

RESOLUTION NO. 2024-02-08-D

A RESOLUTION ORDERING AND ESTABLISHING PROCEDURES FOR AN ELECTION TO BE HELD ON MAY 4, 2024, TO FILL TWO VACANCIES ON THE CITY COMMISSION VACATED BY RECALL ELECTION; PROVIDING AN EFFECTIVE DATE AND OPEN MEETINGS CLAUSE; AND PROVIDING FOR RELATED MATTERS.

WHEREAS, a recall election was held on February 3, 2024, to determine by ballot propositions the removal of two City Commissioners by recall; and

WHEREAS, the election results were canvassed on February 8, 2024, and a majority of the voters voted to remove the Commissioners for Place 2 and Place 4 from office by recall; and

WHEREAS, as a result, vacancies exist in the offices for Commissioner Place 2 and Commissioner Place 4; and

WHEREAS, the City Charter requires the City Commission, at the same meeting in which the election results are canvassed, to order an election to fill the vacancies, and further states that election shall be held not less than ten (10) nor more than twenty (20) days after the election is ordered; and

WHEREAS, Sections 41.001 and 41.004 of the Texas Election Code supersede the City Charter's requirement that the election to fill the vacancies be held not less than ten (10) and no more than twenty (20) days after the election is ordered, and require that the election be held on the next uniform election date, which is May 4, 2024; and

WHEREAS, Commissioner Place 2 and Commissioner Place 4 are up for reelection on May 4, 2024; and

WHEREAS, by Resolution No. 2024-01-08-B adopted on January 8, 2024, the City Council called the May 4, 2024 general election for Commissioner Place 2 and Commissioner Place 4; and

WHEREAS, the City Commission accomplishes the purpose of filling the vacancies in Commissioner Place 2 and Commissioner Place 4 by calling the May 4, 2024 general election at which election the seats will be filled;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF RANGER, TEXAS, THAT:

Section 1. Findings. The findings and recitations set out hereinabove are found to be true and correct and are hereby adopted by the City Commission and made a part hereof for all purposes as findings of fact.

Section 2. Election Ordered. The City Commissioner hereby orders an election to fill the vacancies for City Commissioner, Place 2 and City Commissioner Place 4, and hereby finds that the general election ordered by Resolution No. 2024-01-08-B shall serve to fill such vacancies based on the factors set forth in the findings and recitations set out hereinabove. The Mayor and City Manager, as appropriate, are authorized to issue and execute such orders, notices, and other documents required by state law to give effect to the election.

Section 3. Effective Date; Election Code; Preamble. This resolution shall be in full force and effect from and after its passage on the date shown below.

Section 4. Severability. If any provision, section of this resolution or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the resolution which can be given effect without the invalid provision or application, and to this end the provisions of this resolution are declared to be severable.

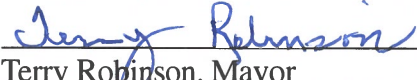
Section 5. Open Meetings. It is officially found and determined that the meeting at which this resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required *Chapt. 551, Tex. Gov't. Code.*

PASSED, ADOPTED AND APPROVED on this the 8th day of February, 2024.

Attest:


Somer Lee, City Secretary

CITY OF RANGER, TEXAS



Terry Robinson, Mayor