

RESOLUTION NO. 2017.05

RESOLUTION OF THE BOARD OF DIRECTORS OF THE EAST VALLEY WATER DISTRICT RECOMMENDING CONSOLIDATED ELECTION FOR GOVERNING BOARD MEMBERS WITH STATEWIDE GENERAL ELECTIONS AND APPROVING THE RESCHEDULING OF SUCH ELECTION FROM ODD-YEAR TO EVEN-YEAR ELECTIONS COMMENCING WITH THE 2018 ELECTION

WHEREAS, the East Valley Water District (hereinafter referred to as District) is a special district organized and operating within the county of San Bernardino pursuant to California Water Code Section 30000 et seq.; and

WHEREAS, The California Voter Participation Rights Act (“SB 415”), effective January 1, 2018, provides that a public agency, including a County Water District (“District”), cannot hold its regular election on any date other than a statewide primary or general election date in even-numbered years, if holding a regular election on a non-statewide election date has previously resulted in a “significant decrease in voter turnout”, which is defined as at least 25% less voter turnout than the average voter turnout within the District for the previous four statewide general elections; and

WHEREAS, the District’s regular election date is currently not a statewide election date but held on the first Tuesday following the first Monday in November in odd-numbered years; and

WHEREAS, in order to change its regular election date to comply with SB 415, Elections Code Section 10505(d) authorizes the District to adopt a resolution changing its regular election date from November of odd-numbered years to the statewide general election in November of even-numbered years; and

WHEREAS, the resolution must be submitted to the Board of Supervisors of the County of San Bernardino at least 240 Days before the next District regular election, and the resolution must be approved by the Board of Supervisors in order to change the District’s election date; and

WHEREAS, state law allows the District to extend the terms of current Directors until their successors are elected and qualified in order to match their terms with a changed regular election date (Elections Code Section 10404(i));

WHEREAS, it is also the intent of the District’s Governing Board of Directors to extend the terms of office of current Directors by one year (to November 2018 and November 2020 respectively) in order to match their terms with the changed regular election dates.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the East Valley Water District as follows:

Section 1. Pursuant to Elections Code Sections 10505(d) and 10404(b), hereby adopts this Resolution of the East Valley Water District, to authorize and change its regular election for the Board of Directors from the first Tuesday after the first Monday in November of odd-

numbered years to the statewide general election on the first Tuesday after the first Monday in November of even-numbered years going forward.

Section 2. Special elections called for the purpose of filling Board vacancies, recall of Directors, District initiative or referendum measure, are not affected by the Resolution, and may be called at any time authorized by applicable law.

Section 3. The Board of Directors of the East Valley Water District requests approval from the San Bernardino County Board of Supervisors to consolidate all future District regular election with the statewide general election to be held in November of even-numbered years. The President of the Board or General Manager is hereby authorized to take any and all actions, and execute any documents necessary to assist the San Bernardino County Board of Supervisors in its review and approval of this Resolution.

Section 4. If consolidation of the election is approved, the term of office of current members expiring in 2017 will be extended to 2018 and the term of Board members expiring in 2019 will be extended to 2020.

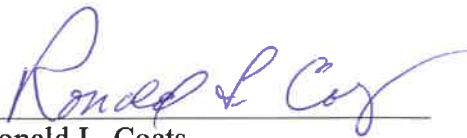
Section 5. The Clerk of the Board of Directors for the East Valley Water District shall transmit certified copies of this Resolution to the Clerk of the Board of Supervisors and to the Office of the Registrar of Voters for the County of San Bernardino.

This Resolution shall become operative upon approval by the San Bernardino County Board of Supervisors

ADOPTED this 8th day of March 2017.

ROLL CALL:

AYES: Directors: Carrillo, Coats, Morales, Shelton, Smith
NOES: None
ABSTAIN: None
ABSENT: None

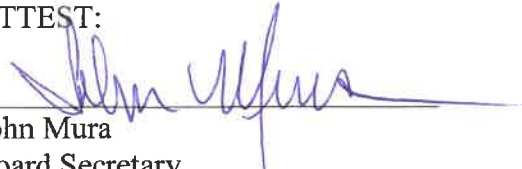


Ronald L. Coats,
Board President

March 8, 2017

I HEREBY CERTIFY that the foregoing is a full, true and correct copy of Resolution No. 2017.05 adopted by the Board of Directors of East Valley Water District at its Regular Meeting held March 8, 2017.

ATTEST:



John Mura
Board Secretary