

ALTO SANITARY DISTRICT

RESOLUTION 2017-01

**A RESOLUTION AMENDING THE ELECTION SCHEDULE OF THE
ALTO SANITARY DISTRICT TO COMPLY WITH THE
CALIFORNIA VOTER PARTICIPATION RIGHTS ACT (SB 415)**

WHEREAS the Alto Sanitary District has traditionally held elections for its Board of Directors on odd number years;

and

WHEREAS existing law generally requires all state, county, municipal, district, and school district elections be held on an established election date, establishes certain dates for statewide elections, and requires any state, county, municipal, district, and school district election held on a statewide election date to be consolidated with a statewide election, except as provided;

and

WHEREAS the California Voter Participation Rights Act (SB 415) was signed into law in 2015;

and

WHEREAS SB 415 commences January 1, 2018 and prohibits a political subdivision, as defined, from holding an election other than on a statewide election date if holding an election on a non-concurrent date has previously resulted in voter turnout for a regularly scheduled election in that political subdivision being at least 25% less than the average voter turnout within the political subdivision for the previous 4 statewide general elections, except as specified;

and

WHEREAS SB 415 requires a court to implement appropriate remedies upon a violation of this prohibition and authorizes a voter who resides in a political subdivision where a violation is alleged to file an action in superior court to enforce this prohibition, and would allow a prevailing plaintiff other than the state or political subdivision to collect a reasonable attorney's fee and litigation expenses, as provided;

and

WHEREAS A political subdivision may hold an election other than on a statewide election date if, by January 1, 2018, the political subdivision has adopted a plan to consolidate a future election with a statewide election not later than the November 8, 2022, statewide general election;

and

WHEREAS If a special district wishes to move their 2017 general election to 2018, a resolution proposing a new election cycle must be adopted by the governing board of the special district and submitted to the county board of supervisors for each county in which the district has territory no later than March 10, 2017, 240 days prior to the currently scheduled district election as required in Elections Code section 10404.

NOW, THEREFORE, BE IT RESOLVED that the Alto Sanitary District wishes to comply with SB 415 by moving its 2017 Board of Directors election to 2018 and its 2019 Board of Directors election to 2020, and henceforth holding elections on statewide election dates in accordance with the law;

and

BE IT RESOLVED that the term lengths of the current Alto Sanitary District Directors shall be extended as necessary to accommodate the new election schedule.

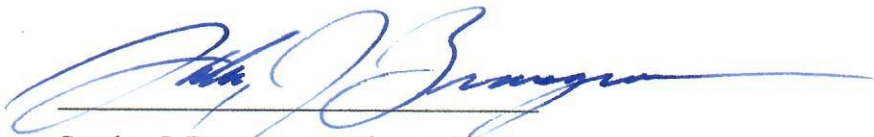
PASSED AND ADOPTED this 22nd day of February, 2017 by the following vote, to wit:

AYES: Bransgrove, Bosenko, Gates, Kennedy

NOES: Gainer

ABSENT:

ABSTAIN:



Stanley J. Bransgrove; Director/Chair



Roger Gainer, Director Secretary/Treasurer