

RESOLUTION NO. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

A RESOLUTION OF THE COUNTY OF EL DORADO BOARD OF SUPERVISORS
AMENDING RESOLUTION NO. _____ RELATING TO THE
RIVER MANAGEMENT ADVISORY COMMITTEE (RMAC)

WHEREAS, the County of El Dorado (County) has in 2018 adopted an updated River Management Plan; which is a plan for the management of whitewater recreation activities and supporting land uses on the South Fork of the American River (River); and

WHEREAS, said plan calls for the establishment of a **standing** committee to advise the County on appropriate measures for the Plan's implementation and to make recommendations on amendments or revisions to the Plan and related matters; and

WHEREAS, it is desirable for **asaid** committee to be formally established and to be representative of a broad base of interests and expertise concerning the River; and

WHEREAS, the RMAC **was created after the 2001 plan and** should include representatives from the Coloma-Lotus communities, the overall County of El Dorado, and other agencies that share management responsibilities over whitewater recreation and related resource on the South Fork of the American River; and

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY OF EL DORADO BOARD OF SUPERVISORS that there is established a River Management Advisory Committee whose membership, role, conduct, and by-laws shall be in accordance with the following:

I. EXISTING COMPOSITION OF RMAC REPRESENTATIVES AMENDED

The composition of RMAC as established by Resolution No. 065-2002 is hereby rescinded and Resolution No. _____ is adopted.

II. COMPOSITION OF REPRESENTATIVES **AND ALTERNATES**

The RMAC shall consist of seven members to be appointed by a majority vote of the Board of Supervisors upon nomination in the manner specified below in Section III. Up to one alternate per member, for each representative interest, may be nominated, attend meetings, and vote when the principle appointed member notifies staff and or their alternate of their inability to attend a meeting.

For each representative, excepting members at large, there shall be an alternate who shall act for the member in the event the member is unable to attend any scheduled meeting. The alternate shall come from the same community as the existing member, e.g. the resident representative alternate shall be a resident of the river community.

- A. Business Representative. There shall be one business representative who shall be an owner or operator of a business in the Coloma-Lotus area. The business representative shall not be a permitted outfitter on the South Fork of the American River.
- B. Outfitter Representative. There shall be one outfitter representative who shall be an owner or operator of a business possessing a valid River Use Permit for the South Fork of the American River.
- C. Non-commercial Boater Representative. There shall be one non-commercial boater representative who has an appropriate background to represent non-commercial interests and regularly uses the river for whitewater recreation. The non-commercial boater representative shall not have a financial interest in any outfitting business nor derive their primary income from any aspect of commercial outfitting.
- D. Landowner/Resident Representative. There shall be a landowner/resident representative who shall be an owner of residential property or a resident on property that is within the project area defined in the River Management Plan. This representative shall not have a financial interest in any outfitting business nor derive their primary income from any aspect of commercial outfitting.
- E. Non-Profit Outfitter Representative. There shall be one non-profit outfitter that has an appropriate background to represent non-profit recreation interests, and regularly uses the river for whitewater recreation.
- F. Members-at-Large. There shall be two public members-at-large who are residents of County of El Dorado and one of whom shall not own or reside on any property within 1000 feet of the South Fork American River and both of whom shall be free from any material financial relationship to tourist-recreation businesses along the river corridor.
- G. The County shall invite BLM and CA State Parks to participate as a non-voting ex-officio member of the committee.
- H. The Parks Manager or his/her designee shall serve ex officio as secretary to the RMAC. The responsibilities of the secretary include posting the meeting notices as required by law, preparing the agenda and minutes for the committee's meetings.

III. **NOMINATION AND APPOINTMENT**

- A. Candidates for members shall be solicited by the Clerk of the Board of Supervisors who shall post a notice of vacancy in the County Administrative Center and in at least two conspicuous public locations in the Coloma-Lotus area, and the Coloma/Lotus News or similar community social media sites. The notice shall state the type of vacancy and shall be accepted for not less than 20 days after posting

Nominations for all candidates shall be forwarded to the District IV Supervisor from the Clerk of the Board.

- C. The Board of Supervisors shall make appointments at any regularly scheduled Board meeting. In the event that there are insufficient nominations for membership, the Board of Supervisors may make any appointment it deems in the interest of the public.

IV. APPOINTMENT TERM AND CONDITIONS

Representatives, or members, shall serve for a ~~minimum of two years~~ term.

A member shall be removed from the committee for cause if the Board of Supervisors finds he or she no longer meets the qualifications for the position to which he or she was appointed.

The Parks Division Manager shall report to the Board of Supervisors if any member is in violation of any ordinance, regulation or condition related to his or her representation on RMAC.

The Parks Division Manager shall notify the Board of Supervisors if any member fails to attend four consecutive regular committee meetings without good cause. The Board of Supervisors shall thereupon declare the membership vacant for cause.

Vacancies shall be filled in the manner specified in Section III.

A member may be removed from the committee without cause by an order declaring the membership vacant. The order must be approved by a four-fifths vote of the Board of Supervisors.

V. POWERS AND DUTIES

The RMAC provides a forum for the discussion of river use issues, ideas or conflicts among persons or groups with an interest in the South Fork of the American River. The committee may make recommendations to the Parks and Recreation Commission, County Planning Commission, the Parks Division, and the Board of Supervisors on matters related to whitewater recreation, campground development along the river, and riverside planning issues in the River Management Plan Planning Area.

- A. RMAC SHALL BE ADVISORY TO THE BOARD OF SUPERVISORS, THE PLANNING COMMISSION, PARKS AND RECREATION COMMISSION or OTHER APPROPRIATE DECISION MAKING BODY ON THE FOLLOWING MATTERS:

1. Administration of the River Management Plan and Plan Update by the County.
2. Implementation of the River Management Plan Update.
3. Amendments to the River Management Plan and Plan Update.
4. Ordinances or regulations relating to private or commercial activities on the South Fork American River.
5. Use of the River Trust Fund and other funding sources.

6. Special Use Permits for campgrounds, river access, and similar recreational facilities adjacent to the South Fork of the American River.
7. All discretionary applications within 1/4 mile of the center of the South Fork of the American River between Chili Bar reservoir and Folsom Lake.
8. Recommendations on Parks Capital Improvement Projects.
9. Other matters referred by the Board of Supervisors, the Planning Commission, Parks and Rec Commission or Other Appropriate Decision Making Body on any matter
10. Nothing in this resolution shall require that comments or recommendations from RMAC be a prerequisite for a decision by the Board of Supervisors, the Planning Commission, Parks and Rec. Commission or Other Appropriate Decision Making Body on any matter.

VI. CONDUCT OF MEETINGS

The RMAC shall establish a schedule for regular meetings and may schedule special meetings at its discretion. Notice shall be provided and in all other way meetings shall be conducted in compliance with the Ralph Brown Act, as amended. The attendance of four members is required for a quorum. A quorum is required for the official transaction of business.

VII. ORGANIZATION

- B. Officers. At the first committee meeting each calendar year, RMAC shall elect a chair and vice-chair, who shall hold office for a term of one year or until the election of their successors. No officer shall serve more than two consecutive terms in the respective office.
- C. By-laws. RMAC may develop by-laws for the committee, provided the by-laws do not conflict with this resolution and are approved by the Board of Supervisors.

VIII. FISCAL SUPPORT

Members of RMAC shall not be considered as agents of the County and shall serve without compensation. RMAC shall be eligible for clerical support necessary for preparation, reproduction and distribution of meeting agendas and minutes. These support costs shall be paid by the River Trust Fund to the extent such funds are available. The Parks Division Manager or his/her designee shall be considered the fiscal officer for RMAC and shall approve all charges and requests for funds.

IX. COMMUNICATIONS

The Chair or their designee shall forward all official communications and recommendations in written form to the Parks and Rec Commission, Planning Commission, Board of Supervisors or any other appropriate decision making body. Recommendations and communications shall include the date of the meeting, the number of representatives in attendance and the roll call vote of the committee. The Planning Commission or Board of Supervisors may waive the requirement for written communication at its sole discretion.