

ORDINANCE NUMBER 1086

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, CANVASSING THE ELECTION RETURNS AND DECLARING ELECTION RESULTS IN THE SPECIAL ELECTION HELD IN THE CITY OF BURKBURNETT ON MAY 3, 2025 TO ELECT COMMISSIONER FOR PLACE 5, UNEXPIRED TERM.

WHEREAS, on January 21, 2025, the Board of Commissioners ordered and called a general election by Ordinance No. 1079 to be held on May 3, 2025, for the purpose of electing a Mayor and two Commissioners; and

WHEREAS, the General Election was duly and legally held on May 3, 2025, in the City and in conformity with the Texas Election Code and other applicable laws, and the results of the General Election, including the early voting results, have been certified and returned by the proper judges and clerks thereof; and

WHEREAS, On this the 12th day of May 2025, the Board of Commissioners of the City of Burkburnett, Texas convened in a Special-Called meeting open to the public at the regular meeting place thereof with the following members present, to wit:

Lori Kemp	Mayor
Cory Brinkley	Commissioner, Place 1
Susan Mitchell	Commissioner, Place 3
Michael Richter	Commissioner, Place 4
Bill Lindenborn	Commissioner, Place 6

WHEREAS, the Board of Commissioners considered the returns of a special election held on the 3rd day of May 2025 for the purpose of electing the hereinafter named officials, and it appears from said returns, duly and legally made, that there were cast at said election 916 valid and legal votes; that each of the candidates in said election received the following votes:

COMMISSIONER, PLACE 5 UNEXPIRED TERM	ABSENTEE	EARLY	ELECTION DAY	TOTAL
Carl E English, Sr.	3	355	217	575
Jerry Toft	3	176	113	292

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS:

SECTION 1. Incorporation of Premises. The above and foregoing premises are true and correct and are incorporated into the body of this Ordinance and made a part hereof for all purposes.

SECTION 2. Confirmation of Vote Tabulations. The Board of Commissioners finds that said election was duly called, that said notice of election was given in accordance with law, and the election was held in accordance with the law, and that:

Carl E. English, Sr. was duly elected as Commissioner, and that Carl E. English, Sr. will serve in Place 5 for an unexpired term of one year.

SECTION 3. The Board of Commissioners officially finds that the results of the General Election as canvassed and tabulated reflect the will of the resident qualified voters of the City and pursuant to the Texas Local Government Code and the Texas Election Code the Board of Commissioners officially finds and determines and declares the results of said election, and the above-named party is hereby declared duly elected to said respective office, subject to the taking of their oath as provided by the laws of the State of Texas.

SECTION 4. Issuance of Canvass of General Election. The Mayor is hereby authorized and directed to execute and deliver the Canvass of the General Election, in accordance with the election laws of the State of Texas, and to take all other action necessary connection therewith.

SECTION 5. Open Meetings. It is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public, and public notice of the time, place, and purpose of said meeting was given, all as required by Article 551.041, Texas Government Code.

SECTION 6. Severability Clause. It is hereby declared to be the intent of the Board of Commissioners that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Ordinance, since the same would have been enacted by the Board of Commissioners without incorporation of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION 7. Repealer Clause. That any provision of any prior ordinance of the City whether codified or uncoded, which are in conflict with any provision of the Ordinance, are hereby repealed to the extent of the conflict, but all provisions of the ordinances of the City whether codified or uncoded, which are not in conflict with the provisions of this Ordinance, shall remain in full force and effect.

SECTION 8. Declaring an Effective Date. This Ordinance shall be in full force and effect from and after its passage, and it is accordingly so ordained.

PASSED AND APPROVED THIS 12TH DAY OF MAY 2025.

Lori Kemp, Mayor

ATTEST:

Nikki Tepfer, City Clerk