ORDINANCE NO. 2021-11-01

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF POETRY, TEXAS, CANVASSING AND DECLARING THE RESULTS OF THE NOVEMBER 2, 2021 SPECIAL ELECTION HELD FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE TOWN THE BALLOT PROPOSITION OF WHETHER TO ADOPT THE LEVY OF A SALES AND USE TAX FOR STREET MAINTENANCE AT A RATE OF TWO PERCENT (2%) TO PROVIDE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING CONFIRMATION OF VOTE TABULATION AND CANVASS; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; PROVIDING NOTICE, OPEN MEETINGS, AND SEVERABILITY CLAUSES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town Council (the "Town Council") of the Town of Poetry, Texas (the "Town") on August 5th, ordered that a Special Election be held within the Town on November 2, 2021, (the "Special Election"), for the purpose of submitting to the qualified voters of the Town the ballot proposition of whether to adopt the levy of a sales and use tax for street maintenance at a rate of two percent (2%) to provide for maintenance and repair of municipal streets (the "Proposition"); and

WHEREAS, on November 2, 2021, the Special Election was held in accordance with the provisions of the Texas Local Government Code and the Election Code for the purpose of submitting the Proposition to the qualified voters of the Town; and

WHEREAS, the Election Code requires that the governing body of the Town of Poetry, Texas canvass all elections; and

WHEREAS, the Town Council may not convene to canvass the election until the early voting ballot board has convened and counted all provisional and overseas ballots pursuant to Section 67.003 of the Election Code; and

WHEREAS, pursuant to Section 321.405 of the Tax Code, the Town Council is required to meet no later than the 10th day after the date of the Special Election to canvass election results that approve of the adoption, change in rate, or abolition of a tax authorized under Chapter 321 of the Tax Code; and

WHEREAS, the official returns of the election on the Proposition, including returns of early voting ballots cast, of the presiding judges of the Special Election have been presented and delivered; and the Town Council declares the results of said returns in accordance with the law.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF POETRY, TEXAS:

SECTION 1. Incorporation of Premises. The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2. Confirmation of Vote Tabulation. The Council officially finds and determines that at the Special Election held on November 2, 2021, the following Proposition was submitted to the qualified voters of the Town of Poetry, Texas and the following votes were cast, and that based upon the votes cast, the following Proposition was approved:

PROPOSITION

FOR (✓) THE ADOPTION OF A LOCAL SALES AND USE TAX IN THE TOWN OF POETRY, TEXAS AT THE RATE OF TWO PERCENT TO PROVIDE REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS.

AGAINST ( )

Votes were cast as follows: Kaufman & Hunt

The number of votes cast "FOR" the Proposition	202
The number of votes cast "AGAINST" the Proposition	78
The number of votes by which the Proposition was approved:	124
Total Votes Cast for the Proposition:	280

SECTION 3. Canvass. The Council finds that said election was duly called, that notice of said election was given in accordance with state law, that said election was held in accordance with state law, the results of the election as set forth above are correct, and the canvass of the votes are hereby ratified and approved. Therefore, the Council orders that a local sales and use tax at the rate of two percent for municipal street repair and maintenance is hereby adopted.

SECTION 4. Notice. Upon adoption of this Ordinance, the Town Secretary is directed to immediately give notice of the election results concerning the proposition to the Texas Comptroller of Public Accounts and any other agency required by law.

SECTION 5. Open Meeting. It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and public notice of the time place, and purpose of said meeting was given, all as required by Article 551.041, Texas Government Code.

SECTION 6. Severability. Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance

shall remain in full force and effect. Poetry hereby declares that it would have passed this Ordinance, and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences clauses and phrases be declared unconstitutional or invalid.

SECTION 7. Repealing Clause. All provisions of any ordinance in conflict with this Ordinance are hereby repealed. Any remaining portions of conflicting ordinances shall remain in full force and effect.

SECTION 8. Engrossment and Enrollment. The Town Secretary is hereby directed to engross and enroll this Ordinance by copying the exact Caption and Effective Date clause in the minutes of the Town Council and by filing this Ordinance in the Ordinance Records of the Town.

SECTION 9. Effective Date. This Ordinance shall be in full force and effect from and after its passage, and it is so ordained.

PASSED AND APPROVED THIS 16th DAY OF NOVEMBER, 2021.

APPROVED:

Tara Senkevech

Tara Senkevech, Mayor

ATTEST:

Karoline Chapman

Karoline Chapman, Town Secretary

APPROVED AS TO FORM:

Emily Bowlin on behalf of

Patricia Adams, Town Attorney

KAUFMAN COUNTY ELECTIONS DEPARTMENT

TANDI SMITH, ELECTION ADMINISTRATOR, CERA, CPL

SUMMARY OF ELECTION RETURNS - *KAUFMAN COUNTY*
CONSTITUTIONAL AMENDMENT/JOINT ELECTION NOVEMBER 2, 2021

I, Tandi Smith, Kaufman County Elections Administrator do herby certify the returns for the Town of Poetry Special Election, held on the 2nd day of November, 2021 Kaufman County, Texas, shown below are true and correct for each candidate or proposition.

I further certify that the following vote totals include Early Voting totals and Election Day.

Totals are received under section 87.1231 of the Texas Election Code.

PROPOSITION A	EV	ED	TOTAL	PERCENT
FOR	18	31	49	67.12%
AGAINST	5	19	24	32.88%

DATED THIS 8th DAY OF NOVEMBER 2021

Tandi Smith
Elections Administrator

Hunt County, Proposition A - Vote for None or One

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
FOR		41	50.62%	917	56.60%	1,630	45.14%	2,588	48.72%
AGAINST		40	49.38%	703	43.40%	1,981	54.86%	2,724	51.28%
	Cast Votes:	81	100.00%	1,620	100.00%	3,611	100.00%	5,312	100.00%
	Undervotes:	6		41		77		124	
	Overvotes:	0		0		4		4	

Town of Poetry, Proposition A - Vote for None or One

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
FOR		3	75.00%	6	75.00%	144	73.85%	153	73.91%
AGAINST		1	25.00%	2	25.00%	51	26.15%	54	26.09%
	Cast Votes:	4	100.00%	8	100.00%	195	100.00%	207	100.00%
	Undervotes:	0		0		10		10	
	Overvotes:	0		0		0		0	

Commerce ISD, Proposition A - Vote for None or One

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
FOR		0	0.00%	249	73.24%	232	50.54%	481	59.68%
AGAINST		7	100.00%	91	26.76%	227	49.46%	325	40.32%
	Cast Votes:	7	100.00%	340	100.00%	459	100.00%	806	100.00%
	Undervotes:	0		1		5		6	
	Overvotes:	0		0		0		0	

Commerce ISD, Proposition B - Vote for None or One

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
FOR		0	0.00%	229	67.16%	217	47.59%	446	55.47%
AGAINST		7	100.00%	112	32.84%	239	52.41%	358	44.53%
	Cast Votes:	7	100.00%	341	100.00%	456	100.00%	804	100.00%
	Undervotes:	0		0		8		8	
	Overvotes:	0		0		0		0	

	F	A	
			73%
Hunt	153	54	
Kaufman	49	24	67%
	202	78	
	72%	28%	

Unofficial Results

☆ TOWN OF POETRY, PROPOSITION A

(VOTE FOR: 1)

Last updated

Tuesday, November 2, 2021, 10:42:41 PM (7 days ago)

★ (0)

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Precincts Reporting

Results Vote types

Party / Candidate	Votes
FOR	152 74.15%
AGAINST	53 25.85%
Vote Cast	205

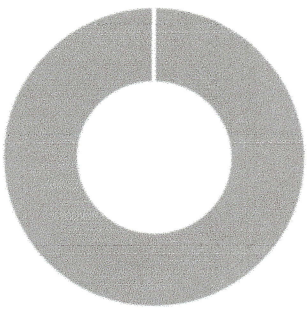
217 TPT

Party / Candidate	Votes
FOR	152 74.15%
AGAINST	53 25.85%
	205

← Previous Contest: Hunt County, Proposition A

Next Contest: Commerce ISD, Proposition A →

PRECINCTS REPORTING



PRECINCTS REPORTING 30/30