

A RESOLUTION

A RESOLUTION OF THE CITY OF FAIR OAKS RANCH, TEXAS DECLARING UNOPPOSED CANDIDATES IN THE FEBRUARY 25, 2025 SPECIAL ELECTION ELECTED TO OFFICE; CANCELLING SAID ELECTION; CONTAINING OTHER PROVISIONS RELATING TO THE ELECTION; AND PROVIDING FOR SEVERABILITY CLAUSE

WHEREAS, on December 5, 2024, the City Council of Fair Oaks Ranch adopted Resolution 2024-71, calling a Special Election for the purpose of electing a Council Member for Place 6, following the resignation of Council Member Muenchow, for the City of Fair Oaks Ranch, Texas; and,

WHEREAS, notice of said election was given in accordance with the law; and,

WHEREAS, pursuant to resolution 2024-05, Section 1 and Section 146.054 of the Texas Election Code, the deadlines for the filing applications for a place on the ballot of the City's Special Election have expired; and,

WHEREAS, the City Secretary, in accordance with Section 2.052, Texas Election Code, has certified to the City Council, in writing, (attached hereto as **EXHIBIT A**) that Jonathan Swarek is unopposed for the election to the office of Council Member Place 6; and,

WHEREAS, the City Council hereby finds and determines that this candidate whose name is to appear on the ballot in said election is unopposed, and under these circumstances, Section 2.053 of the Texas Election Code authorizes the City Council to declare the candidate elected to office and to cancel the Special Election.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OCOUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS:

SECTION 1. That the facts and matters set forth in the preamble of this resolution are hereby found to be true and correct.

SECTION 2. That, in accordance with Section 2.053 of the Texas Election Code, the following unopposed candidates are hereby declared elected to the respective offices shown, and shall be issued a certificate of election following the time the election would have been canvassed:

- Council Member, Place 6 – Jonathan Swarek

SECTION 3. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council of the City of Fair Oaks Ranch, Texas and made a part of this resolution for all purposes as findings of fact.

SECTION 4. All resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this resolution are hereby repealed to the extent of such conflict, and the provisions of this resolution shall be and remain controlling as to the matters resolved herein.

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

this resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

SECTION 6. This resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED, APPROVED and ADOPTED this 16th day of January 2025.

Gregory C. Maxton, Mayor

ATTEST:

APPROVED AS TO FORM:

Christina Picioccio, TRMC
City Secretary

Denton Navarro Rodriquez Bernal Santee & Zech
P.C., City Attorney