

**CITY OF DYER, ARKANSAS**

**RESOLUTION NO. 2023-11-29-01**

A RESOLUTION CALLING A SPECIAL ELECTION TO FILL THE VACANCY IN THE OFFICE OF MAYOR OF DYER, ARKANSAS.

**WHEREAS**, the duly elected Mayor of Dyer, Arkansas, resigned on or about November 2, 2023;

**WHEREAS**, the City Council of Dyer, Arkansas held a special meeting on or about November 7, 2023, at which time the council accepted the mayor's resignation and declared the position vacant;

**WHEREAS**, the first regular city council meeting following the occurrence of the vacancy was begun on or about November 28, 2023;

**WHEREAS**, Ark. Code Ann. § 14-44-106 governs the filling of a vacancy in the office of mayor in second class cities such as Dyer, Arkansas, and said statute provides for either election by the city council or calling for a special election to fill the vacancy;

**WHEREAS**, the City Council of the City of Dyer, Arkansas, has determined that due to the length of the remaining term for the office of Mayor and the ability to hold a special election in a short amount of time for minimal expense that holding a special election to fill the vacancy in the office of mayor is in the best interests of the citizens of Dyer, Arkansas;

**WHEREAS**, Ark. Code Ann. § 7-11-101 *et seq.* governs the special election necessary to fill the vacancy in the office of mayor in Dyer, Arkansas;

**THEREFORE**, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DYER, ARKANSAS, AS FOLLOWS:

- Section 1. Pursuant to Ark. Code Ann. § 7-11-101, the City Council of the City of Dyer, Arkansas, hereby calls by this resolution a special election to fill the vacancy in the office of Mayor of Dyer, Arkansas.
- Section 2. Pursuant to Ark. Code Ann. § 7-11-102, the special election is set as follows:
- a. The special election shall be held in conjunction with the Arkansas primary election and nonpartisan general election on Tuesday, March 5, 2024.
  - b. The deadline for filing as a candidate shall be noon (12:00p.m.) on Friday, December 15, 2023.

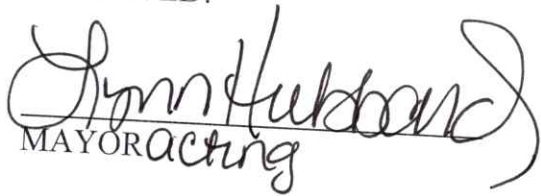
- c. Petitions for candidacy may be circulated from Friday, December 1, 2023, until noon on Friday, December 15, 2023.
- d. The deadline for drawing for ballot position by the county board of election commissioners is Friday, December 22, 2023.
- e. The special election shall be certified by the county board of election commissioners in Crawford County, Arkansas no later than the same day that the primary and nonpartisan general election held on the same day is certified.

Section 3. The Recorder-Treasurer is directed to immediately forward this resolution with all due haste to the Crawford County Clerk for filing and transmission to the Crawford County Election Commission.

Section 4. The Recorder-Treasurer and City Attorney are authorized to execute any necessary documents and take any necessary actions to effectuate the intent of this resolution.

PASSED AND APPROVED DURING THE NOVEMBER REGULAR MEETING FOR THE DYER, ARKANSAS CITY COUNCIL BEGUN ON THIS 28<sup>TH</sup> DAY OF NOVEMBER 2023.


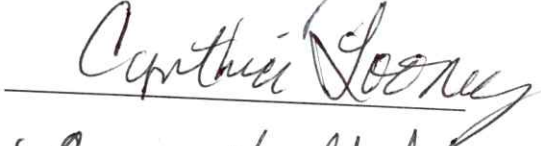

APPROVED:



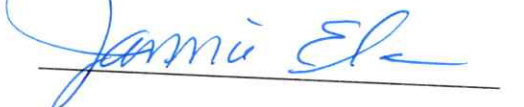
  
MAYOR acting

ATTESTED:


  
RECORDER/TREASURER

ATTESTED BY CITY COUNCIL:


  
  


PREPARED BY:

  
M. Sean Brister,  
Dyer City Attorney

APPROVED AS TO FORM:

  
Gentry Wahlmeier,  
Crawford Cnty Election Comm. Attorney