

BEFORE THE BOARD OF COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO: 17-04-11-10

IN THE MATTER OF APPOINTING GARY WILLIAMS TO FILL THE POSITION NO. 5, EAST LANE DISTRICT, ON THE LANE COUNTY BOARD OF COMMISSIONERS AND CALLING AN ELECTION TO FILL THE VACANCY

WHEREAS, Lane County Commissioner Faye Stewart, Position No. 5 East Lane County, resigned his position on the Lane County Board of Commissioners effective April 3, 2017; and

WHEREAS, the Lane County Home Rule Charter Chapter V, Section 24(1) establishes that vacancies on the Lane County Board of Commissioners be filled “in the manner prescribed by state law”; and

WHEREAS, Oregon Revised Statute (ORS) 236.210(2) prescribes that “the board of commissioners shall appoint a person to fulfill the duties until the vacancy can be filled by election.”; and

WHEREAS, the Lane County Home Rule Charter Chapter V Section 22(1) prescribes the minimum qualifications for the position of commissioner are that the person be a legal voter, a Lane County resident for two years prior to the appointment and a resident of the district for two months prior to appointment; and

WHEREAS, ORS 236.030 establishes an additional minimum qualification; and

WHEREAS, the Lane County Home Rule Charter Chapter V, Section 22(2) grants the board the authority to establish whatever additional qualifications it deems appropriate; and

WHEREAS, Lane County published notice of the open position and solicited applications through the Lane County Human Resources Department; and

WHEREAS, the Lane County Human Resources Department screened all applicants for the minimum qualifications required by the Lane County Home Rule Charter and Oregon law; and

WHEREAS, on April 12, 2017 the Lane County Board of Commissioners duly considered all applicants meeting the minimum legal requirements established by the Lane County Home Rule Charter and Oregon law; and

WHEREAS, on April 12, 2017 the Lane County Board of Commissioners duly considered all applicants meeting the additional qualifications established by the Board; and

WHEREAS, Gary Williams fulfills all of the requirements for being a Lane County Commissioner in that he is a legal voter, has been a Lane County resident for two years prior to the appointment, has been a resident of the district for two months prior to appointment and meets the additional qualifications established by the Board; and

NOW, THEREFORE IT IS HEREBY ORDERED pursuant to the Lane County Home Rule Charter Chapter V, Section 22(1) and ORS 236.210(2) that Gary Williams be appointed to perform the duties of the office of Lane County Commissioner, Position No. 5, East Lane District, effective upon swearing in, to serve until the vacancy is filled by election and the then Commissioner-elect takes office in January 2019; and

IT IS FURTHER ORDERED that an election be held to fill the vacancy for the remainder of the term of Position No. 5, East Lane District, on the Lane County Board of Commissioners, at the November 2018 General Election in the manner prescribed by state law for the conduct of nonpartisan nominations and elections.

ADOPTED this 12th day of April, 2017



Pat Farr, Chair
Lane County Board of Commissioners

APPROVED AS TO FORM

Date

4/12/17

LANE COUNTY OFFICE OF LEGAL COUNSEL

