



## RESOLUTION NO. 2014-039

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, CANVASSING AND DECLARING THE RESULTS OF THE MAY 10, 2014, GENERAL ELECTION FOR MAYOR AND COUNCILMEMBER - DISTRICT 2, AND SPECIAL LOCAL OPTION ELECTION; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, it is hereby found and determined that notices of a general and special election were duly given in the form, manner and time required by law, and said elections were in all respects legally held and conducted in accordance with applicable laws of the State of Texas and the proceedings calling and governing the holding of such elections; and

**WHEREAS**, it is imperative to consider the returns of the general and special elections held on May 10, 2014, for the purpose of electing the hereinafter named officials and determining the results of the propositions placed before the qualified voters of the City; and

**WHEREAS**, the returns of the general election have been duly and legally made and submitted to the City Council for canvassing, and a tabulation of the returns for the polling places and for early voting, as canvassed and tabulated by this governing body as follows:

MAYOR						
Candidate	Early Voting in Person	Early Voting by Mail	Election Day	Provisional EV/ED	Election Day ADA	Total
Bob Phelps	725	132	426	0	0	1,283
Carol Dingman	527	27	253	0	0	807
David Koch	803	99	499	0	0	1,401
COUNCILMEMBER - DISTRICT 2						
Luther Bernstein	126	18	108	0	0	252
Harold Froehlich	275	41	171	0	0	487
Garrett Smith	149	14	87	0	0	250

and

**WHEREAS**, the returns of said special local option election have been duly and legally made and submitted to the City Council for canvassing, and a tabulation of the returns for the polling place and for early voting, as canvassed and tabulated by this governing body as follows:

**PROPOSITION NO. 1:** The legal sale of beer and wine for off-premise consumption only.

	Early Voting in Person	Early Voting by Mail	Election Day	Provisional EV/ED	Election Day ADA	Total
For	1455	170	844	0	0	2,469
Against	567	83	327	0	0	977

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, THAT:**

**SECTION 1.** The General Election for the offices of Mayor and Councilmember - District 2 was duly called, that notice of said election was given in accordance with the law, and that said election was held in accordance with the law, and, no individual having received the majority of the votes cast in said election for the office of Mayor or the office of Councilmember - District 2 as required by City Charter and State Law, the Mayor shall call a runoff election for said offices in accordance with Ordinance No.3259 between the candidates having received the most votes and second most votes cast in said election, said candidates being as follows:

- A. For the office of Mayor: David Koch and Bob Phelps
- B. For the office of Councilmember - District 2: Harold Froehlich and Luther Bernstein

**SECTION 2.** The Special Local Option Election was duly called, that notice of said election was given in accordance with law, that said election was held in accordance with law, and that it is determined that the foregoing Proposition 1 has been approved by the majority of the qualified voters voting at said election.

**SECTION 3.** It is further found and determined that in accordance with the order of this governing body, the City Secretary posted written notice of the date, place and subject of this meeting on the bulletin board located at City Hall, a place convenient and readily accessible to the general public, and said notice having been so posted and remaining posted continuously for at least 72 hours preceding the scheduled time of said meeting.

**SECTION 4.** This resolution shall become effective immediately from and after its passage.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, THIS 20<sup>th</sup> DAY OF MAY, 2014.**

**ATTEST:**

**APPROVED:**

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Angela Kelly, City Secretary

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William P. Glancy, Mayor

**APPROVED AS TO FORM:**

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Peter G. Smith, City Attorney  
(kbl:5/13/14:66136)