

**SAN JUAN COUNTY UTAH
RESOLUTION NO 2022- ____**

A RESOLUTION OF THE SAN JUAN COUNTY BOARD OF COMMISSIONERS APPOINTING _____ AS THE COUNTY ATTORNEY COMPLETING THE TERM VACATED OFFICIALLY ON MARCH 28, 2022 BY THE ELECTED COUNTY ATTORNEY KENDALL LAWS WHICH TERM EXPIRES DECEMBER 31, 2022

WHEREAS, on March 28, 2021, the former County Attorney Kendall Laws resigned his position as the County Attorney; and

WHEREAS, on March 17, 2022, the County Clerk/Auditor solicited all attorneys within the County who were currently licensed, active members in good standing, with the Utah State Bar and a registered voter of San Juan County to apply by submitting a “letter of declaration of candidacy” in accordance with UCA 20A-1-509.2 (1-3) and instructing them to meet the deadline of March 26, 2022 before 5 p.m.; and

WHEREAS, of the five (5) currently licensed, active members in good standing, with the Utah State Bar and a registered voter of San Juan County, the County Clerk/Auditor received four (4) applications from the following attorneys: Craig C. Halls, Brittney Ivins, Daniel Anderson, and Alex Goble; and

WHEREAS, on March 28, 2022, the County Clerk/Auditor submitted a letter to the San Juan County Democratic Central Committee notifying them of the vacancy, provided the four (4) respective applications, and notified them that in accordance with UCA 20A-1-509.2 that they had twenty (20) days from that date (April 17, 2022) to nominate three (3) of the four (4) candidates to the Board of San Juan County Commissioners; and

WHEREAS, On April 7, 2022 the Democratic Party Central Committee notified the County Commissioners that they are unable to fulfill their obligation due to the fact that they have not received “bona fide” applications and advised that the Board of San Juan County Commissioners “advertise for and make a selection from additional applicants”; and

WHEREAS, on April 11, 2022, the County Clerk/Auditor submitted a letter explaining the validity of the applications submitted to the Democratic Central Committee and again provided the four (4) applications of the attorneys and provided the Democratic Central Committee with their statutory obligation in accordance with UCA 20A-1-509.2 that the Central Committee **shall** nominate three of the applicants and forward the applicants names to the Board of San Juan County Commissioners; and

WHEREAS, on April 13, 2022, the Democratic Central Committee notified the County that they “no longer has a statutory role to fulfill in performing any vacancy related tasks. The authority to fill the vacancy rests solely with the County Commission”.

WHEREAS, the Board of San Juan County Commissioners appreciates the applications from all four (4) attorney applicants and their willingness to serve in this capacity as a County Officer and County Attorney; and

WHEREAS, having a fully staffed Attorney’s office and an officially appointed County Attorney to fulfill the role and duties of a County Attorney in continuation of the current term and duties

in accordance with UCA 17-18A Powers and Duties of County and District Attorney is of the utmost importance to the County; and

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Board of San Juan County Commissioners appoint _____ as the County Attorney whose term expires on December 31, 2022;

PASSED, ADOPTED, AND APPROVED by the Board of San Juan County Commissioners this 11th day of May, 2022, by the following vote:

Those voting aye:

Those voting nay:

Those absent or abstaining:

BOARD OF SAN JUAN COUNTY COMMISSIONERS

Willie Grayeyes, Chair

ATTEST:

Lyman Duncan, Clerk/Auditor

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