

EXHIBIT B

**RESOLUTION DECLARING VACANCY AND
CALLING SPECIAL ELECTION**

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, DECLARING A VACANCY IN THE OFFICE OF COUNCILMEMBER FOR DISTRICT FIVE; CALLING A SPECIAL ELECTION ON MARCH 18, 2025, TO FILL THE VACANCY; AND CALLING FOR A POTENTIAL RUN-OFF ELECTION

WHEREAS, Councilmember Luis Chavez has served in the office of Councilmember for District Five; and

WHEREAS, Councilmember Chavez's term of office was set to expire on the first Tuesday after the first Monday in January of 2025; and

WHEREAS, Councilmember Chavez has been elected to the Fresno County Board of Supervisors and will take office January 7, 2025; and

WHEREAS, Councilmember Chavez has submitted his resignation to the City Clerk effective January 7, 2025 (attached as Exhibit "A"); and

WHEREAS, Section 305 of the Fresno City Charter requires the vacancy to be filled by special election.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. Receipt of Councilmember Luis Chavez's letter of resignation by the City Clerk, effective January 7, 2025, is hereby acknowledged.
2. A vacancy is declared in the office of Councilmember for District Five effective January 7, 2025.

3. The Council hereby calls a special election to fill the vacancy for the remaining term in the office of Councilmember for District Five on March 18, 2025, or as soon as can be held thereafter. The City requests the County of Fresno perform necessary tasks to complete the special election. The City intends to pay the County for the election services it performs.

4. If no candidate receives a majority of the votes cast in the special election, the Council requests a second special election to be held at the soonest possible date in compliance with the Charter.

5. Pursuant to the process set forth in Charter Sections 2-1104 through 2-1106, candidates may submit a filing fee waiver petition. The City requests the County Clerk provide the fee waiver petition set forth in Charter 2-1104 and tabulate valid signatures at the rate of the filing fee for Councilmembers (\$300) divided by the number of signatures required for a fee waiver (250), or \$1.20 each valid signature.

6. This resolution shall take effect upon its adoption.

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STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, TODD STERMER, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____, 2024.

AYES :
NOES :
ABSENT :
ABSTAIN :

Mayor Approval: _____, 2024
Mayor Approval/No Return: _____, 2024
Mayor Veto: _____, 2024
Council Override Vote: _____, 2024

TODD STERMER, CMC
City Clerk

By: _____

Deputy

APPROVED AS TO FORM:
ANDREW JANZ
City Attorney

By: _____
Amanda B. Freeman Date
Senior Deputy City Attorney