



MEMORANDUM
CLERK-RECORDER-ELECTIONS
County of Placer

TO: Honorable Board of Supervisors **DATE:** September 28, 2021
FROM: Ryan Ronco, Clerk-Recorder-Registrar
BY: Stephen Aye, Assistant Recorder-Registrar
SUBJECT: Appointing Nominees to Terms on the Board of Directors of the McKinney Water District Within Placer County

ACTION REQUESTED

Adopt a resolution appointing nominees to terms on the board of directors of the McKinney Water District within Placer County.

BACKGROUND

The McKinney Water District is a special district within the County. The Uniform District Election Law (UDEL) at Elections Code section 10515(a) provides for the appointment of district directors, if by 5:00 PM on the 83rd day before the election: (1) there is one or fewer nominees who have filed a declaration of candidacy, or (2) if the number of nominees does not exceed the number of governing board members / directors to be elected. In addition, appointment requires that there not be a petition signed by 10% or 50 voters, whichever is the smaller number, presented to the Elections Office.

On July 27, 2021, the Board of Supervisors authorized the County Clerk to render election services for the November 2, 2021 election of the McKinney Water District. During the candidate filing period prior to the election, the number of qualified nominees did not exceed the number of board members to be elected for the McKinney Water District. Exhibit A is comprised of people that nominated themselves as candidates during the candidate-filing period. No petitions over the election were presented to the Elections Office either. As a result, staff now requests adoption of a resolution appointing the nominees to the Board of Directors of the McKinney Water District. The appointees will serve four (4) year terms.

Upon your Board's completion of the certificates of appointment, your Board shall return these forms to the Clerk/Recorder/Registrar-of-Voters' office. The Clerk/Recorder's office will then forward the forms to the respective districts for administration of the Oath of Office.

FISCAL IMPACT

No fiscal impact is created by either approving or denying this request.

ATTACHMENTS

Honorable Board of Supervisors

September 28, 2021

Appointing Nominees to Terms on the Board of Directors of the McKinney Water District Within
Placer County

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Resolution

Exhibit A - Qualified Candidates

Certificates of Appointment by Board of Supervisors of Governing Board Members

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

In the matter of:

A Resolution Appointing Nominees to Terms on
the Board of Directors of the McKinney Water
District within Placer County

Resolution No.: _____

The following Resolution was duly passed by the Board of Supervisors of the County of Placer at a regular meeting held on September 28, 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, Elections Code Section 10515 provides for the appointment of Directors for Special Districts if there is one or fewer nominees, or the number of nominees for Directors does not exceed the number of vacancies for the Directors, and no petition signed by 10% or 50 votes, whichever is the smaller number, requesting such election has been presented to the governing board of the district within the time specified by law; and

WHEREAS, the number of nominees for positions on the board of the McKinney Water District indicated on the list attached at Exhibit A did not exceed this number and no petitions were submitted to the governing boards of said districts.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Placer that the nominees for the board of the McKinney Water District identified in Exhibit A are hereby appointed to their respective offices for the terms set forth in the exhibit.

BE IT FURTHER RESOLVED that the oath of office shall be administered to the herein named individuals who shall, when qualified, take office, and serve exactly as if elected at a general district election.

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

EXHIBIT A
Qualified Candidates

Landowner Districts

McKinney Water District
Jerry Swartfager
Scott Cotner

Full Term
Full Term

**CERTIFICATE OF APPOINTMENT BY BOARD OF SUPERVISORS
OF GOVERNING BOARD MEMBER**

STATE OF CALIFORNIA }
County of Placer } ss.

I, Chairman, Board of Supervisors, of Placer County, do hereby certify that at a regular session of said Board of Supervisors held on the 28th day of September, 2021, **Jerry Swartfager** was duly appointed to the office of **Director** for **McKinney Water District**, for the term of **4** years as it appears in the minutes of said session of the Board of Supervisors.

Chair of the Board of Supervisors of Placer County

OATH OF OFFICE

STATE OF CALIFORNIA }
County of Placer } ss.

I, **Jerry Swartfager**, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California, against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion, and that I will well and faithfully discharge the duties upon which I am about to enter.

Signature of appointee

Subscribed and sworn to before me on _____, 20__.

Signature of person administering oath

Title

**CERTIFICATE OF APPOINTMENT BY BOARD OF SUPERVISORS
OF GOVERNING BOARD MEMBER**

STATE OF CALIFORNIA }
County of Placer } ss.

I, Chairman, Board of Supervisors, of Placer County, do hereby certify that at a regular session of said Board of Supervisors held on the 28th day of September, 2021, **Scott Cotner** was duly appointed to the office of **Director** for **McKinney Water District**, for the term of **4** years as it appears in the minutes of said session of the Board of Supervisors.

Chair of the Board of Supervisors of Placer County

OATH OF OFFICE

STATE OF CALIFORNIA }
County of Placer } ss.

I, **Scott Cotner**, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California, against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion, and that I will well and faithfully discharge the duties upon which I am about to enter.

Signature of appointee

Subscribed and sworn to before me on _____, 20__.

Signature of person administering oath

Title