

FRESNO LOCAL AGENCY FORMATION COMMISSION (LAFCo)
EXECUTIVE OFFICER'S REPORT

AGENDA ITEM NO. 9

DATE: February 10, 2016

TO: Fresno Local Agency Formation Commission

FROM: David E. Fey, Executive Officer 

SUBJECT: Informational Item Regarding Commission Leadership and Composition
(new chair and public members)

Recommendation: Receive and file; provide direction as necessary

Executive Summary

The purpose of this report is to notify the Commission that the terms of the Chairman and Vice Chairman will expire the first Monday in May, 2016. The Commission will recall that it amended Section 502 of its Policies, Standards, and Procedures to rotate the Commission's leadership on a annual basis between the City and County members. That means in accordance with Commission policies, Commissioner Pacheco will become Chairman at the May 11th hearing and the Commission will by then need to select a new Vice Chairman from among the City Members.

The Commission must also contemplate the expiration and appointment or reappointment of the Public Member and Alternate Public Member, whose terms will expire the first Monday in May, 2016. At the March 9th hearing, staff will be asking the Commission for direction on the recruitment for a Public Member and Alternate Public Member.

Background on Leadership Composition

On June 5, 2013, Robert Silva was appointed Chairman and Armando Lopez was appointed Vice Chairman with their two-year terms to begin at the July, 2013 hearing. At the January 14, 2015, hearing, staff reported that Vice Chairman Lopez was no longer on the Commission and the Commission would need to appoint a new Vice Chairman to complete the remainder of Vice Chairman Lopez' term. Daniel Parra was appointed to serve for the remainder of Commissioner Lopez' term. At that meeting, staff was also directed to place on the next agenda a policy for consideration regarding chair rotation between the County and City representatives.

On February 18, 2015, the Commission amended Section 502 and 503 of its policies relating to election and rotation of commission leadership. It was resolved that leadership will alternate between City and County commission members for terms of one calendar year beginning each May and until the appointment of a successor. On June 3, 2015, Commissioner Silva was elected Chairman and Commissioner Pacheco was elected Vice Chairman.

Background of Public Member Appointment

The term of public member is set by statute to be four years **and** until a replacement public member is selected by the Commission. The statute states that the public member's term expires on the first Monday of the month of May.

On June 6, 2012, Mario Santoyo was appointed as the Commission's public member to serve for four years expiring on the first Monday in May, 2016, and on July 11, 2012, Rich Braun was selected as Alternate Public Member to serve a four-year term ending on May 1, 2016. Commissioner Braun passed away on June 11, 2013, creating a vacancy on the Commission. Michael Lopez was appointed to serve the remainder of Commissioner Braun's term on November 6, 2013.

Selection of Public Member

In the past, public member nominees had difficulty getting the majority affirmative vote of the Commission which resulted in the current members serving long after their terms had expired. Section 520 of the Commission's Policies outlines the procedures to be followed for selecting a public member. The Policy states "As an alternative to step 06 above, the Commission may, at its sole discretion, form a subcommittee to review all applications received, select the top candidates to be interviewed by the Commission, and make recommendations to the Commission." This process was used in selecting the current Public Members.

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