

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
ACTION AGENDA SUMMARY

DEPT: COUNTY CLERK RECORDER (ELECTIONS)

Urgent \_\_\_\_\_ Routine

CEO Concurs with Recommendation YES \_\_\_\_\_ NO \_\_\_\_\_  
(Information Attached)

BOARD AGENDA # \*A-8.c.

AGENDA DATE 9-18-01

4/5 Vote Required YES \_\_\_\_\_ NO

SUBJECT: REQUEST APPOINTMENTS IN LIEU OF ELECTION TO THE WESTERN HILLS WATER DISTRICT

STAFF  
RECOMMEN-  
DATIONS:

WHEREAS NOT MORE THAN ONE PERSON HAS BEEN NOMINATED FOR EACH OF THE ELECTIVE OFFICES TO BE FILLED AT THE DISTRICT ELECTION ON NOVEMBER 6, 2001, OR THERE WERE NO NOMINEES AS OF 5:00 P.M. AUGUST 15, 2001, REQUEST THE BOARD OF SUPERVISORS MAKE APPOINTMENTS IN LIEU OF ELECTION AS INDICATED:

FRAN LIGHTLY - LONG TERM

WEBB SHAFFER - LONG TERM

NO CANDIDATE FILED FOR SHORT TERM

FISCAL  
IMPACT:

NOT APPLICABLE.

BOARD ACTION

No. 2001-690

On motion of Supervisor Simon, Seconded by Supervisor Caruso  
and approved by the following vote,

Ayes: Supervisors: Blom, Simon, Caruso, and Chair Paul

Noes: Supervisors: None

Excused or Absent: Supervisors: Mayfield

Abstaining: Supervisor: None

1)  Approved as recommended

2) \_\_\_\_\_ Denied

3) \_\_\_\_\_ Approved as amended

MOTION:

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

By: Christine Ferraro Deputy

File No.

**POLICY  
DISCUSSION:**

**THE ATTACHED DOCUMENT IS A RESULT OF THE NOMINATION PROCESS FOR THE WESTERN HILLS WATER DISTRICT ELECTION WHICH WAS TO BE HELD ON NOVEMBER 6, 2001**

**IF BY THE 83RD DAY PRIOR TO AN ELECTION NO ONE HAS BEEN NOMINATED, OR THERE ARE INSUFFICIENT NOMINEES AND A PETITION WHICH IS SIGNED BY 10% OF THE VOTERS OR 50 VOTERS (WHICHEVER IS THE LESSER NUMBER) HAS NOT BEEN FILED, ELECTION CODE SECTION 10515 REQUIRES THE CLERK TO CERTIFY THESE FACTS TO THE "SUPERVISING AUTHORITY" DEFINED AS BOARD OF SUPERVISORS (ELECTION CODE 10500(B)(14)) AND REQUEST THAT AUTHORITY, AT A REGULAR OR SPECIAL MEETING HELD PRIOR TO THE LAST MONDAY BEFORE THE FIRST FRIDAY IN DECEMBER, APPOINT NOMINEES, IF ANY, OR THERE WERE NO QUALIFIED NOMINEES THEN ANY PERSON WHO IS QUALIFIED ON THE DATE THE ELECTION WOULD HAVE BEEN HELD.**

**OFFICES TO BE FILLED WERE:**

**BOARD MEMBER, 4 YEARS**

**BOARD MEMBER, 4 YEARS**

**BOARD MEMBER, 2 YEARS**

**POLICY ISSUE:**

**REQUEST THE BOARD OF SUPERVISORS MAKE THE APPROPRIATE APPOINTMENTS IN LIEU OF AN ELECTION NO LATER THAN DECEMBER 3, 2001.**

**STAFFING  
IMPACT:**

**NONE.**

**CERTIFICATE OF COUNTY CLERK  
REQUEST FOR DECLARATION OF ELECTION**

**TO THE**

**WESTERN HILLS WATER DISTRICT**

**I, KAREN L. MATHEWS, County Clerk of the County of Stanislaus, hereby certify as follows:**

**As of 5:00 o'clock p.m. on August 15, 2001, not more than one person had been nominated for each of the elective offices to be filled at the Consolidated Districts' Election to be held on November 6, 2001, and no petition signed by the voters of the WESTERN HILLS WATER DISTRICT requesting the election be conducted was presented to this office.**

**The offices of TWO 4 YEAR TERMS, ONE 2 YEAR TERM Director(s) are to be filled as indicated for the district, and only the following persons have been nominated:**

**FRAN LIGHTLY - LONG TERM**

**WEBB SHAFFER - LONG TERM**

**NO CANDIDATE FILED FOR SHORT TERM**

**Request is hereby made that, pursuant to Section 10515 of the Elections Code, the Board of Supervisors of the County of Stanislaus declare elected said Nominees.**

**I certify under penalty of perjury that the foregoing is true.**

**Dated this 6TH day of SEPTEMBER, 2001**

**KAREN L. MATHEWS  
County Clerk-Recorder**

BY   
**JOYCE GOUDIE  
Assistant Registrar of Voters**

**Communication may be made with the district by contacting:**

**DAVE ROMANO  
810 - 10TH STREET, 5TH FL #1  
MODESTO CA 95354**

ROSTER OF PUBLIC AGENCY MEMBERS

Public Agency: **WESTERN HILLS WATER DISTRICT**

Membership Selection: Landowner Election

MEMBERSHIP

<u>Name</u>	<u>Term Expires</u>
Sherry Balfour	12/02/05
Cathy Robocker	12/05/03
Keith Schneider	12/05/03
Fran Lightly	12/02/05
Stan Duck	12/05/03

Official Contact Person of Agency: David O. Romano, P.E.

Official Mailing Address of Agency: 801 10th St.,  
5th Floor, Ste. #1  
Modesto, CA 95354-2303  
Phone: 521-9521  
Fax:  
Email:  
Website:

Revised: 9/18/01  
Reference: **DW-15**

COMMITTEE FACT SHEET

**NAME:** **WESTERN HILLS WATER DISTRICT**  
Established: June 2, 1992

**COMPENSATION:** None

**LEGAL AUTHORITY:** Board of Supervisors Resolution #92-703

**MEMBERSHIP:** Five Directors

**QUALIFICATION AND RESIDENCY REQUIREMENTS:** **Elected** (landowner election), must hold title to land within the District. Vacancies filled by remaining directors within 60 days if quorum exists; by the board of Supervisors between 60 and 90 days; and by election after 90 days. Appointee shall hold office until next district election. (Government Code, Section 1780)

**TERM:** Four years

**PURPOSE:** Administration and distribution of irrigation water

**MEETING DATE AND LOCATION:**

**CONTACT:** David O. Romano, P.E.  
801 Tenth St, 5<sup>th</sup> floor, Ste 1  
Modesto CA 95354-2303  
Phone: 521-9521  
Fax:  
Email:  
Website:

**FILE #:** DW15  
**BYLAWS:**  
**VERIFICATION REQUESTED:** 9/18/01  
**VERIFICATION DATE:** 1/16/01