

**BOARD OF EDUCATION OF THE  
COVINA-VALLEY UNIFIED SCHOOL DISTRICT  
LOS ANGELES COUNTY, CALIFORNIA**

**RESOLUTION NO. \_\_\_\_ - \_\_**

**RESOLUTION ESTABLISHING CRITERIA FOR  
DEVELOPING TRUSTEE AREA BOUNDARIES**

**THIS IS A DRAFT RESOLUTION FOR DISCUSSION PURPOSES ONLY**

*WHEREAS*, the Board of Education (“Governing Board”) of the Covina-Valley Unified School District (“District”) is currently elected pursuant to an “at-large” election system where Governing Board members are elected by voters of the entire District; and

*WHEREAS*, the Governing Board has by Resolution No. 16-17-31 changed its policy on elections to express its intent to change to the “by-trustee area” election methodology pursuant to which each trustee must reside within a designated trustee area and is elected only by the voters in that trustee area in time for the next Governing Board election; and

*WHEREAS*, the Governing Board is aware that under State law an at-large method of election may be deemed to impair the ability of some voters to elect candidates of their choice or to influence the outcome of an election and, therefore, may be subject to challenge under the California Voting Rights Act of 2001 (“CVRA”), California Elections Code §§ 14025, et seq.; and

*WHEREAS*, the Federal Voting Rights Act of 1965 § 2; 52 U.S.C. § 10301 (formerly 42 U.S.C. section 1973) prohibits the use of any voting qualification, or prerequisite to voting, or standard, practice, or procedure, in a manner which results in a denial or abridgement of the right of any citizen of the United States to vote on account of race or color; and

*WHEREAS*, federal law and the Equal Protection Clause require that each trustee area be equal in population to ensure compliance with the “one person, one vote” rule; however, deviations (less than five percent [5%] greater than or less than the average sized area, for a total of ten percent [10%] deviation) are presumptively constitutional under the Equal Protection Clause; and

*WHEREAS*, the Governing Board by this Resolution directs its demographer, National Demographics Corporation, Inc. (“NDC”), and District staff to develop draft maps to create trustee areas that fully comply with legal requirements. Further, by this Resolution, the Board provides additional criteria to be considered in the drawing of draft trustee area maps.

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*BE IT RESOLVED*, the Governing Board of the District hereby adopts the following criteria to guide the establishment of trustee areas for the Governing Board:

1. Each trustee area shall contain a nearly equal number of inhabitants;
2. Trustee area borders shall be drawn in a manner that complies with the Federal Voting Rights Act;
3. Trustee areas shall consist of contiguous territory in as compact a form as possible given the other criteria set forth herein;
4. Trustee area borders shall respect communities of interest as much as possible;
5. Trustee area borders shall follow visible natural and man-made geographical and topographical features as much as possible;
6. Trustee area borders shall consider school attendance zone boundaries;
7. Trustee area borders shall follow jurisdictional boundaries as much as possible;
8. Trustee area borders shall attempt to avoid head-to-head contests between incumbent members of the Governing Board insofar as this does not conflict with federal or state law; and
9. Trustee areas known to be areas of higher-than-average population growth in the two to five years following the establishment of trustee areas may be underpopulated within the population deviation amounts allowed by law.

*BE IT FURTHER RESOLVED*, that NDC shall present three draft maps to the Governing Board at its meeting of [INSERT DATE HERE], or as soon thereafter as possible.

*BE IT FURTHER RESOLVED*, that at its meeting of [INSERT DATE HERE], the Governing Board will consider whether to accept the draft maps for purposes of presentation at subsequent public hearings, or request further revisions to or additional draft maps.

*BE IT FURTHER RESOLVED*, that the Superintendent or his designee shall be authorized to take any additional acts needed to effectuate the purpose and intent of this resolution.

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APPROVED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_, by the Board of Education of the Covina-Valley Unified School District

\_\_\_\_\_  
President, Board of Education  
Covina-Valley Unified School District

I, \_\_\_\_\_, Clerk of the Governing Board of the Covina-Valley Unified School District, do hereby certify that the foregoing Resolution was adopted by the Governing Board of said District at a meeting of said Board held on the \_\_ day of \_\_\_\_\_, 2017, and that it was so adopted by the following vote:

Ayes: \_\_\_\_\_  
Noes: \_\_\_\_\_  
Absent: \_\_\_\_\_  
Abstain: \_\_\_\_\_

\_\_\_\_\_  
Clerk, Board of Education  
Covina-Valley Unified School District