

CAMPBELL UNION SCHOOL DISTRICT
Resolution # 2019-20-14
CRITERIA FOR
DEVELOPING TRUSTEE-AREA BOUNDARIES

WHEREAS, the Governing Board (“Board”), referred to in Resolution #2019-20-10 as the “Board of Trustees,” of the Campbell Union School District (“District”) is elected “at-large,” meaning that each Board member is elected by voters of the entire District;

WHEREAS, on September 19, 2019, the Board adopted Resolution #2019-20-10, declaring its intent to transition from at-large to by-trustee area Board elections, where each trustee must reside within the designated trustee area boundary, and is elected only by the voters in that trustee area;

WHEREAS, pursuant to Elections Code, section 10010, subdivision (a)(1), the Board held public hearings on September 23, 2019 and October 3, 2019, to gather public input regarding potential 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 and District staff 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; 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, the Governing Board of the Campbell Union School District hereby resolves as follows:

1. The above recitals are correct and true.
2. 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 by the Governing Board of the Campbell Union School District, at a regular meeting of the Governing Board held October 3, 2019, by the following vote:

AYES: _____

NOES: _____

ABSTAIN: _____

ABSENT: _____

I HEREBY CERTIFY that the foregoing resolution was duly and regularly introduced, passed and adopted by the members of the Governing Board of the Campbell Union School District, at a public meeting of said Board held on October 3, 2019.

Richard Nguyen, Vice President

Shelly Viramontez, Ed.D., Superintendent

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, such as the District's underlying school attendance areas, rural or urban populations, municipalities, social interests, agricultural, industrial or service industry interests, and the like, insofar as practicable.
- 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. To maintain a longer-term population balance, trustee-areas known to be areas of higher-than-average population growth following redistricting may be under-populated within the population deviation amounts allowed by law. To the extent legally allowed, this shall include consideration of anticipated future growth under applicable general plans.
- 10. The boundaries of the trustee-areas shall comply with such other factors which become known during the redistricting process and are formally adopted by the Board.
- 11. Including two or more school attendance zones in each trustee area.
- 12. The boundaries of the trustee shall include a balance of socio-economic status area, insofar as is practicable.