

**SALIDA SANITARY DISTRICT**  
**P.O. Box 445**  
**Salida, CA 95368**

BOARD OF SUPERVISORS  
2017 NOV 14 A 11:45

**November 10, 2017**

Hon. Board of Supervisors  
Stanislaus County  
1010 10<sup>th</sup> St., Ste. 6700  
Modesto, CA 95354

Re: Board Member Elections

Dear Board Members:

Pursuant to the California Voter Participation Rights Act, Elections Code sections 14050, et seq., the Board of Directors of the Salida Sanitary District has adopted a plan to consolidate its Board member elections with the statewide general elections commencing in 2022.

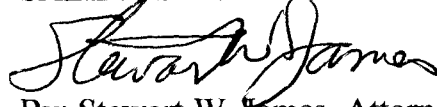
The Board's Resolution for that purpose was adopted on November 9, 2017. On behalf of the District's Manager I am sending a certified copy of the Resolution with this letter.

The District's Board respectfully requests that you approve the District's plan.

Thank you.

Respectfully,

SALIDA SANITARY DISTRICT



By: Stewart W. James, Attorney  
Salida Sanitary District

Enclosure

cc/enc Stanislaus County Registrar of Voters.

**SALIDA SANITARY DISTRICT**  
**RESOLUTION NO. 1666**  
**RESOLUTION TO RESCHEDULE ELECTIONS OF**  
**GOVERNING BOARD MEMBERS**

A Resolution by the Governing Board of the Salida Sanitary District (“Board”) for consolidation of future governing board member elections with the statewide general elections pursuant of Elections Code Section 1303(b).

**RECITALS**

WHEREAS, the Governing Board (“Board”) of the Salida Sanitary District (“District”) consists of five (5) members elected at large within the District, and

WHEREAS, Elections Code Section 1304 sets forth the general rule that sanitary district governing board members serve staggered terms and are elected in odd-numbered years, and

WHEREAS, the current date for the election of governing board members of the District is every two (2) years on the first Tuesday after the first Monday in November of odd-numbered years (e.g. November 2017) Elections Code section 1303(b) and Elections Code section 10404(b), and

WHEREAS, Governing Board elections for two of the Board positions, currently held by GARY DEW and MARY (LANA) MOORE were scheduled for November, 2017, but said members have been reappointed in lieu of election because they ran unopposed, and the next election for said positions is now scheduled for November, 2021, and the next Governing Board election for the other three positions is scheduled for November, 2019, and

WHEREAS, statewide general elections are held in California in even-numbered years (e.g. November, 2018) (Elections Code section 1001), and

WHEREAS, the District is located within Stanislaus County, and

WHEREAS, generally voter participation is greater for statewide general elections conducted in even-numbered years than for local elections conducted in odd-numbered years, and

WHEREAS, commencing January 1, 2018, Elections Code sections 14050 through 14057 known as the “California Voter Participation Rights Act” requires districts to adopt a plan by January 1, 2018 to transition their own governing board elections to the same date as statewide general elections conducted in even-numbered years if past governing board elections held on election dates in odd-numbered years resulted in a significant decrease in voter turnout, and

WHEREAS, a significant decrease in voter turnout is defined as voter turnout at least 25% less than the average voter turnout for the previous four statewide general elections, and

WHEREAS, based on history of voter participation within the boundaries of the District it is likely that the District may be required to adopt a plan to transition to even-numbered year statewide general elections no later than January 1, 2018, pursuant to Elections Code section 14052(b), and

WHEREAS, a political subdivision may hold an off-cycle election if by January 1, 2018, the political subdivision has adopted a plan to consolidate future elections with a statewide general election no later than the November 8, 2022, statewide general election, and

WHEREAS, regardless of whether the District is required to formulate a plan and as a result of these facts, the Governing Board desires to change the date of future Governing board member elections to be consolidated with the California statewide general election which may result in a cost savings of public funds and provide greater voter input into Sanitary District board elections, and

WHEREAS, Elections Code section 1303(b) establishes a procedure whereby the Governing Board may change the election date for its Governing Board members by adopting a resolution seeking approval of the change by the Board of Supervisors of the affected county (Elections Code section 10404(b), Health & Safety Code Section 6580.1), and

WHEREAS, if the change is approved, the November 2019 Governing Board election date will be moved to the first Tuesday after the first Monday in November 2020 and the November 2021 Governing Board election date will be moved to the first Tuesday after the first Monday in November 2022. The terms of Governing Board members which would have expired in 2019 and 2021 will be extended by one (1) year (not to exceed beyond December 31 of the extended year). Elections Code section 10404(i). Refer to attached Appendix A.

NOW, THEREFORE, BE IT RESOLVED that the Salida Sanitary District adopts this resolution to consolidate the election date for members of the Governing Board with the date for California general election on the first Tuesday after the first Monday in November of each even-numbered year (Election Code section 1001) pursuant to Elections Code section 1303(b).

BE IT FURTHER RESOLVED that the Manager will forward this resolution to the Board of Supervisors requesting formal approval of the change by the Board of Supervisors at a public meeting held within 60 days after submission and after the resolution has been public and posted in accordance with Elections Code section 10404(e) unless the Board of Supervisors finds that the ballot style, voting equipment or computer capacity is such that additional elections or materials cannot be handled.

BE IT FURTHER RESLOVED that the consolidation of elections is approved by the Board of Supervisors, the terms of office of all members of the Governing board shall be extended one (1) year as described in Appendix A.

BE IT FURTHER RESLOVED that if the consolidation of election is approved, the term of office of Governing Board members expiring in December, 2019, will be extended to December, 2020, and the terms of Governing Board members expiring in December, 2021, will be extended to December, 2022, and each subsequent Governing Board member election will be held two (2) years thereafter in November of even-numbered years.

BE IT FURTHER RESOLVED that the District will pay to the Stanislaus County Registrar of Voters for the expense of mailing the notice of approval of the change in election dates as required by Elections Code section 10404(f).

BE IT FURTHER RESOLVED that the Manager and his designees are hereby authorized and directed to take any other steps necessary to effectuate the purpose and intent of this Resolution.

PASSED AND ADOPTED by the Board of Directors of the Salida Sanitary District at a regular meeting thereof duly held on November 9, 2017 by the following vote:

AYES: Directors *MUORE, JOHNSON, DEAN & HORTON*

NOES: Directors *NONE*

ABSTAIN: Directors *NONE*

ABSENT: Directors *MURPHY*

*/s/ Gary Horton*  
President of the Board

ATTEST:

*/s/ Linda Walker*  
Secretary

SECRETARY'S CERTIFICATE

I, LINDA WALKER, Secretary of the Board of the Salida Sanitary District, hereby certify that the foregoing is a full, true and correct copy of a Resolution duly adopted by said Board at a regular meeting thereof held on November 9, 2017, by the vote indicated above, the original of which is on file in this office and which has not been revoked or amended and is in full force and effect.

Executed at Salida, California, on November 9, 2017.

  
\_\_\_\_\_  
Linda Walker

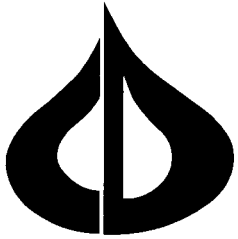
**Appendix A**

**Resolution to Reschedule Election of  
Salida Sanitary District Governing Board Members**

**Resolution No.** 1666

	<b>Positions Held by Current Board Member</b>	<b>Elections Conducted</b>	<b>Current Election Year Cycle</b>	<b>Proposed Election Year Cycle</b>
1	Gary Horton	2015	2019	2020
2	Brad Johnson	2015	2019	2020
3	Donna Murphy	2015	2019	2020
4	Gary Drew	2017	2021	2022
5	Mary (Lana) Moore	2017	2021	2022

Under the proposed rescheduled election cycle, Governing Board member elections in 2015 and 2017 will serve a five (5) year term. Subsequent Governing Board member elections in 2020 and 2022 will serve a four (4) year term.



CSD

BOARD OF SUPERVISORS

2017 NOV 15 AM 10:36

Denair Community  
Services District

3850 N. Gratton Road  
P.O. Box 217  
Denair, California 95316

Phone: 209-634-4986

Fax: 209-634-9805

November 9, 2017

Elizabeth King, Clerk of the Board of Supervisors  
Stanislaus County  
1010 10<sup>th</sup> Street, Suite 6700  
Modesto CA 95354

RE: Request to move to Even Numbered Year Elections

Dear Ms. King:

Enclosed is Resolution #2017-002 from our Board requesting to move our election to even numbered years.

If any additional information is needed, please contact me at 634-4986.

Sincerely,

Pamela J. Owens, District Secretary  
Denair Community Services District

**GOVERNING BOARD  
OF THE  
DENAIR COMMUNITY SERVICES DISTRICT  
RESOLUTION #2017-002**

**Resolution to Reschedule Election of Governing Board Members**

A Resolution by the Governing Board of the Denair Community Services District ("Board") for consolidation of future governing board member election with the statewide general election pursuant to Elections Code § 1303(b).

**RECITALS**

**WHEREAS**, the Governing Board ("Board") of the Denair Community Services District ("District") consists of five (5) members elected at large from within the District; and

**WHEREAS**, Election Code § 1304 sets forth the general rule that Community Services district governing board members serve staggered terms and are elected in odd numbered years; and

**WHEREAS**, the current date for the election of governing board members of the District is every two (2) years on the first Tuesday after the first Monday in November of odd numbered years (e.g., November 2017) (Election Code § 1303(b) and Elections Code § 10404(b)); and

**WHEREAS**, the next Governing Board elections for the positions held by Ron Allen, T.J. McDonald, and Karl Curnow are currently scheduled for 2019, and the next Governing Board election for the positions held by Matt Kuffell and Ron Richardson are currently scheduled for November 2021; and

**WHEREAS**, statewide general elections are held in California in even numbered years (e.g., November 2018) (Elections Code § 1001); and

**WHEREAS**, the District is located within Stanislaus County; and

**WHEREAS**, generally voter participation is greater for statewide general elections conducted in even numbered years than for local elections conducted in odd numbered years; and

**WHEREAS**, commencing January 1, 2018, Election Code § 14050 through 10457 known as the *California Voter Participation Rights Act* requires districts to adopt a plan by January 1, 2018 to transition their governing board elections to the same date at statewide general elections conducted in even numbered years if past governing board elections held on election dates in odd numbered years resulted in a significant decrease in voter turnout; and

**WHEREAS**, a significant decrease in voter turnout is defined as voter turnout at least 25% less than the average voter turnout for the previous four statewide general elections; and

**WHEREAS**, based on history of voter participation within the boundaries of the District it is likely that the District may be required to adopt a plan to transition to even numbered year



statewide general elections no later than January 1, 2018, pursuant to Election Code § 14052(b); and

**WHEREAS**, a political subdivision may hold an off-cycle election if, by January 1, 2018, the political subdivision has adopted a plan to consolidate future elections with a statewide general election no later than the November 8, 2022, statewide general election; and

**WHEREAS**, regardless of whether the District is required to formulate a plan and as a result of these facts, the Governing Board desires to change the date of future Governing Board member elections to be consolidated with the California statewide general election which may result in a cost savings of public funds and provide greater voter input into Community Services board elections; and

**WHEREAS**, Elections Code § 1303(b) establishes a procedure whereby the Governing Board may change the election date for its Governing Board members by adopting a resolution seeking approval of the change by the Board of Supervisors of the affected county (Elections Code § 10404(b); Government Code § 61008(b)); and

**WHEREAS**, if the change in election date is approved, the November 2019 Governing Board election date will be moved to the first Tuesday after the first Monday in November 2020 and the November 2021 Governing Board election date will be moved to the first Tuesday after the first Monday in November 2022. The terms of Governing Board members which would have expired in 2019 and 2021 will be extended by one (1) year (not to exceed beyond December 31 of the extended year). Election Code § 10404(i) [*refer to Appendix A*]; and

**NOW, THEREFORE, BE IT RESOLVED** that the Denair Community Services District adopts this resolution to consolidate the election date for members of the Governing Board with the date for the California general election on the first Tuesday after the first Monday in November of each even numbered year (Election Code 1001) pursuant to Election Code §1303(b).

**BE IT FURTHER RESOLVED** The General Manager will forward this resolution to the Board of Supervisors requesting formal approval of the change by the Board of Supervisors at a public meeting held within 60 days after submission and after the resolution has been made public and posted in accordance to Election Code 10404(e) unless the Board of Supervisors finds that the ballot style, voting equipment or computer capacity is such that additional elections or materials cannot be handled.

**BE IT FURTHER RESOLVED** If the consolidation of election is approved by the Board of Supervisors, the terms of office of all members of the Governing Board shall be extended one (1) year as described in Appendix A.

**BE IT FURTHER RESOLVED** that if the consolidation of election is approved, the term of office of Governing Board members expiring in December 2019 will be extended to December 2020 and the term of Governing Board members expiring in December 2021 will be extended to December 2022 and each subsequent Governing Board member election will be held two (2) years thereafter in November of even numbered years.

**BE IT FURTHER RESOLVED** that the District will pay the Stanislaus County Registrar of Voters for the expense of mailing the notice of approval of the change in election dates as required by Election Code § 10404.(f).

**BE IT FURTHER RESOLVED** The General Manager and his designees are hereby authorized and directed to take any other steps necessary to effectuate the purpose and intent of this resolution.

**PASSED AND ADOPTED** by the Denair Community Services District Board on this 17<sup>th</sup> day of October 2017 by the following vote:

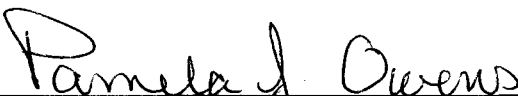
**AYES: Directors Allen; McDonald; Richardson; and Smith.**

**NOES: None**

**ABSENT: Director Curnow**

**ABSTAIN: None**

  
\_\_\_\_\_  
Ronald C. Allen, Chairman  
Denair Community Services District

  
\_\_\_\_\_  
Pamela J. Owens, District Secretary  
Denair Community Services District

**Appendix A****Resolution to Reschedule Election of Governing Board Members****Resolution No. 2017-002**

	<b>Positions Held by Current Board Member</b>	<b>Elections Conducted</b>	<b>Current Election Year Cycle</b>	<b>Proposed Election Year Cycle</b>
1	Ron Allen	2015	2019	2020
2	T.J. McDonald	2015	2019	2020
3	Karl Curnow	2015	2019	2020
4	Ron Richardson	2017	2021	2022
5	Matt Kuffel	2017	2021	2022

Under the proposed rescheduled election cycle, Governing Board member elections in 2015 and 2017 will be for a five (5) year term. Subsequent Governing Board member elections in 2020 and 2022 will be for a four (4) year term.