

SPECIAL CITY COUNCIL MEETING MINUTES

The City Council of the City of Kyle, Texas met in Special Session on November 18, 2019 at Kyle City Hall with the following persons present:

Mayor Travis Mitchell	Lila Knight
Mayor Pro Tem Dex Ellison	Penny Krug
Council Member Tracy Scheel	
Council Member Robert Rizo	
Council Member Alex Villalobos	
Council Member Rick Koch	
Council Member Daphne Tenorio	
Scott Sellers, City Manager	
Jennifer Vetrano, City Secretary	
Matt Dawson, IT Director	

I. Call Meeting to Order

Mayor Mitchell called the meeting to order at 8:03 a.m. The Pledge of Allegiance was recited. Mayor Mitchell asked the city secretary to call roll.

Present were: Mayor Mitchell, Mayor Pro Tem Ellison, Council Member Scheel, Council Member Rizo, Council Member Villalobos, Council Member Koch, and Council Member Tenorio. A quorum was present.

II. Citizen Comment Period with City Council

Mayor Mitchell opened citizen comments at 8:04 a.m.

Lila Knight was called to speak as registered. She understands the difficulty calling the election and the restrictions involved. She wants the Council to explain to the citizenry what restrictions there are so that they would understand. She asked the Council that they do their best to make everyone aware that there is an election and opined that she did not feel they were, and this was not being done. She expressed concerns on the Ordinance that there were blanks to be filled in.

Penny Krug was called to speak. She has concerns for calling the election for January 4. She stated that the holidays are a very busy time (for early voting), and this will take away from family time. As an election worker, she said, she can refuse, but those being paid cannot.

With no one else wishing to speak, Mayor Mitchell closed citizen comments at 8:07 a.m.

III. Consider and Possible Action

1. A Resolution Canvassing the Returns and Declaring the Results of the November 5, 2019 General Election of the City of Kyle, Texas. ~ *Travis Mitchell, Mayor*

Mayor Mitchell brought forward Item No. 1 for discussion, and he read into the record:

There came to be considered the returns of the general election held on the 5th day of November, 2019, for the purpose of electing Council Members for Districts 1

and 3, and it appearing from said returns duly and legally made; that each of the candidates in said election received the following votes:

COUNCIL BY PLACE:	VOTES CAST		
	EARLY	ELECTION DAY	TOTAL
COUNCIL DISTRICT 1			
Yvonne Flores-Cale	365	512	877
Dex Ellison	433	671	1,104
COUNCIL DISTRICT 3			
Amanda L. Stark	314	479	793
Robert Rizo	493	700	1,193

It is found, determined and declared by the City Council that said election was duly called; that notice of said election was given in accordance with law, and that the said election was held in accordance with law; and that Dex Ellison was duly elected to Council District 1, and that Robert Rizo was duly elected to Council District 3. Said above named parties are hereby declared duly elected to said offices, subject to the taking of the oath of office as provided by the laws of the State of Texas.

Mayor Mitchell moved to approve a resolution canvassing the returns and declaring the results of the November 5, 2019 General Election of the City of Kyle, Texas. Council Member Tenorio seconded the motion. All votes aye; motion carried 7-0.

2. Accept the resignation of Daphne Tenorio, Council Member District 6. ~ *Dex Ellison, Mayor Pro Tem*

Mayor Mitchell brought forward Item No. 2 for discussion and gave the floor to Mayor Pro Tem Ellison.

Mayor Pro Tem Ellison moved to accept the resignation of Daphne Tenorio, Council Member District 6. Council Member Scheel seconded the motion. All votes aye; motion carried 7-0.

3. *(First Reading)* An Ordinance of the City of Kyle, Texas, Ordering a Special Election to be held on January 4, 2020 for the election of City Council District Six to serve an unexpired term ending November, 2021; designating the main early voting place for such special election; providing for an order and notice of such special election. ~ *Travis Mitchell, Mayor*

Mayor Mitchell brought forward Item No. 3 for discussion and presented the item. Penny Krug provided information related to the other tasks that the Elections Office is responsible for aside from the early voting and Election Day itself. Council Member Tenorio stated that she reached out to the city attorney regarding her resignation in hopes of having the special election in conjunction with the Primaries to save money, but she wasn't told about the blackout laws.

Mayor Mitchell moved to approve Agenda Item No. 3 with the following amendments: that a Special Election to shall be held on January 25, 2020 and that the polling location be established as Chapa Middle School and if, in the event that Chapa Middle School is unavailable for that date due to conflict that the early voting location shall be held at Kyle Fire Station #2 but that it is not the desire of council to have two locations, but only one. Council Member Tenorio seconded the motion.

There was discussion on the motion. Mayor Pro Tem Ellison stated that for a point of clarification, the mayor said early voting, but he thinks it should be early voting and Election Day. Mayor Mitchell clarified his motion to state that the Special Election will be held on January 25 with early voting taking place ahead of that as prescribed by state law, location Chapa Middle School, secondary location if Chapa is not available - Fire Station No. 2. Council Member Tenorio seconded his clarification of the motion.

All votes aye; motion carried 7-0.

IV. ADJOURN

Council Member Tenorio moved to adjourn. Mayor Mitchell seconded the motion. All votes aye; motion carried 7-0.

With no further business to discuss, the City Council adjourned at 8:32 a.m.

Travis Mitchell, Mayor

Attest:

Jennifer A. Vetrano, City Secretary