

RESOLUTION NO. 2020-065

**AN AMENDED RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF TRINITY
CALLING AND GIVING NOTICE OF THE HOLDING OF A SPECIAL ELECTION
CONSOLIDATED WITH THE ELECTION ON NOVEMBER 3, 2020 FOR THE
SUBMISSION OF WHETHER FORMATION OF THE TRINITY LIFE SUPPORT
COMMUNITY SERVICES DISTRICT SHALL BE APPROVED, A SPECIAL TAX
LEVIED AND BOARD OF DIRECTORS ELECTED FOR SAID DISTRICT**

WHEREAS, on June 16, 2020, by LAFCO Resolution No. 20-04, the Trinity County Local Agency Formation Commission (“LAFCO”) conditionally approved the formation of the Trinity Life Support Community Service District (“the District”) upon voter-approval of a special tax by the registered voters within the proposed District; and

WHEREAS, LAFCO Resolution No. 20-04 also provides that the Board of Directors of the proposed District be composed of five (5) at-large members elected pursuant to the Uniform District Election law; and

WHEREAS, the election for the Board of Directors of the proposed District shall be completed at the same time as the formation election; and

WHEREAS, pursuant to the Cortese-Knox-Hertzberg Act, specifically California Government Code section 57000, subdivision (d) and (e), LAFCO notified the Board of Supervisors and the County Clerk and Ex-Officio Registrar of Voters (“the Elections Official”) that LAFCO made a determination requiring that an election be conducted and requesting that the Board of Supervisors direct the Elections Official to conduct a special election consistent with applicable law; and

WHEREAS, California Government Code section 57000, subdivision (e)(1), requires the Board of Supervisors to do all of the following: call, provide for, and give notice of a special election or elections; fix a date of election and direct the elections official to designate precincts and polling places, where applicable, and to take any other action necessary to call, provide for, and give notice of the special election or elections and to provide for the conduct and canvass of returns of the election, as determined by LAFCO; and

WHEREAS, the combined elections that must be conducted are: (1) an election by registered voters on the questions of whether the order adopted by LAFCO on June 16, 2020, ordering the formation of the District shall be approved; and if formed; (2) an election for a special tax of \$45 per year for each parcel within the district that developed with residential or commercial use (3) an election to fill the five (5) board of director seats to be voted on by registered voters within the proposed District, if the District is formed; and

WHEREAS, the Elections Official has authorized an election consolidated with the General Election on November 3, 2020.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Trinity does declare, determine and order as follows:

1. Special elections consolidated with the November 3, 2020 general election shall be conducted for the purpose of submitting to the qualified voters of the proposed District: (1) an election by registered voters on the questions of whether the order adopted by LAFCO on June 16, 2020, ordering the formation of the District shall be approved; and if formed; (2) an election for a special tax of \$45 per year for each parcel within the district that developed with residential or commercial use (3) an election to fill the five (5) board of director seats to be voted on by registered voters within the proposed District, if the District is formed

2. The questions posed to the qualified voters of the proposed District shall be as follows:

QUESTION 1: To prevent cuts or elimination of local life-support ambulance service, including two 24/7 ambulances staffed for emergencies stationed in Weaverville and Hayfork, shall the order adopted on June 16, 2020 by the Trinity Local Agency Formation Commission ordering the formation of the "Trinity Life Support Community Services District" in the territory described, subject to terms specified in the order, including a special tax to finance district services, be approved?"

QUESTION 2: To prevent cuts or elimination of local life-support ambulance service, including two 24/7 ambulances staffed for emergencies stationed in Weaverville and Hayfork, shall a measure imposing a \$45 per year special tax for each parcel developed with residential or commercial uses, until repealed by voters, providing \$258,000 annually, requiring all funds to be spent locally with Citizen Oversight, be adopted in accordance with the terms of the Trinity Life Support Community Services District Formation?

3. The formation of the proposed District shall be subject to the conditions set forth by LAFCO in its order of LAFCO Resolution No. 20-04 as provided in Attachment 1 hereto.

4. The District shall initially have a five-member elected Board of Directors, and the five Director seats shall be up for election as part of the November 3, 2020, election.

5. The proposed district will be governed by a five (5) member board of directors, elected at-large, each of whom must be registered voters residing within the proposed district and whose terms must be four years, with the exception of the initial board. The five-member initial Board of Directors must be elected prior to recordation of the Certificate of Completion.

6. The term of office of the initial Board of Directors is as described in California Elections Code section 10505.

7. Pursuant to Election Code 10500, et seq. the Board hereby prescribes the procedure for nominating candidates for the offices to be filled at that election.

8. If a majority of all the votes cast favor the formation of the District, the territory shall be formed as a district. If two-thirds of all votes cast in favor of the special tax, the tax shall be enacted.

9. The ballots to be used at the elections shall be in the form and content as required by law.

10. The Elections Official 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 elections.

11. The Elections Official is hereby directed to send a copy of this resolution to LAFCO within five (5) days of adoption of this resolution.

12. Notice of the time and place of holding the elections is given and the County Elections Official is further directed to publish in accordance with California Government Code section 57130.

13. In all particulars not recited in this resolution, the elections shall be held and conducted as provided by law for holding elections relating to the formation of the District and the election of the first set of directors of the District.

14. This resolution shall take effect immediately upon its adoption.

DULY PASSED AND ADOPTED this 4th day of August, 2020 by the Board of Supervisors of the County of Trinity by motion, second (Morris/Fenley), and the following vote:

AYES: Supervisors Fenley, Morris, Groves, Brown and Chadwick
NOES: None
ABSENT: None
ABSTAIN: None
RECUSE: None

/s/ Bobbi Chadwick
BOBBI CHADWICK, CHAIRMAN
Board of Supervisors
County of Trinity
State of California

ATTEST:

RICHARD KUHNS, Psy.D,
Clerk of the Board of Supervisors

By: /s/ Tina Duong
Deputy