



RESOLUTION 2017-083

DECLARING TWO SHERWOOD CITY COUNCIL SEATS VACANT

WHEREAS, Section 31(b) (6) of the Sherwood City Charter provides that a seat on the Sherwood City Council becomes vacant upon declaration by the City Council after the incumbent's resignation from office and Section 31(a) (3) of the Sherwood City Charter provides that a seat on the Sherwood City Council becomes vacant upon an incumbent's recall from office; and

WHEREAS, City Councilor Jennifer Harris notified the Sherwood City Council that she was resigning from her current City Council seat effective October 19, 2017; and

WHEREAS, City Councilor Sally Robinson notified the Sherwood City Council that she was resigning from her current City Council seat effective October 30, 2017; and

WHEREAS, both Councilors Harris and Robinson were recalled from office at an election held on October 17, 2017, the result of which was effective, pursuant to ORS 254.546 and Article II, Section 18 of the Oregon Constitution, on the date the abstract of the votes was delivered by the County Clerk to the City Elections Official, which occurred on November 1, 2017; and

WHEREAS, Sherwood Municipal Code (SMC) 2.04.032 provides that, upon becoming aware of a vacancy in an elective office, the City Council must promptly determine and declare the date of vacancy; and

WHEREAS, Section 32 of the Sherwood City Charter provides that, if there are 13 months or more remaining in the term of office after a City Council seat becomes vacant, the City Council must appoint a person to fill the vacant seat until the vacancy is filled at the next available election; and

WHEREAS, as of November 1, 2017, there are approximately 14 months remaining in both Councilor Harris's and Councilor's Robinson's terms; and

WHEREAS, the next available election is March 13, 2018; and

WHEREAS, SMC 2.04.034 sets out procedures for the filling of Council vacancies, including a requirement that the City provide notice of the vacancy and allow interested persons to apply to be considered for appointment.

NOW, THEREFORE, THE CITY OF SHERWOOD RESOLVES AS FOLLOWS:

Section 1. The Sherwood City Council declares the City Council seats previously occupied by Jennifer Harris and Sally Robinson to be vacant as of November 1, 2017.

Section 2. The City Manager, or designee, shall provide notice of the vacancies as required under SMC 2.04.034.B. The notice shall include a deadline for filing an application, which date shall be at least two weeks from the date of notice.

Section 3. The City Manager, or designee, shall take such steps as are necessary to place the filling of the vacancies on the ballot for March 13, 2018.

Section 4. This Resolution shall be effective upon its approval and adoption.

Duly passed by the City Council this 7th day of November, 2017.


Council President

Attest:


Sylvia Murphy, MMC, City Recorder