



MEMORANDUM
COUNTY CLERK-RECORDER-REGISTRAR OF VOTERS
County of Placer

TO: Board of Supervisors DATE: July 27, 2021
FROM: Ryan Ronco, Clerk-Recorder-Registrar of Voters
BY: Lisa Cramer, Assistant County Clerk
SUBJECT: Call the Following Election and Authorize the County Clerk to Render Election Services for the September 14, 2021 California Gubernatorial Recall Election and to consolidate the Truckee Fire Protection District Special Election

ACTION REQUESTED

Adopt a resolution calling for the State of California Gubernatorial Recall Election to be held on September 14, 2021 and to consolidate Truckee Fire Protection District Special Election previously called for August 31, 2021 with it and authorize the County Clerk to render election services.

BACKGROUND

On June 10, 2020, the Secretary of State's Office approved petitions for circulation for the recall of Governor Gavin Newsom. The minimum number of valid signatures required to trigger an election to consider a recall of the Governor was 1,495,709 (12% of the 12,464,235 votes cast in the last election for Governor). Valid signatures must have been obtained from at least five counties and in each of those counties must equal at least 1% of the last vote for Governor. (Cal. Const., art. II, § 14(b).)

On July 1, 2021, the Secretary of State determined that the proponents had collected sufficient signatures and certified this fact to the Lieutenant Governor. (Cal. Elections Code §§ 11108(e), 11109.)

On July 1, 2021, upon receiving certification of the sufficiency of the recall petition from the Secretary of State, the Lieutenant Governor issued a proclamation calling the California Gubernatorial Recall Election to be held on September 14, 2021.

If the majority vote "yes" on the question to recall, the officer is removed and, if there is a candidate, the candidate who receives a plurality is the successor. (Cal. Const., art. II, § 15.)

Officers charged by law with duties concerning elections shall make all arrangements for the election. The election shall be conducted, returned, and the results declared, in all respects as are other state elections. (Cal. Elections Code § 11110.)

Senate Bill 152 passed by the Legislature and approved by the Governor on June 28, 2021 requires the 2021 gubernatorial recall election be held as a regular election. The bill adds sections 1600 through 1606 to the California Elections Code for that purpose. This election will require all the same items that go into a regularly scheduled election that the office conducts.

Elections Code section 1605, subsection (f), requires that a district, city, or other political subdivision that previously called a special local election that has not yet been conducted for the

submission of any question, proposition, or office to be filled may call that special local election to be consolidated with the gubernatorial recall election if all of the following conditions are met: (1) the special local election was called prior to June 15, 2021, (2) the original date on which the special local election was called is not more than 30 days before and not more than 30 days after the date of the gubernatorial recall election, and (3) the call to consolidate the special local election with the gubernatorial recall election is issued within four days from the date of issuance of the Lieutenant Governor's proclamation.

The Truckee Fire Protection District at an emergency board meeting held on Friday, July 2, 2021 passed Resolution 12-2021 to consolidate their previously scheduled special district election of August 31, 2021 with the upcoming September 14, 2021 California Gubernatorial Recall Election. (SB 152; Cal. Elections Code § 1605(f)(1)(2)(3).)

FISCAL IMPACT

The California Legislature appropriated \$250.2 million for the cost of the election in the 2021-22 budget to conduct the Gubernatorial Recall Election—\$215.2 million in section 16.00 of the Budget Act of 2021, Chapter 21, Statutes of 2021 (AB 128), and \$35 million in SB 152. The Placer County Elections Office provided a cost estimate to conduct the election to the California Department of Finance of \$2,251,950. The Legislature determined the appropriation in AB 128 to be reasonably necessary to conduct the recall election and designated those funds for that purpose.

The Registrar of Voters is utilizing Elections Code, SB 152, and all other allowable cost savings measures to minimize the cost of the election, in accordance with state law. Truckee Fire Protection District will pay the actual costs for their portion of the election. The projected cost for the September 14, 2021 California Gubernatorial Recall Election is approximately \$2,251,950, which is not budgeted in the Department's FY 2021-22 adopted Budget. No budget amendment is necessary at this time.

ATTACHMENTS

- Exhibit A - Lieutenant Governor Recall Proclamation
- Exhibit B - Truckee Fire Protection District Resolution 12-2021 (for consolidation)
- Exhibit C – Resolution

**BEFORE THE BOARD OF DIRECTORS
OF THE
TRUCKEE FIRE PROTECTION DISTRICT
RESOLUTION 12-2021**

**A RESOLUTION OF THE BOARD OF DIRECTORS CALLING FOR THE SPECIAL
ELECTION PREVIOUSLY CALLED FOR AUGUST 31, 2021 TO BE CONSOLIDATED
WITH THE STATE OF CALIFORNIA GUBERNATORIAL RECALL ELECTION TO
BE HELD SEPTEMBER 14, 2021**

WHEREAS, at its regular meeting on April 20, 2021, the Truckee Fire Protection District (“District”) Board of Directors (“Board”) passed and adopt Resolution 02-2021, A RESOLUTION OF THE BOARD OF DIRECTORS ADOPTING INTENDED BALLOT LANGUAGE, AND CALLING AND PROVIDING FOR AN ELECTION TO BE HELD IN SAID DISTRICT ON AUGUST 31, 2021, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS THE QUESTION OF THE ADOPTION OF A SPECIAL FIRE TAX FOR REDUCING THE RISK OF WILDFIRE AND IMPROVING LOCAL WILDFIRE PREVENTION, TO APPROVE AN INCREASE IN THE DISTRICT'S SPENDING LIMIT, REQUESTING THE BOARDS OF SUPERVISORS OF NEVADA AND PLACER COUNTIES TO CONSOLIDATE WITH ANY OTHER ELECTION CONDUCTED ON SAID DATE, AND REQUESTING ELECTION SERVICES BY THE NEVADA COUNTY AND PLACER COUNTY ELECTIONS DEPARTMENTS; and

WHEREAS, Resolution 02-2021 called for the election on August 31, 2021 to be conducted as a special mail ballot election; and

WHEREAS, by passing and adopting Resolution 02-2021, the Board called a special election that has not been conducted as of the date of passage and adoption of this Resolution for the submission of a question to the voters; and

WHEREAS, on June 28, 2021, California SB 152 was approved by the Governor and became effective immediately; and

WHEREAS, SB 152 provides in pertinent part,

(f) Notwithstanding any other law, if the Lieutenant Governor issues a proclamation calling a gubernatorial recall election, a district, city, or other political subdivision that previously called a special local election that has not yet been conducted for the submission of any question, proposition, or office to be filled may call that special local election to be consolidated with the gubernatorial recall election if all of the following conditions are met:

- (1) The special local election was called prior to June 15, 2021.
- (2) The original date on which the special local election was called is not more than 30 days before and not more than 30 days after the date of the gubernatorial recall election.

(3) The call to consolidate the special local election with the gubernatorial recall election is issued within four days from the date of issuance of the Lieutenant Governor's proclamation; and

WHEREAS, on July 1, 2021 California Lieutenant Governor Eleni Kounalakis issued a proclamation declaring a special gubernatorial recall election on September 14, 2021 to determine whether Gavin Newsom, Governor of the State of California, shall be recalled, and if the majority vote on the question is to recall, to elect a successor; and

WHEREAS, the Board desires to consolidate the special election it previously called for August 31, 2021 with the gubernatorial recall election on September 14, 2021; and

WHEREAS, the Board desires to have the District's special election conducted using the same procedures that will be used for the gubernatorial recall election, which may include, but are not limited to, accepting ballots by mail and at polling places and drop-off locations; and

WHEREAS, and Board may consolidate the special election it previously called for August 31, 2021 with the gubernatorial recall election on September 14, 2021 pursuant to SB 152 because:

- (1) the District's special election was called prior to June 15, 2021;
- (2) the original date on which the District's special election was called is not more than 30 days before and not more than 30 days after the date of the gubernatorial recall election; and
- (3) this Resolution calling to consolidate the special local election with the gubernatorial recall election is issued within four days from the date of issuance of the Lieutenant Governor's proclamation.

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Truckee Fire Protection District that:

SECTION 1. Recitals. The Board hereby finds and determines that the foregoing recitals are true and correct.

SECTION 2. Call to Consolidate Special Election with the Gubernatorial Recall Election. The Board hereby calls to consolidate the special election it previously called for August 31, 2021 pursuant to Resolution 02-2021 with the gubernatorial recall election on September 14, 2021 declared by proclamation of Lieutenant Governor Eleni Kounalakis issued on July 1, 2021.

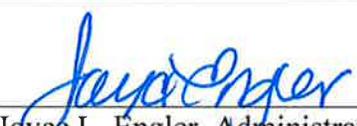
SECTION 3. Election Procedures. The Board directs that the special election to be consolidated with the gubernatorial recall election on September 14, 2021, shall be held and conducted pursuant to the same procedures that will be used for the gubernatorial recall election, which may include, but are not limited to, accepting ballots by mail and at polling places and drop-off locations.

SECTION 4. Effect of Resolutions. Except as modified by this Resolution, Resolution 02-2021 shall remain in full force and effect.

SECTION 5. Effective Date. This Resolution shall take effect from and after its adoption.

PASSED AND ADOPTED by the Board of Directors of the Truckee Fire Protection District, at a Special Board Meeting held on July 2, 2021, by the following vote;

AYES:  **NOES:** _____
Gary R. Boto
 _____
Gerald W. Herrick
 **ABSENT:** Erin E. Prado _____
Victor R. Hernandez
 _____
Paul D. Wilford
_____ **ABSTAIN:** _____

ATTESTED:  _____
Joyce L. Engler, Administrative Officer

DATED: July 2, 2021

Before the Board of Supervisors County of Placer, State of California

In the matter of:

A RESOLUTION ORDERING THE CALIFORNIA GUBERNATORIAL RECALL ELECTION TO BE HELD ON SEPTEMBER 14, 2021, CONSOLIDATING THE TRUCKEE FIRE PROTECTION DISTRICT SPECIAL ELECTION, AND AUTHORIZING THE COUNTY CLERK TO RENDER ELECTION SERVICES FOR THE ELECTION

Resolution No.: _____

The following resolution was duly passed by the Board of Supervisors of the County of Placer at a regular meeting held on July 27, 2021 by the following vote:

Ayes:

Noes:

Absent:

Signed and approved by me after its passage.

Chair, Board of Supervisors

Attest:

Clerk of said Board

WHEREAS, Lieutenant Governor *Kounalakis* has called the California Gubernatorial Recall Election on September 14, 2021.

WHEREAS, pursuant to Sections 11108, 11109, and 11110 of the Elections Code and Cal. Const., Article II, Sections 14, 15 and 16, the Lieutenant Governor has issued a proclamation calling for the Election, the county elections official seeks authorization to render specified services.

WHEREAS, per Senate Bill 152 and Cal. Elections Code § 1605(f)(1)(2)(3) a district, city, or other political subdivision that previously called a special local election that has not yet been conducted for the submission of any question, proposition, or office to be filled may call that special local election to be consolidated with the gubernatorial recall election if specific conditions are met. The Truckee Fire Protection District held an emergency board meeting on July 2, 2021 and passed a resolution to consolidate their originally scheduled special election for August 31, 2021 with the California Gubernatorial Recall Election on September 14, 2021.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Placer that the State of California Gubernatorial Recall Election shall be held on September 14, 2021.

BE IT FURTHER RESOLVED by the Board of Supervisors of the County of Placer that the Special Election for the Truckee Fire Protection District previously called for August 31, 2021 be consolidated with the State of California Gubernatorial Recall Election to be held on September 14, 2021.

BE IT FURTHER RESOLVED AND ORDERED that the Board of Supervisors of the County of Placer hereby authorizes the County Clerk to render any and all necessary election services.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.