COUNTY OF NEVADA
DEPARTMENT OF HUMAN RESOURCES
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NEVADA COUNTY BOARD OF SUPERVISORS
Board Agenda Memo

MEETING DATE: December 13, 2022

TO: Board of Supervisors

FROM: Steve Rose, Human Resources Director

SUBJECT: **Authorization Of Process To Select An Auditor-Controller To Fill the Vacancy Due To the Court's Ruling Disqualifying the Elected Auditor-Controller**

RECOMMENDATION: Authorize the process to select an Auditor-Controller to fill the vacancy due to the Court's ruling disqualifying the elected Auditor-Controller.

FUNDING: Provided in budget

BACKGROUND: Current Auditor-Controller Marcia Salter's term normally ends on January 2, 2023 at noon. A general election was held in order to fill the Auditor-Controller Office; however, the winning candidate was ruled by the Nevada County Superior Court on November 18, 2022 to be unqualified to fill the role (Case No. CU-0000159). The Board of Supervisors, pursuant to Government Code section 25304, shall fill by appointment the vacant Auditor-Controller office. The appointee shall hold office for the unexpired term. The remaining term ends on January 4, 2027, at noon.

Two options for filling the vacancy are recommended for your consideration. The Board of Supervisors may make a direct appointment once a vacancy occurs. The Board may advertise the position and run a recruitment using an Ad Hoc selection committee, appointed by the Chairperson of the Board, to help with the selection process.

Government Code section 24201 requires the current elected official to hold office until a successor is appointed. The appointed successor candidate will hold office until the term ends at noon on January 4, 2027. The appointee will have full rights and responsibilities of the Auditor-Controller.

Your consideration of this recommendation is appreciated.

Item Initiated and Approved By: Steve Rose, Director of Human Resources