

**MINUTES OF THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT**

JANUARY 12, 1983

Councilors Present: Councilors Banzer, Bonner, Deines,
Etlinger, Hansen, Kafoury, Kelley,
Kirkpatrick, Oleson, Van Bergen, and
Williamson.

Councilors Absent: None.

Also Present: Rick Gustafson, Executive Officer.

Staff: Don Carlson, Andrew Jordan, Ray Barker, and
Dan LaGrande.

A recessed meeting of the Council of the Metropolitan Service District was called to order at 5:10 P.M. by Presiding Officer Banzer.

1. Resignation of Councilor Craig Berkman.

Presiding Officer Banzer stated that the Council had received the resignation of Councilor Berkman from District 3.

Motion: Councilor Oleson moved that the Council accept the resignation of Councilor Berkman. Councilor Kafoury seconded the motion.

Vote: By voice vote, the motion was carried unanimously.

2. Declaration of Vacancy in District 3

Presiding Officer Banzer declared a vacancy in the District 3 position. She asked if there were any motions to fill the vacancy.

Councilor Van Bergen stated that he had written a letter to the Council regarding his feelings about filling the vacancy. He said since the Council had set a procedure before he became a

member of the Council, he did not feel bound by that procedure. He said the appointment to the vacancy left in District 3 should be generally advertised to the public for a period of time, instead of outright appointment of Councilor Williamson to the position.

Motion: Councilor Van Bergen moved that there be a general announcement to the public of a vacancy in District 3; that for a period of twenty days candidates be given the opportunity to come forward and make written application; and that following that period of time, Council would develop a process for reviewing the applicants and make a selection. Councilor Deines seconded the motion.

There was then discussion of the motion and whether Councilor Williamson should be appointed to the District 3 vacancy.

Vote: The vote on the motion resulted in the following:

Ayes: Councilors Deines, Etlinger, and Van Bergen.

Nays: Councilors Banzer, Bonner, Hansen, Kafoury, Kelley, Kirkpatrick, Oleson, and Williamson.

Motion failed.

3. Election of Presiding Officer. (Continued)

Vote: The vote, by ballot, for Presiding Officer resulted in:

For Councilor Williamson: Councilors Deines, Kafoury, Kirkpatrick, Van Bergen, and Williamson.

For Councilor Banzer: Councilors Banzer, Bonner, Etlinger, Hansen, Kelley, and Oleson.

Majority vote of seven not achieved.

Councilors Kafoury, Kirkpatrick, and Etlinger made statements regarding the need to resolve the deadlock.

Presiding Officer Banzer continued the issue to Tuesday, January 18, 1983 at 5:30.

4. Resignation of Councilor Williamson from District 2 and ap-
pointment to District 3

Motion and Vote: Councilor Bonner moved to accept the resignation of Councilor Williamson from District 2. Councilor Kirkpatrick seconded the motion. By voice vote, the motion was carried unanimously.

Motion and Vote: Councilor Kafoury moved appointment of Charlie Williamson as Councilor representing District 3. Councilor Kirkpatrick seconded the motion.

The vote on the motion resulted in the following:

Ayes: Councilors Banzer, Bonner, Deines,
Etlinger, Hansen, Kafoury, Kelley,
Kirkpatrick, Oleson, and Van Bergen.

Nays: None.

Motion carried.

At this time, Councilor Williamson was sworn in as Metropolitan Service District Councilor of District 3 by General Counsel Jordan.

Presiding Officer Banzer declared a vacancy in the District 2 position.

5. Resolution No. 83-385, for the purpose of authorizing citizen committees to assist in appointments to Council vacancies.

Councilor Kelley stated she was introducing the resolution to aid the Council in the selection of a Councilor for the District 2 vacancy, as well as for any vacancies that came up in the future. She outlined the intent of the resolution: appointment of eight citizens from the district where the vacancy existed to participate in the interview process, evaluate candidates, and advise the Council on the relative qualifications of each candidate.

Motion: Councilor Kelley moved adoption of Resolution No. 83-385. Councilor Williamson seconded the motion.

There was then discussion regarding the merits of establishing a citizens committee.

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Vote: The vote on the motion to adopt the resolution resulted in:

Ayes: Councilors Banzer, Etlinger, Hansen,
 Kafoury, Kelley, Kirkpatrick, and Williamson

Nays: Councilors Deines, Oleson, Van Bergen.

Absent: Councilor Bonner.

Motion carried, Resolution adopted.

6. R.W. Beck Report.

Presiding Officer Banzer distributed to the Council members the report of R.W. Beck and Associates regarding the Energy Recovery Facility.

There being no further business, the meeting was recessed at 5:45 P.M. until January 18, 1983 at 5:30 P.M.

Respectfully submitted,


Everlee Flanigan
Council Clerk

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