



Monterey County Board of Supervisors

Board Order

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A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Chris Lopez to:

Resolution No.: 21-027 and Resolution No.: 21-095

Direct the Registrar of Voters to:

- a. Cancel the East Garrison Community Services District (EGCSD) special election scheduled on May 4, 2021, and
- b. Remove the posting for the EGCSD special election and take other actions necessary to effectuate the cancellation of the election.

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

AYES: Supervisors Alejo, Phillips, Lopez, Askew and Adams
NOES: None
ABSENT: None
(Government Code 54953)

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 order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting January 26, 2021.

Dated: January 27, 2021
Revised Date: April 12, 2021
File ID: RES 21-017
Agenda Item No.: 54

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


Julian Lorenzana, Deputy

*Before the Board of Supervisors of the County
of Monterey State of California*

Resolution No.: 21-027

- Direct the Registrar of Voters to:)
- a. Cancel the special election on May 4, 2021; and)
- b. Remove the posting of the special election and take other actions)
- necessary to effectuate the cancellation of the election.....)

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 Monterey County Board of Supervisors adopted Resolution No. 20-305 directing the Monterey County Registrar of Voters conduct a special election for EGCSD 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 concurs with cancelling the May special election and recommends moving it to a November date to resolve legal inconsistencies;

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

WHEREAS, the County requested the election and can cancel its request; therefore, the Elections Department is not legally mandated to hold this election; and

WHEREAS, on January 26, 2021, the EGCSD BOD concurrently adopted a resolution recommending that the Monterey County Board of Supervisors adopt a resolution directing the Monterey County Registrar of Voters to cancel the special election on May 4, 2021 and to remove the posting of the special election and take other actions necessary to effectuate the cancellation of the election.

NOW, THEREFORE, BE IT RESOLVED THAT the Monterey County Board of Supervisors hereby resolves to approve the following:

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

Section 2. Directs that the Registrar of Voters shall cancel the EGCSD 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.

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

AYES: Supervisors Alejo, Phillips, Lopez, Askew and Adams

NOES: None

ABSENT: None

(Government Code 54953)


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 order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting January 26, 2021.

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


Julian Lorenzana, Deputy

*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*

Amended Resolution No. 21-095

Acting as the Board of Directors of the East Garrison Community Services District:)
Adopt a resolution recommending the Monterey County Board of Supervisors:)
a. Direct the Registrar of Voters to cancel special election on May 4, 2021, and)
b. Direct the Registrar of Voters to remove the posting of the election and take any)
other actions necessary to effectuate the cancellation of the election.....)

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, a May election date created legal inconsistencies with structuring new Board terms;

WHEREAS, a November election would resolve the legal inconsistencies with structuring new Board terms;

WHEREAS, the EGCSD Board of Directors bylaws' state members of the Board shall be classified into two classes;

WHEREAS, one class shall have three members with four-year terms and the other class shall have two members with two-year terms, thereafter, the terms for all members shall be four years; **WHEREAS**, Directors shall take office at noon on the first Friday in December following their election;

WHEREAS, County requested the election, 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 EGCSD (EGCSD 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 EGCSD BOD recommends that the Monterey County Board of Supervisors adopt a resolution directing the Registrar of Voters to cancel special election on May 4, 2021 and remove the posting of the election and take any other actions necessary to effectuate the cancellation of the election.

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

AYES: Supervisors Alejo, Phillips, Lopez, Askew and Adams

NOES: None

ABSENT: None

(Government Code 54953)

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 order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting January 26, 2021.

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