

RESOLUTION NO. \_\_\_\_\_

RESOLUTION FILLING THE VACANCY IN THE OFFICE  
OF THIRD WARD COUNCIL PERSON BY APPOINTMENT

WHEREAS, Charles Gerdts was elected to the office of Third Ward Councilperson.

WHEREAS, Charles Gerdts has provided written notice of his resignation to serve as the Third Ward Councilperson effective July 13, 2020.

WHEREAS the remaining members of the Oelwein City Council have elected to fill the term of said elective office by appointment for the period until the next pending election as defined in Iowa Code 69.12.

WHEREAS notice published in the manner prescribed by Iowa Code 362.3 in the Oelwein Daily Register, a newspaper of General Circulation in the City of Oelwein, Iowa, stating the Oelwein City Council's intent to fill the vacancy by appointment and further advising the electors of the City of Oelwein of the right to file a petition requiring that the vacancy be filled by a Special Election has been caused to be published, and was published on August 13, 2020 in full compliance with the laws of the State of Iowa.

THEREFORE, BE IT RESOLVED by the City Council of the city of Oelwein, Iowa:

Section 1. That \_\_\_\_\_ shall be appointed to serve as the Third Ward Councilperson for the period until the next pending election as defined in Iowa Code Section 69.12, determined to be November 2, 2021. Said appointment shall be effective immediately at which time \_\_\_\_\_ shall take an oath or affirmation to support the constitution of the United States, and of this state and also an oath of office. Said appointment to be subject to the right of the electors of the City of Oelwein to file a petition requiring that the vacancy be filled by a Special Election pursuant to Iowa Code 372.13.

Section 2. This Resolution shall be in effect upon its passage and approval as provided by law.

Passed and approved by the City Council of the City of Oelwein, Iowa this \_\_\_\_ day of August, 2020.

Attest:

\_\_\_\_\_  
Dylan Mulfinger, City Administrator

Recorded \_\_\_\_\_, 2020.

\_\_\_\_\_  
City Administrator

\_\_\_\_\_  
Brett DeVore, Mayor

It was moved by \_\_\_\_\_ and seconded by \_\_\_\_\_ that the Resolution as read be adopted, and upon roll call there were:

AYES      NAYS      ABSENT      ABSTAIN

M Weber  
Stewart  
Cantrell  
Fisk  
Seeders