

Ordinance canvassing returns and declaring the results of the Special Election held on May 6, 2017 in the City of Corpus Christi for the purpose of electing the Mayor; making appropriate findings; and declaring an emergency

Whereas, the City Council of the City of Corpus Christi, by Ordinance No. 031081 on February 28, 2017, ordered and called a Special Election to be held on May 6, 2017 for the election of Mayor to fill remainder of the unexpired term, "Special Election";

Whereas, the City Council, by Ordinance 031105, amended Ordinance 031081 identifying polling places and appointing Election Officials for the Special Election;

Whereas, notice of the Special Election was given as required by law;

Whereas, the Special Election was duly held on the 6th day of May, 2017, at which said contest was presented to the voters as provided in the respective City ordinances calling the Special Election, and in conformity with the election laws of the State of Texas and the results of said Special Election has been certified and returned by the judges and clerks thereof; and

Whereas, it is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public, and public notice of the time, place and purpose of said meeting was given, all as required by the Texas Open Meetings Act; and

Whereas, the City Council has reviewed and investigated all matters pertaining to the Special Election, and finds that the said Special Election was, in all respects, lawfully held and that the City Secretary's tally and certification of results provided to the Council are correct; and

Whereas, Election Code Section 67.004(a) provides in part that two members of the City Council constitute a quorum for purposes of canvassing an election.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS THAT:

Section 1. The tally of votes cast in the Special Election held on the 6th day of May, 2017 made and certified to by the City Secretary of the City of Corpus Christi, attached hereto as **Attachment A** incorporated by reference and made a part of this Ordinance as though reproduced herein in its entirety, and the same is hereby adopted as the official tabulations of the votes cast at the Special Election, and that said tabulations be filed and recorded in the official records of the City of Corpus Christi as the official canvass of the Special Election.

Section 2. The City Council has diligently inquired into the poll lists and the official Special Election returns which were duly and lawfully made to the City Council by the judges and clerks holding and conducting such Special Election with the poll lists and the official election returns showing separately the votes cast in the Special Election. From these returns, the City Council hereby finds that the following votes were cast in the Special Election by voters who were resident, qualified voters of the City. The results of the Special Election canvass are declared to be:

MAYOR	Jonathan Garrison	636
	Ray Madrigal	339
	Nelda Martinez	6,444
	Joe McComb	11,111
	Margareta Fratila	107
	James M. Hernandez	385
	Mark A. Di Carlo	738
	Larry White	1,518

Section 3. The City Council officially finds, determines, and declares that the Special Election was duly and properly ordered, that proper legal notice of the Special 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 Special Election, that the Special Election was duly and legally held, that all resident qualified voters of the City were permitted to vote at the Special Election, that due returns of the results of the Special Election has been made and delivered, and that the City 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 separate ordinances calling the Special Election.

Section 4. The City Council accepts and approves the returns for the Special Election as received and canvassed, and declares that the following person is declared elected and may qualify for the office indicated for the remainder of the unexpired term:

Mayor

Joe McComb

Section 5. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the City Council.

Section 6. This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 7. If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Ordinance would have been enacted without such invalid provision.

Section 8. It is officially found, determined, and declared that the meeting at which this Ordinance 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 Ordinance, was given, all as required by Chapter 551, as amended, Texas Government Code.

Section 9. This Ordinance shall be in force and effect from and after its final passage and it is so ordained.

Section 10. The necessity of making an official canvass of votes and declaring the results thereof immediately in order to meet the requirements of State Law and the City Charter, and the need for efficient and effective administration of the City's affairs, creates a public emergency requiring the suspension of the City Charter rule that no ordinance be passed finally on the date of its introduction but that such ordinance shall be read at two regular meetings of the City Council, and the Mayor having declared that such emergency exists, having requested the suspension of the City Charter rule that this ordinance be finally passed on the date of its introduction and take effect and be in full force and effect from and after its passage, IT IS ACCORDINGLY SO ORDAINED, this the 16th day of May, 2017.

ATTEST:

CITY OF CORPUS CHRISTI

Rebecca Huerta
City Secretary

Mayor

Corpus Christi, Texas

16th Day of May, 2017

TO THE MEMBERS OF THE CITY COUNCIL

Corpus Christi, Texas

For the reasons set forth in the emergency clause of the foregoing ordinance an emergency exists requiring suspension of the Charter rule as to consideration and voting upon ordinances at two regular meetings: I/we, therefore, request that you suspend said Charter rule and pass this ordinance finally on the date it is introduced, or at the present meeting of the City Council.

Respectfully,

Respectfully,

Mayor

Council Members

The above ordinance was passed by the following vote:

Mayor _____

Rudy Garza _____

Paulette Guajardo _____

Michael Hunter _____

Joe McComb _____

Ben Molina _____

Lucy Rubio _____

Greg Smith _____

Carolyn Vaughn _____

ATTACHMENT A

CITY OF CORPUS CHRISTI

SPECIAL ELECTION

MAY 6, 2017

PRECINCT-BY-PRECINCT

ELECTION RESULTS

DATED this the ____ day of May, 2017

May 2017 Joint Special Election Canvass Report - City of Corpus Christi — Total Voters — Unofficial

NUECES COUNTY, TEXAS — GENERAL and SPECIAL ELECTION — May 06, 2017

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Total Number of Voters : 22,027 of 0 = 0.00%

Precincts Reporting 116 of 116 = 100.00%

Mayor Corpus Christi

Precinct	Absentee Ballots Cast	Early Ballots Cast	Election Ballots Cast	Total Ballots Cast	Registered Voters	Percent Turnout	Jonathan Garison	Ray Madrigal	Nelda Martinez	Joe McComb	Margareta Fratila	James M. Hernandez	Mark A. Di Carlo	Con tinued
001	13	102	243	358	0	00.00%	11	7	122	158	4	8	16	
002	7	210	136	353	0	00.00%	9	5	98	191	2	3	7	
003	5	415	178	598	0	00.00%	12	11	168	343	3	7	18	
004	6	194	146	346	0	00.00%	21	9	121	157	1	4	7	
005	8	198	158	364	0	00.00%	9	1	115	201	0	3	7	
006	2	273	117	392	0	00.00%	13	1	92	203	2	13	28	
007	1	27	18	46	0	00.00%	4	5	26	7	0	0	2	
008	7	278	132	417	0	00.00%	20	1	129	209	0	10	15	
009	1	185	52	238	0	00.00%	9	7	53	146	0	2	6	
015	0	19	2	21	0	00.00%	1	0	8	6	0	1	2	
016	0	0	0	0	0	00.00%	0	0	0	0	0	0	0	
017	9	185	74	268	0	00.00%	8	5	105	105	1	11	11	
018	2	179	78	259	0	00.00%	13	2	60	124	5	2	13	
019	2	10	1	13	0	00.00%	1	0	3	7	1	0	1	
020	1	188	78	267	0	00.00%	6	8	115	106	0	12	5	
021	0	29	24	53	0	00.00%	1	0	21	20	2	0	4	
023	0	8	2	10	0	00.00%	0	0	2	8	0	0	0	
024	0	26	15	41	0	00.00%	4	1	9	13	3	3	6	
026	8	488	203	699	0	00.00%	15	4	188	412	4	5	7	
029	7	286	191	484	0	00.00%	13	2	164	255	0	7	17	
030	0	6	2	8	0	00.00%	0	0	6	2	0	0	0	
031	0	19	13	32	0	00.00%	4	1	7	10	0	2	7	
032	9	142	77	228	0	00.00%	7	4	62	131	1	6	8	
033	0	25	5	30	0	00.00%	4	1	12	8	0	0	4	
034	0	2	8	10	0	00.00%	0	0	4	4	0	0	2	
038	2	10	5	17	0	00.00%	0	0	10	1	1	0	2	
039	5	64	17	86	0	00.00%	1	2	35	42	2	0	2	
040	6	480	175	661	0	00.00%	10	3	132	445	0	3	20	
041	0	9	3	12	0	00.00%	1	2	3	5	0	0	0	
042	0	61	62	123	0	00.00%	4	0	52	64	0	0	1	
043	7	12	25	44	0	00.00%	0	4	18	12	0	5	4	
044	0	29	15	44	0	00.00%	2	3	16	17	0	2	4	
045	4	9	8	21	0	00.00%	0	1	13	6	0	0	1	
046	0	14	5	19	0	00.00%	0	0	7	8	0	3	1	
047	0	13	2	15	0	00.00%	1	0	7	6	0	0	0	
048	7	117	56	180	0	00.00%	6	0	55	92	1	7	3	
049	2	112	42	156	0	00.00%	4	1	28	108	0	1	5	
050	0	41	35	76	0	00.00%	4	0	35	28	0	4	2	
051	3	82	38	123	0	00.00%	6	2	54	43	3	2	6	
052	1	42	29	72	0	00.00%	3	4	33	23	2	2	2	

May 2017 Joint Special Election Canvass Report - City of Corpus Christi — Total Voters — Unofficial

NUECES COUNTY, TEXAS — GENERAL and SPECIAL ELECTION — May 06, 2017

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Total Number of Voters : 22,027 of 0 = 0.00%

Precincts Reporting 116 of 116 = 100.00%

Mayor Corpus Christi

Precinct	Absentee Ballots Cast	Early Ballots Cast	Election Ballots Cast	Total Ballots Cast	Registered Voters	Percent Turnout	Jonathan Garison	Ray Madrigal	Nelda Martinez	Joe McComb	Margareta Fratila	James M. Hernandez	Mark A. Di Carlo
053	0	39	17	56	0	00.00%	2	0	23	25	0	0	3
056	5	30	17	52	0	00.00%	3	3	13	12	1	6	7
057	1	52	22	75	0	00.00%	2	5	24	26	1	4	3
058	5	134	139	278	0	00.00%	8	2	127	105	1	5	12
059	5	138	100	243	0	00.00%	9	4	83	109	2	1	9
060	0	40	21	61	0	00.00%	2	7	30	11	0	4	4
061	1	27	8	36	0	00.00%	2	2	18	10	0	1	2
062	3	27	25	55	0	00.00%	2	2	27	16	2	0	0
063	6	366	249	621	0	00.00%	6	6	181	380	2	1	12
064	2	177	60	239	0	00.00%	4	1	77	137	0	1	5
065	7	419	258	684	0	00.00%	17	1	185	404	3	6	12
066	0	123	62	185	0	00.00%	8	2	59	93	2	2	8
067	15	319	105	439	0	00.00%	15	2	135	227	1	8	11
068	1	48	30	79	0	00.00%	3	2	25	34	0	7	2
069	2	115	80	197	0	00.00%	7	3	72	90	0	5	6
070	3	141	54	198	0	00.00%	6	8	82	68	1	6	4
071	3	70	28	101	0	00.00%	9	5	40	27	2	7	7
072	1	71	42	114	0	00.00%	4	1	35	54	1	8	6
073	2	50	36	88	0	00.00%	2	5	46	22	1	3	4
074	0	79	36	115	0	00.00%	0	9	52	32	1	8	7
075	2	85	44	131	0	00.00%	3	9	56	35	0	6	8
076	1	29	14	44	0	00.00%	2	6	11	13	2	1	7
077	0	7	6	13	0	00.00%	0	1	2	6	0	1	2
078	1	68	25	94	0	00.00%	6	7	38	34	2	1	3
079	1	43	25	69	0	00.00%	3	3	33	20	0	2	2
080	2	56	39	97	0	00.00%	2	11	41	24	0	6	5
081	10	499	145	654	0	00.00%	7	1	124	463	3	1	13
082	1	20	9	30	0	00.00%	0	4	11	9	0	1	2
083	2	48	17	67	0	00.00%	2	4	32	19	0	1	5
084	1	66	16	83	0	00.00%	9	2	26	35	0	1	2
085	4	16	9	29	0	00.00%	1	7	14	3	1	0	1
086	0	70	70	140	0	00.00%	4	0	47	72	2	1	3
087	0	110	41	151	0	00.00%	6	5	46	66	1	4	7
088	8	203	84	295	0	00.00%	9	0	100	144	5	5	8
089	3	39	15	57	0	00.00%	4	1	24	20	0	1	1
090	2	63	28	93	0	00.00%	1	1	28	45	3	1	2
091	13	266	104	383	0	00.00%	11	4	131	180	1	3	19
092	5	263	133	401	0	00.00%	11	1	103	231	0	6	10
093	1	118	48	167	0	00.00%	5	7	78	51	2	4	12
094	0	174	52	226	0	00.00%	10	5	59	124	1	5	5

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Mayor Corpus Christi

Precinct	Absentee Ballots Cast	Early Ballots Cast	Election Ballots Cast	Total Ballots Cast	Registered Voters	Percent Turnout	Jonathan Garison	Ray Madrigal	Nelda Martinez	Joe McComb	Margareta Fratila	James M. Hernandez	Mark A. Di Carlo
095	2	34	25	61	0	00.00%	0	4	16	33	0	2	3
096	2	36	22	60	0	00.00%	6	0	16	28	0	4	5
097	3	48	27	78	0	00.00%	6	0	35	22	0	4	4
098	1	71	65	137	0	00.00%	4	9	60	35	2	6	10
099	2	15	10	27	0	00.00%	0	0	9	14	0	1	3
100	0	55	37	92	0	00.00%	8	4	21	44	0	2	4
101	4	242	53	299	0	00.00%	14	5	75	164	3	8	13
103	1	157	70	228	0	00.00%	4	1	42	161	0	1	9
106	10	270	94	374	0	00.00%	19	8	104	195	2	9	8
107	7	322	84	413	0	00.00%	9	1	105	273	0	0	0
109	2	48	24	74	0	00.00%	2	0	18	41	0	0	5
110	0	102	30	132	0	00.00%	4	2	26	77	0	2	10
111	0	57	45	102	0	00.00%	1	0	24	67	0	0	2
112	20	298	120	438	0	00.00%	9	1	128	252	1	3	14
113	1	23	4	28	0	00.00%	2	1	14	3	0	3	4
114	0	13	6	19	0	00.00%	0	0	9	6	1	0	3
115	2	164	100	266	0	00.00%	6	4	80	153	1	2	4
116	6	338	55	399	0	00.00%	12	5	125	206	2	10	10
117	5	261	100	366	0	00.00%	9	3	69	221	0	7	16
118	1	212	74	287	0	00.00%	8	6	112	106	1	12	15
119	11	419	116	546	0	00.00%	9	3	130	352	1	1	17
120	5	152	115	272	0	00.00%	4	3	66	166	0	5	9
121	7	123	68	198	0	00.00%	4	4	72	95	0	8	3
122	1	291	143	435	0	00.00%	6	3	89	274	1	1	25
123	2	171	43	216	0	00.00%	5	2	43	133	1	8	9
124	9	255	89	353	0	00.00%	11	8	116	177	2	5	12
125	5	352	210	567	0	00.00%	26	11	176	270	2	11	16
126	3	240	94	337	0	00.00%	12	5	70	205	5	4	14
127	2	161	66	229	0	00.00%	2	0	68	136	0	4	4
Totals	358	14227	6772	21357	0		636	339	6444	11111	107	385	738

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Mayor Corpus Christi

Precinct	Absentee Ballots Cast	Early Ballots Cast	Election Ballots Cast	Total Ballots Cast	Registered Voters	Percent Turnout	Larry White	Totals
001	13	102	243	358	0	00.00%	32	358
002	7	210	136	353	0	00.00%	38	353
003	5	415	178	598	0	00.00%	34	596
004	6	194	146	346	0	00.00%	22	342
005	8	198	158	364	0	00.00%	27	363
006	2	273	117	392	0	00.00%	36	388
007	1	27	18	46	0	00.00%	1	45
008	7	278	132	417	0	00.00%	33	417
009	1	185	52	238	0	00.00%	14	237
015	0	19	2	21	0	00.00%	3	21
016	0	0	0	0	0	00.00%	0	0
017	9	185	74	268	0	00.00%	21	267
018	2	179	78	259	0	00.00%	39	258
019	2	10	1	13	0	00.00%	0	13
020	1	188	78	267	0	00.00%	13	265
021	0	29	24	53	0	00.00%	4	52
023	0	8	2	10	0	00.00%	0	10
024	0	26	15	41	0	00.00%	2	41
026	8	488	203	699	0	00.00%	63	698
029	7	286	191	484	0	00.00%	26	484
030	0	6	2	8	0	00.00%	0	8
031	0	19	13	32	0	00.00%	1	32
032	9	142	77	228	0	00.00%	9	228
033	0	25	5	30	0	00.00%	1	30
034	0	2	8	10	0	00.00%	0	10
038	2	10	5	17	0	00.00%	3	17
039	5	64	17	86	0	00.00%	2	86
040	6	480	175	661	0	00.00%	42	655
041	0	9	3	12	0	00.00%	1	12
042	0	61	62	123	0	00.00%	2	123
043	7	12	25	44	0	00.00%	1	44
044	0	29	15	44	0	00.00%	0	44
045	4	9	8	21	0	00.00%	0	21
046	0	14	5	19	0	00.00%	0	19
047	0	13	2	15	0	00.00%	1	15
048	7	117	56	180	0	00.00%	15	179
049	2	112	42	156	0	00.00%	7	154
050	0	41	35	76	0	00.00%	3	76
051	3	82	38	123	0	00.00%	7	123
052	1	42	29	72	0	00.00%	3	72

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Mayor Corpus Christi

Precinct	Absentee Ballots Cast	Early Ballots Cast	Election Ballots Cast	Total Ballots Cast	Registered Voters	Percent Turnout	Larry White	Totals
053	0	39	17	56	0	00.00%	3	56
056	5	30	17	52	0	00.00%	7	52
057	1	52	22	75	0	00.00%	9	74
058	5	134	139	278	0	00.00%	18	278
059	5	138	100	243	0	00.00%	26	243
060	0	40	21	61	0	00.00%	2	60
061	1	27	8	36	0	00.00%	1	36
062	3	27	25	55	0	00.00%	5	54
063	6	366	249	621	0	00.00%	31	619
064	2	177	60	239	0	00.00%	14	239
065	7	419	258	684	0	00.00%	55	683
066	0	123	62	185	0	00.00%	10	184
067	15	319	105	439	0	00.00%	39	438
068	1	48	30	79	0	00.00%	6	79
069	2	115	80	197	0	00.00%	14	197
070	3	141	54	198	0	00.00%	23	198
071	3	70	28	101	0	00.00%	4	101
072	1	71	42	114	0	00.00%	4	113
073	2	50	36	88	0	00.00%	5	88
074	0	79	36	115	0	00.00%	5	114
075	2	85	44	131	0	00.00%	13	130
076	1	29	14	44	0	00.00%	2	44
077	0	7	6	13	0	00.00%	1	13
078	1	68	25	94	0	00.00%	3	94
079	1	43	25	69	0	00.00%	4	67
080	2	56	39	97	0	00.00%	8	97
081	10	499	145	654	0	00.00%	41	653
082	1	20	9	30	0	00.00%	3	30
083	2	48	17	67	0	00.00%	4	67
084	1	66	16	83	0	00.00%	7	82
085	4	16	9	29	0	00.00%	2	29
086	0	70	70	140	0	00.00%	9	138
087	0	110	41	151	0	00.00%	15	150
088	8	203	84	295	0	00.00%	24	295
089	3	39	15	57	0	00.00%	6	57
090	2	63	28	93	0	00.00%	12	93
091	13	266	104	383	0	00.00%	31	380
092	5	263	133	401	0	00.00%	39	401
093	1	118	48	167	0	00.00%	7	166
094	0	174	52	226	0	00.00%	17	226

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095	2	34	25	61	0	00.00%	3	61
096	2	36	22	60	0	00.00%	1	60
097	3	48	27	78	0	00.00%	6	77
098	1	71	65	137	0	00.00%	10	136
099	2	15	10	27	0	00.00%	0	27
100	0	55	37	92	0	00.00%	7	90
101	4	242	53	299	0	00.00%	16	298
103	1	157	70	228	0	00.00%	10	228
106	10	270	94	374	0	00.00%	27	372
107	7	322	84	413	0	00.00%	24	412
109	2	48	24	74	0	00.00%	8	74
110	0	102	30	132	0	00.00%	11	132
111	0	57	45	102	0	00.00%	8	102
112	20	298	120	438	0	00.00%	30	438
113	1	23	4	28	0	00.00%	1	28
114	0	13	6	19	0	00.00%	0	19
115	2	164	100	266	0	00.00%	14	264
116	6	338	55	399	0	00.00%	25	395
117	5	261	100	366	0	00.00%	38	363
118	1	212	74	287	0	00.00%	26	286
119	11	419	116	546	0	00.00%	30	543
120	5	152	115	272	0	00.00%	19	272
121	7	123	68	198	0	00.00%	11	197
122	1	291	143	435	0	00.00%	36	435
123	2	171	43	216	0	00.00%	15	216
124	9	255	89	353	0	00.00%	20	351
125	5	352	210	567	0	00.00%	52	564
126	3	240	94	337	0	00.00%	20	335
127	2	161	66	229	0	00.00%	15	229
Totals	358	14227	6772	21357	0		1518	21278

CERTIFICATION OF ELECTION
CORPUS CHRISTI SPECIAL ELECTION

MAY 6, 2017

I, the undersigned Elections Administrator for the election held on the 6th day of May, 2017, City of Corpus Christi, Nueces County, Texas, do hereby certify to the Canvassing Authority that the attached precinct by precinct results is a total of all votes received by each candidate and propositions as shown by the precinct returns. I further certify that the following vote totals include early voting totals by precinct received under Section 87.1231 of the Texas Election Code.

These accurately reflect the results of the tabulation tapes released to the City by election precinct judges.

Dated this the _____ day of May, 2017

Rebecca Huerta
Elections Administrator