

REPORT TO THE CITY COUNCIL



DATE: June 6, 2017

TITLE: Appointment to the Public Safety Commission to Fill
Vacancy for Unexpired Term

Prepared by: Jerry Soriano, CMC, City Clerk

RECOMMENDATION

Ratify Council Member Anayeli Zavala's appointment to the Public Safety Commission to fill one (1) vacancy consisting of an unexpired term ending January 2018.

BACKGROUND / DISCUSSION:

Nancy Martinez resigned from the Public Safety Commission on April 11, 2017 resulting in one (1) vacancy.

Position	Incumbent	Appointed On	Term Expires	Appointed By
Chair	Walt Meyer	January 19, 2016	January 2018	Joe McKee
Vice-Chair	Lee Eastman	January 19, 2016	January 2018	Yvonne Parks
Commissioner	Nancy Martinez VACANT	February 7, 2017	January 2018	Anayeli Zavala
Commissioner	Donna Lozano	January 19, 2016	January 2018	Scott Matas
Commissioner	Stephen Kelley	January 19, 2016	January 2018	Russell Betts

APPOINTMENT PROCESS:

Pursuant to Desert Hot Springs Municipal Code ("Municipal Code") Section 2.24.030, if vacancies in any commission occur other than by expiration of term, such vacancy shall be filled by appointment of the Council Member who appointed the Commissioner being replaced – with ratification of such appointment by a majority of the City Council. Accordingly, Council Member Zavala is designated by the Municipal Code to appoint Ms. Martinez' replacement.

Additionally, pursuant to Municipal Code Section 2.24.020, the term of the replacement appointment for an interim vacancy is for the "unexpired" term of the member replaced. Therefore, the term of the replacement appointment would end January 2018.

Pursuant to The Maddy Act, set forth in Government Code Section 54970 *et. seq.*, a special vacancy notice shall be posted by the City Clerk no earlier than 20 days before or no later than 20 days after the vacancy occurs. Final appointment shall not be made by the legislative body (City Council) for at least 10 working days after the posting of the Notice. Accordingly, the City Clerk issued a *Notice of Unscheduled Vacancy* (Exhibit 1) on April 25, 2017.

New Applications

The following new applications were received and are attached hereto for consideration for appointment by Council Member Zavala and subsequent ratification by the City Council:

Name	Resident	Registered Voter
1 Magdalena Duarte	Yes	Yes
2 David Petrinovich (*2nd Choice)	Yes	Yes
3 Jan Pye	Yes	Yes
4 Robert Roop	Yes	Yes

Previous Applicants

The following Applicants had previously applied to serve on the Public Safety Commission and has indicated interested in being considered for the vacant position.

Name	Resident	Registered Voter
5 Richard Duffle (*2nd Choice)	Yes	Yes
6 Gary Gardner	Yes	Yes
7 Don Kelley	Yes	Yes
8 Ellen Voight	Yes	Yes

FISCAL IMPACT:

Pursuant to Municipal Code Section 2.40.050, Public Safety Commissioners receive a salary in the amount of \$50 per any officially convened Public Safety Commission meeting that they attend.

EXHIBIT(S):

- 1) Notice of Unscheduled Vacancy (CCAC), dated April 25, 2017
- 2) Commission Application – Magdalena Duarte
- 3) Commission Application – Richard Duffle
- 4) Commission Application – Gary Gardner
- 5) Commission Application – Don Kelley
- 6) Commission Application – David Petrinovich
- 7) Commission Application – Jan Pye
- 8) Commission Application – Robert Roop
- 9) Commission Application – Ellen Voight