

# Mission statement of McKinleyville Community Services District: "McKinleyville Community Services District provides authorized services fundamental to the health and well-being of the community."

# NOTICE IS HEREBY GIVEN THAT A SPECIAL MEETING OF THE MCKINLEYVILLE COMMUNITY SERVICES DISTRICT BOARD OF DIRECTORS WILL BE HELD FRIDAY, DECEMBER 13, 2024 AT 9:00 a.m.

**LOCATION: District Office** 1656 Sutter Road McKinleyville, California

## TELECONFERENCE Via ZOOM & TELEPHONE:

Use ZOOM MEETING ID: 859 4543 6653 (https://us02web.zoom.us/j/85945436653) or DIAL IN TOLL FREE: 1-888-788-0099 (No Password Required!)

# **AGENDA** 9:00 a.m.

- A. Administer Oath of Office to Appointed Directors Scott Binder and Greg Orsini
- B. Call to Order
  - a. Roll Call
  - b. Pledge of Allegiance
  - c. Approval of Agenda
- C. Public Comment
- **P.3 D.** Consider Adoption of Resolution 2024-26, Accepting the Appointments of Scott Binder and Greg Orsini to the McKinleyville Community Services District Board of Directors in Lieu of Election

**P.5** Attachment 1 – Letter from County of Humboldt Office of Elections Dated November 29, 2024 Attachment 2 - Resolution 2024-26 **P.7** 

**E.** Adjournment

Posted 5:00 pm on December 9, 2024

Pursuant to California Government Code Section 54957.5. this agenda and complete Board packet are available for public inspection on the web at <b>mckinleyvillecsd.ca.gov/meetings</b> or upon request at the MCSD office, 1656 Sutter Road, McKinleyville. A complete packet is also available for viewing at the McKinleyville Library at 1606 Pickett Road, McKinleyville. If you would like to receive the complete packet via email, free of charge, contact the Board Secretary at (707)839-3251 to be added to the mailing list.
McKinleyville Community Services District will, on request, make agendas available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Individuals who need this agenda in an alternative format or who need a disability-related modification or accommodation in order to participate in the meeting should contact the Board Secretary at (707) 839-3251. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements for accommodations.

# **McKinleyville Community Services District**

### **BOARD OF DIRECTORS**

December 13, 2024 TYPE OF ITEM: **ACTION** 

ITEM: D Consider Adoption of Resolution 2024-26, Accepting the

Appointments of Directors Binder and Orsini to the

**Board of Directors in Lieu of Election** 

PRESENTED BY: Joey Blaine, Board Secretary

TYPE OF ACTION: Roll Call Vote

# Recommendation:

Staff recommends that the Board of Directors review the attached information, Adopt Resolution 2024-26 (Attachment 2), accepting the appointments of Directors Binder and Orsini to the Board of Directors in lieu of Election.

# **Discussion:**

On November 5, 2024, the General Election took place. At that time, the MCSD Board of Director positions did not go to an election as there was an insufficient number of candidates, other than the incumbents, for such an election to take place. Directors Binder and Orsini had returned the appropriate election material by the deadline.

On December 5, 2024, the District received correspondence from the County of Humboldt Office of Elections, dated November 29, 2024, informing staff that on November 12, 2024, the Humboldt County Board of Supervisors considered and approved the appointment of Scott Binder and Greg Orsini to the two vacant seats on the MCSD Board of Directors (see Attachment 1.)

The appointed Directors members will assume office immediately. The Oath of Office and a Roster of Public Officials must be returned to the Office of Elections by December 31, 2024.

Staff would like to congratulate Scott Binder and Greg Orsini as they continue their service to the ratepayers of the McKinleyville Community Services District.

# **Alternatives:**

Staff analysis consists of the following potential alternative

Take No Action

# Fiscal Analysis:

Not applicable

# **Environmental Requirements:**

Not applicable

# **Exhibits/Attachments:**

- Attachment 1 Letter from County of Humboldt Office of Elections Dated November 29, 2024
- Attachment 2 Resolution 2024-26



# COUNTY OF HUMBOLDT Office of Elections & Voter Registration

2426 6<sup>th</sup> Street Eureka, CA 95501-0788 707-445-7481 Fax 707-445-7204

McK. C.S.D.

DEC 02 5054

TO:

McKinleyville Community Services District

KECEINED

PO Box 2037

McKinleyville, CA 95519

FROM:

Wojciech Czyz, Administrative Analyst

DATE:

November 29, 2024

SUBJECT:

Presidential General Election on November 5, 2024

Appointments to District Boards

McKinleyville Community Services District has 2 terms to expire on December 6, 2024.

Elections Code, Section 10551, provides direction when the number of qualified candidates exceeds the number of available seats, resulting in an election. The Monday before the first Friday in December the county elections official shall declare the elected candidate(s). Attached is a Certificate of Results of Canvass and Statement of Votes Cast with results of the Presidential General Election held on November 5, 2024.

Elections Code, Section 10515, provides direction for special district appointments when either the number equals to or is less than the number of available seats. When the number of qualified candidates equals the number of available seats and no petition requesting an election has been filed, the Registrar of Voters is directed to request the Humboldt County Board of Supervisors to appoint those qualified candidates in lieu of an election.

When the number of qualified candidates is fewer than the number of available seats, the Board of Supervisors is directed to appoint a qualified person as of the date an election would have been held: November 5, 2024. In this latter scenario special districts are allowed to make recommendations to the Board of Supervisors for appointment.

On November 12, 2024, the Humboldt County Board of Supervisors considered and approved appointments to special district boards either (1) in lieu of an election, or (2) pursuant to district recommendation.

#### **APPOINTMENTS & ELECTION RESULTS**

Based on appointment and November 5<sup>th</sup> election results, the following McKinleyville Community Services District board seats have been filled:

Division	Term	Board Member	Type
ELWOMAN S S	4-year	SCOTT BINDER	Appointed in Lieu
THE MINE OF	4-year	GREG ORSINI	Appointed in Lieu

#### **CERTIFICATES & ROSTER**

Board members will assume office on December 6, 2024. Attached are **Certificates of Appointment in Lieu of Election** for new members to your special district board, and a **Roster of Public Officials**. Please complete these documents and return signed originals to the Office of Elections by **December 31, 2024**.

#### FORM 700 - STATEMENT OF ECONOMIC INTERESTS

All board members assuming office are required to submit an original, signed Statement of Economic Interests (Form 700) within 30 days of assuming office. Additionally, all board members leaving office are required to submit an original, signed Form 700 within 30 days of leaving office. Previous filers also have to option to file their Leaving Office Form 700 electronically at <a href="https://humboldtcounty.southtechhosting.com/eDisclosure/">https://humboldtcounty.southtechhosting.com/eDisclosure/</a>

Please coordinate with board members assuming or leaving office to complete and return a Form 700 to the Office of Elections. Both the Form 700 and instructions are available online at <a href="https://www.fppc.ca.gov">https://www.fppc.ca.gov</a>. (Note: Board members who currently hold an office and have either been reappointed or reelected to that office where there is no break in service do not need to file a Form 700 at this time.)

Please feel free to contact our office anytime with questions.

#### **ATTACHMENTS**

- Notice
- > Statement of Economic Interests (Form 700)
- Roster of Public Officials

#### **RESOLUTION 2024-26**

# A RESOLUTION OF THE MCKINLEYVILLE COMMUNITY SERVICES DISTRICT ACCEPTING THE CERTIFICATION FROM THE HUMBOLDT COUNTY CLERK/REGISTRAR OF VOTERS OF RESULTS OF BOARD APPOINTMENTS FOR THE NOVEMBER 5, 2024 GENERAL ELECTION

WHEREAS, on November 5, 2024, the General Election took place; and

**WHEREAS**, due to a lack of qualified candidates besides incumbents Scott Binder and Greg Orsini, the McKinleyville Community Services District (MCSD) Board of Directors open seats did not go to Election; and

**WHEREAS**, at their meeting on November 12, 2024, the Humboldt County Board of Supervisors appointed Scott Binder and Greg Orsini to the MCSD Board of Directors in lieu of election;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Directors of the McKinleyville Community Services District does hereby accept the certified election results, including the appointments of Scott Binder and Greg Orsini in lieu of election. Each appointed candidate will serve a 4-year term as Directors on the Board of Directors of the McKinleyville Community Services District. The Board Secretary shall administer the Oath of Office and return originals of each Oath of Office to the Humboldt County Elections Office.

**ADOPTED**, **SIGNED AND APPROVED** at a duly called meeting of the Board of Directors of the McKinleyville Community Services District on December 4, 2024 by the following polled vote:

AYES: NOES: ABSENT: ABSTAIN:	
	Scott Binder, Board President
Attest:	
Joseph Blaine, Board Secretary	