

**ORDINANCE NO. 2023-003**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST LAKE HILLS, TEXAS, CANVASSING RETURNS AND DECLARING RESULTS OF THE GENERAL ELECTION, HELD ON MAY 6, 2023, FOR THE PURPOSE OF ELECTING THREE (3) COUNCIL MEMBERS, PLACE 1, PLACE 3, AND PLACE 5; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; REPEALER; SEVERABILITY; EFFECTIVE DATE; AND PROPER NOTICE & MEETING.**

**WHEREAS**, on January 25, 2023, the City Council adopted Ordinance 2023-002 calling a general election and establishing the procedure for the general election for City Officers to be held on May 6, 2023, for the purpose of electing three (3) Council Members, Place 1, Place 3, and Place 5; and

**WHEREAS**, this election was duly and legally held on May 6, 2023, in conformity with the election laws of the State of Texas, and the results of the election have been certified and returned by the proper judges and clerks; and

**WHEREAS**, section 67.003 of the Texas Election Code, as amended, generally provides that each local canvassing authority shall convene not later than the eleventh (11<sup>th</sup>) day after the election date for the purpose of canvassing the election results; and

**WHEREAS**, section 67.004(a) of the Texas Election Code, as amended, establishes the quorum level required to canvass election results and provides that two (2) members of the canvassing authority constitute a quorum for purposes of canvassing the election; and

**WHEREAS**, it appears to the Council, and the Council finds, that the election was in all aspects lawfully held; and

**WHEREAS**, it appears to the Council, and the Council finds, that the tabulation of the results of the election are correct.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEST LAKE HILLS, THAT:**

**1. ELECTION**

- A.** The General Election of the City of West Lake Hills, Texas, was held on May 6, 2023, was duly called, that notice of said election was given, that said election was held in accordance with the law.
- B.** The tabulation of votes cast in the General Election held on May 6, 2023, for the purpose of electing three (3) Council Members, Place 1, Place 3, and Place 5, a copy of which is attached

to and made a part of this ordinance is adopted as the official tabulation of the votes cast at the election, and the tabulation will be filed and recorded in the official records of the City of West Lake Hills, Texas, as the official canvass of the election.

## 2. CANVASSING THE RETURNS

The official canvass of the returns of the election reflects the following:

<b>COUNCIL MEMBER, PLACE 1</b> James Vaughan (unopposed)	<b>Number of Votes</b> 428
<b>COUNCIL MEMBER, PLACE 3</b> Beth South Gary Zygmont	<b>Number of Votes</b> 453 92
<b>COUNCIL MEMBER, PLACE 5</b> Gordon Bowman (unopposed)	<b>Number of Votes</b> 417

## 3. ELECTION RESULTS

The City Council officially finds and determines and declares the results of said election reflect the following:

Council Member Place 1  
*James Vaughan*

Council Member Place 3  
*Beth South*

Council Member Place 5  
*Gordon Bowman*

The above-named persons are hereby duly elected at said election and shall take their respective offices upon their qualification therefore, as provided by the laws of the State of Texas.

## 4. AUTHORIZATION TO EXECUTE

The Mayor of the City of West Lake Hills is authorized to execute, and the City Secretary is authorized to attest this Ordinance on behalf of the City Council. The Mayor is further authorized to do all other things legal and necessary in connection with the holding and consummation of the Election.

## 5. REPEALER

All ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

## 6. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections, or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

## 7. EFFECTIVE DATE

This Ordinance is effective immediately upon its passage and approval.


## 8. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

**PASSED AND APPROVED** the 16<sup>th</sup> day of MAY, 2023.

  
\_\_\_\_\_  
Gordon Bowman, Mayor Pro Tem

ATTEST:

  
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Terry Blanchard, TRMC  
City Secretary



***ATTACHMENT "A"***

**City of West Lake Hills Canvass**  
**Travis County Joint General and Special Elections**  
**May 6, 2023**

**Travis County**

**320**

**STATISTICS**

	<b>TOTAL</b>	<b>By Mail</b>	<b>Early Voting</b>	<b>Election Day</b>
Registered Voters - Total	3,921			
Ballots Cast - Total	1,001	9	783	209

**City of West Lake Hills, City Council, Place 1**  
**Vote For 1**

	<b>TOTAL</b>	<b>VOTE %</b>	<b>By Mail</b>	<b>Early Voting</b>	<b>Election Day</b>
James Vaughan	1	50.00%	0	0	1
Overvotes	0	0.00%	0	0	0
Undervotes	1	50.00%	0	1	0

**City of West Lake Hills, City Council, Place 3**  
**Vote For 1**

	<b>TOTAL</b>	<b>VOTE %</b>	<b>By Mail</b>	<b>Early Voting</b>	<b>Election Day</b>
Beth South	2	100.00%	0	1	1
Gary Zygmunt	0	0.00%	0	0	0
Overvotes	0	0.00%	0	0	0
Undervotes	0	0.00%	0	0	0

**City of West Lake Hills, City Council, Place 5**  
**Vote For 1**

	<b>TOTAL</b>	<b>VOTE %</b>	<b>By Mail</b>	<b>Early Voting</b>	<b>Election Day</b>
Gordon Bowman	0	0.00%	0	0	0
Overvotes	0	0.00%	0	0	0
Undervotes	2	100.00%	0	1	1

**City of West Lake Hills Canvass**  
**Travis County Joint General and Special Elections**  
**May 6, 2023**

**Travis County**

**321**

**STATISTICS**

	<b>TOTAL</b>	<b>By Mail</b>	<b>Early Voting</b>	<b>Election Day</b>
Registered Voters - Total	1,991			
Ballots Cast - Total	524	9	391	124

**City of West Lake Hills, City Council, Place 1**  
**Vote For 1**

	<b>TOTAL</b>	<b>VOTE %</b>	<b>By Mail</b>	<b>Early Voting</b>	<b>Election Day</b>
James Vaughan	98	66.67%	3	72	23
Overvotes	0	0.00%	0	0	0
Undervotes	49	33.33%	2	37	10

**City of West Lake Hills, City Council, Place 3**  
**Vote For 1**

	<b>TOTAL</b>	<b>VOTE %</b>	<b>By Mail</b>	<b>Early Voting</b>	<b>Election Day</b>
Beth South	86	58.50%	2	66	18
Gary Zygmunt	25	17.01%	3	18	4
Overvotes	0	0.00%	0	0	0
Undervotes	36	24.49%	0	25	11

**City of West Lake Hills, City Council, Place 5**  
**Vote For 1**

	<b>TOTAL</b>	<b>VOTE %</b>	<b>By Mail</b>	<b>Early Voting</b>	<b>Election Day</b>
Gordon Bowman	94	63.95%	3	70	21
Overvotes	0	0.00%	0	0	0
Undervotes	53	36.05%	2	39	12

**City of West Lake Hills Canvass**  
**Travis County Joint General and Special Elections**  
**May 6, 2023**

**Travis County**

**322**

**STATISTICS**

	<b>TOTAL</b>	<b>By Mail</b>	<b>Early Voting</b>	<b>Election Day</b>
Registered Voters - Total	3,311			
Ballots Cast - Total	667	7	501	159

**City of West Lake Hills, City Council, Place 1**  
**Vote For 1**

	<b>TOTAL</b>	<b>VOTE %</b>	<b>By Mail</b>	<b>Early Voting</b>	<b>Election Day</b>
James Vaughan	329	64.01%	2	253	74
Overvotes	0	0.00%	0	0	0
Undervotes	185	35.99%	3	133	49

**City of West Lake Hills, City Council, Place 3**  
**Vote For 1**

	<b>TOTAL</b>	<b>VOTE %</b>	<b>By Mail</b>	<b>Early Voting</b>	<b>Election Day</b>
Beth South	365	71.01%	5	287	73
Gary Zygmunt	67	13.04%	0	48	19
Overvotes	0	0.00%	0	0	0
Undervotes	82	15.95%	0	51	31

**City of West Lake Hills, City Council, Place 5**  
**Vote For 1**

	<b>TOTAL</b>	<b>VOTE %</b>	<b>By Mail</b>	<b>Early Voting</b>	<b>Election Day</b>
Gordon Bowman	323	62.84%	2	246	75
Overvotes	0	0.00%	0	0	0
Undervotes	191	37.16%	3	140	48

**City of West Lake Hills Cumulative Report**  
**Travis County Joint General and Special Elections**  
**May 6, 2023**

**Travis County**

**STATISTICS**

	<b>TOTAL</b>	<b>By Mail</b>	<b>Early Voting</b>	<b>Election Day</b>
Registered Voters - Total	752,857			
Ballots Cast - Total	78,691	1,658	48,875	28,158



**City of West Lake Hills Cumulative Report**  
**Travis County Joint General and Special Elections**  
**May 6, 2023**

**Travis County**

**City of West Lake Hills, City Council, Place 1**

Vote For 1

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	<b>TOTAL</b>	<b>By Mail</b>	<b>Early Voting</b>	<b>Election Day</b>
James Vaughan	428	5	325	98
<b>Total Votes Cast</b>	<b>428</b>	<b>5</b>	<b>325</b>	<b>98</b>

**City of West Lake Hills, City Council, Place 3**

Vote For 1

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	<b>TOTAL</b>	<b>By Mail</b>	<b>Early Voting</b>	<b>Election Day</b>
Beth South	453	7	354	92
Gary Zygmunt	92	3	66	23
<b>Total Votes Cast</b>	<b>545</b>	<b>10</b>	<b>420</b>	<b>115</b>

**City of West Lake Hills, City Council, Place 5**

Vote For 1

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	<b>TOTAL</b>	<b>By Mail</b>	<b>Early Voting</b>	<b>Election Day</b>
Gordon Bowman	417	5	316	96
<b>Total Votes Cast</b>	<b>417</b>	<b>5</b>	<b>316</b>	<b>96</b>