



8116

Vacancies on the Board

Policy 8116

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I. PURPOSE

Vacancies on the Board of Directors may occur from time to time. It is the intent of the Board of Directors to have a full complement of Directors representing the citizens of Minneapolis to fulfill the responsibilities of the Board at all times. The purpose of this policy is to establish when vacancies may occur in Board of Directors seats and how they are filled.

II. CREATING VACANCIES ON THE BOARD OF DIRECTORS

- A. A vacancy on the Board of Directors may occur as a result of the death of an elected or appointed director.
- B. A Director may resign from the Board by submitting a written statement to that effect to the Board Clerk, or if the resigning Director is the Clerk, to the Chair.
- C. A Director who relocates her or his primary residence outside of the City of Minneapolis must tender a resignation to the board effective either on the date of moving from the District or a date certain in advance of that date.
- D. A Director who holds an election district designated seat on the Board who relocates his or her primary residence outside of that election district must tender a resignation to the Board effective either on the date of moving from the election district, or a date certain in advance of that date.
- E. A vacancy may be created by the resignation of a Director for any other cause.

III. FILLING VACANCIES ON THE BOARD OF DIRECTORS

A Director who leaves the board through resignation, relocation, death or any other cause shall be replaced by an appointment made by the remaining Directors as follows:

- A. In the event that a vacant seat is created with less than two years remaining in the vacating director's term, the appointed director shall serve the remainder of the original director's term.
- B. A replacement director shall be appointed to serve in the vacating director's seat until the later of the next annual meeting or the swearing in of the elected replacement director of the Board when:
 - 1. at least two years remain in the vacating director's term, and



2. adequate time exists for candidates to file for election in the next general election. Elected candidates shall serve the remainder of the vacating director's term.
- C. A replacement director shall be appointed to serve in the vacating director's seat until the vacating director's elected successor is duly elected and qualified when
1. at least two years remain in the vacating director's term, and
 2. there is insufficient time for candidates to file for election in the next general election. Elected candidates shall serve the remainder of the vacating director's term.

IV. GENERAL STATEMENTS OF POLICY

- A. Vacancies in seats with an election district designation may only be filled with a resident of that election district.
- B. Vacancies in seats with an at large designation may be filled by a resident of the City of Minneapolis.
- C. The remaining directors shall establish the procedure to be used to announce the vacancy and accept applications from persons seeking appointment to the seat, including the following provisions:
1. The names of the candidates shall be published at a regularly scheduled and noticed meeting of the board.
 2. The appointment of the replacement shall be at a regularly scheduled and noticed meeting of the board.

Legal References:

Minn. Stat. §123B.02 (General Powers of Independent School Districts)
Minn. Stat. §123B.09 (Boards of Independent School Districts)
Minn. Stat. §123B.85 (Definitions)
Minn. Stat. §128D.01 (Special Independent District: Minneapolis)
Minn. Stat. §128D.04 (District Like Independent District; Exception)
Minn. Stat. §128D.05 (Board: Number, Term, Pay, Vacancies)
Minn. Stat. § 128D.055 (Board Election Districts and At-Large Members)
Minn. Stat. §128D.08 (School District Elections)

Cross References:

MPS Policy 8115 (Membership and Quorum)