

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, CANVASSING THE ELECTION RETURNS AND DECLARING THE RESULTS OF THE CHARTER AMENDMENT ELECTION OF THE CITY OF LEWISVILLE HELD ON SATURDAY, MAY 3, 2025, FOR SIX PROPOSITIONS TO THE CITY CHARTER OF THE CITY OF LEWISVILLE; DECLARING THAT EACH PROPOSITION WHICH WAS APPROVED BY A MAJORITY OF THE QUALIFIED VOTERS VOTING IN SUCH ELECTION SHALL BECOME A PART OF THE HOME RULE CHARTER OF THE CITY OF LEWISVILLE, AND DECLARING EACH OF SUCH PROPOSITIONS TO BE ADOPTED AS PART OF SUCH CITY CHARTER; AUTHORIZING THE TAKING OF ALL ACTS REQUIRED AS A RESULT OF THE ADOPTION OF SUCH CHARTER AMENDMENTS; AND DECLARING THE EFFECTIVE DATE OF THIS RESOLUTION.

WHEREAS, in accordance with Ordinance No. 0735-25-ORD, passed and approved by the City Council on February 10, 2025 a Charter Amendment Election of the City of Lewisville was held in and throughout the City of Lewisville, Texas, on Saturday, May 3, 2025, at which election was submitted six (6) propositions for consideration by the qualified voters of the City, each of said propositions, if approved by a majority of such qualified voters voting at this election, to amend the City Charter as described below; and,

WHEREAS, the City Council met in regular session for which notice had been posted in all things as required by law, on Wednesday, May 14, 2025, and canvassed the election returns of the above-mentioned election; and,

WHEREAS, it was found that each of the propositions submitted to the voters at such election received the following votes, to-wit:

Proposition A	For: 2,056	Against: 303
Proposition B	For: 1,293	Against: 1,048
Proposition C	For: 1,147	Against: 1,190
Proposition D	For: 1,582	Against: 702
Proposition E	For: 1,867	Against: 460
Proposition F	For: 1,246	Against: 1,112

WHEREAS, it is now necessary to declare the results of such Charter Amendment Election and to declare that each proposition for which a majority of the qualified voters voting in such election voted “for” has been approved by such voters, and that all sections of the City Charter proposed to be amended by such propositions are, in fact, amended, and that such amendments shall become a part of the Home Rule City Charter of the City of Lewisville, Texas; and,

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

SECTION 1. At the Charter Amendment Election held in and through the City of Lewisville on Saturday, May 3, 2025, in all things as required by law, at which were submitted to the qualified voters of the City, six (6) propositions for amendment to the Home Rule City Charter of the City of Lewisville, the City Council hereby finds and determines that each of said propositions received the number of votes indicated, to-wit:

CITY OF LEWISVILLE PROPOSITION A

The city charter shall be amended throughout, as set forth in "Exhibit A," to correct non-substantive errors such as capitalization, punctuation, and grammar; harmonize conflicting sections; and eliminate references to position titles that no longer exist.

VOTES CAST FOR: 2,056VOTES CAST AGAINST: 303**CITY OF LEWISVILLE PROPOSITION B****Section 3.11. - Procedures for passage of ordinances.**

- a. The city council shall legislate by ordinance, and the enacting clause of every ordinance shall be, "Be it Ordained by the City Council of the City of Lewisville, Texas:". The city attorney shall approve all ordinances adopted by the council, as to the legality thereof, or shall file with the city secretary his written legal objections thereto. Evidence of approval of an ordinance by the city attorney may be by notation on the ordinance itself, or by separate paper or instrument. Every ordinance enacted by the council shall be signed by the mayor, mayor pro-tem, or by two councilmen, and shall be filed with and recorded by the city secretary. ~~Except as otherwise herein specifically provided, the descriptive caption of all ordinances shall be read in open meeting of the council on three (3) several days. All ordinances shall take effect immediately upon final passage thereof. However, the requirements for reading ordinances on three (3) several days may be dispensed with, where an ordinance relating to the immediate preservation of the public peace, health, safety, or public welfare is adopted by the favorable vote of 5/6 of the six (6) councilmen mentioned under section 3.01 above, qualified and serving, and contains a statement of the nature of the emergency.~~
- b. Except as otherwise provided by law or this charter, the city secretary shall give notice of the enactment of every ordinance imposing any penalty, fine or forfeiture for any violation of any of its provisions, and of every other ordinance required by law or this charter to be published, by causing the said ordinance, or its caption and penalty, to be published at least one (1) time within ten (10) days after final passage thereof in the official newspaper of the city. The affidavit of such publication by the publisher of such newspaper taken before any officer authorized to administer oaths and filed with the city secretary, shall be conclusive proof of the legal publication and promulgation of such ordinance, in all courts. Such ordinance shall take effect ten (10) days after the date of such publication and promulgation of such ordinance passed as an emergency measure under the preceding paragraph of this article shall take effect immediately on its publication. Every ordinance shall be authenticated by the signature of the mayor and

- city secretary, and shall be systematically recorded and indexed in an ordinance book in a manner approved by the council. It shall only be necessary to record the caption or title of ordinances in the minutes or journal of council meetings.
- c. The city council shall have power to cause the ordinances of the city to be corrected, amended, revised, codified, and printed in code form, as often as the council deems advisable and, such printed code, when adopted by the council, shall be in full force and effect without the necessity of publishing the same, or any part thereof, in a newspaper. Such printed code shall be admitted in evidence in all courts and places without further proof.

VOTES CAST FOR: 1,293VOTES CAST AGAINST: 1,048

CITY OF LEWISVILLE PROPOSITION C

Section 4.03. – City secretary.

The city ~~council~~ manager shall appoint the city secretary. The city secretary shall give notice of council meetings, shall keep the minutes of the proceedings of such meetings, shall authenticate by his signature and record in full a book kept and indexed for the purpose, all ordinances, and resolutions, and shall perform such other duties as the city ~~council~~ manager shall assign to him, and those elsewhere provided in this charter. The city secretary may be removed from office by the city manager.

VOTES CAST FOR: 1,147VOTES CAST AGAINST: 1,190

CITY OF LEWISVILLE PROPOSITION D

Section 5.03. – Filing for office.

Any person having the qualifications set forth for mayor or councilman under section 3.02 of this charter shall have the right to file an application, in writing, to have his name placed on the official ballot as a candidate for any elective office, ~~and such~~ Such application ~~in writing, signed by such candidate and shall be~~ accompanied by ~~his loyalty affidavit, as prescribed by the Texas Election Code~~

~~shall entitle such applicant to a place on the official ballot~~ a petition, signed by qualified voters of the city eligible to vote for the candidate, equal in number to the number of signatures required for a candidate petition by the Texas Election Code, as amended. Each such person filing his application to have his name placed on the official ballot shall, in his application, specify the place for which he desires to become a candidate.

VOTES CAST FOR: 1,582VOTES CAST AGAINST: 702

CITY OF LEWISVILLE PROPOSITION E

Section 11.22. - Charter review commission.

The city council shall appoint at its first regular meeting in July of 2009, and every fifth year thereafter, a charter review commission of ~~five (5)~~ seven (7) citizens of the City of Lewisville.

- a. *Duties of the commission:*
 1. Inquire into the effectiveness of the city charter and determine whether any charter provisions require revision. To this end public hearings may be held.
 2. Propose, if it deems desirable, amendments to this charter to improve the effective application of said charter to current conditions.
 3. Report its findings and present its proposed amendments, if any, to the city council.
- b. *Action by the city council.* The city council shall receive the final report presented by the charter review commission and shall consider any recommended amendments to said charter. The final report shall be made available for inspection in the City Secretary's office, the main library and through such other means of publication as may be directed by the city council.

Term of office. The term of office of such charter review commission shall be six (6) months, and, if during such term no report is presented to the city council, then all records of the proceedings of such commission shall be filed with the city secretary and shall become a public record.

VOTES CAST FOR: 1,867VOTES CAST AGAINST: 460

CITY OF LEWISVILLE PROPOSITION F**Section 3.04. - Compensation.**

The mayor ~~and members~~ of the city council of Lewisville shall receive compensation in the sum of ~~\$50.00 for each meeting of the city council which they attend;~~ \$400.00 per month, and the members of the city council of Lewisville shall each receive compensation in the sum of \$300.00 per month. The mayor and members of the city council of Lewisville ~~they~~ shall also be entitled to reimbursement of and for necessary expenses incurred in the performance of their official duties, when approved by the council.

VOTES CAST FOR: 1,246VOTES CAST AGAINST: 1,112

SECTION 2. The City Council hereby finds and determines, as a result of this canvass, that a total of persons voted in the Charter Amendment Election held on Saturday, May 3, 2025. The City Council further finds, determines, and declares that Propositions A, B, D, E and F, respectively, each received a majority vote in favor of adoption of such propositions, and was approved by a majority of the qualified voters voting at such elections. Accordingly, the amendments to the Home Rule City Charter of the City of Lewisville as set for in Propositions A, B, D, E and F shall become a part of the Home Rule Charter of the City of Lewisville, in accordance with the provisions of State Law.

SECTION 3. The City Council further finds, determines, and declares that Proposition C did not receive a majority vote in favor of adoption of such proposition, and was not approved by a majority of the qualified voters voting at such elections and shall not become a part of the Home Rule Charter of the City of Lewisville, in accordance with the provisions of State Law.

SECTION 4. The amendments to the Home Rule City Charter of the City of Lewisville, Texas, as set forth in Propositions A, B, D, E and F are hereby declared by the City Council to be

adopted and to be a part of the Home Rule City Charter of the City of Lewisville, Texas, from and after such adoption.

SECTION 5. The Mayor and the City Secretary, and any other officers and employees of the City of Lewisville, required to take any action by the Constitution or laws of the United States, the State of Texas, or the City of Lewisville, as a result of the adoption of the amendments to the Home Rule City Charter as herein provided for, are hereby authorized and directed to take any and all such actions.

SECTION 6. This resolution shall become effective from and after its passage.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, ON THIS THE 14th DAY OF MAY, 2025.

APPROVED:

TJ Gilmore, MAYOR

ATTEST:

Jennifer Malone, ACTING CITY SECRETARY

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APPROVED AS TO FORM:

Lizbeth Plaster, CITY ATTORNEY