

**RESOLUTION OF THE GOVERNING BOARD  
OF THE VALLECITOS SCHOOL DISTRICT  
Resolution No. 19-06-07**

A RESOLUTION APPROVING AND ADOPTING A FINAL TRUSTEE AREA PLAN FOR  
THE DISTRICT'S TRANSITION TO A BY-TRUSTEE AREA ELECTION SYSTEM; A  
PLAN OF ELECTION FROM THOSE AREAS; AND RECOMMENDING THAT THE SAN  
DIEGO COUNTY COMMITTEE ON SCHOOL DISTRICT ORGANIZATION APPROVE  
THE DISTRICT'S ESTABLISHMENT OF A BY-TRUSTEE AREA ELECTION SYSTEM  
AND ADOPTED TRUSTEE VOTING AREA PLAN

A. On March 15, 2019, the Vallecitos School District Governing Board ("Board") passed Resolution No. 03-19-02 initiating the process for the Vallecitos School District ("District") to transition from an "at-large" election system to a "by-trustee area" election system commencing with the 2020 Board elections.

B. In approving Resolution No. 03-19-02, the Board expressed its view that a transition to a by-trustee area election system will reduce the District's risk of costly litigation, especially since a successful plaintiff under the California Voting Rights Act (Elections Code §14025 *et seq.*) ("CVRA") is entitled to reasonable attorneys' fees and experts' fees, creating great financial risk to any jurisdiction sued.

C. The District utilized the services of Cooperative Strategies ("Consultant") to prepare proposed trustee area boundary plans for consideration by the District, Board, and community. The Consultant has extensive experience working with school districts and local jurisdictions regarding electoral demographics, taking into consideration the CVRA, the Federal Voting Rights Act, and related election system choices.

D. All of the proposed trustee area boundary plans prepared by Consultant were drawn with all applicable laws and regulations in mind, including the CVRA and federal election law.

E. The District conducted public hearings at Board meetings on April 2, 2019 and April 9, 2019 to solicit feedback in advance of map preparation. The map options were released to the public and available for public review and comment on the District's website from early May 2019 until final adoption on June 25, 2019. During that time, the District conducted public hearings at Board meetings on May 14, 2019, May 24, 2019, and June 25, 2019.

F. With thoughtful consideration of all public input received on the draft trustee area plans and applicable state and federal legal criteria, the Board desires to adopt the trustee area plan and demographic information described as the "Trustee Plan 3" (attached hereto as Exhibit "A") as the final trustee area plan establishing the boundaries for the new trustee areas, and to request timely approval from the County Committee of the trustee area plan and the District's transition to a by-trustee area election system commencing with the 2020 Governing Board election.

G. In order to complete the transition to by-trustee area elections in a timely and cost effective manner, and to ensure that the new by-trustee area process will be in place in time to elect new governing board members at the Board's next regularly scheduled election, the District

is seeking a waiver of certain portions of the Education Code from the State Board of Education. The District's request for waiver will be submitted to the State Board of Education for approval.

**NOW, THEREFORE**, the Governing Board of Vallecitos School District does hereby resolve, order and determine as follows:

1. The above recitals are true and correct.
2. The Board hereby adopts the trustee area plan and demographic information described as the "3 Map Option" (attached hereto as Exhibit "A") as the final trustee area map for the District's transition to a by-trustee area election system commencing with the 2020 Governing Board election.
3. That the District will hold by-trustee area elections in two areas (areas 2 and 5) at its November 2020 election, assuming timely approval by the San Diego County Committee. The District will hold by-trustee area elections in three areas (areas 1, 3, and 4) at its November 2022 election subject to any required trustee area boundary adjustments required pursuant to Education Code section 5019.5 following the release of the decennial federal census.
4. That by this resolution and contingent upon the approval by the County Committee of the District's change to a by-trustee area election system, the Board hereby applies to the County Committee to timely approve the Board's adopted trustee area plan for implementation commencing with the 2020 Governing Board election, or at the earliest possible election, as conditioned upon approval of the Education Code waiver request submitted to the State Board of Education.
5. The Board hereby authorizes and directs District staff to transmit this resolution, the final trustee area plan adopted, and any additional required documentation to the County Committee and to take any other necessary action to effectuate the purposes of this resolution and complete the District's transition to a by-trustee area election system for the 2020 Governing Board elections.
6. The foregoing resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the Board on June 25, 2019, at a duly noticed meeting by the following vote:

AYES: 4

NOES: 0

ABSTAIN: 0

ABSENT: 1

I, Rae Lynn Heilbronn, Clerk of the Governing Board of the Vallecitos School District, HEREBY CERTIFY that the foregoing Resolution was duly introduced, passed and adopted by the Board at a meeting thereof held on June 25, 2019, by a vote of 4 to 0.

IN WITNESS THEREOF, I have hereto set my hand this 25<sup>th</sup> day of June 2019.

  
Clerk of the Governing Board

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