

CANVASSING PROCEEDING UNDER §67.004

PRESIDING OFFICER AT CANVASS:

- I. Call to order
 - a. The Board of Emergency Services Commissioners of Liberty County Emergency Services District No. 1 will now consider Agenda Item No. 7, under Authority of the Texas Election Code for the purpose of Canvassing the results of the District's May 1, 2021 Special Election on the adoption of a local sales and use tax in Liberty County Emergency Services District No. 1 at a rate not to exceed one and one-half percent in any location in the district.
 - b. Let the record reflect that the Time is 19:32 p.m. and that the following members of the Board of Emergency Services Commissioners are present: Guillermo Gomez, Mike Honeycutt, Shannon Dupont, Robert Trahan, **[Note: only Two members of the Board of Emergency Services Commissioners NEED to be present to constitute a quorum for this item, but I recommend that all present participate and all be present, particularly for the Telecommunications Exemption Order]**.
 - c. At this time I present the canvassed election returns provided by the **Elections Administrator** to the Board of Emergency Services Commissioners pursuant Chapter 67, Texas Election Code.

PRESIDENT (OR ME IF I AM PRESENT):

- II. Presentation of returns.
 - a. Under the requirements of the Texas Election Code, I am presenting the Commissioners with the election returns provided to the District by the officials from the **Elections Administrator**. These returns contain the results of the District's May 1, 2021 Special Election which was conducted jointly with other elections in the County.
 - b. I have placed before the dais, the precinct returns provided to the District by the County. I have also provided a summary report of the election returns for each of the attending members today that you have before you.
 - c. The results of the election are as follows:
There were 46 votes for the adoption of a local sales and use tax in Liberty County Emergency Services District No. 1 at a rate not to exceed one and one-half percent in any location in the District, and 26 votes against. There were 0 overvotes and 0 undervotes.
 - d. I have for your consideration a proposed canvassing order, Order No. 02-09-21-05, which constitutes the official tabulation of the total votes received for and against the proposition.

- e. The members of the Board present at today's canvassing meeting may examine the precinct returns, ask questions of the representatives (*if any*) present on any aspect of the conduct of the election.
- f. The members may waive an examination of the precinct returns if they so desire.
- g. The members of the Board present may then move adoption of the proposed canvassing order and thus complete the canvass of the election.

PRESIDING OFFICER:

III. Canvass of election.

- a. At this time, do any of the members present at today's canvass wish to examine any of the election returns provided by the County? [**Note: In other districts' elections members have on occasion examined some of the envelopes provided by the election administrator but such action is not mandatory and does not affect the validity of the canvass**]
- b. [**Not present**] Are there any questions from the Commissioners for the County representative, our attorney, or the president?
- c. Do I have a motion to waive the examination of each precinct return?

MOVANT:

- d. Mike Honeycutt move that we waive examination of each precinct return.

SECOND:

- e. Shannon Dupont second the motion.

PRESIDING OFFICER:

- f. It has been moved and seconded that we waive examination of each individual precinct return. All those in favor signify by saying 4 "AYE." Any opposed? 0 Motion carries.
- g. Do I have a motion to canvass the results of the May 1, 2021 Special Election?

MOVANT:

- h. Robert Trahan move that the Board, as the canvassing authority for this election, canvass the results of the May 1, 2021 Special Election of Liberty County

Emergency Services District No. 1 by adopting the proposed order, declaring that the election was properly conducted, and that the voters have approved the adoption of a local sales and use tax in Liberty County Emergency Services District No. 1 at a rate not to exceed one and one-half percent in any location in the district.

SECOND:

- i. Mike Honeycutt second the motion.

PRESIDING OFFICER:

- j. A motion to canvass the election results of the May 1, 2021 Special Election has been made and seconded. Is there any discussion?
 - k. All those in favor signify by saying "AYE" -4
 - l. Any opposed? 0
 - m. The Canvass is adopted by Order No. 02-09-21-05 and the President and other relevant officers are hereby authorized to complete the proposed order and provide it to the necessary authorities, including the Texas Comptroller of Public Accounts, the Liberty County Tax Assessor-Collector, and the Liberty County Central Appraisal District.
- IV. Proceed with Regular Meeting Agenda or Adjourn, as appropriate.

Note: Any question from the public should be referred to the ESD's attorney.