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RESOLUTION NO. 2016-11
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
NORTH TAHOE PUBLIC UTILITY DISTRICT
DECLARING AN ELECTION BE HELD IN ITS JURISDICTION;
REQUESTING THE BOARD OF SUPERVISORS TO CONSOLIDATE THIS
ELECTION WITH ANY OTHER ELECTION CONDUCTED ON SAID DATE; AND
REQUESTING ELECTION SERVICES BY THE COUNTY CLERK

WHEREAS, the Board of Directors of the North Tahoe Public Utility District orders an election to be held in its jurisdiction on November 8, 2016; at which election the issues to be presented to the voters shall be:

- **NOMINATION OF CANDIDATES FOR THE GOVERNING BODY**
- **MEASURE ON CONTINUING TO ELECT DIRECTORS AT LARGE**

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE NORTH TAHOE PUBLIC UTILITY DISTRICT as follows:

1. Said election shall be to fill vacancies for the following Board Members whose terms will expire on the first Friday of December, 2016:

Incumbent's Name	Regular/Short Term
Phil Thompson	Regular Term
Timothy Ferrell	Regular Term
John Bergmann	Regular Term

2. The Directors for North Tahoe Public Utility District are elected **at large**. There are no divisions in the District; all voters within the District vote for all candidates.
3. The length of the Candidate Statement shall not exceed **200** words.
4. The cost of the Candidate Statement shall be paid by the **Candidate**.
5. North Tahoe Public Utility District has determined the following election particulars:
 - In the case of a tie vote, the election shall be determined by lot.
 - The County Clerk is requested to provide election services, with all applicable costs to be paid for by the District.
6. The Board of Directors, pursuant to its right and authority, does order that the Ordinance set forth in Exhibit A, incorporated by this reference, be submitted to the voters as a ballot measure. The ballot measure shall be presented and printed upon the ballot submitted to the qualified voters of the District in the manner and form set forth in this Section 6. On the ballot to be submitted to the qualified voters, in addition to any other matters required by law, there shall be printed substantially the following:

MEASURE: ADOPTING AN ORDINANCE TO CONTINUE ELECTING DIRECTORS AT LARGE

Shall the ordinance of the North Tahoe Public Utility District requiring that the members of the Board of Directors be elected at large be adopted?	YES
	NO

7. The Placer County Clerk will fix and determine a reasonable date prior to the election after which no arguments for or against the ballot measure may be submitted to him or her for printing and distribution to the voters. Notice of the date fixed will be published pursuant to applicable law. No argument may exceed 300 words. Pursuant to Elections Code section 9314, the District Secretary shall transmit a copy of the ballot measure and ordinance to the District's General Counsel to prepare an impartial analysis of the ballot measures, not to exceed five hundred words, showing the effect of the measures on existing law and the operation of the ballot measures. The Board of Directors may timely designate a party to timely prepare and file with the Placer County Clerk a ballot argument in favor of or in opposition to the proposition contained in Section 6, within the time established by the Placer County Clerk and in accordance with all laws applicable to such process.

8. The District hereby certifies that there have been no District boundary changes since our last election, but the District understands that the Placer County Public Works Mapping Division will verify our District boundary lines prior to the election.

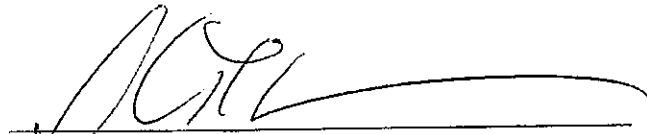
BE IT RESOLVED that the Board of Supervisors of the County of Placer is hereby requested to:

1. Consolidate the election with any other applicable election conducted on the same day;
2. Authorize and direct the County Clerk, at the District's expense, to provide all necessary election services.

This Resolution shall be considered a Notice of Election and Specification of Election Order.

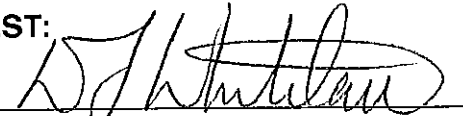
PASSED AND ADOPTED BY THE BOARD OF DIRECTORS OF THE NORTH TAHOE PUBLIC UTILITY DISTRICT this 14th day of June 2016, by the following Roll Call Vote:

AYES: Directors Daniels, Ferrell, Lewis, Thompson and Bergmann
 NOES: None
 ABSTAIN: None
 ABSENT: None



**John Bergmann, President
Board of Directors**

ATTEST:



**Duane Whitelaw
General Manager/Ex Officio Clerk of the Board**

EXHIBIT A

ORDINANCE OF THE NORTH TAHOE PUBLIC UTILITY DISTRICT REQUIRING ELECTION OF THE DIRECTORS OF THE DISTRICT BY SEAT

THE PEOPLE OF THE NORTH TAHOE PUBLIC UTILITY DISTRICT DO ORDAIN AS FOLLOWS:

1. The purpose and intent of this Ordinance is for the electorate to approve electing members of the Board of Directors at large. Historically, Directors had been elected by seat as provided for in Public Utilities Code section 15956(a). The Board of Directors then adopted Ordinance No. 388 to require Directors to be elected at large. This Ordinance is being submitted to the electorate to confirm that Directors shall be elected at large and to make any further modifications to this system subject to future voter approval as provided for in Elections Code section 9323. In the event that this Ordinance is not approved by a majority of the voters voting on this Ordinance, Ordinance No. 380 shall remain in full force and effect. However, the Board of Directors would be able to determine whether Directors should be elected by seat, at large or otherwise as provided for in Public Utilities Code section 15956 and other applicable law.
2. Pursuant to Public Utilities Code section 15956(b), Directors shall be elected at large. As such, Director shall not be designated by numbered office. The candidates receiving the greatest number of votes districtwide as there are Directors to be elected shall be elected to the Board of Directors.
3. If any part of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining parts of the Ordinance. The District declares that it would have adopted this Ordinance, and each part of it, irrespective of the possibility that some part or parts of it might be declared invalid or unconstitutional.
4. This Ordinance shall only effect if it is approved by a majority of the voters that vote on the Ordinance at the November 8, 2016 General District Election. If so approved, the Ordinance shall take effect as provided by law.