

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE GENERAL ELECTION HELD ON MAY 7, 2022, FOR THE PURPOSE OF ELECTING A MAYOR, TOWN COUNCIL PLACE 1 AND TOWN COUNCIL PLACE 4; PROVIDING FOR SAVINGS, REPEALING AND SEVERABILITY CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Council of the Town of Prosper, Texas ("Town Council"), issued an order on February 8, 2022, directing that a General Election be held on May 7, 2022, for the purpose of electing a Mayor, Town Council Place 1, and Town Council Place 4; and

WHEREAS, the Collin County Elections Administrator and the Denton County Elections Administrator that held said General Election have duly made the returns of the results thereof, and said returns have been duly delivered to this Town Council; and

WHEREAS, the Town Council finds and declares that the meeting at which this Ordinance is considered is open to the public as required by law, and that the public notice of the time, place and purpose of the meeting was given as required by Vernon's Ann. Texas Government Code, Section 551.041, as amended; and

WHEREAS, notice of the general election was properly given by the Town as required by law; and

WHEREAS, said election was duly and legally held on May 7, 2022, in the Town and in conformity with the election laws of the State of Texas, and the results of said election have been certified and returned by the proper judge and clerks thereof; and

WHEREAS, the Town Council has considered the returns of said election held on May 7, 2022.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS:

SECTION 1

All of the above premises are hereby found to be true and correct factual and legislative determinations of the Town of Prosper and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2

The official canvass of the returns of the General Election reflects that the following named persons received the number of votes set opposite their names in the respective positions to be filled:

Mayor						
Combined Totals						
	Early Voting In-Person	Early Voting Mail	Election Day In-Person	Early Voting Provisional	Total	Vote %
David F. Bristol	1,801	102	515	0	2,418	100.00%
Totals	1,801	102	515	0	2,418	100.00%
Overvotes	0	0	0	0	0	
Undervotes	419	25	164	0	608	
Councilmember Place 1						
Combined Totals						
	Early Voting In-Person	Early Voting Mail	Election Day In-Person	Early Voting Provisional	Total	Vote %
Thom Vars	664	25	176	0	865	31.51%
Marcus E. Ray	1,378	82	420	0	1,880	68.49%
Totals	2,042	107	596	0	2,745	100.00%
Overvotes	0	0	1	0	1	
Undervotes	178	20	82	0	280	
Councilmember Place 4						
Combined Totals						
	Early Voting In-Person	Early Voting Mail	Election Day In-Person	Early Voting Provisional	Total	Vote %
Chris M. Kern	1,810	105	498	0	2,413	100.00%
Totals	1,810	105	498	0	2,413	100.00%
Overvotes	0	0	0	0	0	
Undervotes	410	22	181	0	613	

The canvass of the returns of the General Election held on May 7, 2022, reflects that the following person was duly elected to the respective position shown:

Mayor:	David F. Bristol
Town Council Place 1:	Marcus E. Ray
Town Council Place 4:	Chris M. Kern

SECTION 3

All provisions of any Ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed Ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the Ordinance. Any remaining portions of said Ordinances shall remain in full force and effect.

SECTION 4

Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any

and all remaining portions of this Ordinance shall remain in full force and effect. Prosper hereby declares that is would have passed this Ordinance, and each section, subsection, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.

SECTION 5

This Ordinance shall be effective immediately upon its passage.

DULY PASSED AND APPROVED BY THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, ON THIS THE 18TH DAY OF MAY, 2022.

APPROVED:

Ray Smith, Mayor

ATTEST:

Michelle Lewis Sirianni, Town Secretary

APPROVED AS TO FORM:

Terrence S. Welch, Town Attorney