

**NOTICE OF MEETING  
CITY COUNCIL OF THE CITY OF GALVESTON  
WEDNESDAY - SEPTEMBER 8, 2021 - 9:00 A.M.  
COUNCIL CHAMBERS - CITY HALL  
823 ROSENBERG, GALVESTON, TEXAS  
TELEPHONE: (409) 797-3510**

**Due to the increase in infections with variants of COVID-19 the wearing of masks is highly recommended if you are attending the meetings**

Members of the public may participate in the meeting in the following ways:

1. Attend the Zoom meeting by registering in advance at the following web address:  
[https://us02web.zoom.us/webinar/register/WN\\_fKsQNavUTUyjaQnyRFgLQ](https://us02web.zoom.us/webinar/register/WN_fKsQNavUTUyjaQnyRFgLQ)
2. Submit public comment in advance of the meeting:  
<https://forms.galvestontx.gov/Forms/PublicComment>
3. Attend the meeting in person at the above address.

**SPECIAL MEETING AGENDA**

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER
2. ROLL CALL
3. PUBLIC COMMENT
  - A. Agenda Items
  - B. Non-Agenda Items
4. ACTION ITEMS
  - 4.A. Consider For Approval An Ordinance Of The City Council Of The City Of Galveston, Texas, Canvassing The Returns Of The Special Election Held On August 28, 2021; Officially Declaring The Results Of The Election; Declaring The Regularity And Legality Of The Election; Directing The City Secretary To Prepare The Election Register And To Preserve The Election Records; Providing For Findings Of Fact And Providing For An Effective Date.

Documents:

[CANVASS ORDINANCE -AUGUST 28-2021-SPECIAL ELECTION  
DIST1.DOCX](#)

- 4.B. Administer The Oath Of Office To Elected City Council Members

1. District 1 City Council Member Sharon Lewis

5. ADJOURNMENT

I certify that the above Notice of Meeting was posted in a place convenient to the public in compliance with Chapter 551 of the Texas Government Code on September 2, 2021 at 12:00 P.M.

*Janelle Williams*

Janelle Williams, City Secretary

IN ACCORDANCE WITH THE PROVISIONS OF THE AMERICANS WITH DISABILITIES ACT (ADA), PERSONS IN NEED OF A SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING SHALL, WITHIN THREE (3) DAYS PRIOR TO ANY PROCEEDING, CONTACT THE CITY SECRETARY'S OFFICE, SUITE 201, 823 ROSENBERG, GALVESTON, TEXAS 77550 (409-797-3510).

**ORDINANCE NO. 21-\_\_\_**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GALVESTON, TEXAS, CANVASSING THE RETURNS OF THE SPECIAL ELECTION HELD ON AUGUST 28, 2021; OFFICIALLY DECLARING THE RESULTS OF THE ELECTION; DECLARING THE REGULARITY AND LEGALITY OF THE ELECTION; DIRECTING THE CITY SECRETARY TO PREPARE THE ELECTION REGISTER AND TO PRESERVE THE ELECTION RECORDS; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE.

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**WHEREAS**, on August 28, 2021, the City of Galveston (the “City”) held a Special Election for the purpose of electing a Council Member to District One to the Galveston City Council, for a term ending in May, 2022; and,

**WHEREAS**, at such election, the following names of candidates for City Council District One (1) were submitted to the voters:

<u>District 1</u>	Mary Branum
	Bill Keese
	Sharon B. Lewis

and,

**WHEREAS**, the names of the candidates were submitted to the voters, and the Special Election (the “Election”) was held and conducted and the returns thereof were made, all as required by *The City Charter* and the laws of the State of Texas; and,

**WHEREAS**, the City Council has reviewed and investigated all matters pertaining to the Election, including the ordering, notices, election officers, holding, and returns thereof, and it is now necessary to declare the official results of the canvass; and,

**WHEREAS**, the City Council of the City of Galveston, Texas, convened on **Tuesday, September 8, 2021**, to canvass the returns of the Election, a time in conformity with Section 67.003 of the Texas Election Code and with Article III, Section 3 of *The City Charter* of the City of Galveston, Texas.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GALVESTON, TEXAS:**

**SECTION 1.** The findings and recitations set out in the preamble to this Ordinance are found to be true and correct and they are hereby adopted by the City Council and made a part hereof for all purposes.

**SECTION 2.** The City Council having convened on this the **8<sup>th</sup> day of September, 2021**, to canvass the returns of the Special Election held on Saturday, August 28, 2021, and after canvassing the returns of said election, officially finds and determines that said election was duly ordered; proper notice of said election was duly given; proper

election officers were duly appointed prior to said election; said election was duly held; the City has complied with the Federal Voting Rights Act and the Texas Election Code; and due returns of the results of said election have been made and delivered, all in accordance with applicable law and the Ordinances calling the election.

**SECTION 3.** (a) Upon a canvass of the returns of the election to elect a Council Member to District one (1) of the City Council of the City of Galveston, Texas, it is hereby officially declared that the following persons are all of the candidates for City Council District 1, and that each received the following number of votes listed beside the candidates' names, respectively:

<u>Candidate</u>	<u>Number of Votes / Percentage of Total Votes</u>	
<b><u>District 1</u></b> <b><u>(3 Candidates)</u></b>		
Sharon B. Lewis	<u>324</u>	<u>80.20 %</u>
Mary Branum	<u>48</u>	<u>11.88 %</u>
Bill Keese	<u>32</u>	<u>7.92 %</u>

(b) The following person received a majority of the votes cast and is therefore declared elected for a term commencing on the 8<sup>th</sup> day of September, 2021 and ending in May, 2022, or as otherwise provided by law, and until their successor is duly elected and qualified:

**District 1**                      **Sharon B. Lewis**

**SECTION 4.** The City Council of the City of Galveston, Texas, upon completion of this canvass, delivers this tabulation, lists, and other records used in this canvass to the City Secretary, the general custodian of the election records, for entry into the election register as required by the Texas Election Code.

**SECTION 5.** The City Secretary is hereby directed to record in the election register the precinct totals of the election returns, which shall be incorporated into this Ordinance by reference, in accordance with State law.

**SECTION 6.** It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable and, if any phrase, clause, sentence, paragraph or section of this Ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance, because the same would have been enacted by the City Council without the incorporation in this Ordinance of any such invalid phrase, clause, sentence, paragraph or section.

**SECTION 7.** All Ordinances or parts thereof in conflict herewith are repealed to the extent of such conflict only.

**SECTION 8.** In accordance with the provisions of Sections 12 and 13 of Article II of *The City Charter* this Ordinance has been publicly available in the office of the City Secretary for not less than 72 hours prior to its adoption; that this Ordinance may be read and published by descriptive caption only.

**SECTION 9.** This Ordinance shall be and become effective from and after its adoption and publication in accordance with the provisions of *The Charter of the City of Galveston, Texas*.

APPROVED AS TO FORM:

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DONALD GLYWASKY  
CITY ATTORNEY

I, Janelle Williams, Secretary of the City Council of the City of Galveston, do hereby certify that the foregoing is a true and correct copy of an Ordinance adopted by the City Council of the City of Galveston at a Special Meeting held on the 8<sup>th</sup>-day of September, 2021, as the same appears in records of this office.

IN TESTIMONY WHEREOF, I subscribe my name hereto officially under the corporate seal of the City of Galveston this \_\_\_\_day of September, 2021.

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Secretary for the City Council  
of the City of Galveston