

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: COUNTY CLERK RECORDER (ELECTIONS)

BOARD AGENDA # *A-7.h.

Urgent _____ Routine

AGENDA DATE 9-18-01

CEO Concurs with Recommendation YES _____ NO _____
(Information Attached)

4/5 Vote Required YES _____ NO

SUBJECT:

REQUEST APPOINTMENTS IN LIEU OF ELECTION TO THE TURLOCK IRRIGATION DISTRICT

STAFF
RECOMMEN-
DATIONS:

WHEREAS NOT MORE THAN ONE PERSON HAS BEEN NOMINATED FOR EACH OF THE ELECTIVE OFFICES TO BE FILLED AT THE DISTRICT ELECTION ON NOVEMBER 6, 2001, OR THERE WERE NO NOMINEES AS OF 5:00 P.M. AUGUST 15, 2001, REQUEST THE BOARD OF SUPERVISORS MAKE APPOINTMENTS IN LIEU OF ELECTION AS INDICATED:

CHARLES A. FERNANDES - DIVISION 2

MICHAEL C. BERRYHILL - DIVISION 3

FISCAL
IMPACT:

NOT APPLICABLE.

BOARD ACTION AS FOLLOWS:

No. 2001-681

On motion of Supervisor Simon, Seconded by Supervisor Caruso
and approved by the following vote,

Ayes: Supervisors: Blom, Simon, Caruso, and Chair Paul

Noes: Supervisors: None

Excused or Absent: Supervisors: Mayfield

Abstaining: Supervisor: None

1) Approved as recommended

2) _____ Denied

3) _____ Approved as amended

MOTION:

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

By: Christine Ferraro Deputy

File No.

**POLICY
DISCUSSION:**

THE ATTACHED DOCUMENT IS A RESULT OF THE NOMINATION PROCESS FOR THE TURLOCK IRRIGATION DISTRICT ELECTION WHICH WAS TO BE HELD ON NOVEMBER 6, 2001

IF BY THE 83RD DAY PRIOR TO AN ELECTION NO ONE HAS BEEN NOMINATED, OR THERE ARE INSUFFICIENT NOMINEES AND A PETITION WHICH IS SIGNED BY 10% OF THE VOTERS OR 50 VOTERS (WHICHEVER IS THE LESSER NUMBER) HAS NOT BEEN FILED, ELECTION CODE SECTION 10515 REQUIRES THE CLERK TO CERTIFY THESE FACTS TO THE "SUPERVISING AUTHORITY" DEFINED AS BOARD OF SUPERVISORS (ELECTION CODE 10500(B)(14)) AND REQUEST THAT AUTHORITY, AT A REGULAR OR SPECIAL MEETING HELD PRIOR TO THE LAST MONDAY BEFORE THE FIRST FRIDAY IN DECEMBER, APPOINT NOMINEES, IF ANY, OR THERE WERE NO QUALIFIED NOMINEES THEN ANY PERSON WHO IS QUALIFIED ON THE DATE THE ELECTION WOULD HAVE BEEN HELD.

OFFICES TO BE FILLED WERE:

**DIRECTOR, DIVISION 2
DIRECTOR, DIVISION 3
DIRECTOR, DIVISION 5**

POLICY ISSUE:

REQUEST THE BOARD OF SUPERVISORS MAKE THE APPROPRIATE APPOINTMENTS IN LIEU OF AN ELECTION NO LATER THAN DECEMBER 3, 2001.

**STAFFING
IMPACT:**

NONE.

**CERTIFICATE OF COUNTY CLERK
REQUEST FOR DECLARATION OF ELECTION**

TO THE

TURLOCK IRRIGATION DISTRICT

I, KAREN L. MATHEWS, County Clerk of the County of Stanislaus, hereby certify as follows:

As of 5:00 o'clock p.m. on August 15, 2001, not more than one person had been nominated for each of the elective offices to be filled at the Consolidated Districts' Election to be held on November 6, 2001, and no petition signed by the voters of the TURLOCK IRRIGATION District requesting the election be conducted was presented to this office.

The offices of THREE (ONE EACH FROM DIVISIONS 2, 3, AND 5) Director(s) are to be filled as indicated for the district, and only the following persons have been nominated:

CHARLES A. FERNANDES - DIVISION 2

MICHAEL C. BERRYHILL - DIVISION 3

DIVISION 5 WILL BE APPOINTED BY MERCED COUNTY BOARD OF SUPERVISORS

Request is hereby made that, pursuant to Section 10515 of the Elections Code, the Board of Supervisors of the County of Stanislaus declare elected said Nominees.

I certify under penalty of perjury that the foregoing is true.

Dated this 21ST day of AUGUST, 2001

**KAREN L. MATHEWS
County Clerk-Recorder**

BY 
**JOYCE GOUDIE
Assistant Registrar of Voters**

Communication may be made with the district by contacting:

**BARBARA HETRICK
P O BOX 949
TURLOCK CA 95381
(209) 883-8212**

ROSTER OF PUBLIC AGENCY MEMBERS

Public Agency: **TURLOCK IRRIGATION DISTRICT**

Membership Selection: Elected

MEMBERSHIP

<u>Name</u>	<u>Representing</u>	<u>Term Expires</u>
Phillip N. Short	Division #1	12/05/03
Charles A. Fernandes	Division #2	12/02/05
Michael Berryhill	Division #3	12/02/05
Michael V. Crowell	Division #4	12/05/03
Randy Fiorini	Division #5	12/07/01

Official Contact Person of Agency: Barbara Hetrick
Secretary

Official Mailing Address of Agency: P.O. Box 949
Turlock, CA 95381
Phone: 883-8212
Fax:
Email:
Website:

Revised: 9/18/01
Reference: **DI-03**

COMMITTEE FACT SHEET

NAME: **TURLOCK IRRIGATION DISTRICT**
Established: June 6, 1887

COMPENSATION: \$1,000 per month

LEGAL AUTHORITY: Irrigation District Law, Water Code, Section 20500 et seq.

MEMBERSHIP: 5 Directors

QUALIFICATION: **Elected** (5 divisions), must be registered voter within the division

AND RESIDENCY

REQUIREMENTS: Vacancies filled by remaining directors within 60 days if a quorum exists; by the Board of Supervisors between 60 and 90 days; and by election after 90 days. Appointee shall hold office until next district location. (Government Code, Section 1780)

TERM: 4 Year Term

DUTIES: Distribute water for irrigation purposes and generate and distribute electrical retail power.

MEETING DATE AND LOCATION: Every Tuesday at 10:00 a.m.
District Office Board Room, 333 E. Canal Drive, Turlock

CONTACT: Barbara Hetrick, Secretary
P.O. Box 949
Turlock, CA 95381
Phone: 883-8212
Fax:
Email:
Website:

FILE #: DI-3

BYLAWS:

VERIFICATION REQUESTED: 9/18/01

VERIFICATION DATE: 2/2/01