

**CITY OF THE COLONY, TEXAS**  
**ORDINANCE NO. 2020-2410**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF THE COLONY, TEXAS, CANVASSING THE RETURNS AND DECLARING THE RESULTS OF AN ELECTION HELD ON TUESDAY NOVEMBER 3, 2020, FOR THE PURPOSE OF ELECTING FOUR (4) COUNCILMEMBERS FOR SAID CITY; PROVIDING THE CANDIDATE FOR PLACE 6 ELECTED TO OFFICE; ORDERING A RUN-OFF ELECTION FOR PLACES 3, 4, AND 5; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the City Council of the City of The Colony, Texas, caused to be published in accordance with the laws of the State of Texas notice of the election held on Tuesday, November 3, 2020, to elect three (3) council members for the City of The Colony, Texas; and

**WHEREAS**, notice of election was actually given as required by law; and

**WHEREAS**, one person filed as a candidate in Place 6, and as a result said election for Place 6 was previously cancelled; and

**WHEREAS**, said election was duly and legally held on Tuesday, November 3, 2020, in conformity with the election laws of the State of Texas, and the results of said election have been certified and returned by the election judges and clerks thereof; and

**WHEREAS**, the election returns duly and legally made showed that there were cast at said election 13,497 valid and legal votes, and that each of the candidates in said election received the following votes:

**FOR COUNCILMEMBER PLACE 3**

<b>CANDIDATE</b>	<b>EARLY %</b>	<b>TOTAL VOTES</b>
BRIAN R. WADE	47.54	2,239
MEGAN STONER	46.73	2,201
ROBERT MICHELSON	5.73	270
<b>VOTES CAST</b>		<b>4,710</b>

**FOR COUNCILMEMBER PLACE 4**

<b>CANDIDATE</b>	<b>EARLY %</b>	<b>TOTAL VOTES</b>
LAUREN GUNN	37.47	1,934
DAVID TERRE	47.52	2,453
CHRIS SONG	15.01	775
<b>VOTES CAST</b>		<b>5,162</b>

**FOR COUNCILMEMBER PLACE 5**

<b>CANDIDATE</b>	<b>EARLY %</b>	<b>TOTAL VOTES</b>
A. B. MARTIN	31.39	1,138
PERRY SCHRAG	40.91	1,483
ROLANDO REYES	27.70	1,004
<b>VOTES CAST</b>		<b>3,625</b>

**WHEREAS**, pursuant to Section 7.04 of the Home Rule Charter of the City of The Colony, Texas, in order to be declared elected, a candidate must receive a majority of the legal votes cast for the office or place for which such person is a candidate; and

**WHEREAS**, no candidate for Councilmember Place 3, 4, or 5 received a majority of the of the votes cast for such office or place; and

**WHEREAS**, it is hereby found and determined by the City Council of the City of The Colony, Texas, that it is necessary to hold a runoff election for the purpose of electing one council member for Places 3, 4, and 5 and that it is in the best interest of the City and its citizens to hold such an election; and

**WHEREAS**, pursuant to Section 7.05 of the Home Rule Charter of the City of The Colony, Texas, and the Texas Election Code, the City is hereby authorized to call a runoff election between the two candidates receiving the highest number of votes; and such runoff election shall be held in accordance with state law.

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

**Section 1.** That the findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

**Section 2.** That it is further found and determined that the results of the election as canvassed and tabulated in the preamble reflect the expressed desires of the resident, qualified electors.

**Section 3.** That the duly elected member of the City Council of the City of The Colony, Texas, elected November 3, 2020, for City Council Place 6, and subject to the taking of the oath of office as provided by the laws of the State of Texas, is as follows:

Joel Marks, Councilmember Place 6

**Section 4.** That no candidate received a majority of total votes cast for the office of Councilmember Places 3, 4, and 5 and a runoff election between the two (2) candidates receiving the highest number of votes cast for said office as tabulated and canvassed in the preambles hereof

shall be held on Tuesday, December 8, 2020, for the purpose of electing a Councilmember Places 3, 4, and 5 to serve on the City Council of the City of The Colony, Texas. The two (2) candidates for said runoffs are as follows:

**Councilmember Place 3**

Brian R. Wade  
Megan Stoner

**Councilmember Place 4**

Lauren Gunn  
David Terre

**Councilmember Place 5**

A.B. Martin  
Perry Schrag

**Section 5.** That the runoff election shall be held on Tuesday, December 8, 2020, at the following location between the hours of 7:00 a.m. and 7:00 p.m.:

**Election Day Polling Location:**

The Colony Annex Building  
6804 Main Street  
Annex Building  
The Colony, Texas 75056

**Section 6.** That the Presiding Judge for each polling place shall appoint not less than two (2) or more than four (4) qualified election clerks to serve and assist in the conduct of the runoff election, provided that if the Presiding Judge actually serves as expected, the Alternate Presiding Judge shall be one of such clerks.

**Section 7.** As to early voting for said election, such early voting shall be conducted by the Denton County Elections Administrator, who is hereby appointed the Clerk for Early Voting, at:

**Early Voting Polling Location:**

The Colony Annex Building  
6804 Main Street  
Annex Building  
The Colony, Texas 75056

For the early voting period for said runoff election, the Clerk shall keep said office open for the early voting period in accordance with state law and according to the following schedule:

**Early Voting dates and times:**

Monday – Wednesday	November 23 – 25, 2020	8am – 5pm
Saturday	November 28, 2020	8am – 5pm
Monday – Wednesday	Nov. 30 – Dec. 2, 2020	8am – 5pm

Thursday – Friday

December 3 – 4, 2020

7am – 7pm

The early ballots for said election shall conform to the requirements of the Texas Election Code, as amended, and in so doing shall permit the voters to vote for one Councilmember Place 3, 4, and 5, as applicable.

**Section 8.** The election materials for said runoff election shall be printed in both English and Spanish for use at the polling place during early voting and Election Day consistent with the Texas Election Code.

**Section 9.** Notice of said runoff election shall be given by publishing at least one time before the election, provided, however, publication shall be as soon as practicable before the runoff election, in at least one daily newspaper published in the City and a copy of the notice shall also be filed with the City Secretary and another copy shall be posted a bulletin board in the office of the City Secretary, at least 15 days before the runoff election.

**Section 10.** That the public importance of this measure and the fact that it is in the best interest of the City to declare the duly elected officers of the City at the earliest possible date for the immediate preservation of the public peace, property, health and safety of the City and its citizens creates an emergency and an imperative public necessity which requires that this Ordinance shall take effect and be in force from and after its final passage and approval, and it is accordingly so ordained.

**PASSED AND APPROVED by the City Council of the City of The Colony, Texas, this 17<sup>th</sup> day of November 2020.**



Joe McCourry, Mayor  
City of The Colony, Texas

ATTEST:



Tina Stewart, TRMC, CMC, City Secretary



APPROVED AS TO FORM:



Jeff Moore, City Attorney