

10404 Procedure for Vacancies in Office and Succession; Ex Officio Members

If, after entering upon or being elected to a term of office as an ex officio member of the Board, an ex officio member becomes ineligible to continue serving in such office, resigns from such office, becomes disabled to an extent preventing the member from continuing to attend meetings of the Board, dies, or is for any other reason prevented from serving or unwilling to serve in such office, the office shall be vacant and shall be filled for the remaining balance of the term of office by the candidate who received the second greatest number of votes for such office at the most recent election held respecting such office (the “first alternate”). If the first alternate is at such time or subsequently becomes ineligible to serve or continue serving in such office, resigns from such office, is or becomes disabled to an extent preventing him or her from attending or continuing to attend meetings of the Board, is dead or dies, or is for any other reason prevented from serving or unwilling to serve in such office, the office shall be vacant and shall be filled for the remaining balance of the term of office by the candidate who received the third greatest number of votes at the most recent election held respecting such office (the “second alternate”). A similar sequence of filling the vacant ex officio office shall continue as long as an alternate candidate who received votes at the most recent election for the office is available, eligible and willing to serve. If no such alternate candidate is available, eligible and willing to serve, a new election shall be held to fill the ex officio office; provided, however, that no such election shall be held if less than four (4) months remain in the unexpired term of office.

For purposes of this policy, absence of an ex officio member from three consecutive meetings of the Board of Governors, unless excused by majority vote of a quorum of the Board of Governors, shall automatically result in a vacancy in such office. If a question otherwise arises respecting whether the office of an ex officio member has become vacant, the question shall be decided by majority vote of a quorum of the Board of Governors and such decision shall be final.

This Board Policy 10404 shall govern respecting vacancies in the offices of ex officio members of the Board of Governors. Board Policy 10103 concerning vacancies in the offices of statutory members of the Board of Governors shall not apply respecting vacancies in the offices of ex officio members of the Board.

(Adopted 10/23/01; Amended 4/23/13)