



City of Richmond

Where History Meets Opportunity

Special Scheduled City Commission Meeting

600 Morton Street, Commission Chamber, Richmond, Texas 77469

and via Video Conference call (pursuant to Texas
Government Code, Section 551.127)

Monday, November 16, 2020 at 9:00 A.M.

Join Zoom Meeting

<https://zoom.us/j/99654896530>

Meeting ID: 996 5489 6530

One tap mobile

+13462487799,,99654896530# US (Houston)

+12532158782,,99654896530# US (Tacoma)

Dial by your location

+1 346 248 7799 US (Houston)

+1 253 215 8782 US (Tacoma)

+1 669 900 6833 US (San Jose)

+1 929 205 6099 US (New York)

+1 301 715 8592 US (Washington D.C.)

+1 312 626 6799 US (Chicago)

Meeting ID: 996 5489 6530

Find your local number: <https://zoom.us/u/adlq4ZyaBI>

Mayor Evalyn Moore

Commissioner Terry Gaul

Commissioner Barry Beard

Commissioner Carl Drozd

Commissioner Alex BeMent

In compliance with the recommendations of the CDC and other governmental agencies, to limit meetings to less than ten persons to limit the spread of the COVID-19 virus, members of the public will not be permitted to attend the meeting in person. However, members of the public may submit comments to the City Commission in any of the following ways: 1) emailing the City Secretary at Iscarlato@ci.richmond.tx.us; 2) delivering written comments to City Hall drop box prior to the meeting; or 3) by notifying the City Secretary in advance that they wish to be contacted by phone at 281-342-5456 option 2 during the meeting in order to make their comments during the comments from the audience for Agenda Items portion of the meeting.

Any item on this posted agenda may be discussed in Executive Session provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code.

City Commission Special Meeting Agenda

November 16, 2020

Page 1 of 2

AGENDA

- A1. Call to Order, Quorum Determined and Meeting Declared Open.
- A2. Canvassing of November 3, 2020 General Election.
- A3. Canvassing of November 3, 2020 Special Election Results.
- A4. Review and consider taking action on Ordinance No. 2020-27, certifying General Election Results of November 3, 2020.
- A5. Review and consider taking action on Ordinance No. 2020-28, certifying Special Election Results of November 3, 2020.
- A6. Review and discuss agenda items on the November 16th Regular City Commission Meeting. See agenda attached.
- A7. Adjournment.

If, during the course of the meeting covered by this Agenda, the Commission shall determine that an executive session of the Commission, should be held or is required in relation to any item included in this Agenda, then such executive session, as authorized by the Texas Open Meetings Act, will be held by the Board at the date, hour, and place given in this Agenda concerning any and all subjects and for any and all purposes permitted by Sections 551.071-551.090 of the Texas Government Code, including, but not limited to, Section 551.072 – for purpose of deliberating regarding real property on any or all subjects or matters authorized by law.

NOTICE OF ASSISTANCE AT THE PUBLIC MEETING

The City of Richmond City Commission meetings are available to all persons regardless of disability. This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations, should you require special assistance, must be made 48 hours prior to this meeting. Braille is not available. Please contact the City Secretary's office at (281) 342-5456 ex. 504 for needed accommodations.

If you have any questions, please let me know.
Terri Vela

Any item on this posted agenda may be discussed in Executive Session provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code.



City of Richmond

Where History Meets Opportunity

Special Scheduled City Commission Meeting

600 Morton Street

Monday, November 16, 2020 at 9:00 a.m.

A1. Call to Order, Quorum Determined, Meeting Declared Open.



City of Richmond

Where History Meets Opportunity

Special Scheduled City Commission Meeting

600 Morton Street

Monday, November 16, 2020 at 9:00 a.m.

A2. Canvassing of November 3, 2020 General Election.

CANVASS

I, John Oldham, Elections Administrator for Fort Bend County Texas, do certify that in the election held on November 3, 2020 that 3,256 of 5,681 registered voters in the City of Richmond cast ballots, and that the following are a true and accurate statement of the votes cast in the various precincts of the City of Richmond, in the General Election and Special Election held on November 3, 2020 for the purpose of electing a Mayor and for approving, or disapproving, proposed charter amendments.

Dated: November 10, 2020

John Oldham

John Oldham
Elections Administrator
Fort Bend County, Texas

	STATISTICS			
	Registered Voters - Total	Ballots Cast - Total	Ballots Cast - Blank	Voter Turnout - Total
1040 RI	2,151	918	0	42.68%
1073	1,355	872	0	64.35%
1076 RI	205	133	0	64.88%
1103 RC	79	58	0	73.42%
1141 RI	338	258	0	76.33%
1001 RC	1,553	1,017	0	65.49%
Totals	5,681	3,256	0	

	Mayor CITY OF RICHMOND						RICHMOND PROPOSITION ONE					
	VOTE FOR 1						VOTE FOR 1					
	6 of 6 Precincts Reporting						6 of 6 Precincts Reporting					
	Evalyn Wendt Moore	Rebecca Kennelly Haas	Total Votes Cast	Overvotes	Undervotes	Contest Total	FOR	AGAINST	Total Votes Cast	Overvotes	Undervotes	Contest Total
1001 RC	463	427	890	0	127	1,017	748	160	908	0	109	1,017
1040 RI	360	422	782	0	136	918	644	144	788	0	130	918
1073	356	411	767	0	105	872	660	123	783	0	89	872
1076 RI	46	34	80	0	53	133	95	10	105	0	28	133
1103 RC	26	12	38	0	20	58	39	8	47	0	11	58
1141 RI	83	114	197	0	61	258	192	26	218	0	40	258
Totals	1,334	1,420	2,754	0	502	3,256	2,378	471	2,849	0	407	3,256

	RICHMOND PROPOSITION TWO						RICHMOND PROPOSITION THREE					
	VOTE FOR 1						VOTE FOR 1					
	6 of 6 Precincts Reporting						6 of 6 Precincts Reporting					
	FOR	AGAINST	Total Votes Cast	Overvotes	Undervotes	Contest Total	FOR	AGAINST	Total Votes Cast	Overvotes	Undervotes	Contest Total
1001 RC	724	175	899	0	118	1,017	573	316	889	0	128	1,017
1040 RI	592	168	760	0	158	918	498	262	760	0	158	918
1073	642	140	782	0	90	872	498	280	778	0	94	872
1076 RI	91	14	105	0	28	133	76	26	102	0	31	133
1103 RC	35	10	45	0	13	58	33	12	45	0	13	58
1141 RI	176	41	217	0	41	258	137	80	217	0	41	258
Totals	2,260	548	2,808	0	448	3,256	1,815	976	2,791	0	465	3,256

	RICHMOND PROPOSITION FOUR						RICHMOND PROPOSITION FIVE					
	VOTE FOR 1						VOTE FOR 1					
	6 of 6 Precincts Reporting						6 of 6 Precincts Reporting					
	FOR	AGAINST	Total Votes Cast	Overvotes	Undervotes	Contest Total	FOR	AGAINST	Total Votes Cast	Overvotes	Undervotes	Contest Total
1001 RC	444	432	876	0	141	1,017	483	364	847	0	170	1,017
1040 RI	404	339	743	0	175	918	462	270	732	0	186	918
1073	398	376	774	0	98	872	461	296	757	0	115	872
1076 RI	56	45	101	0	32	133	67	27	94	0	39	133
1103 RC	21	22	43	0	15	58	24	18	42	0	16	58
1141 RI	100	114	214	0	44	258	121	79	200	0	58	258
Totals	1,423	1,328	2,751	0	505	3,256	1,618	1,054	2,672	0	584	3,256

RICHMOND PROPOSITION SIX						
VOTE FOR 1						
6 of 6 Precincts Reporting						
	FOR	AGAINST	Total Votes Cast	Overvotes	Undervotes	Contest Total
1001 RC	600	299	899	0	118	1,017
1040 RI	527	255	782	0	136	918
1073	547	244	791	0	81	872
1076 RI	78	27	105	0	28	133
1103 RC	29	16	45	0	13	58
1141 RI	153	64	217	0	41	258
Totals	1,934	905	2,839	0	417	3,256

Summary Results Report
GENERAL JOINT AND SPECIAL ELECTION
November 3, 2020

OFFICIAL RESULTS

Fort Bend

Statistics	TOTAL
Election Day Precincts Reporting	6 of 6
Registered Voters - Total	5,681
Ballots Cast - Total	3,256
Ballots Cast - Blank	0
Voter Turnout - Total	57.31%

Summary Results Report
GENERAL JOINT AND SPECIAL ELECTION
November 3, 2020

OFFICIAL RESULTS

Fort Bend

Mayor CITY OF RICHMOND

Vote For 1

	TOTAL
Evalyn Wendt Moore	1,334
Rebecca Kennelly Haas	1,420
Total Votes Cast	2,754
Overvotes	0
Undervotes	502
Contest Totals	3,256
Precincts Reporting	6 of 6

RICHMOND PROPOSITION ONE

Vote For 1

	TOTAL
FOR	2,378
AGAINST	471
Total Votes Cast	2,849
Overvotes	0
Undervotes	407
Contest Totals	3,256
Precincts Reporting	6 of 6

RICHMOND PROPOSITION TWO

Vote For 1

	TOTAL
FOR	2,260
AGAINST	548
Total Votes Cast	2,808
Overvotes	0
Undervotes	448
Contest Totals	3,256
Precincts Reporting	6 of 6

RICHMOND PROPOSITION THREE

Vote For 1

	TOTAL
FOR	1,815
AGAINST	976
Total Votes Cast	2,791
Overvotes	0
Undervotes	465
Contest Totals	3,256
Precincts Reporting	6 of 6

Summary Results Report
GENERAL JOINT AND SPECIAL ELECTION
November 3, 2020

OFFICIAL RESULTS

Fort Bend

RICHMOND PROPOSITION FOUR

Vote For 1

	TOTAL
FOR	1,423
AGAINST	1,328
Total Votes Cast	2,751
Overvotes	0
Undervotes	505
Contest Totals	3,256
Precincts Reporting	6 of 6

RICHMOND PROPOSITION FIVE

Vote For 1

	TOTAL
FOR	1,618
AGAINST	1,054
Total Votes Cast	2,672
Overvotes	0
Undervotes	584
Contest Totals	3,256
Precincts Reporting	6 of 6

RICHMOND PROPOSITION SIX

Vote For 1

	TOTAL
FOR	1,934
AGAINST	905
Total Votes Cast	2,839
Overvotes	0
Undervotes	417
Contest Totals	3,256
Precincts Reporting	6 of 6



City of Richmond

Where History Meets Opportunity

Special Scheduled City Commission Meeting

600 Morton Street

Monday, November 16, 2020 at 9:00 a.m.

A3. Canvassing of November 3, 2020 Special Election Results.

CANVASS

I, John Oldham, Elections Administrator for Fort Bend County Texas, do certify that in the election held on November 3, 2020 that 3,256 of 5,681 registered voters in the City of Richmond cast ballots, and that the following are a true and accurate statement of the votes cast in the various precincts of the City of Richmond, in the General Election and Special Election held on November 3, 2020 for the purpose of electing a Mayor and for approving, or disapproving, proposed charter amendments.

Dated: November 10, 2020

John Oldham

John Oldham
Elections Administrator
Fort Bend County, Texas

	STATISTICS			
	Registered Voters - Total	Ballots Cast - Total	Ballots Cast - Blank	Voter Turnout - Total
1040 RI	2,151	918	0	42.68%
1073	1,355	872	0	64.35%
1076 RI	205	133	0	64.88%
1103 RC	79	58	0	73.42%
1141 RI	338	258	0	76.33%
1001 RC	1,553	1,017	0	65.49%
Totals	5,681	3,256	0	

	Mayor CITY OF RICHMOND						RICHMOND PROPOSITION ONE					
	VOTE FOR 1						VOTE FOR 1					
	6 of 6 Precincts Reporting						6 of 6 Precincts Reporting					
	Evalyn Wendt Moore	Rebecca Kennelly Haas	Total Votes Cast	Overvotes	Undervotes	Contest Total	FOR	AGAINST	Total Votes Cast	Overvotes	Undervotes	Contest Total
1001 RC	463	427	890	0	127	1,017	748	160	908	0	109	1,017
1040 RI	360	422	782	0	136	918	644	144	788	0	130	918
1073	356	411	767	0	105	872	660	123	783	0	89	872
1076 RI	46	34	80	0	53	133	95	10	105	0	28	133
1103 RC	26	12	38	0	20	58	39	8	47	0	11	58
1141 RI	83	114	197	0	61	258	192	26	218	0	40	258
Totals	1,334	1,420	2,754	0	502	3,256	2,378	471	2,849	0	407	3,256

	RICHMOND PROPOSITION TWO						RICHMOND PROPOSITION THREE					
	VOTE FOR 1						VOTE FOR 1					
	6 of 6 Precincts Reporting						6 of 6 Precincts Reporting					
	FOR	AGAINST	Total Votes Cast	Overvotes	Undervotes	Contest Total	FOR	AGAINST	Total Votes Cast	Overvotes	Undervotes	Contest Total
1001 RC	724	175	899	0	118	1,017	573	316	889	0	128	1,017
1040 RI	592	168	760	0	158	918	498	262	760	0	158	918
1073	642	140	782	0	90	872	498	280	778	0	94	872
1076 RI	91	14	105	0	28	133	76	26	102	0	31	133
1103 RC	35	10	45	0	13	58	33	12	45	0	13	58
1141 RI	176	41	217	0	41	258	137	80	217	0	41	258
Totals	2,260	548	2,808	0	448	3,256	1,815	976	2,791	0	465	3,256

	RICHMOND PROPOSITION FOUR						RICHMOND PROPOSITION FIVE					
	VOTE FOR 1						VOTE FOR 1					
	6 of 6 Precincts Reporting						6 of 6 Precincts Reporting					
	FOR	AGAINST	Total Votes Cast	Overvotes	Undervotes	Contest Total	FOR	AGAINST	Total Votes Cast	Overvotes	Undervotes	Contest Total
1001 RC	444	432	876	0	141	1,017	483	364	847	0	170	1,017
1040 RI	404	339	743	0	175	918	462	270	732	0	186	918
1073	398	376	774	0	98	872	461	296	757	0	115	872
1076 RI	56	45	101	0	32	133	67	27	94	0	39	133
1103 RC	21	22	43	0	15	58	24	18	42	0	16	58
1141 RI	100	114	214	0	44	258	121	79	200	0	58	258
Totals	1,423	1,328	2,751	0	505	3,256	1,618	1,054	2,672	0	584	3,256

RICHMOND PROPOSITION SIX						
VOTE FOR 1						
6 of 6 Precincts Reporting						
	FOR	AGAINST	Total Votes Cast	Overvotes	Undervotes	Contest Total
1001 RC	600	299	899	0	118	1,017
1040 RI	527	255	782	0	136	918
1073	547	244	791	0	81	872
1076 RI	78	27	105	0	28	133
1103 RC	29	16	45	0	13	58
1141 RI	153	64	217	0	41	258
Totals	1,934	905	2,839	0	417	3,256

Summary Results Report
GENERAL JOINT AND SPECIAL ELECTION
November 3, 2020

OFFICIAL RESULTS

Fort Bend

Statistics	TOTAL
Election Day Precincts Reporting	6 of 6
Registered Voters - Total	5,681
Ballots Cast - Total	3,256
Ballots Cast - Blank	0
Voter Turnout - Total	57.31%

Summary Results Report
GENERAL JOINT AND SPECIAL ELECTION
November 3, 2020

OFFICIAL RESULTS

Fort Bend

Mayor CITY OF RICHMOND

Vote For 1

	TOTAL
Evalyn Wendt Moore	1,334
Rebecca Kennelly Haas	1,420
Total Votes Cast	2,754
Overvotes	0
Undervotes	502
Contest Totals	3,256
Precincts Reporting	6 of 6

RICHMOND PROPOSITION ONE

Vote For 1

	TOTAL
FOR	2,378
AGAINST	471
Total Votes Cast	2,849
Overvotes	0
Undervotes	407
Contest Totals	3,256
Precincts Reporting	6 of 6

RICHMOND PROPOSITION TWO

Vote For 1

	TOTAL
FOR	2,260
AGAINST	548
Total Votes Cast	2,808
Overvotes	0
Undervotes	448
Contest Totals	3,256
Precincts Reporting	6 of 6

RICHMOND PROPOSITION THREE

Vote For 1

	TOTAL
FOR	1,815
AGAINST	976
Total Votes Cast	2,791
Overvotes	0
Undervotes	465
Contest Totals	3,256
Precincts Reporting	6 of 6

Summary Results Report
GENERAL JOINT AND SPECIAL ELECTION
November 3, 2020

OFFICIAL RESULTS

Fort Bend

RICHMOND PROPOSITION FOUR

Vote For 1

	TOTAL
FOR	1,423
AGAINST	1,328
Total Votes Cast	2,751
Overvotes	0
Undervotes	505
Contest Totals	3,256
Precincts Reporting	6 of 6

RICHMOND PROPOSITION FIVE

Vote For 1

	TOTAL
FOR	1,618
AGAINST	1,054
Total Votes Cast	2,672
Overvotes	0
Undervotes	584
Contest Totals	3,256
Precincts Reporting	6 of 6

RICHMOND PROPOSITION SIX

Vote For 1

	TOTAL
FOR	1,934
AGAINST	905
Total Votes Cast	2,839
Overvotes	0
Undervotes	417
Contest Totals	3,256
Precincts Reporting	6 of 6



City of Richmond

Where History Meets Opportunity

Special Scheduled City Commission Meeting

600 Morton Street
Monday, November 16, 2020 at 9:00 a.m.

- A4. Review and consider taking action on Ordinance No. 2020-27, certifying General Election Results of November 3, 2020.



ORDINANCE 2020-27

AN ORDINANCE BY THE CITY OF RICHMOND CERTIFYING THE ELECTION RESULTS OF THE GENERAL ELECTION HELD IN THE CITY OF RICHMOND, FORT BEND COUNTY, TEXAS, ON NOVEMBER 3, 2020.

WHEREAS, on November 3, 2020 a general election was held in the City of Richmond, Fort Bend County, Texas to vote on the election of the Mayor; and

WHEREAS, notice of said election has been given to the qualified voters of the City and all other interested persons as required by law; and

WHEREAS, section 67.003 of the Texas Election Code, as amended, generally provides that each local canvassing authority shall convene no earlier than the third day or no later than the eleventh (11th) day after the election date for the purpose of canvassing the election results; and

WHEREAS, all mail in ballots and provisional ballots have been counted; and

WHEREAS, the returns of said election were regularly made to the City Commission by the officers of said election as provided by the Texas Election Code, as amended, and after canvassing the returns of said election, does hereby find and declare the results as follows:

For the position of Mayor, the following votes were cast:

	<u>FINAL</u>
Evalyn W. Moore	1,334
Rebecca Haas	1,420
TOTAL VOTES	2,754

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF RICHMOND, TEXAS, THAT:

Section 1. Said election was duly called, notice thereof given in accordance with law, and conducted in the manner required by law and as provided in the Order Calling the Election.

Section 2. A tabulation of votes cast in the General Election held on November 3, 2020, for the purposes of electing the Mayor is adopted as the official tabulation of the votes cast at the election, and the tabulation will be filed and recorded in the official records of the City of Richmond as the official canvass of the election.

Section 3. That Rebecca Kennelly Haas received a majority of the votes and is elected to serve as Mayor.

Section 4. Commencing on the first City Commission meeting following this Canvass and upon qualification for office, Rebecca Kennelly Haas shall have a term as Mayor that continues until the General Election to be held in May 2023.

Section 5. If any part or parts of this Ordinance are found to be invalid or unconstitutional by a court having competent jurisdiction, then such invalidity or unconstitutionality shall not affect the remaining parts hereof and such remaining parts shall remain in full force and effect, and to that extent this Ordinance is considered severable.

Section 6. This Ordinance will become effective immediately upon its passage by the Richmond City Commission.

CONSIDERED PASSED and APPROVED, this 16th day of November, 2020, at a meeting of the City Commission of the City of Richmond, Texas, at which a quorum was present and which was held in accordance with Chapter 551, Texas Government Code.

Approved:

Carl Drozd, Mayor Pro Tem

ATTEST:

Laura Scarlato, City Secretary



City of Richmond

Where History Meets Opportunity

Special Scheduled City Commission Meeting

600 Morton Street

Monday, November 16, 2020 at 9:00 a.m.

- A5. Review and consider taking action on Ordinance No. 2020-28, certifying Special Election Results of November 3, 2020.



ORDINANCE 2020-28

AN ORDINANCE BY THE CITY OF RICHMOND CERTIFYING THE ELECTION RESULTS OF THE SPECIAL ELECTION HELD IN THE CITY OF RICHMOND, FORT BEND COUNTY, TEXAS, ON NOVEMBER 3, 2020.

WHEREAS, on November 3, 2020 a special election was held to vote on proposed Charter amendments; and

WHEREAS, notice of said election has been given to the qualified voters of the City and all other interested persons as required by law; and

WHEREAS, section 67.003 of the Texas Election Code, as amended, generally provides that each local canvassing authority shall convene no earlier than the third day or no later than the eleventh (11th) day after the election date for the purpose of canvassing the election results; and

WHEREAS, all mail in ballots and provisional ballots have been counted; and

WHEREAS, the returns of said election were regularly made to the City Commission by the officers of said election as provided by the Texas Election Code, as amended, and after canvassing the returns of said election, does hereby find and declare the results as follows:

PROPOSITION ONE

If Article V, Sections 5.02 and 5.11 of the City Charter is amended to provide for the election of the Mayor and each Commissioner by majority vote, the section shall read as follows:

Sec. 5.02. - General Elections.

The general City election shall be held annually on the first Saturday in May, or if such not be authorized, the date nearest thereto as may be established by law. The Mayoral or Commission candidate for elective office receiving a ~~plurality~~majority of the votes cast at the election, meaning ~~the greatest~~more than fifty percent (50%) of number of the votes cast for the office shall be declared the winner.

Sec. 5.11. - Term of Office.

The Mayor and each Commission Member shall serve until his or her successor is elected or appointed and qualified to serve. The regular term of office of the Mayor and the Commission Members shall commence at the first Commission meeting following the canvass of the election at which they receive a majority vote. A Member of the Commission elected in a run-off election shall take office at the first Commission meeting following the day on which the votes for the run-off election are canvassed. The remaining term of a Member of Commission elected at a special election shall commence at the first Commission meeting after the canvass of votes for the election at which they receive the ~~most~~majority of votes cast for the office.

PROPOSITION TWO

If Article III, Section 3.05 of the City Charter is amended to define the procedure for appointment to fill a vacancy in the office of Mayor or Commissioner when the term is twelve months or less and to require an election when the remaining term is more than twelve months, the section shall read as follows:

Sec. 3.05. - Vacancies, Forfeiture and Filling of Vacancies.

- (1) The office of a Commission Member or the Mayor shall become vacant upon his/her death, resignation, forfeiture of, or removal from office by any manner authorized by law or this Charter.
- (2) If the Mayor or any member of the City Commission is absent from three (3) consecutive regular meetings without explanation acceptable to a majority of the remaining Commission Members, his/her office shall be declared vacant at the next regular meeting of the City Commission by resolution. Mayor may vote on this Resolution only to obtain the required two (2) vote minimum per [Section 3.09](#).
- (3) Any person on the City Commission who ceases to possess the required qualifications for office or who is convicted of a felony or of a misdemeanor involving moral turpitude or is convicted of violating any state laws or City ordinance regulating conflicts of interest of municipal officers shall forfeit his/her office. Every forfeiture shall be declared by Resolution and enforced by the City Commission.
- (4) If there is a vacancy in the office of Mayor when the unexpired term of office is 12 months or less, the Mayor Pro Tem ~~will~~may serve as Mayor until the next municipal election at which time a new Mayor shall be elected in accordance with the Texas Election Code. If the Mayor Pro Tem should refuse to serve as Mayor, one of the remaining City Commission members, shall may be selected by majority vote of the remaining City Commissioners, to serve as Mayor until the next municipal election at which time a new Mayor shall be elected in accordance with the Texas Election Code. If the remaining Commission Member~~s~~ refuses to serve as Mayor, the Commission may appoint a qualified resident to serve as Mayor for the remainder of the unexpired term. The vacancy created by the Mayor Pro Tem or a Commission Member being appointed to Mayor may be filled ~~by selection of a person qualified for the position, as described in this Charter, within thirty (30) days of the occurrence of the vacancy by a majority vote of the remaining Commission Members as set forth in subsection (6) or (7) below. This appointee shall serve until the next municipal election at which time a new Commission Member shall be elected in accordance with the Texas Constitution and the Texas Election Code.~~
- (5) If there is a vacancy in the office of Mayor when the unexpired term of office is greater than 12 months, an election shall be called in accordance with the Texas Election Code for the election of a new Mayor. The Mayor Pro Tem shall serve as the presiding officer until the election and qualification of a new Mayor. Should the Mayor Pro Tem decline to serve as the presiding officer, the remaining Commissioner Members, by majority vote, may select one of the remaining City Commissioners to serve as presiding officer until the election and qualification of a new Mayor. The Mayor shall appoint a new Mayor Pro Tem at the next regular meeting after the vacancy is filled.
- ~~(5) A~~ (6) If a vacancy in the City Commission ~~where were to occur and~~ the unexpired term is ~~less than one year~~12 months or less, other than that of the Mayor, that position shall may be filled by selection of a person qualified for the position, as described in this Charter, within thirty (30) days of the occurrence of the vacancy by nomination by the Mayor or any Commissioner and a vote of the remaining Commission Members~~s~~ and the Mayor.
- ~~(7) This appointee shall serve until the next municipal election at which time a new Commission Member shall be elected in accordance with the Texas Constitution and the Texas Election Code.~~ If the vacancy in the City Commission were to occur and ~~a year or more is left on~~ the unexpired term of the vacated place on the Commission is greater than 12 months, that position must be filled by election in accordance with state law.
- ~~(6)~~ All vacancies filled by appointment or election shall be for the remainder of the unexpired term of the office so filled. Specifically, any person elected to a vacancy that occurs in the first or second year of a three-year term shall serve out the remainder of that term.

PROPOSITION THREE

If Article III. Section 3.09 of the City Charter is amended to provide when two Commissioners are absent to count the presence of the Mayor toward the quorum of a Commission meeting and allow the Mayor to vote, the section shall read as follows:

Sec. 3.09. - Quorum.

A majority of Commission Members shall constitute a quorum for the purpose of transacting business. No action of the City Commission, except as specifically provided in this Charter, shall be valid or binding unless adopted by the affirmative vote of a majority of the City Commission places occupied at the time of the vote. The presence of the Mayor at any Commission meeting shall not count toward a quorum unless ~~a two~~ Commissioners ~~is~~ are absent, then the Mayor does count toward a quorum and is allowed to vote on all matters during the absence of the Commissioners. No Ordinance, Resolution or action by the City Commission shall be binding unless the matter receives two (2) affirmative votes.

PROPOSITION FOUR

If Article V. Section 5.02 of the City Charter is amended to authorize the City Commission to cancel a general election as provided by state law, the section shall read as follows:

Sec. 5.02. - General Elections.

The general City election shall be held annually on the first Saturday in May, or if such not be authorized, the date nearest thereto as may be established by law. The general election may be cancelled as provided by state law. The Mayoral or Commission candidate for elective office receiving a plurality, meaning the greatest number of the votes cast shall be declared the winner.

PROPOSITION FIVE

If Article VI. Section 6.03 of the City Charter is amended to remove comprehensive plans and master plans from the referendum process, the section shall read as follows:

Sec. 6.03. - Referendum.

The people of the City shall have the power to require reconsideration by the Commission of any adopted ordinance regarding any issue that would be a proper subject for an initiative, and if the Commission fails to repeal an ordinance so reconsidered, to approve or reject the ordinance at an election. Such power shall not extend to the budget; capital expenditures; levy of taxes; any bonds, certificates of obligation or any similar obligations; zoning; comprehensive or master plans; annexation; or any rates, fees and charges; provided that tax increases shall be subject to petition as provided by state law.

PROPOSITION SIX

If Article XI. Section 11.01 of the City Charter is amended to authorize the City Commission to extend the boundaries of the city by annexation of property as provided by state law, the section shall read as follows:

Sec. 11.01. - Annexation; Extensions of Boundaries.

The boundaries of the City may be enlarged and extended by the annexation of additional territory, irrespective of size and configuration, ~~by the methods hereinafter set forth~~ as may be prescribed by state law.:

~~(1) (A) City Initiated Annexation. The City Commission shall have the power by ordinance to fix the boundary limits of the City and to provide for the alteration and extension of said boundary limits and the annexation of additional territory, lying adjacent to the City, in the manner provided by state law.~~

~~(B) The City Commission may also initiate the process of annexation of contiguous and adjacent land within the existing extraterritorial jurisdiction boundaries and under such procedural rules as may be prescribed by state law.~~

~~(C) The City Commission may also initiate the process of annexation of annex city-owned property as may be prescribed by state law.~~

~~(2) Voluntary Annexation. The owner or owners of any land contiguous and adjacent to the City may, by petition in writing to the City Commission, request the annexation of such contiguous and adjacent land. The City Commission shall hold a public hearing with the arguments for and against the proposed annexation. If the City Commission chooses to grant such petition, it may, by proper ordinance, under such procedural rules as may be prescribed by state law, receive and annex such territory as a part of the City.~~

~~(3) When any additional territory has been so annexed, the same shall be a part of the City and the property situated therein shall bear its pro rata part of the taxes levied by the City. The inhabitants thereof shall be entitled to all the rights and privileges of the other citizens of the City and shall be bound by the acts, ordinances, resolutions and regulations of the City.~~

~~(4) The extraterritorial jurisdiction boundaries may be extended by the Commission as provided by state law.~~

WHEREAS, the returns of said election were regularly made to the City Commission by the officers of said election as provided by the Texas Election Code, as amended, and after canvassing the returns of said election, does hereby find and declare the results as follows:

PROPOSITION ONE

Shall Sections 5.02 and 5.11 of the City Charter be amended to provide for the Mayor and each Commissioner be elected by majority vote?

Votes cast for 2,378 Votes cast against 471 Total Votes Cast 2,849

PROPOSITION TWO

Shall Section 3.05 of the City Charter be amended to provide a procedure for appointment to fill a vacancy in the office of Mayor or Commissioner when the remaining term is twelve months or less and require an election when the remaining term is greater than twelve months?

Votes cast for 2,260 Votes cast against 548 Total Votes Cast 2,808

PROPOSITION THREE

Shall section 3.09 of the City Charter be amended to provide when two Commissioners are absent to count the presence of the Mayor toward the quorum of a Commission meeting and allow the Mayor to vote?

Votes cast for 1,815 Votes cast against 976 Total Votes Cast 2,791

PROPOSITION FOUR

Shall section 5.02 of the City Charter be amended to authorize the City Commission to cancel a general election as provided by state law?

Votes cast for 1,423 Votes cast against 1,328 Total Votes Cast 2,751

PROPOSITION FIVE

Shall section 6.03 of the City Charter be amended to preclude the referendum process from applying to comprehensive and master plans?

Votes cast for 1,618 Votes cast against 1,054 Total Votes Cast 2,672

PROPOSITION SIX

Shall section 11.01 of the City Charter be amended to authorize the City Commission to extend the boundaries of the city by annexation of property as provided by state law?

Votes cast for 1,934 Votes cast against 905 Total Votes Cast 2,839

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF RICHMOND, TEXAS, THAT:

Section 1. Said election was duly called, notice thereof given in accordance with law, and conducted in the manner required by law and as provided in the Order Calling the Election.

Section 2. A tabulation of votes cast in the Special Election held on November 3, 2020, for the purposes deciding whether to amend the City Charter is adopted as the official tabulation of the votes cast at the election, and the tabulation will be filed and recorded in the official records of the City of Richmond as the official canvass of the election.

Section 3. That a majority of the resident, qualified electors of the City voting in the special election:

- voted "FOR" Proposition 1;
- voted "FOR" Proposition 2;
- voted "FOR" Proposition 3;
- voted "FOR" Proposition 4;
- voted "FOR" Proposition 5; and
- voted "FOR" Proposition 6.

Section 4. If any part or parts of this Ordinance are found to be invalid or unconstitutional by a court having competent jurisdiction, then such invalidity or unconstitutionality shall not affect the remaining parts hereof and such remaining parts shall remain in full force and effect, and to that extent this Ordinance is considered severable.

Section 5. The Mayor or City Manager shall certify to the secretary of state an authenticated copy of the charter amendment under the municipality's seal showing the approval by the voters of the City of Richmond.

Section 6. This Ordinance will become effective immediately upon its passage by the Richmond City Commission.

CONSIDERED PASSED and APPROVED, this 16th day of November, 2020, at a meeting of the City Commission of the City of Richmond, Texas, at which a quorum was present and which was held in accordance with Chapter 551, Texas Government Code.

Approved:

Carl Drozd, Mayor Pro Tem

ATTEST:

Laura Scarlato, City Secretary



City of Richmond

Where History Meets Opportunity

Special Scheduled City Commission Meeting

600 Morton Street

Monday, November 16, 2020 at 9:00 a.m.

- A6. Review and discuss agenda items on the November 16th Regular City Commission Meeting. See agenda attached.



City of Richmond

Where History Meets Opportunity

Regular Scheduled City Commission Meeting

600 Morton Street, Commission Chamber, Richmond, Texas 77406

Monday, November 16, 2020 at 4:30 P.M.

Join Zoom Meeting

<https://zoom.us/j/95949205213>

Meeting ID: 959 4920 5213

One tap mobile

+13462487799,,95949205213# US (Houston)

+16699006833,,95949205213# US (San Jose)

Dial by your location

+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

+1 929 205 6099 US (New York)

+1 301 715 8592 US (Washington D.C)

+1 312 626 6799 US (Chicago)

Meeting ID: 959 4920 5213

Find your local number: <https://zoom.us/u/acU5jpXOK>

Mayor Evalyn Moore

Commissioner Terry Gaul

Commissioner Carl Drozd

Commissioner Barry Beard

Commissioner Alex BeMent

In compliance with the recommendations of the CDC and other governmental agencies, to limit meetings to less than ten persons to limit the spread of the COVID-19 virus, members of the public will not be permitted to attend the meeting in person. However, members of the public may submit comments to the City Commission in any of the following ways: 1) emailing the City Secretary at lscarlato@ci.richmond.tx.us; 2) delivering written comments to City Hall drop box prior to the meeting; or 3) by notifying the City Secretary in advance that they wish to be contacted by phone at 281-342-5456 option 2 during the meeting in order to make their comments during the comments from the audience for Agenda Items portion of the meeting.

Any item on this posted agenda may be discussed in Executive Session provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code.

City Commission Meeting Agenda

November 16, 2020

Page 1 of 5

AGENDA

- A1. Call to Order, Quorum Determined and Meeting Declared Open.
- A2. Presentations:
 - a. Evalyn W. Moore, recognition for service to the City of Richmond.
 - b. Proclamations:
 - 1. Honoring Star of Essence #71
 - c. Introduction of Jerry Jones, Economic Development Director.
 - d. Introduction of Scott Fajkus, Water Quality and Code Compliance Supervisor.
 - e. Recognition of Certificate of Achievement in Financial Reporting.
 - f. Presentation and discussion of Capital Improvements Program.
- A3. Public comments (Public comment is limited to a maximum of 3 minutes per item. No Deliberations with the Commission. Time may not be given to another speaker.)
- A4. Oath of Office given to newly elected Mayor, Rebecca “Becky” Kennelly Haas.

CONSENT AGENDA

- A5. All consent agenda items listed are considered routine by the City Commission and will be enacted by one motion. There will be no separate discussion of these items unless a Commissioner so requests; in which event, the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda. Information concerning consent agenda items is available for public review.
 - 1. Review and consider taking action on the minutes for the Special and Regular City Commission Meetings and the Workshops held on September 8, 2020; October 19, 2020; October 26, 2020 (copies are enclosed).
 - 2. Review and consider taking action on the Fire Department report (a copy is enclosed).
 - 3. Review and consider taking action on the Police Department report (a copy is enclosed).
 - 4. Review and consider taking action on the Municipal Court report (a copy is enclosed).

Any item on this posted agenda may be discussed in Executive Session provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code.

5. Review and consider taking action on the Tax Assessor/Collector Report (a copy is enclosed).
6. Review and consider taking action on the Monthly Financial Report and (a copy is enclosed).
7. Review and consider taking action on the Public Works Report (a copy is enclosed).
8. Review and consider taking action on Planning Department Report (a copy is enclosed).
9. Review and consider taking action on the Building Department Report (a copy is enclosed).
10. Review and consider taking action on the Code Enforcement Report (a copy is enclosed).
11. Review and consider taking action on the Emergency Management Report (a copy is enclosed).
12. Review and consider taking action on a Final Plat—Veranda Section Thirty-Seven—10.27 acres of land—46 Lots—2 Blocks—1 Reserve. The subject site is a section within the Veranda Master planned community.
13. Review and consider taking action on a Final Plat—Veranda Section Thirty-Six Phase 1—17.44 acres of land—38 Lots—2 Blocks—4 Reserves. The subject site is a section within the former Fort Bend Country Club, within Veranda Master planned community.
14. Review and consider taking action on a Concept Plant—OSP NW 359—25.539 acres of land—0 Lots—1 Block—13 Reserves. The subject site is located at the northeast corner of the FM 359 Road and Mason Road intersection.
15. Set date for next meetings. (Regular City Commission Workshop and Meeting on Monday, December 21st at 9:00 a.m. and 4:30 p.m.)

REGULAR AGENDA

- A6. Consider appointment of Mayor Pro Tem. Per Section 3.04, Charter “Mayor and Mayor Pro Tem” (4) The Mayor Pro Tem shall be a Commission Member appointed by the Mayor at the first regular meeting after each election of

Any item on this posted agenda may be discussed in Executive Session provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code.

Commission Members.

- A7. Review and consider taking action on Ordinance No. 2020-29, annexing the existing and expanded right of way of 9th Street (also known as Plummer Street) from US Highway 90A to the Mandola Farms development.
- A8. Review and consider taking action on a replat of Lots 14 & 15 of Block 2, Estates at Lakes of Williams Ranch Sec. 1 as recorded in Plat No. 20180168 of the Fort Bend County Plat Records as Estates at Lakes of Williams Ranch Sec. 1, Partial Replat No 2—0.9835 acres of land—1 Block—1 Lot—0 Reserves.
- A9. Review and consider taking action on Resolution No. 341–2020, appointment of Planning & Zoning Commission Members.
- A10. Review and consider taking action on Resolution No. 347-2020, appointment of Board Members to the Development Corporation of Richmond.
- A11. Review and consider taking action on approving HGAC Board Member Appointment for FY 2021, Resolution No. 348-2020.
- A12. Review and consider taking action on awarding a construction contract for Street Barn and Water Barn generators.
- A13. Review and consider taking action on Ordinance No. 2020-26, establishing regulations of the placement and maintenance of donation boxes.
- A14. Excuse from Attendance at Regular City Commission Meeting.
- A15. Consider taking action on requests for future agenda items.
- A16. Adjourn to Executive Session, as authorized by Texas Government Code, Section 551.071, Attorney Consultation.

EXECUTIVE SESSION

In accordance with Chapter 551, Government Code, Vernon’s Texas Code Annotated (V.T.C.A) (Open Meetings Law), “The City Commission may meet in a Closed Executive Meeting pursuant to provisions of the Open Meetings Law, Chapter 551, Government Code, V.T.C.A. in accordance with the authority contained in the following sections”; Sections 551.071, Attorney Consultation.

- E1. Executive Session for Attorney Consultation.

Any item on this posted agenda may be discussed in Executive Session provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code.

OPEN MEETING

- C1. Reconvene into Open Meeting, and take action on items, if necessary.

- C2. Adjournment.

If, during the course of the meeting covered by this Agenda, the Commission shall determine that an executive session of the Commission, should be held or is required in relation to any item included in this Agenda, then such executive session, as authorized by the Texas Open Meetings Act, will be held by the Board at the date, hour, and place given in this Agenda concerning any and all subjects and for any and all purposes permitted by Sections 551.071-551.090 of the Texas Government Code, including, but not limited to, Section 551.071 – for purpose of consultation with attorney, on any or all subjects or matters authorized by law.

NOTICE OF ASSISTANCE AT THE PUBLIC MEETING

The City of Richmond City Commission meetings are available to all persons regardless of disability. This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations, should you require special assistance, must be made 48 hours prior to this meeting. Braille is not available. Please contact the City Secretary's office at (281) 342-5456 ex. 505 for needed accommodations.

If you have any questions, please let me know.
Terri Vela



City of Richmond

Where History Meets Opportunity

Special Scheduled City Commission Meeting

600 Morton Street

Monday, November 16, 2020 at 9:00 a.m.

A7. Adjournment.