

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

DEPT: Clerk Recorder - Elections Division

BOARD AGENDA # \*A-6g

Urgent

Routine

AGENDA DATE September 15, 2009

CEO Concurs with Recommendation YES  NO

4/5 Vote Required YES  NO

(Information Attached)

SUBJECT:

Request Appointment in Lieu of Election to the Rock Creek Water District Board of Directors

STAFF RECOMMENDATIONS:

Whereas not more than one person was nominated for each of the elective offices to be filled at the Consolidated District Election to be held on Tuesday, November 3, 2009, or there were no nominees as of 5:00pm on Wednesday, August 12, 2009, request the Board of Supervisors make appointments in lieu of election as indicated:

Three full term director positions - Three candidates filed:  
Allison S. Fahey, Anita Moran Slicton, Wayne McCurley

FISCAL IMPACT:

There is no fiscal impact associated with this item.

BOARD ACTION AS FOLLOWS:

No. 2009-618

On motion of Supervisor Grover, Seconded by Supervisor Monteith  
and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Grover, Monteith, and Chairman DeMartini

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

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

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

4) \_\_\_\_\_ Other:

MOTION:

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

**SUBJECT:** Request Appointment in Lieu of Election to the Rock Creek Water District Board of Directors

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**DISCUSSION:** Pursuant to California Elections Code 10515 (a) (4), "The election official... shall submit a certificate of these facts to the supervising authority..."

**POLICY ISSUE:** Pursuant to Election Code 10515 (a) (4), "The county election official ... shall request that the supervising authority, at a regular or special meeting held prior to the Monday before the first Friday in December in which the election is held, appoint to the office or offices the person or persons, if any, who have filed declarations of candidacy. The supervising authority shall make these appointments. (b) If no person has filed a declaration of candidacy for any office, the supervising authority shall appoint any person to the office who is qualified on the date when the election would have been held. The person appointed shall qualify and take office and serve exactly as if elected at a general district election for the office."

**STAFFING IMPACT:** There is no staffing impact associated with this item.

**NOTE:**

BOARD OF SUPERVISORS

2009 AUG 25 A 9:28

ROCK CREEK WATER DISTRICT  
% C. BRUCE ORVIS, SECRETARY  
9601 STATE ROUTE 4  
FARMINGTON CA 95230

August 08, 2009

Board of Supervisors  
Stanislaus County  
1021 "I" Street  
Modesto, CA 95354

Dear Board:

We are requesting that you appoint the following people to serve as Directors of Rock Creek Water District for a term of four (4) years:

Allison S. Fahey (Mr)

Anita Moran Slicton

Wayne McCurley

Thank you for your consideration.

Yours truly,



C. Bruce Orvis  
Secretary-Treasurer

REGISTRATION  
CLERK-RECORDER  
2009 AUG 14 AM 9:02