

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF VAN ALSTYNE, TEXAS, CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE SPECIAL ELECTION OF MAY 7, 2022, DIRECTING THE CITY CLERK TO ENTER AN ORDER INTO THE OFFICIAL CITY RECORDS DECLARING THAT THE HOME RULE CHARTER IS ADOPTED, PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS,** the City Council of the City of Van Alstyne, Texas, in accordance with Chapter 9 of the Texas Local Government Code, submitted to the qualified voters of said City for their adoption or rejection thereof a Home Rule Charter of said City, pursuant to the provisions of Section 9.003 of the Texas Local Government Code, and

**WHEREAS,** a special charter election was held on Saturday, May 7, 2022, in accordance with the applicable provisions of the Texas Election Code; and

**WHEREAS,** the voters at said election approved Proposition A by the margins of votes cast as are further described in this Ordinance canvassing the election; and

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

**WHEREAS,** section 67.004(a) of the Texas Election Code, as amended, establishes the quorum level required to canvass election results; and

**WHEREAS,** a quorum of the City Council met on Tuesday, May 17, 2022, and duly canvassed the election returns of the above-mentioned election, hereby attached as ***Exhibit A***; and

**WHEREAS,** through this Ordinance, the City declares that the Home Rule Charter has been duly adopted, and directs the City Clerk to enter this Ordinance into the records of the City of Van Alstyne as an Order declaring that the Charter has been adopted in accordance with Section 9.005(b) of the Texas Local Government Code, and authorizes the Mayor or City Manager to provide an authenticated copy of the Home Rule Charter, under seal, to the Texas Secretary of State in accordance with Section 9.007 of the Texas Local Government Code.

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

- Section 1. The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.
- Section 2. That the City Council officially finds and determines an election was duly ordered to be held in the City of Van Alstyne, Texas, on the 7<sup>th</sup> day of May, 2022, for the purpose of approving Proposition A, and 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. That the City Council officially finds and determines that only qualified resident voters of the City were allowed to vote at said election, and the following votes were cast at said election, and that the canvass of the votes cast in said election and returns thereof, which is attached hereto as ***Exhibit A***, were made in accordance with the law.
- Section 4. In accordance with the charter election of May 7, 2022, the City of Van Alstyne Home Rule Charter attached hereto as ***Exhibit B***, (incorporated herein as if fully set forth) is declared to have been duly adopted by the voters of the City, and the City Clerk is directed to enter the original copy of this Ordinance, when fully executed, into the official city records of the City of Van Alstyne as an order declaring the adoption of the Home Rule Charter, in accordance with Section 9.005(b) of the Texas Local Government Code; and the Mayor or City Manager is authorized to certify an authenticated copy of the Home Rule Charter to the Texas Secretary of State in accordance with Section 9.007(a) of the Texas Local Government Code.
- Section 5. A copy of the caption of this Ordinance shall be published one time in accordance with applicable law.
- Section 6. This Ordinance shall be effective immediately upon passage and publication, and the Home Rule Charter shall become effective immediately upon entry of this Ordinance into the records of the City of Van Alstyne.
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**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF VAN ALSTYNE, TEXAS, ON THIS THE 17<sup>TH</sup> DAY OF MAY, 2022.**

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Jim Atchison  
Mayor

CORRECTLY ENROLLED:

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Jennifer Gould  
City Clerk

DATE: May 27, 2022, Van Alstyne Leader

**EXHIBIT A**  
**CANVASS OF THE CITY OF VAN ALSTYNE, TEXAS ELECTION**  
**AND SUMMARY OF ELECTION RESULTS**

**[SEE ATTACHED]**

**EXHIBIT B**  
**CITY CHARTER**

**[SEE ATTACHED]**