



Agenda Date: 11/21/2006
Agenda Placement: 9A
Continued From: 11/14/2006

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors
FROM: Britt Ferguson for Nancy Watt - County Executive Officer
County Executive Office
REPORT BY: Britt Ferguson, Assistant County Executive Officer, 253-4406
SUBJECT: CSAC Board of Directors Appointment

RECOMMENDATION

County Executive Officer requests:

1. The appointment of one (1) member and one (1) alternate member of the Board of Supervisors to serve on the California State Association of Counties (CSAC) Board of Directors for the 2007 Association year beginning November 28, 2006 (**CONTINUED FROM NOVEMBER 14, 2006**); and
2. Approval of an amendment to the Guidelines for Appointment of Board Members to Serve on Committees, Commissions and Other Bodies (Rule 29) of the Rules of Conduct of the Board of Supervisors (Part 1, Section 8B of the Napa County Policy Manual) to define whether "seniority" for purposes of appointment of Board members to committees and commissions is to be measured based on the most recent period of continuous service or total number of years of service on the Board.

EXECUTIVE SUMMARY

This item requests:

1. The appointment of one member and one alternate member of the Board of Supervisors to serve on the California State Association of Counties (CSAC) Board of Directors for the 2007 Association year. Supervisor Wagenknecht has been serving as the regular member and Supervisor Dodd has been serving as the alternate for the 2006 Association Year. Board policy states that incumbent Supervisors are to be reappointed to expired terms on committees or commissions unless they choose not to serve, in which case the Supervisor with the most seniority on the Board will be appointed. If the most senior Supervisor declines the appointment, any Supervisor may be appointed. The policy does not define "seniority".
2. Approval of a revision to the Board's Policy on appointing members to committees and commissions that defines whether a Supervisor's seniority is measured based on his or her most recent period of continuous service or total number of years of service on the Board.

FISCAL IMPACT

Is there a Fiscal Impact? No

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

This issue was originally considered by the Board on November 14th, but no action was taken due to the absence of Supervisor Dodd.

According to the California State Association of Counties (CSAC) Constitution, members of the CSAC Board of Directors are elected by their respective Boards of Supervisors to serve one-year terms that begin on the first day of the CSAC Annual Conference each year. Attached is a letter from CSAC dated September 18, 2006, requesting that the Napa County Board of Supervisors appoint its representatives (one member and one alternate) to serve on the CSAC Board of Directors for the one-year term that begins on November 28, 2006. The appointment should be made prior to the annual conference which will be held in Orange County, November 28 through December 1, 2006.

The Board's Policy concerning appointment of Board members to committees and commissions (copy attached) states that appointment to positions that are vacant because of the expiration of the term of the incumbent will occur as follows:

1. To promote continuity, the incumbent Supervisor will be reappointed unless he or she chooses not to serve a subsequent term or is otherwise unavailable.
2. If the incumbent Supervisor chooses not to be reappointed or is unavailable, then the Supervisor having the most seniority on the Board will be appointed, unless he or she declines the appointment.
3. If the most senior non-incumbent Supervisor declines the appointment, any Supervisor expressing an interest in serving may be appointed.

The Board Policy also provides that the above guidelines may be changed by majority vote of the Board. County Counsel advises that this provision is mandatory.

Supervisor Brad Wagenknecht has been serving as the regular member with Supervisor Bill Dodd serving as his alternate for the 2006 Association year. To represent a county, a CSAC Director must be a member of the Board for the entire Association year.

When this issue was originally considered by the Board on November 14th, County Counsel noted that the existing Board Policy does not define whether a Supervisor's "seniority" is measured based on the most recent period of continuous service or total number of years of service on the Board, even if interrupted by a period of non-service. To clarify this issue, staff is requesting that the Board revise the attached policy by adding a Subsection "E" to the policy. The Board should select either "a" or "b" below in making its motion.

- a. Rule 29(E). Seniority of a member of the Board of Supervisors, for purposes of this policy only, shall be

based on the length of his or her most recent period of continuous service on the Board of Supervisors; or

b. Rule 29(E). Seniority of a member of the Board of Supervisors, for purposes of this policy only, shall be based on the length of his or her service on the Board of Supervisors, regardless of when that service occurred.

SUPPORTING DOCUMENTS

A . CSAC Letter

B . Resolution Amending BOS Appointment Policy

CEO Recommendation: Approve

Reviewed By: Maiko Klieman