



**NOTICE OF A SPECIAL MEETING
THE BRENHAM CITY COUNCIL
TUESDAY, MAY 14, 2013 AT 7:30 A.M.
SECOND FLOOR CITY HALL
COUNCIL CHAMBERS
200 W. VULCAN ST.
BRENHAM, TEXAS**

1. **Call Meeting to Order**
2. **Invocation and Pledges to the US and Texas Flags – Councilmember Barnes-Tilley**
3. **City Secretary’s Certification of Unopposed Candidate for the City of Brenham, May 11, 2013 Special Election** **Page 1-2**
4. **Discuss and Possibly Act Upon an Order Declaring an Unopposed Candidate for City Council Position Place 2 - Ward 2 Elected to Office of the City of Brenham May 11, 2013 Special Election** **Page 3-4**

Considerar y Posiblemente Actuar Una Orden Declarando un Candidato Sin Oposición Para Puesto de Concejal Lugar 2-Distrito 2 Elegido Para su Cargo de la Ciudad de Brenham el 11 de Mayo, 2013 por Elección Especial

5. **Discuss and Possibly Act Upon Resolution No. R-13-007 Canvassing the Returns and Declaring the Results of the General Election Held on May 11, 2013 for the Purpose of Electing One Council Member for Place 1 – Ward 1; One Council Member for Place 3 – Ward 3; One Council Member for Place 5 – At Large; and One Council Member for Place 6 - At Large to the City Council of the City of Brenham, Texas Each for a Four Year Term** **Page 5-8**

Adjourn

Executive Sessions: The City Council for the City of Brenham reserves the right to convene into executive session at any time during the course of this meeting to discuss any of the matters listed, as authorized by Texas Government Code, Chapter 551, including but not limited to §551.071 – Consultation with Attorney, §551.072 – Real Property, §551.073 – Prospective Gifts, §551.074 - Personnel Matters, §551.076 – Security Devices, §551.086 - Utility Competitive Matters, and §551.087 – Economic Development Negotiations.

CERTIFICATION

I certify that a copy of the May 14, 2013 agenda of items to be considered by the City of Brenham City Council was posted to the City Hall bulletin board at 200 W. Vulcan, Brenham, Texas on May 10, 2013 at ***11:20 A.M.***

Jeana Bellinger, TRMC

City Secretary

Disability Access Statement: This meeting is wheelchair accessible. The accessible entrance is located at the Vulcan Street entrance to the City Administration Building. Accessible parking spaces are located adjoining the entrance. Auxiliary aids and services are available upon request (interpreters for the deaf must be requested twenty-four (24) hours before the meeting) by calling (979) 337-7567 for assistance.

I certify that the attached notice and agenda of items to be considered by the City Council was removed by me from the City Hall bulletin board on the _____ day of _____, 2013 at _____ AM PM.

Signature

Title



AGENDA ITEM 3

DATE OF MEETING: May 14, 2013	DATE SUBMITTED: May 10, 2013	
DEPT. OF ORIGIN: Administration	SUBMITTED BY: Jeana Bellinger	
MEETING TYPE:	CLASSIFICATION:	ORDINANCE:
<input type="checkbox"/> REGULAR	<input type="checkbox"/> PUBLIC HEARING	<input type="checkbox"/> 1 ST READING
<input checked="" type="checkbox"/> SPECIAL	<input type="checkbox"/> CONSENT	<input type="checkbox"/> 2 ND READING
<input type="checkbox"/> EXECUTIVE SESSION	<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input type="checkbox"/> WORK SESSION	
AGENDA ITEM DESCRIPTION: City Secretary's Certification of Unopposed Candidate for the City of Brenham, May 11, 2013 Special Election		
SUMMARY STATEMENT: In accordance with Section 2.052 of the Election Code, the City Secretary is required to deliver to the governing body a Certification of Unopposed Candidate.		
STAFF ANALYSIS (For Ordinances or Regular Agenda Items):		
A. PROS:		
B. CONS:		
ALTERNATIVES (In Suggested Order of Staff Preference):		
ATTACHMENTS: (1) Certification of Unopposed Candidate		
FUNDING SOURCE (Where Applicable):		
RECOMMENDED ACTION: No action needed.		
APPROVALS: Terry K. Roberts		



**CERTIFICATION OF UNOPPOSED CANDIDATES
BY THE CITY SECRETARY**

I, Jeana Bellinger, certify that I am the city secretary of the City of Brenham and the authority responsible for preparing the ballot for the May 11, 2013 city election. I further certify that no proposition is to appear on the ballot at the election, no person has made a declaration of write-in candidacy, and the following candidate is unopposed:

Councilmember Place Two (2), Ward 2 Weldon C. Williams, Jr.

City Secretary, City of Brenham

Date this 14th of May, 2013



AGENDA ITEM 4

DATE OF MEETING: May 14, 2013	DATE SUBMITTED: May 10, 2013	
DEPT. OF ORIGIN: Administration	SUBMITTED BY: Jeana Bellinger	
MEETING TYPE:	CLASSIFICATION:	ORDINANCE:
<input type="checkbox"/> REGULAR	<input type="checkbox"/> PUBLIC HEARING	<input type="checkbox"/> 1 ST READING
<input checked="" type="checkbox"/> SPECIAL	<input type="checkbox"/> CONSENT	<input type="checkbox"/> 2 ND READING
<input type="checkbox"/> EXECUTIVE SESSION	<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input type="checkbox"/> WORK SESSION	
AGENDA ITEM DESCRIPTION: Discuss and Possibly Act Upon an Order Declaring an Unopposed Candidate for City Council Position Place 2 - Ward 2 Elected to Office of the City of Brenham, May 11, 2013 Special Election		
SUMMARY STATEMENT: Attached is the English version of the Order declaring Weldon C. Williams, Jr. the unopposed candidate, for City Council Position 2 – Ward 2, in the May 11, 2013 Special Election and therefore, declaring him elected for a transitional two (2) year term to expire in May of 2015. The Spanish version of the Order will be provided at the meeting.		
STAFF ANALYSIS (For Ordinances or Regular Agenda Items):		
A. PROS:		
B. CONS:		
ALTERNATIVES (In Suggested Order of Staff Preference):		
ATTACHMENTS: (1) Order		
FUNDING SOURCE (Where Applicable):		
RECOMMENDED ACTION: Approve the Order declaring an unopposed candidate for City Council Position Place 2 - Ward 2, elected to office in the City of Brenham, May 11, 2013 Special Election		
APPROVALS: Terry K. Roberts		

ORDER

AN ORDER DECLARING AN UNOPPOSED CANDIDATE IN THE MAY 11, 2013 SPECIAL CITY ELECTION, ELECTED TO OFFICE; CONFIRMING CANCELLATION OF THE SPECIAL ELECTION; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Brenham, Texas is a home rule municipality located in Washington County, operating in accordance with the provisions of the Texas Local Government Code and created pursuant to the enabling legislation of the State of Texas; and

WHEREAS, the City Secretary has certified in writing that there is no proposition on the ballot, that no person has made a declaration of write-in candidacy, and that the candidate on the ballot is unopposed for election to office; and

WHEREAS, under these circumstances, Subchapter C, Chapter 2, Election Code, authorizes the City Council to declare the candidate elected to office and cancel the election; **NOW THEREFORE**,

BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF BRENHAM:

Section 1: The following candidate, who was unopposed in the May 11, 2013 special city election, said election being cancelled, is declared elected to office, for a two (2) year transitional term of office expiring in May of 2015, and shall be issued a certificate of election following the time the election would have been canvassed:

Councilmember Place Two (2) Ward 2 Weldon C. Williams, Jr.

Section 2: It is declared to be the intent of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this Order are severable, and if any phrase, clause, sentence, paragraph, or section of this Order is declared invalid by the judgment or decree of a court of competent jurisdiction, the invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Order since the City Council would have enacted them without the invalid portion.

Section 3: This Order shall take effect upon its final passage, and it is so ordered.

PASSED AND APPROVED ON THE 14th DAY OF MAY, 2013.

Milton Y. Tate, Jr.
Mayor

ATTEST:

Jeana Bellinger, TRMC
City Secretary



AGENDA ITEM 5

DATE OF MEETING: May 14, 2013	DATE SUBMITTED: May 10, 2013						
DEPT. OF ORIGIN: Administration	SUBMITTED BY: Jeana Bellinger						
MEETING TYPE:	CLASSIFICATION:	ORDINANCE:					
<input type="checkbox"/> REGULAR	<input type="checkbox"/> PUBLIC HEARING	<input type="checkbox"/> 1 ST READING					
<input checked="" type="checkbox"/> SPECIAL	<input type="checkbox"/> CONSENT	<input type="checkbox"/> 2 ND READING					
<input type="checkbox"/> EXECUTIVE SESSION	<input checked="" type="checkbox"/> REGULAR	<input checked="" type="checkbox"/> RESOLUTION					
	<input type="checkbox"/> WORK SESSION						
AGENDA ITEM DESCRIPTION: Discuss and Possibly Act Upon Resolution No. R-13-007 Canvassing the Returns and Declaring the Results of the General Election Held on May 11, 2013 for the Purpose of Electing One Council Member for Place 1 – Ward 1; One Council Member for Place 3 – Ward 3; One Council Member for Place 5 – At Large; and One Council Member for Place 6 – At Large to the City Council of the City of Brenham, Texas Each for a Four Year Term							
SUMMARY STATEMENT: This Resolution is to canvass the results of the General Election held on May 11, 2013. As outlined in the Resolution, a total of XXX ballots were cast with the following candidates being elected to four (4) year terms, expiring in May, 2017							
<u>Place 1 – Ward 1</u>							
	Ward 1	Ward 2	Ward 3	Ward 4	Early Voting	Total Votes	Percent
Keith Herring							
<u>Place 3 – Ward 3</u>							
	Ward 1	Ward 2	Ward 3	Ward 4	Early Voting	Total Votes	Percent
Andrew Ebel							
<u>Place 5 – At Large</u>							
	Ward 1	Ward 2	Ward 3	Ward 4	Early Voting	Total Votes	Percent
Mary Barnes-Tilley							

Place 6 – At Large

	Ward 1	Ward 2	Ward 3	Ward 4	Early Voting	Total Votes	Percent
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Gloria Greenwade Nix

Kyle A. Kendall

The only contested race was for Place 6 – At Large. The winner, XXX, obtained XXX votes, which is X.X% of the total votes cast.

STAFF ANALYSIS (For Ordinances or Regular Agenda Items):

A. PROS:

B. CONS:

ALTERNATIVES (In Suggested Order of Staff Preference):

ATTACHMENTS: (1) DRAFT Resolution No. R-13-007

FUNDING SOURCE (Where Applicable): N/A

RECOMMENDED ACTION: Approve Resolution No. R-13-007 canvassing the returns and declaring the results of the General Election held on May 11, 2013 for the purpose of electing one Council Member for Place 1 – Ward 1; one Council Member for Place 3 – Ward 3; one Council Member for Place 5 – At Large; and one Council Member for Place 6 – At Large to the City Council of the City of Brenham, Texas each for a four year term, to expire in May 2017,

APPROVALS: Terry K. Roberts

RESOLUTION NO. R-13-007

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRENHAM, TEXAS CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE GENERAL ELECTION HELD ON MAY 11, 2013 FOR THE PURPOSE OF ELECTING ONE COUNCIL MEMBER FOR PLACE 1 – WARD 1; ONE COUNCIL MEMBER FOR PLACE 3 – WARD 3; ONE COUNCIL MEMBER FOR PLACE 5 – AT LARGE; AND ONE COUNCIL MEMBER FOR PLACE 6 – AT LARGE TO THE CITY COUNCIL OF THE CITY OF BRENHAM, TEXAS EACH FOR A FOUR YEAR TERM

WHEREAS, at a special meeting of the City Council of the City of Brenham, Texas, held at the regular meeting place in City Hall located at 200 West Vulcan Street, Brenham, Texas on the 14th day of May, A.D., 2013, a quorum being present, there came on to be considered the returns of the general election held on May 11, 2013 for the purpose of electing one council member for Place 1 – Ward 1; one council member for Place 3 – Ward 3; one council member for Place 5 – At Large; and one council member for Place 6 – At Large to the City Council of the City of Brenham, Texas, each for a four year term ending May 2017; and

WHEREAS, under and by virtue of the general election order duly enacted and approved by the City Council of said City on the 31st day of January, 2013, and thereafter duly published as required by law and for the time and in the manner provided by State statute and the City Charter, said general election was duly and legally held and conducted in the said City on the 11th day of May, A.D., 2013;

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

Section 1. The official canvass of the returns of the general election held on May 11, 2013 reflects that there were XXX ballots cast at said election with the voting results as follows:

Place 1 – Ward 1

	<u>Ward</u> <u>1</u>	<u>Ward</u> <u>2</u>	<u>Ward</u> <u>3</u>	<u>Ward</u> <u>4</u>	<u>Early</u> <u>Voting</u>	<u>Total</u> <u>Votes</u>	<u>Percent</u>
Keith Herring							

Place 3 – Ward 3

	<u>Ward</u> <u>1</u>	<u>Ward</u> <u>2</u>	<u>Ward</u> <u>3</u>	<u>Ward</u> <u>4</u>	<u>Early</u> <u>Voting</u>	<u>Total</u> <u>Votes</u>	<u>Percent</u>
Andrew Ebel							

