

RESOLUTION 2021-13

BOARD OF COUNTY COMMISSIONERS OF WESTON COUNTY, WYOMING

**BEING A RESOLUTION TEMPORARILY APPOINTING A REPLACEMENT FOR WYOMING REPRESENTATIVE HANS DONALD HUNT, WITH THE AGREEMENT OF THE COUNTY COMMISSIONERS OF GOSHEN, NIOBRARA, AND WESTON COUNTIES, AS REQUIRED BY WYOMING LAW FOR THIS LEGISLATIVE DISTRICT SEAT LOCATED IN MORE THAN ONE (1) COUNTY, UTILIZING A WEIGHTED VOTE IN PROPORTION TO THE POPULATION OF THE LEGISLATIVE DISTRICT WITHIN EACH COUNTY**

**WHEREAS**, as described in that statutorily-required letter from Governor Gordon to Wyoming GOP Chairman Eathorne, Wyoming Representative Hans Donald Hunt resigned from his position effective October 1, 2021. **EXHIBIT A, LETTER FROM GOVERNOR GORDON TO CHAIRMAN EATHORNE, WYOMING GOP, 10/1/21**

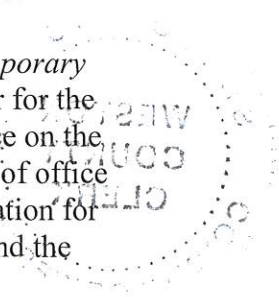
**WHEREAS**, there now exists a vacancy in said elective office, necessitating action by the signatories herein to fill such vacancy created by the resignation of Wyoming Representative Hans Donald Hunt, pursuant to Wyoming law.

**WHEREAS**, as required by Wyoming Statute section 22-18-111(a)(iii)(A) for resignations of state legislators: "... For resignations, the governor shall notify the appropriate state central committee or the appropriate board of county commissioners in accordance with W.S. 28-1-106. For all vacancies in which the incumbent represented a political party at the time of his election or appointment to the office, the state central committee of the political party of the former incumbent shall notify the precinct committeemen and committeewomen for that party for each precinct within the legislative district which is vacant and arrange a meeting of those precinct committeemen and committeewomen at which they will select a list of three (3) persons qualified to hold the office to fill the vacancy..."

**WHEREAS** such meeting of precinct committeemen and committeewomen was held on October 14, 2021, in the city of Lusk, Niobrara County, Wyoming, and said list of three (3) persons is attached hereto. **EXHIBIT D, LIST OF THREE (3) PERSONS QUALIFIED TO HOLD OFFICE HEREIN, 10/14/21**

**WHEREAS**, Wyoming Statute 22-18-111(a)(iii)(D) provides in relevant part: "...If the legislative district is in more than one (1) county, the vacancy shall be filled by the combined vote of the boards of county commissioners for those counties. The vote of each county commissioner in attendance shall be weighted so that the total vote of the commissioners from each county shall be in proportion to the population of the legislative district within that county." **EXHIBIT B, LETTER FROM MATT OBRECHT, LSO DIRECTOR TO GOSHEN, NIOBRARA AND WESTON COUNTY COMMISSIONERS, 10/12/21**

**WHEREAS** Wyoming Statute Section 22-18-111(a), *Vacancies in other offices; temporary appointments*, provides in part: "...The person appointed shall serve until a successor for the remainder of the unexpired term is elected at the next general election and takes office on the first Monday of the following January. Provided, if a vacancy in a four (4) year term of office occurs in the term's second or subsequent years after the first day for filing an application for nomination pursuant to W.S. 22-5-209, no election to fill the vacancy shall be held and the temporary successor appointed shall serve the remainder of the unexpired term..."



**WHEREAS** as further described in EXHIBIT B, Niobrara County Clerk Becky Freeman prepared the attached weighted vote percentages which the signatories hereto agree is the appropriate calculation to utilize herein. **EXHIBIT C, CALCULATED WEIGHTED VOTE PERCENTAGES, BECKY FREEMAN, NIOBRARA COUNTY CLERK.**

**WHEREAS** on October 19, 2021, within five (5) days of receiving the three (3) names from the Central Committees of the Republican party for Goshen, Niobrara and Weston Counties, the Boards of said Counties, in a special meeting, duly noticed and published, and following review of qualifications of the three (3) persons qualified to hold the elective office, to jointly consider the temporary appointment of one (1) person of the three (3) names to fill the vacancy of the elective office of the Wyoming Legislative Representative whose District encompasses areas within each of Goshen, Niobrara and Weston Counties.

**NOW THEREFORE THE BOARD OF COUNTY COMMISSIONERS OF WESTON COUNTY, WYOMING, RESOLVE:**

**Section 1.** That the foregoing recitals and attachments are incorporated in and made a part of this Resolution by this reference.

**Section 2.** That J.D. Williams is hereby temporarily appointed to fill the vacancy of the elective office of the Wyoming Legislative Representative whose District encompasses areas within each of Goshen, Niobrara and Weston Counties, as a temporary successor until the next applicable election on November 8, 2022 date.

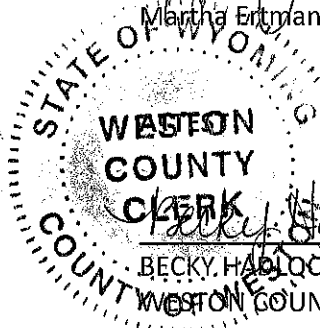
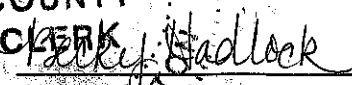
**Section 3.** That J.D. Williams represents the Republican Party when appointed as the temporary successor to fill the vacancy of the elective office of the Wyoming Legislative Representative whose District encompasses areas within each of Goshen, Niobrara and Weston Counties

**Section 4.** That the Board requests the Clerk for Weston County, Wyoming, with the other Counties herein, to issue pursuant to Wyoming Statute section 22-18-112, a Certificate of Appointment to J.D. Williams to fill the vacancy as described herein.

**PASSED, APPROVED, AND ADOPTED THIS 19<sup>th</sup> DAY OF OCTOBER, 2021.**

**THE BOARD OF COUNTY COMMISSIONERS OF WESTON COUNTY, WYOMING**

  
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Martha Ertman, Chairman

  
  
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BECKY HADLOCK,  
WESTON COUNTY CLERK