

RESOLUTION 19-13

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE TWENTYNINE PALMS WATER DISTRICT
CHANGING ITS GENERAL ELECTION FROM AN ALL-
MAIL ELECTION IN AUGUST OF ODD-NUMBERED
YEARS TO THE ELECTION IN NOVEMBER OF ODD-
NUMBERED YEARS**

WHEREAS, in August, 2009, Twentynine Palms Water District ("District") voters voted to conduct all future District general elections by all-mail ballot in accordance with Elections Code section 4104; and

WHEREAS, the District currently holds its general election on the last Tuesday of August in odd-numbered years by all-mail ballot; and

WHEREAS, Elections Code section 4003 authorizes the District Board of Directors to, by resolution, revoke the voters' adoption of an all-mail ballot general election and change its election to the established election date to be held on the first Tuesday after the first Monday in November of odd-numbered years; and

WHEREAS, it is the intent and desire of the Governing Board of the District to change from an all-mail ballot general election held in August of odd-numbered years to a general election held within the County of San Bernardino on the first Tuesday after the first Monday in November of odd-numbered years, commencing with the November 2, 2021 election.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Twentynine Palms Water District as follows:

Section 1. Recitals. That the above recitals are adopted as true and correct.

Section 2. District Election Date. Commencing with the November 2, 2021 election, the date of the District's general district election shall be held on the first Tuesday after the First Monday in November of odd-numbered years. As a result, upon the effective date of this Resolution, the District's August, 2021 all-mail ballot general election will be cancelled.


Section 3. Board Authorization. The President is hereby authorized to take any and all actions, and execute any documents necessary, to submit this Resolution to and assist the Board of Supervisors of the County of San Bernardino in its review and approval of this Resolution.

Section 4. Severability. If any section, subsection, clause or phrase in this Resolution is for any reason held invalid, the validity of the remainder of this Resolution shall not be affected thereby. The Board hereby declares that it would have passed this Resolution and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases or the application thereof be held invalid.

Section 5. This Resolution shall become effective immediately.

PASSED, APPROVED AND ADOPTED this 23rd day of October, 2019 by the following vote:

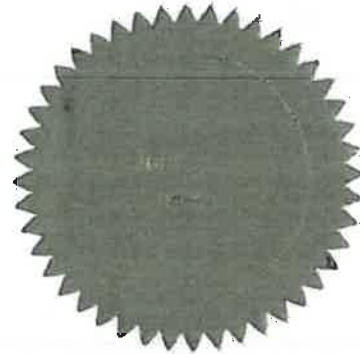
Ayes:	Directors Coghill, Horn, Leazer, Stephenson, and Giannini
Noes:	None
Abstain:	None
Absent:	None



Carol Giannini, President
Board of Directors

Attest:


Ray Kolisz, Board Secretary
Twentynine Palms Water District



RESOLUTION 19-14

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE TWENTYNINE PALMS WATER DISTRICT
CHANGING ITS GENERAL ELECTION TO NOVEMBER
OF EVEN-NUMBERED YEARS AND REQUESTING THE
BOARD OF SUPERVISORS OF THE COUNTY OF SAN
BERNARDINO
TO APPROVE THIS RESOLUTION**

WHEREAS, pursuant to Resolution No. 19-13, Twentynine Palms Water District ("District") holds its general election on the first Tuesday after the first Monday of November in odd-numbered years; and

WHEREAS, SB 415, effective January 1, 2018, provides that a public agency, including the District, cannot hold its general election on any date other than a statewide election date if holding an election on a non-statewide election date results in a "significant decrease in voter turnout," which is defined by SB 415 as at least 25 percent less than the average voter turnout within the public agency for the previous four statewide general elections; and

WHEREAS, the District's general election date is not a statewide election date and during the last District election on August 27, 2019, the District had at least 25 percent less than the average voter turnout within the District for the previous 4 statewide general elections vote in the District election; and

WHEREAS, In order to change its general election date, SB 415 requires the District to adopt a plan to change its general election date to the same day as the statewide general election, which is held in November of even-numbered years, or the statewide primary election, which is held in March of even-numbered years, and the District must change its general election date to one of these two statewide election dates no later than November 8, 2022; and

WHEREAS, pursuant to Elections Code Section 1303(b), the Board must adopt a resolution changing its general election date and submit the resolution to the Board of Supervisors of the County of San Bernardino at least 240 days before the next District general election, and the resolution must be approved by the Board of Supervisors in order to change the District's election date; and

WHEREAS, it is the intent and desire of the Governing Board of the District to change its general election to the statewide general election, held in November of even-numbered years, to ensure compliance with SB 415.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Twentynine Palms Water District as follows:

Section 1. Recitals. That the above recitals are adopted as true and correct.

Section 2. District Election Date. Commencing with the November, 2022 election, the date of the general district election shall be deemed to be the same date as the statewide general election each even-numbered year. As a result, upon the operative date of this Resolution, the District's November, 2021 general election will be cancelled.

Section 3. Change of Term. In accordance with the change of election date, the terms of office of those members of the Board shall be extended for a period of approximately 12 months. Pursuant to Elections Code Section 10404, Board members whose term commenced in December, 2017, will have their terms extended until November, 2022. Board members whose term commences in December, 2019 will have their terms extended to November, 2024. Board members elected to new terms in November, 2022 and in all future elections thereafter shall serve four-year terms.

Section 4. Board Authorization. The President is hereby authorized to take any and all actions, and execute any documents necessary, to submit this Resolution to and assist the Board of Supervisors of the County of San Bernardino in its review and approval of this Resolution.

Section 5. Severability. If any section, subsection, clause or phrase in this Resolution is for any reason held invalid, the validity of the remainder of this Resolution shall not be affected thereby. The Board hereby declares that it would have passed this Resolution and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases or the application thereof be held invalid.

Section 6. That this Resolution shall become operative upon approval by the Board of Supervisors of the County of San Bernardino.

PASSED, APPROVED AND ADOPTED this 23rd day of October, 2019 by the following vote:

Ayes:	Directors Coghill, Horn, Leazer, Stephenson, and Giannini
Noes:	None
Abstain:	None
Absent:	None



Carol Giannini, President
Board of Directors

Attest:


Ray Kolisz, Board Secretary
Twentynine Palms Water District

