

**RESOLUTION CANVASSING RETURNS
OF THE DECEMBER 9, 2023 CITY SPECIAL ELECTION FOR
DISTRICT REPRESENTATIVE NO. 2**

WHEREAS, the City Council of the City of El Paso ordered a special election to be held in said City on December 9, 2023, for the purpose of filing the vacancy in the office of Representative for District No. 2; and

WHEREAS, the election officers who held said election have duly made returns of the results thereof, and said returns have been duly delivered to said City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the City Council officially finds and determines that said election was duly given, that proper notice of said election was duly given, that proper election officers were duly appointed prior to said election, that said election was duly held, that due returns of the results of said Special Election have been duly made and delivered, that the election returns have properly been made out and duly certified by the officers of said election in the different voting precincts of the City, and that the City Council has duly canvassed said returns, all in accordance with law and the resolution calling said election.

2. That the City Council officially finds and determines that the following votes were cast at said election by the resident, qualified electors of said City, who voted at the election:

DISTRICT REPRESENTATIVE NO. 2

Veronica "Vero" Carbajal	781	35.92%
Judy Gutierrez	528	24.29%
Josh Acevedo	775	35.65%
Ben Mendoza	90	4.14%

3. That in the case of the office of **District Representative No. 2**, no person received more than a 50% majority of all votes cast for the candidates for such offices, and accordingly no one for this office is declared elected and a runoff election is to be called by the City Council in accordance with the Texas Election Code; and that the number of votes cast for each person who was a candidate for such offices, according to the returns, is shown in paragraph 2 hereof.

4. That on file in the City Clerk's Office and made a part hereof by reference are copies of the mechanical precinct tabulations of the votes cast at the 2023 City Special Election showing the number of votes cast in each precinct for each candidate.

5. That this Resolution is adopted subject to the right of any person to contest such election in any way provided by law.

6. That this Resolution was acted upon in accordance with the law by the presiding officer and the City Council and was deemed by said City Council that upon passage of the Resolution, it shall take effect immediately.

7. This Resolution shall be spread upon the minutes of the City Council.

(Signatures on the following page)

ADOPTED this 18th day of December, 2023.

THE CITY OF EL PASO

Oscar Leeser, Mayor

ATTEST:

APPROVED AS TO FORM:

Laura D. Prine
City Clerk

Russell T. Abeln
Senior Assistant City Attorney