

BEFORE THE GOVERNING BOARD  
OF THE  
KINGSBURG ELEMENTARY CHARTER SCHOOL DISTRICT

A Resolution of the Board of	)	
Trustees of the Kingsburg	)	
Elementary Charter School	)	
District Recommending that the	)	Resolution No. 12-06
Fresno County Committee on	)	
School District Organization	)	
Approve Trustee Areas from	)	
which Kingsburg Elementary	)	
Charter School District Board	)	
Members will be Elected in a By-	)	
Trustee Area Election Process	)	

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WHEREAS, members of the Board of Trustees (“Board”) of the Kingsburg Elementary Charter School District (“District”) are currently elected at-large in elections;

WHEREAS, on July 19, 2010, the Board adopted a resolution to change from at-large elections to “by-trustee” elections for the November 2012 election;

WHEREAS, California Education Code §§ 5019 authorizes the Fresno County Committee on School District Reorganization (“County Committee”), upon application of a school district’s governing board, to change the method of election in a school district under its jurisdiction;

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 County Committee to approve an alternative method of electing board members under Education Code § 5019 and other applicable provisions of law;

WHEREAS, the Board asked Staff to bring back proposed trustee area plans and recommendations for the Board's consideration at a future meeting;

WHEREAS, to fulfill these instructions, the District obtained the assistance of an experienced redistricting/demographic consulting firm, National Demographics Corporation (“NDC”), which prepared multiple proposed trustee area plans for the Board’s consideration;

WHEREAS, the Board conducted public hearings on the proposed change in the manner of electing board members, the proposed trustee area plans, the intent to waive the requirement of electoral approval and other issues associated with the California Voting Rights Act as part of the Board’s regularly scheduled board meetings held on July 18, 2011 and August 22, 2011;

WHEREAS, Staff publicized the Public Hearings extensively in the community, including placing notices in the newspaper of general circulation, posting notices at the District Office and all school sites, and posting notices on the District’s website;

WHEREAS, Staff have conducted discussions and meetings with the District’s employee associations and other stakeholder groups in the District to solicit their input about the proposed change in the manner of electing board members, the proposed trustee area plans, the intent to waive the requirement of electoral approval and other issues associated with the California Voting Rights Act;

WHEREAS, the Board has also considered all public comment and input on the Plans and Staff recommendations;

WHEREAS, the Board desires to adopt Plan 1, attached hereto as Exhibit “A”, and hereby recommends Plan 1 to the County Committee for its consideration based upon the findings, analysis and recommendations contained herein;

WHEREAS, in order to complete the transition in a timely and cost efficient manner, Resolution No. 11-03 authorized Staff to obtain a waiver of the election requirement from the State Board of Education;

WHEREAS, the Board held public hearings on the proposal to waive the election requirements of Education Code sections 5019, 5020 and other applicable provisions of law on July 18, 2011 and August 22, 2011, and solicited public input on the waiver of the election requirement in the stakeholder meetings described above;

WHEREAS, the District is partially located in Kings County, a "Pre-Clearance" County under Section 5 of the Federal Civil Rights Act;

WHEREAS, all Pre-Clearance Counties are required to submit proposed voting changes to the U.S. Attorney General's office for administrative review and obtain federal approval of the proposed voting changes;

NOW, THEREFORE, the Board of Trustees of the Kingsburg Elementary Charter School District hereby resolves as follows:

1. That the above recitals are true and correct.
2. The Board hereby proposes that the County Committee approve a change of the District's electoral system from its current at-large elections to "by-trustee area" elections, to be implemented for the 2012 Board elections and thereafter.
3. That the Board hereby proposes the adoption of trustee area boundaries and adopts Plan 1;
4. That the Board recommends Plan 1 to the County Committee for consideration and approval.
5. That the Board recommends that Trustee Areas 2 and 4 as designated on the attached Plan 1 be assigned for election in 2012, with the remaining Trustee Areas assigned for election in 2014.
6. That the Superintendent and/or his designee take all actions necessary to notify the County Committee of the Board's determinations and to provide whatever assistance may be required by the County Committee to conduct the public hearing in order to complete the process in a timely fashion to permit implementation of these changes at the November 2012 Board election.

7. That the Superintendent and/or his designee submit the District's waiver request to the State Board of Education to be considered at a regularly scheduled meeting;
8. That the Superintendent and/or his designee submit proposed voting changes to the U.S. Attorney General's office for review and approval;
9. The Superintendent or his designee is authorized and directed to take any other actions necessary to effectuate the purposes of this Resolution.

This Resolution was adopted at a duly called meeting of the Board of Trustees of the Kingsburg Elementary Charter School District on Oct. 17, 2011.

AYES:	<u>5</u>
NOES:	<u>0</u>
ABSENT:	<u>0</u>

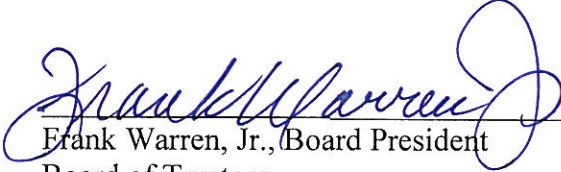
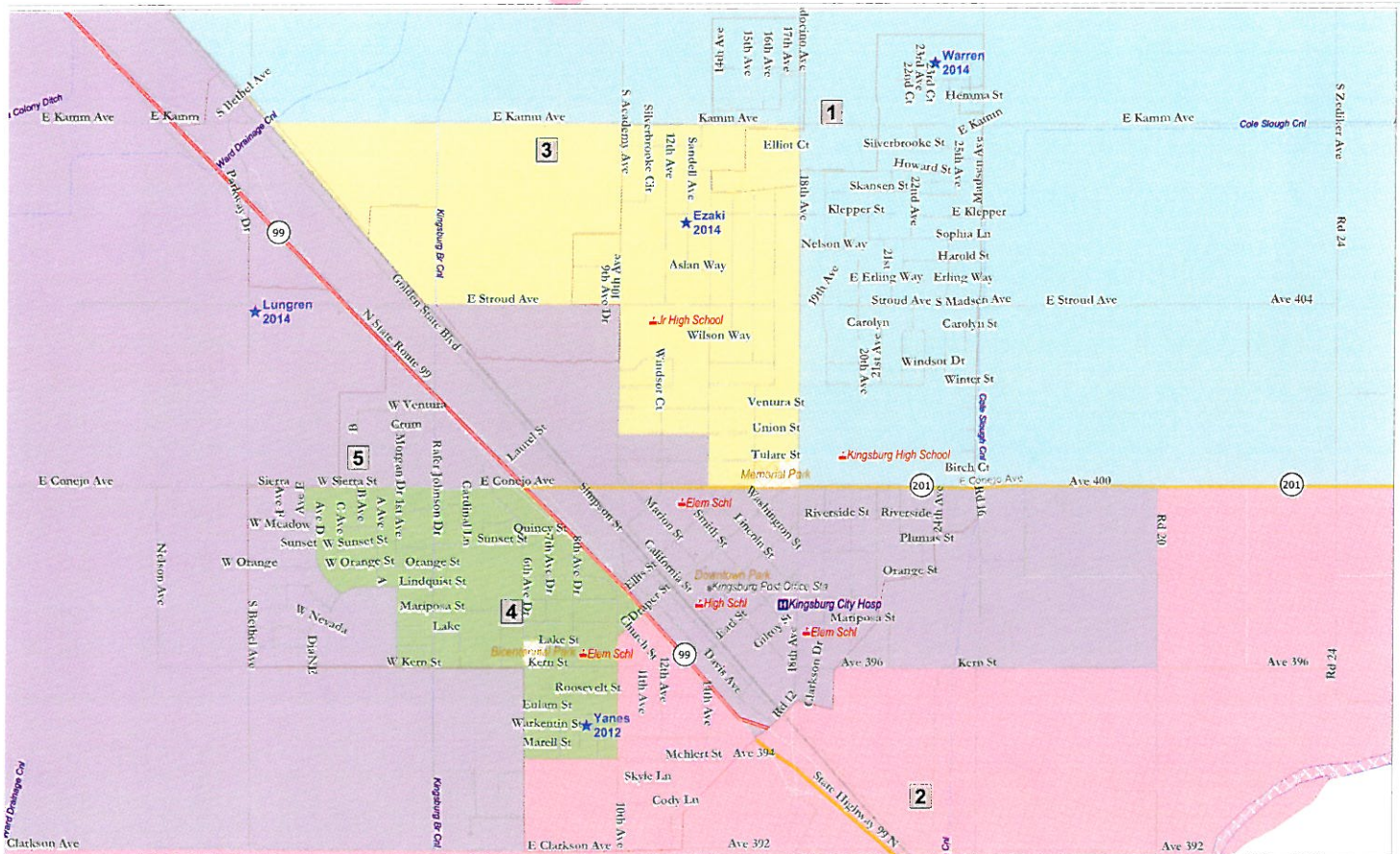
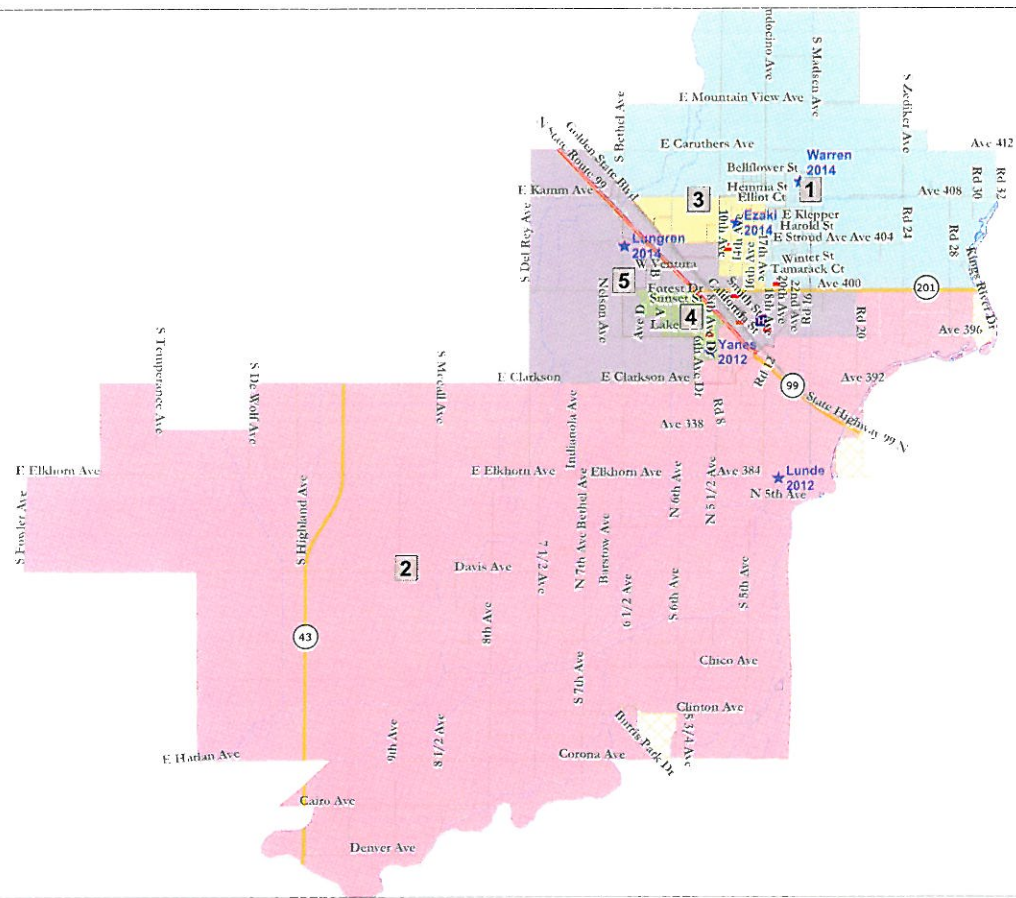
  
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Frank Warren, Jr., Board President  
Board of Trustees  
Kingsburg Elementary Charter School District

Exhibit "A"

Trustee Area Map





National Demographics Corporation, July 18, 2011.

Kingsburg Elementary

Plan 1