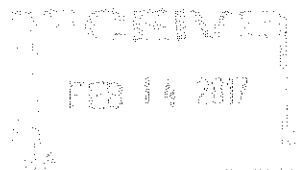




CLERK OF THE BOARD OF SUPERVISORS

Elizabeth A. King

1010 Tenth Street, Suite 6700, Modesto, CA 95354  
Phone: 209.525.4494 Fax: 209.525.4420



**IMMEDIATE ATTENTION REQUIRED**

February 9, 2017

Via U.S. Mail and e-mail

Stanislaus County School Districts and  
Office of Education

*See list below for recipient information*

Re: Ceres Unified School District, Patterson Unified School District and the Empire Union School District requests to move to even numbered year elections

Dear Stanislaus County School Districts and Office of Education:

Our office is notifying you on behalf of the Stanislaus County Board of Supervisors, as required by Section 10404.5 of the Elections Code, that the Ceres Unified School District, Patterson Unified School District, and the Empire Union School District have submitted resolutions to the Board of Supervisors to change their regularly scheduled elections for governing board members from odd-numbered years to even-numbered years.

Copies of the respective resolutions requesting the changes are attached to this letter for your information. The Stanislaus County Clerk Recorder and Registrar of Voters will be advising the Board of Supervisors that it will be able to facilitate the requested changes. The Board of Supervisors is offering you the option to provide input regarding the effect of the move, if any.

You are not required to submit any input. If you wish to provide input to the Board of Supervisors on the requested changes, you may do so by attending the appropriate upcoming Board of Supervisors meeting on February 28, 2017 in the Basement Chambers in the City/County Administration Building located at 1010 10<sup>th</sup> Street, Modesto, CA.

Sincerely,

Elizabeth King, Clerk of the Board of Supervisors

Enclosures: Ceres Unified School District Resolution No. 06-16/17  
Patterson Joint Unified School District Resolution No. 11072016-A  
Empire Union School District Resolution No. 15a-110316

### Recipient List

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**GOVERNING BOARD  
OF THE  
CERES UNIFIED SCHOOL DISTRICT**

**Resolution to Reschedule Election of Governing Board Members**

**Resolution No. 06-16/17**

**WHEREAS**, the current date for election of members of the Governing Board of Ceres Unified School District ("District") is every two (2) years on the first Tuesday after the first Monday in November of odd-numbered years (e.g., November 2017) (Education Code section 5000 and Elections Code section 1302 (a)); and

**WHEREAS**, statewide general elections are held in California only in June and November of even-numbered years (e.g., November 2016) (Elections Code section 1001); and

**WHEREAS**, the District is located within Stanislaus County; and

**WHEREAS**, generally voter turnout is greater for statewide general elections than for local elections, including school board member elections held in November of odd-numbered years; and

**WHEREAS**, California Senate Bill 415, an act (which may be cited to as the California Voter Participation Rights Act (herein "the Act")) to add Chapter 1.7 (commencing with Section 14050) to Division 14 of the Elections Code, was approved by the California Governor and filed with the Secretary of State on September 1, 2015; and

**WHEREAS**, commencing January 1, 2018, the Act prohibits a political subdivision from holding an election other than on a statewide election date (i.e., "off-cycle") if holding an election on a non-concurrent date has previously resulted in voter turnout for a regularly scheduled election in the political subdivision being at least 25% less than the average voter turnout within the political subdivision for the previous four statewide general elections; and

**WHEREAS**, a political subdivision may, however, hold an off-cycle election if, by January 1, 2018, the political subdivision has adopted a plan to consolidate a future election with a statewide general election not later than the November 8, 2022, statewide general election; and

**WHEREAS**, the Act authorizes attorney's fees to a prevailing plaintiff who has appropriately filed an action in superior court to enforce the Act's prohibition; and

**WHEREAS**, the District may achieve a savings in the cost of its elections, if the District's elections are consolidated with the statewide general elections; and

**WHEREAS**, as a result of these facts, the Governing Board desires to change the date of future Board member elections to be consolidated with the California statewide general election in order to save public funds and provide greater voter input into school board elections; and

**WHEREAS**, Elections Code section 1302(b) establishes a procedure whereby the Governing Board may change the election date for its Board members by adopting a resolution seeking approval of the change by the Board of Supervisors of the affected county (Elections Code section 10404.5);

**WHEREAS**, the rescheduled election cycle shall be achieved by scheduling Board member elections in 2017 and 2019 for a term of five (5) years. The subsequent Board member elections (2022 and 2024) shall be for a term of four (4) years [refer to Appendix A]; and

**WHEREAS**, if the change in election date is approved, it is requested that the new election date be moved from the first Tuesday after the first Monday in November 2021 to the first Tuesday after the first Monday in November 2022.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Board hereby finds, determines, and/or declares as follows:

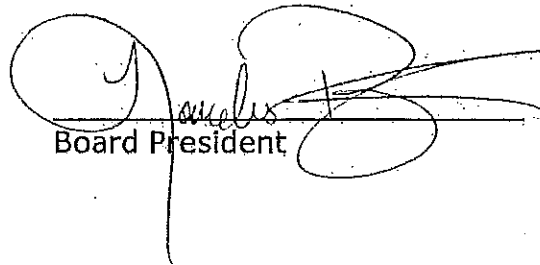
1. Each of the foregoing is true and correct.
2. The Governing Board declares its intent to adopt this resolution to consolidate the election date for members of the Board with the date for the California general election in November in even-numbered years (Elections Code section 1001) pursuant to Elections Code section 1302(b).
3. The Superintendent will forward this resolution to the Stanislaus County Board of Supervisors explaining the rationale for the resolution and requesting formal approval of the change by the Board of Supervisors at a public meeting held within 60 days after submission and after the resolution has been posted in accordance with the law.
4. The Superintendent will notify the Stanislaus County Elections Office that the District is prepared to pay the expense of mailing notice of approval of the change in election date by the Stanislaus County Board of Supervisors as required by Elections Code 10404.5(e).

///  
///


5. If the consolidation of election is approved by the Board of Supervisors, the date of that election will be moved to the first Tuesday after the first Monday in November 2022 and each subsequent Board member election will be held two (2) years thereafter in November of even years.

PASSED AND ADOPTED by the Governing Board on October 20, 2016 by the following vote:

AYES: 9 - Wigt, Davis, Welsh, Kinard, Lane, Guerrero, Perez and  
NOES: 0 Student Reps Soni and Del Valle  
ABSENT: 0  
ABSTAIN: 0

  
Board President

Attest:

  
Secretary

## Appendix A

### Resolution to Reschedule Election of Governing Board Members

#### Resolution No. 06-16/17

<u>Trustee Area</u>	<u>Current Board Member</u>	<u>Current Election Year Cycle</u>	<u>Proposed Election Year Cycle</u>
1	Jim Kinard	2023	2024
2	Mike Welsh	2021	2022
3	Valli Wigt	2021	2022
4	Faye Lane	2023	2024
5	Lourdes Perez	2021	2022
6	Betty Davis	2021	2022
7	Teresa Guerrero	2023	2024

Under the proposed rescheduled election cycle, Board member elections in 2017 and 2019 will be for a five (5) year term. Subsequent Board member elections in 2022 and 2024 will be for a four (4) year term.

**PATTERSON JOINT UNIFIED SCHOOL DISTRICT  
RESOLUTION # 11072016-A**

**RESCHEDULING ELECTION OF GOVERNING BOARD MEMBERS**

**WHEREAS**, the current date for election of governing board members of the Patterson Joint Unified School District ("District") is every two (2) years on the first Tuesday after the first Monday in November of odd years (e.g., November 2017) (Education Code section 5000 and Elections Code section 1302 (a)); and

**WHEREAS**, statewide general elections are held in California only in June and November of even years (e.g., November 2018) (Elections Code section 1001); and

**WHEREAS**, the District is located within Stanislaus and Santa Clara Counties; and

**WHEREAS**, the District has been informed that there would be a cost savings for the District resulting from aligning the District's elections with the statewide general elections; and

**WHEREAS**, generally voter turnout is greater for statewide general elections than for special local elections including school board member elections; and

**WHEREAS**, as a result of these facts, the Board desires to change the date of future board member elections to be consolidated with the California statewide general election in order to save District monies and to provide greater voter input into school board elections; and

**WHEREAS**, Elections Code 1302 (b) establishes a procedure whereby the Board may change the election date for its board members by adopting a resolution seeking approval of the change by the Board of Supervisors of the affected county (Elections Code section 10404.5); and

**WHEREAS**, if the change in election date is approved, it is being requested that the new election date be moved from November 2017 to November 2018 with board members whose terms would have expired in 2017 being extended to 2018 and board members whose terms would have expired in 2019 being extended to 2020 [*refer to Appendix A*].

**NOW, THEREFORE, BE IT RESOLVED** that the Patterson Joint Unified School District Board of Education adopts this resolution to consolidate the election date for members of the Board with the date for the California general election in November in even years (Elections Code 1001) pursuant to Elections Code section 1302 (b).

**BE IT FURTHER RESOLVED** that the Superintendent will forward this resolution to the Stanislaus and Santa Clara County Boards of Supervisors explaining the rationale for the resolution and requesting formal approval of the change by the Board of Supervisors at a



public meeting within 60 days after submission and after the resolution has been posted in accordance with law.


**BE IT FURTHER RESOLVED** that the Superintendent will notify the Stanislaus and Santa Clara County Elections Office that the District is prepared to pay the expense of mailing notice of approval of the change in election date by the Stanislaus and Santa Clara County Boards of Supervisors as required by Elections Code 10404.5 (e).

**BE IT FURTHER RESOLVED** that if the consolidation of election is approved by the Board of Supervisors, the date of that election will be moved to November 2018 and each subsequent board member election will be held two years thereafter in November of even years.

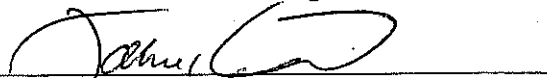
**BE IT FURTHER RESOLVED** that if the consolidation of election is approved, the term of office of current board members expiring in November 2017 will be extended to November 2018 and the term of board members expiring in November 2019 will be extended to November 2020.

**PASSED AND ADOPTED** by the Patterson Joint Unified School District Board of Education at a regularly scheduled meeting this 7th day of November, 2016, by the following vote:

AYES: 7  
NOES: 0  
ABSENT: 0  
ABSTAIN: 0



Grace McCord,  
President of the Governing Board



James Leonard,  
Clerk of the Governing Board

**Appendix A**  
**to Resolution No. 11072016-A**

<b><u>Board Member</u></b>	<b><u>Current Election Year</u></b>	<b><u>New Election Year</u></b>
Michele Bays (Area 2)	2017	2018
Grace McCord (Area 6)	2017	2018
Alyssa Homen (Area 4)	2017	2018
James Leonard (Area 7)	2019	2020
Michael McLaughlin (Area 1)	2019	2020
Carlos Fierros (Area 3)	2019	2020
Jose Reynoso (Area 5)	2019	2020

**EMPIRE UNION SCHOOL DISTRICT  
BOARD OF TRUSTEES  
RESOLUTION #15a-110316  
RESOLUTION TO RESCHEDULE ELECTION  
OF GOVERNING BOARD MEMBERS**

**WHEREAS**, the current date for election of members of the Governing Board of the Empire Union School District ("District") is every two (2) years on the first Tuesday after the first Monday in November of odd-numbered years (e.g., November 2017) (Education Code Section 5000 and Elections Code Section 1302(a)); and

**WHEREAS**, statewide general elections are held in California only in June and November of even-numbered years (e.g., November 2016) (Elections Code Section 1001); and

**WHEREAS**, the District is located within Stanislaus County; and

**WHEREAS**, generally voter turnout is greater for statewide general elections than for local elections, including school board member elections held in November of odd-numbered years; and

**WHEREAS**, California Senate Bill 415, an act (which may be cited to as the California Voter Participation Rights Act (herein "the Act")) to add Chapter 1.7 (commencing with Section 14050) to Division 14 of the Elections Code, was approved by the California Governor and filed with the Secretary of State on September 1, 2015; and

**WHEREAS**, commencing January 1, 2018, the Act prohibits a political subdivision from holding an election other than on a statewide election date (i.e. "off-cycle") if holding an election on a non-concurrent date has previously resulted in voter turnout for a regularly scheduled election in the political subdivision being at least 25% less than the average voter turnout within the political subdivision for the four previous statewide general elections; and

**WHEREAS**, a political subdivision may, however, hold an off-cycle election if, by January 1, 2018, the political subdivision has adopted a plan to consolidate a future election with a statewide election not later than the November 8, 2022, statewide general election; and

**WHEREAS**, the Act authorizes attorney's fees to a prevailing plaintiff who has appropriately filed an action in superior court to enforce the Act's prohibition; and

**WHEREAS**, the District may achieve a savings in the cost of its elections, if the District's elections are consolidated with the statewide general elections; and

**WHEREAS**, as a result of these facts, the Board desires to change the date of future board member elections to be consolidated with the California statewide general election in order to save public funds and provide greater voter input to school board elections; and

**WHEREAS**, Elections Code 1302(b) establishes a procedure whereby the Governing Board may change the election date for its board members by adopting a resolution seeking approval of the change by the Board of Supervisors of the affected county (Elections Code Section 10404.5); and

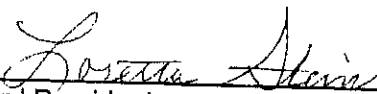
**WHEREAS**, if the change in election date is approved, it is requested that the new election date be moved from the first Tuesday after the first Monday in November 2017 to the first Tuesday after the first Monday in November 2018 with board members whose terms would have expired in 2017 being extended to 2018 and board members whose terms would have expired in 2019 being extended to 2020 (refer to Appendix A).

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Board hereby finds, determines and/or declares, as follows:

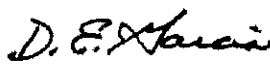
1. Each of the foregoing is true and correct.
2. The Governing Board declares its intent to adopt this resolution to consolidate the election date for members of the Board with the date for the California general election in November in even-numbered years (Elections Code Section 1001) pursuant to Elections Code Section 1302(b).
3. The Superintendent will forward this resolution to the Stanislaus County Board of Supervisors explaining the rationale for the resolution and requesting formal approval of the change by the Board of Supervisors at a public meeting held within 60 days after submission and after the resolution has been posted in accordance with the law.
4. The Superintendent will notify the Stanislaus County Elections Office that the District is prepared to pay the expense of mailing notice of approval of the change in election date by the Stanislaus County Board of Supervisors as required by Elections Code 10404.5(e).
5. If the consolidation of election is approved by the Board of Supervisors, the date of that election will be moved to the first Tuesday after the first Monday in November 2018 and each subsequent board member election will be held two years thereafter in November of even years.

**PASSED AND ADOPTED** by the Governing Board on November 3, 2016, by the following vote:

AYES 4 NAYS 0 ABSTAIN 0 ABSENT 1

  
\_\_\_\_\_  
Board President  
EMPIRE UNION SCHOOL DISTRICT

Attest:

  
\_\_\_\_\_  
Secretary

APPENDIX A

RESOLUTION TO RESCHEDULE ELECTION  
OF GOVERNING BOARD MEMBERS  
RESOLUTION #15a-110316

<u>Board Member</u>	<u>Current Election Year Cycle</u>	<u>Proposed Election Year Cycle</u>
Loretta Stein	2019	2020
Carole Dovichi	2019	2020
Doug Bentley	2017	2018
Nicholas Bavaro	2017	2018
Patricia Shafer	2017	2018

