

**RESOLUTION ORDERING THAT A SPECIAL ELECTION BE HELD FOR THE  
OFFICE OF WARD 5 COUNCIL MEMBER**

WHEREAS, William “Buddy” Zimmerman, Ward 5 Council Member, has submitted his resignation as a Council Member, effective as of the end of business August 6, 2024; and

WHEREAS, a Resolution was approved by the governing authority on August 6, 2024, accepting his resignation; and

WHEREAS, pursuant to Section 21-8-7(5), Mississippi Code of 1972, as amended, vacancies in municipal offices are to be filled according to the procedure established in Section 23-15-857, Mississippi Code of 1972, wherein the City Council is required to order a special election to be held to fill said vacancy; and

WHEREAS, said election must be held on a date not less than thirty (30) days and not more than (45) days after the date upon which the order mandating the election is adopted.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BAY ST. LOUIS, MISSISSIPPI, AS FOLLOWS:

SECTION ONE: The findings, conclusions and statements of fact contained in the preamble are hereby adopted, ratified and incorporated herein.

SECTION TWO: A vacancy in the office of Ward 5 Council Member is hereby acknowledged and declared by Resolution adopted on August 6, 2024.

SECTION THREE: A nonpartisan special election is hereby ordered to be held on Tuesday, September 17, 2024, to elect a Council Member for Ward 5 to complete the remainder of the term expiring June 30, 2025.

SECTION FOUR: The Municipal Clerk shall cause a notice to be published in the *Sea Coast Echo* once each week for three (3) successive weeks preceding the date of such election, the first notice to be published at least thirty (30) days before the date of the election. Publications shall occur in the *Sea Coast Echo* on August 15, 22, 29 and September 5 and 12. Said notice shall be posted in at least three (3) public places in the municipality not less than twenty-one (21) days prior to the date of the election, one such location being City Hall.

SECTION FIVE: As provided in Section 23-15-857, Mississippi Code of 1972, candidates must qualify by petition filed with the Municipal Clerk at least twenty (20) days before the date of the election and the petition must be signed by not less than fifty (50) qualified electors of Ward 5 of the City in order to have their name placed upon the ballot. The petition must be turned into the City Clerk in City Hall, located at 688 Highway 90, Bay St. Louis, by 5:00 p.m. August 28, 2024.

SECTION SIX: Candidates must meet the residency requirements provided in Section 23-15-300, Mississippi Code of 1972 in order to have their name placed upon the ballot.

SECTION SEVEN: Should no candidate receive a majority of votes cast in the election, then the two (2) candidates receiving the highest number of votes shall have their names placed on the ballot for a runoff election to be held three (3) weeks later on Tuesday, October 8, 2024.

SECTION EIGHT: The Mayor, Municipal Clerk, and legal counsel are hereby authorized and directed to submit the acts of calling this special election.

SECTION NINE: This resolution shall take effect and be in force from and after adoption.

After being reduced to writing, the foregoing Resolution was read and considered, section by section, and then as a whole, whereupon Council Member Knoblock moved for its adoption, and after a second by Council Member DeSalvo, the following roll call vote was had:

Council Member Doug Seal	<u>YEA/NAY</u>	
Council Member Gene Hoffman	<u>YEA/NAY</u>	
Council Member Jeffrey Reed	<u>YEA/NAY</u>	Absent
Council Member Kyle Lewis	<u>YEA/NAY</u>	
Council Member Buddy Zimmerman	<u>YEA/NAY</u>	Absent
Council Member Josh DeSalvo	<u>YEA/NAY</u>	
Council Member Gary Knoblock	<u>YEA/NAY</u>	

Passed by the City Council of the City of Bay Saint Louis on the 6 day of August 2024.

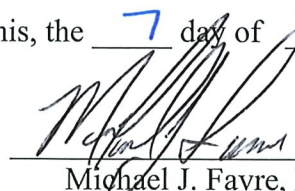
#### CERTIFICATION

I, Michael Reso, City Clerk for the City of Bay Saint Louis, Mississippi, do hereby certify that the foregoing Resolution was approved and adopted in the public meeting of the City Council held on August 6, 2024, a quorum being present, in the City Council Conference Chambers and to be recorded in the Minute Books, said Council being the duly elected, qualified, and acting governing body of Bay Saint Louis, Mississippi.

Presented by me to the Mayor on this, the 7 day of August 2024.

  
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Michael Reso, City Clerk

Approved/Disapproved, and signed by me on this, the 7 day of August 2024.

  
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Michael J. Favre, Mayor