

RESOLUTION NO. 2016-2-23
RESOLUTION OF THE BOARD OF DIRECTORS OF THE CALWA
RECREATION AND PARK DISTRICT REGARDING ITS EFFORTS TO
FILL VACANCY IN THE OFFICE OF DIRECTOR

WHEREAS, a vacancy exists on the Board of Directors of the Calwa Recreation and Park District for the office formerly held by Paul Garcia; and

WHEREAS, the vacancy exists as a result of the resignation submitted December 14, 2015, and accepted by the Board of Directors at its meeting of December 17, 2015; and

WHEREAS, pursuant to the Public Resources Code 5784.3(d) and Government Code Section 1780, the Board of Directors may appoint a director to fill the vacancy until the next District general election to be held on November 8, 2016; and

WHEREAS, per Government Code 1780 the Board is required to make such appointment within 60 days of the effective date of the vacancy; and

WHEREAS, at the regular meeting of the Board on December 17, 2015, the Board acted to fill the vacancy by appointment. The attached Notice of Vacancy was posted by Staff. The District received no applications for the Board seat; and

WHEREAS, the Board did not have a quorum for the meeting of January 21, 2016, as two members of the Directors had to accompany a child on their soccer team to the hospital; and

WHEREAS, the Board was not able to address this matter until a Special Meeting on February 2, 2016; and.

WHEREAS, at the February 2, meeting it was determined that the application process be extended to February 11, 2016 at noon and that a Special Meeting be scheduled for February 11, 2016 at 6:30 to enable the Board to meet the 60 day requirement; and.

WHEREAS, two timely applications were received on or before February 11, 2016, at noon; and

WHEREAS, immediately prior to the Special Meeting of February 11, 2016, two members had family medical emergencies; and

WHEREAS, at the Special Meeting of February 23, 2016, the Board was advised that its authority to appoint has lapsed and now lies with the County Board of Supervisors; and

WHEREAS, it is in the best interest of the District that the vacancy be filled; and

WHEREAS, it is understood that the Fresno County Board of Supervisors has advised that it will exercise its authority to make the appointment itself under Government Code Section 1780 (d) (1) which provides that if an appointment is not made or an election is not called within 60

days of the vacancy, then the Board of Supervisors may make the appointment or call the election; and

WHEREAS, the District Board of Directors would like this resolution setting forth the District Board’s efforts to fill the vacancy filed with the Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Calwa Recreation and Park District does hereby resolve, find, determine, and order as follows:

SECTION 1. The Board of Directors of the Calwa Recreation and Park District hereby advises the Board of Supervisors of its efforts to fill the vacancy.

SECTION 2. The two applicants to the District Board are to be advised immediately that they need to file their application to the Board on County forms.

SECTION 3. The Secretary is hereby directed to deliver forthwith a copy of this resolution to the Clerk of the Board of Supervisors of the County of Fresno and to the County Elections Official.

SECTION 3. This resolution shall be effective on the date of adoption.

CERTIFICATION

Adoption of the foregoing Resolution No. 2016-2-23 was moved by Director Celedon, seconded by Director Guerra, and adopted on roll call on February 23, 2016 by the following vote:

AYES:	3
NOES:	0
ABSTENTIONS:	0
ABSENCES:	1

Secretary of the Board of Directors