




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: CEO
Department No.: 012
For Agenda Of: 8/13/2019
Placement: Departmental
Estimated Tme: 5 MIN.
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors

FROM: Department Director(s) Contact Info: Jacquelyne Alexander, Chief Deputy Clerk of the Board of Supervisors 568-2240
Mona Miyasato, County Executive Officer 

SUBJECT: Cachuma Resource Conservation District Board of Director Appointment

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: N/A

Other Concurrence: N/A

As to form: N/A

Recommended Actions:

That the Board of Supervisors:

- a) Consider the appointment of one Director to the Cachuma Resource Conservation District pursuant to California Public Resources Code sections 9314 and 9316, as follows:
Appoint Leroy Scolari to the Board of the Cachuma Resource Conservation District to an term ending on November 25, 2022 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 15, 2019 (Attachment A), the Cachuma Resource Conservation District (CRCD) Board of Directors notified the Board of Supervisors of a vacancy 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 his or her successor has qualified. The Clerk of the Board posted a notice of vacancy of the Board of Directors of the Cachuma Resource Conservation District on July 22, 2019. The appointments can be made on or after August 1, 2019. Pursuant to Section 9316 of the California Public Resources Code, staff recommends that the Board of Supervisors appoint one qualified applicant as a Director for the Cachuma Resource Conservation District. This vacancy is the result of the resignation of Board Member Sharyne Merritt whose unexpired term would have ended on November 25, 2022.

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.

A notice of election is not required since the Directors are to be appointed. On July 22, 2019, the Clerk of the Board posted a vacancy notice in the office of the Clerk of the Board of the Board of Supervisors of the County of Santa Barbara, the public library with the largest service population within the County of Santa Barbara, and in other locations as directed by the Board. Mr. Scolari is the sole applicant for this position.

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 15, 2019

Attachment B – Application of Leroy Scolari

Authored by:

Jacquelyne Alexander, Chief Deputy Clerk of the Board

568-2240