

**RESOLUTION NO. 2023-127**

**A RESOLUTION OF THE BOARD OF SUPERVISORS  
OF THE COUNTY OF SHASTA  
CALLING AN ELECTION AND CONSOLIDATING IT WITH THE MARCH 5, 2024,  
PRIMARY ELECTION FOR THE PURPOSE OF SUBMITTING TO THE VOTERS  
A MEASURE TO ESTABLISH SHASTA COUNTY  
AS A CALIFORNIA CHARTER COUNTY**

**WHEREAS**, the Board of Supervisors (the “Board”) of the County of Shasta (“County”) desires to place a ballot measure before the voters at the March 5, 2024, primary election to adopt an ordinance establishing Shasta County as a California Charter County (the “Ordinance”), as authorized by California Government Code section 23711; and

**WHEREAS**, the Ordinance provides, for vacancies occurring on the Board of Supervisors, that the Board may appoint a replacement Supervisor or call a special election, and that in any event, the vacancy will otherwise be filled at the next special or general election, whichever is earlier; and

**WHEREAS**, in order for the Ordinance to become effective, it must be approved by a majority of the qualified electors casting votes; and

**WHEREAS**, it is in the best interests of the County of Shasta and its citizens to call an election and place the Ordinance on the ballot for the March 5, 2024, Primary Election.

**NOW, THEREFORE, BE IT RESOLVED**, by the Shasta County Board of Supervisors, State of California, as follows:

1. The foregoing recitals are true and correct, and the Board so finds and determines.
2. The Ordinance establishing Shasta County as a California Charter County is as set forth in Exhibit A to this resolution.
3. Pursuant to the provisions of California Elections Code 9140 and Government Code Section 23711, the Board of Supervisors hereby approves the Ordinance, the form thereof, and orders and proclaims that the Ordinance shall be submitted to the voters of the County of Shasta at the Primary Election to held and conducted on the 5th day of March, 2024. The manner of holding the election and the procedure for voting for and against the question presented shall be as set forth in the California Elections Code for a primary election.
4. The Shasta County Clerk/Registrar of Voters is directed to assign an appropriate letter to this measure in a manner consistent with Elections Code 13116.
5. California Elections Code sections 9160, *et seq.*, shall apply to this election.
6. In accordance with section 13119 of the California Elections Code, the following measure shall be submitted as a measure on the ballot at said Primary Election, and

that the County Clerk/Registrar of Voters be, and hereby is, instructed to place the same on the ballot at said election in the following form:

**Shall Measure \_\_\_\_ (Establishing Shasta County as a California Charter County) be adopted?**

This measure establishes Shasta County as a California Charter County. The proposed Charter would allow for Members of the Board of Supervisors to appoint or call for a special election to fill a vacancy on the Board of Supervisors.

YES

NO

7. The impartial analysis by the County Counsel in the form required by California Elections Code section 9160 (b) shall be prepared and filed with the County Clerk/Registrar of Voters on a date to be determined by the County Clerk/Registrar of Voters pursuant to California Elections Code section 9163.

8. The Shasta County Auditor-Controller is not directed to prepare a fiscal impact statement as the adoption of the Ordinance would not have a financial impact on the County.

9. The entire text of the Ordinance shall be printed in the voter information section of the sample ballot and, pursuant to California Elections Code section 9160, shall be printed immediately below the County Counsel's impartial analysis, in no less than 10-point boldface type, a legend substantially as follows:

“The above statement is an impartial analysis of Ordinance or Measure \_\_\_\_\_. If you desire a copy of the ordinance or measure, please call the elections official's office at (530-225-5730) and a copy will be mailed at no cost to you.”

Pursuant to California Elections Code section 9160, the Shasta County Clerk/Registrar of Voters may, at their discretion, add the following message:

“You may also access the full text of the measure on the county website at the follow website address:

[\(https://elections.shastacounty.gov/\)](https://elections.shastacounty.gov/).”

10. Pursuant to Government Code section 25000, this measure requires the approval of a majority of the qualified electors casting votes.

11. This Proclamation of Election is hereby issued for said election and the measure to be voted on in accordance with the terms hereinabove stated.

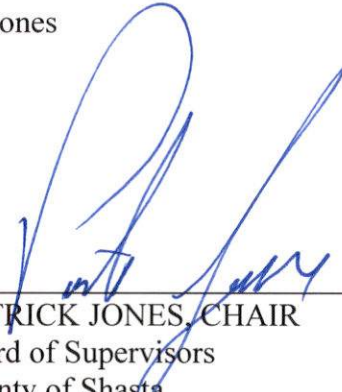
Resolution No. 2023-127

October 31, 2023

Page 3 of 3

**DULY PASSED AND ADOPTED** this 31st day of October, 2023, by the Board of Supervisors of the County of Shasta by the following vote:

AYES: Supervisors Kelstrom, Crye, and Jones  
NOES: Supervisors Garman and Rickert  
ABSENT: None  
ABSTAIN: None  
RECUSE: None



---

PATRICK JONES, CHAIR  
Board of Supervisors  
County of Shasta  
State of California

ATTEST:

DAVID J. RICKERT  
Clerk of the Board of Supervisors

By: 

---

Deputy

ORDINANCE NO. SCC 2023 - \_\_\_\_\_

**AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SHASTA  
ESTABLISHING SHASTA COUNTY AS A CALIFORNIA CHARTER COUNTY AND  
ADDING THE CHARTER TO THE SHASTA COUNTY CODE**

The Board of Supervisors of the County of Shasta ordains as follows:

**SECTION I.**

Section 2.0X.0XX is added to the Shasta County Code and shall read as follows:

**2.0X.0XX County Charter.**

**A. Findings and Declarations**

1. The Board of Supervisors of the County of Shasta desire to exercise, enumerate, and establish a Charter for the County, ensuring local elected officials retain all authorities and capabilities granted to them by the Constitution of the State of California, the State Legislature, and entrusted to them by Shasta County electors.
2. It is the purpose of this Charter to allow the people of Shasta County to have self-government and home rule.
3. California Government Code section 23711 provides that the Board of Supervisors may propose a Charter for Shasta County, to be ratified by electors during the next general election.
4. California Government Code section 23712 provides that if the electors vote in favor of the proposed Charter, it shall be deemed to be ratified, but shall not take effect until accepted and filed by the California Secretary of State, pursuant to the provisions of Government Code Section 23713, et seq.
5. Only such provisions of a county charter as are authorized by the Constitution supersede State laws in conflict therewith, and then only to the extent that such provisions are not limited by the Constitution.

**B. Charter Preamble**

1. We, the people of Shasta County do ordain, adopt, and establish this charter to provide a county government that is responsive to serve its diverse communities by advancing freedom, equality, justice, health, safety, infrastructure, and other appropriate needs provided by county government in a democratic and just manner.
2. Unless otherwise enumerated and described in this Charter, the County of Shasta shall comply with existing County Ordinances defined in Shasta County Code, County Administrative Policies, and general law

requirements for provisions and requirements not specifically articulated in this Charter.

**C. Vacancies on the Board of Supervisors**

1. Notwithstanding any other provision of law, whenever a vacancy occurs in the office of supervisor on the Shasta County Board of Supervisors, the Shasta County Board of Supervisors (Board) may fill the vacancy by appointment or call a special election. If the Board appoints the replacement, the appointee shall be from among the qualified electors of the Supervisorial District in which such vacancy exists and shall hold office until the election and qualification of his or her successor. Nothing contained herein shall preclude an appointee from seeking election to said Supervisorial office provided that such appointee is otherwise qualified and eligible as required by law.
2. The election of a supervisor to fill the vacancy for the unexpired term shall be held at the next general election, unless the term expires on the first Monday after January 1st succeeding the election. The Board may, whether or not it has appointed a successor to fill the vacancy, call a special election to fill the vacancy provided that the date of such special election precedes the next general election.
3. The Board may decline to fill the vacancy by appointment. In the event that no appointment is made by the Board, the vacancy shall be filled by election as provided by the terms of this Charter.

**SECTION II.**

If any section, subsection, sentence, clause, phrase, or provision of this Ordinance or its application to any person or circumstance is held invalid for any reason, the invalidity does not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are severable. The Board of Supervisors hereby declares that it would have passed this Ordinance and every section, subsection, sentence, clause, phrase, or provision thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or provisions be declared unconstitutional or invalid.

**SECTION III.**

All former ordinances and resolutions, or parts thereof, conflicting or inconsistent with the provisions of this ordinance are hereby superseded by the Ordinance. The adoption of this ordinance shall not in any manner affect any action or prosecution for violation of ordinances, which violations were committed prior to the effective date hereof, be construed as a waiver of any license, fee, or penalty required by or resulting from any such ordinance, or affect the validity of any bond (or cash deposit in lieu thereof) required to be posted, filed, or deposited pursuant to such ordinance.

**SECTION IV.**

This ordinance shall take effect and be in full force and effect on March 5, 2024, after certification of the vote, if the measure is approved by a majority of the electors voting on the measure at the election held that day. This ordinance shall then be operative on January 1, 2025. The Clerk shall cause this ordinance to be published as required by law.

**DULY PASSED AND ADOPTED** this 7th day of November 2023, by the Board of Supervisors of the County of Shasta by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:  
RECUSE:

---

PATRICK JONES, CHAIR  
Board of Supervisors  
County of Shasta  
State of California

ATTEST:

DAVID J. RICKERT  
Clerk of the Board of Supervisors

By: \_\_\_\_\_  
Deputy