



MONTEREY
COUNTY
OFFICE of EDUCATION

EXHIBIT A

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REGISTRAR OF VOTERS
MONTEREY COUNTY
Dr. Debra Guss
County Superintendent of Schools
2024 FEB -7 PM 4:53

Resolution No. 23-24-100

**RESOLUTION ORDERING ELECTION,
REQUESTING COUNTY ELECTIONS TO CONDUCT THE ELECTION,
AND SPECIFICATIONS OF THE ELECTION ORDER**

HARTNELL COMMUNITY COLLEGE DISTRICT, TRUSTEE AREA SIX

WHEREAS, pursuant to Education Code Section 5091(a), whenever a vacancy occurs on a school district governing board, or whenever a resignation has been filed with the county superintendent of schools, the school district or community college district governing board shall, within 60 days of the vacancy, either order an election or make a provisional appointment to fill the vacancy, and in the event that a governing board fails to make a provisional appointment or order an election within the prescribed 60-day period as required by this section, the county superintendent of schools shall order an election to fill the vacancy; and

WHEREAS, a vacancy occurred on the Hartnell Community College District Board of Trustees (Board of Trustees), Trustee Area 6, due to the resignation of Trustee Erica Padilla-Chavez effective November 2, 2023; and

WHEREAS, the Board of Trustees made a provisional appointment to fill the vacancy on November 22, 2023; which was within 60 days of Erica Padilla-Chavez's resignation; and

WHEREAS, on December 21, 2023, within 30 days following the provisional appointment, registered voters of Hartnell Community College District, Trustee Area Six submitted a petition to the Monterey County Superintendent of Schools to terminate the provisional appointment, and for the conduct of a special election to fill the vacancy; and

WHEREAS, on January 19, 2024, the Monterey County Superintendent of Schools verified the signatures on the petition and has determined that the petition is legally sufficient; and

WHEREAS, Education Code section 5091, subd. (c)(2)(A), provides that when a petition to conduct a special election has been determined to be legally sufficient, the county superintendent of schools shall order a special election to be conducted not less than 88, nor more than 125 days following the order of the election; and

WHEREAS, California Elections Code section 1003, subd. (c), provides that the established election dates pursuant to Elections Code section 1000 do not apply to school governing board elections initiated by petition pursuant to Education Code section 5091; and

WHEREAS, pursuant to Elections Code Section 10002, the governing body of any city or district may by resolution request the Board of Supervisors of the county to permit the county elections official to render specified services to the city or district relating to the conduct of an election; and

WHEREAS, the resolution of the governing body of the city or district shall specify the services requested:

NOW, THEREFORE, BE IT RESOLVED AND ORDERED THAT the Monterey County Superintendent of Schools hereby orders a special election to be held on Tuesday, June 4, 2024 to fill the vacant board seat for Trustee Area Six of the Hartnell Community College District:

BE IT FURTHER RESOLVED AND ORDERED that said School Board hereby requests the Board of Supervisors to permit the Monterey County Elections Department to provide any and all services necessary for conducting the election:

BE IT FURTHER RESOLVED AND ORDERED that pursuant to Education Code Sections 5322 and 5091(a), the authority for the specifications of the election order, the Monterey County Superintendent of Schools hereby orders an election to be held with the following specifications:

- The election shall be held on Tuesday, June 4, 2024;
- The election shall be held to fill a vacant seat in Trustee Area Six of the Hartnell Community College District;
- The type of election ordered shall be standalone with polling places;
- The election shall be consolidated with any and all elections also called to be held on June 4, 2024 insofar as said elections are to be held in the same territory;
- No election will be held if there are an insufficient number of nominees;
- The qualifications of a nominee of an elective officer of the school district are as follows: 18 years of age or older, a citizen of the State of California, a registered voter in the State of California, residing in Trustee Area Six of the Hartnell Community College District, not legally disqualified from holding civil office;
- The Candidate's Statement of Qualifications shall be limited to 200 words and will be paid for by the candidate;
- In the event of a tie vote, the winner of the election shall be determined by lot at a time and place to be designated by the Hartnell Community College District Board of Trustees. (Ed. Code, § 5016, subd. (b)).

PASSED AND ADOPTED by the Monterey County Superintendent of Schools, County of Monterey, State of California, this 7th day of February, 2024.



Dr. Deneen Guss, Monterey County Superintendent of Schools

Attested: 

Witness

A copy of the Hartnell Community College District Trustee Area Six map currently on file with the Monterey County Registrar of Voters is attached.

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**Hartnell Community College District
Trustee Area 6
Adopted November 1, 2011
Revised May 2013 (see Technical Adjustments Report 4-22-13)**

