

A G E N D A

A special meeting of the Mayor and City Council of the City of Waxahachie to be held at the Waxahachie Civic Center, 2000 Civic Center Lane, Meeting Rooms A and B, Waxahachie, Texas, on **May 12, 2026 at 12:00 p.m.**

Council Members: Billie Wallace, Mayor, Council Member Place 4
Patrick Souter, Mayor Pro Tem, Council Member Place 2
Tres Atkins, Council Member Place 1
Chris Wright, Council Member Place 3
Travis Smith, Council Member Place 5

1. Call to Order
2. Invocation
3. Pledge of Allegiance and Texas Pledge of Allegiance
4. **Public Comments:** Persons may address the City Council on any issues. This is the appropriate time for citizens to address the Council on any concern whether on this agenda or not. In accordance with the State of Texas Open Meetings Act, the Council may not comment or deliberate such statements during this period, except as authorized by Section 551.042, Texas Government Code. ***Speakers must observe the three (3) minute time limit.***

In order to be recognized during Public Comments or during a Public Hearing, please complete a Public Appearance Card located at the entrance of the meeting room. If you would like to speak on more than one Public Hearing item, please submit a separate card for each item. Please present the card(s) to the City Secretary, or their designee, by 11:50 a.m., ten minutes before the start of the 12:00 p.m. special business meeting. [Online Public Appearance Cards](#) must be submitted by 9:00 a.m. on the day of this meeting.
5. **Canvass** and accept votes of City Council General and Special Election held on May 2, 2026
6. **Administer** Oath of Office to Council Member Place 1, Council Member Place 2, and Council Member Place 3
7. **Organization** of City Council
8. **Consider** proposed Resolution adopting a revised charter, as approved and amended by the voters at the election held on May 2, 2026, through the passage of three (3) home-rule charter amendments
9. Comments by Mayor, City Council, City Attorney and City Management
10. Adjourn

The City Council reserves the right to go into Executive Session as authorized by Section 551.071(2) of the Texas Government Code, for the purpose of seeking confidential legal advice from legal counsel on any agenda item listed herein.

ACCESSIBILITY STATEMENT

This meeting location is wheelchair-accessible. Parking for mobility-impaired persons is available. Any request for sign interpretive services must be made forty-eight hours ahead of the meeting. To make arrangements, call the ADA Coordinator at (469) 309-4000 or (TDD) 1-800-RELAY TX



Memorandum

To: Honorable Mayor and City Council

From: Amber Villarreal, City Secretary

Thru: Ricky Boyd, City Manager 

Date: May 18, 2026

Re: Consider Proposed Resolution Adopting a Revised Charter

Recommended Motion: "I move to approve a Resolution adopting a revised Charter, as approved and amended by the voters at the Special Election held on May 2, 2026 through the passage of three (3) home-rule Charter amendments, as presented."

Item Description: Consider approval of a Resolution adopting a revised Charter, as approved and amended by the voters at the Special Election held on May 2, 2026 through the passage of three (3) home-rule Charter amendments.

Item Summary: The proposed Resolution formally adopts the revised Home-Rule Charter for the City of Waxahachie following voter approval at the May 2, 2026 Special Election. The amendments update Sections 2.01, 2.03, and 2.06 of the Charter, as follows:

- **Section 2.01:** Revises City Council composition, election structure, and terms, establishing a Mayor and four At-Large Council Members serving staggered three-year terms, with updated election procedures and runoff provisions.
- **Section 2.03:** Clarifies the Mayor's role as primarily ceremonial and presiding over council meetings, with no administrative duties, and outlines the selection and role of the Mayor Pro Tem.

- **Section 2.06:** Updates provisions related to vacancies, forfeiture of office, and the process for filling vacancies, including when appointments or special elections are required.

The Resolution also confirms that all voter-approved amendments are incorporated into the Charter and directs that the updated Charter be filed with the City Secretary. An effective date is established upon adoption.

CITY OF WAXAHACHIE, TEXAS

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, ADOPTING A REVISED CHARTER, AS APPROVED AND AMENDED BY THE VOTERS AT THE SPECIAL ELECTION HELD ON MAY 2, 2026, THROUGH THE PASSAGE OF THREE (3) HOME-RULE CHARTER AMENDMENTS; MAKING FINDINGS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on May 2, 2026, the City of Waxahachie, Texas (“City”), conducted an election which submitted to the qualified voters of the City two (2) propositions for the adoption or rejection of proposed amendments to the Home-Rule Charter of the City of Waxahachie, Texas (“City Charter”), pursuant to Section 9.004(a) of the Texas Local Government Code and Section 10.12 of the City Charter; and

WHEREAS, as established by the canvassing of the election results, the proposed Charter amendments were adopted by the voters, with the result being the amendment of Sections 2.01, 2.03 and 2.06 of the City Charter to reflect the voter-approved changes and revisions; and

WHEREAS, the City Council of the City of Waxahachie, through this Resolution, desires to formally approve the form of the City Charter with the amended Sections 2.01, 2.03 and 2.06, and to confirm that all changes, amendments and revisions approved by the voters are contained in the City Charter with the foregoing amendments, which amended City Charter shall be enrolled in the records of the City Secretary.

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

SECTION 1

The facts and recitations contained in the preamble of this Resolution are hereby found and declared to be true and correct legislative findings and are adopted as part of this Resolution for all purposes.

SECTION 2

AMENDED CITY CHARTER WITH AMENDED SECTION 2.01

Amended Section 2.01 of the Waxahachie City Chareter shall read as follows:

“Section 2.01 Composition, eligibility, election and terms.

- (a) *Composition.* There shall be a city council consisting of a Mayor and four council members, elected at large by the qualified voters of the city, each of whom shall be entitled to vote.

- (b) *Eligibility.* Only qualified voters of the city shall be eligible to hold the office of Mayor or council member.
- (c) *Election and terms.* The regular election of members of the city council shall be held on the first Saturday of May each year an election is required to be held. Each voter shall be entitled to vote for as many candidates for city council as there are members to be elected to the city council. The members of the city council shall hold their office for a term of three years and until their successors have been elected and qualified. The members of the city council in the office at the time of the adoption of this section shall continue in office until the expiration of the term for which they were elected, subject to the provisions of this charter. The Mayor and Place 4 shall be elected for a three-year term at the 2027 general election, and for three-year terms thereafter. Places 1, 2 and 3 shall be elected for a three-year term at the 2028 general election, and for three-year terms thereafter. All seats on the city council shall be at large and no candidate need live in any particular geographic location of the city to be eligible to run for a seat on the city council. The candidate receiving the majority of all votes in each seat on the city council shall be elected as the city council member for that seat on the city council. In the event a candidate fails to receive a majority of all votes for a seat on the city council, a runoff election shall be conducted between the two candidates who received the highest number of votes for that seat on the city council. If more than two candidates tie for the highest number of votes for that seat on the city council, the tied candidates shall draw by lots to determine which two are to be in a runoff election. The City Secretary shall supervise the drawing of lots under this section.
- (d) All members of the city council shall represent the entire city as a whole, and all candidates shall run at large for any seat on the city council. In the event that such system shall hereafter be declared invalid by the Supreme Court of Texas or the Supreme Court of the United States, or by the legislature of the State of Texas, or by the final judgment of any court of competent jurisdiction in a direct attack brought upon the City of Waxahachie, the city council shall be empowered to enact by ordinance a division of the city into such districts or wards as may be consistent with the terms of such judgment or legislation, and to provide for:
- (1) The designation of such districts or wards by name or number;
 - (2) The assignment of city council members then in office to such districts or wards; and
 - (3) The election thereafter of city council members to represent such districts or wards, all with such residential qualifications as may be decreed or provided by such decree, judgment or legislative enactment.”

SECTION 3
AMENDED CITY CHARTER WITH AMENDED SECTION 2.03

Amended Section 2.03 of the Waxahachie City Charter shall read as follows:

“Section 2.03 Mayor.

The mayor shall preside at meetings of the city council, shall be recognized as head of the city government for all ceremonial purposes and by the governor for purposes of military law but shall have no administrative duties. The mayor pro tem shall act as mayor during the absence or disability of the mayor. The mayor pro tem shall be selected by and serve at the pleasure of the city council.”

SECTION 4
AMENDED CITY CHARTER WITH AMENDED SECTION 2.06

Amended Section 2.06 of the Waxahachie City Charter shall read as follows:

“Section 2.06 Vacancies, forfeiture of office, filling of vacancies.

- (a) *Vacancies.* The office of a council member shall become vacant upon his death, resignation, removal from office in any manner authorized by law, or forfeiture of his office.
- (b) *Forfeiture of office.* A council member shall forfeit his office if he:
- (1) Lacks at any time during his term of office any qualification for the office prescribed by this charter or by law;
 - (2) Violates any expressed prohibition of this charter;
 - (3) Is convicted of a crime involving moral turpitude; or
 - (4) Fails to attend three consecutive regular meetings of the council without being excused by the council.
- (c) *Filling of vacancies.* Vacancies on the council arising from any cause shall be filled by majority vote of the remaining members of the council. A vacancy on the council for an office with a three-year term must be filled by special election in accordance with the requirements of the Texas Constitution; however, in the event a vacancy occurs on the council for an unexpired term of twelve (12) months or less, the council may call a special election to fill the vacancy, or by majority vote of the council, appoint a replacement to fill the vacancy. In the event of an appointment to fill a vacancy, such appointee shall hold office until a successor is qualified at next regular election for the remaining unexpired term, if any. Notwithstanding the requirements of this section and of section 2.12(c), if at any time the membership of the council is reduced to less than three for any reason, the

(8)

remaining members or member of the council may by unanimous vote appoint an additional member or members to raise the membership to three, such appointed member or members to hold office only until successors are qualified by election.”

SECTION 5

This Resolution shall take effect from and after its passage.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, ON THIS THE 12TH DAY OF MAY, 2026.

Billie Wallace, Mayor

ATTEST:

Amber Villarreal, City Secretary