

# Attachment D

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*Before the Board of Supervisors of the County of Monterey,  
Acting as the Board of Directors of the East Garrison Community Services District  
State of California*

Resolution No. 20-\_\_\_\_\_

Acting as the Board of Directors of the East Garrison )  
Community Services District: )  
a. Adopt a resolution recommending the Monterey )  
County Board of Supervisors: 1) Direct the Registrar of )  
Voters to cancel special election on May 4, 2021, and )  
2) Direct the Registrar of Voters to remove the posting )  
of the special election and take any other actions )  
necessary to effectuate the cancellation of the election; )  
and )  
b. Direct East Garrison Community Services District to )  
reimburse the Elections Department, in full, for costs )  
associated with preparing the special election on May 4, )  
2021. )

WHEREAS, Government Code Section 61029.5(a) designates the Board of Supervisors of Monterey County as the Board of Directors of the East Garrison Community Services District (EGCSD), until conversion to a directly elected board of directors;

WHEREAS, on September 22, 2020, the Board of Directors of the EGCSD adopted Resolution No. 20-307 recommending the Monterey County Board of Supervisors direct the Monterey County Registrar of Voters to conduct a special election on May 4, 2021;

WHEREAS, on September 22, 2020, the Monterey County Board of Supervisors adopted Resolution No. 20-305 directing the Monterey County Registrar of Voters to conduct a special election on May 4, 2021;

WHEREAS, on January 13, 2021, it was determined by County Counsel that a May election date created legal inconsistencies with structuring new district board terms;

WHEREAS, Public Works, Facilities, & Parks staff concurs and recommends canceling the EGCSD special election scheduled for May 4, 2021 to avoid legal inconsistencies associated with structuring new district board terms;

WHEREAS, EGCSD has sufficient funds in Fiscal Year 2020-21 to reimburse the County of Monterey Elections Department for preparing for the May 4, 2021 special election; and

WHEREAS, as the County requested the election, the County can cancel its request, the Elections Department is not legally mandated to hold this election.

NOW, THEREFORE, BE IT RESOLVED THAT the Monterey County Board of Supervisors, acting as the Board of Directors of the EGCSB (EGCSB BOD), hereby resolves to approve the following:

Section 1. The foregoing recitals are true and correct, and the Board of Directors so finds and determines.

Section 2. The EGCSB BOD recommends that the Monterey County Board of Supervisors adopt a resolution directing the Registrar of Voters to cancel the special election on May 4, 2021, and remove the posting of the special election and take other actions necessary to effectuate the cancellation of the election.

Section 3. The EGCSB BOD directs that EGCSB shall reimburse the Elections Department, in full, for the services performed by the Elections Department and Registrar of Voters to prepare for the special election on May 4, 2021, upon presentation of an invoice to EGCSB.

PASSED AND ADOPTED on this 26th day of January 26, 2021, by roll call vote:

AYES: Supervisors

NOES:

ABSENT:

(Government Code 54943)

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original resolution of said Board of Supervisors duly made and entered in the minutes thereof Minute Book \_\_\_ for the meeting on January 26, 2021.

Dated:  
File Number:

Valerie Ralph, Clerk of the Board of Supervisors  
County of Monterey, State of California

By \_\_\_\_\_  
Deputy