

ORDINANCE NO. 2025-05-20-01

AN ORDINANCE OF THE CITY OF CLEVELAND, TEXAS CANVASSING THE RETURNS AND DECLARING THE RESULTS OF SPECIAL ELECTION HELD IN SAID CITY ON MAY 3, 2025, REGARDING PROPOSITIONS RELATING TO THE APPROVAL OF AMENDMENTS TO THE CITY OF CLEVELAND CHARTER.

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WHEREAS, the City Council (the “Council”) of the City of Cleveland, Texas (the “City”) desires to order a special election to submit proposed amendments to the City Charter to the voters in accordance with Section 9.004 of the Texas Local Government Code; and

WHEREAS, under and by virtue of Ordinance No. 2025-01.28-03, duly passed by the City Council of the City of Cleveland, Texas, and thereafter published in accordance with the law, a Special Election was held in the City of Cleveland, Texas on May 3, 2025 (the “Election”), at which twelve (12) propositions were submitted to the duly qualified, resident electors of the City for their action thereon; and

WHEREAS, the Election was duly and legally held in conformity with the election laws of the State of Texas, and the results of the Election have been verified and returned by the proper judges and clerks; and

WHEREAS, the Council so finds that the City Secretary has tabulated the results of said general and special election and certified such tabulation for the City Council, and that such tabulation is correct:

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLEVELAND, TEXAS:

Section 1. The findings contained in the preamble of this Ordinance are hereby found to be true and correct and are hereby adopted as part of the Ordinance.

Section 2. The tabulation of votes cast for the purposes of amendments to the Charter of the City of Cleveland, Texas for various purposes captured in Propositions A, B, C, D, E, F, G, H, I, J, K, and L, in the Special Election held on May 3, 2025, and made and certified to by the City Secretary of the City of Cleveland, Texas, be and the same is hereby adopted as the official tabulation filed and recorded in the official records of the City of Cleveland as the official canvass of said election.

Section 3. The propositions on which the votes were held read as follows:

Proposition A

SHALL SECTION 1.03 OF THE CITY CHARTER RELATED TO THE EXTENSION OF BOUNDARIES BE AMENDED TO PROVIDE FOR PROCEDURAL RULES

CONSISTENT WITH STATE LAW AND REMOVE SPECIFIC LOCAL GOVERNMENT CODE REFERENCES?

Proposition B

SHALL THE CITY CHARTER BE AMENDED BY ADDING A NEW SECTION 1.04 TO PROVIDE FOR PROCEDURES AND REQUIREMENTS FOR DISANNEXATION CONSISTENT WITH STATE LAW?

Proposition C

SHALL SECTION 3.01 OF THE CITY CHARTER BE AMENDED TO PROVIDE FOR A NEW COUNCIL POSITION 6 TO BE ELECTED AT THE REGULAR MUNICIPAL ELECTION TO BE HELD IN MAY OF 2026?

Proposition D

SHALL SECTION 3.01(B) OF THE CITY CHARTER BE AMENDED TO PROVIDE THAT THE MAYOR BE ENTITLED TO VOTE ON ALL MATTERS FOLLOWING THE REGULAR MUNICIPAL ELECTION HELD IN MAY OF 2026?

Proposition E

SHALL THE CITY CHARTER BE AMENDED BY ADDING A NEW SECTION 3.01(C) AND SECTION 3.01(D) TO INCREASE THE TERMS OF OFFICE FOR THE MAYOR AND COUNCIL MEMBERS FROM TWO TO THREE YEARS COMMENCING WITH THE OFFICERS ELECTED AT THE REGULAR MUNICIPAL ELECTION HELD IN MAY OF 2025?

Proposition F

SHALL ARTICLE III, SECTION 3.04, OF THE CITY CHARTER BE AMENDED TO CORRECT NON-SUBSTANTIVE ISSUES BY REMOVING OUTDATED DOLLAR AMOUNTS RELATED TO MAYOR AND COUNCIL MEMBER SALARIES?

Proposition G

SHALL SECTION 3.08 OF THE CITY CHARTER BE AMENDED TO REMOVE NEWSPAPER PUBLICATION REQUIREMENTS FOR ALTERNATE MEETING LOCATIONS WHERE ALLOWED BY STATE LAW?

Proposition H

SHALL SECTIONS 3.07(A), 3.07(B), 4.01(C), AND 4.02 OF THE CITY CHARTER BE AMENDED TO CLARIFY INCONSISTENCIES AND MATCH ACTUAL PRACTICES, IN DEFINING THE ROLES OF CITY COUNCIL AND THE CITY MANAGER?

Proposition I

SHALL SECTION 4.01(C)(6) OF THE CITY CHARTER BE AMENDED TO AUTHORIZE THE CITY COUNCIL TO WAIVE THE CITY MANAGER'S RESIDENCY REQUIREMENT IF APPROVED BY A TWO-THIRDS (2/3) VOTE OF CITY COUNCIL?

Proposition J

SHALL SECTION 6.02 OF THE CITY CHARTER BE AMENDED TO PROVIDE THAT THE CITY MANAGER SHALL PREPARE AND FILE THE BUDGET IN ACCORDANCE WITH STATE LAW, AND TO REMOVE DUPLICATIVE AND OUTDATED PROVISIONS LISTING SPECIFIC REQUIREMENTS?

Proposition K

SHALL SECTION 8.05 OF THE CITY CHARTER BE AMENDED TO PROVIDE FOR TWO ALTERNATES ON THE CHARTER REVIEW COMMISSION AND REMOVE OUTDATED YEAR REFERENCES?

Proposition L

SHALL THE CITY CHARTER BE AMENDED TO MAKE NON-SUBSTANTIVE REVISIONS TO:

SECTION 1.02 – TO ADD MONTGOMERY AND SAN JACINTO COUNTIES TO THE DESCRIPTION OF BOUNDARIES OF THE CITY?

SECTION 2.02 – TO REPLACE AN OUTDATED REFERENCE TO THE REVISED CIVIL STATUTES OF THE STATE OF TEXAS OF 1925 WITH THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS?

SECTION 3.02 – TO CONFORM WITH STATE AND FEDERAL LAW BY REMOVING REFERENCES CONCERNING INDEBTEDNESS TO THE CITY BEING A DISQUALIFICATION FOR ELIGIBILITY FOR OFFICE AND CORRECT LANGUAGE INCONSISTENCIES?

SECTION 3.05 – TO CLARIFY THE ANNUAL DELIVERY OF THE STATE OF THE CITY ADDRESS RATHER THAN WITHIN THE FIRST QUARTER OF THE CALENDAR YEAR?

SECTION 3.07(P) – TO REMOVE OUTDATED REFERENCES TO THE INSPECTION OF DAIRIES, SLAUGHTER PENS AND SLAUGHTER HOUSES?

Section 4. The Official Canvass of the returns of said election reflect the following:

Proposition	Total	Total		Liberty Co.		Montgomery Co.	
	Votes	For:	Against:	For:	Against:	For:	Against
A	272	192	80	187	77	5	3

B	268	200	68	194	66	6	2
C	279	205	74	199	72	6	2
D	280	193	87	189	83	4	4
E	278	176	102	175	95	1	7
F	271	174	97	167	96	7	1
G	270	138	132	135	127	3	5
H	271	234	37	226	37	8	0
I	279	110	169	108	163	2	6
J	276	232	44	224	44	8	0
K	271	215	56	208	55	7	1
L	280	193	87	185	87	8	0

Section 4. The official canvass of the returns of said election reflect the following:

- Majority **FOR** Proposition A
- Majority **FOR** Proposition B
- Majority **FOR** Proposition C
- Majority **FOR** Proposition D
- Majority **FOR** Proposition E
- Majority **FOR** Proposition F
- Majority **FOR** Proposition G
- Majority **FOR** Proposition H
- Majority **AGAINST** Proposition I
- Majority **FOR** Proposition J
- Majority **FOR** Proposition K
- Majority **FOR** Proposition L

Section 9. It is hereby found and determine determined that the NOTICE OF MEETING relating to the regular meeting of the City Council at which this Ordinance was considered and the posting thereof, was proper and said notice and posting are hereby authorized, approved, resolved, ratified, and confirmed.

PASSED, APPROVED, AND ADOPTED this the 13th day of May 2025.



Danny Lee, Mayor

ATTEST:



Juanita Limon, City Secretary