

RESOLUTION NO. 20212022-09

**RESOLUTION OF THE SAN BERNARDINO COUNTY
COMMITTEE ON SCHOOL DISTRICT ORGANIZATION
APPROVING AND ADOPTING A FINAL TRUSTEE AREA PLAN
FOR MOUNTAIN VIEW SCHOOL DISTRICT
TO TRANSITION TO A BY-TRUSTEE AREA ELECTION SYSTEM**

WHEREAS, California Education Code sections 5019(a) and (c)(1) and 5030 authorize the San Bernardino County Committee on School District Organization (“County Committee”), upon application of a school district’s governing board, to change the method of election of governing board members in a school district under its jurisdiction; and

WHEREAS, the Mountain View School District (“District”) Board of Trustees (“Board”) believes the current at-large method of election serves the needs of the District and, as the District’s policy-making body, the Board ensures the District provides a high quality educational experience to its students in accordance with the desires of the community, and federal and state laws; and

WHEREAS, the District does not have trustee areas for the members of its 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 District’s decision to transition to by-trustee area elections was prompted by a demand letter sent to the District pursuant to Elections Code section 10010 in which the demanding party alleged that the District’s use of at-large elections did not comply with the requirement of the CVRA; and

WHEREAS, by-trustee area electoral systems are not vulnerable to challenge under the CVRA;

WHEREAS, in a by-trustee area system of election, candidates for the Board must reside within a trustee area, and candidates are elected only by the voters of that trustee area; and

WHEREAS, on December 9, 2019, the Mountain View School District (“District”) Board of Trustees (“Board”) passed Resolution 2019-2020-14 initiating the process for the District to transition from an “at-large” election system to a “by-trustee area” election system commencing with Governing Board elections after data are released based on the 2020 Census; and

WHEREAS, transitioning to a by-trustee area election method is a time consuming process, which requires extensive public input and was undertaken in furtherance of the purposes of the CVRA; and

WHEREAS, the Board undertook a deliberate, careful, and public process for establishing trustee areas, including the retention of counsel and demographic experts, to establish trustee areas within the District, as provided in Education Code section 5019; and

WHEREAS, the District initiated the legal and regulatory process of changing the method of electing members of the Board, from the current at-large system whereby each member of the Board is elected by the registered voters of the entire District (Education Code section 5030(a)), to a method which provides that Board members residing in each trustee area will be elected by the registered voters of that particular trustee area (Education Code section 5030(b)), in sufficient time for the new method of electing members of the Board to be in place for the November 8, 2022 election; and

WHEREAS, as required by law, the District held properly noticed public hearings regarding the proposed trustee area plans on October 21, 2021, November 8, 2021, December 13, 2021, and January 10, 2022; and

WHEREAS, on January 10, 2022, the Board adopted designating the trustee area plan and demographic information described as “Scenario 3” (attached hereto as Exhibit “A”) as the final trustee area plan establishing the boundaries for the new trustee areas; and

WHEREAS, the District’s approved trustee area map “Scenario 3” includes two trustees in area 1, one current trustee each in areas 2, 3, and 4, and none in trustee area 5.

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

BE IT FURTHER RESOLVED that the County Committee determined that trustee areas 1, 3 and 5 shall hold elections starting in 2022; and

BE IT FURTHER RESOLVED that the County Committee determined that trustee areas 2 and 4 shall hold elections starting in 2024; and

BE IT FURTHER AND FINALLY RESOLVED that if by resolution the County Committee grants the District's request to waive the election requirements to establish trustee election areas, trustee area elections shall be commenced in the District effective the next succeeding board member election on November 8, 2022.

PASSED AND ADOPTED by the County Committee on 13th day of April, 2022, at a duly noticed meeting by the following vote:

AYES: *Barillas, Weatherspoon-Bell, Cadman, Munoz, Martinez,*

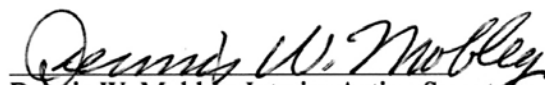
NOES: *Ø* *Trujillo, Gongora, Lopez*

ABSTAIN: *Willingham*

ABSENT: *Quezada, Holohan*

I, Dennis W. Mobley, Interim Acting Secretary to the San Bernardino County Committee on School District Organization ("County Committee"), hereby certify, in the County of San Bernardino, State of California, that the above and foregoing Resolution was duly and regularly adopted by said County Committee at a special meeting thereof held on the 13th day of April, 2022, and passed by a vote of 8 to Ø in favor of said Committee Members present.

IN WITNESS WHEREOF, I have hereunto set my hand this 14th day of April, 2022.



Dennis W. Mobley, Interim Acting Secretary
San Bernardino County Committee on School District Organization

APPROVED TRUSTEE AREAS



MOUNTAIN VIEW SCHOOL DISTRICT

CONCEPTUAL TRUSTEE AREAS - SCÉNARIO 3

Total Population:	30,039	Ideal Population:	6,008	Variance:	4.6%
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Total Population (2020 Census)					
	Trustee Area 1	Trustee Area 2	Trustee Area 3	Trustee Area 4	Trustee Area 5
Population	5,880	5,905	6,141	6,154	5,959
Population Variance	-128	-103	133	146	-49
	-2.1%	-1.7%	2.2%	2.4%	-0.8%
Hispanic/Latino	61.8%	56.7%	55.0%	39.2%	32.3%
White	17.4%	16.6%	21.5%	16.6%	13.0%
Black/ African American	6.5%	11.9%	9.5%	8.0%	8.4%
American Indian/ Alaska Native	0.1%	0.4%	0.2%	0.3%	0.1%
Asian	11.0%	10.4%	9.9%	32.1%	42.3%
Native Hawaiian/ Other Pacific Islander	0.1%	0.3%	0.1%	0.5%	0.6%
Other	0.9%	0.5%	0.7%	0.5%	0.3%
Two or More Races	2.1%	3.1%	3.0%	2.9%	3.0%

Population 18 and Over (2020 Census)					
	Trustee Area 1	Trustee Area 2	Trustee Area 3	Trustee Area 4	Trustee Area 5
Population	4,461	4,568	4,740	4,739	4,526
Hispanic/Latino	59.0%	53.0%	52.1%	37.1%	30.0%
White	19.2%	18.0%	23.4%	17.9%	13.7%
Black/ African American	6.4%	13.0%	10.1%	8.0%	8.5%
American Indian/ Alaska Native	0.1%	0.4%	0.3%	0.3%	0.0%
Asian	12.5%	11.8%	10.8%	33.3%	45.1%
Native Hawaiian/ Other Pacific Islander	0.1%	0.4%	0.2%	0.6%	0.4%
Other	0.9%	0.6%	0.8%	0.5%	0.2%
Two or More Races	1.8%	2.7%	2.4%	2.3%	2.0%

Citizens by Voting Age Population Estimate (2015-2019)					
	Trustee Area 1	Trustee Area 2	Trustee Area 3	Trustee Area 4	Trustee Area 5
Population	3,405	4,066	4,176	2,948	2,456
Hispanic/Latino	64.8%	52.5%	54.9%	46.0%	29.5%
White	22.5%	23.4%	29.7%	26.4%	23.7%
Black/ African American	6.3%	10.6%	6.4%	8.2%	6.9%
American Indian/ Alaska Native	0.0%	0.0%	0.0%	0.0%	0.0%
Asian	5.7%	7.3%	6.1%	16.8%	36.0%
Native Hawaiian/ Other Pacific Islander	0.0%	0.0%	0.0%	0.0%	0.9%
Other	0.0%	0.0%	0.0%	0.1%	0.2%
Two or More Races	0.7%	6.2%	2.8%	2.5%	3.0%