

EXHIBIT 1

**ORDINANCE NO. 2011-01
AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE MCKINLEYVILLE COMMUNITY
SERVICES DISTRICT REGARDING CLAIMS AGAINST THE DISTRICT**

RECITALS

A. WHEREAS, the MCKINLEYVILLE COMMUNITY SERVICES DISTRICT ("DISTRICT") seeks to adopt an Ordinance regarding the procedure and protocol for the presentation of monetary claims and damages against the DISTRICT pursuant to California Government Code Section 935;

B. WHEREAS, the DISTRICT reviewed and considered this Ordinance at the regular meeting of the DISTRICT'S Board of Directors (the "Board") held on February 16, 2011 and took and heard public comment thereat; and

C. WHEREAS, during the regular Board meeting held on February 16, 2011 the Board took action to adopt this Ordinance.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE DISTRICT DOES ORDAIN AS FOLLOWS:

ORDINANCE

Section 1. Claims.

(a) *Authority.* This ordinance is enacted pursuant to Section 935 of the California Government Code.

(b) *Claims Required.* All claims against the DISTRICT for money or damages not otherwise governed by the Government Claims Act, California Government Code Sections 900 et seq., or another state law (hereinafter in this ordinance, "claims") shall be presented within the time, and in the manner, prescribed by Part 3 of Division 3.6 of Title 1 of the California Government Code (commencing with Section 900 thereof) for the claims to which that Part applies by its own terms, as those provisions now exist or shall hereafter be amended, and as further provided by this ordinance.

(c) *Form of Claim.* All claims shall be made in writing and verified by the claimant or by his or her guardian, conservator, executor or administrator. In addition, all claims shall contain the information required by California Government Code Section 910. The foregoing reference to Government Code Section 910 shall not be construed to authorize a class claim, and no claim may be filed on behalf of a class of persons unless verified by every member of that class.

(d) *Claim Prerequisite to Suit.* In accordance with California Government Code Sections 935(b) and 945.6, all claims shall be presented as provided in this section and acted upon by the DISTRICT prior to the filing of any action on such claims and no such action may be maintained by a person who has not complied with the requirements of subdivisions (b) and (c) of this section.

(e) *Suit.* Any action brought against the DISTRICT upon any claim or demand shall conform to the requirements of Sections 940-949 of the California Government Code. Any action brought against any employee of the District shall conform with the requirements of Section 950-951 of the California Government Code."

Section 2. Severability.

Should any provision of this Ordinance, or its application to any person or circumstance, be determined by a court of competent jurisdiction to be unlawful, unenforceable or otherwise void, that determination shall have no effect on any other provision of this Ordinance or the application of this Ordinance to any other person or circumstance and, to that end, the provisions hereof are severable.

Section 3. Effective Date; Transitional Clause.

This Ordinance shall take effect thirty days after adoption. However, any claim that would have been timely if presented on the day before this Ordinance becomes effective which claim would be untimely under the requirements of the this Ordinance may, notwithstanding this Ordinance, be presented not later than the 45th day after the adoption of this Ordinance.

Section 4. Certification.

The Board Secretary shall certify to the passage and adoption of this Ordinance and shall cause the same to be posted in the manner required by law for agendas for meetings of the Board of Directors of the District.

PASSED, APPROVED AND ADOPTED, this 16th day of February 2011.

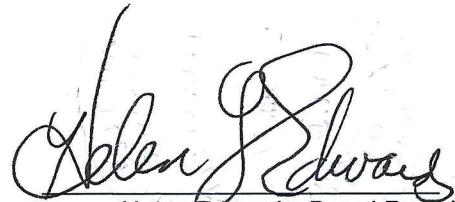
On a motion by Director Corbett seconded by Director Couch, the foregoing ordinance is duly accepted on February 16, 2011 by the following polled vote:

AYES: CORBETT, COUCH, MAYO, WENNERHOLM, EDWARDS

NOES: NONE

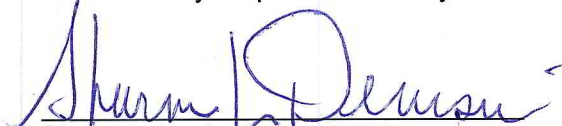
ABSTAIN: NONE

ABSENT: NONE



Helen Edwards, Board President

Attest: I, Sharon L. Denison, Secretary to the Board of Directors of the McKinleyville Community Services District, hereby certify that the foregoing is a full, true and correct copy of the ordinance duly adopted this 16th day of February, 2011.



Sharon L. Denison
Board Secretary