



**Final
RESOLUTION NO. 2022-17**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
ORDERING AN ELECTION IN VOTER DIVISIONS 1, 2 AND 3
REQUESTING COUNTY ELECTIONS TO CONDUCT THE ELECTION,
AND REQUESTING CONSOLIDATION OF THE ELECTION**

WHEREAS, pursuant to Elections Code Section 10002, the governing body of any district may by resolution request the Board of Supervisors of the County to permit the county elections official to render specified services to the district relating to the conduct of an election; and

WHEREAS, the resolution of the governing body of the district shall specify the services requested; and

WHEREAS, pursuant to Elections Code Section 10002, the governing body of any city or district may by resolution request the Board of Supervisors of the county to permit the county elections official to render specified services to the city or district relating to the conduct of an election. The city or district shall reimburse the county in full for the services performed upon presentation of a bill to the city or district; and

WHEREAS, pursuant to Elections Code Section 10400, whenever two or more elections, including bond elections, of any legislative or congressional district, public district, city, county or other political subdivision are called to be held on the same day, in the same territory, or in territory that is in part the same, they may be consolidated upon the order of the governing body or bodies or officer or officers calling the elections; and

WHEREAS, pursuant to Elections Code Section 10403, whenever an election called by a district, city or other political subdivision for the submission of any question, proposition, or office to be filled is to be consolidated with a statewide election, and the question, proposition, or office to be filled is to appear upon the same ballot as that provided for that statewide election, the district, city or other political subdivision shall, at least 88 days prior to the date of the election, file with the board of supervisors, and a copy with the elections official, a resolution of its governing board requesting the consolidation, and setting forth the exact form of any question, proposition, or office to be voted upon at the election, as it is to appear on the ballot. Upon such request, the Board of Supervisors may order the consolidation. The resolution requesting the consolidation shall be adopted and filed at the same time as the adoption of the ordinance, resolution, or order calling the election; and

WHEREAS, pursuant to Elections Code Section 13307, whenever an election called by a

district, city, or other political subdivision has offices to be filled, it is required to fix and determine the number of words that a candidate may submit on the candidate’s statement to be either 200 or 400 words and to determine if the candidate and or the political subdivision will pay the cost of the statement; and

WHEREAS, Elections Code Section 15651 requires the city or district to determine the means and manner in which a tie vote is to be resolved in the event that two or more persons receive an equal number of votes and the highest number of votes (“tie votes”) for an office to be voted upon; and

WHEREAS, various district, county, state and other political subdivision elections may be or have been called to be held on a **November 8, 2022**.

NOW THEREFORE, BE IT RESOLVED AND ORDERED that the governing body of the **Monterey Peninsula Water Management District** hereby orders an election be called and consolidated with any and all elections also called to be held on **November 8, 2022** insofar as said elections are to be held in the same territory or in territory that is in part the same as the territory of the Water Management District, and requests the Board of Supervisors of the County of Monterey to order such consolidation under Elections Code Section 10401 and 10403.

BE IT FURTHER RESOLVED AND ORDERED that pursuant to Elections Code Section 10002 said governing body hereby requests the Board of Supervisors of the County of Monterey to permit the Monterey County Elections Department to provide any and all services necessary for conducting an election and agrees to pay for said services in full, and

BE IT FURTHER RESOLVED AND ORDERED that the Monterey County Elections Department conduct the election for the purpose of electing **three (3)** Members to this Governing Board on the **November 8, 2022** ballot:

SEATS OPEN	OFFICE	TERM	Division
1	Director	4 years	Division 1
1	Director	4 years	Division 2
1	Director	2 years	Division 3

BE IT FURTHER RESOLVED AND ORDERED that pursuant to Election Code Section 13307 the **Monterey Peninsula Water Management District** has resolved that all costs of the Candidate’s statement be paid by the **candidate** and that no candidate may submit a statement of over **400** words.

BE IT FURTHER RESOLVED AND ORDERED that pursuant to Elections Code Section 10515, should only one person file for candidacy in voter divisions 1, 2 and 3 the County elections official shall cancel the election in the affected division, and the Board of Supervisors shall appoint that candidate to fill the vacancy. Should no person file for candidacy in voter divisions 1, 2 and 3, the County elections official shall cancel the election in the affected division, and the Board of Supervisors of the County of Monterey shall appoint the candidate to fill the vacancy; and

BE IT FURTHER RESOLVED AND ORDERED that pursuant to Elections Code Section 10551, if a tie vote makes it impossible to determine which of two or more candidates has been elected, the county elections official shall notify the Water Management District Board of Directors, who shall forthwith notify the candidates who have received the tie votes to appear before it personally or by representative as a time and place designated. The Water Management District Board of Directors shall, at that time and place, determine the tie by lot and declare the results.


PASSED AND ADOPTED on this day 20th of June 2022 on a motion by Director Malek and second by Director Edwards by the following vote, to wit:

AYES: Director Paull, Adams, Anderson, Roberson, Malek, Edwards and Riley

NOES: None

ABSENT: None

I, David J. Stoldt, Secretary of the Board of Directors of the Monterey Peninsula Water Management District, hereby certify the foregoing is a resolution adopted on the 20th day of June 2022.


David J. Stoldt,
Secretary to the Board of Directors