

ORDINANCE O2023-12

AN ORDINANCE OF THE CITY OF DAYTON, TEXAS CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE SPECIAL MUNICIPAL ELECTION HELD ON MAY 6, 2023, FOR THE PURPOSE OF ELECTING A COUNCIL MEMBER TO THE DAYTON CITY COUNCIL FOR THE UNEXPIRED TERM FOR POSITION ONE (1); AND PROVIDING FOR AN EFFECTIVE DATE.

Whereas, there was held in the City of Dayton, Texas, on the 6th day of May 2023, a Special Election duly ordered by the City Council for the purpose of electing a Councilperson to fill the unexpired term for position 1, as shown in the official returns heretofore; and

Whereas, public notice of the City's Municipal Election was duly given; that said election was held in the manner required by the Texas Election Code and the Charter of the City of Dayton, and that due returns of said election have been made by the proper office; and

Whereas, the Liberty County Clerk canvassed the results of the Special Election and submitted said results, attached as Exhibit "A", to the City of Dayton; and

Whereas, it is found that the persons named herein received the following votes for said election:

**SPECIAL ELECTION**

**Position Number One (1)**

<u>NAME OF CANDIDATE</u>	<u>NUMBER OF VOTES RECEIVED</u>
Sherial L. Lawson	279
Josh Townsend	217

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

Section 1. It is found and determined that the results of the Special Election as canvassed and tabulated reflect the expressed desires of those persons voting at said election.

Section 2. That the following named candidates were duly elected at said Special election to the Dayton City Council:

Sherial L. Lawson

Council Member Position 1


Section 3. It is hereby declared the City of Dayton approves and accepts the results of the Special Election for the Councilperson, as set forth above.

Section 4. That if any section, subsection, sentence, clause, or phrase of this ordinance should for any reason be held to be unconstitutional or invalid by a court of competent jurisdiction, such invalidity shall not affect the remaining portions of this ordinance, and to such end the various portions and provisions of this ordinance are declared to be severable; and the City Council of the City of Dayton, Texas, declares it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

Section 5. It is officially found, determined, and declared that the meeting at which this ordinance is adopted was open to the public and public notice of the time, place, and subject matter of public business to be considered at such meeting was given.

Section 6. This Ordinance shall be in full force and effect from and after the date and time of its passage.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Dayton, Texas this the 15th day of May, 2023.

  
Caroline Wadzeck, Mayor

ATTEST:

  
Jennifer Billings, City Secretary

# EXHIBIT

# A

Liberty County, Texas

GENERAL ELECTION

5/6/2023

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City of Dayton Council Member Position 1 Unexpired Term - Vote for none or one

Precinct	Sherial L. Lawson	Josh Townsend	Cast Votes	Undervotes	Overvotes	Unresolved write-in votes	Absentee Voting Ballots Cast	Early Voting Ballots Cast	Election Day Voting Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
10 - BS 9	162	122	284	13	0	0	10	217	70	297	0	0.00%
21 - BS 9	2	3	5	0	0	0	1	3	1	5	0	0.00%
22 - BS 9	55	43	98	3	0	0	1	70	29	100	0	0.00%
24 - BS 9	0	0	0	0	0	0	0	0	0	0	0	0.00%
30 - BS 9	60	49	109	4	0	0	3	82	28	113	0	0.00%
<b>Totals</b>	<b>279</b>	<b>217</b>	<b>496</b>	<b>20</b>	<b>0</b>	<b>0</b>	<b>15</b>	<b>372</b>	<b>128</b>	<b>515</b>	<b>0</b>	<b>0.00%</b>