



STAFF REPORT

MEETING DATE:	May 14, 2024
MEETING TYPE:	City Council
SUBMITTED BY:	Cynthia Olguin
AGENDA CAPTION:	Discuss and consider Resolution R2024-05-1191 OF THE CITY COUNCIL OF THE CITY OF HUTCHINS, TEXAS, CANVASSING THE RETURNS OF THE MAY 4, 2024, SPECIAL ELECTION TO SUBMIT PROPOSITION A TO ESTABLISH A TERM OF OFFICE OF THREE (3) YEARS FOR THE POSITION OF MAYOR AND CITY COUNCIL MEMBERS BEGINNING WITH THE POSITION TO BE ELECTED AT THE GENERAL ELECTION IN MAY 2025; AND PROVIDING FOR AN EFFECTIVE DATE. Presented by Cynthia Olguin

Background Information

On February 5, 2024, the Hutchins City Council ordered a Special Election for May 4, 2024, to submit Proposition A to establish a term of office of three (3) years for the position of mayor and city council members beginning with the position to be elected at the general election in May 2025. Chapter 67 of the Texas Election Code states that the results of the election are not unofficial until canvassed by the City Council.

On May 2, 2024, the Secretary of State issued Election Advisory 2024-12, Post-Election Procedures and Qualifying for Office for the May 4, 2024, Uniform Election. The canvass must be conducted at an open meeting of the governing body no later than the eleventh day after election day, Wednesday, May 15, 2024.

The canvass cannot occur until the early voting ballot board has: (1) qualified and counted all provisional ballots if a provisional ballot has been cast in the election; (2) counted all timely received late-arriving ballots, including the next business day, military and overseas ballots; and (3) counted all ballots contained in previously defective carrier envelopes which were corrected by voters by the required deadline. (Tex. Elec. Code § 67.003). Dallas County Elections does not break down the provisional or outstanding mail ballots by district or entity, therefore, the joint election entities must wait until the County issues the final countywide canvassing report.

Pursuant to the Code, only two officers are needed for a quorum for a canvassing meeting. Tex. Elec. Code § 67.004(a).

The canvassing authority shall prepare a tabulation stating the following:

1. Total number of votes received in each precinct
2. Sum of precinct totals tabulated
3. Votes FOR and AGAINST each measure

Legal Review

The resolution was reviewed and approved by city attorney Joe Gorfida.

Staff Recommendation

Supporting Documentation and Attachments