

**RESOLUTION NO. 1329**

**A RESOLUTION CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE NOVEMBER 8, 2022 GENERAL ELECTION OF THE CITY OF KYLE, TEXAS**

**WHEREAS**, the City Council of the City of Kyle, Texas (City) held a General Election on November 8, 2022 for the purpose of electing two members to the Kyle City Council for a three-year term, specifically City Council Districts 1 and 3; 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**, the names of the candidates and the propositions 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**, pursuant to the City Charter and Texas Election Code, the City Council of the City of Kyle, Texas, convened on this the 15<sup>th</sup> day of November 2022, at 6:00 P.M. for the purpose of canvassing the vote in the general election held on November 8, 2022.

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

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

(a) There came to be considered the returns of the general election held on the 8<sup>th</sup> day of November, 2022, for the purpose of electing Council Members for Districts 1 and 3, 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 1</b>			
Marina Tupikov	1173	483	1656
Neal Breen	446	161	607
Marc McKinney	1470	581	2051
Amanda Stark	2275	853	3128
Nick Madsen	774	310	1084
Bear Heiser	1535	685	2220

COUNCIL DISTRICT 3	EARLY	ELECTION DAY	TOTAL
Miguel A. Zuniga	4042	1687	5729
Robert Rizo	3681	1377	5058

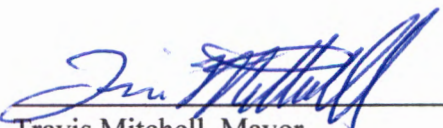
- (b) It is found, determined and declared by the City Council that said election was duly called; that notice of said election was given in accordance with law, and that said election was held in accordance with law; and that Miguel A. Zuniga was duly elected to Council District 3. Said above named 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.
- (c) As no candidate for the office of City Council, District 1 received more than fifty percent of the vote as required by the City Charter, the City Council will order a run-off election for the office of City Council, District 1 by separate action in accordance with state law and the City Charter.

**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.

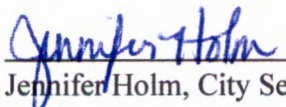
PASSED AND ADOPTED this 15<sup>th</sup> day of November, 2022.

THE CITY OF KYLE, TEXAS



Travis Mitchell, Mayor

ATTEST:



Jennifer Holm, City Secretary