

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

DEPT: County Clerk-Recorder, Elections Division

BOARD AGENDA # A-8m

Urgent

Routine

AGENDA DATE October 27, 2015

CEO Concurs with Recommendation YES NO

4/5 Vote Required YES NO

(Information Attached)

SUBJECT:

Request Appointment in Lieu of Election to the West Stanislaus Irrigation District for the November 3, 2015 Consolidated District Election

STAFF RECOMMENDATIONS:

Whereas not more than one person was nominated for the elective offices to be filled at the Consolidated District Election to be held on Tuesday, November 3, 2015, or there were no nominees as of 5:00 p.m. on Friday, August 7, 2015, request the Board of Supervisors make appointments in lieu of election as indicated:

One Full Term Position - Division 2: Greg Petz
One Full Term Position - Division 5: Lee DeIDon

FISCAL IMPACT:

There is no fiscal impact associated with this item.

BOARD ACTION AS FOLLOWS:

No. 2015-531

On motion of Supervisor O'Brien, Seconded by Supervisor Monteith

and approved by the following vote,

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

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) Approved as recommended

2) Denied

3) Approved as amended

4) Other:

MOTION:

ATTEST:


CHRISTINE FERRARO TALLMAN, Clerk

File No.

Request Appointment in Lieu of Election to the West Stanislaus Irrigation District for the November 3, 2015 Consolidated District Election

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DISCUSSION:

Pursuant to California Elections Code 10515, the County Clerk - Recorder - Registrar of Voters submits to the Board of Supervisors and requests that the Board of Supervisors in its capacity as the supervising authority of the district, make appropriate appointment(s) in lieu of the election.

Elections Code 10515 (a) If, by 5 p.m. on the 83rd day prior to the day fixed for the general district election: (1) only one person has filed a declaration of candidacy for any elective office to be filled at that election, (2) no one has filed a declaration of candidacy for such an office, (3) in the case of directors to be elected from the district at large, the number of persons who have filed a declaration of candidacy for director at large does not exceed the number of offices of director at large to be filled at that election, or (4) in the case of directors who must reside in a division but be elected at large, the number of candidates for director at large from a division does not exceed the number required to be elected director at large while residing in that division; and if a petition signed by 10 percent of the voters or 50 voters, whichever is the smaller number, in the district or division if elected by division, requesting that the general district election be held has not been presented to the officer conducting the election, he or she shall submit a certificate of these facts to the supervising authority and 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.

POLICY ISSUE:

Approval of the recommendation is in alignment with the Board's priority of ensuring Efficient Delivery of Public Services.

STAFFING IMPACT:

There is no staffing impact associated with this item.

CONTACT PERSON:

Lee Lundrigan, County Clerk-Recorder (209) 525-5211



BOARD OF SUPERVISORS

WEST STANISLAUS IRRIGATION DISTRICT 2015 AUG 17 A 10:51

116 E Street
Post Office Box 37
Westley, California, 95387

209/894-3091
209/894-3383 fax
wsidoffice@weststanislausid.org

August 11, 2015

Stanislaus Board of Supervisors
1010 10th Street 6th Floor
Modesto, CA 95354

Re: **2015 Appointment of Directors for the West Stanislaus Irrigation District**

The West Stanislaus Irrigation District Board of Directors recommends on a motion by Director BAYS and seconded by Director GOUBERT that the following appointment(s) to its Board of Directors is made in lieu of an election if no one person has filed a declaration for the following offices:

Division No. 2 Greg Petz

Division No. 5 Lee DeIDon

Passed and adopted the 11TH DAY OF AUGUST 2015 at a regular meeting of the Board of Directors by the following vote:

Ayes: Directors
Noes: None
Absent: DeIDon

Respectfully Submitted,

A handwritten signature in black ink that reads "Robert Pierce".

Robert Pierce
General Manager
Secretary of the Board of Directors
West Stanislaus Irrigation District

Cc: Stanislaus County Elections Department

**DISTRICT SECRETARY'S NOTICE
TO STANISLAUS COUNTY CLERK**

(Elections Code Section §10515)

To the County Clerk of Stanislaus County:

WEST STANISLAUS IRRIGATION DISTRICT

Name of District

The above named District hereby notifies Stanislaus County Registrar of Voters under Election Code §10515 that the following applies in and for the Consolidated District Election to be held on Tuesday, November 3, 2015.

Complete applicable section A or B

(A) Whereas only one person has filed a declaration of candidacy for each elective office to be filled or no one has filed a declaration of candidacy for such offices and no petition requesting the election be conducted has been filed with the District, therefore no election shall be held for the office listed below. This District requests the Stanislaus County Board of Supervisors appoint the candidates as indicated per Election Code §10515:

<u>Offices</u>	<u>Candidates (if any)</u>
<u>Director – Division No. 2</u>	<u>Greg Petz</u>
<u>Director – Division No. 5</u>	<u>Lee DelDon</u>

Or

(B) A sufficient petition, signed by 50 voters or by 10% of the voters of the District (or of the division if the election is by division), whichever is the smaller number, having been presented to the officer conducting the election within the time prescribed by Elections Code §10515 the following offices will appear on the ballot:

<u>Offices</u>	<u>Candidates (if any)</u>
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Dated: 8/11/15 _____ Robert Pierce _____

Signature of Person Completing Form

Robert Pierce – General Manager – Secretary of Board of Directors

Print Name and Title of Person Completing Form

Post Office Box 37, Westley, California, 95387.

Mailing Address

(209) 894-3091 wsidoffice@weststanislausid.org

Telephone

email address