




BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: County Executive Office
Department No.: 012
For Agenda Of: March 2, 2021
Placement: Administrative Agenda
Estimated Tme: N/A
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors

FROM: Department Director(s) Contact Info: Mona Miyasato, County Executive Officer 
Jacquelyne Alexander, Chief Deputy Clerk of the Board of Supervisors

SUBJECT: Cachuma Resource Conservation District Board of Director Appointments

County Counsel Concurrence

As to form: Yes

Other Concurrence: N/A

As to form: N/A

Auditor-Controller Concurrence

As to form: N/A

Recommended Actions:

That the Board of Supervisors:

- a) Consider the appointment of Directors to the Cachuma Resource Conservation District pursuant to California Public Resources Code sections 9314 and 9316, as follows:
 - i) Re-appoint Gary Cavaletto and James Stollberg to the Board of the Cachuma Resource Conservation District to four year terms ending on November 29, 2024; and
 - ii) Appoint Paul Van Leer to the Board of the Cachuma Resource Conservation District to a four year term ending on November 29, 2024; and
- b) Determine that the appointment of a Director to the Board of Directors of the Cachuma Resource Conservation District does not constitute a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), as the actions are organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

Summary Text:

In a letter to the Board of Supervisors dated January 14, 2021 (Attachment A), the Cachuma Resource Conservation District (CRCD) Board of Directors notified the Board of Supervisors of vacancies pursuant to Division 9, Section 9314 of the Public Resources Code. The CRCD has requested that the Board of Supervisors make the appointment pursuant to Division 9, Section 9314(c): *“It is the intent of the Legislature to encourage districts to opt for the selection of directors by election, but where directors are appointed pursuant to subdivision (b), it is the intent of the Legislature that the board of supervisors solicit recommendations from within the district, including public, private, and nonprofit entities, and appoint only applicants who are determined by the board of supervisors to have a demonstrated interest in soil and water conservation. In selecting directors pursuant to subdivision (b), the board of supervisors shall endeavor to achieve balanced representation on the board of directors. To avoid undue financial burdens to districts and to thereby promote the objectives of this division, the Legislature hereby encourages counties to waive or minimize the charges for costs of elections conducted pursuant to this division.”*

The term of office for the Directors of the Cachuma Resource Conservation District is four years. The expiration of the term of any Director does not constitute a vacancy, and the Director shall hold office until re-appointment or until his or her successor has qualified. A notice of election is not required since the Directors are to be appointed. The Clerk of the Board posted a notice of vacancy for the Directors of the Cachuma Resource Conservation District reflecting the vacancy on July 29, 2019, for the appointment of Paul Van Leer and on February 11, 2021 for the re-appointments of Gary Cavaletto and James Stollberg. Appointments pursuant to these vacancy notices can be made on or after February 25, 2021. As such, pursuant to Section 9316 of the California Public Resources Code, staff recommends that the Board of Supervisors appoint one qualified applicant, Paul Van Leer, and re-appoint two qualified applicants, Gary Cavaletto and James Stollberg to serve as Directors for the Cachuma Resource Conservation District.

Background:

In 1986, Section 9314 of the California Public Resources Code was amended to allow Resource Conservation Districts to request by Resolution that the Board of Supervisors appoint directors to the governing board of their district.

The Board of Directors of the Cachuma Resources Conservation District adopted a Resolution requesting that the Board of Supervisors of the County of Santa Barbara appoint the District’s directors as provided for in California Public Resources Code Section 9314. Pursuant to Section 9314, the Resolution shall remain in effect until rescinded by the Board of Directors of the Cachuma Resource Conservation District, or until a petition requesting the rescission is received by the elections official. The Resolution has not been rescinded and remains in effect.

Special Instructions:

Send a copy of the minute order to the Cachuma Resource Conservation District, Attn: Anna Olsen.

Attachments:

Attachment A – Cachuma Resource Conservation District Letter Dated January 14, 2021

Attachment B – Applications of Gary Cavaletto, James Stollberg and Paul Van Leer

Authored by:

Jacquelyne Alexander, Chief Deputy Clerk of the Board of Supervisors

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