
AGENDA ITEM 7930

May 24, 2004

SUBJECT: Matters Related to Conduct of May 15, 2004, Board of Trustees Election:
Resolution Canvassing Election Returns and Declaring Election Results

RECOMMENDATION

That the Board of Trustees approve the Resolution Canvassing Election Returns and Declaring Election Results.

RELATED BOARD POLICY OR PLANNING PRIORITY (Directive/Goal/Action Plan)

This item is consistent with Board Policies B-2, Duties and Responsibilities, Board of Trustees; B-4, Board of Trustees Bylaws; and Chapter 271 of the Texas Education Code.

RATIONALE

This item is presented to allow for conduct of an election.

BUDGETARY CONSIDERATION

\$180,000

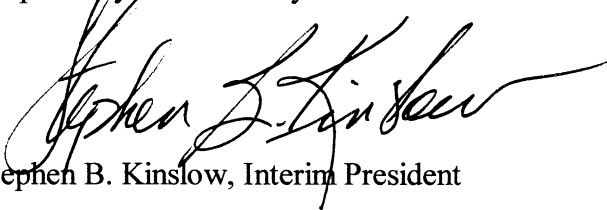
RESOURCE PERSONNEL

Stephen B. Kinslow, Interim President
Linda Young, Special Assistant to the President
for Governmental and Community Relations
Myra McDaniel, College Legal Counsel

ATTACHMENT(S)

Attachment A: Resolution Canvassing Returns and Declaring Results of 5/15/04 Election
Attachment C: Precinct by Precinct Returns of 5/15/04 Election (under separate cover)

Respectfully Submitted by:



Stephen B. Kinslow, Interim President



Linda Young, Special Assistant to the President
For Governmental and Community Relations

**A RESOLUTION CANVASSING THE RETURNS
AND DECLARING THE RESULTS
OF THE MAY 15, 2004, GENERAL ELECTION
OF THE AUSTIN COMMUNITY COLLEGE DISTRICT**

WHEREAS, the Board of Trustees ("Board") of the Austin Community College District ("District") called a General Election to be held on May 15, 2004, for the purpose of electing trustees to serve six-year terms for places four (4), five (5) and six (6); and

WHEREAS, the Board has reviewed and investigated all matters pertaining to this election, including the calling, notices, election officers, holding, and reports thereof under the Joint Election Agreement with Travis County, the City of Austin, the City of Cedar Park, the City of Volente, Austin Independent School District, Manor Independent School District and with Northwest Austin Municipal Utility No. 1; and

WHEREAS, the Board hereby canvasses the returns of this election, at which there was submitted to all resident, qualified electors of the District who also reside within Travis County and Williamson County, for their vote, the following candidates:

TRUSTEE, PLACE 4: Jeffrey Richard
 Thomas Krueger

TRUSTEE, PLACE 5: Rafael Quintanilla

TRUSTEE, PLACE 6: Veronica Rivera
 Marc Levin
 Guadalupe Q. Sosa
 Rodney Ahart;and

WHEREAS, the Board has diligently inquired into the poll lists and the official election returns, which were duly and lawfully made to the Board by the judges and clerks holding and conducting such election, the poll lists and the official election returns showing separately the votes cast in the election; and

WHEREAS, from these returns, the Board hereby finds that the following votes were cast in the election by voters who were resident, qualified voters in Travis County and Williamson County Area of the District:

TRUSTEE, PLACE 4: Jeffrey Richard Thomas Krueger

Election Day Votes

Early Votes

TOTAL VOTES CAST

TRUSTEE, PLACE 5: Rafael Quintanilla

Election Day Votes

Early Votes

TOTAL VOTES CAST

TRUSTEE, PLACE 6: Veronica Rivera Marc Levin

Election Day Votes

Early Votes

TOTAL VOTES CAST

Rodney Ahart Guadalupe Q. Sosa

Election Day Votes

Early Votes

TOTAL VOTES CAST

NOW, THEREFORE, it is accordingly found, declared, and resolved by the Board of Trustees of the Austin Community College District that:

SECTION 1. The Board officially finds, determines, and declares that the election was duly and properly conducted, that proper legal notice of such election was duly given in the English language and the Spanish language (to the extent required by law), that proper election officers were duly appointed prior to the election, that the election was duly and legally held, that all resident, qualified voters of the District in Travis County and Williamson County were

permitted to vote at the election, that due returns of the results of the election had been made and delivered, and that the Board has duly canvassed such returns, all in accordance with the laws of the State of Texas and of the United States of America, and the orders calling the election.

SECTION 2. A majority of the resident, qualified voters of the Austin Community College District voted in Place 4 for candidate Jeffrey Richard. And Jeffrey Richard is hereby elected.

SECTION 3. A majority of the resident, qualified voters of the Austin Community College District voted in Place 5 for candidate Rafael Quintanilla. And Rafael Quintanilla is hereby elected.

SECTION 4. No majority of the resident, qualified voters of the Austin Community College District voted in Place 6 for any candidate. Veronica Rivera and Marc Levin are hereby in a runoff election.

SECTION 5. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the Board.

SECTION 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, as amended, Texas Government Code.

SECTION 7. This Resolution shall be in force and effect from and after its final passage and it is so resolved.

PASSED, ADOPTED AND APPROVED, this the _____ day of May, 2004.

AUSTIN COMMUNITY COLLEGE DISTRICT

Rafael Quintanilla, Chair, Board of Trustees

ATTEST:

Allen Kaplan, Secretary, Board of Trustees

(DISTRICT SEAL)