

## **RESOLUTION NO 2024-R-01**

**A RESOLUTION OF THE CITY OF EDGEWATER, FLORIDA; CALLING A SPECIAL ELECTION - PRIMARY (IF NECESSARY) AND GENERAL, TO FILL THE VACANCY IN CITY COUNCIL - DISTRICT 4 FOR THE UNEXPIRED TERM; ESTABLISHING A QUALIFYING PERIOD; PROVIDING FOR A CANVASSING BOARD; APPROVING AN AGREEMENT WITH THE VOLUSIA COUNTY SUPERVISOR OF ELECTIONS TO CONDUCT THE ELECTION AND TO PROVIDE POLL WORKERS; ELECTING NOT TO PROVIDE EARLY VOTING; REPEALING RESOLUTIONS IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, on December 2, 2024, District 4 Councilman Rob Wilkie submitted his Notice of Resignation effective January 6, 2025.

**WHEREAS**, pursuant to Section 3.09 (d)(4) of the City Charter, a vacancy in the Council shall be filled by special election when the vacancy occurs with more than six (6) months before the next regularly scheduled election. The next election is scheduled for November 2026; therefore, the City Council must fill the vacancy by special election.

**WHEREAS**, pursuant to Section 3.09 (d)(4) of the City Charter, the special election shall be scheduled not sooner than 60 days, nor more than 90 days following the occurrence of the vacancy and if a primary is necessary, it shall be held as required by the election laws of the State of Florida.

**WHEREAS**, the special election to fill the vacancy in District 4 must occur no sooner than March 7, 2025 (60 days) and no later than April 6, 2025 (90 days).

**WHEREAS**, City Council has selected February 18, 2025, as the date for the Special Primary Election, if needed, and April 1, 2025 as the date of the Special General Election.

**WHEREAS,** the city must designate a canvassing board to canvass the results of the special election.

**WHEREAS,** the City must enter into a contract with the Volusia County Supervisor of Elections to conduct the special election, which will include providing poll workers.

**NOW THEREFORE BE IT ENACTED** by the City Council of the City of Edgewater Florida.

**SECTION 1.** The City Council hereby calls a Special Election on April 1, 2025; with a Special Primary Election, if needed, to be held on February 18, 2025 to fill the vacancy in District 4 with the candidate elected to serve the unexpired term of District 4.

**SECTION 2.** The City Council hereby establishes the qualifying period for the Special Election commencing at 9:00 a.m. on Monday, January 13, 2025 and ending at noon on Wednesday, January 15, 2025.

**SECTION 3.** The City Council hereby appoints Mayor Diezel Depew, City Clerk Bonnie Zlotnik, and Interim City Manager Jeff Thurman as the City of Edgewater's canvassing board for this election.

**SECTION 4.** The City Council hereby authorizes the Interim City Manager to execute an agreement with the Volusia County Supervisor of Election to conduct the special election.

**SECTION 5.** The Volusia County Supervisor of Elections shall provide all poll workers for this election pursuant to the approved agreement.

**SECTION 6.** The City hereby elects not to provide for early voting for the Special Election.

**SECTION 7. Conflicting Provisions.** All conflicting ordinances and resolutions are hereby superseded by this resolution to the extent of such conflict.

**SECTION 8. Severability and Applicability.** If any portion of this resolution is for any reason held or declared to be unconstitutional, inoperative, or void, such holding shall not affect the remaining portions of this resolution. If this resolution or any provisions thereof shall be held to be inapplicable to any person, property, or circumstances, such holdings shall not affect its applicability to any other person, property, or circumstance.

**Section 9.** This Resolution shall become effective immediately upon passage and adoption.

**PASSED AND DULY ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_  
Diezel Depew, Mayor

**ATTEST:**

\_\_\_\_\_  
Bonnie Zlotnik, CMC, City Clerk

**REVIEWED AND APPROVED:** \_\_\_\_\_  
Aaron R. Wolfe, City Attorney