

FILED

NOV 20 2017

RESOLUTION NO. 17-16

FRESNO COUNTY CLERK
By D. Lopez DEPUTY

RESOLUTION REQUESTING THAT THE BOARDS OF SUPERVISORS OF THE
COUNTIES OF MERCED AND FRESNO AUTHORIZE THE CONSOLIDATION
OF ELECTIONS OF CENTRAL CALIFORNIA IRRIGATION DISTRICT
DIVISION NO. 5 WITH THE STATEWIDE GENERAL ELECTIONS

WHEREAS THE BOARD OF DIRECTORS of the Central California Irrigation District consists of five members elected from five divisions, serving staggered four-year terms, with elections held in November of odd-numbered years; and

WHEREAS, Elections Code Section 10404 establishes a procedure whereby a special district may change the election date for its board members by adopting a resolution seeking approval of the change by the applicable County Board(s) of Supervisors; and

WHEREAS, CCID Division No. 5 covers portions of Merced and Fresno Counties; and

WHEREAS, SB 415, enacted in 2015, known as the California Voter Participation Rights Act, added Sections 14050 through 14057 to the Elections Code, essentially mandating districts by January 1, 2018 to transition their 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, based on the history of voter participation within the boundaries of the District it is likely that the District will be required to adopt a plan to transition to even-numbered year statewide elections no later than January 1, 2018, pursuant to Elections Code Section 14052(b); and

WHEREAS the District may achieve a savings in the cost of its elections and also provide for greater voter participation:

NOW, THEREFORE, BE IT RESOLVED THAT the Board of Directors of the Central California Irrigation District hereby requests the Boards of Supervisors of Merced and Fresno Counties to approve the District's request to consolidate the election date for its Division No. 5 with the date for the California general election in November of even-numbered years; and

BE IT FURTHER RESOLVED THAT this change be accomplished by extending the existing term of the incumbent by one year, such that the next scheduled election for Division No. 5 would be moved from the first Tuesday after the first Monday in November 2019 to the first Tuesday after the first Monday in November 2020; and

BE IT FURTHER RESOLVED THAT if this request is approved by both of the County Boards of Supervisors, the District is prepared to pay the expense of mailing notice of approval to the change in election date, as required by Elections Code Section 10404(f).

PASSED AND ADOPTED THIS 16th day of November, 2017 by the following vote:

AYES: KIRK JENSEN, ANDREW BLOOM, CHRIS FAGUNDES, JAMES O'BANION, ERIC FONTANA

NOES: None

ABSENT: None


JAMES O'BANION, President

ATTEST:


MARIANNE MARTIN, Secretary

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I, MARIANNE MARTIN, Secretary of the Board of Directors of CENTRAL CALIFORNIA IRRIGATION DISTRICT, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by said Board of Directors of said District at a regular meeting of the Board held on Thursday, November 16, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said District this 17th day of November, 2017.

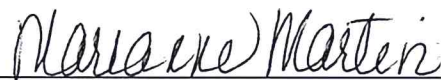

MARIANNE MARTIN, Secretary
of the Board of Directors of the Central
California Irrigation District



EXHIBIT A

Board Member	Current Election Year	Proposed Election Year	County
#1 Jensen, Kirk	2017	2022	Stanislaus/Merced
#2 Bloom, Andrew	2019	2020	Merced
#3 Fagundes, Chris	2019	2020	Merced
#4 O'Banion, James	2017	2022	Merced
#5 Fontana, Eric	2019	2020	Fresno/Merced

It is understood by the Central California Irrigation District that the District is required to reimburse the County for all the costs incurred by the County Clerk to conduct the election for Division 5, Board Member.

Signed: Marianne Martin

Marianne Martin, Secretary

Exhibit B

Dates and Procedures for the Election of Board members

(All section references are to the Elections Code.)

1. No later than 125 days before the date of the general election, the District secretary shall deliver a notice of election to the County elections office listing the elective offices to be filled, specifying which offices, if any, are for the balance of an unexpired term and whether the District or the candidate is to pay for the publication of a statement of qualifications under section 13307. A map of the District must accompany the notice. (§§ 10509, 10522.)
2. Between the 120th and 90th day before the date of the general election, the County elections official will publish, one time, a notice of election in a newspaper of general circulation containing the date of the election, the offices to be filled, qualifications for candidacy required by the principal act, where nomination papers are available, the deadline for filing declarations for candidacy, and a notice that appointment will be made in lieu of election in accordance with law. (§12112.)
3. Between the 113th and 88th day before the date of the general election, candidates for the District's Board may obtain and file their declarations of candidacy along with their candidate's statement of qualifications if they choose to submit one. (§§ 10510, 10511, 13307, 13311.)
4. If an incumbent member of the Board does not file a declaration of candidacy by 5:00 p.m. on the 88th day before the date of the general election, any person other than the incumbent may file a declaration of candidacy by 5:00 p.m. on the 83rd day before the date of the general election. (§§ 10407, sub. (b), 10516, sub. (b).)
5. If, by 5:00 p.m. on the 83rd day before the date of the general election: (1) only one person has filed a declaration of candidacy for any position to be filled on the Board; or (2) no one has filed a declaration of candidacy for such office; the County Board of Supervisors may appoint a person to the position. (§ 10515.)
6. On the 82nd day before the date of the general election, the Secretary of State shall conduct the randomized alphabet at 11:00 a.m. to determine the order in which the Board candidates will appear on the general election ballot. (§ 13112.)
7. Between the 57th and 14th day before the date of the general election, write in candidates must file their statement of write-in candidacy and nomination Papers with the County elections official. (§ 8601.)
8. Between the 2nd and 30th day after the date of the general election, the official canvass of the returns is to be completed. (§§ 10547- 10549, 15300 etseq.)

If there is any future amendment of the Elections Code provisions identified above, the amended provisions are applicable. Where the dates described above are inconsistent with those provided in the Elections Code for the statewide general elections, the dates for statewide general elections are controlling.