

CITY COUNCIL RESOLUTION

WHEREAS, City of Memphis Mayor Willie W. Herenton officially announced the resignation of his tenure as Mayor and retirement on July 30, 2009 in a letter to the Memphis City Council Chairman dated July 6, 2009; and

WHEREAS, the Memphis City Council Chairman accepted the Mayor's resignation and declares the office vacant as of midnight on July 30, 2009; and

WHEREAS, the City of Memphis Charter provides that in the event the Office of the Mayor becomes vacant, the City Council Chair, shall serve as Mayor for up to 180 days following such vacancy, at which time the public shall elect a duly qualified person to serve the remaining unexpired term of the vacated office, provided that if no general or municipal election is scheduled to occur within 180 days of such vacancy, a special election shall be held within 90 days of such vacancy to elect a candidate to fill the Office of the Mayor through the end of the remaining unexpired Mayoral term; and

WHEREAS, no election is scheduled in the next 180 days, therefore a special election will be necessary to fill the Office of the Mayor through the end of the remaining unexpired Mayoral term.

NOW, THEREFORE BE IT RESOLVED, that the Memphis City Council officially accepts the Mayor's resignation.

BE IT FURTHER RESOLVED, that the Shelby County Election Commission prepare for a special municipal election to fill the Office of the Mayor through the end of the remaining unexpired Mayoral term to be held 90 days from the day of his retirement.

BE IT FURTHER RESOLVED, that the FY 2010 operating budget be amended to transfer \$1,000,000 from the General Fund to be allocated to the Shelby County Election Commission for the cost of holding the special municipal election.

MYRON LOWERY
CITY COUNCIL CHAIRMAN