

WCSD RESOLUTION 2017-5

**A RESOLUTION OF THE BOARD OF
DIRECTORS
OF THE WESTHAVEN COMMUNITY SERVICES DISTRICT TO
RESCHEDULE ELECTION OF GOVERNING BOARD MEMBERS**

WHEREAS, the Westhaven Community Services District ("District") is a Special District organized and operating entirely within the County of Humboldt pursuant to California State Code, Section 61000; and

WHEREAS, California Senate Bill 415, an act (which may be cited to as the California Voter Participation Rights Act (herein "the CVPRA")) to add Chapter 1.7 (commencing with Section 14050) to Division 14 of the Elections Code, was approved by the California Governor and filed with the Secretary of State on September 1, 2015, Statutes of 2015, Chapter 235; and

WHEREAS, commencing January 1, 2018, the CVPRA prohibits a political subdivision from holding an election other than on a statewide election date (i.e. "off-cycle") if holding an election on a non-concurrent date has previously resulted in voter turnout for a regularly scheduled election in the political subdivision being at least 25% less than the average voter turnout within the political subdivision for the previous four statewide general elections; and

WHEREAS, the current date for election of members of the Board of Directors of the District (hereinafter "Board") is every two (2) years on the first Tuesday after the first Monday in November of odd-numbered years (e.g. November 2019 and 2021); and

WHEREAS, statewide elections are held in California only in June and November of even-numbered years (e.g. June and November 2020) (Elections Code, Section 1001); and

WHEREAS, generally voter turnout is greater for statewide general elections than for local elections, including special district board member elections held in November of odd-numbered years; and

WHEREAS, the Board wishes to increase voter participation in elections for Board members; and

WHEREAS, the District may achieve a savings in the cost of its elections, if the District's elections are consolidated with the statewide general elections; and

WHEREAS, as a result of these facts, the Board desires to change the date of future board member elections to be conducted in years after 2017 to be consolidated with the California statewide general election in order to save public funds and provide greater voter input into the District's elections; and

WHEREAS, under sections 61008 of the Government Code, the elections and terms of office for board members are determined pursuant to the Uniform District Elections Law (Elections Code, Section 10500 et seq.);

WHEREAS, Pursuant to Elections Code, Section 10505(d), the District is authorized by Section 10404 of the Elections Code to adopt a resolution requiring that its Board-member elections be held on the same day as the statewide general elections; and

WHEREAS, if the change in election date is approved, it is requested that the new election date be moved from the first Tuesday after the first Monday in November 2019 to the first Tuesday after the first Monday in November 2020 with board members whose terms would have expired in 2021 being extended to 2022, as required by Elections Code, Section 10404(i).

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Westhaven Community Services District does hereby find, determine and/or declare, as follows:

1. Each of the foregoing is true and correct.

2. The Board of Directors adopts this resolution to consolidate the election date for members of the Board with the date for the California general election in November in even-numbered years (Elections Code, Section 1001) pursuant to Elections Code, Section 10404(b), and to pay the expense of mailing notice of approval of the change in election date by the Humboldt County Board of Supervisors as required by Elections Code, Section 10404(f).

3. The Board Secretary will forward this resolution to the Humboldt County Board of Supervisors explaining the rationale for the resolution and requesting formal approval of the change by the Board of Supervisors at a public meeting held within 60 days after submission and after the resolution has been posted in accordance with the law.

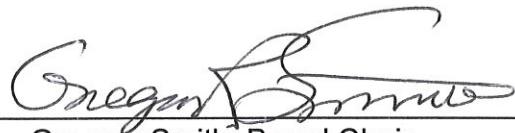
4. If the consolidation of election is approved by the Board of Supervisors, the date of that election will be moved to the first Tuesday after the first Monday in November 2020 and each subsequent board member election will be held two years thereafter in November of even years.

ADOPTED, SIGNED AND APPROVED at a duly called meeting of the Board of Directors of the Westhaven Community Services District on October 18, 2017 by the following polled vote:

AYES: Smith, Hankin, Verick, moon, Phipps

NOES:

ABSENT: ABSTAIN:



Gregory Smith, Board Chair

Westhaven Community Services District

Attest:



Roxanne Levang, Secretary

Westhaven Community Services District

