

HUNTINGTON BEACH CITY SCHOOL DISTRICT

TO: Board of Trustees

FROM: Gregory Haulk
Superintendent

DATE: December 10, 2019

SUBJECT: **RESOLUTION S-16-19/20 TRUSTEE-AREA BOUNDARIES AND MAP
ADOPTION**

RECOMMENDATION:

Approval is recommended to adopt Resolution S-16-19/20 Trustee-Area Boundaries and adopt a proposed map.

BACKGROUND:

The Huntington Beach City School District currently elects its board members utilizing an at-large system. The California Voting Rights Act (CVRA) disfavors at-large voting systems and favors district based voting systems. In order to avoid the cost of litigation and to ensure compliance with the CVRA, the Board has adopted a Resolution to transition to a district based voting system for the 2020 election. As part of the transition process, the Board is required to hold four public hearings to solicit public input on the criteria for establishing Trustee-Areas and the proposed maps. The Board held the four required hearings and is now prepared to adopt a Trustee-Area map.

FISCAL IMPACT:

There is no fiscal impact.

HUNTINGTON BEACY CITY SCHOOL DISTRICT
8750 Dorsett Drive, Huntington Beach, California 92646

RESOLUTION NO. S-16-19/20

***RESOLUTION ESTABLISHING
TRUSTEE AREA BOUNDARIES AND ADOPTION OF MAP***

WHEREAS, the Huntington Beach City School District (“District”) does not have trustee areas for the members of its Governing Board (“Board”), and the District currently utilizes an “at-large” method of election to select Board members; and

WHEREAS, the Board is aware that under state law an at-large method of election may be subject to challenge under the California Voting Rights Act of 2001 (“CVRA”), California Elections Code §§ 14025, et seq.; and

WHEREAS, the Federal Voting Rights Act of 1965 § 2; 52 U.S.C. § 10301 (formerly 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; and

WHEREAS, federal law and the Equal Protection Clause require that each trustee area be equal in population to ensure compliance with the “one person, one vote” rule; however, deviations less than five percent (5%) greater than or less than the average sized area, for a total of ten percent (10%) deviation are presumptively constitutional under the Equal Protection Clause; and

WHEREAS, the Board has retained an experienced demographic consulting firm, National Demographics Corporation (“NDC”) and experienced legal counsel to advise it on the process of preparing a trustee area plan for submission to the County Committee; and

WHEREAS, the Board now wishes to establish trustee areas consistent with legal requirements, including reasonably equal population and Section 2 of the Federal Voting Rights Act, and which address other concerns and considerations important to the District.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby finds the foregoing recitals to be true and correct; and

BE IT FURTHER RESOLVED that the Board hereby adopts Map ~~Green~~ which establishes trustee areas for the elections of members of Board beginning with the 2020 election.

BE IT FURTHER RESOLVED that the Superintendent or his designee is hereby authorized and directed to submit the adopted map and this resolution to the Orange County Committee on School District Organization.

BE IT FURTHER RESOLVED that the Superintendent or his designee shall be authorized to take any additional acts needed to effectuate the purpose and intent of this resolution.

APPROVED, PASSED AND ADOPTED by the Governing Board of the Huntington Beach City School District this 10th day of December, 2019 at Huntington Beach, in the County of Orange, State of California, by the vote of:

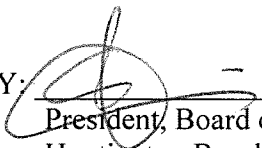
AYES: 5

NOES: 0

ABSTAIN: 0

ABSENT: 0

The below-signed attests that he/she was present at the open session meeting of the Board of Education on December 10, 2019, and that a majority of the members approved this Resolution.

BY:  _____
President, Board of Education
Huntington Beach City School District

DATED: 12/10/19