

BY-LAWS

GALLATIN SOLID WASTE MANAGEMENT DISTRICT

Article I. NAME.

The name of this organization is the **GALLATIN SOLID WASTE MANAGEMENT DISTRICT**, which may be abbreviated as “**GSWMD**”. The Gallatin County Commission created the District on May 20, 2003 through Resolution 2003-054. This Board was created by the Gallatin County Commission on June 10, 2003 through Resolution No. 2003-060. The cities of Bozeman and Belgrade were added to the District on May 26, 2007 through Resolution No. 2007-119.

Article II. PURPOSE.

The purpose of the **GALLATIN SOLID WASTE MANAGEMENT DISTRICT** IS:

- 1) To provide constituents with cost efficient solid waste services.
- 2) To provide for the balanced consideration and representation of the diverse views and issues regarding solid waste management.
- 3) To advocate for the health, safety and welfare of the residents.
- 4) To manage the processing, reclaiming, storing, transporting, or disposing of waste in ways that protect the ecology of lands in the District.
- 5) To identify goals, policies and procedures that will aid local jurisdictions in meeting solid waste reduction and recycling goals.

ARTICLE III. MEMBERSHIP.

- 1) The Solid Waste Board consists of seven (7) members:

A County Commissioner;

A member appointed by the County Commission upon recommendation of the Three Forks City Council;

A member appointed by the County Commission upon recommendation from the Manhattan City Council;

A member appointed by the County Commission upon recommendation from the Bozeman City Commission;

A member appointed by the County Commission upon recommendation from the Belgrade City Council;

Two at-large members, both of whom must reside in the County as long as no more than two do not reside in the same municipality, appointed by the County Commission.

2) Members are appointed by a majority of the Board of County Commissioners. Pursuant to 7-13-201 through 7-13-203, MCA, all citizen appointees on the Solid Waste Management Board shall serve at the discretion of the Board of County Commissioners and may be removed by the majority vote of the Board of County Commissioners.

3) The terms of the Solid Waste Board shall commence on June 10, 2003. Except for the County Commission member, the members shall serve staggered three (3) year terms on the Board, as follows: the two at-large citizen members shall serve three year terms; the first two members recommended and appointed from Manhattan and Three Forks shall each serve two years terms, with all subsequent Manhattan and Three Forks members serving three year terms. The Bozeman and Belgrade members shall serve three-year terms. The County Commission member's term is one year and shall be reviewed on a yearly basis by the County Commission. At the end of a member's term that member may be re-appointed. A new member must complete the unexpired term, if any, of his or her predecessor.

4) Members may vote to recommend to the Board of County Commissioners to remove a member from the Board for cause. Failure of any member to attend three consecutive, regularly scheduled meetings without good cause may be grounds for removal from the Board.

5) It is in the best interests of the GSWMD to be aware of and properly manage all conflicts of interest and appearances of a conflict of interest. Conflict of interest arises whenever the personal or professional interest of an individual member of the Solid Waste Board is potentially at odds with the best interests of the GSWMD. GSWMD will avoid where possible even the appearance of a conflict of interest or impropriety. This provision is intended to supplement but not replace any applicable laws governing conflict of interest.

Personal or professional interests include, an interest of any kind, which, in view of all the circumstances, is substantial enough that it would, or reasonably could, affect a member of the Solid Waste Boards' judgment with respect to transactions to which that person is a party.

Because many situations all involve potential conflict of interest, the following procedures apply.