



\* \* \* \* PUBLIC NOTICE \* \* \* \*

**NOTICE OF A CITY COUNCIL SPECIAL SESSION  
OF THE CITY OF CORINTH  
TUESDAY, May 14, 2019, 5:45 P.M.  
CITY HALL - 3300 CORINTH PARKWAY**

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**CALL TO ORDER, INVOCATION, PLEDGE OF ALLEGIANCE & TEXAS PLEDGE:**  
**"Honor the Texas Flag: I pledge allegiance to thee, Texas, one state under God, one and indivisible".**

**CITIZENS COMMENTS**

In accordance with the Open Meetings Act, Council is prohibited from acting on or discussing (other than factual responses to specific questions) any items brought before them at this time. Citizen's comments will be limited to 3 minutes. Comments about any of the Council agenda items are appreciated by the Council and may be taken into consideration at this time or during that agenda item. Please complete a Public Input form if you desire to address the City Council. All remarks and questions addressed to the Council shall be addressed to the Council as a whole and not to any individual member thereof. Section 30.041B Code of Ordinance of the City of Corinth.

**BUSINESS AGENDA**

1. Consider and act on a Resolution Canvassing votes for the General Election held on Saturday, May 4, 2019.
2. Formal swearing in of Councilmembers.
3. Mayor's appointment of a Mayor Pro-Tem.

**COUNCIL COMMENTS & FUTURE AGENDA ITEMS**

The purpose of this section is to allow each councilmember the opportunity to provide general updates and/or comments to fellow councilmembers, the public, and/or staff on any issues or future events. Also, in accordance with Section 30.085 of the Code of Ordinances, at this time, any Councilmember may direct that an item be added as a business item to any future agenda.

**CLOSED SESSION**

The City Council will convene in such executive or (closed session) to consider any matters regarding any of the above agenda items as well as the following matters pursuant to Chapter 551 of the Texas Government Code.

**Section 551.071.** (1) Private consultation with its attorney to seek advice about pending or contemplated litigation; and/or settlement offer; and/or (2) a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State of Texas clearly conflicts with chapter 551.

**Section 551.072.** To deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

**Section 551.074.** To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

**Section 551.087.** To deliberate or discuss regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect.

After discussion of any matters in closed session, any final action or vote taken will be in public by the City Council. City Council shall have the right at any time to seek legal advice in Closed Session from its Attorney on any agenda item, whether posted for Closed Session or not.

RECONVENE IN OPEN SESSION TO TAKE ACTION, IF NECESSARY, ON CLOSED SESSION ITEMS.

**ADJOURN:**

Posted this 10th day of May, 2019 at 11:30 a.m. on the bulletin board at Corinth City Hall.

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Kimberly Pence, City Secretary  
City of Corinth, Texas

**BUSINESS ITEM 1.**

**City Council Regular and Workshop Session**

**Meeting Date:** 05/14/2019

**Title:** Resolution canvassing votes of the May 4, 2019 General Election.

**Submitted For:** Bob Hart, City Manager

**Submitted By:** Kim Pence, City Secretary

**Finance Review:** N/A

**Legal Review:** Yes

**City Manager Review:** Bob Hart, City Manager

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**AGENDA ITEM**

Consider and act on a Resolution Canvassing votes for the General Election held on Saturday, May 4, 2019.

**AGENDA ITEM SUMMARY/BACKGROUND**

On May 4, 2019, the City's general election was held in accordance with the provisions of the City Charter and the Election Code for the purpose of electing a Mayor, and Council members to Place 2 and Place 5 to the City Council of the City of Corinth, Texas.

State law requires that the governing body of the City of Corinth canvass all elections.

The returns of the General Election, including the returns of the early voting ballots, duly and legally made. The City Council determined that each candidate for Mayor, Place 2, and Place 5, on the Corinth City Council received the following votes. Please note that these are unofficial results. The City will receive final canvass results prior to the May 14, 2019 City Council Meeting from the Denton County Election Administrator. The resolution attached will be updated with any changes to the preliminary canvass results, if needed.

City Council Place No.	Name of Candidate	Absentee Votes	Total number of Early Votes	Total number of Votes Received on Election Day	Total Number of Votes Received
Mayor	Bill Heidemann	5	288	143	436
2	Scott Garber	5	276	137	418
5	Don Glockel	6	179	70	255
5	Kelly Pickens	2	177	114	293

The City Council, acting as the canvassing board of the general election, has verified that figures on the tally sheets correspond to the figures on the returns and at the general election held on May 4, 2019, the following candidates were elected to office:

City Council Place No.	Candidate	Total Votes
Mayor	Bill Heidemann	436
Place 2	Scott Garber	418
Place 5	Kelly Pickens	293

**RECOMMENDATION**

Staff recommends approval of the Resolution canvassing the election results for the General Election held Saturday, May 4, 2019.

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## **Attachments**

Resolution

2019 Cumulative Election Report

2019 Cumulative Election Report by Precinct

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**RESOLUTION NO. 19-05-14**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORINTH, TEXAS, CANVASSING AND DECLARING THE RESULTS OF THE JOINT GENERAL ELECTION HELD ON MAY 4, 2019 FOR THE PURPOSE OF ELECTING A MAYOR, ONE (1) COUNCIL MEMBER FOR PLACE NO. 2 AND ONE (1) COUNCIL MEMBER FOR PLACE NO. 5 TO THE CORINTH CITY COUNCIL, EACH FOR A TERM OF TWO (2) YEARS; ; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING FOR CONFIRMATION OF VOTE TABULATION AND CANVASS; PROVIDING FOR THE ISSUANCE OF CERTIFICATES OF ELECTION; PROVIDING REPEALER AND SEVERABILITY CLAUSES; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, on May 4, 2019, the City's Joint General Election was held in accordance with the provisions of the City Charter and the Election Code for the purpose of electing a Mayor and Council members to Place 2 and Place 5 to the City Council of the City of Corinth, Texas; and

**WHEREAS**, state law requires that the governing body of the City of Corinth canvass all elections; and

**WHEREAS**, section 67.003 of the Texas Election Code provides that each local canvassing authority shall convene not earlier than the eighth (8<sup>th</sup>) day or later than the eleventh (11<sup>th</sup>) day after election day for the purpose of canvassing the election results; and

**WHEREAS**, section 67.004(a) of the Texas Election Code also provides that only two members of City Council are needed and constitute a quorum for the purpose of canvassing election results; and

**WHEREAS**, the official returns, including returns of early voting ballots cast, of the presiding judges of the Joint General Election have been presented and delivered; and the City Council acting in capacity as the Canvassing Board, met on Tuesday, May 14, 2019, and duly canvassed said returns in accordance with the law;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CORINTH, TEXAS:**

**SECTION 1.  
Incorporation of Premises**

The findings set forth above are incorporated into the body of this Resolution as if fully set forth herein.

**SECTION 2.  
Election Properly Ordered and Held**

The City Council officially finds and determines an election was duly ordered to be held in the City of Corinth, Texas on the 4th day of May, 2019 for the purpose of electing individuals to the offices of Mayor, Council Member Place 2 and Council Member to Place 5; that proper notice of said election was duly given; that proper election officers were duly appointed prior to

said election; that said election has been made and delivered; and that the City Council has duly canvassed said returns all in accordance with law.

**SECTION 3.  
Confirmation of Vote Tabulation**

The City Council officially finds and determines that only qualified resident voters of the City were allowed to vote at said Election, and that the following votes were cast at the Joint General Election, and that the canvass of the votes cast in said Election and returns thereof were made in accordance with the law. Further, the City Council officially finds that the returns of the Joint General Election, including the returns of the early voting ballots, duly and legally made, are as follows and has determined that each candidate for Mayor, for Council Place 2, and for Council Place 5, each seat having a (2) two-year term of office, have received the following votes:

<b>Name of Candidate</b>	<b>Absentee Votes</b>	<b>Total Number of Early Votes</b>	<b>Total Number of Votes Received on Election Day</b>	<b>Total Number of Votes Received</b>
<b>Bill Heidemann</b>	<b>5</b>	<b>288</b>	<b>143</b>	<b>436</b>
<b>Scott Garber, Place 2</b>	<b>5</b>	<b>276</b>	<b>137</b>	<b>418</b>
<b>Don Glockel, Place 5</b>	<b>6</b>	<b>179</b>	<b>70</b>	<b>255</b>
<b>Kelly Pickens, Place 5</b>	<b>2</b>	<b>177</b>	<b>114</b>	<b>293</b>

**SECTION 4.  
Canvass**

The City Council, acting as the canvassing board of the Joint General Election, has verified that figures on the tally sheets correspond to the figures on the returns and at the Joint General Election held on May 4, 2019, the following candidates were elected to office:

Mayor	<u>Bill Heidemann</u>	<u>Two (2) Years</u>
Council Place 2	<u>Scott Garber</u>	<u>Two (2) Years</u>
Council Place 5	<u>Kelly Pickens</u>	<u>Two (2) Years</u>

**SECTION 5.  
Certificates of Election**

That the Mayor is hereby authorized and directed to execute and deliver Certificates of Election to the successful candidates elected at the General Election.

**SECTION 6.  
Open Meeting**

It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public, and public notice of the time place, and purpose of said meeting was given, all as required by Article 551.041, Texas Government Code.

**SECTION 7.  
Severability**

Should any section, subsection, sentence, clause or phrase of this Resolution be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Resolution shall remain in full force and effect. Corinth hereby declares that it would have passed this Resolution, and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences clauses and phrases be declared unconstitutional or invalid.

**SECTION 8.**

This Resolution shall be in full force and effect from and after its passage and it is so resolved.

**PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2019.**

\_\_\_\_\_  
BILL HEIDEMANN, MAYOR

ATTEST:

\_\_\_\_\_  
KIMBERLY PENCE, CITY SECRETARY

APPROVED AS TO FORM:

\_\_\_\_\_  
CITY ATTORNEY

2019 May General and Special Elections

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City of Corinth Mayor

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Bill Heidemann		5	62.50%	288	76.80%	143	72.96%	436	75.30%
Cast Votes:		5	62.50%	288	76.80%	143	72.96%	436	75.30%
Undervotes:		3	37.50%	87	23.20%	53	27.04%	143	24.70%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

City of Corinth Councilmember, Place 2

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Scott Garber		5	62.50%	276	73.60%	137	69.90%	418	72.19%
Cast Votes:		5	62.50%	276	73.60%	137	69.90%	418	72.19%
Undervotes:		3	37.50%	99	26.40%	59	30.10%	161	27.81%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

City of Corinth Councilmember, Place 5

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Don Glockel		6	75.00%	179	47.73%	70	35.71%	255	44.04%
Kelly Pickens		2	25.00%	177	47.20%	114	58.16%	293	50.60%
Cast Votes:		8	100.00%	356	94.93%	184	93.88%	548	94.65%
Undervotes:		0	0.00%	19	5.07%	12	6.12%	31	5.35%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

Corinth Crime Control and Prevention District Proposition A

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		7	87.50%	276	73.60%	145	73.98%	428	73.92%
Against		1	12.50%	88	23.47%	42	21.43%	131	22.63%
Cast Votes:		8	100.00%	364	97.07%	187	95.41%	559	96.55%
Undervotes:		0	0.00%	11	2.93%	9	4.59%	20	3.45%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%



2019 May General and Special Elections

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City of Corinth Mayor

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
		Count	Percentage	Count	Percentage	Count	Percentage	Count	Percentage
Bill Heidemann		1	100.00%	74	87.06%	36	92.31%	111	88.80%
Cast Votes:		1	100.00%	74	87.06%	36	92.31%	111	88.80%
Undervotes:		0	0.00%	11	12.94%	3	7.69%	14	11.20%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

City of Corinth Councilmember, Place 2

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
		Count	Percentage	Count	Percentage	Count	Percentage	Count	Percentage
Scott Garber		1	100.00%	69	81.18%	33	84.62%	103	82.40%
Cast Votes:		1	100.00%	69	81.18%	33	84.62%	103	82.40%
Undervotes:		0	0.00%	16	18.82%	6	15.38%	22	17.60%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

City of Corinth Councilmember, Place 5

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
		Count	Percentage	Count	Percentage	Count	Percentage	Count	Percentage
Don Glockel		1	100.00%	43	50.59%	19	48.72%	63	50.40%
Kelly Pickens		0	0.00%	39	45.88%	20	51.28%	59	47.20%
Cast Votes:		1	100.00%	82	96.47%	39	100.00%	122	97.60%
Undervotes:		0	0.00%	3	3.53%	0	0.00%	3	2.40%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

Corinth Crime Control and Prevention District Proposition A

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
		Count	Percentage	Count	Percentage	Count	Percentage	Count	Percentage
For		1	100.00%	71	83.53%	30	76.92%	102	81.60%
Against		0	0.00%	14	16.47%	9	23.08%	23	18.40%
Cast Votes:		1	100.00%	85	100.00%	39	100.00%	125	100.00%
Undervotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

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City of Corinth Mayor

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Bill Heidemann		1	33.33%	40	67.80%	28	77.78%	69	70.41%
Cast Votes:		1	33.33%	40	67.80%	28	77.78%	69	70.41%
Undervotes:		2	66.67%	19	32.20%	8	22.22%	29	29.59%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

City of Corinth Councilmember, Place 2

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Scott Garber		1	33.33%	34	57.63%	27	75.00%	62	63.27%
Cast Votes:		1	33.33%	34	57.63%	27	75.00%	62	63.27%
Undervotes:		2	66.67%	25	42.37%	9	25.00%	36	36.73%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

City of Corinth Councilmember, Place 5

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Don Glockel		2	66.67%	20	33.90%	13	36.11%	35	35.71%
Kelly Pickens		1	33.33%	38	64.41%	19	52.78%	58	59.18%
Cast Votes:		3	100.00%	58	98.31%	32	88.89%	93	94.90%
Undervotes:		0	0.00%	1	1.69%	4	11.11%	5	5.10%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

Corinth Crime Control and Prevention District Proposition A

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		3	100.00%	42	71.19%	24	66.67%	69	70.41%
Against		0	0.00%	16	27.12%	12	33.33%	28	28.57%
Cast Votes:		3	100.00%	58	98.31%	36	100.00%	97	98.98%
Undervotes:		0	0.00%	1	1.69%	0	0.00%	1	1.02%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

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City of Corinth Mayor

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
		Count	Percentage	Count	Percentage	Count	Percentage	Count	Percentage
Bill Heidemann		1	100.00%	73	74.49%	41	63.08%	115	70.12%
Cast Votes:		1	100.00%	73	74.49%	41	63.08%	115	70.12%
Undervotes:		0	0.00%	25	25.51%	24	36.92%	49	29.88%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

City of Corinth Councilmember, Place 2

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
		Count	Percentage	Count	Percentage	Count	Percentage	Count	Percentage
Scott Garber		1	100.00%	75	76.53%	40	61.54%	116	70.73%
Cast Votes:		1	100.00%	75	76.53%	40	61.54%	116	70.73%
Undervotes:		0	0.00%	23	23.47%	25	38.46%	48	29.27%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

City of Corinth Councilmember, Place 5

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
		Count	Percentage	Count	Percentage	Count	Percentage	Count	Percentage
Don Glockel		1	100.00%	46	46.94%	16	24.62%	63	38.41%
Kelly Pickens		0	0.00%	48	48.98%	43	66.15%	91	55.49%
Cast Votes:		1	100.00%	94	95.92%	59	90.77%	154	93.90%
Undervotes:		0	0.00%	4	4.08%	6	9.23%	10	6.10%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

Corinth Crime Control and Prevention District Proposition A

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
		Count	Percentage	Count	Percentage	Count	Percentage	Count	Percentage
For		1	100.00%	73	74.49%	45	69.23%	119	72.56%
Against		0	0.00%	22	22.45%	14	21.54%	36	21.95%
Cast Votes:		1	100.00%	95	96.94%	59	90.77%	155	94.51%
Undervotes:		0	0.00%	3	3.06%	6	9.23%	9	5.49%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

2019 May General and Special Elections

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City of Corinth Mayor

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Bill Heidemann		2	66.67%	101	75.94%	38	67.86%	141	73.44%
Cast Votes:		2	66.67%	101	75.94%	38	67.86%	141	73.44%
Undervotes:		1	33.33%	32	24.06%	18	32.14%	51	26.56%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

City of Corinth Councilmember, Place 2

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Scott Garber		2	66.67%	98	73.68%	37	66.07%	137	71.35%
Cast Votes:		2	66.67%	98	73.68%	37	66.07%	137	71.35%
Undervotes:		1	33.33%	35	26.32%	19	33.93%	55	28.65%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

City of Corinth Councilmember, Place 5

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Don Glockel		2	66.67%	70	52.63%	22	39.29%	94	48.96%
Kelly Pickens		1	33.33%	52	39.10%	32	57.14%	85	44.27%
Cast Votes:		3	100.00%	122	91.73%	54	96.43%	179	93.23%
Undervotes:		0	0.00%	11	8.27%	2	3.57%	13	6.77%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

Corinth Crime Control and Prevention District Proposition A

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		2	66.67%	90	67.67%	46	82.14%	138	71.88%
Against		1	33.33%	36	27.07%	7	12.50%	44	22.92%
Cast Votes:		3	100.00%	126	94.74%	53	94.64%	182	94.79%
Undervotes:		0	0.00%	7	5.26%	3	5.36%	10	5.21%
Overvotes:		0	0.00%	0	0.00%	0	0.00%	0	0.00%

**BUSINESS ITEM 2.**

**City Council Regular and Workshop Session**

**Meeting Date:** 05/14/2019

**Title:** Oath of Office

**Submitted For:** Bob Hart, City Manager

**Submitted By:** Kim Pence, City Secretary

**Finance Review:** N/A

**Legal Review:** N/A

**City Manager Review: Approval:** Bob Hart, City Manager

**Strategic Goals:**

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**AGENDA ITEM**

Formal swearing in of Councilmembers.

**AGENDA ITEM SUMMARY/BACKGROUND**

**RECOMMENDATION**

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**BUSINESS ITEM 3.**

**City Council Regular and Workshop Session**

**Meeting Date:** 05/14/2019

**Title:** Mayor Pro-Tem

**Submitted For:** Bob Hart, City Manager

**Submitted By:** Kim Pence, City Secretary

**City Manager Review: Approval:** Bob Hart, City Manager

**Strategic Goals:**

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**AGENDA ITEM**

Mayor's appointment of a Mayor Pro-Tem.

**AGENDA ITEM SUMMARY/BACKGROUND**

**RECOMMENDATION**

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