



Memo

To: Board of Directors
From: Karl Drew, General Manager
Date: March 3, 2017
Subject: Consolidating Board Member Election with Statewide General Election on Even-Years

Last Thursday, February 23, 2017, I received a telephone call from the Registrar of Voters' Office inquiring if we were considering changing our elections from odd-year elections to even-year elections. They indicated that most of the larger districts were making the change this year and that those districts that did not make the change would probably see a 300-400% increase in their election costs.

The California Voter Participation Rights Act (Senate Bill 415), which became effective January 1, 2016, prohibits a political subdivision from holding an election other than on a statewide election date beginning January 2018. Based on this Act, the District would be required to make this change before the normal 2019 election.

Pursuant to the Election Code, the County Clerk must receive the District's resolution requesting a change to the election date, 270 days before the next scheduled election. The calculated date that the resolution must be received for this year's election is Sunday, March 12, 2017. The County has set the date that the resolutions must be received by as Friday, March 10, 2017. If we want to make the change in our election dates this year, we must hold a special meeting to adopt a resolution prior to that date.

Ron is in the process of preparing an appropriate resolution for the Board's consideration. I have attached a copy of our Resolution No. 278, adopted in February 1993, which was to move the election from odd-year elections to the statewide general election on even-years. At that time the County rejected the resolution since so many districts were trying to make the change, it would have overwhelmed the Registrar of Voters office. The County is now required to accommodate the request due to the adoption of Senate Bill 415.

I have also included the resolutions for a couple of other districts that have made the change for your review.

The result of passing a resolution at this time is twofold.

- The terms of each Board Member would be extended one year. Instead of the elections being held in November of 2017 and 2019, the elections would be in 2018 and 2020.
- Based on the estimates of the Registrar of Voters office, the District would save at least \$3,000 to \$4,500 in this year's election and possibly more if we actually went to the ballot.

RECOMMENDATION: This an action that will have to be taken prior to the 2019 election. With the projected cost saving, it makes sense to make the change now.

RESOLUTION NO. 278

RESOLUTION OF THE BOARD OF DIRECTORS OF THE CRESTLINE VILLAGE WATER DISTRICT PROVIDING THAT THE ELECTION OF GOVERNING BOARD MEMBERS FOR THE DISTRICT BE HELD ON THE SAME DAY AS THE STATEWIDE GENERAL ELECTION AND EXTENDING THE TERMS OF PRESENT BOARD MEMBERS AS ALLOWED.

WHEREAS, pursuant to the terms of the California Elections Code, the Elections Code, the elections of governing body members of Crestline Village Water District are to be held in November of odd-numbered years, with the first such election scheduled for November, 1993; and

WHEREAS, pursuant to Elections Code 23302.1, district are authorized to change the date of governing board members from odd to even numbered years to coincide with the election dates of the statewide general election; and

WHEREAS, the Board finds that its goals of encouraging maximum voter turnout and minimizing costs will be promoted by changing the election date from the odd-numbered year to coincide with that of the statewide general election, in each even-numbered years; and

WHEREAS, this resolution must be approved by the Board of Supervisors of the County of San Bernardino after the notice and proceedings set out in Elections Code 23302.1. If approved by the Board of Supervisors, this change will not have the effect of extending any terms of office beyond December 31; of the year following the year in which the election otherwise would have been conducted.

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

1. Commencing with the governing body election now scheduled for November 1993, governing board elections of Crestline Village Water District instead shall be held the same day as the statewide general election, the first Tuesday after the first Monday of November in each even-numbered year.

2. Extension of Terms of Office.


a.) Those Crestline Village Water District Board Members whose terms of office would have, prior to the adoption of this Resolution, expired in December following the election shall, instead, continue in office until no later than December, 1994;

b.) Those Board Members whose terms would have expired in December, 1995 shall continue in office until December, 1996.

3. The dates of any notices, canvass of votes, certification of election and all other procedure requirements shall comply with those for the statewide general election.

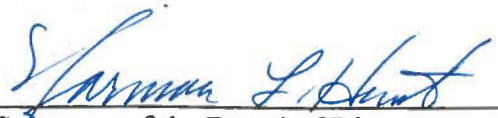
4. The City Clerk is hereby directed to transmit a copy of this Resolution to the Clerk of the Board of Supervisors of the County of San Bernardino, together with the request that said Board appropriately notice and approve this Resolution and provide the Board with notice of such approval.

APPROVED AND ADOPTED this 18th day of February, 1993.



President of the Board of Directors
of Crestline Village Water District

ATTEST:



Secretary of the Board of Directors
of Crestline Village Water District

RESOLUTION NO. 2016-15

RESOLUTION OF THE BOARD OF DIRECTORS OF THE PHELAN PINON HILLS COMMUNITY SERVICES DISTRICT, SAN BERNARDINO COUNTY, RECOMMENDING CONSOLIDATED ELECTION FOR GOVERNING BOARD MEMBERS WITH STATEWIDE GENERAL ELECTIONS AND APPROVING THE RESCHEDULING OF SUCH ELECTIONS FROM ODD-YEAR TO EVEN-YEAR ELECTIONS COMMENCING WITH THE 2017 ELECTION

WHEREAS, Phelan Pinon Hills Community Services District ("PPHCSD") is a Community Services District organized and operating within the County of San Bernardino pursuant to California Government Code Section 61000 et seq.;

WHEREAS, PPHCSD was formed on or about March 18, 2008, pursuant to Resolution No. 2994 of the Local Agency Formation Commission of the County of San Bernardino ("LAFCO");

WHEREAS, Condition No. 5 of LAFCO Resolution No. 2994 expressly states that PPHCSD's Board of Directors ("the Board") "shall consist of five members, elected at-large, pursuant to the provisions of Government Code Section 61020;"

WHEREAS, under Sections 61020 and 61021(c) of the Government Code, the elections and terms of office for members of the Board shall be determined pursuant to the Uniform District Election Law (Elections Code Section 10500 et seq.);

WHEREAS, by operation of Sections 10505 and 10507 of the Elections Code, districts such as PPHCSD that are formed in an even-numbered year are required to hold their Board elections on the first Tuesday after the first Monday in November in each odd-numbered year;

WHEREAS, the current date for election of the Board is every two (2) years on the first Tuesday after the first Monday in November of odd years (e.g. the next election is scheduled for November 7, 2017);

WHEREAS, statewide general elections are held in California only in June and November of even years (e.g. the next statewide general election is scheduled for November 8, 2016) (Elections Code Section 1001);

WHEREAS, PPHCSD is located entirely within San Bernardino County;

WHEREAS, the California Voter Participation Rights Act (Senate Bill 415), approved by the Governor in September 2015 and effective January 1, 2016, prohibits a political subdivision from holding an election other than on a statewide election date commencing January 2018 (Elections Code Sections 14050-14057);

WHEREAS, elections that are held in odd-numbered years have historically had lower levels of voter participation than statewide elections conducted in even-numbered years [refer to Exhibit A];

WHEREAS, since PPHCSD's Board-member elections are not held in conjunction with most state elections, PPHCSD is forced to bear disproportionately higher election costs than if the elections were consolidated with statewide general elections in even-numbered years;

WHEREAS, PPHCSD wishes to increase voter participation in elections for Board members and to reduce expenses whenever possible;

WHEREAS, it is considered the view of the Board that starting with the 2017 Board elections, the public interest will be better served by election of its Board members pursuant to "even-year elections" in conjunction with the statewide general elections;

WHEREAS, as a result of these facts, the Board desires to change the date of future Board member elections to be consolidated with the California statewide general election in order to increase and enhance voter participation;

WHEREAS, while the Board recognizes there is a cost savings to PPHCSD resulting from aligning its election with the statewide general elections, this factor is not the primary motivation for the Board's decision, however, this incidental benefit furthers PPHCSD's policy of fiscal responsibility;

WHEREAS, while the Board recognizes the terms of its members would be extended as a result of aligning PPHCSD's elections with the statewide general elections, this is not the reason for the Board's decision;

WHEREAS, pursuant to Elections Code Section 10505(d), PPHCSD 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 election; and

WHEREAS, if the change in election date is approved, it is being requested the new election date be moved from November 2017 to November 2018 with Board members whose terms would have expired in 2017 being extended to 2018 and Board members whose terms would have expired in 2019 being extended to 2020, as required by Elections Code Section 10404(i) [refer to Exhibit B].

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Phelan Pinon Hills Community Services District that the above recitals are true and correct and that the Board hereby adopts this Resolution to consolidate the election date for members of the Board with the California state general election in November in even years (Elections Code Section 1001) pursuant to Elections Code Section 10404(b).

BE IT FURTHER RESOLVED by the Board of Directors of the Phelan Pinon Hills Community Services District that the Board Secretary will notify the San Bernardino County Elections Office that the District is prepared to pay the expenses of mailing notice of approval of the change in election date by the San Bernardino County Board of Supervisors as required by Elections Code 10405.7(f).

BE IT FURTHER RESOLVED by the Board of Directors of the Phelan Pinon Hills Community Services District that the San Bernardino County Board of Supervisors is hereby requested to consolidate all future elections for the Board of Directors of the Phelan Pinon Hills Community Services District with the statewide general elections to be held in even-numbered years, beginning on November 6, 2018.

BE IT FURTHER RESOLVED by the Board of Directors of the Phelan Pinon Hills Community Services District that if the consolidation of election is approved, the term of office of current Board members expiring in November 2017 will be extended to November 2018 and the term of Board members expiring in November 2019 will be extended to November 2020, as set forth in Exhibit B.

BE IT FURTHER RESOLVED by the Board of Directors of the Phelan Pinon Hills Community Services District that, upon consolidation with the statewide general election, all such future elections for the Board of Directors of the Phelan Pinon Hills Community Services District shall be conducted in accordance with, including dates that are consistent with, the primary or general election with respect to nominations, notices, canvass of votes, certification of election, and all other procedural requirements of the California Elections Code pertaining to the primary or general election.

BE IT FURTHER RESOLVED by the Board of Directors of the Phelan Pinon Hills Community Services District that the District's Board Secretary or designee is authorized to take such actions and execute such agreements and documentation necessary to implement the intent of this Resolution.

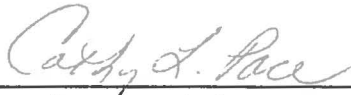
PASSED AND ADOPTED by the Board of Directors of the Phelan Pinon Hills Community Services District on December 21, 2016, by the following vote:

AYES: Brandon, Morrissette, Pace, Roberts, Whalen

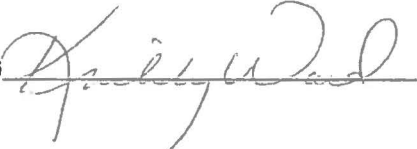
NOES:

ABSTAIN:

ABSENT:



President, Board of Directors

ATTEST: 

RESOLUTION NO. 2017-01

RESOLUTION OF THE BOARD OF DIRECTORS OF THE HELENDALE COMMUNITY SERVICES DISTRICT, SAN BERNARDINO COUNTY, RECOMMENDING CONSOLIDATED ELECTION FOR GOVERNING BOARD MEMBERS WITH STATEWIDE GENERAL ELECTIONS AND APPROVING THE RESCHEDULING OF SUCH ELECTIONS FROM ODD-YEAR TO EVEN-YEAR ELECTIONS COMMENCING WITH THE 2017 ELECTION

WHEREAS, Helendale Community Services District ("HCSD") is a Community Services District organized and operating within the County of San Bernardino pursuant to California Government Code Section 61000 et seq.;

WHEREAS, HCSD was formed on or about December 4, 2006 pursuant to Resolution No. 2951 of the Local Agency Formation Commission of the County of San Bernardino ("LAFCO");

WHEREAS, Condition No. 7 of LAFCO Resolution No. 2951 expressly states that HCSD's Board of Directors ("the Board") "shall consist of five members, elected at-large, pursuant to the provisions of Government Code Section 61020 ...";

WHEREAS, under Sections 61020 and 61021(c) of the Government Code, the elections and terms of office for members of the Board shall be determined pursuant to the Uniform District Election Law (Elections Code Section 10500 et seq.);

WHEREAS, by operation of Sections 10505 and 10507 of the Elections Code, districts such as HCSD that are formed in an even-numbered year are required to hold their Board elections on the first Tuesday after the first Monday in November in each odd-numbered year;

WHEREAS, the current date for election of the Board is every two (2) years on the first Tuesday after the first Monday in November of odd years (e.g. the next election is scheduled for November 7, 2017);

WHEREAS, statewide general elections are held in California only in June and November of even years (e.g. the next statewide general election is scheduled for November 8, 2016) (Elections Code Section 1001);

WHEREAS, HCSD is located entirely within San Bernardino County;

WHEREAS, the California Voter Participation Rights Act (Senate Bill 415), approved by the Governor in September 2015 and effective January 1, 2016, prohibits a political subdivision from holding an election other than on a statewide election date commencing January 2018 (Elections Code Sections 14050-14057);

WHEREAS, as shown in Exhibit A attached hereto and incorporated herein by this reference, elections within HCSD that are held in odd-numbered years have historically had lower levels of voter participation than statewide elections conducted in even-numbered years;

WHEREAS, since HCSD's Board-member elections are not held in conjunction with most state elections, HCSD is forced to bear disproportionately higher election costs than if the elections were consolidated with statewide general elections in even-numbered years;

WHEREAS, HCSD wishes to increase voter participation in elections for Board members and to reduce expenses whenever possible;

WHEREAS, it is considered the view of the Board that starting with the 2017 Board elections, the public interest will be better served by election of its Board members pursuant to "even-year elections" in conjunction with the statewide general elections;

WHEREAS, as a result of these facts, the Board desires to change the date of future Board member elections to be consolidated with the California statewide general election in order to increase and enhance voter participation;

WHEREAS, while the Board recognizes there is a cost savings to HCSD resulting from aligning its election with the statewide general elections, this factor is not the primary motivation for the Board's decision, however, this incidental benefit furthers HCSD's policy of fiscal responsibility;

WHEREAS, while the Board recognizes the terms of its members would be extended as a result of aligning HCSD's elections with the statewide general elections, this is not the reason for the Board's decision;

WHEREAS, pursuant to Elections Code Section 10505(d), HCSD 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 election; and

WHEREAS, if the change in election date is approved, it is being requested the new election date be moved from November 2017 to November 2018 with Board members whose terms would have expired in 2017 being extended to 2018 and Board members whose terms would have expired in 2019 being extended to 2020, as required by Elections Code Section 10404(i) [refer to Exhibit B].

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Helendale Community Services District that the above recitals are true and correct and that the Board hereby adopts this Resolution to consolidate the election date for members of the Board with the California state general election in November in even years (Elections Code Section 1001) pursuant to Elections Code Section 10404(b).

BE IT FURTHER RESOLVED by the Board of Directors of the Helendale Community Services District that the Board Secretary will notify the San Bernardino County Elections Office that HCSD is prepared to pay the expenses of mailing notice of approval of the change in election date by the San Bernardino County Board of Supervisors as required by Elections Code 10405.7(f).

BE IT FURTHER RESOLVED by the Board of Directors of the Helendale Community Services District that the San Bernardino County Board of Supervisors is hereby requested to consolidate all future elections for the Board of Directors of the Helendale Community Services District with the statewide general elections to be held in even-numbered years, beginning on November 6, 2018.

BE IT FURTHER RESOLVED by the Board of Directors of the Helendale Community Services District that if the consolidation of election is approved, the term of office of current Board members expiring in November 2017 will be extended to November 2018 and the term of Board members expiring in November 2019 will be extended to November 2020 as set forth in Exhibit B.

BE IT FURTHER RESOLVED by the Board of Directors of the Helendale Community Services District that, upon consolidation with the statewide general election, all such future elections for the Board of Directors of the Helendale Community Services District shall be conducted in accordance with, including dates that are consistent with, the primary or general election with respect to nominations, notices, canvass of votes, certification of election, and all other procedural requirements of the California Elections Code pertaining to the primary or general election.

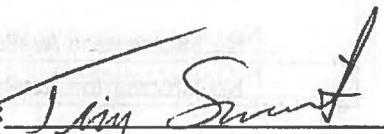
BE IT FURTHER RESOLVED by the Board of Directors of the Helendale Community Services District that HCSD's General Manager or designee is authorized to take such actions and execute such agreements and documentation necessary to implement the intent of this Resolution.

PASSED AND ADOPTED by the Board of Directors of the Helendale Community Services District on January 19, 2017, by the following vote:

- AYES:
- NOES:
- ABSTAIN:
- ABSENT:



President, Board of Directors

ATTEST: 

RESOLUTION NO. 2017-06

RESOLUTION OF THE BOARD OF DIRECTORS OF THE CHINO VALLEY INDEPENDENT FIRE DISTRICT RESCINDING RESOLUTION NO. 2015-05 AND APPROVING RESOLUTION NO. 2017-06 CHANGING THE REGULAR ELECTION FOR THE GOVERNING BOARD OF DIRECTORS FROM NOVEMBER OF ODD-NUMBERED YEARS TO THE STATEWIDE GENERAL ELECTION IN NOVEMBER OF EVEN-NUMBERED YEARS

WHEREAS, pursuant to Elections Code Section 1303(a) and Resolution No. 2015-05, the Chino Valley Independent Fire District ("District") holds its regular election for its Governing Board of Directors in November of each odd-numbered year; and

WHEREAS, the California Voter Participation Rights Act (SB 415) becomes effective January 1, 2018 and prohibits a political subdivision (including special districts) from holding a regular election on a date other than on 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 by SB 415 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 not a statewide election date and the 2015 District regular election resulted in approximately 10 percent of eligible voter participation; and

WHEREAS, elections held in odd-numbered years have historically resulted in lower participation and higher expenses to the District; and

WHEREAS, in order to change its regular election date to comply with SB 415, Elections Code Section 1303(b) 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 then be submitted to the County of San Bernardino Board of Supervisors by no later than March 12, 2017, which is at least 240 days before the next District regular election date, and the resolution must be approved by the Board of Supervisors in order to change the District's election date; and

WHEREAS, it is the intent and desire of the District's Governing Board of Directors to change its regular election date for Directors from November of odd-numbered years to the statewide general election in November of even-numbered years; and

WHEREAS, State law allows a 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 and desire of the District's Governing Board of Directors to extend the terms of office for 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 that the Board of Directors of the Chino Valley Independent Fire District, pursuant to Elections Code Sections 1303(b) and 10404(b), hereby revokes Resolution No. 2015-05 and adopts this Resolution No. 2017-06 of the Chino Valley Independent Fire District, changing its regular election for the Governing 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.

BE IT FURTHER RESOLVED that approval of this Resolution No. 2017-06 will extend the term of office for the current Directors with terms expiring in November, 2017 to November, 2018, and will extend the term of office for the current Directors with terms expiring in November, 2019 to November, 2020. Directors elected to new terms in November, 2018, November, 2020 and in all future elections shall serve standard four-year terms.

BE IT FURTHER RESOLVED that special elections called for the purpose of filling Board vacancies, recall of Directors, District initiative or referendum measures, are not affected by this Resolution 2017-06, and may be called at any time authorized by applicable law.

BE IT FURTHER RESOLVED that the Board of Directors of the Chino Valley Independent Fire District requests approval from the San Bernardino County Board of Supervisors to consolidate all future District regular elections with the statewide general election to be held in November of even-numbered years. The Board President or Fire Chief 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.

BE IT FURTHER RESOLVED that the Clerk of the Board of Directors for the Chino Valley Independent Fire District shall transmit certified copies of this Resolution No. 2017-06 to the Clerk of the Board of Supervisors and to the Office of the Registrar of Voters for the County of San Bernardino.

BE IT FURTHER RESOLVED that this Resolution No. 2017-06 shall become operative upon approval by the San Bernardino County Board of Supervisors.

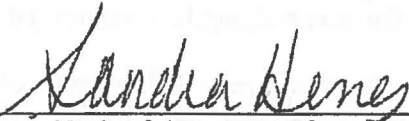
ADOPTED this 8th day of February 2017.

AYES: BOARD MEMBERS: Evinger, Kreeger, DeMonaco, Gray
NOES: BOARD MEMBERS: Johsz
ABSTAIN: BOARD MEMBERS: None
ABSENT: BOARD MEMBERS: None



Sarah Evinger, President of the Board of Directors
Chino Valley Independent Fire District

ATTEST:



Sandra Heney, Clerk of the Board of Directors
Chino Valley Independent Fire District