

RESOLUTION #520

CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE NOVEMBER 8, 2016, SPECIAL ELECTION FOR REFERENDUM OF ORDINANCE #680 *NO DEER FEEDING OF THE CITY OF GRANITE SHOALS, TEXAS*

WHEREAS, the City Council ("Council") of the City of Granite Shoals, Texas ("City") on August 15, 2016 adopted Ordinance #696 which called a Special Election to be held on November 8, 2016, for the purpose of referring Ordinance #680 *No Deer Feeding Ordinance* to the voters; and

WHEREAS, the Council has reviewed and investigated all matters pertaining to this election, including the calling, notices, election officers, holding, and reports; and

WHEREAS, the Council hereby canvasses the returns of this election, at which there was submitted to all resident, qualified electors of the City the following proposition:

Shall the City Code be amended to include Ordinance No. 680, "No Deer Feeding Ordinance," the effect of which would be: (1) to prohibit the feeding of deer in the city limits, which is an essential component of the city's comprehensive deer management program; (2) to adopt a city policy that enforcement of deer-feeding regulations should occur first through education, then through warnings, then through the imposition of civil penalties, and then through the initiation of criminal proceedings only if all of the previous methods prove ineffective; and (3) to provide due process protections for persons accused of violating the ordinance?

___ YES

___ NO

; and

WHEREAS, the Council has diligently inquired into the poll lists and the official election returns, which were duly and lawfully made to the Council by the judges and clerks holding and conducting such election, the poll lists and the official election returns showing separately the votes cast in the election; and

WHEREAS, from these returns, the Council hereby finds that the following votes were cast in the election by voters who were resident, qualified voters in the City:

PROPOSITION	EV For/Against	ED For/Against	Total F/A
The ballot shall be prepared to vote “for” or “against” the following proposition:	382/346	195/237	577/583
<p>Shall the City Code be amended to include Ordinance No. 680, “No Deer Feeding Ordinance,” the effect of which would be: (1) to prohibit the feeding of deer in the city limits, which is an essential component of the city’s comprehensive deer management program; (2) to adopt a city policy that enforcement of deer-feeding regulations should occur first through education, then through warnings, then through the imposition of civil penalties, and then through the initiation of criminal proceedings only if all of the previous methods prove ineffective; and (3) to provide due process protections for persons accused of violating the ordinance?</p> <p>— YES — NO</p>			

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRANITE SHOALS, TEXAS, THAT:

SECTION 1. The Council officially finds, determines, and declares that the election was duly and properly conducted, that proper legal notice of such election was duly given in the English language and the Spanish language (to the extent required by law), that proper election officers were duly appointed prior to the election, that the election was duly and legally held, that all resident, qualified voters of the City were permitted to vote at the election, that due returns of the results of the election had been made and delivered, and that the Council has duly canvassed such returns, all in accordance with the laws of the State of Texas and of the United States of America, and the orders calling the election.

SECTION 2. A PLURALITY of the resident, qualified voters of the City of Granite Shoals City voted in the Referendum election 'against' Ordinance #680 *No Deer Feeding Ordinance*. The Ordinance, which has been suspended since August 15, 2016, is rejected and will not go into effect.

SECTION 3. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the Council.

SECTION 4. It is officially found, determined, and declared that the Special meeting at which this Resolution is adopted was open to the public and public notice of the time, place and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, as amended, Texas Government Code.

SECTION 5. This Resolution shall be in force and effect from and after its final passage and it is so resolved.

APPROVED: November 16, 2016

APPROVED:


Mayor Carl Brugger

City Secretary ATTEST:

