ORDINANCE NO. 2017-02

AN ORDINANCE OF THE GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT CHANGING THE METHOD BY WHICH DIRECTORS OF THE DISTRICT ARE ELECTED

BE IT ENACTED by the Board of Directors of the Georgetown Divide Public Utility District ("District"), County of El Dorado, State of California, that:

WHEREAS, the purpose of this Ordinance is to change the method by which directors of the District are elected; and

WHEREAS, since the District's formation, the District's directors have been elected at large to an office designed as either Seat Number 1, Seat Number 2, Seat Number 3, Seat Number 4, or Seat Number 5 in accordance with Public Utilities Code section 15956, subdivision (a); and

WHEREAS, pursuant to Public Utilities Code section 15956, subdivision (b), the Board of Directors may adopt an Ordinance that provides candidates for directors at-large need not designate a numbered office. The Ordinance shall instead require that the candidates receiving the greatest number of votes district-wide as there are directors to be elected shall be elected to the Board of Directors; and

WHEREAS, the Board of Directors has previously considered whether to change the method by which the Directors are elected; and

WHEREAS, the Board of Directors seeks to transition from the election of directors by numbered office to the election of candidates receiving the greatest number of votes district-wide being elected to the Board of Directors; and

NOW, THEREFORE, the Board of Directors of the Georgetown Divide Public Utilities District does ordain as follows:

Section 1.   Definitions. For the purposes of this Ordinance, the terms used herein are defined as follows:

a. "The District" shall mean the Georgetown Divide Public Utilities District.

b. "The Board of Directors" shall mean the Board of Directors of the Georgetown Divide Public Utilities District.

c. "Directors" shall mean the members of the Board of Directors.

Section 2.   Changing the Method by Which Directors of the District are Elected At-Large.

   a. Candidates for Director at-large need not designate a numbered office.

   b. The candidates receiving the greatest number of votes district-wide as there are Directors to be elected shall be elected to the District's Board of Directors.

   c. The District's Clerk of the Board of Directors is directed to publish this Ordinance in accordance with the laws of the State of California.

   d. The District's Clerk of the Board of Directors is directed to send a copy of this Ordinance to the County of El Dorado after this Ordinance has become effective.

Section 3. Severability. If any portion, phrase, or segment of this Ordinance is found by a Court of competent jurisdiction to be invalid, such finding shall not affect the validity of the remaining portions of this Ordinance. The District hereby declares its intent to adopt this Ordinance irrespective of the fact that one or more of its provisions may be declared invalid subsequent thereto.

I HEREBY CERTIFY that the foregoing Ordinance was duly INTRODUCED at a regularly held meeting of the Board of Directors of the GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT on the 8th day of August, 2017, and was PASSED AND ADOPTED by the Board of Directors of the GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT on this 8th day of August, 2017, by the following vote:

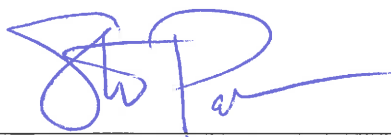   AYES: Halpin, Hanschild, Uso, Wadle

   NOES: Hoescher

   ABSENT/ABSTAIN:

_____
Londres Uso, President
Board of Directors
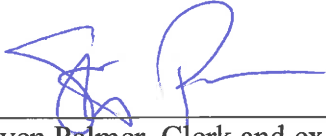GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

ATTEST:

_____
Steven Palmer, Clerk and ex officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

CERTIFICATION

I hereby certify that the foregoing is a full, true, and correct copy of **Ordinance 2017-02** duly and regularly adopted by the Board of Directors of the Georgetown Divide Public Utility District, County of El Dorado, State of California, at a meeting duly held on the 8th day of August, 2017.

Steven Palmer, Clerk and ex officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT