

RESOLUTION NO. 1 OF 2024

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NANTICOKE
DECLARING THE COUNCIL SEAT OF LESLEY BUTCZYNSKI VACANT
PURSUANT TO SECTION 2.08 OF THE CITY OF NANTICOKE
HOME RULE CHARTER**

WHEREAS, Councilmember Lesley Butczynski, at the General Election dated November 7, 2023, was voted in as a council member for the City of Nanticoke; and

WHEREAS, Section 2.10 of the City of Nanticoke Home Rule Charter provides that members of City Council may not serve more than three (3) elected, consecutive City Council terms; and

WHEREAS, at the General Election dated November 7, 2023, the City of Nanticoke electorate was presented with a question to eliminate term limits for council members and the electorate declined to eliminate the term limits prescribed in Section 2.10 of the City of Nanticoke Home Rule Charter; and

WHEREAS, in light of the election results addressed in the preceding paragraph, Councilmember Butczynski is not eligible to assume office for a fourth term; and

WHEREAS, pursuant to Section 2.08 of the City of Nanticoke Home Rule Charter, the office of members of City Council shall become vacant through death, resignation, recall (if permitted by constitutional amendment), or forfeiture. Forfeiture occurs when a member of City Council lacks the qualification of the offices as defined by the Charter or violates an express prohibition of the Charter; and

WHEREAS, by virtue of the provisions set forth in Section 2.08, and the other recitals outlined above, the council seat of Lesley Butczynski is declared vacant through forfeiture.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Nanticoke and it is hereby resolved by the authority of the same as follows:

1. Pursuant to Section 2.08 of the City of Nanticoke Home Rule Charter, the council seat of Lesley Butczynski for the term commencing January 2, 2024 is hereby declared to be vacant.

RESOLVED, this 2nd day of January, 2024, by the City Council of the City of Nanticoke, Luzerne County, Pennsylvania.

ATTEST:

CITY OF NANTICOKE

Jennifer Polito, City Clerk

Council President