



Town of Perdido Beach

RESOLUTION 2012-22 TOWN COUNCIL MEMBER PLACE #2
ELECTED WITHOUT OPPOSITION

STATE OF ALABAMA
BALDWIN COUNTY
TOWN OF PERDIDO BEACH

WHEREAS, Section 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government, and

WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, and

WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person, and

WHEREAS, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person, and

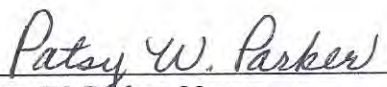
WHEREAS, the Mayor of the Town of Perdido Beach, Alabama has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of **Town Council Place #2** prior to the deadline and that the name of that person who filed such statement was **Gary L. Fishbein**.


NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Perdido Beach that **Gary L. Fishbein** be and is hereby declared duly elected to the office of **Town Council Place #2** in the Town of Perdido Beach, Alabama for the term of office commencing on the first Monday in November 2012, and

BE IT FURTHER RESOLVED, that the Mayor of the Town of Perdido Beach be and is hereby directed to issue a certificate of election to **Gary L. Fishbein** for the office **Town Council Place #2** for such term pursuant to the provisions of Section 11-46-25, as amended.

ADOPTED THIS THE 23rd DAY OF AUGUST, 2012.

ATTEST:


Patsy W. Parker, Mayor


Lynn Thompson, Town Clerk





CERTIFICATE OF ELECTION

STATE OF ALABAMA

BALDWIN COUNTY

TOWN OF PERDIDO BEACH

The undersigned hereby certify that at the close of qualifying for the 2012 municipal general election to be held in the Town of Perdido Beach, Alabama, that Gary L. Fishbein was the only candidate to qualify for office of Council Member Place #2 of the Town of Perdido Beach, Alabama, for the term commencing on the first Monday of November, 2012. Therefore, pursuant to Section 11-46-26, Code of Alabama 1975, Gary L Fishbein is deemed elected to the office of Council Member Place #2 of the Town of Perdido Beach, Alabama, without opposition.

Given under our hands pursuant to the requirements of Sections 11-46-26 of the Alabama Code of 1975, as amended, this 23rd day of August, 2012.

Patsy W. Parker
Patsy W. Parker, Mayor

Alex Thompson
Council Member Place #1

Gary Fishbein
Council Member Place #2

Ronald L. Bernado
Council Member Place #3

Patti Larsen
Council Member Place #4

ATTEST:

Lynn Thompson
Lynn Thompson, Town Clerk

