

**UPPER DARBY TOWNSHIP,
DELAWARE COUNTY, PENNSYLVANIA**

RESOLUTION NO. 41-25

A RESOLUTION OF UPPER DARBY TOWNSHIP, DELAWARE COUNTY, PENNSYLVANIA APPOINTING JONATHAN MCMAHON AS TOWNSHIP COUNCIL MEMBER FOR THE 2nd DISTRICT OF UPPER DARBY TOWNSHIP; REPEALING ALL INCONSISTENT RESOLUTIONS OR PARTS THEREOF; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Upper Darby Township Charter ("Charter") provides, in pertinent part, that the office of a Council Member shall become vacant upon, *inter alia*, the resignation of said Council Member, Charter, § C-307 (A); and,

WHEREAS, the Charter provides that a vacancy in Council shall be filled by the remaining Members of Council, who shall by a majority vote of all its remaining Members appoint a qualified person for the remainder of the unexpired term, Charter, § C-307 (C); and,

WHEREAS, the Charter further provides that the Council shall be the judge of the qualification of its Members, Charter, § C-308; and,

WHEREAS, the First Class Township Code provides that, in the event of a vacancy in the office of a Township Council Member due to, *inter alia*, resignation, the Council shall fill the vacancy by appointing by resolution a registered elector of the Township or ward in the case of a ward office, in which the vacancy occurs, 53 P.S. § 55530 (a); and,

WHEREAS, Former Council member Jess Branas resigned from her position as Council Member for the 2nd District of Upper Darby Township; and,

WHEREAS, Council has reviewed applications to fill the vacancy created by Former Council Member Branas and believes it to be in the best interest of the Township, and specifically the 2nd District of the Township, to appoint Jonathan McMahon to fill the vacancy created by Former Council Member Branas's resignation.

NOW, THEREFORE, be it, and it is hereby **RESOLVED** by Upper Darby Township Council, and it is hereby **ADOPTED** and **RESOLVED** by authority of same as follows:

- I. Jonathan McMahon is hereby appointed to fill the vacancy created by Former Council Member Branas's resignation and serve as Council Member for the 2nd District of Upper Darby Township for the remainder of the unexpired term.
- II. All resolutions, or parts thereof, inconsistent with the provisions of this Resolution are hereby repealed to the extent of the inconsistency.

III. The provisions of this Resolution are declared to be severable. If any provision of this Resolution is declared by a court of competent jurisdiction to be invalid or unconstitutional, such determination shall have no effect on the remaining provisions of this Resolution.

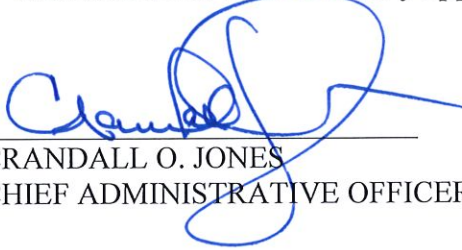
IV. Effective Date: This Resolution shall become effective immediately upon the signature of the Mayor or, in the event the Mayor neither approves nor vetoes this Resolution, fifteen days after the last day on which the Mayor can approve or veto this Resolution, as set forth in the Upper Darby Township Home Rule Charter, Section C-702.C.

RESOLVED and ADOPTED this 19th day of November, 2025.

ATTEST: 
MICHELLE BILLUPS
SECRETARY OF COUNCIL

BY: 
HAFIZ TUNIS, JR.
PRESIDENT OF COUNCIL

Resolution No. 41-25 is hereby approved this 19th day of November, 2025.

ATTEST: 
CRANDALL O. JONES
CHIEF ADMINISTRATIVE OFFICER

BY: 
EDWARD BROWN
MAYOR