

**A SPECIAL MEETING OF THE BOARD OF DIRECTORS  
OF THE TWENTYNINE PALMS WATER DISTRICT  
72401 HATCH ROAD, TWENTYNINE PALMS, CA 92277**

**AUGUST 8, 2016 / 5:00 P.M.**

**AGENDA**

Next Resolution #16-12  
Next Ordinance #98

Call to Order and Roll Call

Pledge of Allegiance

Additions/Deletions to the Agenda

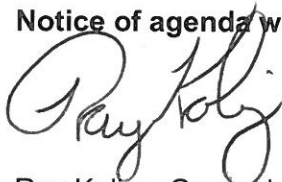
Public Comments

Please complete a "Request to be Heard" form prior to the start of the meeting. The public may address the Board for 3 minutes on District-related matters. Government Code prohibits the Board from taking action on matters that are not on the agenda. However, the Board may refer matters for future consideration.

1. Consider Taking Action to Fill Board Vacancy
2. Future Agenda Items and Staff Tasks/Directors' Comments and Reports
3. Adjournment

The Board reserves the right to discuss only or take action on any item on the agenda.

**Notice of agenda was posted on or before 3:00 p.m., August 5, 2016.**



Ray Kolisz, General Manager

Upon request, this Agenda will be made available in appropriate alternative formats to persons with disabilities, as required by Section 202 of the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to Cindy Fowlkes at (760) 367-7546 at least 48 hours before the meeting, if possible.

Pursuant to Government Code Section 54957.5, any writing that: (1) is a public record; (2) relates to an agenda item for an open session of a regular meeting of the Board of Directors; and (3) is distributed less than 72 hours prior to that meeting, will be made available for public inspection at the time the writing is distributed to the Board of Directors. Any such writing will be available for public inspection at the District offices located at 72401 Hatch Road, Twentynine Palms, CA 92277. In addition, any such writing may also be posted on the District's website.

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**TWENTYNINE PALMS WATER DISTRICT**  
72401 HATCH ROAD, TWENTYNINE PALMS, CA 92277-2935  
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TO:	BOARD OF DIRECTORS
DATE:	AUGUST 4, 2016
FROM:	RAY KOLISZ, GENERAL MANAGER
SUBJECT:	BOARD OF DIRECTORS VACANCY DUE TO RESIGNATION OF DIRECTOR CHAMBERS

**BACKGROUND**

At the July 27, 2016 Board of Directors Meeting, Director Chancey Chambers submitted his resignation to the Board of Directors effective that day. The term of office vacated by Director Chambers expires on December 1, 2017.

**DISCUSSION**

When a vacancy occurs, the Board may fill the vacancy either by appointment or by calling an election. With the effective date of the vacancy of July 27, 2016 the seat must be filled within 60 days which is no later than September 25, 2016. The regular schedule meeting of the Board of Directors is on September 28, 2016.

Election: The Board may within 60 days of the date of the vacancy call an election to fill the unexpired balance of the term of office. Having an election involves a cost to the District of several thousands of dollars.

Appointment: In lieu of an election, the members of the Board can make an appointment within 60 days after the effective date of the vacancy for the unexpired balance of the term of office. The District shall post a Notice of Vacancy in three or more conspicuous places in the District, at least 15 days before the District Board makes the appointment. The District shall notify the county elections office of the appointment no later than 15 days after the appointment.

The appointment process would invite interested registered voters who reside within the District boundaries to submit letters of interest, resumes and possibly a supplemental questionnaire (Package) to the District. To allow sufficient time for interested parties to complete the Package and adequate time to post the Notice of Vacancy staff is recommending the options below for consideration.

Option #1: Appoint a new Director at a special meeting of the Board of Directors on September 7, 2016. This would set a deadline date for interested parties to submit their Package by 5:00 pm on September 2, 2016.

Option #2: Change the regular scheduled meeting date of the Board of Directors on September 28, 2016 to September 21, 2016 to appoint a new Director. This would set a deadline date for interested parties to submit their Package by 5:00 pm on September 16, 2016.

Option #3: Appoint at the regular scheduled meeting on August 24, 2016. Staff feels that this option does not allow sufficient time to post the Notice of Vacancy and adequate time for interested parties to complete the package.

### **RECOMMENDATION**

Staff recommends that the Board make a motion to direct staff to post a Notice of Vacancy and schedule an open session meeting to fill the vacancy by appointment at a Board of Directors Meeting.