

ORDINANCE NO. 23-323

AN ORDINANCE OF THE CITY OF DENTON CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE REGULAR AND SPECIAL MUNICIPAL ELECTIONS HELD ON MAY 6, 2023; DECLARING THAT A RUNOFF ELECTION IS NOT NECESSARY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Denton, Texas ("City") ordered a regular and special election to be held in the City on May 6, 2023 for the purpose of electing council members to Districts 1, 2, 3, and 4 and for the proposition of determining whether City Council Member Jesse Davis shall be removed from District 3 Seat of the City Council by Recall; and

WHEREAS, the election officers who held the election have duly made the returns of the result thereof, and these returns have been duly delivered to the City Council; and

WHEREAS, the meeting at which this ordinance 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 the Texas Government Code, Chapter 551. NOW THEREFORE;

THE CITY COUNCIL OF THE CITY OF DENTON HEREBY ORDAINS:

SECTION 1. The City Council officially finds and determines the election held on May 6, 2023 was duly ordered, proper notice of this election was duly given, proper election officers were duly appointed prior to this election, this election was duly held, the City has complied with the Federal Voting Rights Act and the Texas Election Code, the returns of the result of this election have been made and delivered to the Council, and the City Council has duly canvassed these returns, all in accordance with the law and the ordinance calling this election.

SECTION 2. The official returns of the election, herein incorporated by reference and attached as "Exhibit A", having been opened, examined, and canvassed, and the Council hereby finds and declares that the following candidates received a majority of the votes cast at the election in Districts 1, 2, 3, and 4 and are declared to be elected to the City Council of the City of Denton as follows:

FOR DISTRICT 1:	VICKI BYRD
FOR DISTRICT 2:	BRIAN BECK (UNOPPOSED)
FOR DISTRICT 3:	PAUL MELTZER
FOR DISTRICT 4:	JOE HOLLAND

SECTION 3. The City Council finds and declares that no runoff election is necessary.

SECTION 4. The official returns of the election officials having been opened, examined, and canvassed and the City Council officially finds and determines _____ votes were cast at this special election on the submitted PROPOSITION A, by the residents, qualified electors of the City, who voted at the election and that the votes cast for such proposition on the ballot for the election were as follows:

EARLY/ABSENTEE VOTING:

CITY OF DENTON PROPOSITION A

Shall Jesse Davis be removed from the City Council by Recall?

FOR _____ AGAINST _____

ELECTION DAY VOTING:

CITYOF DENTON PROPOSITION A

Shall Jesse Davis be removed from the City Council by Recall?

FOR _____ AGAINST _____

TOTAL VOTES CAST:

CITY OF DENTON PROPOSITION A

Shall Jesse Davis be removed from the City Council by Recall?

FOR _____ AGAINST _____

SECTION 5. The City Council officially declares the result of said special election to be that PROPOSITION A so submitted HAS received a favorable majority vote in all respects and has CARRIED. The City Council finds and declares that Councilmember Jesse Davis is removed from office by Recall.

SECTION 6. The City Council has found and determined the meeting at which this ordinance is considered is open to the public and that notice thereof was given in accordance with provisions of the Texas open meetings law, Texas Government Code Chapter 551, as amended, and a quorum of the City Council was present.

SECTION 7. This ordinance shall become effective immediately upon its passage and approval.

The motion to approve this ordinance was made by _____ and seconded by _____; the ordinance was passed and approved by the following vote [_____ - _____]:

	Aye	Nay	Abstain	Absent
Gerard Hudspeth, Mayor:	_____	_____	_____	_____
Vicki Byrd, District 1:	_____	_____	_____	_____
Brian Beck, District 2:	_____	_____	_____	_____
Jesse Davis, District 3:	_____	_____	_____	_____
VACANT, District 4:	_____	_____	_____	_____
Brandon Chase McGee, At Large Place 5:	_____	_____	_____	_____
Chris Watts, At Large Place 6:	_____	_____	_____	_____

PASSED AND APPROVED this the _____ day of _____, 2023.

GERARD HUDSPETH, MAYOR

ATTEST:
JESUS SALAZAR, INTERIM CITY SECRETARY

BY: _____

APPROVED AS TO LEGAL FORM:
MACK REINWAND, CITY ATTORNEY



BY: _____

City of Denton Councilmember, District 1 (Vote For 1)										
		Birdia Johnson				Vicki Byrd (69.55%)				
Precinct	Registered Voters	Absentee	Early	Election	Total Votes	Absentee	Early	Election	Total Votes	Total
2069	2536	0	76	18	94	2	125	38	165	259
2070	284	0	13	1	14	0	8	1	9	23
4163	3154	0	45	19	64	3	115	45	163	227
4165	6192	3	131	36	170	5	207	83	295	465
4166	2183	0	40	16	56	6	146	40	192	248
4167	4217	0	51	19	70	3	171	71	245	315
Total:	18566	3	356	109	468	19	772	278	1069	1537

City of Denton Councilmember, District 3 (Vote For 1)														
		Jesse Davis				Paul Meltzer (60.33%)				Stephen Paul (Bub) Dillenberg				
Precints	Registered Voters	Absentee	Early	Election	Total Votes	Absentee	Early	Election	Total Votes	Absentee	Early	Election	Total Votes	Total
1059	3472	4	202	58	264	10	318	122	450	1	13	6	20	734
4169	3041	2	106	43	151	10	300	135	445	0	2	3	5	601
4170	4417	0	18	4	22	2	88	75	165	0	4	2	6	193
4172	2000	1	9	3	13	0	52	31	83	0	0	2	2	98
4173	19	0	0	0	0	0	2	0	2	0	0	0	0	2
4175	353	0	1	0	1	0	6	1	7	0	0	0	0	8
4176	2757	10	408	65	483	11	234	67	312	0	4	10	14	809
4177	834	0	10	4	14	0	35	19	54	0	2	3	5	73
4178	2031	0	93	31	124	4	158	90	252	1	6	1	8	384
4187	2231	1	12	8	21	0	43	18	61	0	1	2	3	85
4189	623	0	38	15	53	0	6	3	9	0	0	0	0	62
4193	4491	0	0	1	1	0	0	0	0	0	0	0	0	1
4197	1512	0	0	0	0	0	0	0	0	0	0	0	0	0
Total:	27781	18	897	232	1147	37	1242	561	1840	2	32	29	63	3050

City of Denton Councilmember, District 4 (Vote For 1)															
		Joe Holland (52.38%)				Donald Thornton				Stephanie Neuharth					
Precinct	Registered Voters	Absentee	Early	Election	Total Votes	Absentee	Early	Election	Total Votes	Absentee	Early	Election	Total Votes	Total	
4161	3017	1	89	31	121	0	33	14	47	2	109	41	152	320	
4162	884	1	33	13	47	0	13	6	19	0	36	14	50	116	
4164	4341	8	217	69	294	3	53	23	79	8	213	90	311	684	
4179	3848	8	342	111	461	2	53	18	73	2	130	48	180	714	
4180	1429	5	147	34	186	0	23	11	34	0	72	26	98	318	
4181	4582	4	140	44	188	3	58	21	82	5	243	90	338	608	
4182	120	0	0	0	0	0	0	0	0	0	0	0	0	0	
4183	567	0	0	0	0	0	0	0	0	0	0	0	0	0	
4184	4405	1	182	63	246	2	76	26	104	3	194	67	264	614	
4185	1973	0	286	63	349	1	43	10	54	3	84	22	109	512	
4186	3333	7	508	105	620	0	75	13	88	7	156	39	202	910	
Total:	28499	35	1944	533	2512	11	427	142	580	30	1237	437	1704	4796	

City of Denton Proposition A (Vote For 1)

		Yes (51.81%)				No				
Precinct	Registered Voters	Absentee	Early	Election	Total Votes	Absentee	Early	Election	Total Votes	Total
1059	3472	6	253	110	369	6	260	73	339	708
4169	3041	7	229	122	358	3	155	51	209	567
4170	4417	0	85	67	152	0	23	13	36	188
4172	2000	0	51	28	79	1	10	7	18	97
4173	19	0	1	0	1	0	1	0	1	2
4175	353	0	6	1	7	0	1	0	1	8
4176	2757	8	175	60	243	13	451	75	539	782
4177	834	0	32	20	52	0	15	6	21	73
4178	2031	5	116	72	193	0	122	46	168	361
4187	2231	0	37	19	56	1	18	7	26	82
4189	623	0	6	2	8	0	38	15	53	61
4193	4491	0	0	0	0	0	0	1	1	1
4197	1512	0	0	0	0	0	0	0	0	0
Total:	27781	26	991	501	1518	24	1094	294	1412	2930