

**NOTICE OF MEETING
CITY COUNCIL OF THE CITY OF GALVESTON
WEDNESDAY - MAY 18, 2022 - 9:00 A.M.
COUNCIL CHAMBERS - CITY HALL
823 ROSENBERG, GALVESTON, TEXAS
TELEPHONE: (409) 797-3510**

SPECIAL MEETING AGENDA

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER
2. ROLL CALL
3. INVOCATION
Pastor Vernon Baines - Live Oak Baptist Church
4. PLEDGE OF ALLEGIANCE
American Flag

Texas Flag - Honor the Texas Flag. I pledge allegiance to thee, Texas, one state, under God, one, and indivisible.
5. PUBLIC COMMENT
 - A. Agenda Items
 - B. Non-Agenda Items
6. ACTION ITEMS
 - 6.A. Consider For Approval An Ordinance Of The City Council Of The City Of Galveston, Texas, Canvassing The Returns Of The General Election Held On May 7 2022; Officially Declaring The Results Of The Election; Declaring The Regularity And Legality Of The Election; Directing The City Secretary To Prepare The Election Register And To Preserve The Election Records; Providing For Findings Of Fact And Providing For An Effective Date.

Documents:

[MAY 7 2022 ELECTION CANVASS.DOCX](#)
7. ADMINISTER THE OATH OF OFFICE TO ELECTED CITY COUNCIL MEMBERS
 1. Mayor - Dr. Craig Brown
 2. District 1 - Sharon B. Lewis
 3. District 2 - William Schuster
 4. District 3 - David Collins
 5. District 4 - Mike Bouvier
 6. District 5 - John Paul Listowski
 7. District 6 - Marie Robb

8. ADJOURNMENT

The public is invited to attend a reception for the elected Mayor and City Council Members immediately following adjournment of the special meeting in Room 204 at City Hall.

I certify that the above Notice of Meeting was posted in a place convenient to the public in compliance with Chapter 551 of the Texas Government Code on May 12, 2022 at 1:40 P.M.

Janelle Williams

Janelle Williams, City Secretary

IN ACCORDANCE WITH THE PROVISIONS OF THE AMERICANS WITH DISABILITIES ACT (ADA), PERSONS IN NEED OF A SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING SHALL, WITHIN THREE (3) DAYS PRIOR TO ANY PROCEEDING, CONTACT THE CITY SECRETARY'S OFFICE, SUITE 201, 823 ROSENBERG, GALVESTON, TEXAS 77550 (409-797-3510).

ORDINANCE NO. 22-__

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GALVESTON, TEXAS, CANVASSING THE RETURNS OF THE GENERAL ELECTION HELD ON MAY 7 2022; OFFICIALLY DECLARING THE RESULTS OF THE ELECTION; DECLARING THE REGULARITY AND LEGALITY OF THE ELECTION; DIRECTING THE CITY SECRETARY TO PREPARE THE ELECTION REGISTER AND TO PRESERVE THE ELECTION RECORDS; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on May 7, 2022, the City of Galveston (the “City”) held a General Election for the purpose of electing a Mayor at-large and six Council Members from districts, each for terms ending in May, 2024 to the Galveston City Council; and

WHEREAS, at such election, the following names of candidates for Mayor and City Council were submitted to the voters:

- | | |
|-------------------|---|
| <u>Mayor</u> | Craig Brown
Benjamin Herndon
Roger “Bo” Quiroga |
| <u>District 1</u> | Sharon B. Lewis |
| <u>District 2</u> | William Schuster |
| <u>District 3</u> | David Collins
Frank Thomas Maceo |
| <u>District 4</u> | Alexander Nelson
Michael “Mikey” Bouvier |
| <u>District 5</u> | John Paul Listowski
Michael Niebuhr |
| <u>District 6</u> | Marty Fluke
Marie Robb |

WHEREAS, the names of the candidates were submitted to the voters, and the General Election (the “Election”) was held and conducted and the returns thereof were made, all as required by The City Charter and the laws of the State of Texas; and

WHEREAS, the City Council has reviewed and investigated all matters pertaining to the Election, including the ordering, notices, election officers, holding, and returns thereof, and it is now necessary to declare the official results of the canvass; and

WHEREAS, the City Council of the City of Galveston, Texas, convened on Wednesday, May 18, 2022, to canvass the returns of the Election, a time in conformity with Section 67.003 of the Texas Election Code and with Article III, Section 3 of *The City Charter* of the City of Galveston, Texas.

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

SECTION 1. The findings and recitations set out in the preamble to this Ordinance are found to be true and correct and they are hereby adopted by the City Council and made a part hereof for all purposes.

SECTION 2. The City Council having convened on this the 18th day of May 2022, to canvass the returns of the General Election held on Saturday, May 7, 2022, and after canvassing the returns of said election, officially finds and determines that said election was duly ordered; proper notice of said election was duly given; proper election officers were duly appointed prior to said election; said election was duly held; the City has complied with the Federal Voting Rights Act and the Texas Election Code; and due returns of the results of said election have been made and delivered, all in accordance with applicable law and the Ordinances calling the election.

SECTION 3. (a) Upon a canvass of the returns of the election to elect a Mayor and six Council Members to the City Council of the City of Galveston, Texas, it is hereby officially declared that the following persons are all of the candidates for Mayor and City Council and that each received the following number of votes listed beside the candidates' names, respectively:

	Candidate	<u>Number of Votes/ Percentage of Total Votes</u>	
<u>Mayor</u>	(3 Candidates)		
	Benjamin Herndon	167	2.75%
	Craig Brown	3,331	54.78%
	Roger "Bo" Quiroga	2,583	42.48%
<u>District 1</u>	(1 Candidate)		
	Sharon B. Lewis	321	100.00%
<u>District 2</u>	(1 Candidate)		
	William Schuster	930	100.00%
<u>District 3</u>	(2 Candidates)		
	David Collins	518	55.82%
	Frank Thomas Maceo	410	44.18%
<u>District 4</u>	(2 Candidates)		
	Alexander Nelson	302	45.62%
	Michael "Mikey" Bouvier	360	54.38%
<u>District 5</u>	(2 Candidates)		
	John Paul Listowski	715	67.26%
	Michael Niebuhr	348	32.74%
<u>District 6</u>	(2 Candidates)		
	Marty Fluke	636	35.77%
	Marie Robb	1,142	64.23%

(b) The following persons received a majority of the votes cast in their respective races and are therefore declared elected for a term commencing on the 18th day of May, 2022 and ending in May 2024, or as otherwise provided by law, and until their successors are duly elected and qualified:

Mayor	Craig Brown
District 1	Sharon B. Lewis
District 2	William Schuster
District 3	David Collins
District 4	Michael Bouvier
District 5	John Paul Listowski
District 6	Marie Robb

SECTION 4. The City Council of the City of Galveston, Texas, upon completion of this canvass, delivers this tabulation, lists, and other records used in this canvass to the City Secretary, the general custodian of the election records, for entry into the election register as required by the Texas Election Code.

SECTION 5. The City Secretary is hereby directed to record in the election register the precinct totals of all of the election returns, which shall be incorporated into this Ordinance by reference, in accordance with State law.

SECTION 6. This canvass has been conducted in accordance with Art. III Sec, 3 of the City Charter of the City of Galveston.

SECTION 7. In accordance with Art. III Sec. 4 of the City Charter, individuals elected in a regular municipal election shall take office and enter upon the duties of office immediately after the election has been canvassed, or as soon thereafter as the person may qualify by taking and subscribing the person's oath of office

SECTION 8. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable and, if any phrase, clause, sentence, paragraph or section of this Ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance, because the same would have been enacted by the City Council without the incorporation in this Ordinance of any such invalid phrase, clause, sentence, paragraph or section.

SECTION 9. All Ordinances or parts thereof in conflict herewith are repealed to the extent of such conflict only.

SECTION 10. In accordance with the provisions of Sections 12 and 13 of Article II of *The City Charter* this Ordinance has been publicly available in the office of the City Secretary for not less than 72 hours prior to its adoption; that this Ordinance may be read and published by descriptive caption only.

APPROVED AS TO FORM:

DONALD S. GLYWASKY
CITY ATTORNEY

I, Janelle Williams, Secretary of the City Council of the City of Galveston, do hereby certify that the foregoing is a true and correct copy of an Ordinance adopted by the City Council of the City of Galveston at a *Special Meeting* held on the 18th day of May 2022, as the same appears in records of this office.

IN TESTIMONY WHEREOF, I subscribe my name hereto officially under the corporate seal of the City of Galveston this ____day of _____, 2022.

Secretary for the City Council
of the City of Galveston