

**An ordinance canvassing the returns and declaring the results of the Runoff Election of the City of Victoria for City Council Member District 1, held June 13, 2009, approving said election and the results thereof, declaring an emergency, and providing an effective date.**

In accordance with Article II, Section 3 of the City Charter as amended by Agreed Order Nunc Pro Tunc entered in the Voting Rights Acts lawsuit (Civil Action NV-92-0006, U.S. District Court, Southern District of Texas, Victoria Division), Chapter 2, Section 2-1 of the Victoria City Code, and the laws of the State of Texas, by Ordinance No. 2009-16 a Runoff Election was called for the purpose filling the vacancy on the City Council for District 1 on June 13, 2009. It is necessary that the City Council officially canvass the votes and declare the results of said election within the time required by the laws of the State of Texas and Article VII of the City Charter.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VICTORIA:

1.

The City Council finds the results of the runoff election of the City of Victoria held June 13, 2009 are as set out in the election results attached hereto as **Exhibit "A"** and made a part hereof for all purposes as though copied herein verbatim; said election was duly called and notice thereof was duly given; said election was held under and in strict conformity with applicable laws; only duly qualified voters of the City voted at the election; and due returns of the election have been made by the proper officers.

2.

In accordance with the election results, the following person was elected by the qualified voters of the City of Victoria, Texas for a three-year term as set out in Article II, Section 3 of the City Charter, as follows:

City Council Member District 1      **DENISE RANGEL**

3.

If any provision of this ordinance, or the application thereof to any person or circumstances, shall be held invalid or unconstitutional by a court of competent jurisdiction, such invalidity shall not affect the other provisions, or application thereof, of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

4.

In order that the results of the runoff election be made official within the time required by law, an emergency is declared and the requirement of Article II § 9 of the City Charter that no ordinance shall be passed finally on the date of its first reading is suspended and this ordinance shall become effective immediately upon passage and approval by the City Council of the City of Victoria, Texas.

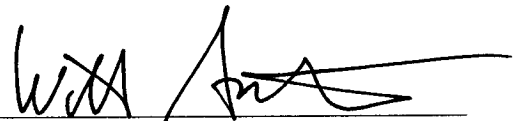
PASSED, this the 16<sup>th</sup> day of June, 2009.

AYES:     **7**

NAYS:     **0**


ABSTENTIONS:   **0**

APPROVED AND ADOPTED, this the 16<sup>th</sup> day of June, 2009.

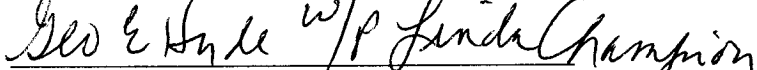


WILL ARMSTRONG, Mayor of the  
City of Victoria, Texas

ATTEST:

  
SCARLET SWOBODA, City Secretary

APPROVED AS TO LEGAL FORM:

 w/p Linda Champion  
BY: GEORGE E. HYDE, City Attorney  
DENTON, NAVARRO, ROCHA & BERNAL, P.C.

Distribution:    Legal Department

Copies Sent:    **JUNE 17, 2009**



Precincts >	1	2	3	8	34	35		
Polling Places	Hopkins	Courthouse	Trinity Episcopal	Shields	Dudley	FW Gross	Early Voting	TOTALS
<b>VOTES CAST &gt;</b>	11	46	58	43	41	18	287	<b>504</b>
Registered Voters >	672	946	1,220	2,312	1,363	654		<b>7,167</b>
Voting Percent >	1.6%	4.9%	4.8%	1.9%	3.0%	2.8%		<b>7.0%</b>
<b>CITY OF VICTORIA</b>								
<b>Council Member District No. 1</b>								
Denise Rangel	10	25	22	30	29	14	155	<b>285</b>
Jeff Lyon	1	21	36	13	12	3	129	<b>215</b>
								<b>57.0%</b>
								<b>43.0%</b>

7 of 7 reporting

I, George Matthews, Election Administrator, in and for the County of Victoria, do hereby certify that the above precinct by precinct and early voting results represent the true and correct votes cast in the City of Victoria Runoff Election of June 13, 2009.

Signed and sealed this 16th day of June, 2009.

*George Matthews*

