

RESOLUTION NO. 21-22-05

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE SAN MATEO UNION
HIGH SCHOOL DISTRICT TO IDENTIFY THE CRITERIA THE DEMOGRAPHER
WILL CONSIDER WHEN DEVELOPING TRUSTEE-AREA BOUNDARIES**

R E C I T A L S

WHEREAS, the Board of Trustees (“Board”) of the San Mateo Union High School District (“District”) are currently elected using an “at-large” election system in which registered voters of the entire jurisdiction elect candidates to the Board;

WHEREAS, on February 25, 2021, the Board adopted Resolution 20-21-12 to declare its intent to transition from at-large to by-trustee area Board elections, commencing in 2022;

WHEREAS, pursuant to Elections Code section 10010(a)(1), the Board held public hearings on August 26, 2021, and September 9, 2021, to gather public input regarding the potential composition of trustee area boundaries;

WHEREAS, the Federal Voting Rights Act (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;

WHEREAS, federal law and the Equal Protection Clause require that each trustee area be equal in population; however, deviations (less than five percent [5%] greater than or less than the ideal, for a total of ten percent [10%] deviation) are presumptively constitutional under the Equal Protection Clause where required to meet an official criteria;

WHEREAS, the Board has instructed its demographer to develop draft maps to identify trustee areas that fully comply with legal requirements;

WHEREAS, the Board wishes to provide official criteria for any needed deviations from the general rule of equal population;

WHEREAS, the Board has instructed its demographer to utilize these criteria insofar as practicable, recognizing that not all criteria will carry the same weight in every draft map; and

WHEREAS, the draft maps will be used by the Board to study the possible change to trustee area elections, and to inform and solicit further input from the public.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF
THE SAN MATEO UNION HIGH SCHOOL DISTRICT AS FOLLOWS:**

SECTION 1. Recitals Deemed True. The foregoing recitals and findings are true and correct.

SECTION 2. Adoption of Criteria. The Board hereby adopts the following criteria, identified in the attached Exhibit A, to guide the demographer and District staff in the development of draft maps and in relation to any necessary deviations as described above.

PASSED AND ADOPTED this 9th day of September 2021 by the Board of Trustees of the San Mateo Union High School District at a regular meeting held at San Mateo, California.

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____

SAN MATEO UNION HIGH SCHOOL DISTRICT

By: _____
President, Board of Trustees

By: _____
Superintendent

I certify that the foregoing resolution was duly introduced, passed, and adopted by the Board of Trustees of the San Mateo Union High School District at a regular meeting held on September 9, 2021.

Clerk,
Board of Trustees

Exhibit A

Criteria to Guide the Establishment of Trustee Areas

All items designated below by a shaded-in box shall be included. Criteria numbers 1-3 are legally mandated, and therefore have been automatically shaded in.

- ☒ 1. The boundaries of the trustee areas shall be established so that the trustee areas are at least as nearly equal in population as required by law.
- ☒ 2. The boundaries of the trustee areas shall not be gerrymandered in violation of the principles established by the United States Supreme Court in *Shaw v. Reno*, 509 U.S. 630 (1993), and other applicable law.
- ☒ 3. The boundaries of the trustee areas shall be established so that the trustee areas do not result in a denial or abridgement of the right of any citizen to vote on account of race or color as provided in Section 2 of the federal Voting Rights Act.
- ☐ 4. The boundaries of the trustee areas shall be compact, insofar as practicable.
- ☐ 5. The boundaries of the trustee areas shall be created to contain contiguous territory, insofar as practicable.
- ☐ 6. The boundaries of the trustee areas shall observe communities of interest.
- ☐ 7. The boundaries of the trustee areas may take into account visible features, such as topography and geography, including mountains, flat land, forest lands, man-made geographical features such as highways and canals, etc., insofar as practicable.
- ☐ 8. The boundaries of the trustee areas may consider avoiding pairing two or more incumbents in a single trustee-area, to the extent legally allowable.
- ☐ 9. The boundaries of the trustee areas may be adjusted to offset expected future population growth, to the extent legally allowable.
- ☐ 10. The boundaries of the trustee areas shall comply with such other factors that become known during the redistricting process and are adopted by the Board.
- ☐ 11. To the extent possible each trustee area will encompass portions of at least two high school attendance areas.
- ☐ 12. _____

