

BYLAWS OF THE PANORAMIC ACCESS SPECIAL ROAD DISTRICT

BYLAWS

PANORAMIC ACCESS SPECIAL ROAD DISTRICT

ARTICLE I

BOARD OF COMMISSIONERS

1. The Board of Commissioners of the Panoramic Access Special Road District (hereinafter designated as the **District Board**) shall consist of three (3) commissioners, each appointed to the District Board by the Deschutes County Board of Commissioners, upon recommendation of the then existing District Board.
2. The District Board shall hold meetings at such times and places as they may determine.
3. [Removed]
4. [Removed]
5. At the first regular meeting in January, the Commissioners shall choose from among their number a president, secretary and treasurer, who shall serve until the first regular meeting of the following year, or until their successors are appointed. These officers shall have, respectively, the powers, and shall perform the duties usual in such cases and shall be known as president, secretary and treasurer of the Panoramic Access Special Road District (hereinafter designated as the **District**).
6. The majority of the Commissioners at any regular or special meeting shall constitute a quorum to do business and in the absence of the president, any other Commissioner may preside.
7. The officers as such shall give bond to the District as condition for the paying over to them of all monies coming into their hands; the amount of said bond shall be fixed by the Commissioners, based upon the amount of money in the hands of the officers or likely to come into their hands as such. All expenses incident to such bond shall be paid by the District out of its general funds.
8. The Commissioners shall employ such engineers, superintendents, mechanics, clerks or other persons as they may find requisite, necessary or convenient in carrying out any work of the District at such rate of remuneration as they may deem just, and pay the expenses actually incurred by any one or more Commissioners in the service of the District.
9. No Commissioner or other officer of the District shall have a financial interest directly or indirectly in any contract with or on behalf of the District.

ARTICLE II

APPOINTMENT OF COMMISSIONERS

[NOTE: The Commissioners serve staggered terms of three years each, beginning in January, so every year the term of office of one Commissioner is up. The Deschutes County Board of Commissioners must receive a recommendation for a new Commissioner before their December meeting in order for them to appoint the new Commissioner by 1 January of the following year. This note is not part of these bylaws, but is offered as background information for understanding the provisions of this article.]

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1. Not later than September 1st of each year, the District Board shall advertise within the District, and shall notify residents that a vacancy will occur on the District Board as of the first of the following year. Residents will be asked to submit their name and address to the District secretary if they wish to be considered for appointment to the District Board. Such notice shall specify an application deadline of November 1st.
2. Candidates for Commissioner shall be qualified voters in the District, and shall have resided within the District for at least ninety (90) days preceding their intended appointment to the District Board
3. Upon receipt of the names and addresses of candidates, the secretary shall ascertain whether each candidate has resided within the District for at least ninety (90) days prior to the first of the upcoming year, and is at present a qualified voter of the State of Oregon. If the secretary finds that the candidate is qualified, the name of the candidate shall be submitted to the District Board for consideration.
4. The District Board shall meet in November and, by a majority vote of the total number of Commissioners, recommend a candidate to fill the expiring term to the Deschutes County Board of Commissioners. Should no applications from qualified candidates be received by 1 November, the District Board may at its discretion extend the application deadline for as long as is practicable.
5. The District Board may consider the availability, education, experience and familiarity with Special Road District procedures of the candidate when making a recommendation to the Deschutes County Board of Commissioners.
6. [Removed]
7. [Removed]
8. [Removed]

ARTICLE III

SPECIAL ELECTIONS

1. The Commissioners at any regular meeting may, by resolution, call a special election of the electors of the District to vote upon any proposal.
2. After passing of the resolution by the Commissioners, the secretary shall post notice of said special election at one conspicuous designated public space within the District at least twenty (20) days prior to the special election.
3. At any special election of the Panoramic Access Special Road District, the voters shall be qualified as Oregon electors and shall have resided within the District for at least thirty (30) days preceding the election.
4. Elections shall be conducted, unless otherwise specified, pursuant to Oregon Revised Statutes.

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ARTICLE IV

VACANCIES

1. Should a member of the District Board miss three consecutive meetings, without justifiable excuse, a vacancy shall be declared in the office of said absent commissioner and the District Board will thereupon by a majority vote of the total number of remaining commissioners recommend a candidate to fill said vacancy to the Deschutes County Board of Commissioners.
2. Criteria used under ARTICLE II may be used by the District Board in making a recommendation to the Deschutes County Board of Commissioners to fill any vacancy.

ARTICLE V

RECALL

1. Every Commissioner of the District is subject to recall by the legal voters of the Panoramic Access Special Road District.
2. In order to recall a Commissioner, a petition stating concisely the reasons for recall must be signed by forty-five percent (45%) of the legal voters of the District demanding the recall of the Commissioner.
3. After said petition has been signed and the signatures have been verified, the recalled Commissioner shall offer his resignation, and it shall be accepted. The remaining commissioners will thereupon by majority vote recommend a candidate to fill the vacancy to the Deschutes County Board of Commissioners.

ARTICLE VI

FINANCES and RECORDS

1. All monies of the District shall be deposited a bank insured by Federal Deposit Insurance designated by a majority of the Commissioners, and shall be withdrawn or paid out only when previously ordered by a majority vote of the District Board, and upon checks signed by the treasurer and countersigned by the president.
2. A receipt or voucher clearly showing the nature and items covered by each check drawn shall be kept on file by the treasurer.
3. Annual reports shall be made and filed by the president, secretary and treasurer.
4. The District shall comply with applicable Oregon public records statutes and regulations.

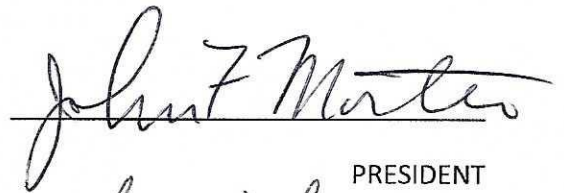
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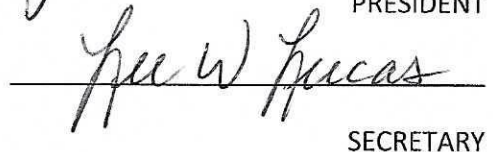
ARTICLE VII

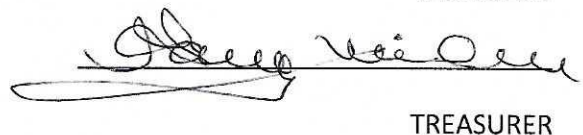
MISCELLANEOUS

1. The secretary shall keep written minutes of the meetings of the District Board and shall enter such minutes of said regular or special meetings in the general records of the District, which shall be carefully preserved and shall be open to inspection as public records,
2. The District Board shall be the final determiners of all business transactions between the District and other communities, districts, individuals or corporations, private or municipal.
3. These Bylaws may be altered, changed, modified or amended by a majority vote of the Board of Commissioners of the Panoramic Access Special Road District held after a public hearing, notice of the place and time of which is posted for not less than twenty (20) days prior to the hearing.
4. No provision may be altered in the Bylaws or rules and regulations of the District, even with approval of the District Board, if said change, alteration or amendment is of such effect that the proposed Bylaw will be contrary to the provisions of Oregon law.
5. Oregon Revised Statutes, Chapter 371.305 to 371.360 is incorporated within these Bylaws as if set out in full.

Adopted by the Board of Commissioners of the Panoramic Access Special Road District upon majority vote of the members present and in conformance with Oregon Revised Statutes, Chapter 371 on this 19th day of June, 2018. These Bylaws replace in full those adopted by the District Board on November 7, 1985.


PRESIDENT


SECRETARY


TREASURER