



Legislation Details (With Board Report)

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| <b>File #:</b>        | WRAG 18-131   | <b>Name:</b>         | Ag Commissioner Nomination to BOD                                  |
| <b>Type:</b>          | WR General Agenda   | <b>Status:</b>       | Scheduled PM   |
| <b>File created:</b>  | 6/4/2018  | <b>In control:</b>   | Board of Supervisors of the Monterey County Water Resources Agency |
| <b>On agenda:</b>     | 6/19/2018   | <b>Final action:</b> |  |
| <b>Title:</b>         | Appoint Agricultural Advisory Committee representative to the Monterey County Water Resources Agency Board of Directors (John Baillie or Benny Jefferson - term ending December 31, 2018 (Full Board)).   |                      |  |
| <b>Sponsors:</b>      |   |                      |  |
| <b>Indexes:</b>       |   |                      |  |
| <b>Code sections:</b> |   |                      |  |
| <b>Attachments:</b>   | 1. Board Report, 2. AAC Nomination Letter, 3. Notification to Clerk of the Board, 4. Jefferson and Baillie - Letters - ADDED VIA ADDENDUM, 5. Baillie, John - Application- ADDED VIA ADDENDUM, 6. Jefferson, Benny - Application - ADDED VIA ADDENDUM, 7. Completed Board Order |                      |  |

| Date | Ver. | Action By | Action | Result |
|------|------|-----------|--------|--------|
|------|------|-----------|--------|--------|

Appoint Agricultural Advisory Committee representative to the Monterey County Water Resources Agency Board of Directors (John Baillie or Benny Jefferson - term ending December 31, 2018 (Full Board)).

RECOMMENDATION:

It is recommended that the Monterey County Water Resources Agency Board of Supervisors:

Appoint Agricultural Advisory Committee representative to the Monterey County Water Resources Agency Board of Directors (John Baillie or Benny Jefferson - term ending December 31, 2018 (Full Board)).

SUMMARY/DISCUSSION:

Under the Monterey County Water Resources Agency Act, the Monterey County Agricultural Advisory Committee nominates two persons from whom the Agency Board of Supervisors appoints one Director to the Agency Board of Directors. David Hart was the appointee of the Board of Supervisors representing the Monterey County Agricultural Advisory Committee, whose term expire was to expire December 31, 2018. Mr. Hart passed away in October 2017.

Sections 48 and 49 of the Monterey County Water Resources Agency Act provide:

- a. That the Agency shall be governed by a Board of Directors;
- b. The manner of appointment of those Directors;
- c. The number of Directors; and
- d. The qualifications (experience) of those directors.

In relation to the Director position in question, Section 49(b)(4) of the Act states:

“(b) Four directors shall be appointed by a majority vote of the supervisors from nominees submitted by the following groups or organizations: ¶ (4) One director from a list of two nominees provided by

the Monterey County Agricultural Advisory Committee. The Monterey Agricultural Advisory Committee shall consider possible nominations from all areas of agriculture not represented by the organizations described in paragraphs (1) to (3), inclusive, such as flower growers' associations, cattleman associations, wine grape growers' associations, and independent growers."

Sections 50 and 51 of the Agency Act provide that Directors shall serve a four-year term, and that Directors may be reappointed in the same manner as appointment of the previous holder of the office.

As stated, David Hart was the appointee of the Board of Supervisors representing the Monterey County Agricultural Advisory Committee, until his death in October 2017. The Monterey County Agricultural Advisory Committee wishes to nominate John Baillie or Benny Jefferson to succeed him for the remainder of his term. As noted above, the MCWRA Act requires the Monterey County Agricultural Advisory Committee to nominate two persons from whom the Board of Supervisors selects the Monterey County Agricultural Advisory Committee representative.

OTHER AGENCY INVOLVEMENT:

The Monterey County Agricultural Advisory Committee has submitted a letter requesting the appointment of either John Baillie or Benny Jefferson as its representative on the Board of Directors.

County Counsel has provided input regarding this reappointment process.

FINANCING:

There is no cost associated with making this appointment other than meeting, mileage and travel reimbursements currently included in the Monterey County Water Resources Agency FY 2014-2015 approved budget.

Prepared and Approved by

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David E. Chardavoyne, General Manager, (831) 755-4860

Attachments:

1. Letter dated May 31, 2018 from Robert Roach, Acting Agricultural Commissioner- Monterey County Agricultural Advisory Committee
2. Notification to Clerk of Reappointment