

January 29, 2015

TO:

LOCSD Board of Directors

FROM:

Kathy Kivley, General Manager

SUBJECT:

Agenda Item 12C - 2/5/2015 Board Meeting

Consider Nominating R. Michael Wright as a Candidate for Election to the Special District Risk Management Authority

Board of Directors

R. Michael Wright

Vice President

Marshall E. Ochylski

Directors

President

Charles L. Cesena Jon-Erik G. Storm Louis G. Tornatzky

General Manager Kathy A. Kivley

District Accountant Michael L. Doyel

Fire Chief Robert Lewin

Battalion Chief Phill Veneris

Mailing Address: P.O. Box 6064 Los Osos, CA 93412

Offices:

2122 9th Street, Suite 102 Los Osos, CA 93402

Phone: 805/528-9370 FAX: 805/528-9377

www.locsd.org

DESCRIPTION

Consider entering a nomination for R. Michael Wright as a candidate for election to the Special District Risk Management Authority (SDRMA) Board of Directors.

STAFF RECOMMENDATION

Staff recommends that the Board adopt the following motion:

Motion: I move that the Board adopt Resolution 2015-03 nominating R. Michael Wright as a candidate for election to the Special District Risk Management Authority Board of Directors and direct staff to submit the required nomination documents before the filing deadline of May 1, 2015.

DISCUSSION

The District received a Notification of Nominations for the 2015 SDRMA Board of Directors elections. Three (3) Directors seats are up for election. The nomination filing deadline is May 1, 2015, with ballots being mailed to all SDRMA member agencies in mid-May. Mail-in ballots will be due August 25, 2015. SDRMA Directors are elected to 4-year terms. The term of office for the newly elected Directors will begin January 1, 2016 and expire December 31, 2019.

LOCSD Board President R. Michael Wright has expressed an interest in serving on the SDRMA Board of Directors and respectfully requests that he be considered for the LOCSD nomination.

Attachments

D	ate: February 5, 2015
Α	genda Item: 12C
() Approved
() Denied
() Continued to

RESOLUTION NO. 2015-03

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE LOS OSOS COMMUNITY SERVICES DISTRICT NOMINATING R. MICHAEL WRIGHT AS A CANDIDATE FOR ELECTION TO THE SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY BOARD OF DIRECTORS

WHEREAS, the Special District Risk Management Authority (SDRMA) is a Joint Powers Authority formed under California Government Code, Section 6500 et.seq., for the purpose of providing risk management and risk financing for California Special Districts and other local government agencies; and

WHEREAS, the Joint Powers Agreement (JPA) and Bylaws of SDRMA set forth director qualifications, terms of office and election requirements; and

WHEREAS, the Board of Directors of SDRMA established procedures and guidelines for the Director Election process; and

WHEREAS, the Board of Directors of SDRMA established a policy requiring candidates seeking election to the SDRMA Board of Directors to be: 1) a member of the agency's governing body or full-time management employee per SDRMA Election Policy 2015-01, Section 4.1 and be an active member agency of **both** SDRMA's property/liability and workers' compensation programs, and 2) be nominated by resolution of their member agency's governing body, and 3) each nominated candidate must submit a completed and signed "Statement of Qualifications" on or before the May 1 filing deadline in order for the candidate's name to be placed on the official ballot.

NOW, THEREFORE, BE IT RESOLVED:

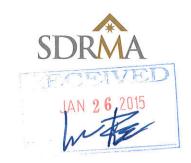
- 1. The governing body of the Los Osos Community Services District nominates R. Michael Wright, its Board President, as a candidate for the Board of Directors of the Special District Risk Management Authority.
- 2. The governing body of the Los Osos Community Services District further directs that a copy of this resolution be delivered to SDRMA on or before the May 1, 2015 filing deadline.

ADOPTED this 5^{th} day of February by the Governing Body of the Los Osos Community Services District by the following roll call votes:

Upon motion of Director and on the following roll call vote, to wit:	, seconded by Director
AYES:NOES:	
ABSENT:	
ABSTAIN:	
The foregoing resolution is hereby passed and add	opted this 5 th day of February, 2015.
	R. Michael Wright
	President, Board of Directors Los Osos Community Services District
	·
ATTEST:	APPROVED AS TO FORM:
Katha A Kidaa	Michael W. Seitz
Kathy A. Kivley General Manager and Secretary to the Board	District Legal Counsel

Special District Risk Management Authority

Maximizing Protection. Minimizing Risk. 1112 I Street, Suite 300 Sacramento, California 95814-2865 T 916.231.4141 T 800.537.7790 F 916.231.4111 www.sdrma.org



Notification of Nominations – 2015 Election SDRMA Board of Directors

January 23, 2015

Mr. Craig Baltimore Board President Los Osos Community Services District Post Office Box 6064 Los Osos, California 93412-6064

Dear Mr. Baltimore:

Notice of Nominations for the Special District Risk Management Authority (SDRMA) Board of Directors 2015 Election is being provided in accordance with the SDRMA Sixth Amended and Restated Joint Powers Agreement. The following nomination information is enclosed: Nomination Packet Checklist, Board of Director Fact Sheet, Nomination/Election Schedule, SDRMA Election Policy No. 2015-01, Sample Resolution for Candidate Nomination and Candidate Statement of Qualifications.

<u>General Election Information</u> - Three (3) Directors seats are up for election. The nomination filing deadline is Friday, May 1, 2015. Ballots will be mailed to all SDRMA member agencies in mid-May. Mail-in ballots will be due Tuesday, August 25, 2015.

<u>Nominee Qualifications</u> - Nominees must be a member or the agency's governing body or full-time management employee (see SDRMA Election Policy 2015-01, Section 4.1) and be an active member agency of **both** SDRMA's property/liability and workers' compensation programs. Candidates must be nominated by resolution of their member agency's governing body and complete and submit a "Statement of Qualifications".

<u>Nomination Documents and Information</u> - Nomination documents (Nominating Resolution and Candidates Statement of Qualifications) and nomination guideline information may also be obtained on SDRMA's website at www.sdrma.org. To obtain documents electronically:



From the SDRMA homepage, click on the "2015 Nomination & Election Information" button. All necessary nomination documents and election information may be downloaded and printed.

<u>Term of Office</u> – Directors are elected to 4-year terms. The term of office for the newly elected Directors will begin January 1, 2016 and expire December 31, 2019.

<u>Nomination Filing Deadline</u> – Nomination documents must be received in SDRMA's office no later than 5:00 P.M. on Friday, May 1, 2015.

Please do not hesitate to contact SDRMA Chief Operating Officer Paul Frydendal at 800.537.7790, if you have any questions regarding the 2015 SDRMA Board of Director Nominations or the election process.

Sincerely,

Special District Risk Management Authority

Gregory S. Hall, ARM Chief Executive Officer

2015 Nomination Packet Checklist



SDRMA BOARD OF DIRECTORS NOMINATION AND ELECTION GUIDELINES

January 8, 2015, marked the official commencement of nominations for the SDRMA Board of Directors. Three seats on the Board of Directors are up for election in August 2015.

For your convenience we have enclosed the necessary nomination documents and election process schedule. Please note that some items have important deadlines. All document contained in this packet, as well as additional information regarding SDRMA Board elections are available on our website www.sdrma.org and/or by calling SDRMA Chief Operating Officer Paul Frydendal at 800.537.7790.

Attachment One:	SDRMA Board of Directors Fact Sheet: SDRMA Board of Directors has established a policy that requires candidates seeking election to the SDRMA Board of Directors to be: 1) a member of the agency's governing body or full-time management employee (per SDRMA Election Policy 2015-01, Section 4.1) of their respective member agency that is currently participating in both SDRMA's Property/Liability and Workers' Compensation Programs, and 2) nominated by resolution of the Board of Directors of their respective member agency. This document also reviews the Board of Directors' Role and Responsibilities along with additional information.
Attachment Two:	SDRMA Board of Directors 2015 Nomination/Election Schedule: Please review this document for important deadlines.
Attachment Three:	SDRMA Election Policy No. 2015-01: A Policy of the Board of Directors of the Special District Risk Management Authority establishing guidelines for Director elections.
Attachment Four:	Sample Resolution for Candidate Nomination: A resolution of the Governing Body of the Agency nominating a candidate for the Special District Risk Management Authority Board of Directors.
Attachment Five:	Candidate Statement of Qualifications: Please be advised that no statements are endorsed by SDRMA. Candidate statements of qualification will be distributed to the
	membership with the SDRMA election ballot, "exactly as submitted" by the candidate.

Please complete and return all required nomination and election documents to:

SDRMA Election Committee C/O Paul Frydendal, COO Special District Risk Management Authority 1112 "I" Street, Suite 300 Sacramento, California 95814



SDRMA BOARD OF DIRECTORS FACT SHEET

Fact Sheet



SDRMA BOARD OF DIRECTORS ROLE AND RESPONSIBILITIES

Special District Risk Management Authority (SDRMA) is a public entity Joint Powers Authority established to provide cost-effective property/liability, worker's compensation, health benefit coverages and comprehensive risk management programs for special districts and other public agencies and providers of municipal services throughout California. SDRMA is governed by a Board of Directors elected from the membership by the programs' members.

Number of Board Members

7-Board Members: SDRMA Board of Directors consists of seven Board Members, who are elected at-large from members participating in either program.

Board of Directors' Role

SDRMA Board of Directors provide effective governance by supporting a unified vision, and ensuring accountability, setting direction based on SDRMA's mission and purpose, as well as establishing and approving policy to ensure SDRMA meets its obligations and commitment to its members.

Board of Directors' Responsibilities Board Member responsibilities include a commitment to: serve as a part of a unified governance body; govern within Board of Directors' policies, standards and ethics; commit the time and energy to be effective; represent and make policy decisions for the benefit, and in the best interest, of all SDRMA members; support collective decisions; communicate as a cohesive Board of Directors with a common vision and voice; and operate with the highest standards of integrity and trust.

Three (3) Seats
For this Election

3-Seats: Elections for Directors are staggered and held every two years, four seats during one election and three seats in the following election. Three seats are up for election this year.

Term of Directors

4-Year Terms: Directors are elected for 4-year terms. Terms for directors elected this election begin January 1, 2016 and end on December 31, 2019.

Board Member Travel Reimbursement Board Members are reimbursed for reasonable travel and lodging in accordance with SDRMA Board Policy Manual 2014-06 and applicable laws and are allowed to claim a stipend of \$100 per meeting day.

Number of Meetings per Year

8-Board Meetings Annually: Generally not more than one meeting per month, with an average of eight board meetings per year.

Meeting Location

SDRMA office in Sacramento, California.

Meeting Dates

Typically the first Wednesday afternoon and Thursday morning of the month.

Meeting Starting Times

4:00 p.m. and 8:00 a.m.: Meetings are from 4:00 p.m. on Wednesday afternoon until 5:30 p.m. and Thursday from 8:00 a.m. to noon.

Meeting Length

6 - 8 hours: Length of meetings on average.

Average Time Commitment

15 - 20 hours: Commitment per month.

"The mission of Special District Risk Management Authority is to provide renewable, efficiently priced risk financing and risk management services through a financially sound pool to CSDA member districts, delivered in a timely, cost efficient manner, responsive to the needs of the districts."

Special District Risk Management Authority A Property/Liability, Workers' Compensation and Health Benefits Program



SDRMA BOARD OF DIRECTORS 2015 NOMINATION/ELECTION SCHEDULE

2015 Nomination/Election Schedule



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TASK TIMELINE

1/8 Board approved Election Schedule

1/22-23 Mail Notification of Election and Nomination Procedure to Members in January 90 days prior to mailing Ballots (97 actual days)

5/1 Deadline to return Nominations

5/7 Tentative Election Comm. Reviews Nominations

5/13-14 Mail Ballots 60 days prior to ballot receipt deadline (104 actual days)

8/25 Deadline to Receive Ballots

8/27 Tentative Election Committee Counts Ballots

8/28 Election Committee Notifies Successful Candidates and Provides Them With Upcoming Board Meeting Schedule

9/23 Directors' Elect Invited to CSDA Annual Conf/SDRMA Breakfast/Super Session

10/28-29 Directors' Elect Invited to SDRMA **Board Meeting**

1/2016 Newly Elected Directors Seated and Election of Officers



SDRMA BOARD OF DIRECTORS ELECTION POLICY NO. 2015-01



A POLICY OF THE BOARD OF DIRECTORS OF SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY ESTABLISHING GUIDELINES FOR DIRECTOR ELECTIONS, DIRECTOR APPOINTMENTS, AND CREATION OF A SUPERVISING ELECTION COMMITTEE

WHEREAS, SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY (SDRMA) is a joint powers authority, created pursuant to Section 6500, et. seq. of the California Government Code; and

WHEREAS, the Board of Directors recognizes that it is in the best interest of the Authority and its members to adopt a written policy for conducting the business of the Board; and

WHEREAS, establishing guidelines for Director elections and appointments will help ensure a process that is consistent for all nominees and candidates, will promote active participation by SDRMA members in the election/appointment process, and will help ensure election/appointment of the most qualified candidate(s); and

WHEREAS, the Bylaws provide the Board with the option of conducting the election using a mail-in ballot process; and

WHEREAS, the Board of Directors of SDRMA has an overriding and compelling interest in insuring the accuracy of the election/appointment process of its Board members through the creation of an election committee;

NOW, THEREFORE, it is the policy of the Board of Directors of SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY, until such policy shall have been amended or rescinded, that the following procedures shall be followed when conducting Director elections or filling a Director vacancy by appointment:

1.0. Election Schedule

1.1. Not later than the first Board meeting of each election year, the Board of Directors shall approve an election schedule based on the following criteria and time frames.

2.0. Election Committee

2.1. The Board of Directors herein establishes an election committee with the following composition, duties and responsibilities; The five (5) members of the Election Committee shall include two presently sitting members of the Board of Directors of SDRMA whose seats are not up for election, the Chief Operating Officer of SDRMA, and the CPA/auditor regularly used and retained by SDRMA at the time of counting ballots of and for an election to the Board of Directors. For good reason found and stated, the Board of Directors of SDRMA may appoint any CPA/auditor who, in the discretion of the Board of Directors, would appropriately serve the Election Committee. The General Counsel for SDRMA shall also sit as a member of the Election Committee with the additional obligation of providing legal advice to the balance of the Committee as legal questions may arise.

3.0. Member Notification of Election

3.1. Authority staff shall provide written notification, of an election for the Board of Directors, to all member agencies during January of each election year. Such written notification shall be provided a minimum of ninety (90) days prior to the distribution of ballots and shall include; (1) the number of Director seats to be filled by election; (2) a copy of this nomination and election procedure; and (3) an outline of nomination/election deadline dates.

4.0. Qualifications

4.1. A candidate seeking election, re-election or appointment to SDRMA's Board of Directors must be a member of the Governing Body or a full-time management employee of an SDRMA member participating in both the Property/Liability and Workers' Compensation Programs. To qualify as a "full-time management employee,"



5.5. A nominee requesting that his/her nomination be withdrawn prior to the election, shall submit such requests in writing to SDRMA's office a minimum of three (3) days prior to the scheduled date for mailing the ballots. After that date, all qualified nominees names shall appear on the ballot mailed to the membership.

6.0. Terms of Directors

6.1. The election of directors shall be held in each odd-numbered year. The terms of the directors elected by the Members will be staggered. Four directors will serve four-year terms, to end on December 31 of one odd-numbered year. Three directors will serve four-year terms, to end on December 31 of the alternate off-numbered year. [Per Bylaws, Article II, (3), paragraph 1].

7.0. Campaigning

- 7.1. SDRMA staff will mail each qualified candidate's "Statement of Qualifications", "exactly as submitted" by the candidate with the ballots to the membership.
- 7.2. Candidates, at their own expense, may distribute additional information to member agency(s) after the ballots have been mailed and prior to the election.
- 7.3. SDRMA staff is prohibited from actively promoting a candidate or participating in the election process while on Authority premises.
- 7.4. SDRMA staff may provide member information, mailing lists, financial reports or operational data and information, that is normally available through the Public Records Act, to candidates to assist them in their research and campaigning. In addition to obtaining such information under the Public Records Act, candidates may request SDRMA staff prepare mailing labels for the distribution of campaign materials to member agencies. Under existing policy, charges will apply for this service. The SDRMA logo is trademarked for use by SDRMA only. Neither the logo, nor any other Trademark of SDRMA may be used in any campaign literature. No campaign literature is to imply support of any candidate by SDRMA.
- 7.5. SDRMA election mailings to the membership, including ballots and candidates' "Statement of Qualifications", shall be sent via first class mail.

8.0. Limitations on Campaigning

8.1. As used in this section the following terms have the following meanings:

"Campaign Activity" means any activity that expressly advocates the election or defeat of a candidate or provides direct support to a candidate for his or her candidacy. "Campaign activity" does not include the incidental and minimal use of public resources, such as equipment or office space, for campaign purposes or the use of public resources to nominate a candidate or vote in any Board of Directors election.

"Candidate" means an individual who has been nominated by the Member Agency to have his or her name listed on the ballot for election to the Board of Directors.

"Expenditure" means a payment of Member Agency funds that is used for communications that expressly advocate the election or defeat of a clearly identified candidate. "Expenditure" does not include the use of public funds to nominate a candidate or vote in any Board of Directors election.

"Public resources" means any property or asset owned by the Member Agency, including, but not limited to, land, buildings, facilities, funds, equipment, supplies, telephones, computers, vehicles, travel, and Member Agency-compensated time.



10.0. Election Results

- 10.1. All ballots will be opened and counted at SDRMA's office only after the deadline for receiving ballots. Ballots will be opened by SDRMA's Election Committee, no more than five (5) days after the closing deadline. Candidates receiving the highest number of votes shall be declared the elected director(s).
- 10.2. In the event of a tie, a coin toss shall be used to determine the elected director. The coin toss shall be conducted by the Election Committee at the time and place of the conclusion of counting ballots.
 - PROCEDURE: In the event more than two (2) candidates tie, the coin toss shall be between two (2) candidates at a time based on the order in which their name appeared on the ballot This process shall be repeated, as needed, in cases where there are more than two (2) candidates.
- 10.3. Excluding tie votes, within five (5) days after the ballots are opened and tabulated Authority staff shall advise the candidates and their respective agency in writing of the final election results. Copies of the results shall also be mailed/distributed to SDRMA's Board of Directors, staff and consultants and published in the first available CSDA newsletter.
- 10.4. If a director-elect withdraws after the election or fails to accept the Director seat prior to December 31, the Board shall name a new director-elect by going back to the ballots and awarding the seat to the candidate receiving the next highest number of votes during the election.
- 10.5. Staff shall invite newly elected director(s) to attend the Annual Membership meeting and all scheduled Board meeting(s) after confirmation of election results until the director(s) elect assume office. Director(s) elect will be reimbursed for expenses, except for director stipends, in accordance with approved director reimbursement policy (copy of policy shall be provided to newly elected directors).
- 10.6. A member or candidate dissatisfied with the election result may, within ten (10) days after the ballots are opened and tabulated, file with the Authority a written challenge and appeal. The challenge and appeal must clearly set forth the complaint and any and all facts in support of the challenge and appeal. Within ten (10) days after the ballots are opened and tabulated, the challenge and appeal shall be delivered and received by the Authority. Within five (5) days of receipt of the challenge and appeal, the Authority shall deliver the same to the Election Committee for decision. The Election Committee shall have absolute authority for deciding the challenge and appeal. Notice of the decision of the Election Committee shall be provided to the party filing the challenge and appeal within ten (10) days.

11.0. Director Vacancy

- 11.1. If a director vacancy(s) occurs (Note 1), appointment of a replacement director for the balance of the unexpired term will be made by the remaining members of the SDRMA Board. In order to accomplish this in an orderly and consistent manner, when a vacancy(s) of an elected Director(s) occurs, the SDRMA Board of Directors, after discussion and consideration, shall, when deemed appropriate, instruct staff to:
 - a) notify all then member entities that a vacancy has occurred; and
 - b) said notice shall refer to the applicable Article in the By-laws in advising member entities and their eligible candidates of the steps to take to apply for appointment; and
 - c) the SDRMA Board shall establish the closing date for the receipt of applications; and
 - d) candidates shall submit the following, by the date specified in the notice:
 - i) a letter of interest; and
 - ii) a resume, with particular emphasis on the candidate's knowledge of special districts and risk management; and
 - iii) a resolution from, or a letter approved by, the candidate's Governing Body nominating the candidate: and
 - e) the Election Committee shall review all applications received, and shall reject any that do not meet all of the qualifications specified and set forth in this policy; and
 - f) upon verification or rejection of each application by the Election Committee, staff will mail



SAMPLE RESOLUTION FOR CANDIDATE NOMINATION

Available for download in Microsoft Word file format visit our website at www.sdrma.org

[AGENCY NAME] RESOLUTION NO.

A RESOLUTION OF THE GOVERNING BODY OF THE [AGENCY NAME] NOMINATING [CANDIDATE'S NAME] AS A

CANDIDATE FOR ELECTION TO THE SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY BOARD OF DIRECTORS

WHEREAS, the Special District Risk Management Authority (SDRMA) is a Joint Powers Authority formed under California Government Code, Section 6500 et.seq., for the purpose of providing risk management and risk financing for California Special Districts and other local government agencies; and

WHEREAS, the Joint Powers Agreement (JPA) and Bylaws of SDRMA set forth director qualifications, terms of office and election requirements; and

WHEREAS, the Board of Directors of SDRMA established procedures and guidelines for the Director Election process; and

WHEREAS, the Board of Directors of SDRMA established a policy requiring candidates seeking election to the SDRMA Board of Directors to be: 1) a member of the agency's governing body or full-time management employee per SDRMA Election Policy 2015-01, Section 4.1 and be an active member agency of both SDRMA's property/liability and workers' compensation programs, and 2) be nominated by resolution of their member agency's governing body, and 3) each nominated candidate must submit a completed and signed "Statement of Qualifications" on or before the May 1 filing deadline in order for the candidate's name to be placed on the official ballot.

NOW, THEREFORE, BE IT RESOLVED:

- 1. The governing body of [AGENCY NAME] nominates [CANDIDATE'S NAME], its [POSITION TITLE], as a candidate for the Board of Directors of the Special District Risk Management Authority.
- 2. [ONLY IF CANDIDATE IS NOT A MEMBER OF THE AGENCY'S GOVERNING BODY: The governing body of [AGENCY NAME] has determined that [CANDIDATE'S NAME] is a full-time management employee for purposes of SDRMA Election Policy 2015-01, Section 4.1].
- 3. The governing body of [AGENCY NAME] further directs that a copy of this resolution be delivered to SDRMA on or before the May 1, 2015 filing deadline.

ADOPTED this **DATE** of **MONTH/YEAR** by the Governing Body of **AGENCY NAME** by the following roll call votes:

AYES:	[LIST NAMES of GOVE	RNING BOARD VOTES	
NAYES:	<mark></mark>		
ABSTAIN:	<mark>"</mark>		
ABSENT:	<mark></mark>		
APPROVED		ATTEST	
President – Governing Bo	ody	Secretary	



CANDIDATE'S STATEMENT OF QUALIFICATIONS

Available for download in Microsoft Word file format visit our website at www.sdrma.org

Special District Risk Management Authority Board of Directors Candidate's Statement of Qualifications

This information will be distributed to the membership with the ballot, "exactly as submitted" by the candidates – no attachments will be accepted. No statements are endorsed by SDRMA.

Nominee/Candidate District/Agency Work Address Work Phone	Home Phone
Why do you v	want to serve on the SDRMA Board of Directors? (Response Required)
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What Board or com Member? (SDRMA	nmittee experience do you have that would help you to be an effective Board or any other organization) (Response Required)

Page 1 of 2 November 2012

Special District Risk Management Authority Board of Directors Candidate's Statement of Qualifications

What special s	What special skills, talents, or experience (including volunteer experience) do you have? (Response Required)			
1	What is your overall vision for SDRMA? (Response Required)			
certify that I am wi	the candidate qualifications as outlined in the SDRMA election policy. I furthe lling to serve as a director on SDRMA's Board of Directors. I will commit the cessary to serve. Please consider my application for nomination/candidacy to ors.			
Candidate Signature	Date			
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