



May 23, 2014

TO: LOCSD Board of Directors

FROM: Kathy A. Kivley, General Manager

SUBJECT: **Agenda Item 11H – 6/5/2014 Board Meeting**
Adopt Resolution Requesting Consolidation of District Biennial Election with the November 4, 2014 General Election

President
Craig V. Baltimore

Vice President
R. Michael Wright

Directors
Leonard A. Moothart
Marshall E. Ochylski
Jon-Erik G. Storm

General Manager
Kathy A. Kivley

Interim District Accountant
Dale G. Flynn

Fire Chief
Robert Lewin

Battalion Chief
Phill Veneris

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 4, 2014, and requested that the District adopt the attached resolution requesting that the District's election be consolidated with the General Election as provided in the attached timeline.

Adopt Resolution 2014-04 and direct staff to forward the required documents to the County Registrar of Voters.

SUMMARY OF STAFF RECOMMENDATION

Staff recommends that the Board approve the attached minutes.

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 2014-04 consolidating the District's Biennial Election with the November 4, 2014 General Election and authorize Staff to forward required documents to the County Clerk-Recorder.

Attachment

Mailing Address:
P.O. Box 6064
Los Osos, CA 93412

Offices:
2122 9th Street, Suite 102
Los Osos, CA 93402

Phone: 805/528-9370
FAX: 805/528-9377

www.locsd.org

Date: June 5, 2014
Agenda Item: 11H
() Approved
() Denied
() Continued to

RESOLUTION NO. 2014-04

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE LOS OSOS COMMUNITY SERVICES DISTRICT
REQUESTING CONSOLIDATION OF THEIR BIENNIAL ELECTION
WITH THE NOVEMBER 4, 2014 CONSOLIDATED GENERAL ELECTION**

WHEREAS, an election shall be conducted on November 4, 2014 for this District pursuant to the Uniform District Election Law commencing with Elections Code §10500; and

WHEREAS, pursuant to Elections Code §10500, said election may be consolidated with any other election pursuant to Part 3 (commencing with Section 10400); and

WHEREAS, the Board of Directors requests the San Luis Obispo County Board of Supervisors consolidate this District's General District Election with any other election which may be held on the day;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors as follows: The Board of Supervisors of San Luis Obispo County is hereby requested to consolidate the General District Election of this District to be held on November 4, 2014 with all other elections held on the same date. This request is made pursuant to Elections Code §10500 and 10400, et seq. The Board of Directors agrees to reimburse, upon presentation of a bill, the County of San Luis Obispo in full for services performed relating to this election.

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

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

The following Resolution is hereby passed, approved and adopted by the Board of Directors of the Los Osos Community Services District on the 5th day of June 2014.

Craig V. Baltimore
President, Board of Directors
Los Osos Community Services District

ATTEST:

APPROVED AS TO FORM:

Kathy A. Kivley
General Manager and Secretary to the Board

Michael W. Seitz
District Legal Counsel

Office of the County Clerk-Recorder

COUNTY OF SAN LUIS OBISPO ♦ 1055 MONTEREY ST. RM. D120 ♦ SAN LUIS OBISPO, CA 93408 ♦ (805) 781-5080/5088



JULIE L. RODEWALD
COUNTY CLERK RECORDER

MELANIE FOSTER
Administrative Service Officer

TOMMY GONG
ASSISTANT COUNTY CLERK RECORDER

April 28, 2014

Los Osos Community Services District
2122 9th Street, Suite #102
Los Osos CA 93412
Attn: District Secretary



Dear District Secretary:

Pursuant to California Elections Code Section 1303(b), your district's biennial election will be held on Tuesday, November 4, 2014. In connection with this election the items listed below must be acted upon by the district board of directors and submitted to our office by the deadlines set in accordance with the enclosed Calendar of Events.

1. Notice to County Elections Official - Elective Offices to be Filled (enclosed)
2. A map of your district's boundaries (even if they haven't changed)
3. A resolution by the board of directors requesting consolidation with the November 4, 2014 Consolidated General Election (sample enclosed)

To prepare for the nomination period, Items 1 and 2 above must be filed with our office by **Wednesday, July 2, 2014**. Item 3 above shall be filed with our office no later than **Friday, August 8, 2014**, although it would be appreciated if your resolution could be submitted by July 14, 2014. If you are planning on putting a measure on the ballot, along with the offices to be filled, please contact our office immediately.

Attached is a list of the terms which are to be filled at the upcoming election according to our records. Please review your district's information and notify us immediately if this information is incorrect.

Thank you in advance for your cooperation for providing the required information in a timely manner.

Sincerely,

Tommy Gong
Assistant County Clerk-Recorder

Encl:

**NOTICE TO COUNTY ELECTIONS OFFICIAL
ELECTIVE OFFICES TO BE FILLED
MAP OF DISTRICT BOUNDARIES
PAYMENT OF CANDIDATE STATEMENT OF
QUALIFICATIONS**

Elections Code §10509 & 10522

Name of District

TO THE COUNTY ELECTIONS OFFICIAL OF SAN LUIS OBISPO COUNTY:

1. Notice is hereby given that the elective offices of the district to be filled at the Consolidated General Election on November 4, 2014 are as follows:

NUMBER OF DIRECTORS TO BE ELECTED

TERM OF OFFICE

Four Year Term

Two Year Term

2. The qualifications of a nominee and of an elective office of the District are as follows:

SHALL BE A REGISTERED ELECTOR RESIDING IN THE DISTRICT

3. Pursuant to Elections Code §10522, a map showing the boundaries of the district is attached.

Have the boundaries changed since 2012?

YES _____ **NO** _____

4. Please indicate whether the DISTRICT or the CANDIDATE will pay for the printing and handling of the Statement of Qualifications, per Elections Code §13307

DISTRICT _____ **CANDIDATE** _____

Signed: _____

Dated: _____

Print Name and Title: _____

election be held for the offices has not been presented to the officer conducting the election, appointment will be made as prescribed by Section 5328.

The provisions of this section and Section 5328 shall also apply to elections for membership on a county board of education.

Education Code §5328. If pursuant to Section 5326 a district election is not held, the qualified person or persons nominated shall be seated at the organizational meeting of the board, or if no person has been nominated or if an insufficient number is nominated, the governing board shall appoint a qualified person or persons, as the case may be, at a meeting prior to the day fixed for the election, and such appointee or appointees shall be seated at the organizational meeting of the board as if elected at a district election.

COMMUNITY SERVICES DISTRICT DIRECTORS

DISTRICT	# OF TERMS	INCUMBENT	TERM BEGINS	TERM ENDS
Avila Beach Community Services District	3 Full Terms	Pete Kelley Richard Rowe Stephen Hinds Waldron	12/5/14	12/7/18
	1 Short Term	Shanna Richards	12/5/14	12/2/16
California Valley Community Services District	2 Full Terms	George Ayres Ruth Joyce Legaspi	12/5/14	12/7/18
Cambria Community Services District	2 Full Terms	Jim Bahringer Mike Thompson	12/5/14	12/7/18
Creston Hills Ranch Community Services District	3 Full Terms	Kevin Bradley Anderson Sharon Michelucci Paul L. Wolfe	12/5/14	12/7/18
Ground Squirrel Hollow Community Services District	2 Full Terms	Pamela Fulmer Catherine E. Turner	12/5/14	12/7/18
	1 Short Term	Frank Allen Duckworth	12/5/14	12/2/16
Heritage Ranch Community Services District	3 Full Terms	Ralph Allison Bill Barker Mariylyn Breland	12/5/14	12/7/18
Independence Ranch Community Services District	2 Full Terms	Donald Duke Mark Kenyon	12/5/14	12/7/18
Linne Community Services District	3 Full Terms	Ellen Frost Gary Hubbard W. Miller Newlon	12/5/14	12/7/18
Los Osos Community Services District	3 Full Terms	Craig Baltimore Leonard Moothart Jon-Erik Storm	12/5/14	12/7/18
Nipomo Community Services District	3 Full Terms	Dan Gaddis James Harrison Lawrence Vierheilg	12/5/14	12/7/18
Oceano Community Services District	2 Full Terms	Lori Angello Karen White	12/5/14	12/7/18
	1 Short Term	Jennifer Blackburn	12/5/14	12/2/16
San Miguel Community Services District	2 Full Terms	Gilbert Buckman Connie Jarvis	12/5/14	12/7/18

San Simeon Community Services Distict	2 Full Terms	Ralph N Mc Adams Kaushik Patel	12/5/14	12/7/18
Squire Canyon Community Services District	2 Full Terms	Lara Lehmer Michael Nunno	12/5/14	12/7/18
	1 Short Term	Christopher Johnson	12/5/14	12/2/16
Templeton Community Services District	2 Full Terms	John Gannon Gregory O'Sullivan	12/5/14	12/7/18

SPECIAL DISTRICT DIRECTORS

DISTRICT	# OF TERMS	INCUMBENT	TERM BEGINS	TERM ENDS
Port San Luis Harbor District	2 Full Terms	Drew Brandy Brian Kreowski	1/5/15	1/7/19
Cayucos Fire Protection District	1 Full Term	Bill Shea	12/5/14	12/7/18
Santa Margarita Fire Protection District	2 Full Terms	Elizabeth Gorrill Joel Switzer	12/5/14	12/7/18
Garden Farms Community Water District	3 Full Terms	Jay Jamison Michael LaBarbera Charron Sparks	12/5/14	12/7/18
Cambria Community Healthcare District	3 Full Terms	Frank Fratto Michael McLaughlin Robert Putney	12/5/14	12/7/18
Cayucos Sanitary District	3 Full Terms	Dan Chivens Michael Foster Shirley Lyon	12/5/14	12/7/18

INSUFFICIENT NOMINEES AND APPOINTMENT OF CANDIDATES- §10515. If, by 5 p.m. on the 83rd day prior to the day fixed for the election, the number of candidates does not exceed the number of seats available for that contest, and if a petition signed by 10 percent of the voters or 50 voters, whichever is the smaller number, requesting that the general district election be held has not been presented to the officer conducting the election, he or she shall submit a certificate of these facts to the supervising authority and request that the supervising authority appoint to the office or offices the person or persons, if any, who have filed declarations of candidacy. The contests for which candidates are appointed pursuant to this code will not be on the ballot.

CITY OFFICES

City candidates file with the appropriate City Clerk's Office.

CITY	TERMS UP	CITY	TERMS UP
Arroyo Grande	1 Mayor 2 Council Members	Paso Robles	1 Mayor 2 Council Members
Atascadero	1 Mayor 2 Council Members 1 City Clerk 2 City Treasurer	Pismo Beach	1 Mayor 2 Council Members

SPECIAL DISTRICT CALENDAR OF EVENTS
 NOVEMBER 4, 2014 CONSOLIDATED GENERAL ELECTION

DATE/DEADLINE	EVENT
July 2, 2014 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 the map of the district's boundaries.
JULY 7 - AUG 6, 2014 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, County Elections 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 14 - AUG 8, 2014 113-88 Days EC §10510, 10603 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 8, 2014 88 Days EC §10403,	Last day for districts to file their resolutions requesting consolidation of their election with the November 4, 2014 General Election with the County Elections Official

10603b	Last day for a candidate to withdraw their Declaration of Candidacy.
AUG 9 - AUG 13, 2014 87-83 Days EC §10604	Extended Filing Period- If an incumbent officer does not file a declaration of candidacy by August 8, 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 11, 2014 85 Days EC §13307	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 14.
DEC 5, 2014 EC §10554	Term of Office begins. Prior to taking office, each elective officer shall take the official Oath of Office.
JAN 5, 2014 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.

SAN LUIS OBISPO COUNTY ACTIVITY SCHEDULE FOR PLACING A MEASURE ON THE BALLOT FOR THE NOVEMBER 4, 2014 CONSOLIDATED GENERAL ELECTION

NOTE: THE DEADLINES FOR SUBMITTAL OF ARGUMENTS, IMPARTIAL ANALYSIS AND OTHER DOCUMENTS FOR ACTUAL MEASURES WILL BE DETERMINED ONCE A MEASURE IS PLACED ON THE BALLOT. THE CALENDAR FOR EACH BALLOT MEASURE WILL BE POSTED ON THE WEBSITE.

<p>July 23, 2014 (E-104) EC Sec 9140, 9342</p>	<p>LAST DAY for Governing Boards to submit their resolutions calling for and placing a measure on the General Election ballot. The resolutions must contain the FULL TEXT OF THE MEASURE and the EXACT FORM OF THE QUESTION as it is to appear on the ballot. If the question is the Full Text of the Measure, this needs to be stated in the resolution. File the original resolution with the Elections Official</p>
<p>TBD EC Sec 9190, 9380</p>	<p>PUBLIC EXAMINATION PERIOD – Ten day examination period begins the day after the adoption of the resolution by the Governing Board.</p>
<p>TBD EC Sec 9163, 9316</p>	<p>BY THIS DATE the Elections Official shall send the Notice Calling for Submission of arguments FOR or AGAINST the measure to be published.</p>
<p>August 8, 2014 (E-88) EC Sec 10402-10403)</p>	<p>LAST DAY for Governing Boards to file the resolution requesting consolidation of their election with the November 6, 2012 Consolidated General Election. File the original with the Elections Official. This resolution must set forth the exact form of the question of any measure to appear on the ballot.</p>
<p>TBD EC Sec 9161-9163, 9315-9316, 9501-9503, 9600-9601</p>	<p>PRIMARY ARGUMENTS DUE – The dates for Impartial Analysis, Statements, Arguments and Rebuttals will be established once a resolution is filed with the County Elections Official. LAST DAY for proponent(s) to change or withdraw Primary Arguments.</p>
<p>TBD EC Sec 9160, 9313, 9401, 9500</p>	<p>IMPARTIAL ANALYSIS DUE from County Counsel. FISCAL IMPACT STATEMENT DUE from Auditor (if directed by B.O.S.) TAX RATE STATEMENT DUE (Bond Measures only)</p>
<p>TBD EC Sec 9190, 9380, 9509</p>	<p>PUBLIC EXAMINATION PERIOD - Primary Arguments, Analysis. Tax Rate Statement & Fiscal Impact Statement.</p>
<p>TBD EC Sec 9167, 9317, 9504, 9600-9601</p>	<p>REBUTTAL ARGUMENTS DUE - File with the County Elections Official. LAST DAY for proponent(s) to change or withdraw Rebuttal Arguments.</p>
<p>TBD</p>	<p>PUBLIC EXAMINATION PERIOD - For Rebuttals Only.</p>
<p>September 25, 2014 (E-40)</p>	<p>SAMPLE BALLOT BOOKLETS MAILED</p>
<p>October 6, 2014 (E-29) EC Sec 3001</p>	<p>VOTE BY MAIL BALLOTS PERIOD BEGINS</p>

October 20, 2014
(E-15) EC Sec 2107

CLOSE OF REGISTRATION