

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPELL, TEXAS, CANVASSING AND DECLARING THE RESULTS OF THE MAY 1, 2021 GENERAL ELECTION FOR MAYOR AND COUNCILMEMBERS PLACE 2, PLACE 4, PLACE 6 FOR A THREE (3) YEAR TERM; AND CANVASSING AND DECLARING THE RESULTS OF THE MAY 1, 2021 SPECIAL ELECTION FOR COUNCILMEMBER PLACE 3 TO FILL AN UNEXPIRED TERM; AND ORDERING A RUNOFF ELECTION TO BE HELD ON JUNE 5, 2021, FOR THE PURPOSE OF ELECTING A CITY COUNCILMEMBER FOR PLACE 3; ORDERING NOTICES OF ELECTION TO BE GIVEN AS PRESCRIBED BY LAW IN CONNECTION WITH SUCH ELECTION; PROVIDING FOR EARLY VOTING AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, it is hereby found and determined that notices of a general election were duly given in the form, manner and time required by law, and said elections were in all respects legally held and conducted in accordance with applicable laws of the State of Texas and the proceedings calling and governing the holding of such elections; and

WHEREAS, it is imperative to consider the returns of the general and special election held on May 1, 2021, for the purpose of electing the hereinafter named officials before the qualified voters of the City; and

WHEREAS, the returns of the general and special election have been duly and legally made and submitted to the City Council for canvassing, and a tabulation of the returns for the polling places and for early voting, as canvassed and tabulated by this governing body; and

WHEREAS, the returns for Mayor and Councilmember for Places 2, 4 and 6 received a majority of votes cast and resulted in the election of candidate for said positions; and,

WHEREAS, the returns for Councilmember for Place 3 did not result in a candidate receiving a majority of votes cast and a runoff is required by law.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Coppel, Texas after examining said returns and opening and canvassing the votes of said election, for mayor council members Places 2, 3, 4 and 6 that the results of said general and special election are as follows:

SECTION 1. That the following number of votes were cast for the following named candidates for the office of Mayor to wit:

NAME	EARLY VOTES	ELECTION DAY VOTES	TOTAL VOTES
Wes Mays	2,333	1,429	3,762
Rob Anderson	1,069	705	1,774

It appearing that Wes Mays received a majority of votes cast is hereby declared duly elected to the City Council as Mayor, to complete a three (3) year-term, subject to qualifying and taking the Oath of Office as provided by the laws of the State of Texas.

SECTION 2. That the following number of votes were cast for the following named candidates for the office of Councilmember Place 2 to wit:

NAME	EARLY VOTES	ELECTION DAY VOTES	TOTAL VOTES
Brianna Hinojosa-Smith	2,644	1,596	4,240
Raghib Majed	626	438	1,064

It appearing that Brianna Hinojosa-Smith received a majority of votes cast is hereby declared duly elected to the City Council as Councilmember, Place 2, to complete a three (3) year-term, subject to qualifying and taking the Oath of Office as provided by the laws of the State of Texas.

SECTION 3. That the following number of votes were cast for the following unopposed candidate for the office of Councilmember Place 4 to wit:

NAME	EARLY VOTES	ELECTION DAY VOTES	TOTAL VOTES
Amit Dharia	717	621	1,338
Kevin Nevels	2,614	1,475	4,089

It appearing that Kevin Nevels received the majority of votes cast is hereby declared duly elected to the City Council as Councilmember, Place 4, to complete a three (3) year-term, subject to qualifying and taking the Oath of Office as provided by the laws of the State of Texas.

SECTION 4. That the following number of votes were cast for the following named candidate for the office of Councilmember Place 6 to wit:

NAME	EARLY VOTES	ELECTION DAY VOTES	TOTAL VOTES
Biju K. Mathew	1,790	1,195	2,985
Mark Smits	1,568	910	2,478

It appearing that Biju K. Mathew received the majority of votes is hereby declared duly elected to the City Council as Councilmember, Place 6, to complete a three (3) year-term, subject to qualifying and taking the Oath of Office as provided by the laws of the State of Texas.

SECTION 5. That the following number of votes were cast for the following named candidates for the office of Councilmember Place 3 to wit:

NAME	EARLY VOTES	ELECTION DAY VOTES	TOTAL VOTES
Don Carroll	1,211	629	1,840
Meghan Shoemaker	957	608	1,565
Davin Bernstein	1,168	843	2,011

It appearing that no candidate received majority of all votes cast for the office of Councilmember Place 3. That a runoff election is hereby ordered for June 5, 2021, for the purpose of electing a City Councilmember for Place 3 for an unexpired term. The only candidates for said runoff election shall be the two candidates for Place 3 who received the highest and second highest number of votes for said office at the Municipal Officers Election for the City conducted on May 1, 2021 and canvassed on May 11, 2021. According to the official canvass of said election, no candidate for said Place 3 received a majority of the votes cast, for said office and the candidate receiving the highest number of votes was as follows:

1. Don Carroll 1,840 votes
2. Davin Bernstein 2,010 votes

SECTION 6. The Presiding Election Judge and Alternate Presiding Election Judge appointed to serve the authorized polling place and the early voting clerk (City Secretary) and deputy early voting clerk shall be those election officials who served at the regular election on May 1, 2021. A voting system or systems meeting the standards and requirements of the Texas Election Code, as amended, is hereby adopted and approved for early voting by personal appearance, by mail and for Election Day voting.

SECTION 7. The election shall be held as a Joint Election administered by the Dallas and Denton County Elections Administrators utilizing specific equipment to cast ballots as approved by the Texas Secretary of State, and in accordance with the provisions of the Texas Election Code and the Texas Administrative Code, with a Joint Election Agreement for each of the respective counties. The City Manager is hereby authorized to execute the Election Contracts with the Counties of Dallas and Denton for the conduct of the election. Pursuant to the Joint Election Contract, the County Elections Administrator shall serve as Election Administrator for the election. Presiding Election Judges and Alternate Presiding Election Judges appointed to serve at said polling places shall be those election officials furnished by the Elections Administrator from the list of proposed elections judges listed in an attachment to the Joint Election Contract.

Notice of the election shall be posted on the bulletin board used to post notice of the City Council meetings and be published in a newspaper of general circulation in the City. Said notice must be published on the same day in each of two successive weeks, with the first publication occurring no earlier than the thirtieth day and no later than the fourteenth day before the date of the election. A copy of the published notice that contains the name of the newspaper and the date of publication shall be retained as a record of such notice, and such person posting the notice shall make a record of the time of posting, starting date and the place of posting.

Early voting by personal appearance for Dallas County and Denton County residents will be set forth in accordance to state law and as stated in the Joint Elections Contracts and posted on the City's webpage. Application for ballot by mail must be received no later than the close of business on May 25, 2021. Applications for early voting ballot by mail shall be mailed to:

Dallas County residents

Michael Scarpello
Dallas County Elections Administrator
1520 Round Table Drive
Dallas, Texas 75247

Denton County residents

Denton County Elections Administration
701 Kimberly Drive, Suite A101
Denton, TX 76208

SECTION 8. All resident qualified electors of the City shall be permitted to vote at said election. This election shall be held and conducted in accordance with the provisions of Texas Election Code, and as may be required by law, all election materials and proceedings shall be printed in both English and Spanish.

SECTION 9. The City Secretary is hereby directed to cause notice of said election to be published at least once, not earlier than the 30th day nor later than the 15th day, before election day as provided in Section 4.003(a) (1) of the Texas Election Code; and shall be posted on the bulletin board used for posting notices of the City Council meetings not later than the 15th day before election day. A copy of the published notice that contains the name of the newspaper and the date of publication shall be retained as a record of such notice, and the person posting the notice shall make a record at the time of posting stating the date and place of posting in accordance with Texas Election Code Section 4.005.

SECTION 10. This resolution shall take effect immediately upon its passage.

DULY ORDERED by the City Council of the City of Coppell, Texas the ____ day of May
2021.

CITY OF COPPELL, TEXAS

APPROVED:

Karen Selbo Hunt, Mayor

ATTEST:

Ashley Owens, City Secretary

APPROVED AS TO FORM:

Robert E. Hager, City Attorney