

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**FROM:** Supervisor Ashley

**SUBMITTAL DATE:** April 1, 2013

**SUBJECT:** Appointment of Banning Library District Trustee

**RECOMMENDED MOTION:**

That the Board of Supervisors appoint a trustee to the Banning Library District to fill an unexpired term.

**BACKGROUND:**

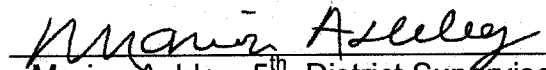
There is currently a vacancy on the Board of Trustees of the Banning Library District. Pursuant to Education Code §19426, a vacancy in the board of library trustees shall be filled for the unexpired term by appointment of the Board of Supervisors. Education Code §18434(c), specific to the Banning Library District, further provides that "the governing board shall consist of five members, each of whom shall be a registered voter residing within the library district."

The Banning Library District, through the District Director, recommends that Janet Means be appointed to fill the vacancy for the remainder of the unexpired term. The Letter of Recommendation from the Director of the Banning Library District is attached.

It is my recommendation that the remainder of the unexpired term be filled by Gail Paparian

The Registrar of Voters certifies that both individuals recommended for appointment are registered voters residing within the library district.

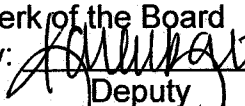
As there is only one vacancy on the Board of Trustees of the Banning Library District, only one appointment can be made. I recommend that the Board appoint Ms. Paparian.

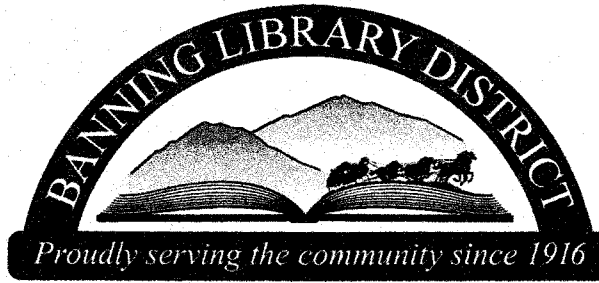
  
Marion Ashley, 5<sup>th</sup> District Supervisor

**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Ashley, seconded by Supervisor Benoit and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved to appoint Gail Paparian as Banning Library District Trustee.

Ayes: Jeffries, Tavaglione, Stone, Benoit and Ashley  
Nays: None  
Absent: None  
Date: April 2, 2013  
xc: Supvr. Ashley, District, Appointee, COB

Kecia Harper-Ihem  
Clerk of the Board  
By:   
Deputy



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COUNTY OF RIVERSIDE

21 West Nicolet Street • Banning, CA 92220 | 951.849.3192 | 951.849.6355 fax | [www.BanningLibraryDistrict.org](http://www.BanningLibraryDistrict.org)

February 19, 2013

Kari Vergil  
Riverside County Registrar of Voters  
2724 Gateway Dr.  
Riverside, CA 92507

Dear Ms. Verjil,

The Banning Library District would like to recommend that Janet Means be appointed to the vacant position on the Board of Trustees of the Banning Library District. Janet was serving on the Board of Trustees and would have been the appointed incumbent to this seat when her term expired in November of 2012. An individual who was not a District resident filed candidate papers for the position and was appointed by the Board of Supervisors to the seat despite the District's insistence that the Board of Supervisors action in this matter was not consistent with California law. The non-resident appointee has been arrested and charged with 2 felonies, filing a false candidate statement and perjury. The seat has become vacant according to CA GOV CODE §§ 1770.

Janet's qualifications include her years of service to the Los Angeles County Library as a supervisory employee, as well as her service to the Banning Library District as an employee, and following her retirement, as a member of the Board of Trustees and as a member of the Board of the Friends of the Library. She is a resident of the Sun Lakes community and has assisted in outreach to Sun Lakes residents.

Thank you,

Robert Lippman  
Director  
Banning Library District



ITEM 2.7 - BANNING LIBRARY APPOINTMENT TALKING POINTS

The library district solicited volunteers for the unexpired term.

8 applications were received; there was no Board review of the applications.

No interviews were conducted.

The Librarian, Mr. Lippman, chose to appoint a former staff member and Board trustee.

Mr. Lippman's choice was submitted to the Registrar of Voters without Board review, vote, or input.

Mr. Lippman makes reference to California government Code §§1770 which relates to candidates for office – not volunteer appointments.

Per Education Code § 1834© which is specific to the Banning Library District, the governing Board shall consist of five members, each of whom shall be a registered voter residing within the library district. Both applicants have been confirmed by the Registrar of Voters as meeting this requirement.

Per Education Code §19426, a vacancy on the Banning Board of Trustees shall be filled by appointment of the Board of Supervisors.

Gail Paparian is well known in the Banning community and has twice applied for this position.

Gail is an active member of the community and well versed on local issues.