

ATTACHMENT 2
CONSIDERATIONS REGARDING APPOINTMENT TO OVERSIGHT BOARDS

In making a decision about who to appoint to the Oversight Board, the following factors may be relevant:

- Oversight Board members have been granted personal immunity from suit for actions taken within the scope of their Oversight Board responsibilities;
- Oversight Board members serve without compensation or reimbursement;
- There is no clear provision for “alternates” to Oversight Board positions, so it should be assumed that the appointees must participate personally.

Additionally, the Dissolution Act provides that an individual may be appointed to serve on up to five Oversight Boards simultaneously, and may also hold local office, notwithstanding Government Code section 1099 (incompatible office).

It is also recommended that the Board determine general preferences for the “public members” to be appointed to Oversight Boards, to guide review of applicants. These particular vacancies have already been posted in compliance with the Maddy Act, and the ten-day required posting period ends on March 22, 2012. If the Board wants to make “public member” appointments at its meeting of March 27, recommendations need to be provided to the Clerk of the Board no later than Noon on Friday, March 23. The next available time to make such appointments would be Tuesday, April 10, since there is no meeting scheduled for April 3.

In addition to these members, all Oversight Boards contain members appointed by the County Superintendent of Education, the Chancellor of California Community Colleges, and the largest special district in the area. All members of an Oversight Boards serve at the pleasure of the body which appointed them, and serve without compensation or reimbursement. These Oversight Boards are expected to exist at least until June 30, 2016, after which point the boards will be consolidated into a single Oversight Board, pursuant to the Dissolution Act.

ATTACHMENT 3
POSSIBLE METHODS FOR NOMINATION AND/OR SELECTION OF
“COUNTY MEMBER” TO OVERSIGHT BOARDS

1. Authorize the Chair to make recommendations for appointments to both “county” and “public” members of each Oversight Committee.
2. Assign responsibility for nominations for individual Oversight Committees to individual Board Offices by successive motion and vote of the full Board.
3. Have the Board as a whole be responsible for all nominations for each separate Oversight Committee by successive motion and vote of the full Board.
4. Assign responsibility for nominations for Oversight Board appointments based upon location of Oversight Board to Supervisorial District.

After the Board determines how it wants to allocate appointee nominations, it should also determine whether the “County member” should be a member of the Board of Supervisors or a County employee. A Supervisor as “county member” may have more influence on an Oversight Board than an employee. If employees are nominated for appointment as “County members,” it is recommended that the employee have some knowledge of municipal finance and/or redevelopment.

ATTACHMENT 4
POSSIBLE PREFERENCES FOR SELECTION OF “PUBLIC MEMBER”
TO OVERSIGHT BOARDS

These preferences are in addition to the recommendation that any “public member” of an Oversight Board:

- a. be a resident of the County of Monterey
- b. not be an elected official or employee of the particular Successor Agency

Possible Preferences include:

1. A person who is familiar with the general jurisdiction of the city in which the Oversight Board will be operating. (For County Oversight Board “public member,” familiarity with County project areas.)
2. A person with some municipal finance and/or redevelopment familiarity.
3. Since it is unclear whether Oversight Boards will meet during business hours, a person who could meet at any reasonable time.
4. A person with some experience in group dynamics or conflict resolution.
5. A person with general financial background.