

**RESOLUTION NO. 062915**

**WHEREAS**, Kyle T. Leinbach was duly elected and subsequently qualified as a member of the Borough Council of the Borough of Gettysburg representing the Second Ward of the Borough of Gettysburg for a four (4) year term of office which term will expire on the first Monday of January 2016; and

**WHEREAS**, on May 27, 2015, Kyle T. Leinbach tendered his resignation as a member of the Borough Council of the Borough of Gettysburg, which resignation was accepted by a majority vote of a quorum of the Borough Council at a duly advertised general monthly business meeting of the Borough Council which was held on June 8, 2015; and

**WHEREAS**, as a result of the resignation of Kyle T. Leinbach as a member of the Borough Council of the Borough of Gettysburg representing the Second Ward of the Borough of Gettysburg, a vacancy in such office has been created effective on June 8, 2015, the date on which the resignation from office of Mr. Leinbach was accepted by a majority vote of a quorum of the Borough Council; and

**WHEREAS**, consistent with the provisions of the Borough Code at 8 Pa. C.S.A. §901, the Borough Council of the Borough of Gettysburg shall fill the vacancy in the office of a member of Borough Council within thirty (30) days of such vacancy by appointing an eligible registered elector of the Second Ward of the Borough of Gettysburg to hold such office for the remainder of the term of office which will expire on the first Monday in January of 2016. No person shall be eligible for appointment to fill the vacancy in office on the Borough Council of the Borough of Gettysburg unless he or she has resided within the Second Ward of the Borough of Gettysburg continuously for at least one (1) year immediately prior to his or her appointment; and

**WHEREAS**, the Borough Council of the Borough of Gettysburg desires to appoint an eligible, registered elector of the Second Ward of the Borough of Gettysburg to fill the vacancy in the office of member of Borough Council representing the Second Ward of the Borough of Gettysburg due to the resignation from office of Kyle T. Leinbach. The person appointed to fill the aforesaid vacancy shall hold such office from the date of this resolution until the first Monday in January 2016, which is the date of the expiration of the term of office of Kyle T. Leinbach as a member of the Borough Council representing the Second Ward of the Borough of Gettysburg.

**WHEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Gettysburg hereby appoints LEONARD E. ANDRZUS as a member of the Borough Council of the Borough of Gettysburg representing the Second Ward of the Borough of Gettysburg to fill the vacancy in office as a member of the Borough Council created by the resignation of Kyle T. Leinbach until the first Monday in January 2016,

which is January 4, 2016, the date of the expiration of the term of office of Kyle T. Leinbach as a member of Borough Council representing the Second Ward of the Borough of Gettysburg.

This appointment to the office of a member of Borough Council of the Borough of Gettysburg representing the Second Ward of the Borough of Gettysburg is conditioned upon the receipt by the Borough of Gettysburg of a signed affidavit executed and delivered by the aforesaid appointee stating and affirming under oath that: he or she is a registered elector of the Borough of Gettysburg, that he or she resides within the Second Ward of the Borough of Gettysburg, and that he or she has resided in such ward continuously for at least one (1) year prior to his or her appointment.

This action is taken under and pursuant to the power of a borough council to appoint a registered elector of the borough to fill a vacancy in the ward office of a member of borough council as authorized pursuant to the Borough Code at 8 Pa. C.S.A. §901.

**THIS RESOLUTION DULY ADOPTED** according to law on this 29<sup>th</sup> day of June, 2015, at a duly advertised special meeting of the Borough Council of the Borough of Gettysburg.

**BOROUGH OF GETTYSBURG**

By: Michael J. Birkner  
Michael J. Birkner  
President of Borough Council

Attest:

Sara L. Stull  
Sara L. Stull, Secretary