City of Sherwood Oregon

*Home of the Tualatin River National Wildlife Refuge*

# RESOLUTION 2010-049

## A RESOLUTION DECLARING SHERWOOD CITY COUNCIL SEAT NO. 5 VACANT

**WHEREAS,** Section 31 of the City of Sherwood Charter declares a seat on the Sherwood City Council to become vacant upon the death of the Councilor elected to the seat, and

**WHEREAS,** with the recent death of Councilor Delos R. Clark, City Council Seat No. 5 has become vacant; and

**WHEREAS,** Section 32 of the Charter authorizes the Council to appoint a person to fill the vacant seat until the end of the unexpired term, or until the next available election if there are more than 13 months remaining in the unexpired term, and

**WHEREAS,** As of November 1, 2010, there are 26 months remaining in Councilor Clark's term, and

**WHEREAS,** the next available election is in May 2011, and

**WHEREAS,** Sherwood Municipal Code ("SMC") Section 2.04.034 requires the City to publish 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 City Council declares City Council Seat No. 5 vacant as of the date of this Resolution 2010-049.

**Section 2.** The City Recorder shall publish notice of the vacancy as required under SMC 2.04.034.B.2. The notice shall include a deadline for filing an application, which date shall be at least two weeks from the date of the notice.

**Section 3.** The City Council shall select and appoint a person to Council Seat No. 5 from among the applicants for the position. The nomination and selection process shall be conducted as described in SMC 2.04.034.B.3.

**Section 4:** This Resolution is effective upon its approval and adoption.

**Duly passed by the City Council this 16th day of November 2010.**

Keith S. Mays, Mayor

ATTEST:

Sylvia Murphy, CMC, City Recorder