



**NOTICE OF SPECIAL MEETING TO BE HELD BY THE
MCALLEN BOARD OF COMMISSIONERS
MONDAY, JUNE 14, 2021 – 4:30 PM
MCALLEN CITY HALL
CITY COMMISSION CHAMBERS; 3RD FLOOR
1300 HOUSTON AVENUE
MCALLEN TEXAS, 78501**

AGENDA

<https://zoom.us/j/5087553077?pwd=TjduYjR4U2l3cWU1NjlsZzlsM2hJUT09>

Members of the public that wish to listen to the meeting can log in to the virtual Zoom meeting or dial (346) 248-7799 US (Houston) Meeting ID: 508 755 3077 Passcode: 878576.

Individuals that wish to participate in the meeting or comment on an agenda item should call (956) 681-1020 by 3:30 pm. Any individual dialing in acknowledges his or her phone number may be visible to the public.

"At any time during the course of this meeting, the City Commission may retire to Executive Session under Texas Government Code 551.071(2) to confer with its legal counsel on any subject matter on this agenda in which the duty of the attorney to the City Commission under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code. Further, at any time during the course of this meeting, the City Commission may retire to Executive Session to deliberate on any subject slated for discussion at this meeting, as may be permitted under one or more of the exceptions to the Open Meetings Act set forth in Title 5, Subtitle A, Chapter 551, Subchapter D of the Texas Government Code."

CALL TO ORDER

CANVASSING

1. Official Canvass of Election Returns for the City's General and Special Run-Off Election held June 5, 2021. *Convocación oficial de los resultados de la Elección General y Elección Especial de Desempate de la Ciudad de McAllen que se llevó a cabo el 5 de Junio del 2021.*

SWEARING IN CEREMONY OF NEWLY ELECTED OFFICIALS

ADJOURNMENT

IF ANY ACCOMMODATION FOR A DISABILITY IS REQUIRED (OR INTERPRETERS FOR THE DEAF), NOTIFY THE CITY SECRETARY'S DEPARTMENT AT 681-1020 FORTY-EIGHT (48) HOURS PRIOR TO THE MEETING DATE. WITH REGARD TO ANY ITEM, THE BOARD OF COMMISSIONERS MAY TAKE VARIOUS ACTIONS INCLUDING BUT NOT LIMITED TO RESCHEDULING AN ITEM IN ITS ENTIRETY FOR A FUTURE DATE OR TIME.

C E R T I F I C A T I O N

I, the Undersigned Authority, do hereby certify that the attached agenda of the meeting of the McAllen Board of Commissioners is a true and correct copy and that I posted a true and correct copy of said notice on the bulletin board in the Municipal Building, a place convenient and readily accessible to the general public at all times, and said Notice was posted on June 11, 2021 at 2:00 PM and will remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting in accordance with Chapter 551 of the Texas Government Code.

/s/

Perla Lara, TRMC/CMC, CPM
City Secretary



ITEM SUMMARY

BOARD: City Commission

AGENDA ITEM

1.

DATE SUBMITTED

MEETING DATE

6/14/2021

1. Agenda Item: Official Canvass of Election Returns for the City's General and Special Run-Off Election held June 5, 2021. Convocación oficial de los resultados de la Elección General y Elección Especial de Desempate de la Ciudad de McAllen que se llevó a cabo el 5 de Junio del 2021.
2. Party Making Request: Perla Lara
3. Applicant:
4. Nature of Request:
5. Fiscal Impact Summary:
6. Budgeted:

Bid Amount:	_____	Budgeted Amount:	_____
Under Budget:	_____	Over Budget:	_____
		Amount Remaining:	_____
7. Routing:
Cindy Gonzalez

Created -
8. Staff Recommendation:
9. Advisory Board:
10. City Attorney:
11. Manager's Recommendation:

ORDINANCE NO. 2021 - _____

AN ORDINANCE CERTIFYING THE ELECTION RESULTS FOR THE RUN-OFF ELECTION HELD SATURDAY, JUNE 5, 2021 TO ELECT TO ELECT A MAYOR AND THREE (3) COMMISSIONERS TO THE BOARD OF COMMISSIONERS OF McALLEN, TEXAS (DISTRICTS 1, 3 AND 6).

WHEREAS, on Saturday, June 5, 2021, a Run-Off City Election was held in the City of McAllen, Hidalgo County, Texas for the purpose of electing a Mayor and Three (3) Commissioners to the Board of Commissioners of McAllen, Texas, for Districts 1, 3 and 6 respectively;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF McALLEN, TEXAS:

SECTION 1: After canvassing the returns of said election pursuant to the ordinances of the City of McAllen and pursuant to the applicable provisions of the Texas Election Code, the canvassing board certifies the following are true and correct results, to-wit:

Mayor (At-Large): That **VERONICA VELA WHITACRE** received 4,538 votes and **JAVIER VILLALOBOS** received 4,744; Javier Villalobos is declared the winner.

City Commissioner Single Member District Number One (1): That **LUCIA (LUCY) THOMPSON** received **1,184** votes and **TONY AGUIRRRE JR.** received **1,625** votes; Tony Aguirre Jr. is declared the winner.

City Commissioner Single Member District Number Three (3): That **OMAR QUINTANILLA** received 655 votes and **THELMA TAMEZ** received **397** votes; Omar Quintanilla is declared the winner.

City Commissioner Single Member District Number District Six (6): That **LARRY ESPARZA** received **804** votes and **PEPE CABEZA DE VACA** received **1,013** votes; Pepe Cabeza de Vaca is declared the winner.

SECTION 2: Said election was duly called; that notice of said election was given in accordance with the law; and that the canvass of the votes cast in said elections and returns thereof, were made in accordance with the law.

SECTION 3: Pursuant to the Charter and Ordinances of the City of McAllen and applicable provisions of the Texas Local Government and Election Code, the following candidate is declared to have been elected by the voters for the following office:

Mayor	Javier Villalobos
City Commissioner – District 1	Tony Aguirre Jr.
City Commissioner – District 3	Omar Quintanilla
City Commissioner – District 6	Pepe Cabeza de Vaca

SECTION 4: The City Secretary of the City of McAllen is hereby authorized and directed to cause the caption of this ordinance to be published in a newspaper having general circulation in McAllen, Texas in accordance with the Code of Ordinances of the City of McAllen, Section 2-56.

SECTION 5: The City Secretary of the City of McAllen is hereby directed **not** to publish this ordinance in the Code of Ordinances of the City of McAllen as it is not amendatory thereof.

SECTION 6: If any part or parts of this Ordinance 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 ordinance is considered severable.

CONSIDERED, PASSED and APPROVED this 14th day of June 2021, at a Meeting of the Board of Commissioners at which a quorum was present and which was held in accordance with Chapter 551 of the Texas Government Code.

SIGNED this 14th day of June 2021.

Jim Darling, Mayor

ATTEST

Perla Lara, TRMC/CMC, CPM

City Secretary

APPROVED AS TO FORM:

Isaac Tawil, City Attorney

ORDENANZA NO. 2021 -

UNA ORDENANZA QUE CERTIFICA LOS RESULTADOS DE LAS ELECCIONES QUE SE LLEVARON A CABO EL SÁBADO 5 JUNIO DEL 2021 PARA ELEGIR A UN ALCALDE Y TRES (3) COMISIONADOS PARA LA JUNTA DE COMISIONADOS DE MCALLEN, TEXAS (DISTRITOS 1, 3 Y 6).

El Sábado 5 de Junio del 2021, se llevó a cabo una segunda vuelta electoral en la Ciudad de McAllen, Texas en el Condado de Hidalgo con el proposito de elegir a un alcalde y tres (3) comisionados para la Junta de Comisionados de la Ciudad de McAllen, Texas para los Distritos 1, 3 y 6.

POR LO TANTO, SEA ORDENADO POR LA JUNTA DE COMISIONADOS DE LA CIUDAD DE MCALLEN, TEXAS:

SECCIÓN 1: Después de contar los retornos de dichas elecciones de acuerdo con las ordeanzas de la Ciudad de McAllen y de acuerdo con las provisiones aplicables del Código Electoral de Texas, el consejo de votación certifica que los siguientes resultados son correctos y verdaderos:

Alcalde: **VERONICA VELA WHITACRE** recibió 4,538 votos y **JAVIER VILLALOBOS** recibió 4,744; Javier Villalobos es declarado el alcalde electo.

Comisionado Municipal del Distrito Uno (1): **LUCIA (LUCY) THOMPSON** recibió **1,184** votos y **TONY AGUIRRE JR.** recibió **1,625** votos; Tony Aguirre Jr. es declarado el comisionado electo.

Comisionado Municipal del Distrito Tres (3): **OMAR QUINTANILLA** recibió 655 votos y **THELMA TAMEZ** recibió **397** votos; Omar Quintanilla es declarado el comisionado electo.

Comisionado Municipal del Distrito Seis (6): **LARRY ESPARZA** recibió **804** votos y **PEPE CABEZA DE VACA** recibió **1,013** votos; Pepe Cabeza de Vaca es declarado el comisionado electo.

SECCIÓN 2: Dichas elecciones fueron debidamente convocadas; el aviso de dichas elecciones se dio en conformidad con la ley; y el lienzo de los votos emitidos y sus retornos se hicieron conforme a la ley.

SECCIÓN 3: En conformidad con la Carta y las Ordenanzas Municipales y las disposiciones aplicables del Gobierno Local y el Código Electoral de Texas, se declara que el siguiente candidato ha sido elegido por los votantes para el siguiente cargo:

Alcalde	Javier Villalobos
Comisionado Municipal – Distrito 1	Tony Aguirre Jr.
Comisionado Municipal – Distrito 3	Omar Quintanilla
Comisionado Municipal – Distrito 6	Pepe Cabeza de Vaca

SECCIÓN 4: La Secretaria Municipal está autorizada y dirigida a hacer que el título de esta ordenanza sea publicado en un periódico con circulación general en McAllen, Texas de acuerdo con el Código de Ordenanzas de la Ciudad de McAllen, Sección 2-56.

SECCIÓN 5: La Secretaria Municipal está dirigida a **no** publicar esta ordenanza en el Código de Ordenanzas de la Ciudad de McAllen, ya que esta ordenanza no será enmendada.

SECCIÓN 6: Si alguna parte de esta Ordenanza se considera inválida o inconstitucional por un tribunal con jurisdicción competente, entonces tal nulidad o inconstitucionalidad no afectará las partes restantes del presente documento y las partes restantes permanecerán en plena vigencia y efecto y en esa medida esta ordenanza se considera divisible.

CONSIDERADO Y APROBADO este 14 día of Junio del 2021, en reunión con la Junta de Comisionados en la que estuvo presente un quorum, y que se llevó a cabo de acuerdo con el Capítulo 551 del Código de Gobierno de Texas.

FIRMADO este 14 día de Junio del 2021.

Jim Darling, Alcalde

TESTIFICADO

Perla Lara, TRMC/CMC, CPM
Secretaria Municipal

APROBADO EN FORMA:

Isaac Tawil, Abogado Municipal