



## CITY COUNCIL SPECIAL MEETING

Tuesday, May 16, 2023 at 2:00 PM  
City Council Chambers | 202 N. Virginia Street, Port Lavaca TX 77979

### PUBLIC NOTICE OF MEETING

The following item will be addressed at this or any other meeting of the city council upon the request of the mayor, any member(s) of council and/or the city attorney:

*Announcement by the mayor that council will retire into closed session for consultation with city attorney on matters in which the duty of the attorney to the city council under the Texas disciplinary rules of professional conduct of the state bar of Texas clearly conflicts with the open meetings act (title 5, chapter 551, section 551.071(2) of the Texas government code).*

**(All matters listed under the consent agenda item are routine by the city council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.)**

### AGENDA

*Council will consider/discuss the following items and take any action deemed necessary.*

#### MEETING PROCEDURE

**Public notice is hereby given that the City Council of the City of Port Lavaca, Texas, will hold a special meeting Monday, May 16, 2023 beginning at 2:00 p.m., at the regular meeting place in Council Chambers at City Hall, 202 North Virginia Street, Port Lavaca, Texas to consider the following items of business:**

*The meeting will also be available via the video conferencing application "Zoom",*

*Join Zoom Meeting:*

<https://us02web.zoom.us/j/85932052383?pwd=M2JsbnpTZlpTMSStXM3JpWG1lVkdRQT09>

*Meeting ID: 859 3205 2383*

*Passcode: 557592*

*One Tap Mobile*

*+13462487799,,82182482989#,,,,\*912619# US (Houston)*

*Dial by your location*

*+1 346 248 7799 US (Houston)*

**I. ROLL CALL**

**II. CALL TO ORDER**

III. **COMMENTS FROM THE PUBLIC**

*(Limited to 3 minutes per individual unless permission to speak longer is received in advance. You may make public comments as you would at a meeting by logging on with your computer and using "Join Zoom Meeting" information on first page of this agenda).*

IV. **ACTION ITEMS** - Council will consider/discuss the following items and take any action deemed necessary

- 1. Canvass returns of the May 06, 2023 City of Port Lavaca General Officers Election. Presenter is Mayor Whitlow
- 2. Consider Resolution No. R-051623-1E certifying the May 06, 2023 General Election returns and declaring candidates elected. Presenter is Mandy Grant

V. **ADJOURN SPECIAL MEETING**

VI. **CERTIFICATION OF POSTING NOTICE**

This is to certify that the above notice of a special meeting of the City Council of the City of Port Lavaca, scheduled for **Tuesday, May 16, 2023**, beginning at 2:00 p.m., was posted at city hall, easily accessible to the public, as of 5:00 p.m. **Friday, May 12, 2023**.

\_\_\_\_\_  
**Mandy Grant, City Secretary**

**ADA NOTICE**

The Port Lavaca City Hall and Council Chambers are wheelchair accessible. Access to the building is available at the primary north entrance facing Mahan Street. Special parking spaces are located in the Mahan Street parking area. In compliance with the Americans with Disabilities Act, the City of Port Lavaca will provide for reasonable accommodations for persons attending meetings. To better serve you, requests should be received 24 hours prior to the meetings. Please contact City Secretary Mandy Grant at (361) 552-9793 Ext. 230 for assistance.

# COMMUNICATION

**SUBJECT:** Canvass returns of the May 06, 2023 City of Port Lavaca General Officers Election. Presenter is Mayor Whitlow

---

## INFORMATION:

## UNOFFICIAL ELECTION COUNT

General Election of Council Members in and for  
the City of Port Lavaca, Texas

May 06, 2023

- One Council Member, Single District One (1), for a term of 3 years; and

Candidate	Early Voting	Election Day	Total Votes
Daniel Aguirre	57	17	74
Mike McGuire	24	9	33
Total Ballots Cast	81	26	107



Mandy Grant,  
City Secretary  
[mgrant@portlavaca.org](mailto:mgrant@portlavaca.org)  
Bus: 361-552-9793 Ext. 230  
Fax: 361-552-7933

City of Port Lavaca  
202 N. Virginia Street  
Port Lavaca, Texas 77979  
[www.portlavaca.org](http://www.portlavaca.org)

AW9-2  
Prescribed by Secretary of State  
Section 67.004, Texas Election Code  
3/07

**CANVASS OF GENERAL ELECTION**

I, JACK WHITLOW, MAYOR,  
(Name) (Office)

of PORT LAVACA, Texas, met with the CITY COUNCIL  
(Political Subdivision Holding Election) (Body Acting as Canvassing Board)

sitting as the canvassing board to canvass the General Election of

SATURDAY, MAY 06, 2023, on TUESDAY, MAY 16, 2023

at CITY HALL in PORT LAVACA, Texas.

I certify that the figures on the tally sheets correspond with the figures on the returns.

Witness my hand this 16th day of May, 2023

\_\_\_\_\_  
Jack Whitlow, Mayor

(SEAL)

ATTEST:

\_\_\_\_\_  
Mandy Grant, City Secretary



Election Results  
*(Resultados de la Elección)*

General Election of Council Members  
*(Elección General de miembros del Conséjo)*

May 06, 2023  
*(06 de mayo, 2023)*

**COUNCIL MEMBER DISTRICT NO. 1**  
*(Miembro del Conséjo, Distrito No. 1)*

Candidate <i>(Candidato)</i>	Early Voting <i>(Votando Temprano)</i>	Election Day <i>(Dia de Elección)</i>	Total Votes <i>(Votos Total)</i>
Daniel Aguirre	57	17	74
Mike McGuire	24	9	33
Total Ballots Cast #1	81	26	107

**TOTAL NUMBER OF BALLOTS CAST IN THE MAY 06, 2023 ELECTION**  
*(Número total de votos emitidos en las elecciones del 06 de Mayo de 2023)*

Election Date <i>(Fecha de Elección)</i>	Early Voting <i>(Votando Temprano)</i>	Election Day <i>(Dia de Elección)</i>	Total Votes <i>(Votos Total)</i>
May 06, 2023 Election	81	26	107

# COMMUNICATION

**SUBJECT:** Consider Resolution No. R-051623-1E certifying the May 06, 2023 General Election returns and declaring candidates elected. Presenter is Mandy Grant

---

## INFORMATION:

**RESOLUTION NO. R-051623-1E**

WHEREAS, the returns of the May 06, 2023 election were canvassed at a special meeting held on Tuesday, May 16, 2023, at 2:00 p.m., by Mayor Whitlow, Councilwoman Padron, Councilman Ward, Interim City Manager Weaver and City Secretary Grant with the following results:

**COUNCIL MEMBER, SINGLE DISTRICT ONE (1) for a term of three (3) years**

Candidate	Early Voting	Election Day	Total Votes
Daniel Aguirre	57	17	74
Mike McGuire	24	9	33
Total Ballots Cast	81	26	107

WHEREAS, there came on to be considered the returns of an election held the 6<sup>th</sup> day of May, 2023, for the purpose of electing the hereinafter named officials; and

WHEREAS, it appearing from said returns duly and legally made, that one hundred seven (107) valid ballots were cast; and

WHEREAS, that each of the candidates in said election received the votes set out hereinabove:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, Daniel Aguirre was duly elected Council Member, District One (1) of the City of Port Lavaca, Texas, at said election, and is hereby declared duly elected to said office, subject to executing the Statement of Officer and taking the Oath of Office as provided by the laws of the State of Texas; and

PASSED AND APPROVED on this 16th day of May, 2023.

\_\_\_\_\_  
Jack Whitlow, Mayor

ATTEST:

\_\_\_\_\_  
Mandy Grant, City Secretary