

**CITY OF BILOXI
AGENDA ITEM
FACT SHEET**

Item No.: 5B

Council Meeting Date: January 18, 2022

ITEM TITLE: RESOLUTION
INTRODUCED BY: Mayor Andrew "FoFo" Gilich
CONTACT PERSON: E. Michael Leonard, CAO *em*
Peter Abide, City Attorney

SUMMARY EXPLANATION:
Resolution confirming and approving appointment of Deputy Clerk of the Municipal Court of the City of Biloxi. (Cooper Kerns)

Resolution Ordinance _____ Public Hearing _____ Routine Agenda _____

Exhibits for Review

Contract _____ Minutes _____ Plans/Maps _____ Deed _____ Lease _____

Other (Specify):

Submittal Authorization: Council President _____ Mayor

STAFF RECOMMENDATION: Staff recommends approval

COUNCIL ACTION: Motion By: _____ Second By: _____

Vote:	<u>Councilmember</u>	<u>Yes</u>	<u>No</u>	<u>Other</u>	<u>Councilmember</u>	<u>Yes</u>	<u>No</u>	<u>Other</u>
	Lawrence	___	___	___	Tisdale	___	___	___
	Gines	___	___	___	Glavan	___	___	___
	Newman	___	___	___	Barrett	___	___	___
	Deming	___	___	___				

ACTION TAKEN:

Resolution No.

RESOLUTION CONFIRMING AND APPROVING APPOINTMENT OF DEPUTY CLERK
OF THE MUNICIPAL COURT OF THE CITY OF BILOXI, MISSISSIPPI (COOPER
KERNS)

WHEREAS, Section 21-23-11 of the Mississippi Code of 1972 authorizes the Municipal Judge to appoint "other municipal employees as deputy clerks of court to assist the clerk of the court in the conduct of the court's responsibilities" and requires that the authorization be entered in the minutes of the municipality; and

WHEREAS, the police department has situations that require immediate preparation of documents under oath at times when there is no deputy clerk available to take the officers' oath and that it would be advantageous to the police department to have employees on duty at such times to complete the sworn documents; and

WHEREAS, it is the recommendation of the Director of Police, John Miller, that said authorization be granted.

WHEREAS, Cooper Kerns, is appointed by the Mayor and recognized by the Council as qualified and proper persons to administer the duties of Deputy Clerks of the Court for the City of Biloxi; and

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BILOXI, MISSISSIPPI, THAT:

SECTION ONE: The appointment of Cooper Kerns to serve as Deputy Clerk of the Court for the City of Biloxi, is hereby confirmed, and said officers shall be vested with all the powers, duties and authority that is vested in said office under the laws of the State of Mississippi.

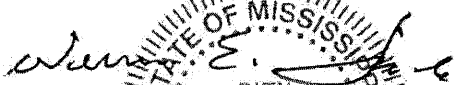
SECTION TWO: This resolution shall take effect and be in force from and after adoption.

IN THE MUNICIPAL COURT OF THE CITY OF BILOXI
STATE OF MISSISSIPPI

IN RE: APPOINTMENT OF AND OATH OF OFFICE OF DEPUTY COURT CLERK

By authority of Section 23-21-11 of the Mississippi Code of 1972 and as authorized by the City Council and spread on the minutes of the City of Biloxi, Mississippi, I do hereby appoint COOPER KERNS as Deputy Court Clerk of the Municipal Court of the City of Biloxi and who shall assume said office upon taking the below oath.

Sworn to and subscribed before me on this the 06TH day of JANUARY, 2022


Municipal Court Judge William E. Tisdale
BILOXI
HARRISON COUNTY
STATE OF MISSISSIPPI

OATH OF OFFICE

I, COOPER KERNS, do solemnly swear (or affirm) that I will faithfully support the Constitution of the United States and the Constitution of the State of Mississippi, and obey the laws thereof; that I am not disqualified from holding the office of Deputy Court Clerk; that I will faithfully discharge the duties of the office upon which I am about to enter. So help me God.

Dated this the 06TH day of JANUARY, 2022.


COOPER KERNS

CERTIFIED TRUE COPY
By A. Waskett DC
MUNICIPAL COURT OF BILOXI