

**RESOLUTION NO. 1179**

**A RESOLUTION CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE JANUARY 25, 2020 SPECIAL ELECTION OF THE CITY OF KYLE, TEXAS**

**WHEREAS**, the City Council of the City of Kyle, Texas (City) held a Special Election on January 25, 2020 for the purpose of electing one member to the Kyle City Council for an unexpired term, specifically a City Council Place 6; and

**WHEREAS**, the names of the candidates were submitted, the election was held and conducted and the returns thereof were made, all as required by laws of the United States and the State of Texas, including particularly the Texas Election Code; together with all amendments and additions thereto; and

**WHEREAS**, it was found that the persons herein named received the following votes for said term of office on the Kyle City Council of the City of Kyle, Texas; and

**WHEREAS**, pursuant to the City Charter and Texas Election Code, the City Council of the City of Kyle, Texas, convened on this the 4<sup>th</sup> day of February, 2020, at 5:30 P.M. for the purpose of canvassing the vote in the special election held on January 25, 2020;

**NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS, THAT:**

**Section One.** Canvass of Vote – Special Election.

(a) There came to be considered the returns of the special election held on the 25<sup>th</sup> day of January, 2020, for the purpose of electing a Council Member for District 6, and it appearing from said returns duly and legally made; that each of the candidates in said election received the following votes:

<b>COUNCIL BY PLACE:</b>	<b>VOTES CAST</b>		
	<b>EARLY</b>	<b>ELECTION DAY</b>	<b>TOTAL</b>
<b>COUNCIL DISTRICT 6</b>			
Michael Tobias	51	46	97
Brandy L. Heindl	28	14	42

(b) It is found, determined and declared by the City Council that said election was duly called; that notice of said election was given in accordance with law, and that said election was held in accordance with law; and that Michael Tobias was duly elected to Council District 6. Said above named party is hereby declared duly elected to said office, subject to the taking of the oath of office as provided by the laws of the State of Texas.


**Section Two.** Severability Clause. If any part or parts of this resolution 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 Resolution is considered severable.

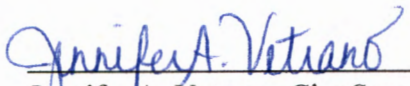
**Section Three. Effective Date.** This Resolution will become effective immediately upon its passage by the Kyle City Council.

PASSED AND ADOPTED this 4th day of February, 2020.

THE CITY OF KYLE, TEXAS

  
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Travis Mitchell, Mayor

ATTEST:

  
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Jennifer A. Vetrano, City Secretary