

RESOLUTION NO. 2025 - 40

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE DEL REY COMMUNITY SERVICE DISTRICT, CALIFORNIA CALLING FOR AN ELECTION FOR THE PURPOSE OF ELECTING ONE (1) MEMBER OF THE BOARD OF DIRECTORS FOR SEAT B

WHEREAS, the Del Rey Community Service District, a special district under California law ("District"), was formed with a five-member Board of Directors ("Board") elected at large, with terms of office set pursuant to Government Code section 61021; and

WHEREAS, Government Code section 61021(c) states that "elections and terms of office shall be determined pursuant to Uniform District Law, Part 4 (commencing with Section 10500) of the Elections Code"; and

WHEREAS, in the Consolidated Municipal Election held on November 8, 2022, three Board members were elected: Joaquin Nunez Escutia, Daniel Ramirez, and Maria Reyna; and

WHEREAS, on September 19, 2024, prior to the conclusion of the regular meeting of the Board, Maria Reyna, the holder of Seat B, resigned as a member of the Board; and

WHEREAS, Government Code section 1780(d)(1) provides that for a special district, if a vacancy occurs on a governing board, the remaining members of that board may appoint a person to fill that vacancy within 60 days after either the date on which the district board is notified of the vacancy or the effective date of the vacancy, whichever is later; however, the Board did not appoint a person to fill the vacancy created by Maria Reyna's resignation within the 60-day period; and

WHEREAS, Government Code section 1780(f)(1) provides that if a special district's board does not act to fill a governing board vacancy within 60 days of the vacancy's effective date, the county board of supervisors "may appoint a person to fill the vacancy within 90 days of the date the district board is notified of the vacancy or the effective date of the vacancy, whichever is later, ..."; and

WHEREAS, the County Board of Supervisors did not appoint a person to fill the vacancy created by Maria Reyna's resignation within the statutory 90-day period; and

WHEREAS, Government Code section 1780(g)(1) provides that "[i]f within 90 days of the date the district board is notified of the vacancy or the effective date of the vacancy, whichever is later, the remaining members of the district board or the appropriate board of supervisors or city council have not filled the vacancy and no election has been called for, then the district board shall call an election to fill the vacancy(,)" which shall take place at least 130 days after the district board calls for the election; and

WHEREAS, Government Code section 1780(g)(2) provides that the "election called pursuant to this subdivision shall be held on the next established election date provided in Chapter

1 (commencing with Section 1000) of Division 1 of the Elections Code that is 130 or more days after the date the district board calls the election;" and

WHEREAS, under Elections Code section 1000, the next available established election date for 2025 that is more than 130 days from June 24, 2025, is November 4, 2025; and

WHEREAS, pursuant to Elections Code section 1000, the Board desires to authorize an election for the Board Seat B to take place on November 4, 2025.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Del Rey Community Service District as follows:

1. The above recitals are true and correct and incorporated herein; and
2. Pursuant to Government Code section 1780(f)(1), the Board hereby calls for an election to fill the vacancy on Board Seat B on November 4, 2025.
3. The General Manager is hereby directed to file a certified copy of this resolution with the Board of Supervisors and the Elections Division of the County Clerk, Recorder, and Assessor and Registrar of Voters, of the County of Fresno.

I HEREBY CERTIFY that the foregoing Resolution was passed and adopted by the Board of Directors at a special meeting held on the 24th day of June, 2025, by the following vote:

AYES: Ramirez, Nunez, Garza, Cisneros

NOES: Ø

ABSENT: Ø

ABSTAIN: Ø

ATTEST:

CARLOS ARIAS General Manager
DEL REY COMMUNITY SERVICE
DISTRICT

By: DANIEL RAMIREZ, Board President