

January 10, 2019

Tim Kerr
General Manager
American River Flood Control District
185 Commerce Circle
Sacramento, CA 95815

Dear Tim:

As discussed, this letter is to formally notify you and the Board of ARFCD that I will be resigning my seat as Trustee on Friday, April 12, 2019. It has been an honor and pleasure serving on the Board.

Sincerely,


Bettina Redway

cc Brian Holloway, President, ARFCD Board of Trustees

Vacancies on the Board of Trustees are filled pursuant to Government Code § 1780. To appoint a replacement director under Government Code § 1780, the Board must (a) post a Notice of Vacancy in 3 or more places within the District's boundaries; (b) provide notification to the County of both the vacancy and the appointment; and (c) act within 60 days to fill the vacant seat. The Board may also choose to publish a notice of vacancy in area newspapers, appoint an ad hoc committee to evaluate potential director candidates, or interview potential director candidates prior to appointment, but these measures are not legally required. Any candidate appointed to fill the position must meet the director qualifications laid out in the District's organizing act.

The timeline below lays out the steps that the District must take to fill a vacancy by appointment. The Board *must* take action to appoint a new trustee within 60 days of the effective date of the vacancy. If the Board has not acted by that date, authority shifts to the County Board of Supervisors, which has 30 days to appoint someone or to order the District to conduct an election. If 90 days pass from the date of the vacancy and no provisions have been made (either by the County or the Board) to fill the vacancy, the District is obligated by statute to conduct an election for the seat. Gov't Code § 1780 (g)(1).

Step	Action
1	Vacancy Becomes Effective: A vacancy arises on the Board of Trustees due to the passing or resignation of a Trustee.
2	Notice of Vacancy to County: Staff notifies the County of a vacancy on the Board of Trustees (§ 1780(a)) within 15 days of effective date of vacancy.
3	Public Notice: Staff posts notice of vacancy in 3 or more conspicuous places within District at least fifteen days before the new trustee is appointed. (§ 1780(d)(1))
4	Appointment: Board appoints replacement to the Board of Trustees, or calls a special election to fill the vacancy. (§ 1780(d)(1)) (within 60 days of vacancy).
5	Notice of Appointment to County: Staff notifies the County of the appointment of a new trustee no later than 15 days after the appointment. (§ 1780(d)(1))

6	Alternative Procedures: If the Board does not act to fill the vacancy, last day for the County to appoint a replacement trustee or order the District to conduct an election is 90 days from the vacancy. If no replacement is appointed within 90 days of the vacancy, the District <i>must</i> hold an election to fill the seat.
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