



NOTICE OF A PUBLIC MEETING – FINAL CANVASS

CITY COUNCIL

4:30 PM – November 20, 2023

City Hall – Council Chambers

214 Meadow Park Drive, White Settlement, TX 76108

CALL TO ORDER

PUBLIC COMMENT

The purpose of this item is to allow members of the public an opportunity to address the city council, board or commission on items that are not listed on the agenda, as well as any consent agenda, executive session, or workshop items. Any person desiring to make a comment must first fill out a speaker request form and be recognized by the presiding officer. Individual comments are limited to three minutes. The meeting body has no obligation to respond in any manner to comments or questions from the public. Any response from a member to comments on items not listed on the agenda is limited to a statement of specific factual information, a recitation of existing policy, or direction to staff to place the subject on the agenda for a future meeting.

FINAL CANVASS

1. Discuss and consider a resolution canvassing returns and declaring the results of the November 7, 2023, General and Special Elections. The certificate of election will be presented to the mayor elect and council member place 1 elect.

ADJOURNMENT

Notice posted on the 17th day of November, 2023 on the City Hall bulletin board at 214 Meadow Park Drive, White Settlement, Texas by 5:00 p.m.

A. Arnold

Amy Arnold

City Secretary

ACCESSIBILITY STATEMENT: The City of White Settlement City Hall is accessible to persons with disabilities. Specially marked parking spaces are available at both Meadow Park Drive and Hanon Drive. Accessible entry through automatic doors meeting ADA requirements is available at the main entrance which is located on the north side of the building. If additional assistance is needed to observe or comment, please contact the City Secretary at least 24-hours prior to the meeting at aarnold@wstx.us

RESOLUTION NO. _____

**A RESOLUTION CANVASSING THE RETURNS AND DECLARING THE
RESULTS OF THE NOVEMBER 7, 2023 GENERAL AND SPECIAL
ELECTIONS OF THE CITY OF WHITE SETTLEMENT, TEXAS**

WHEREAS, the City Council of the City of White Settlement, Texas (City) held a General Election on November 7, 2023 for the purpose of electing members to the White Settlement City Council, each for three-year terms, specifically a Mayor, a City Council Place 1; and

WHEREAS, a special election was held in the City of White Settlement to vote on Home Rule Charter Amendments; and

WHEREAS, the names of the candidates and the propositions were submitted, the election was held and conducted and the returns thereof were made, all as required by laws of the United States and the State of Texas, including particularly the Texas Election Code; together with all amendments and additions thereto; and

WHEREAS, it was found that the persons herein named received the following votes for said term of office on the White Settlement City Council of the City of White Settlement, Texas; and

WHEREAS, pursuant to the City Charter and Texas Election Code, the City Council of the City of White Settlement, Texas, convened on this the 20th day of November, 2023, at 4:30 P.M. for the purpose of canvassing the votes in the general and special elections held on November 7, 2023;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WHITE SETTLEMENT, TEXAS, THAT:

Section One. Canvass of Vote – General Election.

- (a) There came to be considered the returns of the general election held on the 7th day of November, 2023, for the purpose of electing a Mayor and Council Member Place 1, and it appearing from said returns duly and legally made; that each of the candidates in said election received the following votes:

COUNCIL BY PLACE:	VOTES CAST:			
	ABSENTEE	EARLY	ELECTION DAY	TOTAL
MAYOR				
Faron Young	9	273	286	568
COUNCIL PLACE 1				
Paul Moore	7	182	190	379
Zachary Moten	2	107	114	223

- (b) It is found, determined and declared by the City Council that said election was duly called; that notice of said election was given in accordance with law, and that said election was held in accordance with law; and that Faron Young was duly elected to Mayor; and that Paul Moore was duly elected to Council Place 1. Said above named parties are hereby declared duly elected

to said offices, subject to the taking of the oath of office as provided by the laws of the State of Texas.

Section Two. Canvass of Vote – Special Election.

- (a) There came to be considered the returns of the special election held on the 7th day of November, 2023, pursuant to Chapter 9, Tex. Loc. Gov't. Code, for the purpose of voting on the following propositions to amend the City Charter; and it appearing from the returns of said special election, duly and legally made, that each proposition received the following votes cast “FOR” the proposition submitted, and “AGAINST” the proposition submitted.

PROPOSITION:	VOTES CAST:			
	ABSENTEE	EARLY	ELECTION DAY	TOTAL
PROPOSITION A¹				
FOR	6	234	257	497
AGAINST	3	92	94	189
PROPOSITION B²				
FOR	6	238	258	502
AGAINST	3	84	98	185
PROPOSITION C³				
FOR	5	217	245	467
AGAINST	4	103	106	213
PROPOSITION D⁴				
FOR	7	257	303	567
AGAINST	2	63	52	117
PROPOSITION E⁵				

¹ Shall current Article II, Sections 1 and 2 of the White Settlement Home Rule Charter be amended to provide that the municipal boundaries of the city may be amended; that the City Secretary shall keep a map of the city boundaries; that the city may extend or reduce the municipal boundaries as provided by state law; and providing a method for disannexation?

² Shall current Article IV, Section 3 of the White Settlement Home Rule Charter be amended to provide that qualification requirements for a place on the ballot for city council shall be governed by state application and qualification requirements and provide that the City Secretary shall determine candidate qualifications, as provided by law?

³ Shall current Article IV, Section 5 of the White Settlement Home Rule Charter be amended to remove requirements that election dates must be established by Tarrant County and remove redundant provisions regarding runoff election ballots?

⁴ Shall current Article VI, Section 10 of the White Settlement Home Rule Charter be amended to provide that the city council must call a special election to fill a vacancy in an unexpired term greater than four (4) months but may fill a vacancy in an unexpired term of four (4) months or less by calling a special election or by appointing a person to fill the vacancy by the affirmative vote of 75% of the full council?

⁵ Shall current Article VI, Section 11 of the White Settlement Home Rule Charter be amended to provide that in the event no sitting member has one year of prior council experience, any member of council may be selected as the mayor pro tem?

FOR	6	213	254	473
AGAINST	3	111	102	216
PROPOSITION F⁶				
FOR	9	276	311	596
AGAINST	0	50	48	98
PROPOSITION G⁷				
FOR	4	213	237	454
AGAINST	5	102	100	207
PROPOSITION H⁸				
FOR	3	213	246	462
AGAINST	6	96	100	202
PROPOSITION I⁹				
FOR	4	260	290	554
AGAINST	5	59	55	119
PROPOSITION J¹⁰				
FOR	6	224	268	498
AGAINST	3	94	78	175
PROPOSITION K¹¹				
FOR	5	248	260	513

⁶ Shall current Article IV, Section 12 of the White Settlement Home Rule Charter be amended to provide that the Mayor shall not receive additional compensation above \$150 per month for additional meetings attended and to provide that council members shall only receive compensation for regular and special meetings attended?

⁷ Shall current Article IV, Section 16 of the White Settlement Home Rule Charter be amended to permit the passage of ordinances, resolutions, and orders at any meeting where notice has been given in accordance with the Texas Open Meetings Act?

⁸ Shall current Article IV, Section 19 of the White Settlement Home Rule Charter be amended to provide that ordinances are effective upon their passage or adoption, unless otherwise provided by state law; that ordinances or resolutions require an affirmative vote of a majority of a quorum of the council, unless more is required by state law; that ordinances that impose a fine or penalty must be published in accordance with state law; and removing requirements that ordinances be published for ten days?

⁹ Shall the White Settlement Home Rule Charter be amended by adding a section providing that the city council may establish boards, commissions, and committees it deems necessary to carry out the functions of the City; and that provides the members of all boards, commissions, and committees shall be appointed by city council and be residents of the city?

¹⁰ Shall current Article VI, Section 14 of the White Settlement Home Rule Charter be amended to provide that the list of duties, responsibilities, and authority of the City Manager is not exhaustive?

¹¹ Shall current Article IV, Section 21 of the White Settlement Home Rule charter be amended to provide that city council shall appoint a municipal court judge who is an attorney licensed and practicing in the State of Texas; that the city council may appoint associate judges who are licensed in the State of Texas; that the municipal court judge and associate judges shall serve for a term of two years; that the judges serve at the will of the council and may be removed after notice and an opportunity for a hearing; and that the judges' compensation shall be set by council?

AGAINST	4	68	81	153
PROPOSITION L¹²				
FOR	6	237	253	496
AGAINST	2	71	83	156
PROPOSITION M¹³				
FOR	6	273	304	583
AGAINST	2	45	40	87
PROPOSITION N¹⁴				
FOR	5	167	179	351
AGAINST	3	134	147	284
PROPOSITION O¹⁵				
FOR	6	230	262	498
AGAINST	2	69	69	140
PROPOSITION P¹⁶				
FOR	6	243	290	539
AGAINST	2	64	47	113

¹² Shall the White Settlement Home Rule Charter be amended by adding an Article regarding the City Attorney to provide that council may appoint either an individual attorney or firm of attorneys, licensed in the state of Texas as city attorney; that the city attorney shall serve at the pleasure of council; that council shall determine the city attorney's compensation; establishing the duties and obligations of the city attorney; providing that council may retain special counsel as necessary; and providing that municipal court shall be prosecuted by the city attorney or designated prosecutor?

¹³ Shall the White Settlement Home Rule Charter be amended by adding a Section regarding elections to provide that elections shall be conducted in accordance with the Texas Election Code; that general elections are held on the first Tuesday in November; that Council may call special elections as authorized by state law; that council shall appoint election judges; and that city residents that are duly qualified electors shall be qualified to vote in any city election?

¹⁴ Shall current Article VI, Section 7 of the White Settlement Home Rule Charter be amended to provide that ordinances pertaining to levying taxes, setting rates for services, adopting a budget or capital improvement program, zoning, appropriation of money, issuances of bonds, borrowing money, salaries or administration of employees, annexation, boundary adjustments, any matter a court has determined inappropriate for initiative or referendum, or any subject requiring a public hearing shall not be subject to initiative or referendum?

¹⁵ Shall current Article VI, Section 7 of the White Settlement Home Rule Charter be amended to establish separate procedures for initiative and referendum; to establish the duties of the City Secretary in reviewing petitions for initiative and referendum; to provide that an election for initiative or referendum must comply with the Texas Election Code; and to provide limitations on the frequency by which repeated petitions for initiative or referendum may be filed?

¹⁶ Shall current Article VI, Section 7 of the White Settlement Home Rule Charter be amended to establish separate procedures for recall to include that recall of an elected officer must be based on the grounds of incompetency, misconduct, or malfeasance in office; to establish the requirements of petitions for recall and duties of the City Secretary in reviewing petitions; to provide a right to a hearing for an officer against whom a recall petition is filed; to provide that an election for recall must comply with the Texas Election Code; and to provide limitations on the frequency by which an officer may be recalled?

PROPOSITION Q¹⁷				
FOR	6	270	289	565
AGAINST	2	47	65	114
PROPOSITION R¹⁸				
FOR	6	228	256	490
AGAINST	2	77	82	161
PROPOSITION S¹⁹				
FOR	5	179	217	401
AGAINST	3	112	109	224
PROPOSITION T²⁰				
FOR	6	290	317	613
AGAINST	2	30	31	63
PROPOSITION U²¹				
FOR	6	248	285	539
AGAINST	2	54	49	105

¹⁷ Shall current Article V, Section 1 of the White Settlement Home Rule Charter be amended to provide that adoption of a tax rate and levy shall comply with state law requirements?

¹⁸ Shall the White Settlement Home Rule Charter be amended to add an Article related to municipal finance that establishes the fiscal year; that provides procedures for adoption of the budget; that provides the budget process must comply with state law; that provides that defects in the budget shall not nullify the tax levy or tax rate; that provides for the lapse of appropriations at the end of the fiscal year; that provides procedures in the event city council fails to adopt a budget; that provides the budget shall be a public record; that provides for reserve funds, transfer of funds, and amendments to the budget; that authorizes the city council to borrow funds; and that provides for delegation of purchasing authority?

¹⁹ Shall the White Settlement Home Rule Charter be amended to add an Article related to municipal finance to provide that the city has sole control over public properties; that the city has the right to operate and sell public services and utilities; that the city has the power to grant franchise agreements for utilities within the city; that no franchise shall be exclusive or exceed twenty years; that franchises shall not be transferrable without approval of council; that franchise values cannot be considered in determining charges for services; that the city maintains rights for regulation of franchises; that the city council has the power to regulate rates for public utility franchise holders and setting a procedure franchises requesting a change in rates; that the city may own and set the rates for public services; that franchise records are public records; that extension of utilities are subject to the original franchise grant; and that all franchises granted prior to this charter amendment shall continue in full force and effect and not be impaired by this Charter amendment?

²⁰ Shall current Article VI, Section 6 of the White Settlement Home Rule charter be amended to provide that no elected or appointed officer of the city shall have a substantial interest in contracts with the city or sale of land, except when in compliance with state law; that substantial interest shall have the same meaning as defined by state law; and that violation of the ethics provision may void a contract related to the violation?

²¹ Shall Article III, Section 3, and Article IV, Sections 7 and 23 of the White Settlement Home Rule Charter be amended by deleting redundant provisions related to the police department, date of the municipal election, municipal court appeals; and shall the White Settlement Home Rule Charter be fully reorganized for clarity and functionality; and shall new Article and Section headings be provided for organization, as appropriate based on the outcome of the election; and shall the White Settlement Home Rule Charter be amended to make non-substantive grammatical and textual corrections and clarifications throughout the Charter?

- (b) It is found, determined and declared by the City Council that said special election was duly called; that notice of said special election was given in accordance with law, returns of the election have been lawfully made by the proper officials, and that said election was held in accordance with law. Of each of the above-stated propositions, being submitted to only qualified, resident electors of the City for vote, Propositions A thru U resulted in more than a majority of the qualified votes voting at the election having voted to pass the proposition by the number of votes described in Section 2(a).
- (c) As approved and adopted by a majority of the qualified voters voting at such election the City of White Settlement Home Rule Charter shall be amended as provided in the approved propositions and the ordinance calling the charter amendment election, and it is hereby declared that said amendments to the City of White Settlement Home Rule Charter, as fully set out in the ordinance calling said charter amendment election, are hereby adopted.

Section Three. Filing with the Secretary of State. the City Secretary is hereby directed to do and perform the tasks and responsibilities necessary and required to file a copy of the City Charter with the Secretary of the State of Texas.

Section Four. Attachment. A copy of the Early Voting and Election Day Final Returns shall be attached to the minutes of this meeting and shall be made a part thereof.

Section Five. Effective Date. This Resolution will become effective immediately upon its passage and it is so resolved.

PASSED AND APPROVED on this the 20th day of November, 2023

Faron Young, Mayor

ATTEST:

Amy Arnold, TRMC, CMC
City Secretary

**City of White Settlement
Cumulative**

Official

Run Time 1:40 PM

Run Date 11/14/2023

Tarrant County

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Official Results

Registered Voters

745 of 9413 = 7.91%

Mayor

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Faron Young		9	100.00%	273	100.00%	286	100.00%	568	100.00%
Cast Votes:		9	100.00%	273	100.00%	286	100.00%	568	100.00%
Undervotes:		0		76		101		177	
Overvotes:		0		0		0		0	

Place 1

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
Paul Moore		7	77.78%	182	62.98%	190	62.50%	379	62.96%
Zachary Moten		2	22.22%	107	37.02%	114	37.50%	223	37.04%
Cast Votes:		9	100.00%	289	100.00%	304	100.00%	602	100.00%
Undervotes:		0		60		83		143	
Overvotes:		0		0		0		0	

City of White Settlement Proposition A

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		6	66.67%	234	71.78%	257	73.22%	497	72.45%
Against		3	33.33%	92	28.22%	94	26.78%	189	27.55%
Cast Votes:		9	100.00%	326	100.00%	351	100.00%	686	100.00%
Undervotes:		0		23		36		59	
Overvotes:		0		0		0		0	

City of White Settlement Proposition B

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		6	66.67%	238	73.91%	258	72.47%	502	73.07%
Against		3	33.33%	84	26.09%	98	27.53%	185	26.93%
Cast Votes:		9	100.00%	322	100.00%	356	100.00%	687	100.00%
Undervotes:		0		27		31		58	
Overvotes:		0		0		0		0	

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Official Results

Registered Voters

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City of White Settlement Proposition C

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		5	55.56%	217	67.81%	245	69.80%	467	68.68%
Against		4	44.44%	103	32.19%	106	30.20%	213	31.32%
Cast Votes:		9	100.00%	320	100.00%	351	100.00%	680	100.00%
Undervotes:		0		29		36		65	
Overvotes:		0		0		0		0	

City of White Settlement Proposition D

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		7	77.78%	257	80.31%	303	85.35%	567	82.89%
Against		2	22.22%	63	19.69%	52	14.65%	117	17.11%
Cast Votes:		9	100.00%	320	100.00%	355	100.00%	684	100.00%
Undervotes:		0		29		32		61	
Overvotes:		0		0		0		0	

City of White Settlement Proposition E

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		6	66.67%	213	65.74%	254	71.35%	473	68.65%
Against		3	33.33%	111	34.26%	102	28.65%	216	31.35%
Cast Votes:		9	100.00%	324	100.00%	356	100.00%	689	100.00%
Undervotes:		0		25		31		56	
Overvotes:		0		0		0		0	

City of White Settlement Proposition F

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		9	100.00%	276	84.66%	311	86.63%	596	85.88%
Against		0	0.00%	50	15.34%	48	13.37%	98	14.12%
Cast Votes:		9	100.00%	326	100.00%	359	100.00%	694	100.00%
Undervotes:		0		23		28		51	
Overvotes:		0		0		0		0	

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Registered Voters

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City of White Settlement Proposition G

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		4	44.44%	213	67.62%	237	70.33%	454	68.68%
Against		5	55.56%	102	32.38%	100	29.67%	207	31.32%
Cast Votes:		9	100.00%	315	100.00%	337	100.00%	661	100.00%
Undervotes:		0		34		50		84	
Overvotes:		0		0		0		0	

City of White Settlement Proposition H

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		3	33.33%	213	68.93%	246	71.10%	462	69.58%
Against		6	66.67%	96	31.07%	100	28.90%	202	30.42%
Cast Votes:		9	100.00%	309	100.00%	346	100.00%	664	100.00%
Undervotes:		0		40		41		81	
Overvotes:		0		0		0		0	

City of White Settlement Proposition I

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		4	44.44%	260	81.50%	290	84.06%	554	82.32%
Against		5	55.56%	59	18.50%	55	15.94%	119	17.68%
Cast Votes:		9	100.00%	319	100.00%	345	100.00%	673	100.00%
Undervotes:		0		30		42		72	
Overvotes:		0		0		0		0	

City of White Settlement Proposition J

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		6	66.67%	224	70.44%	268	77.46%	498	74.00%
Against		3	33.33%	94	29.56%	78	22.54%	175	26.00%
Cast Votes:		9	100.00%	318	100.00%	346	100.00%	673	100.00%
Undervotes:		0		31		41		72	
Overvotes:		0		0		0		0	

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City of White Settlement Proposition K

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		5	55.56%	248	78.48%	260	76.25%	513	77.03%
Against		4	44.44%	68	21.52%	81	23.75%	153	22.97%
Cast Votes:		9	100.00%	316	100.00%	341	100.00%	666	100.00%
Undervotes:		0		33		46		79	
Overvotes:		0		0		0		0	

City of White Settlement Proposition L

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		6	75.00%	237	76.95%	253	75.30%	496	76.07%
Against		2	25.00%	71	23.05%	83	24.70%	156	23.93%
Cast Votes:		8	100.00%	308	100.00%	336	100.00%	652	100.00%
Undervotes:		1		41		51		93	
Overvotes:		0		0		0		0	

City of White Settlement Proposition M

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		6	75.00%	273	85.85%	304	88.37%	583	87.01%
Against		2	25.00%	45	14.15%	40	11.63%	87	12.99%
Cast Votes:		8	100.00%	318	100.00%	344	100.00%	670	100.00%
Undervotes:		1		31		43		75	
Overvotes:		0		0		0		0	

City of White Settlement Proposition N

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		5	62.50%	167	55.48%	179	54.91%	351	55.28%
Against		3	37.50%	134	44.52%	147	45.09%	284	44.72%
Cast Votes:		8	100.00%	301	100.00%	326	100.00%	635	100.00%
Undervotes:		1		48		61		110	
Overvotes:		0		0		0		0	

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City of White Settlement Proposition O

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		6	75.00%	230	76.92%	262	79.15%	498	78.06%
Against		2	25.00%	69	23.08%	69	20.85%	140	21.94%
Cast Votes:		8	100.00%	299	100.00%	331	100.00%	638	100.00%
Undervotes:		1		50		56		107	
Overvotes:		0		0		0		0	

City of White Settlement Proposition P

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		6	75.00%	243	79.15%	290	86.05%	539	82.67%
Against		2	25.00%	64	20.85%	47	13.95%	113	17.33%
Cast Votes:		8	100.00%	307	100.00%	337	100.00%	652	100.00%
Undervotes:		1		42		50		93	
Overvotes:		0		0		0		0	

City of White Settlement Proposition Q

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		6	75.00%	270	85.17%	289	81.64%	565	83.21%
Against		2	25.00%	47	14.83%	65	18.36%	114	16.79%
Cast Votes:		8	100.00%	317	100.00%	354	100.00%	679	100.00%
Undervotes:		1		32		33		66	
Overvotes:		0		0		0		0	

City of White Settlement Proposition R

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		6	75.00%	228	74.75%	256	75.74%	490	75.27%
Against		2	25.00%	77	25.25%	82	24.26%	161	24.73%
Cast Votes:		8	100.00%	305	100.00%	338	100.00%	651	100.00%
Undervotes:		1		44		49		94	
Overvotes:		0		0		0		0	

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City of White Settlement Proposition S

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		5	62.50%	179	61.51%	217	66.56%	401	64.16%
Against		3	37.50%	112	38.49%	109	33.44%	224	35.84%
Cast Votes:		8	100.00%	291	100.00%	326	100.00%	625	100.00%
Undervotes:		1		58		61		120	
Overvotes:		0		0		0		0	

City of White Settlement Proposition T

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		6	75.00%	290	90.63%	317	91.09%	613	90.68%
Against		2	25.00%	30	9.38%	31	8.91%	63	9.32%
Cast Votes:		8	100.00%	320	100.00%	348	100.00%	676	100.00%
Undervotes:		1		29		39		69	
Overvotes:		0		0		0		0	

City of White Settlement Proposition U

Choice	Party	Absentee Voting		Early Voting		Election Day Voting		Total	
For		6	75.00%	248	82.12%	285	85.33%	539	83.70%
Against		2	25.00%	54	17.88%	49	14.67%	105	16.30%
Cast Votes:		8	100.00%	302	100.00%	334	100.00%	644	100.00%
Undervotes:		1		47		53		101	
Overvotes:		0		0		0		0	

*** End of report ***