



RESOLUTION NO. 2024-079

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, CANVASSING AND DECLARING THE RESULTS OF THE SPECIAL ELECTION OF THE CITY OF FARMERS BRANCH HELD MAY 4, 2024, REGARDING ADOPTION OF AMENDMENTS TO THE CITY CHARTER OF THE CITY OF FARMERS BRANCH; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, it is hereby found and determined that notice of the election was duly given in the form, manner and time required by law, and said election was 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 election; and,

WHEREAS, it is imperative to consider the returns of an election held on the May 4, 2024, for the purpose of considering the returns of propositions for the approval of amendments to the City Charter of the City of Farmers Branch; and,

WHEREAS, the returns of said 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:

	EARLY VOTING VOTES CAST	EARLY VOTING BY MAIL	PROVISIONAL VOTES CAST	ELECTION DAY VOTES CAST	TOTAL VOTES CAST	VOTE PERCENTAGE
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PROPOSITION D - Shall Article I, Section 1.08 of the Home Rule Charter be amended by amending the current language regarding the City’s right to acquire real property through the exercise of eminent domain to authorize the exercise of such right for all municipal and public purposes to the extent allowed by, and in compliance with, State law.

FOR	<u>515</u>	<u>22</u>	<u>0</u>	<u>302</u>	<u>839</u>	<u>48.33%</u>
AGAINST	<u>529</u>	<u>23</u>	<u>0</u>	<u>345</u>	<u>897</u>	<u>51.67%</u>

PROPOSITION E - Shall Article II, Section 2.03 (a) of the Home Rule Charter be amended to provide a monthly stipend of \$400 per month for the Mayor and a monthly stipend of \$200 per month for each council member.

FOR	<u>561</u>	<u>29</u>	<u>0</u>	<u>348</u>	<u>938</u>	<u>53.48%</u>
AGAINST	<u>497</u>	<u>16</u>	<u>0</u>	<u>303</u>	<u>816</u>	<u>46.52%</u>

PROPOSITION F - Shall Article II, Section 2.14 of the Home Rule Charter be amended to clarify the required vote of the City Council for passage of an item and that an abstention is neither an affirmative or negative vote.

FOR	<u>784</u>	<u>38</u>	<u>0</u>	<u>463</u>	<u>1,285</u>	<u>74.54%</u>
AGAINST	<u>254</u>	<u>6</u>	<u>0</u>	<u>179</u>	<u>439</u>	<u>25.46%</u>

	EARLY VOTING VOTES CAST	EARLY VOTING BY MAIL	PROVISIONAL VOTES CAST	ELECTION DAY VOTES CAST	TOTAL VOTES CAST	
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PROPOSITION G - Shall Article III, Section 3.01 of the Home Rule Charter be amended to authorize the City Council to determine the time period by which the City Manager must become a resident within the City.

FOR	<u>798</u>	<u>36</u>	<u>0</u>	<u>457</u>	<u>1,291</u>	<u>74.54%</u>
AGAINST	<u>250</u>	<u>9</u>	<u>0</u>	<u>182</u>	<u>441</u>	<u>25.46%</u>

PROPOSITION H - Shall Article III, Section 3.02 (3) of the Home Rule Charter be amended to remove the specific number of days within which the City Manager must submit the fiscal year financial report to the City Council to be consistent with State law.

FOR	<u>649</u>	<u>34</u>	<u>0</u>	<u>379</u>	<u>1,062</u>	<u>61.74%</u>
AGAINST	<u>391</u>	<u>11</u>	<u>0</u>	<u>256</u>	<u>658</u>	<u>38.26%</u>

PROPOSITION I - Shall Article VI, Section 6.06 and Section 6.07 be deleted being redundant with other Sections of the Charter and Section 6.01, Section 6.02 (b) be amended to be consistent with State law and Section 6.08 be amended to be consistent with State law and be renumbered as Section 6.06.

FOR	<u>821</u>	<u>41</u>	<u>0</u>	<u>469</u>	<u>1,331</u>	<u>79.04%</u>
AGAINST	<u>197</u>	<u>4</u>	<u>0</u>	<u>152</u>	<u>353</u>	<u>20.96%</u>

PROPOSITION J - Shall Article VII, Section 7.02 of the Home Rule Charter, be amended to correct an erroneous numerical reference.

FOR	<u>876</u>	<u>41</u>	<u>0</u>	<u>507</u>	<u>1,424</u>	<u>83.18%</u>
AGAINST	<u>162</u>	<u>5</u>	<u>0</u>	<u>121</u>	<u>288</u>	<u>16.82%</u>

PROPOSITION K - Shall Article VII, Section 7.03 of the Home Rule Charter regarding the nomination by petition of a person as a candidate for City Council be amended to provide for use of the petition form prescribed by the Texas Secretary of State to be consistent with State law.

FOR	<u>828</u>	<u>40</u>	<u>0</u>	<u>474</u>	<u>1,342</u>	<u>78.66%</u>
AGAINST	<u>200</u>	<u>6</u>	<u>0</u>	<u>158</u>	<u>364</u>	<u>21.34%</u>

PROPOSITION L - Shall Article VII, Section 7.06 of the Home Rule Charter be amended to clarify consistent with State law for which members of the City Council qualified voters are entitled to vote following the implementation of single member district Council representation.

FOR	<u>805</u>	<u>42</u>	<u>0</u>	<u>470</u>	<u>1,317</u>	<u>78.11%</u>
AGAINST	<u>212</u>	<u>4</u>	<u>0</u>	<u>153</u>	<u>369</u>	<u>21.89%</u>

EARLY VOTING VOTES CAST	EARLY VOTING BY MAIL	PROVISIONAL VOTES CAST	ELECTION DAY VOTES CAST	TOTAL VOTES CAST
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PROPOSITION M - Shall Article IX, Section 9.20 of the Home Rule Charter be amended to require the City Council to appoint a Committee to review the Charter at least every five (5) years, beginning in 2028, and the Charter committee be appointed not later than July 1 of the year in which the committee is required to be appointed.

FOR	<u>843</u>	<u>42</u>	<u>0</u>	<u>494</u>	<u>1,379</u>	<u>80.78%</u>
AGAINST	<u>188</u>	<u>5</u>	<u>0</u>	<u>135</u>	<u>328</u>	<u>19.22%</u>

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

SECTION 1. Said 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 Proposition D through M, inclusive, have been approved by the majority of the qualified voters voting at said election and shall become a part of the City of Farmers Branch City Charter.

SECTION 2. 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 in the 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 3. This resolution shall become effective immediately from and after its passage.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, THIS 14th DAY OF MAY 2024.

ATTEST:

APPROVED:

Stacy Henderson, TRMC, City Secretary

Terry Lynne, Mayor

APPROVED AS TO FORM:

David M. Berman, City Attorney
(DB 5.3.24)