



RESOLUTION No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION REQUESTING THE NEVADA COUNTY BOARD OF SUPERVISORS MAKE APPOINTMENTS IN LIEU OF THE GENERAL ELECTION TO BE HELD ON NOVEMBER 3, 2020

WHEREAS, Elections Code § 10515(a) provides that “if, by 5 p.m. on the 83rd day prior to the day fixed for the general district election: (1) only one person has filed a declaration of candidacy for any elective office to be filled at that election, (2) no one has filed a declaration of candidacy for such an office, (3) in the case of directors to be elected from the district at large, the number of persons who have filed a declaration of candidacy for director at large does not exceed the number of offices of director at large to be filled at that election, or (4) in the case of directors who must reside in a division but be elected at large, the number of candidates for director at large from a division does not exceed the number required to be elected director at large while residing in that division; and

WHEREAS, Elections Code § 10515(a) also provides that, “if a petition signed by 10 percent of the voters or 50 voters, whichever is the smaller number, in the district or division if elected by division, requesting that the general district election be held has not been presented to the officer conducting the election, he or she shall submit a certificate of these facts to the supervising authority and request that the supervising authority, at a regular or special meeting held prior to the Monday before the first Friday in December in which the election is held, appoint to the office or offices the person or persons, if any, who have filed declarations of candidacy”; and

WHEREAS, Section 10515(a) further provides that the Board of Supervisors shall make such appointments; and

WHEREAS, a certificate of the above facts has been submitted by the Nevada County Clerk-Recorder/Registrar of Voters to the Board of Supervisors; and

WHEREAS, the persons listed in Exhibit A attached hereto have filed a declaration of candidacy for director, either at large or by division, in the special districts listed for the November 3, 2020 general district election, but the number of persons who have filed a declaration of candidacy for said offices do not exceed the number of offices to be filled; and

WHEREAS, Elections Code § 10515(b) provides that “if no person has filed a declaration of candidacy for any office, the supervising authority shall appoint any person to the office who is qualified on the date when the election would have been held”; and

WHEREAS, no person has filed a declaration of candidacy for the offices listed in Exhibit B attached hereto.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Supervisors of the County of Nevada, State of California, that pursuant to Elections Code § 10515(a) the Board of Supervisors hereby appoints to the office or offices the qualified person or persons set forth in Exhibit A who have filed declarations of candidacy for those offices.

NOW, THEREFORE, BE IT FURTHER RESOLVED that pursuant to Elections Code § 10515(b), the Board of Supervisors of the County of Nevada hereby directs the Clerk of the Board to advertise for candidates to submit applications to be appointed to the offices with insufficient candidates as identified in Exhibit B, and to present to the Board for appointment any applicants who are qualified to serve in said offices on the date when the General Election would have been held.