

City Council Joint Committee

1. 1. Agenda

Documents:

[2019-01-08 JOINT AGENDA.PDF](#)

2. 2. Appointment For Vacant Councilmember Seat

Documents:

[2. APPOINTMENT FOR VACANT COUNCILMEMBER SEAT.PDF](#)

Please contact the City Administrator's Office if you need special accommodations while attending this meeting



**City Council Joint Committee
Tuesday, January 8, 2019 6:30pm or immediately
following the Regular City Council Meeting
City Hall – Public Meeting Room**

AGENDA

1. Call to Order
2. Appointment for Vacant Councilmember Seat
3. Future Discussion
4. Adjourn

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Council Committee Memorandum

TO: Joint Council Committee
FROM: Tim Murray, City Administrator
MEETING DATE: January 8, 2019
SUBJECT: Appointment for Vacant Council Member Seat

Background:

With the vacancy resulting from Councilmember Underdahl's resignation (to serve as County Commissioner) the City Council needs to appoint a replacement for the remainder of the term, which runs through January 4, 2021. As part of the solicitation process to find a replacement, the following seven (7) individuals have been identified:

- | | |
|----------------|----------------|
| Abdi Abdullahi | Brian Peterson |
| Kymn Anderson | John Rowan |
| Kay Duchene | Jonathan Wood |
| Ryan Knott | |

As discussed at previous meetings, the Council does have a fair amount of latitude with regards to the process for appointing a replacement. If the Council is able to reach a consensus on an appointee, we will hold a special Council meeting on January 15, 2019 to swear in the new councilmember, prior to the Joint Committee meeting scheduled that evening. Part of the 1/15 committee meeting is the appointment of councilmembers to various commissions and boards, so if the new councilmember has not been selected yet, the Council may opt to delay that action.

Attachments:

- City Charter Section 2.05

CITY CHARTER

Section 2.05. - Vacancies; appointments.

A vacancy in the council shall be deemed to exist on the happening of any of the following events, before the expiration of the term of such office:

- (1) The death of the mayor or council member;
- (2) The resignation of the mayor or council member;
- (3) The removal of the mayor or council member;
- (4) The mayor's or council member's ceasing to be an inhabitant of the city;
- (5) The mayor's or council member's conviction of any infamous crime, or of any offense involving a violation of the official oath;
- (6) The mayor's or council member's refusal or neglect to take the oath of office, or to give or renew the official bond, or to deposit or file such oath or bond within the time prescribed;
- (7) The decision of a competent tribunal declaring the mayor's or council member's election or appointment void;
- (8) The death of the person elected or appointed to fill a vacancy, or for a full term, before the person qualifies, or before the time when by law the person should enter upon the duties of the office, in which case the vacancy shall be deemed to take place at the time when the term of office would have begun had the person lived.
- (9) The mayor's or council member's inability to serve in the office or attend council meetings for a 90-day period because of illness, or because of absence from or refusal to attend council meetings for a 90-day period. If any of the preceding conditions occurs, the council may, after it has by resolution declared a vacancy to exist, fill the vacancy at a regular or special council meeting for the remainder of the unexpired term, or until the person is again able to resume duties and attend council meetings, whichever is earlier. When the person is again able to resume duties and attend council meetings, the council shall by resolution remove the temporary officeholder and restore the original officeholder.

In each case, the council shall by resolution declare such vacancy to exist and shall appoint an eligible person to fill the vacant office until the next regular city election is held. In the case of a tie vote in the council for a vacancy in the position of a council member, the mayor shall make the appointment. In the case of a tie vote in the council for a vacancy in the position of mayor, the vice mayor shall make the appointment. If the vacancy occurs before the first day to file affidavits of candidacy for the next regular city election and more than two years remain in the unexpired term, a special election shall be held at or before the next regular city election and the appointed person shall serve until the qualification of a successor elected at a special election to fill the unexpired portion of the term. If the vacancy occurs on or after the first day to file affidavits of candidacy for the regular city election or when less than two years remain in the unexpired term, there need not be a special election to fill the vacancy and the appointed person shall serve until the qualification of a successor.

(Ord. No. 2011-15, § 1, 9-27-11)