

RESOLUTION NO. 2024-02

A RESOLUTION CANCELING THE ELECTION FOR TWO MEMBERS OF THE BOARD OF SUPERVISORS OF HERONS GLEN RECREATION DISTRICT ON MARCH 26, 2024; ACCEPTING THE QUALIFICATION OF CANDIDATES PETER OVERS AND JAYNE SCHWARZ; DECLARING CANDIDATES PETER OVERS AND JAYNE SCHWARZ ELECTED TO THE POSITION OF SUPERVISOR FOR A TERM OF THREE YEARS COMMENCING APRIL 1, 2024.

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE HERONS GLEN RECREATION DISTRICT:

SECTION 1. AUTHORITY FOR THIS RESOLUTION. The Board is authorized to adopt this Resolution under the authority granted by the provisions of Chapter 418, Part II, Florida Statutes, as amended, Ordinance No. 98-08 adopted by Lee County, Florida on April 28, 1998, as amended, and other applicable provisions of Florida law.

SECTION 2. FINDINGS.

- A. Pursuant to Resolution 2024-01 adopted January 15, 2024, the Herons Glen Recreation District called for its regular election to elect two (2) members of the Board of Supervisors, each for a three (3) year term beginning April 1, 2024, and setting qualifying for said positions to be opened on January 24, 2024 and closed on February 2, 2024 at 5:00 P.M.
- B. The election and qualifying process were publicly declared at the District=s general meeting and Notices of the same have been posted and published as required by law.
- C. The time for qualifying has expired.
- D. Only two (2) candidates, Peter Overs and Jayne Schwarz, have qualified to run for the two open positions on the Board of Supervisors.

SECTION 3. CANCEL ELECTION AND DECLARE WINNER. There being only two qualified candidates and only two open positions on the Board of Supervisors, it is hereby determined and declared that the election scheduled and noticed for March 26, 2024 is not needed, should be and is, canceled and candidates Peter Overs and Jayne Schwarz, being the only qualified candidates, should be and are declared the winners of the said election, each to take a position on the Board of Supervisors of the District for a three year term beginning April 1, 2024.

SECTION 4. EFFECTIVE DATE. This Resolution shall be effective immediately upon its adoption.

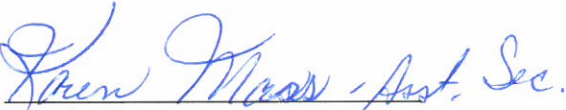
PASSED AND ADOPTED at a meeting of the Board of Supervisors of the Herons Glen Recreation District this 5th day of February 2024.

HERONS GLEN RECREATION DISTRICT

[SEAL]


Howard Young, Chair

ATTEST:


District Secretary

CERTIFICATE OF QUALIFYING AGENT
FOR
HERONS GLEN RECREATION DISTRICT
BOARD OF SUPERVISORS
2024

STATE OF FLORIDA)
COUNTY OF LEE)

The undersigned, Thomas B. Hart, General Counsel to the Herons Glen Recreation District, pursuant to the Board's Resolution 2024-01, has acted as qualifying agent for candidates seeking election to the Board of Supervisors of the Herons Glen Recreation District for a term commencing April 1, 2024 and ending March 31, 2027, and do hereby certify that three persons: Peter Overs, Jayne Schwarz and Lenny Prince, filed qualifying papers, including the candidate's oath required by Section 99.021 of the Florida Statutes, to run for the March 26, 2024 election.

Peter Overs and Jayne Schwarz were determined to be qualified to run for election to the open Board of Supervisors positions. One candidate, Mr. Lenny Prince, was found to be unable to qualify for the open Board of Supervisors position because he is not a qualified elector of the State of Florida, i.e., he is not a registered voter in the State of Florida. When I inquired of Mr Prince why he had not indicated the County in Florida in which he was registered to vote, he volunteered that he was not registered to vote in Florida because he is a Canadian citizen, but not a U.S. citizen.

Therefore, the undersigned does hereby certify that Peter Overs and Jayne Schwarz are the only two candidates who have qualified to run in the March 26, 2024 Board of Supervisors election.

DATED this 5th day of February 2024.



Thomas B. Hart