

RESOLUTION NO. 2018-01

**RESOLUTION OF THE UKIAH VALLEY SANITATION DISTRICT CHANGING THE
ELECTION DATE OF IT'S BOARD MEMBERS TO COINCIDE WITH THE
STATEWIDE GENERAL ELECTIONS PURSUANT TO ELECTIONS CODE
SECTIONS 1303(b), 10404 AND 14050 ET. SEQ. AND REQUESTING THE
MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZE CONSOLIDATION
WITH THE STATEWIDE NOVEMBER GENERAL ELECTION DURING EVEN-
NUMBERED YEARS**

WHEREAS, The Ukiah Valley Sanitation District is a County Sanitation District formed in 1954 pursuant to the provisions of Section 4730 of the State of California Health and Safety Code and the composition of the Board was established in accordance with said Section; and

WHEREAS, the District Board of Directors authorized the modification and change in the Board composition to a five (5) member district wide elected board pursuant to the provisions of Section 4730.1(b)(1) of said code; and

WHEREAS, the District wide election was conducted on November 4, 2008 in conjunction with the Consolidated General Election and said election results have been certified by the County Clerk of Mendocino County; and

WHEREAS, five Board members have been elected to serve on the Ukiah Valley Sanitation District Board of Directors and these members have been duly sworn in; and

WHEREAS, Election Code §10404 authorizes the governing body of a special district to require that its elections of governing body members be held on the same day as the statewide general election; and

WHEREAS, Election Code 14050 et.seq requires the governing board of a political subdivision to change its Election Day to the same day as a statewide general election when voter turnout for that local election is at least twenty Five percent (25%) lower than the average voter turnout within that political subdivision for the previous four statewide general elections; and

WHEREAS, the election turnout for consolidated District election in 2017, the last time in the election held for the District, was Thirty Three percent (33%), while the average turnout for general elections from 2010 to 2016 was Sixty Two percent (62%), resulting in a difference of Twenty Nine percent (29%); and

WHEREAS, it is the intent of the Board of Directors to encourage maximum voter participation in the electoral process and to comply with Election Code 14050; and

NOW THEREFORE BE IT RESOLVED THAT

Part 1: Pursuant to Elections Code §§1303(b), 10404 and 14050 et seq. the Board of Directors, by this Resolution, changes its Election Day from the First Tuesday after the First Monday in November of odd-numbered years to the First Tuesday after the First Monday in

November of even numbered years, commencing in 2020, so that the election shall be consolidated with all other elections held throughout the state on that date.

Part 2: Terms of the Directors shall be extended as necessary, but shall not be extended beyond twelve months

Part 3: The Registrar of Voters shall cause, at the expense of the District, notice to be mailed to all registered voters in the District informing the voters of the change of Election Day specified herein and of the resulting extension of the terms of the elected Directors.

Part 4: This Resolution shall become operative upon approval by the County of Mendocino Board of Supervisors pursuant to Election Code sections 1303(b), 10404 and 14050.

Part 5: The District Secretary is directed to transmit a copy of this Resolution to the Clerk of the Mendocino County Board of Supervisors.

The foregoing Resolution was introduced by Chair McNerlin followed by a motion to adopt the Resolution from Director Reed and seconded by Director Marshall; motion carried rejected this 1st day of March 2018, by the following roll call vote:

AYES: 5
NOES: 0
ABSTAIN: 0
ABSENT: 0

WHEREUPON, the Chair declared said Resolution approved and SO ORDERED.



THERESA MCNERLIN, Chair
Ukiah Valley Sanitation District

APPROVED AS TO FORM:
DOUGLAS L. LOSAK
District Legal Counsel

