

**HARTSTENE POINTE WATER-SEWER DISTRICT
MASON COUNTY, WASHINGTON**

RESOLUTION 2014-01

**A RESOLUTION OF THE
HARTSTENE POINTE WATER-SEWER DISTRICT COMMISSIONERS
ESTABLISHING PROCEDURES FOR FILLING COMMISSIONER VACANCIES**

WHEREAS, Hartstene Pointe Water-Sewer District is a special purpose district, governed by Title 57 of the Revised Code of Washington; and

WHEREAS, according to Title 42 of the Revised Code of Washington, an elective office shall become vacant on the happening of the death of the incumbent, his or her resignation, his or her removal, his or her ceasing to be a legally registered voter of the district, his or her conviction of a felony, or of any offense involving a violation of his or her official oath, his or her refusal or neglect to take his or her oath of office, the decision of a competent tribunal declaring void his or her election or appointment, or whenever a judgment shall be obtained against that incumbent for breach of the condition of his or her official bond. Additionally, Title 57.12.020 of the Revised Code of Washington states that if a water-sewer district commissioner is absent from three consecutive scheduled meetings, unless by permission of the board, the office may be declared vacant. However, such an action shall not be taken unless the commissioner is notified by certified mail after two consecutive unexcused absences that the position will be declared vacant if the commissioner is absent without being excused from the next regularly scheduled meeting; and

WHEREAS, Title 42.12.070 provides for the appointment of an individual to fill a vacancy on an elected nonpartisan governing body;

THEREFORE, The Board of Commissioners of the Hartstene Pointe Water-Sewer District hereby resolves:

To adopt the following procedures for filling a vacancy on the District Board of Commissioners:

Filling One Vacancy.

If one position on the board of commissioners becomes vacant, the remaining members of the board shall make an appointment of a qualified person to fill the position. A qualified person is defined as an individual residing within the District who is registered to vote in the District.

The District shall receive letters of interest from qualified applicants for consideration. Those letters will be reviewed in an open public meeting, and, if necessary, the board may go into an executive session to discuss the applicants' qualifications. Of the individuals who submit letters of interest, the board shall choose, in an open public meeting, no more than five individuals to interview. The board will then, in an open public meeting, interview the

remaining applicants. The board may go into an executive session to discuss the final appointment, and then return to the open public meeting to make the appointment.

Filling Two or More Vacancies.

If fewer than two commissioners remain, the county legislative authority shall appoint one or more qualified person(s) to fill the vacancy or vacancies until the District board of commissioners has two members, and, once there are two members, those members can fill the remaining vacancies as outlined above.

Timeline to Fill the Vacancy.

The District board has 90 days from the date the vacancy occurred to fill the vacancy. If they fail to do so, the county commissioners make the appointment. The county has 90 days (180 days from the date of the vacancy's occurrence) to make an appointment; if it fails to do so, either the county or the District may petition the governor to make the appointment.

Appointed Commissioner's Term.

Each person who is appointed shall serve until a qualified person is elected at the next election at which a member of the governing body normally would be elected.

Election to Serve the Unexpired Term.

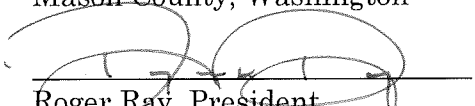
If, prior to the first day of the regular filing period, a vacancy occurs in an odd year, leaving an unexpired term for which a successor must be elected at the next general election, filings for that office shall be accepted during the regular filing period. The filing officer shall provide notice of the vacancy and filing period to newspapers, radio, and television in the county, and online. The position shall appear on the primary and general election ballots unless no primary is required.

If, on the first day of the regular filing period or later, a vacancy occurs in an office that is not scheduled to appear on the general election ballot, leaving an unexpired term, the election of the successor shall occur at the next general election in an odd year.

The person elected shall take office immediately and serve the remainder of the unexpired term.

ADOPTED by the District Board of Commissioners at its scheduled meeting
on May 8, 2014.


Hartstene Pointe Water-Sewer District
Mason County, Washington



Roger Ray, President



Nancy Nelson, Commissioner



Mary Alice Cary, Commissioner