



RESOLUTION 2020.44

Ordering a November 3, 2020 election, setting specifications of the election order, and requesting that the County Registrar of Voters canvass the returns of the election

WHEREAS, a Biennial District General Election has been ordered to be held on Tuesday, November 3, 2020, in the Milpitas Unified School District of Santa Clara County for the purpose of electing:

<u>Number of Seat(s)</u>	<u>Length of Term</u>	<u>Exact Title of Each Office to be Held</u>
Two (2)	Four years (4)	Board of Education Member for Milpitas Unified School District

of the District; and,

WHEREAS, pursuant to Part 3 (commencing with Section 10400) of the Elections Code of the State of California and Section 5342 of the Education Code of the State of California, such election may be either completely or partially consolidated; and,

WHEREAS, pursuant to Section 5322 of the Education Code of the State of California, this Board must adopt a resolution constituting a "Specifications of the Election Order";

NOW, THEREFORE, BE IT RESOLVED:

Section 1. That, pursuant to Section 5322 of the Education Code and Section 10403 of the Elections Code, the Board of Education of the Milpitas Unified School District calls for an election to be held on November 3, 2020 and requests the Board of Supervisors of Santa Clara County to completely consolidate the election with the statewide election.

Section 2. That the Board of Education of the Milpitas Unified School District requests the Board of Supervisors of Santa Clara County to hold and conduct the election in the manner prescribed in Section 10418 of the Elections Code of the State of California and to further provide that the Registrar of Voters canvass the returns of the election.

Section 3. That pursuant to Section 10508 of the Elections Code of the State of California, said officers are to be elected and that the divisions, if any, from which said directors are to be elected, and the number of offices to be filled from each, are:

<u>At Large</u>	<u>By Division</u>	<u>Number of Offices/Divisions</u>
Two (2)		

Section 4. That pursuant to Sections 10002 and 10520 of the Elections Code and Section 5421 of the Education Code of the State of California, each district involved in a district general election in an affected county shall reimburse the county for the actual costs incurred by the county elections official in conducting the district general election for that district.

Section 5. That the candidates' statements of qualifications shall be limited to:

- 200 words and,
- That the cost of printing, translating and distributing said statements shall be borne by the candidates who file such statements; and
- That each candidate who files such a statement shall be required to pay in advance his or her pro rata share of the estimated costs of printing, handling, and mailing said candidate statement, such estimated costs to be determined by the Registrar of Voters.

Section 6. That pursuant to Section 10522 of the Elections Code of the State of California, a current map showing the boundaries of the district and the boundaries of the divisions of the district is herewith submitted.

Section 7. That pursuant to Section 5304 of the Education Code and Section 15651 of the Elections Code of the State of California, the method of determining the winner or winners in the event of a tie vote shall be by: lot.

Section 8. That the following is listed below:

- 1) Names of all current Board Members; and,
- 2) Term: full or short; and,
- 3) Seats elected by: District or At Large:

<u>Member Names</u>	<u>Term: Full or Short</u>	<u>Seats Elected by Division / At Large</u>
Hon Lien	Full	At-Large
Chris Norwood	Full	At-Large
Kelly Yip-Chuan	Full	At-Large
Michael Tsai	Full	At-Large
Minh Ngo	Short	At-Large

PASSED AND ADOPTED by the Board of Education of the Milpitas Unified School District, State of California, on June 23, 2020 by the following vote:

AYES:

NAYS:

ABSTAIN:

ABSENT:

Hon Lien, President
Milpitas Unified School District
Board of Education

Kelly Yip-Chuan Clerk
Milpitas Unified School District
Board of Education