



BOARD OF SUPERVISORS AGENDA ITEM REPORT

Requested Board Meeting Date: September 6, 2016

Title: Cancellation of Metropolitan Domestic Water Improvement District Election

Introduction/Background:

A.R.S. 16-410 allows that if the number of persons who file nomination petitions plus the number of persons who file write-in affidavits is less than or equal to the number of positions to be filled for a water district election, the Board of Supervisors may cancel the election and appoint the person or persons to fill the position for the term of office for which the candidate was nominated.

Discussion:

The Metropolitan Domestic Water Improvement District has two positions on the Board of Directors to be filled at the November 8, 2016 General Election. Two or fewer candidates have filed nomination petitions or write-in affidavits for these positions.

Conclusion:

If the Board cancels the election, the Metropolitan Domestic Water Improvement District will not incur the expense of conducting an uncontested election. A candidate who has filed nomination petitions or a write-in affidavit for a position on the Board of Directors will be appointed by the Board of Supervisors and will have the same powers and duties as if elected. If no nomination petitions or write-in affidavits have been filed, the position will be deemed vacant.

Recommendation:

Recommend canceling the uncontested Metropolitan Domestic Water Improvement District Election for the November 8, 2016 General Election.

Fiscal Impact:

None

Board of Supervisor District:

☐ 1 ☐ 2 ☐ 3 ☐ 4 ☐ 5 ☒ All

Department: _____ Telephone: _____

Department Director Signature/Date: Braetzel 8-16-16

Deputy County Administrator Signature/Date: _____

County Administrator Signature/Date: C. R. Mulberry 8/17/16



RESOLUTION NO. 2016 - _____

RESOLUTION OF THE PIMA COUNTY BOARD OF SUPERVISORS
CANCELING THE ELECTION FOR DISTRICT BOARD MEMBERS OF THE
METROPOLITAN DOMESTIC WATER IMPROVEMENT DISTRICT AND
APPOINTING DAN M. OFFRET AND BRYAN FOULK TO THE
METROPOLITAN DOMESTIC WATER IMPROVEMENT DISTRICT BOARD OF
DIRECTORS.

WHEREAS, the Metropolitan Domestic Water Improvement District ("the District"),
pursuant to A.R.S. § 48-1012, is required to hold an election to elect 2 members to the board of
directors for those terms that expire December 31, 2020; and

WHEREAS, the number of candidates who filed nominating petitions pursuant to A.R.S.
§ 16-311 or filed a write-in nomination paper pursuant to A.R.S. § 16-312 was less than or equal
to the number of positions that are up for election to the District board of directors at the
November 8, 2016 General Election; and

WHEREAS, when only two people filed either a nominating petition or write-in
nomination paper for election to a position on the District board of directors, the Pima County
Board of Supervisors may pursuant to A.R.S. § 48-1012(E), cancel the election and appoint the
people who filed; and

WHEREAS, Dan M. Offret and Bryan Foulk are the only individuals to file nominating
petitions or write-in nomination papers for election to fill the two open positions on the board of
directors;

NOW, THEREFORE, upon motion duly made, seconded and carried, be it resolved as
follows:

That the November 8, 2016 election for 2 positions on the Metropolitan Domestic Water
Improvement District Board of Directors is cancelled and Dan M. Offret and Bryan Foulk are
appointed to serve on the Metropolitan Domestic Water Improvement District Board of Directors
for a four-year term beginning on January 1, 2017.

PASSED, ADOPTED AND APPROVED by the Pima County Board of Supervisors, this
_____ day of _____, 2016.

PIMA COUNTY BOARD OF SUPERVISORS

Chair, Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

Clerk of the Board of Supervisors
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Deputy County Attorney
DANIEL JURKOWITZ