

FILED

JUL 17 2024

BEFORE THE BOARD OF DIRECTORS OF THE FIG GARDEN FIRE PROTECTION DISTRICT

By  FRESNO COUNTY CLERK DEPUTY

RESOLUTION NO. 2024-05

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE FIG GARDEN FIRE PROTECTION DISTRICT AMENDING AND RESTATING RESOLUTION NO. 2024-04.

WHEREAS, on June 24, 2024, the Fig Garden Fire Protection District (the "District") Board of Directors held a special meeting to consider the placement on the November 5, 2024 general election ballot of the question of expanding the District's Board of Directors from three (3) to five (5) members on the November 5, 2024, pursuant to California Health and Safety Code section 13845; and

WHEREAS, the District's Board of Directors approved Resolution No. 2024-04; and

WHEREAS, Resolution No. 2024-04 authorized District staff and legal counsel to make modifications, consistent with the Resolution, to the question as requested by the Fresno County Department of Elections and to take all other steps reasonably necessary to effectuate its purpose; and

WHEREAS, by this Resolution, the District's Board of Directors desires to amend and restate Resolution 2024-04 in its entirety to address and incorporate Fresno County Department of Elections requests.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE FIG GARDEN FIRE PROTECTION DISTRICT HEREBY RESOLVE

Section 1. Desire to Expand the Board of Directors. That the Board of Directors shall take, or shall cause District staff to take, the following actions, consistent with Health and Safety Code Section 13842 and Section 13845, to place the question of expanding the Board of Directors from three to five members on the November 5, 2024 general election ballot.

Section 2. The Question. The Board of Directors directs that the question presented to voters within the District boundaries shall be as follows:

Shall the size of the Board of Directors of the Fig Garden Fire Protection District be expanded from three (3) board members to five (5) board members?	YES
	NO

Section 3. Delegation. District staff and legal counsel are authorized to make modifications, consistent with this resolution, to the question as requested by the Fresno County Department of Elections and to take all other steps reasonably necessary to effectuate its purposes.

Section 4. Effective Date. That this Resolution shall take effect upon its adoption.

Section 5. Consolidation with Statewide Election. The Board of Directors requests, consistent with Elections Code section 10403, that this election be consolidated with the November 5, 2025 statewide election, and that such election shall be held and conducted in the manner prescribed in Elections Code section 10418.

Section 6. Reimbursement of Election Expenses. The Board of Directors shall reimburse the County of Fresno for all reimbursable election-related costs pursuant to Health & Safety Code section 13887 and Elections Code section 10002.

Section 7. County Voter Information Guide Statement. Board Counsel on behalf of the Board of Directors shall transmit a copy of the measure to Fresno County Counsel for the preparation of an impartial analysis of the measure in accordance with Elections Code section 9313.

Section 8. General Election Requirements. Pursuant to Health and Safety Code section 13845, this general election requires a majority (50% + 1) of the voters voting on the question for passage of the measure.

Section 9. Authorization to Prepare Argument. Arguments in favor or against the proposed measure are permissible and shall be filed with the Fresno County Clerk in accordance with Elections Code sections 9161. Board members are authorized, but not required, to file arguments regarding the proposed measure. They are also authorized to provide input to the Fresno County Clerk in determining a letter designation for this measure.

Section 10. Seat Vacancy. If the measure is approved, the two newly added, vacant District board member seats may be filled at the same time as its approval in accordance with Health and Safety Code section 13845(d) and consistent with Health and Safety Code section 13841.

PASSED, APPROVED, AND ADOPTED by the Board of the Fig Garden Fire Protection District, on this 16th day of July, 2024, by the following vote:

Ayes: 3
Noes: 0
Absent: 0
Abstain: 0

STATE OF CALIFORNIA)
COUNTY OF FRESNO)

CERTIFICATION

Louis Linney, President of the Fig Garden Fire Protection District certifies that the foregoing resolution was adopted by the District at a special meeting held on the 16th day of July, 2024.

Louis Linney, President
Fig Garden Fire Protection District