

CITY OF KYLE

Notice of Special City Council Meeting



Kyle City Hall, 100 W. Center Street, Kyle, TX 78640
The public can watch remotely at: Spectrum 10;
<https://www.cityofkyle.com/communications/city-videos-kyle-10>. One or more members of the governing body may participate in the meeting by videoconference pursuant to Section 551.127, Texas Government Code, provided that a quorum of the governing body will be present at Kyle City Hall.

Notice is hereby given that the governing body of the City of Kyle, Texas will meet at 5:30 PM on November 14, 2023, at Kyle City Hall, 100 W. Center Street, Kyle, TX 78640, for the purpose of discussing the following agenda.

Posted this 9th day of November, 2023, prior to 10:00 p.m.

I. Call Meeting to Order

II. Citizen Comment Period with City Council

The City Council welcomes comments from Citizens early in the agenda of special meetings. Those wishing to speak are encouraged to sign in before the meeting begins. Speakers may be provided with an opportunity to speak during this time period on any agenda item or any other matter concerning city business, and they must observe the three-minute time limit.

III. Consider and Possible Action

1. A Resolution Canvassing the Returns and Declaring the Results of the November 7, 2023 General Election of the City of Kyle, Texas. ~ *Jennifer Kirkland, TRMC, City Secretary*
2. Recognize Outgoing Council Member Flores-Cale.

IV. Adjourn

At any time during the City Council Meeting, the City Council may adjourn into an Executive Session, as needed, on any item listed on the agenda for which state law authorizes Executive Session to be held.

Under the Americans with Disabilities Act, an individual with a disability must have equal opportunity for effective communication and participation in public meetings. Kyle City Hall is wheelchair accessible. Individuals who require auxiliary aids, interpretive services, and/or other services for this meeting should submit a request at <https://www.cityofkyle.com/contact> or call (512)262-1010, 48 hours in advance of the meeting.



CITY OF KYLE, TEXAS

General Election Canvass

Meeting Date: 11/14/2023

Date time: 5:30 PM

Subject/Recommendation: A Resolution Canvassing the Returns and Declaring the Results of the November 7, 2023 General Election of the City of Kyle, Texas. ~ *Jennifer Kirkland, TRMC, City Secretary*

Other Information: Official results will come on November 13. Backup material will be amended as available.

Legal Notes:

Budget Information:

ATTACHMENTS:

Description

- ☐ Resolution Canvassing Results
- ☐ Cumulative Results (official)
- ☐ Staff Report - Election Canvass
- ☐ Election Canvass CoK Powerpoint

RESOLUTION NO. , _____

**A RESOLUTION CANVASSING THE RETURNS AND DECLARING THE
RESULTS OF THE NOVEMBER 7, 2023 GENERAL ELECTION OF THE
CITY OF KYLE, TEXAS**

WHEREAS, the City Council of the City of Kyle, Texas (City) held a General Election on November 7, 2023 for the purpose of electing three members to the Kyle City Council for a three-year term, specifically Mayor and City Council Districts 2 and 4; and

WHEREAS, it was found that the persons herein named received the following votes for said term of office on the Kyle City Council of the City of Kyle, Texas; and

WHEREAS, the names of the candidates were submitted, the election was held and conducted and the returns thereof were made, all as required by laws of the United States and the State of Texas, including particularly the Texas Election Code; together with all amendments and additions thereto; and

WHEREAS, pursuant to the City Charter and Texas Election Code, the City Council of the City of Kyle, Texas, convened on this the 14th day of November 2023, at 4:00 P.M. for the purpose of canvassing the vote in the general election held on November 7, 2023.

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

Section One. Canvass of Vote – General Election.

(a) There came to be considered the returns of the general election held on the 7th day of November, 2023, for the purpose of electing a Mayor and Council Members for Districts 2 and 4 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:	EARLY	VOTES CAST ELECTION DAY	TOTAL
MAYOR			
Yvonne Flores-Cale	502	687	1,189
Travis Mitchell	993	1,092	2,085
Robert Ferguson	126	146	272
Linda Tenorio	276	320	596
 COUNCIL DISTRICT 2			
Robert Rizo (Unopposed)	445	584	1,029

	EARLY	VOTES CAST ELECTION DAY	TOTAL
COUNCIL DISTRICT 4			
Jake Webb	195	257	452
Marc McKinney	148	177	325
Claudia Zapata	241	311	552
Lauralee Harris	279	215	494

- (b) 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 said election was held in accordance with law; and that Travis Mitchell was duly elected to Mayor and Robert Rizo was duly elected to Council District 2. 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.
- (c) As no candidate for the offices of City Council District 4 received more than fifty percent of the vote as required by the City Charter, the City Council will order a run-off election for the office of City Council, District 4 by separate action in accordance with state law and the City Charter.

Section Two. Severability Clause. If any part or parts of this resolution are found to be invalid or unconstitutional by a court having competent jurisdiction, then such invalidity or unconstitutionality shall not affect the remaining parts hereof and such remaining parts shall remain in full force and effect, and to that extent this Resolution is considered severable.

Section Three. Effective Date. This Resolution will become effective immediately upon its passage by the Kyle City Council.

PASSED AND ADOPTED this _____ day of _____, 2023.

THE CITY OF KYLE, TEXAS

Travis Mitchell, Mayor

ATTEST:

Jennifer Kirkland, City Secretary

Cumulative Results Report

November 7, 2023 Uniform Election

Run Time 4:37 PM

Run Date 11/13/2023

Hays County, Texas

Uniform Election

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Official Results**Registered Voters**

27893 of 172459 = 16.17%

Precincts Reporting

86 of 86 = 100.00%

State of Texas Proposition 1

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		444	62.62%	8,412	65.72%	9,493	67.71%	18,349	66.65%
Against		265	37.38%	4,387	34.28%	4,528	32.29%	9,180	33.35%
Cast Votes:		709	100.00%	12,799	100.00%	14,021	100.00%	27,529	100.00%
Undervotes:		11		163		190		364	
Overvotes:		0		0		0		0	

State of Texas Proposition 2

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		491	69.65%	8,444	66.90%	9,259	67.19%	18,194	67.12%
Against		214	30.35%	4,177	33.10%	4,521	32.81%	8,912	32.88%
Cast Votes:		705	100.00%	12,621	100.00%	13,780	100.00%	27,106	100.00%
Undervotes:		15		341		431		787	
Overvotes:		0		0		0		0	

State of Texas Proposition 3

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		360	51.28%	7,369	58.19%	7,922	57.27%	15,651	57.54%
Against		342	48.72%	5,295	41.81%	5,910	42.73%	11,547	42.46%
Cast Votes:		702	100.00%	12,664	100.00%	13,832	100.00%	27,198	100.00%
Undervotes:		18		298		379		695	
Overvotes:		0		0		0		0	

State of Texas Proposition 4

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		587	82.56%	10,998	86.22%	11,644	83.82%	23,229	84.90%
Against		124	17.44%	1,758	13.78%	2,248	16.18%	4,130	15.10%
Cast Votes:		711	100.00%	12,756	100.00%	13,892	100.00%	27,359	100.00%
Undervotes:		9		206		319		534	
Overvotes:		0		0		0		0	

Cumulative Results Report

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Official Results**Registered Voters**

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State of Texas Proposition 5

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		517	74.50%	8,444	66.90%	9,213	66.52%	18,174	66.90%
Against		177	25.50%	4,177	33.10%	4,636	33.48%	8,990	33.10%
Cast Votes:		694	100.00%	12,621	100.00%	13,849	100.00%	27,164	100.00%
Undervotes:		26		341		362		729	
Overvotes:		0		0		0		0	

State of Texas Proposition 6

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		607	86.22%	10,644	83.63%	11,314	81.10%	22,565	82.41%
Against		97	13.78%	2,084	16.37%	2,636	18.90%	4,817	17.59%
Cast Votes:		704	100.00%	12,728	100.00%	13,950	100.00%	27,382	100.00%
Undervotes:		16		234		261		511	
Overvotes:		0		0		0		0	

State of Texas Proposition 7

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		390	55.24%	6,936	54.61%	7,512	54.09%	14,838	54.36%
Against		316	44.76%	5,764	45.39%	6,376	45.91%	12,456	45.64%
Cast Votes:		706	100.00%	12,700	100.00%	13,888	100.00%	27,294	100.00%
Undervotes:		14		262		323		599	
Overvotes:		0		0		0		0	

State of Texas Proposition 8

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		559	79.97%	9,251	73.13%	9,734	70.39%	19,544	71.91%
Against		140	20.03%	3,399	26.87%	4,095	29.61%	7,634	28.09%
Cast Votes:		699	100.00%	12,650	100.00%	13,829	100.00%	27,178	100.00%
Undervotes:		21		312		382		715	
Overvotes:		0		0		0		0	

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Official Results**Registered Voters**

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State of Texas Proposition 9

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		622	87.11%	10,938	85.41%	11,860	84.49%	23,420	84.98%
Against		92	12.89%	1,869	14.59%	2,177	15.51%	4,138	15.02%
Cast Votes:		714	100.00%	12,807	100.00%	14,037	100.00%	27,558	100.00%
Undervotes:		6		155		174		335	
Overvotes:		0		0		0		0	

State of Texas Proposition 10

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		321	46.12%	5,597	44.71%	5,904	43.31%	11,822	44.04%
Against		375	53.88%	6,922	55.29%	7,727	56.69%	15,024	55.96%
Cast Votes:		696	100.00%	12,519	100.00%	13,631	100.00%	26,846	100.00%
Undervotes:		24		443		580		1,047	
Overvotes:		0		0		0		0	

State of Texas Proposition 11

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		523	78.18%	8,388	68.76%	9,027	67.98%	17,938	68.61%
Against		146	21.82%	3,811	31.24%	4,251	32.02%	8,208	31.39%
Cast Votes:		669	100.00%	12,199	100.00%	13,278	100.00%	26,146	100.00%
Undervotes:		51		763		933		1,747	
Overvotes:		0		0		0		0	

State of Texas Proposition 12

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		347	54.91%	5,363	47.23%	5,484	44.92%	11,194	46.27%
Against		285	45.09%	5,991	52.77%	6,725	55.08%	13,001	53.73%
Cast Votes:		632	100.00%	11,354	100.00%	12,209	100.00%	24,195	100.00%
Undervotes:		88		1,608		2,002		3,698	
Overvotes:		0		0		0		0	

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Precincts Reporting

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State of Texas Proposition 13

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		293	41.98%	5,003	40.16%	4,996	36.72%	10,292	38.46%
Against		405	58.02%	7,456	59.84%	8,609	63.28%	16,470	61.54%
Cast Votes:		698	100.00%	12,459	100.00%	13,605	100.00%	26,762	100.00%
Undervotes:		21		503		606		1,130	
Overvotes:		1		0		0		1	

State of Texas Proposition 14

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		583	83.76%	10,205	80.52%	11,177	80.59%	21,965	80.64%
Against		113	16.24%	2,469	19.48%	2,692	19.41%	5,274	19.36%
Cast Votes:		696	100.00%	12,674	100.00%	13,869	100.00%	27,239	100.00%
Undervotes:		24		288		342		654	
Overvotes:		0		0		0		0	

City of Kyle, Mayor

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Yvonne Flores-Cale		16	19.28%	486	26.79%	687	30.60%	1,189	28.71%
Travis Mitchell		44	53.01%	949	52.32%	1,092	48.64%	2,085	50.34%
Robert Ferguson		7	8.43%	119	6.56%	146	6.50%	272	6.57%
Linda Tenorio		16	19.28%	260	14.33%	320	14.25%	596	14.39%
Cast Votes:		83	100.00%	1,814	100.00%	2,245	100.00%	4,142	100.00%
Undervotes:		0		45		104		149	
Overvotes:		0		0		0		0	

City of Kyle, City Council, District 2

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Robert Rizo		17	100.00%	428	100.00%	584	100.00%	1,029	100.00%
Cast Votes:		17	100.00%	428	100.00%	584	100.00%	1,029	100.00%
Undervotes:		3		138		196		337	
Overvotes:		0		0		0		0	

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Official Results**Registered Voters**

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Precincts Reporting

86 of 86 = 100.00%

City of Kyle, City Council, District 4

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Jake Webb		12	30.77%	183	22.21%	257	26.77%	452	24.79%
Marc McKinney		6	15.38%	142	17.23%	177	18.44%	325	17.83%
Claudia Zapata		7	17.95%	234	28.40%	311	32.40%	552	30.28%
Lauralee Harris		14	35.90%	265	32.16%	215	22.40%	494	27.10%
Cast Votes:		39	100.00%	824	100.00%	960	100.00%	1,823	100.00%
Undervotes:		3		82		111		196	
Overvotes:		0		0		0		0	

City of Mountain City, Alderman - Vote for none, one, two, or three.

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Suzanne Hallam		2	18.18%	74	29.60%	54	29.35%	130	29.21%
Lee Taylor		4	36.36%	64	25.60%	51	27.72%	119	26.74%
Eric James Miller		1	9.09%	33	13.20%	17	9.24%	51	11.46%
John L. Wilson		4	36.36%	23	9.20%	30	16.30%	57	12.81%
Chris Limmer		0	0.00%	56	22.40%	32	17.39%	88	19.78%
Cast Votes:		11	100.00%	250	100.00%	184	100.00%	445	100.00%
Undervotes:		10		41		65		116	
Overvotes:		0		0		0		0	

City of San Marcos, City Council, Place 3

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Alyssa Garza		108	100.00%	1,686	100.00%	2,153	100.00%	3,947	100.00%
Cast Votes:		108	100.00%	1,686	100.00%	2,153	100.00%	3,947	100.00%
Undervotes:		46		695		750		1,491	
Overvotes:		0		0		0		0	

City of San Marcos, City Council, Place 4

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Shane Scott		89	66.92%	1,379	70.00%	1,360	59.23%	2,828	64.29%
Atom Von Arndt		44	33.08%	591	30.00%	936	40.77%	1,571	35.71%
Cast Votes:		133	100.00%	1,970	100.00%	2,296	100.00%	4,399	100.00%
Undervotes:		21		411		607		1,039	
Overvotes:		0		0		0		0	

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Official Results**Registered Voters**

27893 of 172459 = 16.17%

Precincts Reporting

86 of 86 = 100.00%

City of Woodcreek, Mayor

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Bob Hambrick		8	36.36%	178	40.09%	87	43.72%	273	41.05%
Jeff Rasco		14	63.64%	266	59.91%	112	56.28%	392	58.95%
Cast Votes:		22	100.00%	444	100.00%	199	100.00%	665	100.00%
Undervotes:		0		7		10		17	
Overvotes:		0		0		0		0	

City of Woodcreek, City Council Members - Vote for none, one, or two.

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Jamie Bonniwell		6	13.64%	180	22.25%	78	23.08%	264	22.17%
Debra Hines		16	36.36%	236	29.17%	98	28.99%	350	29.39%
Krista Richardson		13	29.55%	209	25.83%	79	23.37%	301	25.27%
Aurora F. LeBrun		9	20.45%	184	22.74%	83	24.56%	276	23.17%
Cast Votes:		44	100.00%	809	100.00%	338	100.00%	1,191	100.00%
Undervotes:		0		93		80		173	
Overvotes:		0		0		0		0	

Director Election for Wayside Municipal Utility District of Hays County - Vote for none, one, two, three, four, or five.

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Jacob Harris		0	0.00%	1	20.00%	0	0.00%	1	20.00%
Luke Stewart		0	0.00%	1	20.00%	0	0.00%	1	20.00%
Alexander Key Campbell IV		0	0.00%	1	20.00%	0	0.00%	1	20.00%
Matthew Dringenberg		0	0.00%	1	20.00%	0	0.00%	1	20.00%
Ryan Jones		0	0.00%	1	20.00%	0	0.00%	1	20.00%
Cast Votes:		0	0.00%	5	100.00%	0	0.00%	5	100.00%
Undervotes:		0		0		0		0	
Overvotes:		0		0		0		0	

Wayside Municipal Utility District of Hays County, Proposition A

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		0	0.00%	1	100.00%	0	0.00%	1	100.00%
Against		0	0.00%	0	0.00%	0	0.00%	0	0.00%
Cast Votes:		0	0.00%	1	100.00%	0	0.00%	1	100.00%
Undervotes:		0		0		0		0	
Overvotes:		0		0		0		0	

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Official Results**Registered Voters**

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Precincts Reporting

86 of 86 = 100.00%

Wayside Municipal Utility District of Hays County, Proposition B

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		0	0.00%	1	100.00%	0	0.00%	1	100.00%
Against		0	0.00%	0	0.00%	0	0.00%	0	0.00%
Cast Votes:		0	0.00%	1	100.00%	0	0.00%	1	100.00%
Undervotes:		0		0		0		0	
Overvotes:		0		0		0		0	

Wayside Municipal Utility District of Hays County, Proposition C

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		0	0.00%	1	100.00%	0	0.00%	1	100.00%
Against		0	0.00%	0	0.00%	0	0.00%	0	0.00%
Cast Votes:		0	0.00%	1	100.00%	0	0.00%	1	100.00%
Undervotes:		0		0		0		0	
Overvotes:		0		0		0		0	

Wayside Municipal Utility District of Hays County, Proposition D

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		0	0.00%	1	100.00%	0	0.00%	1	100.00%
Against		0	0.00%	0	0.00%	0	0.00%	0	0.00%
Cast Votes:		0	0.00%	1	100.00%	0	0.00%	1	100.00%
Undervotes:		0		0		0		0	
Overvotes:		0		0		0		0	

Wayside Municipal Utility District of Hays County, Proposition E

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		0	0.00%	1	100.00%	0	0.00%	1	100.00%
Against		0	0.00%	0	0.00%	0	0.00%	0	0.00%
Cast Votes:		0	0.00%	1	100.00%	0	0.00%	1	100.00%
Undervotes:		0		0		0		0	
Overvotes:		0		0		0		0	

Cumulative Results Report

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Official Results

Registered Voters
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Wayside Municipal Utility District of Hays County, Proposition F

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		0	0.00%	1	100.00%	0	0.00%	1	100.00%
Against		0	0.00%	0	0.00%	0	0.00%	0	0.00%
Cast Votes:		0	0.00%	1	100.00%	0	0.00%	1	100.00%
Undervotes:		0		0		0		0	
Overvotes:		0		0		0		0	

*** End of report ***



City Council Special Meeting

DEPARTMENT: Administration

FROM: Jennifer Kirkland, City Secretary

MEETING: 11/14/2023

SUBJECT:

November 7, 2023 General Election Canvass

SUMMARY:

The official results for the City's General Election held November 7, 2023 are to be canvassed.

OPTIONS:

N/A

RECOMMENDATION:

Approve the resolution canvassing the City's General Election held November 7, 2023.

PRIOR ACTION/INPUT (Council, Boards, Citizens):

The City Council ordered the general election on 8/15/2023.

FISCAL IMPACT:

N/A

STAFF CONTACT:

Name: Jennifer Kirkland

Title: City Secretary

jkirkland@cityofkyle.com

512-262-3981

Election Canvass

City's November 7, 2023 General Election

Office of the City Secretary



Election Canvass

- An election was held on 11/7/2023 for vacancies in the offices of Mayor and Council Districts 2 and 4.
- The candidates for Mayor and their respective vote counts are:
 - Yvonne Flores-Cale, Early voting 502, Election Day voting 687, Total: 1,189
 - Travis Mitchell, Early voting 993, Election Day voting 1,092, Total: 2,085
 - Robert Ferguson, Early voting 126, Election Day voting 146, Total: 272
 - Linda Tenorio, Early voting 276, Election Day voting 320, Total: 596
- Travis Mitchell is duly elected to Mayor.

Election Canvass

- An election was held on 11/7/2023 for vacancies in the offices of Mayor and Council Districts 2 and 4.
- The candidate for District 2 and his respective vote counts are:
 - Robert Rizo, Early voting 445, Election Day voting 584, Total: 1,029
- Robert Rizo is duly elected to District 2.

Election Canvass

- An election was held on 11/7/2023 for vacancies in the offices of Mayor and Council Districts 2 and 4.
- The candidates for District 4 and their respective vote counts are:
 - Jake Webb, Early voting 195, Election Day voting 257, Total: 452
 - Marc McKinney, Early voting 148, Election Day voting 177, Total: 325
 - Claudia Zapata, Early voting 241, Election Day voting 311, Total: 552
 - Lauralee Harris, Early voting 279, Election Day voting 215, Total: 494
- With no candidate receiving 50% plus 1 vote, a runoff will be called.



CITY OF KYLE, TEXAS

Recognition

Meeting Date: 11/14/2023
Date time: 5:30 PM

Subject/Recommendation: Recognize Outgoing Council Member Flores-Cale.

Other Information:

Legal Notes:

Budget Information:

ATTACHMENTS:

Description

No Attachments Available