

CITY OF CUMBY
 CITY COUNCIL MEETING
CANVASS VOTES CITY ELECTION / SWEAR IN NEW COUNCIL
 MAY 11, 2010
 6:00 PM

THE CITY OF CUMBY MET ON TUESDAY, MAY 11, 2010, AT 6:00 PM, 100 E. MAIN STREET, CUMBY, TEXAS.

THE FOLLOWING WERE PRESENT: MAYOR JEFF STRICKLAND, COMMISSIONER LEON HIGGINBOTHAM, COMMISSIONER TRAVIS BAXLEY, CITY SECRETARY ANGIE ALLEN, LA NORA POWELL, CHUCK TUGGLE, JASON LAWWILL, BILL JENKINS, BRIAN SEELY, KATHY HALL CARTER, LOGAN TUGGLE.

MAYOR STRICKLAND CALLED THE MEETING TO ORDER.

CITY SECRETARY ANGIE ALLEN READ THE ELECTION RESULTS. THEY ARE AS FOLLOWS:

<u>POSITION</u>	<u>NAME</u>	<u>EARLY</u>	<u>ELECTION DAY</u>	<u>TOTAL</u>
MAYOR	JEFF STRICKLAND	46	65	111
	THOMAS JENKINS	13	43	56
ALDERMAN, PLACE 1	GINA LONG	18	53	71
	CHUCK TUGGLE	38	54	92
ALDERMAN, PLACE 2	CHARLIE SMITH	20	46	66
	BILL JENKINS	38	61	99
ALDERMAN, PLACE 3	BRIAN SEELY	30	53	83
	LARRY WHITE	23	55	78
ALDERMAN, PLACE 4	LEON HIGGINBOTHAM	39	44	83
	JASON LAWWILL	19	64	83
ALDERMAN, PLACE 5	KATHY HALL CARTER	30	99	129
	TRAVIS BAXLEY	29	11	40

THERE WERE A TOTAL OF 54 BALLOTS CAST DURING EARLY VOTING. 15 PAPER BALLOTS CAST AND 39 BALLOTS CAST ON MACHINE. THERE WERE ALSO 5 BALLOTS VOTED BY MAIL. THE MAILED BALLOTS WERE NOT COUNTED UNTIL ELECTION DAY AND WERE ADDED TO THE EARLY VOTING TOTAL MAKING THE GRAND TOTAL FOR EARLY VOTING 59.

ON ELECTION DAY THERE WERE 70 PAPER BALLOTS AND 44 MACHINE BALLOTS FOR A TOTAL OF 114 BALLOTS ON ELECTION DAY.

THERE WERE A TOTAL OF 4 PROVISIONAL BALLOTS CAST ON ELECTION DAY. THE VOTER REGISTRAR CHECKED AND REJECTED ALL PROVISIONAL BALLOTS.

THERE WERE 169 TOTAL VOTERS FOR THE MAY 8, 2010 ELECTION.

COMMISSIONER HIGGINBOTHAM MADE A MOTION TO ACCEPT THE CANVASSED VOTES. COMMISSIONER BAXLEY SECONDED THE MOTION. ALL APPROVE. MOTION PASSED.

CITY SECRETARY ANGIE ALLEN STATED THAT SINCE THERE WAS A TIE FOR ALDERMAN PLACE 4 SHE CONTACTED THE SECRETARY OF THE STATES OFFICE TO FIND OUT THE PROCEDURES FOR A TIE. PER THE SECRETARY OF THE STATES OFFICE THE FOLLOWING

OPTIONS ARE AS FOLLOWS: TIE VOTES ARE GOVERNED BY SECTION 2.002 OF THE TEXAS ELECTION CODE. IN AN ELECTION REQUIRING A PLURALITY VOTE, IF TWO OR MORE CANDIDATES FOR THE SAME OFFICE TIE FOR THE NUMBER OF VOTES REQUIRED TO BE ELECTED, A SECOND ELECTION TO FILL THE OFFICE SHALL BE HELD. HOWEVER, BEFORE THE SECOND ELECTION IS ORDERED, THE TYING CANDIDATES MAY AGREE TO CAST LOTS OR WITHDRAW TO RESOLVE THE TIE. IF THE TIE VOTE IS NOT RESOLVED BY A WITHDRAW OR LOT DRAWING, AN AUTOMATIC RECOUNT SHALL BE CONDUCTED IN ACCORDANCE WITH CHAPTER 216 BEFORE THE SECOND ELECTION IS HELD. IF THE AUTOMATIC RECOUNT RESOLVES THE TIE, THE SECOND ELECTION IS NOT HELD. IF THE TIE IS UNRESOLVED FOLLOWING THE AUTOMATIC RECOUNT, THE AUTHORITY RESPONSIBLE FOR ORDERING THE FIRST ELECTION SHALL THEN ORDER THE SECOND ELECTION. THE SECOND ELECTION SHALL NOT BE HELD EARLIER THAN THE 20TH DAY OR LATER THAN THE 30TH DAY AFTER THE DATE THE AUTOMATIC RECOUNT IS COMPLETED OR THE FINAL CANVASS FOLLOWING THE AUTOMATIC RECOUNT IS COMPLETED, IF APPLICABLE.

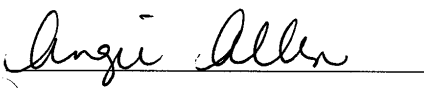
MAYOR STRICKLAND ASKED MR. JASON LAW WILL IF THE LOT DRAWING OR THE WITHDRAW WERE OPTIONS FOR HIM. MR. LAW WILL STATED THAT THEY WERE NOT AN OPTION. MAYOR STRICKLAND ASKED MR. LEON HIGGINBOTHAM IF THE LOT DRAWING OR THE WITHDRAW WERE OPTIONS FOR HIM. MR. HIGGINBOTHAM STATED THAT THEY WERE NOT AN OPTION. CITY SECRETARY ANGIE ALLEN STATED THAT AN AUTOMATIC RECOUNT WOULD BE HELD ON MAY 13, 2010. IF THE RECOUNT DOES NOT RESOLVE THE TIE A RUN OFF ELECTION WILL BE CALLED.

CITY SECRETARY ANGIE ALLEN SWORE IN MAYOR JEFF STRICKLAND, ALDERMAN PLACE 1 CHUCK TUGGLE, ALDERMAN PLACE 2 BILL JENKINS, ALDERMAN PLACE 3 BRIAN SEELY, AND ALDERMAN PLACE 5 KATHY HALL CARTER.

MAYOR STRICKLAND ADJOURNED THE MEETING.


MAYOR

ATTEST:


ANGIE ALLEN