

CITY OF CLARKSTON

ITEM NO: F7

CLARKSTON CITY COUNCIL MEETING

BUSINESS AGENDA / MINUTES

ACTION TYPE:
Resolution

HEARING TYPE:
Council Meeting

MEETING DATE: September 5, 2017

SUBJECT: Declare vacancy in the office of the City Council and Set Qualifying Period

DEPARTMENT: City Council

PUBLIC HEARING: YES NO

ATTACHMENT: YES NO
Pages:

INFORMATION CONTACT: Mayor Ted Terry
PHONE NUMBER: 404-296-6489

PURPOSE:

To declare a vacancy in the office of the City Council and approve the Qualifying period for candidates.

NEED/ IMPACT:

Councilman Beverly Burks qualified as a Candidate for the November 7 Mayoral Seat on Friday, August 25, 2017.

Clarkston City Charter Sec. 2.05 (a) states that, "Such vacancy shall be declared by the Mayor unless it shall be the office of the Mayor which is vacant, and in such case by the vice-mayor. Such declaration shall be made in a regular meeting of the City Council and shall be affirmed by a majority vote of the City Council."

Additionally the Clarkston City Charter Sec. 2.05 (c) states that, "If the vacancy occurs in the office of councilperson and if a regular municipal election will occur within twelve (12) months of the date of the declaration of such vacancy, then the city council may appoint a qualified person to fill such vacancy until the next regular city election. Upon declaration of a vacancy in the office of councilperson, if it shall be more than twelve (12) months to the next regular municipal election, a special election shall be held to fill the vacancy. If required, 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). If more than one (1) date provided for by O.C.G.A. § 21-2-540(c) meets the terms of this charter provision, then the city council shall select the date of the special election by resolution."

Given that the regular qualifying period for the November 7, General Election has passed, the Council must call for a special election on the November General Election and open qualifying in order to fill the vacancy. The Qualifying period shall be set for three (3) days from Monday, September 18 to Wednesday, September 20, 2017 from 9:00am-4:30p daily. The successful candidate will fill the remainder of the unexpired term of office which concludes on December 31, 2019.

RECOMMENDATIONS:

No staff recommendation.