

A RESOLUTION

WHEREAS, Councilwoman Beverly Burks qualified as a Candidate for the November 7 Mayoral Seat on Friday, August 25, 2017; and

WHEREAS, Georgia Constitution Art. 2, § 2, ¶ V provides that the office of an elected municipal official immediately becomes vacant upon the official qualifying for another elective office; and

WHEREAS, Clarkston City Charter Sec. 2.05 (a) provides that a vacancy in the office of councilperson “shall be declared by the Mayor [...] in a regular meeting of the City Council and shall be affirmed by a majority vote of the City Council;” and

WHEREAS, Clarkston City Charter Sec. 2.05 (c) provides that a vacancy in the office of councilperson is to be filled by a special election if the term of the vacant seat will not expire in the next twelve (12) months; and

WHEREAS, Charter Sec. 2.05 (c) provides that “such special election shall be held not less than sixty (60) days and not more than one hundred eighty (180) days from the date that a vacancy in the office of councilperson is declared and in any event on a date provided for by O.C.G.A. § 21-2-540(c);” and

WHEREAS, the only date provided for by O.C.G.A. § 21-2-540(c) that meets the terms of the Charter is November 7, 2017.

NOW THEREFORE, BE IT RESOLVED by the City Council that the City Election Superintendent shall call a special election to be held November 7, 2017, to fill the remainder of the unexpired term of Councilwoman Burks, which concludes on December 31, 2019;

BE IT FURTHER RESOLVED that the Qualifying Period for the special election shall be set for three (3) days from Monday, September 18 to Wednesday, September 20, 2017 from 9:00 am - 4:30 pm daily.

SO RESOLVED, this _____ day of September, 2017.

**CITY COUNCIL
CITY OF CLARKSTON, GEORGIA**

TED TERRY, Mayor

ATTEST:

Tracy Ashby, City Clerk