

**LAKE AND PENINSULA BOROUGH  
RESOLUTION 13-14**

**A RESOLUTION DETERMINING ASSEMBLY MEMBER VICTOR SEYBERT HAS FORFEITED OFFICE BY FAILING TO ATTEND THREE CONSECUTIVE REGULAR BOROUGH ASSEMBLY MEETINGS, AND DECLARING HIS ASSEMBLY SEAT VACANT.**

**WHEREAS**, Lake and Peninsula Borough's Charter provides, at Section 2.05(B)(3) that an elected Borough official shall immediately forfeit office if he failed to attend three (3) consecutive regular meetings of the assembly without being excused by the governing body; and

**WHEREAS**, Lake and Peninsula Borough's municipal ordinances similarly provide at §2.04.050(B)(3) that an assembly member shall forfeit office if he or she fails to attend three (3) consecutive regular meetings of the assembly without being excused by the assembly prior to that absence; and

**WHEREAS**, Assembly member Victor Seybert has failed to attend four consecutive regular assembly meetings, namely

1. Regular Assembly Meeting March 19, 2013;
2. Regular Assembly Meeting April 16, 2013;
3. Regular Assembly Meeting May 14, 2013;
4. Regular Assembly Meeting August 20, 2013;

and in each and every case that failure to attend was not excused in advance by the Borough Assembly, and in each and every case Assembly member Seybert did not seek to have his absence excused; and

**WHEREAS**, neither the Borough Charter nor ordinances afford the Borough Assembly any choice or discretion with regard to forfeiture of office;

**NOW THEREFORE BE IT RESOLVED**, that the Assembly of Lake and Peninsula Borough, by this resolution finds that:

1. Because Assembly member Victor Seybert has failed to attend three consecutive regular meeting of the Lake and Peninsula Borough without being excused by the Borough Assembly, Assembly member Victor Seybert has FORFEITED his office.
2. The Assembly seat formerly held by Victor Seybert is declared to be vacant.

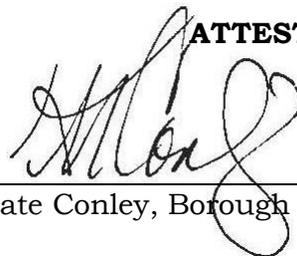
**PASSED AND APPROVED**, by a duly constituted quorum of the Lake and Peninsula Borough Assembly this 17<sup>th</sup> day of September, 2013.

**IN WITNESS THERETO:**



Glen Alsworth Sr., Mayor

**ATTEST:**



Kate Conley, Borough Clerk