

## RESOLUTION 2024-16

**A RESOLUTION OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, SCHEDULING A SPECIAL ELECTION TO BE HELD IN CONJUNCTION WITH THE REGULAR MUNICIPAL ELECTION ON NOVEMBER 5, 2024, TO ELECT A SUCCESSOR TO SERVE THE REMAINDER OF THE INITIAL TERM OF CITY COUNCIL SEAT 5 DUE TO THE RESIGNATION OF PETER FILIBERTO; ESTABLISHING THE QUALIFYING PERIOD TO FILE FOR COUNCIL; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, on February 17, 2023, Peter Filiberto submitted his resignation from the position of Seat 5 on the Palm Bay City Council, and

**WHEREAS**, the position of Seat 5 on the Palm Bay City Council was declared vacant pursuant to Resolution 2023-06 on February 25, 2023, and

**WHEREAS**, pursuant to Section 3.062, Filling of Vacancies, of the Palm Bay City Charter, "When a vacancy occurs on council as a result of death, resignation, illness, disability, written court order, forfeiture of office, or other lawful written order or action, such vacancy shall be filled in accordance with the procedures prescribed by ordinance ..., a special election to fill the vacancy shall be called and held in a manner coordinated by the City Clerk with the Supervisor of Elections and adopted by resolution of the City Council. All vacancy elections will run concurrent with the regularly scheduled city elections. Appointments will be to serve until the next general election cycle."

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA**, as follows:

**SECTION 1.** The above recitals are true and correct and by this reference are hereby incorporated into and made an integral part of this resolution.

**SECTION 2.** The City Council hereby provides for the scheduling of a special municipal election to be held on Tuesday, November 5, 2024, to elect a successor for Seat 5 on the Palm Bay City Council to serve the remainder of the initial term, which expires on November 3, 2026.

**SECTION 3.** Each person seeking to qualify for election to Palm Bay City Council Seat 5 shall file his or her qualification papers with, and pay the qualifying fee, which shall consist of the filing fee and election assessment, to the Office of the City Clerk during the qualifying period commencing at noon on Monday, June 10, 2024, and expiring at noon on Friday, June 14, 2024. Candidates for the Office of City Council shall be a resident of the city and shall have been for at least two (2) years immediately preceding the election, shall be a registered voter residing at a city address, and shall qualify for such office by complying with the Florida Statutes and in such manner as may be prescribed by ordinance and shall continue to be a resident and an elector of the city during the term of office.

**SECTION 4.** This resolution shall take effect immediately upon the enactment date.

This resolution was duly enacted at Meeting 2024-XX, of the City Council of the City of Palm Bay, Brevard County, Florida, held on \_\_\_\_\_, 2024.

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Rob Medina, MAYOR

ATTEST:

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Terese M. Jones, CITY CLERK

Reviewed by CAO: \_\_\_\_\_

cc: Brevard County Supervisor of Elections