



**MEMORANDUM**  
**CLERK-RECORDER-ELECTIONS**  
County of Placer

**TO:** Honorable Board of Supervisors **DATE:** September 12, 2023  
**FROM:** Ryan Ronco, Clerk-Recorder-Registrar  
**BY:** Stephen Aye, Assistant Registrar-Recorder  
**SUBJECT:** Appointment In Lieu of Election for the McKinney Water District

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**ACTION REQUESTED**

Adopt a resolution appointing in lieu of election the individuals who completed the district director candidate filing process for the McKinney Water District, and authorize the Chair to execute Certificates of Appointment for the individuals.

**BACKGROUND**

California Elections Code Section 10515 provides for the appointment of district directors in lieu of election if by 5:00 PM on the 83<sup>rd</sup> day prior to the election: (1) the number of nominees does not exceed the number of offices to be filled at that election, and (2) no petitions signed by 10% or 50 voters, whichever is the smaller number, requesting that the district election be held have been presented to the Elections Office.

The McKinney Water District was scheduled to have their district election on November 7, 2023. However, as of the 83<sup>rd</sup> day prior to the election (August 16, 2023), the number of nominees did not exceed the number of candidates to be filled at the election. The Elections Office also did not receive any petitions requesting the district election to be held in the district. Pursuant to Elections Code section 10515, your Board is now asked to appoint those persons who filed declarations of candidacy to terms on the district board as specified in Attachment A, Exhibit 1. The appointees will serve four year terms.

The Board Chair is also asked to execute the certificates of appointment (Attachment B). Once executed, the Elections Office requests that the Clerk of the Board return the certificates to the Elections Office, which will then forward the certificates to the district for administration of the oaths of office to the appointees.

**FISCAL IMPACT**

There is no fiscal impact to the County by approving this request.

**ATTACHMENTS**

Attachment A - Resolution  
Exhibit 1 - Qualified Candidates

Honorable Board of Supervisors

September 12, 2023

Appointment in lieu of election for the McKinney Water District.

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Attachment B - Certificates of Appointment

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

**In the matter of:**  
A Resolution Requesting Appointment of  
Nominees to Terms on the Board of  
Directors for 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 \_\_\_\_\_, by the following vote:

Ayes:

Noes:

Absent:

Signed and approved by me after its passage.

\_\_\_\_\_  
Chair, Board of Supervisors

Attest:

\_\_\_\_\_  
Clerk of said Board

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**WHEREAS**, Elections Code Section 10515 provides for the appointment of Directors for Special Districts if there are no nominees, or the number of nominees for Directors does not exceed the number of vacancies for the Directors and no petitions signed by 10% or 50 voters, whichever is the smaller number, requesting that the district election be held has been presented to the Elections Office within the time specified by law; and

**WHEREAS**, the number of nominees for positions on the Boards of Directors of the McKinney Water District did not exceed the number of vacancies and no petitions requesting that the district election be held were submitted to the Governing Boards of said District; and

**WHEREAS**, the Placer County Elections Office verified these facts by conducting election services for the McKinney Water District.

**NOW, THEREFORE, BE IT RESOLVED** that the following nominees of the McKinney Water District are hereby appointed to their offices in Exhibit 1 (attached), and

**BE IT FURTHER RESOLVED AND ORDERED** 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 District Election.

## EXHIBIT 1

### Qualified Candidates

#### **McKinney Water District**

Vincent Dangler

Full Term

Michelle Noack

Full Term

Kimberlee J. Arcidiacono

Full Term

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

STATE OF CALIFORNIA }  
County of Placer } ss.

I, Chair, Board of Supervisors, Placer County, do hereby certify that at a regular session of said Board of Supervisors held on the \_\_\_\_\_ day of \_\_\_\_\_, 2023, Kimberlee J. Arcidiacono was duly appointed to the office of Director for the **McKinney Water District**, for the term of four years as it appears in the minutes of said session of the Board of Supervisors.

\_\_\_\_\_  
Chair of the Board of Supervisors of Placer County

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**OATH OF OFFICE**

STATE OF CALIFORNIA }  
County of Placer } ss.

I, Kimberlee J. Arcidiacono, 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 \_\_\_\_\_, 2023.

\_\_\_\_\_  
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, Chair, Board of Supervisors, Placer County, do hereby certify that at a regular session of said Board of Supervisors held on the \_\_\_\_\_ day of \_\_\_\_\_, 2023, Michelle Noack was duly appointed to the office of Director for the **McKinney Water District**, for the term of four years as it appears in the minutes of said session of the Board of Supervisors.

\_\_\_\_\_  
Chair of the Board of Supervisors of Placer County

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**OATH OF OFFICE**

STATE OF CALIFORNIA }  
County of Placer } ss.

I, Michelle Noack, 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 \_\_\_\_\_, 2023.

\_\_\_\_\_  
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, Chair, Board of Supervisors, Placer County, do hereby certify that at a regular session of said Board of Supervisors held on the \_\_\_\_\_ day of \_\_\_\_\_, 2023, Vincent Dangler was duly appointed to the office of Director for the **McKinney Water District**, for the term of four years as it appears in the minutes of said session of the Board of Supervisors.

\_\_\_\_\_  
Chair of the Board of Supervisors of Placer County

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**OATH OF OFFICE**

STATE OF CALIFORNIA }  
County of Placer } ss.

I, Vincent Dangler, 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 \_\_\_\_\_, 2023.

\_\_\_\_\_  
Signature of person administering oath

\_\_\_\_\_  
Title