

Heber Public Utility District BOARD OF DIRECTORS

MEETING DATE: June 20, 2024

FROM: Madeline Dessert, General Manager

SUBJECT: Adopt Resolutions - Number 2024-04 Calling and Giving Notice of Election; and Number 2024-05 Requesting to Consolidate a District Election with the Statewide General Election.

ISSUE:

Shall the Heber Public Utility Board of Directors approve Resolution 2024-04 and Resolution 2024-05 giving notice of an election to be held on November 5, 2024, and calling for an election that would be conducted by the County, and requesting the consolidation of such an election for two seats on the HPUD Board?

GENERAL MANAGER RECOMMENDATION:

Approve Resolution Numbers 2024-04 and 2020-05 calling for an election that would be conducted by the County and requesting the consolidation of such an election for two Board seats.

FISCAL IMPACT:

Approximately \$4,500 is included in FY 2024-25 for HPUD's fair share of election costs.

DISCUSSION

Upon the end of 2024, two seats on the Heber Public Utility District will become vacant. Mr. Pompeyo Tabarez, Jr. and Ms. Helen Diaz Molina have provided excellent service to the HPUD over the past four years, and their term is set to expire at the end of 2024.

In 2016, a new California law was approved that requires public agencies with "off schedule" regular elections must change their date to either the statewide primary or general election, if the agency's voter turnout for its current election date is at least 25 percent lower than its average turnout for the last four statewide general elections (Nov. 2016, 2018, 2020, 2022). Public Agencies covered by SB 415 must start complying by Jan. 1, 2018 or, at the very least adopt a plan by that time to change the regular election date by Nov. 8, 2022.

CONCLUSION

An approval of Resolution 2024-04 and 2024-05 will allow the above described vacant seats to be placed on the November 5, 2024 ballot. The timeliness of the approval will enable the District to file the correct documents with the County of Imperial Clerk Recorder/Elections Department and to proceed with following the required guidelines and set deadlines effectively.

Respectfully Submitted,

Madeline Dessert, General Manager

Attachments: Resolution 2024-04 & Resolution 2024-05



REGISTRAR OF VOTERS

Linsey J. Dale
 940 West Main Street, Suite 206, El Centro, CA 92243
 (442) 265-1060 / www.elections.imperialcounty.org



PRESIDENTIAL GENERAL ELECTION

November 5, 2024

CALENDAR OF EVENTS

Important Dates for Candidates & Districts

Updated March 25, 2024

The materials contained in this calendar represent the research and opinions of the staff at the Imperial County Registrar of Voters. The contests of this calendar and any legal interpretations contained herein are no to be relied upon as being correct either factually or as legal opinion. Reliance on the contest without prior submission to and approval of you appropriate public counsel is at the reader's risk.

DATE	RESPONSIBLE PARTY	DESCRIPTION
June 28, 2024 E-130	School Districts	Notice of Consolidation Ed Code §5340
		Last day for the County Superintendent of Schools to notify, in writing, governing boards that a consolidated election is required.
July 3, 2024 E-125	School Districts	Boundary Changes EC §12262
		Last day for districts holding their elections in November to make boundary changes to be filed with the Registrar of Voters.
July 3, 2024 E-125	Special Districts	Special Districts Deliver Notice of Elections Official EC §10509, 10522, 10524
		Last day for district secretaries to deliver a Notice of Election to the Registrar of Voters listing the elective office to be filled, who will pay for any candidate's statement of qualifications, and any measure to be voted on in November. A map showing the district boundaries must accompany the Notice.
July 4, 2024	Independence Day - Office Closed	
July 5, 2023 E-123	School Districts	Specifications of the Election Order Ed Code §5016
		Last day for district governing boards to submit Specifications of the Election Order resolutions to the Imperial County Superintendent of Schools and Registrar of Voters concurrently. Special districts should include in the notice how a tie vote will be resolved.
July 8, 2024 E-120	County Superintendent of Schools	Notice of Election Ed Code §5324, 5325
		No later than this date, the Superintendent of Schools shall deliver to the Registrar of Voters the formal Notice of Election.

DATE	RESPONSIBLE PARTY	DESCRIPTION
July 8 to Aug. 7, 2024 E-120 to E-90	Registrar of Voters / Districts	Publish Notice of Election EC §12109, 12112 / Ed Code §5363
		<p>Between these dates, the Registrar of Voters shall publish a notice of election in a newspaper of general circulation in the district. The notice shall contain the date of the general district election, name of the offices for which candidates may file, and the qualifications required by the principal act for each office. The notice shall state the location where official declarations of candidacy for eligible candidates desiring to file for any of the elective offices may be obtained, the office in which completed declarations of candidacy are required to be filed, and the date and time after which no declarations of candidacy may be accepted for filing. A copy of the notice shall be delivered to the district secretary and superintendent and shall be posted in the district office. Notice of central counting place may be combined with this notice.</p>
July 15 to Aug. 9, 2024 E-113 to E-88	Candidates / Registrar of Voters	Candidate Nomination Period EC §10510, 10602, 10603
		<p>Between these dates, a candidate may obtain and file a Declaration of Candidacy and Candidate Statement of Qualifications (optional) with the Registrar of Voters. All candidates for member of the governing board shall indicate on their Declaration of Candidacy whether they are candidates for the existing office or for a new office. No candidate shall withdraw his or her Declaration of Candidacy after 5:00 p.m. on the 88th day prior to the election. Forms are obtained from and filed with the Registrar of Voters.</p> <p>Candidates for City Council must file Nomination Papers during this period with their respective City Clerks.</p>
July 15 to Aug. 9, 2024 E-113 to E-88	Candidates / Registrar of Voters	Candidate Statement of Qualifications EC §13307, 13311, 13313
		<p>Between these dates, candidates may prepare a Statement of Qualifications, not to exceed 200 words, to be included in the Voter's Information Guide. Statement must be filed at the same time Declaration of Candidacy is filed. The statement will remain confidential until deadline for filing has passed. A 10-day public examination period of candidate statements will begin immediately following the filing deadline.</p>
July 15 to Aug. 9, 2024 E-113 to E-88	Candidate	Statement of Economic Interest GC §87200 et seq., 87300 et. Seq.
		<p>A Statement of Economic Interests must be filed for all candidates with the Registrar of Voters by the close of nomination period.</p>

DATE	RESPONSIBLE PARTY	DESCRIPTION
July 31, 2024 E-97	Candidates	Semi-Annual Campaign Statement GC §84200
		Last day to file semi-annual campaign statements, if required, by all candidates and committees for period ending June 30, 2024.
Aug. 7 to Nov. 5, 2024 E-90 to E-Day	Candidates	24-Hour Contribution Report GC §84203, 84220, 85204
		During the 90 days immediately preceding an election and including Election Day, contributions that total in the aggregate of \$1,000 or more must be reported within 24-hours to the Registrar of Voters.
Aug. 9, 2024 E-88	Candidates	Declaration of Candidacy EC §10510, 10602, 10603
		Last day for candidates to file their Declaration of Candidacy and Candidate Statement of Qualifications with the Registrar of Voters unless there is a deadline extension.
Aug. 9, 2024 E-88	Districts	Ballot Measure EC §9051, 9311, 10403, 13247 / Ed Code 5322
		Last day for districts to consolidate with General Election for ballot measures. Resolutions from districts calling a measure are due to the Registrar of Voters by August 9, 2024, 5:00 p.m. If you wish to have a full text printed in the Voter Information Guide, the Registrar of Voters must have the full text by August 9, 2024. The statement of all measures submitted to the voters shall be abbreviated on the ballot and shall not contain more than 75 words. If applicable, all impartial analysis and fiscal impact statements are due by August 9, 2024, 5:00 p.m.
Aug. 9, 2024 E-88	Districts	Tax Rate Statement for Bond Measure EC §9401
		Last day to file Tax Rate Statement for any bond measure appearing on the November 5, 2024 ballot.
Aug. 9, 2024 E-88	Candidates / Registrar of Voters	File Declaration of Candidacy / Withdraw Deadline EC §10510
		Last day for candidates to file their Declaration of Candidacy and Candidate Statement of Qualifications with the Registrar of Voters. Candidate Statement is optional. Deadline to withdraw candidacy is 5:00 p.m., unless there is an extension of the nomination period.
Aug. 9, 2024 E-88	Candidates / Registrar of Voters	Withdraw Candidate Statement EC §13307, 13313
		Last day to withdraw candidate statement unless there is an extension of the nomination period. Withdrawal of candidate statement must be in writing. A ten-day public examination period will be held August 7 thru August 16.

DATE	RESPONSIBLE PARTY	DESCRIPTION
Aug. 10 to Aug. 14, 2024 E-87 to E-83	Candidates / Registrar of Voters	<p align="center">Extension of Candidate Filing Period EC §10516</p>
		<p>If the incumbent does not file by 5:00 p.m. on the last day of the nomination period, any eligible person, other than the incumbent, shall have until 5:00 p.m. on the 83rd day prior to the election to file a Declaration of Candidacy and Candidate Statement of Qualifications (optional). The nomination extension is not applicable where there is no incumbent to be elected. If this section is applicable, a candidate may withdraw his or her Declaration of Candidacy until 5:00 p.m. on the 83rd day before the election. The 10-day examination period for Candidate Statement of Qualifications will be held August 12th thru August 21st.</p>
Aug. 10 to Aug. 19, 2024 E-87 to E-78	Registrar of Voters	<p align="center">Ballot Measure - Public Review Period EC §9190, 9252</p>
		<p>Public Review period for the measure, text, impartial analysis, direct arguments and fiscal impact statements, if applicable.</p>
Aug 12, 2024 E-85	Registrar of Voters	<p align="center">Letter Designation Assignment EC §13116</p>
		<p>Registrar of Voters will assign measure letter designations to districts that have measures on the ballot.</p>
Aug. 14, 2024 E-83	Registrar of Voters	<p align="center">Insufficient Number of Nominees EC §10515 / Ed. Code §5326, 5328, 5328.5</p>
		<p>Special Districts: If by 5:00 p.m. on this day, no one has filed candidacy papers or an insufficient number of persons have filed candidacy papers to fill an office or offices, and a petition signed by 10% or 50 voters (whichever is the smaller number) has not been submitted, the Registrar of Voters shall certify this fact to the Board of Supervisors. A person who has filed a Declaration of Candidacy may be appointed by the Board of Supervisors at a regular or special meeting prior to the Monday before the first Friday in December. If no one filed, another qualified person may be appointed by the Board of Supervisors on or before November 5, 2024 and may take office and serve as if elected.</p>

DATE	RESPONSIBLE PARTY	DESCRIPTION
Aug. 14, 2024 E-83	Registrar of Voters	<p>Insufficient Number of Nominees Continued:</p> <p>School Districts: If by 5:00 p.m. on this day, only one person has filed or there are no filers for the office(s) to be filed or in the case of members elected at large or by trustee areas, there are fewer than the number to be elected, and no petition is signed by 10% or 50 voters (whichever is the smaller number) an appointment may be made. The qualified person nominated may be seated at the organizational meeting held prior to Election Day. Persons so appointed shall be seated at the organizational meeting and serve as if they have been elected. In the event no one is nominated, the governing board shall publish a one-time notice in a newspaper of general circulation in the district stating the board intends to make an appointment and informing the public how to apply for the office.</p>
Aug. 15, 2024 E-82	Proponets / Opponents	<p style="text-align: center;">Deadline to File Arguments For or Against Measures EC §9316</p> <p>Arguments for or against any measure called for the November 5, 2024 election are due by 5:00 p.m.</p>
Aug. 15, 2024 E-82	County Counsel	<p style="text-align: center;">Deadline to Submit Impartial Analysis EC §9160, 9280, 9313</p> <p>Last day for impartial analysis for measures to be submitted to the Registrar of Voters. County Counsel is to submit analysis for county and school/special district measures. City attorneys are to submit analysis of city measures. County Auditor, if previously directed by the Board of Supervisors, is to submit fiscal analysis of measures. The analysis shall be printed in the pamphlet preceding the arguments for or against the measure. The analysis is limited to 500 words.</p>
Aug. 15, 2024 E-82	Secretary of State	<p style="text-align: center;">Drawing of Randomized Alphabet EC §13112</p> <p>Beginning at 11:00 a.m., the Secretary of State will conduct a drawing of the alphabet for determining the order of candidate's names on the ballot.</p>
Aug. 16 to Aug. 25, 2024 E-81 to E-72	Registrar of Voters	<p style="text-align: center;">Ten-Day Public Inspection for Arguments EC §9190</p> <p>During this 10 calendar day public examination period of arguments, filed by August 15th, any voter of the jurisdiction in which the election is being held or the Registrar of Voters may seek a writ of mandate or injunction request shall be filed no later than the end of the examination period.</p>

DATE	RESPONSIBLE PARTY	DESCRIPTION
Aug 20, 2024 E-77	Registrar of Voters	Ballot Measures - File Arguments EC §9315, 9316, 9600
		Last day to submit arguments in favor or against any measure. Arguments may not exceed 300 words.
Aug 22, 2024 E-75	Registrar of Voters	Ballot Measures - File Rebuttals EC §9317, 9600
		Last day for the same author of the primary arguments to file rebuttals with the Registrar of Voters. Rebuttals are limited to 250 words.
Aug 23, 2024 to Sept 2, 2024 E-74 to E-64	Registrar of Voters	Ballot Measures - Rebuttal Public Review EC §9295
		Public Review period for rebuttal arguments during this period.
Sept. 2, 2024 Labor Day - Office Closed		
Sept. 6, 2024 E-60	Registrar of Voters	Military or Overseas Vote-by-Mail Ballot Applications EC §300(b), 321, 3102, 3105
		First day the Registrar of Voters may process applications for military or overseas voter ballots. Any applications received by the Registrar of Voters prior to this day shall be kept and processed on or after this date. If the applicant is not a resident of the county to which he or she has applied, the Registrar of Voters receiving the application shall forward it immediately to the proper county. A request for a vote-by-mail ballot from a military or overseas voter will be deemed an affidavit of registration and an application for permanent voter-by-mail status.
Sept. 9 to Oct. 22, 2024 E-57 to E-14	Candidate / Registrar of Voters	First Day Nomination Papers for Write-In Candidate Available EC §8600, 8601
		Any qualifying person wishing to file as a write-in candidate may pick up nomination papers beginning on this date. Papers must be filed with the Registrar of Voters no later than 14 days prior to Election Day. Write-in candidates must also file a Statement of Economic Interest (if applicable) and campaign disclosure statements.
Sept. 26 to Oct. 15, 2024 E-40 to E-21	Registrar of Voters	Voter Information Guide Mailing EC §9094, 13303, 13304
		Between these dates, the Registrar of Voters shall mail a Voter Information Guide and Sample Ballot with a polling place notice to each registered voter.

DATE	RESPONSIBLE PARTY	DESCRIPTION
Sept. 26, 2024 E-40	Candidates	Filing Period for First Pre-Election Campaign Disclosure Statement GC §84200.5, 84200.8
		Filing period for the 1st pre-election campaign statement covers transactions through September 18th. Statements must be sent by first class mail or hand delivery to the Registrar of Voters.
Oct. 7, 2024 E-29	Voters	Last Day to Register to Vote to Ensure Receipt of Sample Ballot EC §9094, 13303
		This is the last day voters may register to vote in order to ensure the receipt of a sample ballot by mail. Voter registration cards received by this date will be added to the rolls and the voters will receive a Sample Ballot booklet prepared by the Registrar of Voters. Voters who submit cards after this date will not receive a County Voter Information Guide and Sample Ballot; however, they will receive notification of registration received and polling place location.
Oct. 7, 2024 E-29	Registrar of Voters	Vote-by-Mail Ballot Distribution EC §3001, 3003
		On this day, the Registrar of Voters will begin to mail vote-by-mail ballots to all active registered voters.
Oct. 7, 2024 E-29	Registrar of Voters	Processing Vote-by-Mail Ballots EC §15101
		On this day, the Registrar of Voters may begin to process vote-by-mail ballots including verifying the voter's signature on the vote-by-mail ballot return envelope, opening vote-by-mail ballot return envelopes, removing ballots, duplicating any damaged ballots, preparation of ballot to be machine read, or machine reading them. <u>However, under no circumstances may a vote count be accessed or released until 8:00 p.m. on the day of the election.</u>
Oct. 21, 2024 E-15	Registrar of Voters	15-Day Close of Voter Registration EC §300(b), 321, 2102, 3102; U.S.C. §20501 et. seq.
		Last day to register to vote in the November 5th election. The Voter Registration form shall be mailed (postmarked by this date), received online by midnight, or delivered to the Registrar of Voters by this date and is effective upon receipt. The Voter Registration form may also be submitted by this date to the Secretary of State, Department of Motor Vehicles, or any National Voter Registration Act designated agency.

DATE	RESPONSIBLE PARTY	DESCRIPTION
Oct. 21, 2024 E-15	Registrar of Voters	<p>15-Day Close of Voter Registration Continued:</p> <p>Last day for military or overseas voters to register to vote. A request for a vote-by-mail ballot from a military or overseas voter, if postmarked on or before this date, will be deemed an affidavit of registration and an application for permanent voter-by-mail status. When a county elections official receives and approves a registration application from a military or overseas voter, the official must provide that voter with a vote-by-mail ballot for each subsequent election for federal office in the state unless the voter fails to vote in four consecutive statewide general elections.</p>
Oct. 22, 2024 E-14	Registrar of Voters	<p style="text-align: center;">Conditional Voter Registration EC §2170</p> <p>Voters who missed the voter registration deadline can still register and vote up to and including Election Day at the Imperial County Registrar of Voters' Office located at 940 West Main Street, Suite 206, El Centro, CA</p>
Oct. 22, 2024 E-14	Candidate	<p style="text-align: center;">Last Day to File Statement of Write-In Candidacy and Nomination Papers EC §8600, 8601</p>
Oct. 24, 2024 E-12	Candidates	<p style="text-align: center;">Filing Period for Second Pre-Election Campaign Disclosure Statement GC §84200.5, 84200.8</p> <p>Filing period for the 2nd pre-election campaign statement covers transactions from September 25, 2024 - October 19, 2024. Statements must be sent by first-class mail or hand delivery to the Registrar of Voters' Office.</p>
Oct. 26, 2024 E-10	Registrar of Voters	<p style="text-align: center;">Notice of Central Counting Place EC §12109</p> <p>Last day for Registrar of Voters to publish the notice that election ballots will be counted at a specified public place. The notice shall be published one time in a newspaper of general circulation in the county. This statement may have been previously published with the Notice of Election.</p>
Oct. 29, 2024 E-7	Registrar of Voters	<p style="text-align: center;">Publish Polling Places and Precinct Board Members EC §12105-12108</p> <p>Not less than one week before the election, the Registrar of Voters shall post a list of all current polling places and a list of election officers appointed by the 15th day before the election. The Registrar of Voters shall post this list in his or her office and website. The list shall remain posted for 30 days after completion of the canvass.</p>
Presidential General Election Day		
Nov. 5, 2024 E-Day	Registrar of Voters	<p>Polls open at 7:00 a.m. and will close at 8:00 p.m. Vote-by-Mail ballots may be turned in before the polls close at any polling place in the jurisdiction.</p>

DATE	RESPONSIBLE PARTY	DESCRIPTION
Nov. 7, 2024 E+2	Registrar of Voters	<p style="text-align: center;">Canvass of Election EC §15301</p> <p>The Registrar of Voters shall commence the official canvass no later than this date. This process shall be open for public view. The canvass shall be continued daily, Saturdays, Sundays and holidays excepted, for not less than six hours each day until completed.</p>
Veteran's Day - Office Closed		
Nov. 12, 2024 E+7	Registrar of Voters	<p style="text-align: center;">Vote-by-Mail Ballots Returned Via Post Office Deadline EC §3017, 3020</p> <p>Vote-by-Mail ballots that are postmarked on or before Election Day or are date stamped by a bona fide private mail delivery company on or before Election Day, and received by the Registrar of Voters no later than 7 days after Election Day shall be considered received on time.</p> <p>If a ballot has no postmark, a postmark with no date, or an illegible postmark, the vote-by-mail identification envelope must be signed and dated by the voter pursuant to Section 3011 on or before Election Day in order to be considered received on time.</p>
Nov. 28, 2024 Thanksgiving Holiday - Office Closed		
Nov. 29, 2024 Thanksgiving Holiday - Office Closed		
Dec. 2, 2024 E+27	Registrar of Voters / Board of Supervisors	<p style="text-align: center;">Board of Supervisors to Appoint Candidates In-Lieu of Election EC §10515</p> <p>Candidates who filed a Declaration of Candidacy shall be appointed by the Board of Supervisors at a regular or special meeting held prior to the Monday before the first Friday in December. This is the last regularly scheduled board meeting before this statutory deadline</p>
Dec. 3, 2024 E+28	Registrar of Voters	<p style="text-align: center;">Publish Precinct Board Members EC §12105.5</p> <p>No later than this date, the Registrar of Voters shall post an updated list of precinct board members who actually served on Election Day in his or her office and on the official website. List shall remain posted for 30 days after completion of canvass and archived by the Registrar for as long as election materials are required to be retained.</p>

DATE	RESPONSIBLE PARTY	DESCRIPTION
Dec. 5, 2024 E+30	Registrar of Voters / Board of Supervisors	<p align="center">Statement of Vote to Board of Supervisors - Certificates of Election Prepared EC §15372, 15400-15401</p>
		<p>The Registrar of Voters shall present the Statement of Vote announcing the results of the election to the Board of Supervisors. The Board of Supervisors shall declare the nominees or winners for each office and the results of each measure under its jurisdiction. The Registrar of Voters shall prepare and deliver a Certificate of Election to each person elected.</p>
5 days after canvass	Registrar of Voters	<p align="center">Recount May Be Requested EC §15620-15634</p>
		<p>Within five (5) days after the completion of the official canvass, any voter may request a recount by filing a written request with the Registrar of Voters and specify the candidates and/or measures to be recounted.</p> <p>The request may specify the order of the precincts for the recount, and the petitioning voter shall, before commencement of each day's recount, deposit such sum as the Registrar requires to cover costs. "Completion of the Canvass" shall be presumed to be the time when the Registrar signs the certified Statement of Votes.</p>
Dec. 5, 2024 E+30	Registrar of Voters	<p align="center">Cost of Election EC §10002, 10520</p>
		<p>Registrar of Voters shall determine an approximate date to send invoices to jurisdictions for cost of election.</p>

RESOLUTION NO. 2024-04

**OF THE BOARD OF DIRECTORS OF HEBER PUBLIC
UTILITY DISTRICT CALLING AND GIVING NOTICE OF
THE HOLDING OF A DISTRICT ELECTION TO BE HELD
ON TUESDAY, NOVEMBER 5, 2024, FOR THE ELECTION
OF CERTAIN OFFICERS AS REQUIRED BY THE
PROVISIONS OF THE LAWS OF THE STATE OF
CALIFORNIA RELATING TO SPECIAL DISTRICTS**

WHEREAS, under the provisions of the laws relating to Special Districts in the State of California, a District Election shall be held on November 5, 2024, for the election of District officers; and

NOW, THEREFORE, THE BOARD OF DIRECTORS OF HEBER PUBLIC UTILITY DISTRICT DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements of the laws of the State of California relating to Special Districts there is called and ordered to be in the Heber Public Utility District Service Area, California, on Tuesday, November 5, 2024, a District Election for the purpose of electing Two (2) Directors for a term of office which ends December, 2028.

SECTION 2. That the ballot to be used at the election shall be in form and content as required by law.

SECTION 3. That the secretary to the Board of Directors is authorized, instructed and directed to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 4. That the polls for the election shall be open at 7:00 a.m. of the day of the election and shall remain open continuously from that time until 8:00 p.m. of the same day when the polls shall be closed, except as provided in §14401 of the Elections Code of the State of California.

SECTION 5. That in all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding District Elections.

SECTION 6. That notice of the time and place of holding the election is given and the Secretary to the Board of Directors is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

SECTION 7. That the secretary to the Board of Directors shall certify to passage and adoption of the Resolution and enter it into the book of original Resolutions.

PASSED, ADOPTED AND APPROVED this 20th day of June, 2024, by the following vote:

Ayes:

Noes:

Absent:

Delfino Matus
President of the Board

STATE OF CALIFORNIA)
COUNTY OF IMPERIAL)
HEBER PUBLIC UTILITY)
DISTRICT)

I, Jacob Bermudez, Secretary of the Board of the Heber Public Utility District, County of Imperial, State of California, DO HEREBY CERTIFY that the foregoing resolution was dully passed, approved and adopted by the Board of Directors of the Heber Public Utility District at its

, Secretary of the Board

RESOLUTION NO. 2024-05

OF THE BOARD OF DIRECTORS OF HEBER PUBLIC UTILITY DISTRICT REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF IMPERIAL TO CONSOLIDATE A DISTRICT ELECTION TO BE HELD ON NOVEMBER 5, 2024, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT TO §10403 OF THE ELECTIONS CODE

WHEREAS, Heber Public Utility District will hold an election on November 5, 2024, for the purpose of the election of Two (2) Directors for the Board of Directors for a term of office which ends December 2028; and

WHEREAS, it is desirable that the District Election be consolidated with the Statewide General Election to be held on the same date and that within the district the precincts, polling places and election officers of the two elections be the same, and that the County Election Department of the County of Imperial canvass the returns of the District Election and that the election be held in all respects as if there were only one election.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF HEBER PUBLIC UTILITY DISTRICT DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements §10403 of the Elections Code, the Board of Supervisors of the County of Imperial is hereby requested to consent and agree to the consolidation of a District Election with the Statewide General Election on Tuesday, November 5, 2024, for the purpose of the election of Two (2) Directors for the Board of Directors for a term of office which ends December, 2028.

SECTION 2. That the County Elections Department is authorized to canvass the returns of the Special Municipal Election. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used.

SECTION 3. That the Board of Supervisors is requested to issue instruction to the County Election Department to take any and all steps necessary for the holding of the consolidated election.

SECTION 4. That Heber Public Utility District recognized that additional costs will be incurred by the County by reason of the consolidation and agrees to reimburse the County for any such additional costs related to the District Election.

SECTION 5. That the Heber Public Utility District is hereby directed to file a certified copy of this resolution with the Board of Supervisors and the County Election Department of the County of Imperial.

SECTION 6. That the secretary to the Board of Directors shall certify to passage and adoption of the Resolution and enter it into the book of original Resolutions.

PASSED, ADOPTED AND APPROVED this 20th day of June 2024, by the following vote:

Ayes:

Noes:

Absent:

Attest:

Jacob Bermudez
Secretary to the Clerk of the Board

Delfino Matus
President of the Board

STATE OF CALIFORNIA)
COUNTY OF IMPERIAL)
HEBER PUBLIC UTILITY)
DISTRICT)

I, Jacob Bermudez, Secretary to the Clerk of the Board of the Heber Public Utility District, County of Imperial, State of California, DO HEREBY CERTIFY that the foregoing resolution was dully passed, approved and adopted by the Board of Directors of the Heber Public Utility District at its regularly scheduled meeting held on the 20th of June 2024.

By _____
Jacob Bermudez, Secretary to Clerk of the Board