



COUNTY OF HUMBOLDT

AGENDA ITEM NO.

C-3

For the meeting of: March 7, 2017

Date: February 23, 2017
To: Board of Supervisors
From: Supervisor Virginia Bass
Subject: Resolution to Reschedule Election of Governing Board Members of the Humboldt Bay Harbor, Recreation, and Conservation District

RECOMMENDATION(S): That the Board of Supervisors approve the request and forward to the Elections Department for processing.

SOURCE OF FUNDING:

DISCUSSION: The Humboldt Bay Harbor, Recreation, and Conservation District Board passed Resolution # 2017-04 on March 1, 2017, requesting approval from the Board of Supervisors to consolidate the election of the Harbor District Board with the date for the California general election in November in even-numbered years. Currently, Special District board member elections are held in November in odd-numbered years. The Humboldt Bay Harbor, Recreation, and Conservation District Board is requesting the Board approve future board member elections to be consolidated with the California statewide general election in order to save public funds and provide greater voter input into their elections.

FINANCIAL IMPACT: N/A

OTHER AGENCY INVOLVEMENT: Humboldt Bay Harbor, Recreation, and Conservation District.

ALTERNATIVES TO STAFF RECOMMENDATIONS: Board discretion.

ATTACHMENTS: Resolution # 2017-04

Prepared by _____ Kathy Hayes

Signature Virginia Bass

REVIEW:

Auditor _____ County Counsel _____ Personnel _____ Risk Manager _____ Other _____

TYPE OF ITEM:

☒ Consent
☐ Departmental
☐ Public Hearing
☐ Other _____

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT
Upon motion of Supervisor
Seconded by Supervisor
And unanimously carried by those members present,
The Board hereby adopts the recommended action
contained in this report.

SEE ACTION SUMMARY

PREVIOUS ACTION/REFERRAL:

Board Order No. _____

Meeting of: _____

Dated: _____
Nikki Turner, Deputy Clerk of the Board

By: _____

**HUMBOLDT BAY HARBOR, RECREATION
AND CONSERVATION DISTRICT**

RESOLUTION 2017-04

**A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF THE HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT
TO RESCHEDULE ELECTION OF GOVERNING BOARD MEMBERS**

- A. WHEREAS**, the Humboldt Bay Harbor District ("District") is a Community Services District organized and operating entirely within the County of Humboldt pursuant to California Government Code section 61000 et seq; and
- B. WHEREAS**, California Senate Bill 415, an act (which may be cited to as the California Voter Participation Rights Act (herein "the Act")) to add Chapter 1.7 (commencing with Section 14050) to Division 14 of the Elections Code, was approved by the California Governor and filed with the Secretary of State on September 1, 2015; and
- C. WHEREAS**, commencing January 1, 2018, the Act prohibits a political subdivision from holding an election other than on a statewide election date (i.e. "off-cycle") if holding an election on a non-concurrent date has previously resulted in voter turnout for a regularly scheduled election in the political subdivision being at least 25% less than the average voter turnout within the political subdivision for the previous four statewide general elections; and
- D. WHEREAS**, the current date for election of members of the Board of Commissioners of the District is every two (2) years on the first Tuesday after the first Monday in November of odd-numbered years (e.g. November 2017 and 2019); and
- E. WHEREAS**, statewide general elections are held in California only in June and November of even-numbered years (e.g. next election June and November 2018) (Elections Code section 1001); and
- F. WHEREAS**, generally voter turnout is greater for statewide general elections than for local elections, including special district board member elections held in November of odd-numbered years; and
- G. WHEREAS**, the Board wishes to increase voter participation in elections for Board members; and
- H. WHEREAS**, the District may achieve a savings in the cost of its elections, if the District's elections are consolidated with the statewide general elections; and
- I. 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 save public funds and provide greater voter input into school board elections; and
- J. WHEREAS**, the elections and terms of office for board members are determined pursuant to the Uniform District Elections Law (Elections Code section 10500 et seq.);

K. **WHEREAS**, the District 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 elections; and

L. **WHEREAS**, if the change in election date is approved, it is requested that the new election date be moved from the first Tuesday after the first Monday in November 2017 to the first Tuesday after the first Monday in 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).

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Humboldt Bay Harbor District does hereby find, determine and/or declare, as follows:

1. Each of the foregoing is true and correct.
2. The Board of Commissioners declares its intent to adopt this resolution to consolidate the election date for members of the Board with the date for the California general election in November in even-numbered years (Elections Code section 1001) pursuant to Elections Code section 10404(b).
3. The Board Secretary will forward this resolution to the Humboldt County Board of Supervisors explaining the rationale for the resolution and requesting formal approval of the change by the Board of Supervisors at a public meeting held within 60 days after submission and after the resolution has been posted in accordance with the law.
4. The Board Secretary will notify the Humboldt County Elections Office that the District is prepared to pay the expense of mailing notice of approval of the change in election date by the Humboldt County Board of Supervisors as required by Elections Code 10404(f).
5. If the consolidation of election is approved by the Board of Supervisors, the date of that election will be moved to the first Tuesday after the first Monday in November 2018 and each subsequent board member election will be held two years thereafter in November of even years.

ADOPTED, SIGNED AND APPROVED at a duly called meeting of the Board of Commissioners of the Humboldt Bay Harbor District on March 1, 2017 by the following polled vote:

AYES: 4
NOES:
ABSENT: 1
ABSTAIN:

Attest:

Patrick Higgins, Board Secretary


Richard Marks
Board President