and Special Elections — May 11, 2013

Total Number of Voters : 59,889 of 892,546 = 6.71%

Number of District Voters: 2,165 of 29,342 = 7.38%

Precincts Reporting 194 of 194 = 100.00%

District Precincts Reporting 1 of 1 = 100.00%

Party	Candidate	Early	Election	Total
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Council Member, Place 3 City of Bedford, Vote For 1

Sherri Olsen	649	47.10%	322	47.42%	971	47.20%
Ray Champney	729	52.90%	357	52.58%	1,086	52.80%

Cast Votes:	1,378	94.84%	679	95.37%	2,057	95.01%
Over Votes:	0	0.00%	0	0.00%	0	0.00%
Under Votes:	75	5.16%	33	4.63%	108	4.99%

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
1	1	100.00%	2,165	29,342	7.38%

Council Member, Place 5 City of Bedford, Vote For 1

Roy W. Turner	893	64.48%	428	62.39%	1,321	63.79%
Salvatore Caruso	492	35.52%	258	37.61%	750	36.21%

Cast Votes:	1,385	95.32%	686	96.35%	2,071	95.66%
Over Votes:	0	0.00%	0	0.00%	0	0.00%
Under Votes:	68	4.68%	26	3.65%	94	4.34%

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
1	1	100.00%	2,165	29,342	7.38%

Municipal Court Judge City of Bedford, Vote For 1

Tim Murphy	1,100	100.00%	491	100.00%	1,591	100.00%
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Cast Votes:	1,100	75.71%	491	68.96%	1,591	73.49%
Over Votes:	0	0.00%	0	0.00%	0	0.00%
Under Votes:	353	24.29%	221	31.04%	574	26.51%

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
1	1	100.00%	2,165	29,342	7.38%