

COBB AREA COUNTY WATER DISTRICT

16595 HWY. 175/ P.O. BOX 284 COBB, CA 95426 PH 707-928-5262 FAX 707-928-5263

b.murphycawd@gmail.com <EMAIL> ben@cobbareawater.com

COBB AREA COUNTY WATER DISTRICT COUNTY OF LAKE, STATE OF CALIFORNIA

RESOLUTION NO.: 9 - 17

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE COBB AREA COUNTY WATER DISTRICT APPROVING THE RESCHEDULING OF THE GOVERNING BODY MEMBER ELECTIONS FROM ODD-NUMBERED YEARS TO EVEN-NUMBERED YEARS, IN ACCORDANCE WITH ELECTIONS CODE §1303(b) AND SENATE BILL 415 (2015-2016 REGULAR SESSION), AND REQUESTING THE APPROVAL OF THE BOARD OF SUPERVISORS OF THE COUNTY OF LAKE TO CONSOLIDATE THE DISTRICT'S ELECTIONS WITH THE STATEWIDE GENERAL ELECTION HELD IN EVEN-NUMBERED YEARS

WHEREAS, on September 1, 2015, Governor Jerry Brown signed Senate Bill 415 (Reg. Sess.), codified at Stats. 2015, Ch 235, enacting Elections Code §§14050-14057, which prohibits the holding of an election other than on a statewide election date if holding an election on a nonconcurrent date resulted in a significant decrease in voter turnout, as defined, and further authorizes voters to enforce this prohibition by filing an action in superior court; and

WHEREAS, the Cobb Area County Water District currently conducts its elections for governing body members of the District in November of odd-numbered years pursuant to Elections Code § 1303(a); and

WHEREAS, voter participation in the County of Lake is greater for statewide general elections than for odd-year local elections, including special district governing body member elections; and

WHEREAS, the District Board of Directors believes that rescheduling to even-numbered year elections may enhance voter participation and further increase the percentage of voters participating in the Special District elections; and

WHEREAS, it is considered the view of the District Board of Directors that public interest will be better served by holding the District's Governing Body Member Elections in even-numbered years held in conjunction with the statewide general elections; and

WHEREAS, the District Board of Directors further recognizes that there may also be a cost savings to the District resulting from aligning the District's elections with the statewide general elections; and

WHEREAS, as a result of these facts, the District Board of Directors desires to change

the date of future governing body member elections to be consolidated with the California statewide general election in order to increase and enhance voter participation; and

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

WHEREAS, if the change in election date is approved by the Lake County Board of Supervisors, it is requested that the new election date be moved from November of odd-numbered years to November of even-numbered years commencing in 2020 with governing body members whose terms would have expired in 2019 being extended to 2020 and governing body members whose terms would have expired in 2021 being extended to 2022, as required by Elections Code §10404(i).

NOW, THEREFORE, BE IT RESOLVED that:

1. The above recitals are true and correct.
2. The Directors voting on this resolution constitute at least a majority of the members of the Cobb Area County Water District Board of Directors and these members do hereby adopt this resolution to consolidate the election date for governing body members of the District with the statewide general election in November of even-numbered years, beginning in 2020 pursuant to Elections Code §1303(b).
3. The District shall submit the original copy of this resolution to the Lake County Registrar of Voters, who will submit the resolution to the Clerk to the Board of Supervisors and prepare a memorandum of explanation/executive summary for placement on the Lake County Board of Supervisors' agenda; the Lake County Registrar of Voters will also present the resolution to the Board of Supervisors and will explain the rationale for the resolution as well as request a formal approval of the change by the Lake County Board of Supervisors at a public meeting within 60 days after submission of this resolution and after the resolution has been posted in accordance with law.
4. The District shall pay for the expenses incurred by the Registrar of Voters' office for the required mailing of the notice to all of the registered voters of the District informing them of the change of election date specified herein and of the resultant changes in terms of the elected governing body members within 30 days following the approval of the resolution of consolidation with the statewide general election and election date change by the Lake County Board of Supervisors.
5. If the consolidation of election is approved by the Lake County Board of Supervisors, the date of the District's next election will be moved to November 2020, and each subsequent governing body member election will be held two years thereafter in November of even-numbered years.

6. If the consolidation of election is approved, the terms of office of current governing body members expiring in November 2019 will be extended to November 2020 and the terms of members expiring in November 2021 will be extended to November 2022.
7. In the event that the Lake County Board of Supervisors declines to authorize consolidation in 2020 on the grounds specified in Elections Code §10404(e), the District Board of Directors requests that the Lake County Board of Supervisors authorize such consolidation at the soonest feasible date.
8. The District and/or her designee is authorized to take such actions and execute such agreements and documentation as are necessary to affect the intent of this Resolution.

The foregoing **RESOLUTION** was **ADOPTED** this 18th day of October 2017; at a regular meeting by the Board of Directors of the Cobb Area Water District by the following vote:

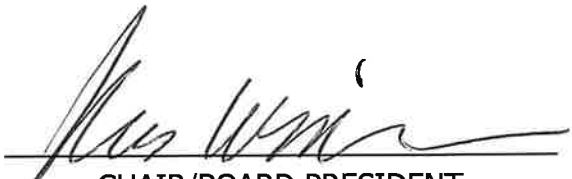
AYES: 3

NOES: 0

ABSTAIN: 0

ABSENT OR NOT VOTING: 2

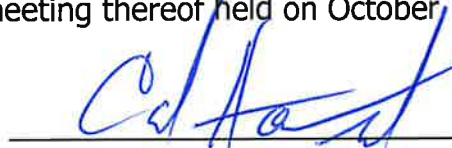
Dated: 10/18/17


CHAIR/BOARD PRESIDENT

CERTIFICATION

I, California Howland, District Secretary of the Cobb Area Water District, do hereby certify that the foregoing Resolution was proposed by Director Joel Pyska, seconded by Director Ralph Gibson, and was duly passed and adopted by a majority of the members of said Board of Directors, at an official and public meeting thereof held on October 18, 2017.

Dated: 10/18/17

 Clerk

CA