



*Saddle Creek Community Services District, 1000 Saddle Creek Drive, Copperopolis, CA 95228
"Committed to Serving our Community"*

CSD Board Options for Filling Unexpired-term Director Vacancy

California Government Code Section 1780 sets forth the process that must be used to fill unexpired term Director vacancies. In brief, the options permitted are as follows:

Section 1780 (b) requires that the County Elections Office be notified of the vacancy within 15 days of the date the CSD Board becomes aware of the vacancy.

Section 1780 (c) provides that the CSD Board may either fill the vacant position by Appointment or by calling a Special Election.

Section 1780 (d) (1) provides that the CSD Board shall make the appointment within 60 days of the date the CSD Board was notified of the vacancy or the effective date of the vacancy, whichever is later.

- a. The District shall post a Notice of the Vacancy in three (3) conspicuous places within the District at least 15 days before the District makes the appointment.
- b. The District shall notify the County Elections Office within 15 days after the appointment is made.

Section 1780 (d) (3) provides that if the vacancy occurs in the second half of the term of office (as is the case in the vacancy created by Director Marsden's resignation) the person appointed shall fill the balance of the unexpired term (which in this case will end December 2013).

Section 1780 (f) (1) provides that if the CSD Board has not Appointed someone to fill the vacancy or called for a Special Election within 60 days from the date the vacancy occurred the County Board of Supervisors may Appoint someone to fill the vacancy or order the CSD Board to call for a Special Election.

Essentially, Government Code Section 1780 provides the Board of Director with the following options for addressing the current Director vacancy:

- a. The Board may Appoint to fill the position, or
- b. Call for a Special Election, or
- c. Allow the matter to be handled by the County Board of Supervisors who may choose to Appoint someone to fill the vacancy or direct the CSD Board to call for a Special Election.

After the Board has made a decision on the option they wish to move forward on staff will prepare the required notifications and postings.

Charlie Martin, GM
Saddle Creek CSD

