



June 6, 2024

TO: LOCSO Board of Directors

FROM: Ron Munds, General Manager

SUBJECT: Agenda Item 8I – 06/06/2024 Board Meeting
Adopt Resolution Requesting Consolidation of District Biennial Election with the November 5, 2024 General Election and a Resolution Adopting Regulations for Candidates for Elective Office.

President
Marshall E. Ochylski

Vice President
Christine M. Womack

Directors
Charles L. Cesena
Matthew D. Fourcroy
Troy C. Gatchell

General Manager
Ron Munds

District Accountant
Robert Stilts, CPA

Unit Chief
John Owens

Battalion Chief
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DESCRIPTION

The San Luis Obispo County Registrar of Voters has notified the Los Osos Community Services District that the District’s Biennial Election will be held on Tuesday, November 5, 2024, and requested that the District adopt the attached resolutions requesting that the District’s election be consolidated with the General Election and adopt regulations for candidates for elective office, as provided in the attached calendar of events and District Election Packet.

SUMMARY OF STAFF RECOMMENDATION

This item will be approved along with the Consent Calendar unless it is pulled by a Director for separate consideration. If so, Staff recommends that the Board adopt the following motion:

Motion: I move that the Board adopt Resolution 2024-09 consolidating the District’s Biennial Election with the November 5, 2024 General Election and authorize staff and Resolution 2024-10 adopting regulations for candidates for elective office and to forward the required documents to the County Clerk-Recorder.

DISCUSSION

The San Luis Obispo County Registrar of Voters has notified the Los Osos Community Services District that the District’s Biennial Election will be held on Tuesday, November 5, 2024, and requested that the District adopt the attached resolutions requesting that the District’s election be consolidated with the General Election and adopt regulations for candidates for elective office, as provided in the attached calendar of events and District Election Packet.

Los Osos Community Services District (District) has consolidated with the General Election as standard practice since 2000. The San Luis Obispo County (County) in previous years included the regulations for candidates in the District Election Packet to be filled out and returned with the consolidating the election Resolution. New this year, the County informed the District that they have updated their forms. One of the reasons they upgraded is they are requiring a Resolution for adopting regulations for candidates to provide clarity to the County on what the District will be responsible for and what the Candidate will be responsible for. The District has not covered expenses for candidate statements in the past. Second, the County is asking the District if 200 or 400 words is allowable for the Statement. If the District approved 400 words, the District could end up being responsible for the additional cost between 200 and 400 words.

Ultimately this is to let the County know that the Candidate will be responsible for the cost and that the District is opting to stay with 200 words for the Candidate Statement.

Attachments

Resolution Number 2024-09

Resolution Number 2024-10

Special District Calendar of Events

District Election Packet

District Map

RESOLUTION 2024-09

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
LOS OSOS COMMUNITY SERVICES DISTRICT, COUNTY OF SAN LUIS OBIPOS, STATE OF CALIFORNIA
REQUESTING THE CONSOLIDATION OF THE LOS OSOS COMMUNITY SERVICES DISTRICT GOVERNING
BOARD ELECTION WITH NOVEMBER 5, 2024, PRESIDENTIAL GENERAL ELECTION**

WHEREAS, the Los Osos Community Services District (hereinafter "District") is governed by a Board of Directors committed to effectively representing the interests of the district's beneficiaries; and

WHEREAS, the regular election of the members of the Board of Directors is scheduled to occur on November 5, 2024; and

WHEREAS, the consolidation of the District governing board election with the County of San Luis Obispo's general election is in the public interest as it promotes greater voter participation and reduces the overall cost of the election; and

WHEREAS, pursuant to California Government Code Section 57375 and following, the District is permitted to request the consolidation of its regular election with the statewide Presidential General Election; and

WHEREAS, pursuant to California Elections Code Section §10400, upon approval of such consolidation by the County, the District is obliged to reimburse the County for all costs incurred in conducting the consolidated election, thereby assuming financial responsibility for the related expenditures.

**NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF DIRECTORS OF THE LOS OSOS
COMMUNITY SERVICES DISTRICT, COUNTY OF SAN LUIS OBIPO, AS FOLLOWS:**

- 1. Election Consolidation:** The Board hereby requests the consolidation of its upcoming governing board election with the general election conducted by the County of San Luis Obispo on November 5, 2024, pursuant to California Government Code Section 57375 and California Elections Code Section 10400.
- 2. Reimbursement of Costs:** The District commits to reimburse the County fully for all services provided and costs incurred in the conduct of the consolidated election, as mandated by California Elections Code Section 10400. This includes, but is not limited to, all direct and indirect expenses such as staffing, equipment, materials, and overhead costs.

Upon motion of Director _____, seconded by Director _____
and on the following roll call vote, to wit:

AYES: _____
NOES: _____
ABSENT: _____
ABSTAIN: _____

The foregoing resolution is hereby passed and adopted this 6th day of June 2024.

Marshall E. Ochylski
President of the Board of Directors
Los Osos Community Services District

ATTEST:

APPROVED AS TO FORM:

Ron Munds
General Manager and Secretary to the Board

Thomas D. Green
District Legal Counsel

RESOLUTION 2024-10

**A RESOLUTION OF THE BOARD OF DIRECTORS OF
LOS OSOS COMMUNITY SERVICES DISTRICT, COUNTY OF SAN LUIS OBIPOS, STATE OF CALIFORNIA
ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO, AND COSTS OF,
CANDIDATE STATEMENTS SUBMITTED TO THE VOTERS AT THE
NOVEMBER 5, 2024, PRESIDENTIAL GENERAL ELECTION**

WHEREAS, Section 13307 of the Elections Code of the State of California requires this board to adopt certain policies in regard to statements of candidates who run for office as members of the governing board of the district.

NOW, THEREFORE, BE IT RESOLVED, THAT THE GOVERNING BOARD OF DIRECTORS OF THE LOS OSOS COMMUNITY SERVICES DISTRICT, HEREBY DETERMINE, AS FOLLOWS:

1. That the cost of printing, handling, and mailing candidates' statements of qualifications shall be charged to the candidate.
2. That the candidates' statement of qualifications shall not exceed 200 words; and
3. The statement shall be filed with the County of San Luis Obispo Registrar of Voters at the time the candidate's nomination papers are filed.
4. The statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00pm of the next working day after the close of the nomination paper.
5. That the candidates are not permitted to submit additional materials to be sent to the voter with the County Voter Information Guide.
6. That the County of San Luis Obispo Registrar of Voters be directed to give a copy of these regulations to each candidate, or their representative, at the time that nomination documents are received.

Upon motion of Director _____, seconded by Director _____
and on the following roll call vote, to wit:

AYES: _____
NOES: _____
ABSENT: _____
ABSTAIN: _____

The foregoing resolution is hereby passed and adopted this 6th day of June 2024.

Marshall E. Ochylski
President of the Board of Directors
Los Osos Community Services District

ATTEST:

APPROVED AS TO FORM:

Ron Munds
General Manager and Secretary to the Board

Thomas D. Green
District Legal Counsel

SPECIAL DISTRICT CALENDAR OF EVENTS
NOVEMBER 5, 2024, CONSOLIDATED PRESIDENTIAL GENERAL ELECTION

DATE/DEADLINE	EVENT
July 7, 2024 E-125 days EC §§10509, 10522	District Secretary completes and delivers to the County Elections Official, the Notice of Elective Offices to be filled, along with whether the district or the candidate is to pay for the publication of a statement of qualifications pursuant EC13307 and a map of the district's boundaries.
JULY 8 - AUG 7, 2024 E-120-90 Days EC Code §12112 EC §12113	County Elections Official shall publish the Notice of Election for each district containing: <ol style="list-style-type: none"> 1. The date of the election 2. The office for which candidates may file 3. The qualifications for office 4. Location where candidates may file for office and the deadlines 5. Statement regarding appointments EC §10515 In addition, the County Election Official shall, by a general press release, set forth the offices to be filled and a telephone number to call for information. County Elections Official shall deliver a copy of all published notices to the District Secretary for posting in the district office.
JULY 15 - AUG 9, 2024 E-113-88 Days EC §§10510, 10603 HNC §6053 EC §10515	Nomination Period - Candidates file declaration of candidacy forms and other related nomination documents with the County Elections Official. No person may file papers for more than one district office at the same election. Candidates for Harbor Commissioner must file nomination papers signed by 25 to 50 registered voters within the District. Insufficient Nominees - if by the close of nominations for a given office, there are insufficient or no nominees, and a petition requesting an election has not been filed, the district will not hold an election. Those candidates who filed Declarations of Candidacy will be appointed in-lieu of election by the Board of Supervisors. Upon recommendation of the District, the Board of Supervisors will make appointments where no candidates filed the requisite papers.
AUG 9, 2024 E-88 Days EC §§10403	Last day for districts to file their resolutions requesting consolidation of their election with the November 5, 2024, General Election with the County Elections Official.
AUG 10 - AUG 14, 2024 E-87-83 Days EC §10604	Extended Filing Period- If an incumbent officer does not file a declaration of candidacy by August 9th, any person other than the incumbent , may file between these dates. The extension is not applicable if there is no incumbent to be elected.
AUG 12, 2024 E-85 Days EC §13307(3)	Last Day for a candidate to withdraw their Statement of Qualifications. Once filed, the statement cannot be changed, only withdrawn. If the office has a filing extension, the last day to withdraw the statement of qualifications is August 15th.
DEC 6, 2024 EC §10554	Term of Office begins. Prior to taking office, each elective officer shall take the official Oath of Office.
JAN 3, 2023 HNC §§6050, 6055, 6056	Term of Office for Harbor Commissioners begins at noon. Prior to taking office, each commissioner shall take the official oath and execute any bond required by the principal act.

* Denotes a date that falls on a County holiday or weekend. Deadline extends until the next business day.
 EC = Election Code HNC = Harbors and Navigation Code (E-) = Election Day Minus



November 5, 2024, Presidential General Election
 County of San Luis Obispo Elections Division
DISTRICT AND ELECTED OFFICIALS INFORMATION

1. DISTRICT CONTACT INFORMATION

DISTRICT NAME: _____

STREET ADDRESS: _____

MAILING ADDRESS: (If different than above): _____

TELEPHONE NUMBER: _____

FAX NUMBER: _____

EMAIL: _____

2. DISTRICT SECRETARY

NAME: _____

3. DISTRICT SUPERINTENDENT/MANAGER

NAME: _____

TITLE: _____

4. DISTRICT CONTACT FOR THIS ELECTION

NAME: _____

TITLE: _____

TELEPHONE NUMBER: _____

EMAIL: _____

5. ELECTED OFFICIAL'S SALARY REPORT

(Please Check One)

Elected officials of this district receive a salary of **less than \$200.00 per month** and therefore are not required to file semi-annual campaign disclosure reports, unless they receive or make any contributions, or make any expenditures pursuant to Government Code Section 84200(a)(2).

Elected officials of this district receive a salary of **\$200.00 or more per month** and therefore must file semi-annual campaign expenditure reports in compliance with the reporting requirements of Government Code Section 84200(a).

6. CURRENT OFFICEHOLDERS AND TERMS OF OFFICE

(Please attach a sheet if more space is needed):

If applicable, District, Division, or Trustee Area number (Ex. Dist. 1; Div. 1; TA 1; Area 1)	Officeholder's Name	Residence Address (No PO Boxes)	Term Ending (Year)	Elected/Appointed in Lieu of Election/Appointed to Vacancy
				<input type="checkbox"/> Elected <input type="checkbox"/> Appt. in Lieu <input type="checkbox"/> Appt. to Vacancy
				<input type="checkbox"/> Elected <input type="checkbox"/> Appt. in Lieu <input type="checkbox"/> Appt. to Vacancy
				<input type="checkbox"/> Elected <input type="checkbox"/> Appt. in Lieu <input type="checkbox"/> Appt. to Vacancy
				<input type="checkbox"/> Elected <input type="checkbox"/> Appt. in Lieu <input type="checkbox"/> Appt. to Vacancy
				<input type="checkbox"/> Elected <input type="checkbox"/> Appt. in Lieu <input type="checkbox"/> Appt. to Vacancy
				<input type="checkbox"/> Elected <input type="checkbox"/> Appt. in Lieu <input type="checkbox"/> Appt. to Vacancy
				<input type="checkbox"/> Elected <input type="checkbox"/> Appt. in Lieu <input type="checkbox"/> Appt. to Vacancy



November 5, 2024, Presidential General Election
 County of San Luis Obispo Elections Division
NOTICE OF ELECTIVE OFFICES TO BE FILLED

DISTRICT NAME: _____

TO: Elaina Cano, County Clerk-Recorder, Registrar of Voters, County of San Luis Obispo

You are hereby notified that at the **Presidential General Election** to be held for the above district on **November 5, 2024**, the elective office(s) listed below are to be filled.

1. NUMBER OF FULL-TERM OFFICES TO BE FILLED AND HOW ELECTED

How many full-term (or 4-year term) offices for district directors, trustees, or board members are to be elected to a full-term at this election? _____

How are they to be elected? (Please mark all applicable boxes) by-division by-district by-trustee area at-large

If "by-division," "by-district," or "by trustee area," please list the offices below in **section A**. If "at-large," complete **section B**. If both apply, complete sections **A** and **B** with applicable information.

A. List "district-based" office(s) to be filled. Attach additional pages if necessary.

District, Division, or TA number	Incumbent's name or "N/A"	Term Ending (Year)
	<input type="checkbox"/> N/A	
	<input type="checkbox"/> N/A	
	<input type="checkbox"/> N/A	
	<input type="checkbox"/> N/A	
	<input type="checkbox"/> N/A	

B. List "at-large" office(s) to be filled. Attach additional pages if necessary.

Incumbent's name	Term Ending (Year)

2. NUMBER OF SHORT-TERM OFFICES TO BE FILLED AND HOW ELECTED

How many short-term (or 2-year term) offices for district directors, trustees, or board members are to be elected to a short-term at this election? (If there are no short-term offices to be filled, please print "N/A") _____

How are they to be elected? (Please mark all applicable boxes) by-division by-district by-trustee area at-large

Please list the offices below.

District, Division, or TA number (if applicable)	Incumbent's name	Term Ending (Year)

You are further notified that if a candidate files a **candidate statement of qualifications** pursuant to Elections Code Section 13307, the **cost of printing and handling** of the statement shall be **paid by** the: _____

PRINT "CANDIDATE" OR "DISTRICT"

Date: _____

SIGNATURE OF DISTRICT SECRETARY



November 5, 2024, Presidential General Election
 County of San Luis Obispo Elections Division
QUALIFICATIONS TO RUN AND HOLD OFFICE

DISTRICT NAME: _____

GENERAL QUALIFICATIONS E.C. §§ 20, 201; G.C. §§ 1020, 1021, 24001, 36502:

- Must be at least 18 years old and a citizen of the state at the time of their election;
- Must be a registered voter of the district in which the duties of the office are to be exercised at the time that nomination papers are issued to the person or at the time of the appointment of the person;
- Cannot be convicted of designated crimes as specified in the Constitution and laws of the State; and,
- Cannot be convicted of a felony involving accepting or giving, or offering to give, any bribe, the embezzlement of public money, extortion or theft of public money, perjury or conspiracy to commit any of these crimes.

In addition to the general qualifications outlined above, candidates for the district must also meet the qualifications to run and hold office identified in the ADDITIONAL QUALIFICATIONS section below.

ADDITIONAL QUALIFICATIONS (Please include reference to, or attach copies of, the applicable legal code section(s) and/or principal act. If there are no additional qualifications, please print "N/A" in the space provided below and date and sign below):

Executed on: _____, 2024



 SIGNATURE OF DISTRICT SECRETARY



November 5, 2024, Presidential General Election
County of San Luis Obispo Elections Division
DISTRICT BOUNDARY MAP

Pursuant to Elections Code § 21600 - 21606, 22000 – 22001, please attach a map showing the boundaries of the district.

Have the boundaries changed since 2022?

Yes _____

No _____