

**RESOLUTION NO. 22-1040**  
**A RESOLUTION OF THE BOARD OF DIRECTORS OF**  
**JOSHUA BASIN WATER DISTRICT ORDERING AN**  
**ELECTION TO FILL THE DIVISION 1 BOARD OF**  
**DIRECTOR VACANCY**

**WHEREAS**, the Joshua Basin Water District (“District”) is a county water district organized and operating pursuant to California Water Code section 30000 *et seq.*;

**WHEREAS**, District Board of Director Rebecca Unger, the representative of District Division 1, elected at-large in November 2018, resigned her position on the Board of Directors (“Board”) effective June 1, 2022, thereby creating a vacancy in the at-large seat currently representing Division 1 on the Board;

**WHEREAS**, pursuant to District Ordinance 19-10, adopted May 1, 2019, the Division 1 director seat is to be elected By-Division commencing as of the November 8, 2022, General Election, based on the Division 1 boundary established by District Resolution No. 22-1039, adopted by the Board on March 29, 2022; and

**WHEREAS**, in light of the resignation of Director Unger, Government Code section 1780(c) requires the Board to either (1) appoint a board member to serve the remainder of the term until the next election, or (2) call an election to fill the vacancy created by the resignation within 60 days of the event creating the vacancy, which in this instance is July 31, 2022; and

**WHEREAS**, pursuant to Government Code section 1780(e)(2), when an election is called, it shall be held on the next established election date provided pursuant to Section 1000 *et seq.* of the Elections Code, but not less than 130 days after the order of the election; and

**WHEREAS**, the next established election date provided for by Elections Code section 1000 that is not less than 130 days after the adoption of this Resolution is November 8, 2022, which is already the general election at which this four-year position is to be filled by the electorate;

**WHEREAS**, pursuant to Elections Code section 10002, the governing body of any district may by resolution request the Board of Supervisors of the county to permit the county elections official to render specified services to the District relating to the conduct of an election; and

**WHEREAS**, pursuant to Elections Code section 10400, whenever two or more elections of any public district, city, county or other political subdivision are called to be held on the same day, in the same territory, or in territory that is in part the same, they may be consolidated upon the order of the governing body or bodies or officer or officers calling the elections; and

**WHEREAS**, any election called to fill the vacancy should be consolidated with the general election scheduled for the same seat for November 8, 2022, pursuant to Government Code section 1780 and Elections Code section 10400 *et seq.*

**NOW, THEREFORE**, the Board of Directors of the Joshua Basin Water District hereby resolves, determines, and orders as follows:

1. The above recitals are true and correct and are incorporated herein as findings of the Board by this reference.

2. The Board hereby determines to call an election pursuant to Government Code section 1780, subdivisions (c) and (e), to fill the Division 1 vacancy created by the resignation of Director Rebecca Unger.

3. So that there shall only be one election for the Division 1 seat for the subsequent four-year term, the Board requests pursuant to Elections Code section 10400 that the election called as referenced in Section 2 of this Resolution be consolidated with the general election already scheduled to be held on November 8, 2022, insofar as such general election is to be held relative to the Division 1 and Division 2 director seats of the Joshua Basin Water District, with Division 1 being the same, or a portion of the same, territory as the vacated seat.

4. The Board hereby requests the San Bernardino County Board of Supervisors to permit the County Registrar/County Clerk to provide any and all services necessary for conducting the election.

5. Pursuant to Government Code section 1780(e), the Board hereby orders an election to be held with the following specifications:


- a. The election shall be held on Tuesday, November 8, 2022, on the date of the already scheduled general election to fill such seat; and
- b. The purpose of the election shall be to elect a Board member to serve the next four-year term for Division 1.


6. The Board hereby (1) directs the General Manager, or her designee, to provide notice of this Resolution and the Board's calling of the election as set forth herein to the County Elections Official, and any other appropriate entity; and (2) delegates to the General Manager, or designee, all authority necessary and proper to accomplish the purposes of this Resolution and to pay any reasonable and proportionate costs of such election as otherwise required by law.

7. This Resolution shall take effect immediately upon adoption by the Board.

**PASSED AND ADOPTED** this 15th day of June, 2022, pursuant to the following votes:

AYES: Delph, Doolittle, Floen, & Jarlsberg  
NOES: \_\_\_\_\_  
ABSENT: \_\_\_\_\_  
ABSTAIN: \_\_\_\_\_

By:   
Thomas Floen, President, Board of Directors

By:   
Sarah Johnson, General Manager & Board Secretary