

EXTENSION AGREEMENT

This Extension Agreement ("Agreement") is made by and between the Grossmont Healthcare District ("District"), a public agency organized and operating under Health and Safety Code section 32000 et seq., and Shenkman & Hughes, PC, a California Professional Corporation ("Shenkman"), as follows:

RECITALS

A. On September 11, 2018, the District received a letter from Shenkman alleging that the District was in violation of the California Voting Rights Act ("CVRA") because the District relies upon an at-large election system for electing candidates to its Board of Directors ("Board"). A copy of the letter dated September 7, 2018, is attached hereto as Exhibit "A" and incorporated herein by reference.

B. Elections Code section 10010 provides a 90-day statutory process after a resolution of intention is passed for political subdivisions like the District to transition from an at-large method of election to a district-based election system.

C. Elections Code section 10010 was amended in 2018 and added a section to allow the political subdivision and a prospective plaintiff, who first sends a notice, to enter into a written agreement to extend the 90-day statutory period an additional 90 days in order to provide additional time to conduct public outreach, encourage public participation, and receive public input, provided that the written agreement shall also include a requirement that the district boundaries be established no later than six months before the political subdivision's next regular election to select governing board members.

D. The District's Board agrees to comply with the request to transition from an at-large election system to a district-based election system and agrees to pass a resolution of intention on or before October 26, 2018.

E. The 2018 amendment to Elections Code section 10010 shall be effective January 1, 2019, and prior to the expiration of the 90-day statutory period beginning October 26, 2018. The parties agree that it will serve the best interests of the residents of the District to extend the statutory process an additional 90-days in order to provide additional time to conduct public outreach, encourage public participation, and receive public input.

NOW, THEREFORE, based on the foregoing recitals and in consideration of the mutual promises contained herein and for other good and valuable consideration, the parties agree as follows:

1. The District's Board shall pass a resolution of intention to transition from an at-large method of election to a district-based or "zone based" election system on or before October 26, 2018.

2. The parties agree that the District will have a total of 180 days from the passage of the resolution of intention to complete the process to assist in conducting public outreach, encourage public participation, and receive public input.

3. The parties further agree that the new District boundaries for zone based elections shall be established within the 180-day period and no later than 6 months before the November 3, 2020, election.

"District":

Grossmont Healthcare District

By: 
Barry Jantz, CEO

Dated: 9/28/18

"Shenkman":

Shenkman & Hughes, PC

By: 
Kevin I. Shenkman

Dated: 9-28-18