



Legislation Text

File #: 19-923, **Version:** 1

Approve the appointments of Dennis DeDomenico and Larry Newhall as Trustees of Reclamation District No. 2141 for terms to expire at noon on December 3, 2021; and Approve the appointments of John Delucchi, John Paulsen, and David Steiner as Trustees of Reclamation District No. 2141 for terms to expire at noon on December 1, 2023

Published Notice Required? Yes ☐ No ☒
Public Hearing Required? Yes ☐ No ☒

DEPARTMENTAL RECOMMENDATION:

It is recommended that the Board approve the appointments of Dennis DeDomenico and Larry Newhall as Trustees of Reclamation District No. 2141 for terms to expire at noon on December 3, 2021; and approve the appointments of John Delucchi, John Paulsen, and David Steiner as Trustees of Reclamation District No. 2141 for terms to expire at noon on December 1, 2023.

SUMMARY/DISCUSSION:

Reclamation districts are governed by boards of trustees, which are composed of landowners or their legal representatives in the district. As a general rule, a district must hold an election in each odd-numbered year. Once an election is called, the district solicits nominations. If, on the 54th day prior to the election, the number of nominees does not exceed the number of trustees to be elected (and if a petition signed by 5 percent of the voters requesting that the election be held has not been presented to the district board), an election shall not be held and the board of supervisors shall appoint those nominated for the positions of trustee. If no person has been nominated, the board of supervisors shall appoint any qualified person or persons.

Reclamation District No. 2141 (District) recently amended its bylaws to formally create a five-member Board of Trustees. Water Code section 50601 provides that, upon amendment of the bylaws, all five must be elected at the next district election held subsequent to the date of amendment. At the same time, Water Code sections 50602 and 50602.5 require staggered terms and the classification of trustees into terms of 2 or 4 years.

Pursuant to Water Code section 50731.5, the District published a notice calling for nominations for the positions. The District received no nominations for the positions. In addition, the District received no petition requesting that an election be held.

Accordingly, the District's Board of Trustees requests the Board of Supervisors appoint Dennis DeDomenico and Larry Newhall as Trustees of Reclamation District No. 2141 for terms to expire at noon on December 3, 2021, and appoint John Delucchi, John Paulsen, and David Steiner as Trustees of Reclamation District No. 2141 for terms to expire at noon on December 1, 2023, all pursuant to Water Code section 50742.

FINANCIAL IMPACT:

The costs associated with preparing the agenda item are nominal and absorbed by the department's FY2019/20 Adopted Budget.

ALTERNATIVES:

The Board could choose not to make these appointments. This option is not recommended as the proposed trustees are qualified and requested by the District, and the law requires an appointment.

OTHER AGENCY INVOLVEMENT:

Reclamation District No. 2141 requested this action.

CAO RECOMMENDATION:

APPROVE DEPARTMENTAL RECOMMENDATION