

**RESOLUTION NO. 2023-09**

**A RESOLUTION OF SUMMIT COUNTY SERVICE AREA NO. 3  
DECLARING TWO VACANCIES ON THE BOARD OF TRUSTEES**

WHEREAS, Vince Pao-Borjigin was elected to the Board of Trustees for Summit County Service Area #3 (“**Service Area**”) to represent Lower Silver Creek Estates (plats D, E, F, H, or I);

WHEREAS, Henry Adams was elected to the Board of Trustees for Summit County Service Area #3 (the “**Board**”) to represent Lower Silver Creek Estates (plats D, E, F, H, or I);

WHEREAS, Trustee Pao-Borjigin’s term began on January 1, 2020, and will expire on December 31, 2023;

WHEREAS, Trustee Adams’ term began on January 1, 2022, and will expire on December 31, 2025;

WHEREAS, Trustee Pao-Borjigin resigned from the Board on December 9, 2022;

WHEREAS, Trustee Adams resigned from the Board on June 7, 2023;

WHEREAS, Utah Code §§ 17B-1-303(5) and 20A-1-512 collectively provide that “[w]hen a vacancy occurs on any special district board for any reason, [the special district board] shall appoint a replacement a replacement to serve out the unexpired term shall be appointed...by...the local district board, if the person vacating the position was elected” after holding a duly noticed public meeting.

**NOW, THEREFORE**, be it **RESOLVED** by the Board of Trustees of Summit County Service Area #3 that, effective immediately:

1. The seats of Trustee Pao-Borjigin and Trustee Adams on the Board are declared to be vacant; and
2. The Board expresses its sincere appreciation for the service Trustee Pao-Borjigin and Trustee Adams gave to the Service Area and its residents; and
3. Pursuant to Utah Code § 20A-1-512(1)(b), the Board will hold a public meeting on January 16, 2024 at 5:30 pm to consider applicants to fill the vacancy and to possibly make appointments to fill the vacancy; and
4. Applications to fill the vacancies shall be submitted to the Service Area’s General Manager on or before January 12, 2024 by 5:00 pm; and
5. The Board instructs staff to prepare and publish notice of the vacancy and the public meeting to fill the vacancy in accordance with Utah Code Ann. §§ 20A-1-512(1)(b) and 632G-30-102 for two weeks prior to the public meeting; and

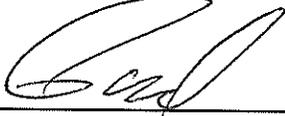
6. To the extent necessary, staff shall remove Trustee Pao-Borjigin's name and Trustee Adams' name from the Utah Public Notice Website and the Service Area's website and shall indicate that their seats are "vacant" within 30 days of the date of this resolution pursuant to Utah Code Ann. § 17B-1-303(9); and

7. Staff shall take any other steps needed to process the resignations of Trustee Pao-Borjigin and Trustee Adams.

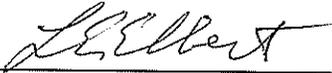
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ADOPTED AND PASSED this 7<sup>th</sup> day of November, 2023.

**BOARD OF TRUSTEES OF SUMMIT COUNTY SERVICE AREA NO. 3.**

By:   
\_\_\_\_\_  
Paul Kraus, Chair

ATTEST:

  
\_\_\_\_\_  
Larry Elbert, Summit County Service Area #3 Clerk

VOTING

Trustee Suzanne Carpenter voting	YEA
Trustee Lori Daniells voting	YEA
Trustee Larry Elbert voting	YEA
Trustee Paul Kraus voting	YEA
Trustee Scott Sharp voting	ABSENT
VACANT	N/A
VACANT	N/A