



MEETING AGENDA
City Council
SPECIAL SESSION CITY COUNCIL
January 17, 2023

HAL BALDWIN MUNICIPAL COMPLEX
MUNICIPAL COURTROOM
1400 SCHERTZ PARKWAY BUILDING #1
SCHERTZ, TEXAS 78154

CITY OF SCHERTZ CORE VALUES
Do the right thing
Do the best you can
Treat others the way you want to be treated
Work cooperatively as a team

AGENDA
TUESDAY, JANUARY 17, 2023 at 5:00 p.m.

Call to Order

Opening Prayer and Pledges of Allegiance to the Flags of the United States and State of Texas.
(Mayor Pro-Tem Allison Heyward)

Discussion and Action Items

- 1. Resolution No. 23-R-06** - Consideration and/or action approving a Resolution by the City Council of the City of Schertz, Texas canvassing the returns and declaring the results of the January 3, 2023, Runoff Election; and other matters in connection therewith.
(Mayor/Council/S.Edmondson)

Roll Call Vote Confirmation

Oath of Office

- 2. Re-Elected Officers - Oath of Office.** (S. Edmondson)
 - Oath of Office to Elected Councilmember Place 2, Michelle Watson
 - Oath of Office to Re-Elected Mayor Ralph Gutierrez

Comments by Mayor and Elected Councilmember

3.
 - Comments by Councilmember Watson
 - Comments by Mayor Gutierrez

Adjournment

CERTIFICATION

I, SHEILA EDMONDSON, INTERIM CITY SECRETARY OF THE CITY OF SCHERTZ, TEXAS, DO HEREBY CERTIFY THAT THE ABOVE AGENDA WAS PREPARED AND POSTED ON THE OFFICIAL BULLETIN BOARDS ON THIS THE 13TH DAY OF JANUARY 2023 AT 6:15 P.M. WHICH IS A PLACE READILY ACCESSIBLE TO THE PUBLIC AT ALL TIMES AND THAT SAID NOTICE WAS POSTED IN ACCORDANCE WITH CHAPTER 551, TEXAS GOVERNMENT CODE.

SHEILA EDMONDSON

I CERTIFY THAT THE ATTACHED NOTICE AND AGENDA OF ITEMS TO BE CONSIDERED BY THE CITY COUNCIL WAS REMOVED BY ME FROM THE OFFICIAL BULLETIN BOARD ON ____ DAY OF _____, 2023. TITLE: _____

This facility is accessible in accordance with the Americans with Disabilities Act. Handicapped parking spaces are available. If you require special assistance or have a request for sign interpretative services or other services, please call 210-619-1030.

The City Council for the City of Schertz reserves the right to adjourn into closed session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Open Meetings Act.

Closed Sessions Authorized: This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Closed Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

COUNCIL COMMITTEE AND LIAISON ASSIGNMENTS

Mayor Gutierrez Audit Committee Board of Adjustments Investment Advisory Committee Main Street Committee	Councilmember Scagliola – Place 5 Animal Advisory Commission - Alternate Cibolo Valley Local Government Corporation - Alternate Hal Baldwin Scholarship Committee Interview Committee for Boards and Commissions - Alternate Schertz-Seguin Local Government Corporation
Councilmember Davis– Place 1 Interview Committee for Boards and Commissions Main Street Committee - Chair Parks & Recreation Advisory Board Schertz Housing Authority Board Transportation Safety Advisory Commission TIRZ II Board	Councilmember – Place 2 (VACANT)

Councilmember Whittaker – Place 3 Audit Committee Historical Preservation Committee Interview Committee for Boards and Commissions Library Advisory Board TIRZ II Board	Councilmember Dahle – Place 4 Cibolo Valley Local Government Corporation Interview Committee for Boards and Commissions Planning & Zoning Commission TIRZ II Board
Councilmember Heyward – Place 6 Animal Advisory Commission Audit Committee Building and Standards Commission Economic Development Corporation - Alternate Investment Advisory Committee Main Street Committee	Councilmember Brown – Place 7 Economic Development Corporation Main Street Committee Schertz-Seguin Local Government Corporation - Alternate

CITY COUNCIL MEMORANDUM

City Council Meeting: January 17, 2023

Department: City Secretary

Subject: Resolution No. 23-R-06 - Consideration and/or action approving a Resolution by the City Council of the City of Schertz, Texas canvassing the returns and declaring the results of the January 3, 2023, Runoff Election; and other matters in connection therewith. (Mayor/Council/S.Edmondson)

BACKGROUND

The City Council held a Regular City Council meeting on _____.

Attachments

23-R-06 Canvass

RESOLUTION NO. 23-R-06

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS, CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE RUNOFF ELECTION ON JANUARY 3, 2023, AND DECLARING THE RESULTS OF SUCH ELECTION.

WHEREAS, a Runoff Election were held in the City of Schertz, Texas (the "City"), on the 3rd day of January 2023 to elect a Mayor and Councilmember for Place 2 for a three-year term; and

WHEREAS, said elections were duly and legally held in conformity with the applicable election laws of the State of Texas ("Texas"); and

WHEREAS, the Election Administrator has provided to the city, as required by applicable Texas law, the election results, as tabulated by the Election Administrator; and

WHEREAS there came to be considered the returns of the Runoff Election held on the 3rd day of January 2023, for the purpose of electing one (1) Mayor and Councilmember for Place 2.

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

Section 1: That the Runoff Election of the City of Schertz, Texas held January 3, 2023, was duly called, that notice of such election was given, and that such election was held in accordance with law.

Section 2: That the tabulation of votes cast to elect one (1) Mayor and Councilmember Place 2 in the Runoff Election held on January 3rd, 2023, is hereby adopted as the official tabulation filed and recorded in the official records of the City of Schertz as the official canvass of the Runoff Election. The official canvass of the returns show reflects the following results:

Runoff Election Results-January 3, 2023					
	Early Voting	Election Day	Absentee	Total Votes Cast	Vote %
Mayor					
Ralph Gutierrez	904	393	279	1576	61.35%
Cedric Edwards	542	275	176	993	38.65%
Total Votes Cast	1446	668	455	2569	100%
City Council Place 2					
Michelle Watson	768	363	252	1383	57.24%
Tiffany Gibson	584	259	190	1033	42.76%
Total Votes Cast	1352	622	442	2416	100%

Section 3. The total of votes cast during early voting was 2,798 and the total votes cast on election day was 1,290.

Section 4. Ralph Gutierrez is hereby declared elected to the Office of Mayor and Michelle Watson is hereby declared elected to the Office of Councilmember Place 2.

Section 5. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.

Section 6. All resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 7. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 8. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 9. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 10. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED, APPROVED AND ADOPTED this 17^h day of January 2023.

City of Schertz

Ralph Gutierrez, Mayor

ATTEST:

Sheila Edmondson, Interim City Secretary