

ORDINANCE 25-528

AN ORDINANCE CANVASSING THE ELECTION RETURNS AND DECLARING THE RESULTS OF THE MAY 3, 2025, GENERAL AND SPECIAL ELECTIONS, FOR THE PURPOSE OF ELECTING THE MAYOR, COUNCIL MEMBER POSITION 2, AND COUNCIL MEMBER POSITION 3; AND REGARDING THE ADOPTION OF THREE (3) PROPOSED AMENDMENTS TO THE EXISTING CITY OF RICHWOOD HOME RULE CHARTER

WHEREAS, the City Council of the City of Richwood, Texas (the “City”) ordered an election to be held in the City on May 3, 2025, for the purpose of electing a Mayor and Council Members to Position 2 and 3 for a term of two (2) years; and

WHEREAS, the City Council of the City of Richwood, Texas (the “City”) also held a special election on May 3, 2025, for the purpose of submitting to the qualified voters of the City of Richwood, three (3) amendments to the City of Richwood Home Rule Charter, PROPOSITIONS hereinafter stated; and

WHEREAS, the City Council of the City (the “Council”) has investigated all matters pertaining to said election, including the ordering, giving notice, officers, holding, and making returns of said election; and

WHEREAS, the election officers who held said election have duly made the returns of the result thereof, and the returns have been duly delivered to the Council;

WHEREAS, the City Council officially finds and determines that the following votes were cast at said election for the Position of Mayor, Council Member Position 2, and Council Member Position Number 3:

Mayor				
Choice Party	Absentee	Early Voting	Election Day	Total
Michael W. Durham	3	85	58	146

Council, Position 2				
Choice Party	Absentee	Early Voting	Election Day	Total
Mike Johnson	3	53	47	103
Elizabeth Cooper	0	34	15	49

Council, Position 3				
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Choice Party	Absentee	Early Voting	Election Day	Total
Amanda Reynolds	3	80	51	134

WHEREAS, the Council officially finds and determines that the following votes were cast at said election on the submitted PROPOSITIONS by the resident, qualified electors of the City, who voted at the election:

Proposition A

Shall Section 3.01 be amended to allow individuals who have been termed out of an elected position to apply for a vacancy should there be no other applications for an appointment?

	Absentee	Early Voting	Election Day	Total
YES	3	70	36	109
NO	0	23	30	53

Proposition B

Shall Section 3.06 be amended to require the Mayor Pro Tem to move into the position of Mayor in the instance of a vacancy and the Council to appoint a replacement for the Council Member moving to the Mayor's position?

	Absentee	Early Voting	Election Day	Total
YES	1	70	42	113
NO	2	22	21	45

Proposition C

Shall Section 3.12 be amended to allow council members to inquire into the conduct of other elected or appointed officials?

	Absentee	Early Voting	Election Day	Total
YES	3	76	48	127
NO	0	16	17	33

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RICHWOOD, TEXAS THAT:

1. The City Council officially finds and determines that said election was duly ordered; proper notice of said election was duly given; proper election officers were duly appointed prior to said election; said election was duly held; the City has complied with applicable law including the Texas Election Code; due returns of the result of said election have been made and delivered; and the Council has duly canvassed said returns, all in accordance with law and the Ordinance calling said election.

2. The City Council officially finds and determines that the following persons are hereby elected to their respective offices of the positions of Mayor, Council Position 2 and Council Position 3 by the resident, qualified electors of the City, who voted at the election:

Position	Elected Official
Mayor	Michael W. Durham
Council, Position 2	Mike Johnson
Council, Position 3	Amanda Reynolds

3. The City Council officially declares the adoption of the amendments to the charter in accordance with Amendments A – C. The text of the newly amended sections of the City Charter is attached hereto and incorporated herein for all purposes as Attachment A.

4. The Council officially finds, determines, and declares the result of said election to be that all of the PROPOSITIONS so submitted have received a favorable majority vote in all respects and have carried.

PASSED AND APPROVED by the Council of the City of Richwood on the 12th day of May, 2025.

Mayor

ATTEST:

City Secretary

ATTACHMENT "A"

PROPOSITION A:

Section 3.01. - Number, selection and term.

The legislative and governing body of the City shall consist of a Mayor and five council members and shall be known as the "City Council of the City of Richwood."

(1) The Mayor shall be elected from the City at large. The election of members of the City Council shall be by position from the City at large, designating council positions as position one through position five, inclusive, authorizing qualified voters to vote on a candidate for each council position and providing for interim determination of council positions by lot.

(2) The Mayor shall be the presiding officer of the City Council and shall be recognized as the head of the City government for all ceremonial purposes and by the governor for purposes of military law, but shall have no regular administrative duties. The Mayor shall be entitled to vote only in the event it becomes necessary to break a tie vote.

(3) In each odd-numbered year two council members and a Mayor shall be elected, and in each even-numbered year three council members shall be elected.

(4) The Mayor and each council member shall hold office for a period of two years and until his/her successor is elected and qualified. No person shall serve as Mayor or council member for more than three (3) consecutive terms in any position. One must be removed from City Council for a period of one (1) year to reapply. **However, should a position or vacancy go unfilled, termed out individuals may apply for an appointment within one (1) year.** All elections shall be held in the manner provided in [article 5](#) of this Charter.

(5) All members of the City Council shall be subject to removal from office under the terms and conditions of the recall provisions of this Charter.

PROPOSITION B:

Section 3.06. - Vacancies.

When a vacancy occurs in the City Council, the remaining members of the council, shall, within thirty (30) days (except within sixty (60) days of a regular City election or during a run-off election period), appoint a qualified person to fill the unexpired term. However, the City Council shall not appoint more than two council members in any twelve (12) month period, and in case a vacancy has been filled by the City Council within the twelve (12) month period prior to the subsequent vacancy, or if more than two (2) vacancies occur at the same time or before a prior vacancy has been filled, the City Council shall call a special election within thirty (30) days from the date the last vacancy occurred, to be held within fifty (50) days thereafter, for the purpose of electing the successor or successors to the office or offices vacated. **When a vacancy occurs in the Mayor's position, the Mayor Pro Tem will serve as Mayor for the remainder of the term and the City Council will follow the provision of this section to fill the vacancy left by Mayor Pro Tem.**

PROPOSITION C:

Section 3.12. - Investigation by the City Council.

The City Council shall have the power to inquire into the conduct of any office, department, agency, officer, employee, **or elected/appointed officials** of the City and to make investigations as to municipal affairs, and for that purpose may subpoena witnesses, administer oaths and compel the production of books, papers, and other evidence. Failure to obey such subpoena or to produce books, papers or other evidence as ordered under the provisions of this section shall constitute a misdemeanor and shall be punishable by fine not to exceed \$500.00.