

BEFORE THE GOVERNING BOARD OF THE
NORTH MONTEREY COUNTY UNIFIED SCHOOL DISTRICT
OF MONTEREY COUNTY, STATE OF CALIFORNIA

A Resolution of the Governing Board of the North Monterey County Unified School District Approving the Rescheduling of Governing Board Member Elections from Odd-Numbered Years to Even-Numbered Years, in Accordance with Elections Code §1302 and Assembly Bill 415 (2015-2016 Regular Session), and Requesting the Approval of the County of Monterey to Consolidate the Same with the Statewide General Election Pursuant to Elections Code § 10404.5.

RESOLUTION NO: 2017-1812

WHEREAS, the North Monterey County Unified School District currently conducts its elections for members of the Board of Trustees in November of odd-numbered years (*e.g.*, November 2017) pursuant to Education Code § 5000 and Elections Code § 1302(a); and

WHEREAS, voter participation in Monterey County is greater for statewide general elections than for odd-year local elections, including school board member elections; and

WHEREAS, the Board seeks to enhance voter participation and specifically to increase the percentage of voters participating in the School Board elections; and

WHEREAS, the Board believes that rescheduling to even-numbered year elections may enhance voter participation and further increase the percentage of voters participating in the School Board elections; and

WHEREAS, on September 1, 2015, Governor Brown signed Assembly Bill 415 (Reg. Sess.), codified at Stats. 2015, ch. 235, enacting Elections Code §§ 14050-14057, which would authorize voters to seek a court order to change local elections dates to even-numbered years if voter-turnout in odd-numbered year local elections is substantially lower than the average in recent statewide elections; and

WHEREAS, the enactment of the statute itself appears to signify the Legislature's general preference that local elections be conducted in conjunction with statewide elections in even-numbered years; and

WHEREAS, it is considered the view of the Board that starting with the 2020 Board elections, the public interest will be better served by election of its Board members in even-numbered year elections, held in conjunction with the statewide general elections; and

WHEREAS, the Board further recognizes that there may also be a cost savings to the District resulting from aligning the District's elections with the statewide general elections; and

WHEREAS, as a result of these facts, the Board desires to change the date of future Board member elections to be consolidated with the California statewide general election in order to increase and enhance voter participation; and

WHEREAS, Elections Code § 1302(b) establishes a procedure whereby the Board may change the election date for its Board members by adopting a resolution seeking approval of the change by the Board of Supervisors of the affected county, *see* Elec. Code § 10404.5; and

WHEREAS, if the change in election date is approved by the Monterey County Board of Supervisors, it is requested that the new election date be moved from November of odd-numbered years to November of even-numbered years commencing in 2020 with Board members whose terms would have expired in 2019 being extended to 2020 and Board members whose terms would have expired in 2021 being extended to 2022, as required by Elections Code § 10404.5(g) (refer to Exhibit A),

NOW, THEREFORE, BE IT RESOLVED that:

1. The above recitals are true and correct.
2. The undersigned, constituting at least a majority of the members of the North Monterey County Unified School District Governing Board, do hereby adopt this resolution to consolidate the election date for members of the Board with the state general election in November in even-numbered years pursuant to Elections Code § 1302(b).
3. The Superintendent shall forward the original copy of this resolution to the Monterey County Superintendent of Schools, who will compile the district resolutions, and will explain the rationale for the resolutions and request formal approval of the change by the Monterey County Board of Supervisors at a public meeting within 60 days after submission and after the resolutions have been posted in accordance with law.
4. The District is prepared to pay the expenses of mailing notice of approval of the change in election date by the Monterey County Board of Supervisors as required by Elections Code § 10404.5(e).

5. If the consolidation of election is approved by the Board of Supervisors, the date of the District's next election will be moved to November 3, 2020, and each subsequent Board member election will be held two years thereafter in November of even-numbered years.
6. If the consolidation of election is approved, the terms of office of current Board members expiring in November 2019 will be extended to November 2020 and the terms of Board members expiring in November 2021 will be extended to November 2022 (see Exhibit A).
7. In the event that the Monterey County Board of Supervisors declines to authorize consolidation in 2020, on the grounds specified in Elections Code § 10404.5(d)(1), the North Monterey County Unified School District Governing Board requests that the Monterey County Board of Supervisors authorize such consolidation at the soonest feasible date.
8. The District's superintendent and/or her designee is authorized to take such actions and execute such agreements and documentation as are necessary to effect the intent of this Resolution.

The foregoing RESOLUTION was adopted this 7th day of December, 2017, at a regular meeting of the Governing Board of the North Monterey County Unified School District, by the following vote:

AYES: 5

NOES: 0

ABSTAIN: 0

ABSENT: 0

Dated: 12/7/17



President, Board of Trustees

North Monterey County Unified School District

CERTIFICATION

I, Elizabeth Samuels Clerk of the Board of Trustees of the North Monterey County Unified School District, do hereby certify that the foregoing Resolution was proposed by Board member Kyle Samuels, seconded by Board member Lillian Molvey and was duly passed and adopted by a majority of the members of said Board, at an official and public meeting thereof held on December 7, 2017.

Dated: 12/7/17

egsamuel, Clerk