

**CITY OF LAGO VISTA, TEXAS**

**ORDINANCE NO. 16-11-18-01**

**AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF LAGO VISTA, TEXAS PROVIDING FOR AN ORDER CANVASSING THE RETURNS OF THE CITY OF LAGO VISTA'S NOVEMBER 8, 2016 GENERAL ELECTION FOR THE OFFICE OF COUNCIL MEMBER PLACE 2, COUNCIL MEMBER PLACE 4, AND COUNCIL MEMBER PLACE 6, ALL OFFICES OF WHICH ARE ELECTED ON AN AT LARGE BASIS; PROVIDING FOR AN ORDER CANVASSING THE RETURNS OF THE SPECIAL ELECTION FOR THE PURPOSE OF SUBMITTING TO THE DULY QUALIFIED VOTERS OF THE CITY FOR ADOPTION OR REJECTION OF THREE (3) PROPOSITIONS**

**WHEREAS**, on November 8, 2016, a General Election was held at which the qualified voters of the City had the opportunity to vote for the purpose of electing the hereinafter named officials; and

**WHEREAS**, the qualified voters of the City were also provided the opportunity to vote for the purpose of adoption or rejection of three (3) propositions; and

**WHEREAS**, pursuant to and in compliance with the Texas Election Code, the City Council of the City of Lago Vista is required to canvass the returns of the Special Elections held on November 8, 2016 and the City Council having met to canvass the returns and to declare the results of said election in the manner provided by law.

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

**Section 1. THAT**, for the purpose of electing the hereinafter named officials, and it appearing from said returns, duly and legally made, that there were cast at said election **3,623** valid and legal votes; that each of the candidates in said election received the following votes:

**GENERAL ELECTION:**

**COUNCIL MEMBER PLACE 2**

<b>Kevin Sullivan</b>	<b>1,545</b>
<b>David Williams</b>	<b>1,214</b>

**COUNCIL MEMBER PLACE 4**

<b>David Abendschein</b>	<b>326</b>
<b>Ron Smith</b>	<b>1,282</b>
<b>Eric Hutchins</b>	<b>1,131</b>

**COUNCIL MEMBER PLACE 6**

<b>Mark Tippetts</b>	<b>1,114</b>
<b>Suzanne Bland</b>	<b>1,574</b>

**Section 2. THAT**, said election was duly called, that notice of said election was given in accordance with law, and that said election was held in accordance with law; and that **Kevin Sullivan** was duly elected to the Office of Council Member Place 2; that **Ron Smith** was duly elected to the office of Council Member Place 4; and that **Suzanne Bland** was duly elected to the office of Council Member Place 6 at large for the City of Lago Vista, Texas. Said above-named parties are hereby declared duly elected to their said respective offices, subject to the taking of their Oaths of Office as provided by the laws of the State of Texas.

**Section 3. THAT**, for the purpose of determining the adoption or rejection of Propositions 1, 2 and 3, that there were cast for each of the Propositions the following votes:

**Proposition 1**

*Shall the Capital Metropolitan Transportation Authority be continued in the City of Lago Vista?*

FOR: 1,789

AGAINST 1,415

**Proposition 2**

CONDITIONAL UPON A MAJORITY “NO” VOTE ON PROPOSITION NO. 1, the adoption of a local sales and use tax in the City of Lago Vista at a rate of one-half of one percent (0.50%) to provide revenue for maintenance and repair of municipal streets.

FOR 1,955

AGAINST 1,169

**Proposition 3**

CONDITIONAL UPON A MAJORITY “NO” VOTE ON PROPOSITION NO. 1, the adoption of a Type B sales and use tax at the rate of one-half of one percent (0.50%), to undertake projects as authorized in Chapters 501, 502 and 505 of the Texas Local Government Code, as amended from time to time, including but not limited to projects for recreational or community facilities, public parks and park facilities and events, sports facilities, professional and amateur sports, including children's sports, athletic, entertainment, tourist, convention, and public park purposes and events, including stadiums, ball parks, auditoriums, amphitheaters, concert halls, open space improvements, museums, exhibition facilities, and related stores, restaurant, concession, and automobile parking facilities, related area transportation facilities, and related roads, streets, and water and sewer facilities, and other related improvements that enhance any of the items described, recycling facilities, landscape of public facilities, projects related to water supply facilities, sewer facilities, and water conservation programs, projects to promote new or expanded business enterprises that create or retain jobs and authorized projects not required to create or retain primary jobs, and streets and roads, drainage, and other related transportation system improvements, demolition of existing structures, or facilities that are related to any of the above projects, facilities and projects related to development or expansion of airport or facilities, including hangars, maintenance and repair facilities, cargo facilities, and related infrastructure located on or adjacent to an airport facility within any parameters set out in the statute, and any other projects that the board determines will promote new or expanded business enterprises that create or retain

jobs, and the maintenance and operations expenses for any of the above described projects.”

FOR 1,731

AGAINST 1,304

**Section 4. THAT,** the City Council further finds that such returns are correct, and adopts them as the returns of the Special Election, that a copy of the Official Cumulative Report is attached hereto as Exhibit “A” and incorporated herein, and an Official Precinct Report is on file with the office of the City Secretary.

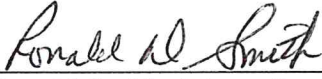
**Section 5. THAT,** the above listed Proposition 1 be declared rejected and that Capital Metropolitan Transportation Authority (CapMetro) shall continue within the boundaries of the City and since Propositions 2 and 3 were conditional upon declining the continuance of CapMetro, such Propositions are also hereby rejected.

**Section 6. THAT** it is found that the meeting of the City Council as which this Ordinance was adopted was open to the public and it is further found and determined that in accordance with the Order of this Governing Body that 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 to the public, and said notice having been so posted and remaining posted continuously for at least 72 hours preceding the date of this meeting.

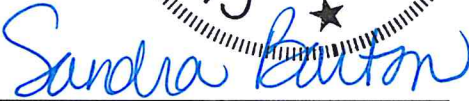
**AND, IT IS SO ORDERED.**

**PASSED AND APPROVED** this 18<sup>th</sup> day of November, 2016

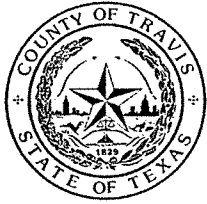


  
\_\_\_\_\_  
Ronald Smith, Mayor Pro Tem

ATTEST

  
\_\_\_\_\_  
Sandra Barton, City Secretary

On a motion by Mayor Pro Tem Smith, seconded by Councilman Tippetts, the above and foregoing ordinance was passed and approved.



DANA DEBEAUVOIR TRAVIS COUNTY CLERK

ELECTIONS DIVISION

5501 AIRPORT BOULEVARD  
MAILING ADDRESS: P.O. BOX 149325, AUSTIN, TEXAS 78714-9325

(512) 854-4996  
WWW.TRAVISCOUNTYELECTIONS.ORG

November 18, 2016

Dear Contracting Entity,

Travis County voters cast a record 475,000+ ballots in November and it has taken longer to prepare canvass than in previous elections. The materials you are picking up today will only contain cumulative and precinct by precinct certified official results including a CD with these reports. This is everything your respective governmental body needs to conduct their canvass. We will submit the required November 8, 2016 Texas Secretary of State reports for all contracting entities.

Next week, you will receive via mail a CD with back up materials such as Early Voting & Election Day flyers, Location Codes, Provisional ballot list, etc. These materials are not necessary for your canvass, we provide them as a courtesy to contracting entities.

If you have questions or need further information, please contact Ginny Ballard at 512-854-4177.

Sincerely,

Michael Winn  
Director of Elections  
Travis County Clerk

Official Results  
**City of Lago Vista Cumulative Report**

Total Registered Voters	5,248	
Total Precincts Completed	3 of 3	100.00%

	<u>Early Voting</u>	<u>Election Day</u>	<u>Total Vote</u>
Total Ballots Cast	2,432	1,191	3,623
% of Total Registered Voters	46.34%	22.69%	69.04%

	<u>Early Voting</u>	<u>Election Day</u>	<u>Total Vote</u>
<b>PLACE 2, COUNCILMEMBER, CITY OF LAGO VISTA</b>			
3 of 3 Precincts Reporting			
Kevin Sullivan	999 53.45%	546 61.35%	1,545 56.00%
David Williams	870 46.55%	344 38.65%	1,214 44.00%
Total Votes Counted in this Race:	1,869	890	2,759

	<u>Early Voting</u>	<u>Election Day</u>	<u>Total Vote</u>
<b>PLACE 4, COUNCILMEMBER, CITY OF LAGO VISTA</b>			
3 of 3 Precincts Reporting			
David Abendshein	198 10.71%	128 14.37%	326 11.90%
Ron Smith	890 48.16%	392 44.00%	1,282 46.81%
Eric Hutchins	760 41.13%	371 41.64%	1,131 41.29%
Total Votes Counted in this Race:	1,848	891	2,739

	<u>Early Voting</u>	<u>Election Day</u>	<u>Total Vote</u>
<b>PLACE 6, COUNCILMEMBER, CITY OF LAGO VISTA</b>			
3 of 3 Precincts Reporting			
Mark Tippetts	739 40.81%	375 42.76%	1,114 41.44%
Suzanne Bland	1,072 59.19%	502 57.24%	1,574 58.56%
Total Votes Counted in this Race:	1,811	877	2,688

	<u>Early Voting</u>	<u>Election Day</u>	<u>Total Vote</u>
<b>PROP. 1, CITY OF LAGO VISTA</b>			
3 of 3 Precincts Reporting			
For	1,171 53.86%	618 60.00%	1,789 55.84%
Against	1,003 46.14%	412 40.00%	1,415 44.16%
Total Votes Counted in this Race:	2,174	1,030	3,204

	<u>Early Voting</u>	<u>Election Day</u>	<u>Total Vote</u>
<b>PROP. 2, CITY OF LAGO VISTA</b>			
3 of 3 Precincts Reporting			
For	1,358 64.18%	597 59.23%	1,955 62.58%
Against	758 35.82%	411 40.77%	1,169 37.42%
Total Votes Counted in this Race:	2,116	1,008	3,124

	<u>Early Voting</u>	<u>Election Day</u>	<u>Total Vote</u>
<b>PROP. 3, CITY OF LAGO VISTA</b>			
3 of 3 Precincts Reporting			
For	1,143 55.97%	588 59.21%	1,731 57.03%
Against	899 44.03%	405 40.79%	1,304 42.97%
Total Votes Counted in this Race:	2,042	993	3,035

Official Results  
**City of Lago Vista Canvass Report**  
 Precinct Report  
 Precinct 308

Total Registered Voters	5,248		
Total registered voters in Precinct 308	0		
	<u>Early Voting</u>	<u>Election Day</u>	<u>Total Vote</u>
Total Ballots Cast in Precinct	0	0	0
% of Total Registered Voters in Precinct	0.00%	0.00%	0.00%
% of Total Votes Cast in Precinct	0.00%	0.00%	

	<u>Early Voting</u>		<u>Election Day</u>		<u>Total Vote</u>	
<b>PLACE 2, COUNCILMEMBER, CITY OF LAGO VISTA, Vote For 1</b>						
Kevin Sullivan	0	0.00%	0	0.00%	0	0.00%
David Williams	0	0.00%	0	0.00%	0	0.00%
<b>Total Votes Counted in this Race:</b>	<u>0</u>		<u>0</u>		<u>0</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	0		0		0	

<b>PLACE 4, COUNCILMEMBER, CITY OF LAGO VISTA, Vote For 1</b>						
David Abendshein	0	0.00%	0	0.00%	0	0.00%
Ron Smith	0	0.00%	0	0.00%	0	0.00%
Eric Hutchins	0	0.00%	0	0.00%	0	0.00%
<b>Total Votes Counted in this Race:</b>	<u>0</u>		<u>0</u>		<u>0</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	0		0		0	

<b>PLACE 6, COUNCILMEMBER, CITY OF LAGO VISTA, Vote For 1</b>						
Mark Tippetts	0	0.00%	0	0.00%	0	0.00%
Suzanne Bland	0	0.00%	0	0.00%	0	0.00%
<b>Total Votes Counted in this Race:</b>	<u>0</u>		<u>0</u>		<u>0</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	0		0		0	

<b>PROP. 1, CITY OF LAGO VISTA, Vote For 1</b>						
For	0	0.00%	0	0.00%	0	0.00%
Against	0	0.00%	0	0.00%	0	0.00%
<b>Total Votes Counted in this Race:</b>	<u>0</u>		<u>0</u>		<u>0</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	0		0		0	

<b>PROP. 2, CITY OF LAGO VISTA, Vote For 1</b>						
For	0	0.00%	0	0.00%	0	0.00%
Against	0	0.00%	0	0.00%	0	0.00%
<b>Total Votes Counted in this Race:</b>	<u>0</u>		<u>0</u>		<u>0</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	0		0		0	

<b>PROP. 3, CITY OF LAGO VISTA, Vote For 1</b>						
For	0	0.00%	0	0.00%	0	0.00%
Against	0	0.00%	0	0.00%	0	0.00%
<b>Total Votes Counted in this Race:</b>	<u>0</u>		<u>0</u>		<u>0</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	0		0		0	

Official Results  
**City of Lago Vista Canvass Report**  
 Precinct Report  
 Precinct 371

Total Registered Voters			5,248			
Total registered voters in Precinct 371			1,577			
	<u>Early Voting</u>		<u>Election Day</u>		<u>Total Vote</u>	
Total Ballots Cast in Precinct	662		367		1,029	
% of Total Registered Voters in Precinct	41.98%		23.27%		65.25%	
% of Total Votes Cast in Precinct	64.33%		35.67%			
	<u>Early Voting</u>		<u>Election Day</u>		<u>Total Vote</u>	
<b>PLACE 2, COUNCILMEMBER, CITY OF LAGO VISTA, Vote For 1</b>						
Kevin Sullivan	282	59.87%	167	65.23%	449	61.76%
David Williams	189	40.13%	89	34.77%	278	38.24%
<b>Total Votes Counted in this Race:</b>	<u>471</u>		<u>256</u>		<u>727</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	191		111		302	
<b>PLACE 4, COUNCILMEMBER, CITY OF LAGO VISTA, Vote For 1</b>						
David Abendshein	53	11.28%	47	17.74%	100	13.61%
Ron Smith	255	54.26%	128	48.30%	383	52.11%
Eric Hutchins	162	34.47%	90	33.96%	252	34.29%
<b>Total Votes Counted in this Race:</b>	<u>470</u>		<u>265</u>		<u>735</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	192		102		294	
<b>PLACE 6, COUNCILMEMBER, CITY OF LAGO VISTA, Vote For 1</b>						
Mark Tippetts	197	42.37%	106	40.93%	303	41.85%
Suzanne Bland	268	57.63%	153	59.07%	421	58.15%
<b>Total Votes Counted in this Race:</b>	<u>465</u>		<u>259</u>		<u>724</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	197		108		305	
<b>PROP. 1, CITY OF LAGO VISTA, Vote For 1</b>						
For	355	60.79%	216	67.71%	571	63.23%
Against	229	39.21%	103	32.29%	332	36.77%
<b>Total Votes Counted in this Race:</b>	<u>584</u>		<u>319</u>		<u>903</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	78		48		126	
<b>PROP. 2, CITY OF LAGO VISTA, Vote For 1</b>						
For	356	62.35%	166	54.25%	522	59.52%
Against	215	37.65%	140	45.75%	355	40.48%
<b>Total Votes Counted in this Race:</b>	<u>571</u>		<u>306</u>		<u>877</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	91		61		152	
<b>PROP. 3, CITY OF LAGO VISTA, Vote For 1</b>						
For	313	56.09%	179	60.07%	492	57.48%
Against	245	43.91%	119	39.93%	364	42.52%
<b>Total Votes Counted in this Race:</b>	<u>558</u>		<u>298</u>		<u>856</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	104		69		173	

Official Results  
**City of Lago Vista Canvass Report**

Precinct Report  
 Precinct 373

Total Registered Voters			5,248			
Total registered voters in Precinct 373			3,671			
	<u>Early Voting</u>		<u>Election Day</u>		<u>Total Vote</u>	
Total Ballots Cast in Precinct	1,770		824		2,594	
% of Total Registered Voters in Precinct	48.22%		22.45%		70.66%	
% of Total Votes Cast in Precinct	68.23%		31.77%			
	<u>Early Voting</u>		<u>Election Day</u>		<u>Total Vote</u>	
<b>PLACE 2, COUNCILMEMBER, CITY OF LAGO VISTA, Vote For 1</b>						
Kevin Sullivan	717	51.29%	379	59.78%	1,096	53.94%
David Williams	681	48.71%	255	40.22%	936	46.06%
<b>Total Votes Counted in this Race:</b>	<u>1,398</u>		<u>634</u>		<u>2,032</u>	
<b>Over Votes:</b>	1		0		1	
<b>Under Votes:</b>	371		190		561	
<b>PLACE 4, COUNCILMEMBER, CITY OF LAGO VISTA, Vote For 1</b>						
David Abendshein	145	10.52%	81	12.94%	226	11.28%
Ron Smith	635	46.08%	264	42.17%	899	44.86%
Eric Hutchins	598	43.40%	281	44.89%	879	43.86%
<b>Total Votes Counted in this Race:</b>	<u>1,378</u>		<u>626</u>		<u>2,004</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	392		198		590	
<b>PLACE 6, COUNCILMEMBER, CITY OF LAGO VISTA, Vote For 1</b>						
Mark Tippetts	542	40.27%	269	43.53%	811	41.29%
Suzanne Bland	804	59.73%	349	56.47%	1,153	58.71%
<b>Total Votes Counted in this Race:</b>	<u>1,346</u>		<u>618</u>		<u>1,964</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	424		206		630	
<b>PROP. 1, CITY OF LAGO VISTA, Vote For 1</b>						
For	816	51.32%	402	56.54%	1,218	52.93%
Against	774	48.68%	309	43.46%	1,083	47.07%
<b>Total Votes Counted in this Race:</b>	<u>1,590</u>		<u>711</u>		<u>2,301</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	180		113		293	
<b>PROP. 2, CITY OF LAGO VISTA, Vote For 1</b>						
For	1,002	64.85%	431	61.40%	1,433	63.77%
Against	543	35.15%	271	38.60%	814	36.23%
<b>Total Votes Counted in this Race:</b>	<u>1,545</u>		<u>702</u>		<u>2,247</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	225		122		347	
<b>PROP. 3, CITY OF LAGO VISTA, Vote For 1</b>						
For	830	55.93%	409	58.85%	1,239	56.86%
Against	654	44.07%	286	41.15%	940	43.14%
<b>Total Votes Counted in this Race:</b>	<u>1,484</u>		<u>695</u>		<u>2,179</u>	
<b>Over Votes:</b>	0		0		0	
<b>Under Votes:</b>	286		129		415	