

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

DEPT: COUNTY CLERK RECORDER (ELECTIONS)

BOARD AGENDA # *A-6.b.

Urgent _____ Routine

AGENDA DATE 10/02/01

CEO Concurs with Recommendation YES _____ NO _____
(Information Attached)

4/5 Vote Required YES _____ NO

SUBJECT:

REQUEST APPOINTMENTS IN LIEU OF ELECTION TO THE VALLEY HOME FIRE PROTECTION 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:

MICHAEL E. HOFMANN - LONG TERM

FISCAL
IMPACT:

NOT APPLICABLE.

BOARD ACTION

No. 2001-735

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

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

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) Approved as recommended

2) _____ Denied

3) _____ Approved as amended

Motion:

File No.

**POLICY
DISCUSSION:**

THE ATTACHED DOCUMENT IS A RESULT OF THE NOMINATION PROCESS FOR THE VALLEY HOME FIRE PROTECTION 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:

DIRECTOR - LONG TERM

DIRECTOR - SHORT TERM

DIRECTOR - SHORT TERM

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

VALLEY HOME FIRE PROTECTION 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 VALLEY HOME FIRE PROTECTION District requesting the election be conducted was presented to this office.

The offices of THREE (ONE LONG TERM AND TWO SHORT TERMS) Director(s) are to be filled as indicated for the district, and only the following persons have been nominated:

MICHAEL E. HOFMANN - LONG TERM

THE SHORT TERMS WILL APPEAR ON THE BALLOT.

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 21ST day of AUGUST, 2001

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

BY

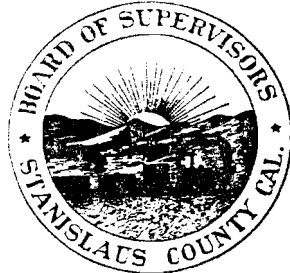

**JOYCE GOUDIE
Assistant Registrar of Voters**

Communication may be made with the district by contacting:

**P O BOX 215
VALLEY HOME CA 95384
(209) 847-5227**

Certificate of Appointment

We, the Board of Supervisors, being the Supervising Authority for the Valley Home Fire Protection District, in the County of Stanislaus, State of California, do hereby certify that at a regular meeting of said Board of Supervisors held on the 2nd day of October 2001, this body appointed Mr. Michael E. Hofmann to the office of Director for this district, to hold office for the completion of the term expiring December 2, 2005, as provided by law.



Bob Baul

Chair of the Board of Supervisors
County of Stanislaus, State of California

Oath of Office

I, Michael E. Hofmann do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

Michael E. Hofmann
(CANDIDATE SIGNATURE)

Subscribed and sworn to before me, this 18th day of October, 2001.

Roger Dominguez
(SIGNATURE OF PERSON ADMINISTERING OATH)
Deputy Clerk
(TITLE)

ROSTER OF PUBLIC AGENCY MEMBERS

Public Agency: **VALLEY HOME FIRE PROTECTION DISTRICT**

Membership Selection: Elected

MEMBERSHIP

<u>Name</u>	<u>Term Expires</u>
Michael Hofmann	12/02/05
Leroy Gilton	12/07/01
Roger Beymer	RESIGNED 12/07/01

Official Contact Person of Agency: Acting Chief Tom Cardwell

Official Mailing Address of Agency: P.O. Box 215
Valley Home, CA 95384
Phone: 847-8556
Fax: 847-8556
Email:
Website:

Revised: 10/2/01

Reference: **DF-07**

COMMITTEE FACT SHEET

NAME: **VALLEY HOME FIRE PROTECTION DISTRICT**
Established: January 24, 1944

COMPENSATION: None

LEGAL AUTHORITY: Fire Protection District Law of 1961, Division 12, Part 2.7, of the Health and Safety Code, Section 13801 et seq.

MEMBERSHIP: 3 Directors
QUALIFICATION: **Elected**, must be a registered voter within the District.
AND RESIDENCY
REQUIREMENTS: Vacancies filled by remaining directors within 60 days if a 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: 4 Year Term

DUTIES: Fire protection

MEETING DATE AND LOCATION: Second Monday of each month at 5:00 p.m.
Valley Home Fire Station
Michigan & Minnesota Avenues, Valley Home

CONTACT: Acting Chief Tom Cardwell
P.O. Box 215
Valley Home, CA 95384
Phone: 847-8556
Fax:
Email:
Website:...

FILE #: DF07
BYLAWS:
VERIFICATION REQUESTED: 10/2/01
VERIFICATION DATE: