

**BOARD OF TRUSTEES
SOUTH BAY UNION SCHOOL DISTRICT
SAN DIEGO COUNTY, CALIFORNIA**

RESOLUTION 19-019

**RESOLUTION ADOPTING A MAP OF PROPOSED TRUSTEE AREAS, AND
RECOMMENDING THAT THE SAN DIEGO COUNTY COMMITTEE
ON SCHOOL DISTRICT ORGANIZATION APPROVE AND ESTABLISH
TRUSTEE AREAS FROM WHICH SOUTH BAY UNION
SCHOOL DISTRICT BOARD MEMBERS WILL BE ELECTED
IN A BY-TRUSTEE AREA ELECTION PROCESS**

WHEREAS, the South Bay Union School District ("District") currently uses an at-large system of electing its Governing Board members; and

WHEREAS, the 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 elections and, therefore, may be subject to challenge under the California Voting Rights Act of 2001, California Elections Code §§ 14025, et seq. ("CVRA"); and

WHEREAS, by-trustee area electoral systems are not vulnerable to challenge under the CVRA; and

WHEREAS, in a by-trustee area system of election, candidates for the Board must reside within a specific geographic subarea of the District, called a trustee area, and candidates are elected only by the voters of that trustee area; and

WHEREAS, given the potential of a challenge under the CVRA to the District's current election system, the Board considers it prudent to initiate the process to transition to a by-trustee area system of election; and

WHEREAS, the Board took action at a previous meeting announcing its decision to change its election methodology from an at-large system to a by-trustee areas method of election as described in Education Code section 5030(b) in time for the November, 2020 election; and

WHEREAS, one method of transitioning from an at-large electoral system to a by-trustee area electoral system is for the Board to petition the San Diego County Committee on School District Organization ("County Committee"), by resolution, to initiate the transition under California Education Code section 5019(c)(1); and

WHEREAS, District staff and consultants have prepared Draft trustee area Maps (the "Draft Maps"). Prior to the preparation and presentation of the Draft Maps, the Board held public hearings on February 14, 2019 and March 14, 2019, to allow for public input on the conversion, the composition of potential trustee voting areas, and how to draw draft trustee area maps; and

WHEREAS, the Draft Maps were presented to the public on April 18, 2019, a public hearing was held on that same date to obtain feedback on the Draft Maps and potential sequence of elections, and information regarding the Draft Maps was and is posted online on the District's website; and

WHEREAS, the Board conducted an additional public hearing on May 23, 2019, and has received and considered any and all public input and comment on: 1) the Draft Maps; 2) the proposal to transition to establishing trustee areas; and 3) the proposal to adopt a by-trustee area system of election.

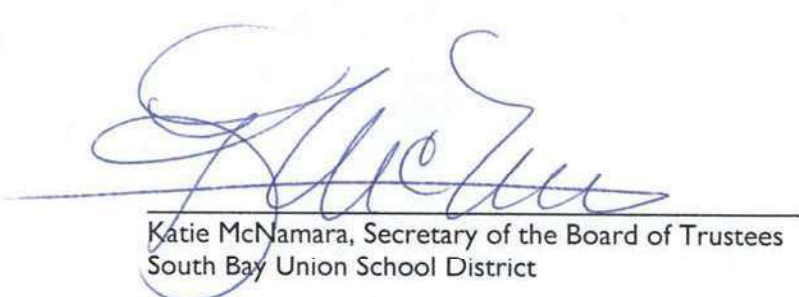
NOW THEREFORE, be it resolved by the Board of Trustees of the South Bay Union School District as follows:

1. That the above recitals are true and correct.
2. That based upon its review of the public input and comment on the Draft Maps, its proposal to transition to establishing trustee areas, and its proposal to adopt a by-trustee area system of election, as well as input from staff and consultants, the Board hereby adopts and recommends the map known as the Green Map to the County Committee for its consideration. A true and correct copy of the Green Map is attached hereto as an **Exhibit**.
3. That at the District's next election in 2020, seats in trustee areas 3 and 5 will be up for election, and in November 2022, seats in trustee areas 1, 2, and 4 will be up for election.
4. That this Resolution shall serve as the District's petition to the County Committee pursuant to Education Code section 5019(c)(1), the Board hereby proposes and requests that the County Committee approve the establishment of trustee areas as defined in the **Exhibit**, and approves the adoption of the method of electing Board members specified in Education Code section 5030(b), whereby candidates for the Board must reside within a trustee area, and candidates are elected only by the voters of that trustee area, effective with the November, 2020 regular election of District Board members.
5. That the Superintendent and/or her designee take all actions necessary to notify the County Committee of the Board's determination forthwith and provide whatever assistance may be required by the County Committee to complete the process.

ADOPTED, SIGNED AND APPROVED this 6th day of June, 2019.

I, Katie McNamara, Secretary of the Governing Board of the South Bay Union School District, do hereby certify that the foregoing Resolution was adopted by the Board of Trustees of said District at a meeting of said Board held on the 6th day of June, 2019, and that it was so adopted by the following vote:

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| AYES: | Amaral, Barrios, Doyle, Elliott-Sanders and Quinones |
| NOES: | None |
| ABSTAIN: | None |
| ABSENT: | None |



Katie McNamara, Secretary of the Board of Trustees
South Bay Union School District