

ORDINANCE NO. 2022-99

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS, CANVASSING RETURNS AND DECLARING RESULTS OF THE GENERAL AND SPECIAL ELECTION, HELD ON NOVEMBER 8, 2022, FOR THE PURPOSE OF ELECTING A MAYOR, CITY COUNCIL MEMBER, PLACE 1, AND CITY COUNCIL MEMBER, PLACE 2, AND TO SUBMIT A CITIZEN-INITIATED ORDINANCE TO ELIMATE LOW-LEVEL MARIJUANA ENFORCEMENT TO THE VOTERS; DECLARING AN EMERGENCY CREATING THE NEED TO ADOPT THIS ORDINANCE WITH ONLY ONE READING; AND PROVIDING AN EFFECTIVE DATE.

RECITALS:

1. On November 8, 2022 a general and special election was held for the purpose of electing a Mayor, City Council Member, Place One and City Council Member, Place Two and to submit a citizen-initiated ordinance to eliminate low-level marijuana enforcement to the voters.
2. The City Council of the City of San Marcos, Texas convened on November 17, 2022 to consider the returns of the runoff election held on November 8, 2022 with the following members present: Mayor Jane Hughson, Council Members Maxfield Baker, Saul Gonzales, Alyssa Garza, Shane Scott, Mark Gleason and Jude Prather.
3. It appears to the Council, and the Council finds, that the election was in all respects lawfully held.
4. It appears to the Council, and Council finds, that the tabulation of the results of the election is correct.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS:

SECTION 1. The general and special election held on November 8, 2022, was duly called, notice of the election was given in accordance with law, and the election was held in accordance with law.

SECTION 2. The tabulation of votes cast in the general and special election held on November 8, 2022, for the purposes stated in Recital 1 above, a copy of which is attached to and made a part of this ordinance as Exhibit "A," 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 San Marcos as the official canvass of the election.

SECTION 3. The official canvass of the returns of the election reflects the following:

A. For Mayor:

Jane Hughson	<u>11,101</u>
John Thomaides	<u>6,587</u>

B. For City Council Member, Place One:

Matthew Mendoza	<u>8,866</u>
Maxfield Baker	<u>8,160</u>

C. For City Council Member, Place Two:

Saul Gonzales	<u>12,212</u>
Atom Von Arndt	<u>4,013</u>

D. The following votes were cast for and against the following proposition:

PROPOSITION - A

An ordinance to eliminate low-level marijuana enforcement.

FOR: 15,664

AGAINST: 3,475

SECTION 4. That Jane Hughson received a majority of the votes and is elected to serve as Mayor.

SECTION 5. That Matthew Mendoza received a majority of the votes and is elected to serve as City Council Member, Place One.

SECTION 6. That Saul Gonzales received a majority of the votes and is elected to serve as City Council Member, Place Two.

SECTION 7. Proposition A was approved by a majority of the votes. The ordinance to eliminate low-level marijuana enforcement attached to this ordinance as Exhibit “B” is hereby adopted and shall become effective immediately.

SECTION 8. The importance of this Ordinance creates an emergency and an imperative public necessity, and the provisions of the Charter requiring that ordinances be presented at two separate meetings be waived and, this Ordinance will take effect immediately upon adoption.

CONSIDERED, APPROVED, AND ADOPTED this the 17th day of November, 2022.

Jane Hughson
Mayor

Attest:

Elizabeth Trevino
City Clerk

Approved:

Michael J. Cosentino
City Attorney