

American River Flood Control District

Resolution No. 2024-03

ESTABLISHING A SCHEDULE FOR THE TRANSITION OT BY-DISTRICT ELECTIONS PURSUANT TO CALIFORNIA ELECTIONS CODE SECTION 10650

WHEREAS, the Board of Trustees of American River Flood Control District (“ARFCD”) are currently elected through an at-large election process, in which each Trustee is elected by all registered voters within the District; and

WHEREAS, Section 10650 of the California Elections Code authorizes the governing body of a special district to change by resolution to district-based elections without the need to put such a change to voters; and

WHEREAS, from 2019 through 2023, ARFCD performed public outreach and prepared draft maps in preparation for a transition to by-district elections pursuant to Sections 10650 and 10010; and

WHEREAS, pursuant to Resolution No. 2023-08 and in accordance with Elections Code Section 10010, ARFCD adopted a final map of the proposed districting divisions (attached hereto as Exhibit A) and identified a schedule for the transition of each division to a by-district election process; and

WHEREAS, the District Board of Trustees has determined that minor modifications to proposed schedule that will serve the best interest of ARFCD and be consistent with the California Voting Rights Act and applicable law.

NOW THEREFORE BE IT RESOLVED as follows:

1. The recitals set forth above are true and correct.
2. The map attached hereto as Exhibit A and previously adopted in Resolution No. 2023-08, is the American River Flood Control District By-District Election Map. The Clerk of the Board shall maintain a map of ARFCD showing the current boundaries and members of each voting district as they are established and may be amended from time to time by the Board of ARFCD.
3. Commencing with the November 5, 2024 election, the Trustees of the American River Flood Control District shall be elected in by-district elections. Consistent with the requirements of Election Code § 10426 and the American River Flood Control District Act, Trustees elected to a seat in a by-district election must be a registered voter in the district to which they are elected.
4. The transition to by-district elections will be conducted as follows:
 - a. At the **November 2024** regular ARFCD election, a by-district election shall be conducted to select a Trustee for **Divisions** ■ and ■, respectively. Following the November 2024, general district election, Divisions ■ and ■ will continue with by-district elections on the normal American River Flood Control District general election cycle.
 - b. At the **November 2026** regular ARFCD election, a by-district election shall be

conducted to select Trustee for **Divisions** [redacted], [redacted], and [redacted]. Following the November 2026 general district election, Divisions [redacted], [redacted], and [redacted] will continue with by-district elections on the normal American River Flood Control District general election cycle.

- 3. Pursuant to Elections Code Section 10650, it is declared that this change in the method of electing Trustees of the American River Flood Control District is being made in furtherance of the California Voting Rights Act of 2001 (Election Code Sections 14025 *et seq.*)
- 4. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Resolution which can be given effect without the invalid provision or application and to this end the provisions of the Resolution are severable. The Board of Trustees hereby declares that it would have adopted this Resolution irrespective of the invalidity of any particular portion thereof.
- 6. The Clerk of the Board is hereby directed to file a certified copy of this Resolution with the Board of Supervisors and the County election official of the County of Sacramento.

PASSED AND ADOPTED this 8th day of March 2024 by the following vote:

AYE:
 NAY:
 ABSTAIN:
 ABSENT:

ATTEST:

 President
 Board of Trustees

 Secretary
 Board of Trustees