

**RESOLUTION OF THE GOVERNING BOARD
OF SILVER VALLEY UNIFIED SCHOOL DISTRICT
Resolution No. 21-22-20**

A RESOLUTION APPROVING AND ADOPTING A FINAL TRUSTEE AREA PLAN FOR THE DISTRICT'S TRANSITION TO A BY-TRUSTEE AREA ELECTION SYSTEM; A PLAN OF ELECTION FROM THOSE AREAS; AND RECOMMENDING THAT THE SAN BERNARDINO COUNTY COMMITTEE ON SCHOOL DISTRICT ORGANIZATION APPROVE THE DISTRICT'S ESTABLISHMENT OF A BY-TRUSTEE AREA ELECTION SYSTEM AND ADOPTED TRUSTEE VOTING AREA PLAN

A. On May 7, 2019, the Silver Valley Unified School District's Governing Board ("Board") passed Resolution No. 18-19-30 initiating the process for the Silver Valley Unified School District ("District") to transition from an "at-large" election system to a "by-trustee area" election system commencing with the 2022 Board elections.

B. In approving Resolution No. 18-19-30, the Board expressed its view that a transition to a by-trustee area election system will ensure the District's compliance with the California Voting Rights Act (Elections Code §14025 *et seq.*) ("CVRA") and further reduce the District's risk of costly litigation, especially since a successful plaintiff under the CVRA is entitled to reasonable attorneys' fees and experts' fees, creating great financial risk to any jurisdiction sued.

C. The District utilized the services of Cooperative Strategies ("Consultant") to prepare proposed trustee area boundary plans for consideration by the District, Board, and community. The Consultant has extensive experience working with school districts and local jurisdictions regarding electoral demographics, taking into consideration the CVRA, the Federal Voting Rights Act, and related election system choices.

D. All of the proposed trustee area boundary plans prepared by Consultant were drawn with all applicable laws and regulations in mind, including the CVRA and federal election law.

E. The District conducted public hearings at Board meetings on October 26, 2021 and November 9, 2021 to solicit feedback in advance of map preparation. The map options were released to the public and available for public review and comment on the District's website from November 2021 until final adoption on February 8, 2022. During that time, the District conducted public hearings at Board meetings on December 14, 2021, January 11, 2022, and today, February 8, 2022. The District also continuously posted map options and additional information materials on the District's webpage.

F. With thoughtful consideration of all public input received on the draft trustee area plans and applicable state and federal legal criteria, the Board desires to adopt the trustee area plan and demographic information described as the "Trustee Plan Scenario [redacted]" (attached hereto as Exhibit "A") as the final trustee area plan establishing the boundaries for the new trustee areas, and to request timely approval from the County Committee of the trustee area plan and the District's transition to a by-trustee area election system commencing with the 2022 Governing Board election.

NOW, THEREFORE, the Governing Board of Silver Valley Unified School District the Silver Valley Unified School District does hereby resolve, order and determine as follows:

1. The above recitals are true and correct.

2. The Board hereby adopts the trustee area plan and demographic information described as the "**Scenario [redacted] Map Option**" (attached hereto as Exhibit "A") as the final trustee area map for the District's transition to a by-trustee area election system commencing with the 2022 Governing Board election.

3. That the District will hold by-trustee area elections in three areas (areas [redacted], [redacted] and [redacted]) commencing with its November 2022 election, assuming timely approval by the San Bernardino County Committee. The District will hold by-trustee area elections in two areas (areas [redacted] and [redacted]) commencing with its November 2024 election. The Districts by-trustee area elections will be subject to any required trustee area boundary adjustments required pursuant to Education Code section 5019.5 following the release of the decennial federal census.

4. That by this resolution and contingent upon the approval by the County Committee of the District's change to a by-trustee area election system, the Board hereby applies to the County Committee to timely approve the Board's adopted trustee area plan for implementation commencing with the 2022 Governing Board election.

5. The Board hereby authorizes and directs District staff to transmit this resolution, the final trustee area plan adopted, and any additional required documentation to the County Committee and to take any other necessary action to effectuate the purposes of this resolution and complete the District's transition to a by-trustee area election system commencing with the 2022 Governing Board elections.

6. The foregoing resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the Board on February 8, 2022, at a duly noticed meeting by the following vote:

AYES: _____

NOES: _____

ABSTAIN: _____

ABSENT: _____

I, Heather Rae Reid, Clerk of the Governing Board of the Silver Valley Unified School District, HEREBY CERTIFY that the foregoing Resolution was duly introduced, passed and adopted by the Board at a meeting thereof held on February 8, 2022, by a vote of _____ to _____.

IN WITNESS THEREOF, I have hereto set my hand this 8th day of February, 2022.

Clerk of the Governing Board

EXHIBIT "A"

(Final Trustee Area Plan and Demographic Information)

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