

RESOLUTION 1126-2024

A RESOLUTION OF THE CITY OF RIVER OAKS, TEXAS, CHANGING THE DATE ON WHICH THE CITY HOLDS ITS GENERAL ELECTION FOR OFFICERS TO THE NOVEMBER UNIFORM ELECTION DATE PURSUANT TO SECTION 41.0052 OF THE TEXAS ELECTION CODE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of River Oaks, Texas is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5, of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, S.B. 2620 was adopted in the 88th Regular Legislative Session amending Section 41.0052 of the Texas Election Code to allow certain municipalities to change the date on which it holds its general election to the November election date; and

WHEREAS, Section 41.0052(c), Texas Election Code, provides that a home-rule municipality may change the date on which it holds its general election for officers to the November uniform election date through the adoption of a resolution; and

WHEREAS, Section 41.0052(f), Texas Election Code, provides that the governing body of a city with a population of 9,000 or less, located predominantly in a county that has a total area of less than 4,800 square miles, that has adopted a council-manager form of government and that holds its general election for officers on a date other than the November uniform election date may, not later than December 31, 2024, change the date on which it holds its general election for officers to the November uniform election date; and

WHEREAS, pursuant to Section 41.0052(c), Texas Election Code, the change contained in a resolution supersedes a City Charter provision that requires different general election dates; and

WHEREAS, pursuant to Section 41.0052(b), Texas Election Code, a governing body changing an election under this section shall adjust the terms of office to conform to the new election date; and

WHEREAS, pursuant to Section 41.0052(d), Texas Election Code, the holdover of a member of a governing body of a City in accordance Section 17, Article XVI, Texas Constitution, so that a term of office may conform to a new election date chose under this section does not constitute a vacancy for purposes of Section 11(b), Article XI, Texas Constitution; and

WHEREAS, the City desires to change the date on which it holds it general election to the November uniform election as authorized by Section 41.0052, Texas Election Code.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVER OAKS, TEXAS, THAT:

SECTION 1.

The preceding recitals are incorporated herein as if set forth completely at this point.

SECTION 2.

The City Council of the City of River Oaks hereby elects to move the date on which it holds its general election for officers to the November uniform election date, beginning with its next regular elections to be held in May 2025.

SECTION 3.

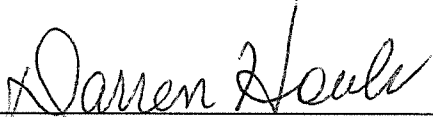
The terms of the members of the governing body shall be adjusted to begin and end on the November uniform election date, as well, with the currently elected members serving out the completion of their currently existing terms and holding over until the new election date.

Section 4.

This Resolution shall be effective immediately after its passage.

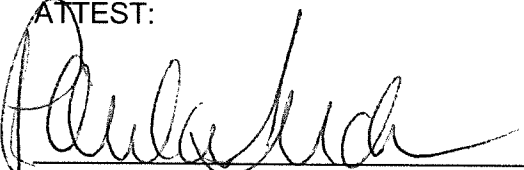
PASSED AND APPROVED this 18th day of June 2024.

CITY OF RIVER OAKS



Mayor

ATTEST:



City Secretary