

## **APPOINTED SPECIAL ROAD DISTRICTS: FREQUENTLY ASKED QUESTIONS**

1. There are only two active members serving on the special road district. How long can the current board continue to conduct business?

*You can continue to serve as long as there is a quorum of two for as long as necessary. You can vote on issues, as long as you both agree on the decision. If a unanimous vote cannot be reached, the issue must be stalled and a vote cannot be made until a third board member is appointed.*

2. There is a non-registered voter serving on our road district. Is this a problem?

*Yes. There should be no one serving on any road district board who is not currently registered to vote in that district. If the person does not immediately register to vote, he/she will be removed by Board Order. If there is someone serving on your road district board who is not a registered voter in Lincoln County, please contact the County Board of Commissioners office immediately at (541) 265-4100.*

3. Whose responsibility is it to remind board members of their term expirations?

*It is the responsibility of the serving board members to notify the County Board of Commissioners Office of his/her term expiration and desire for reappointment or non-reappointment. However, the County tries to stay on top of the current member lists and may send reminder notices and reappointment forms as needed.*

4. If a current member's term is expiring, does that person get first shot at reappointment, or is the vacancy open to any applicant?

*Any registered voter in a road district can apply to serve on a road district at any time during the year. There is usually one board member expiration per year, and all applications are kept on file in the BOC office. If the expiring board member is the only one to submit an application, often, only that person will be considered for reappointment.*

5. What happens if several applications for appointment are received in the Board of Commissioners office for one position on a road district?

*The road district board chooses the applicant they find most suitable. The County Board of Commissioners may assist the road district board if there is one member serving or if two members cannot reach consensus.*

6. If a road district board member's term is expiring and he/she wishes reappointment, does the reappointment need to be approved by the currently serving road district board members?

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*Yes. Anytime a new appointment or reappointment is desired the County Commissioners ask that the request for appointment and approval/denial from serving board members be submitted in writing via email or letter. We maintain a historical record of your district's board member membership appointments, expirations, and resignations.*

7. How long are road district board members' terms?

*Special road district board members serve three-year terms, unless it is a newly formed road district, in which case one person serves a one-year term, one person serves a two-year term, and the third person serves a three-year term. If someone resigns in the middle of his/her term, the newly appointed person serves out the remainder of that term (even if it's only a few months), then must re-apply for a three-year term.*

8. What if property owners in a special road district disapprove of how their district is conducting business.

*The County has no legal jurisdiction over special road districts and their members. However, if the Board of Commissioners believes that conflict within board membership or its quality of service has been compromised it may decide to convert an appointed board to an elected board.*

*Conversely, if a special road district does not want the input from the County Board of Commissioners about who is appointed to road district positions, the road district is encouraged to consider becoming elected by the voters. For more information on this, please contact our assistant county counsel at 265-4108.*