

RESOLUTION NO. 20212022-15

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

WHEREAS, on March 15, 2022, the Upland Unified School District (“District”) Board of Education (“Board”) passed Resolution 03-15-22(b) initiating the process for the District to transition from an “at-large” election system to a “by-trustee area” election system utilizing and analyzing the most up-to-date demographic data as permissible by law during this transition process; and

WHEREAS, in approving Resolution 03-15-22(b), the Board expressed awareness of the importance of maintaining a fair election system, and the Board strived to listen and represent all of the community; and

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 California Voting Rights Act of 2001 (Elections Code §§ 14025 *et seq.*) (“CVRA”) prohibits the use of an “at-large” election system for governing board members of a school district if the “at-large” elections impair the ability of a protected class to elect candidates of its choice, or its ability to influence the outcome of an election; and

WHEREAS, District Board members are currently elected using an “at-large” election system (i.e., election system in which registered voters of the entire jurisdiction elect candidates to the governing board); and

WHEREAS, it was the view of the Board that starting with the 2022 Board election, with the benefit of recently released 2020 Census data, the public interest will be better served by election of its Board members using a “by-trustee area” election system (i.e., elections in which one candidate residing in each trustee area is elected by only the registered voters in that particular trustee area); and

WHEREAS, to ensure compliance with the CVRA the Board initiated the process to establish “by-trustee area” elections pursuant to Government Election Code section 10010(e)(3); and

WHEREAS, District staff was directed to prepare for all relevant processes and procedures including, but not limited to: creation of maps, information, notices, agendas, other materials regarding “by-trustee area” elections, and to establish means of communication to answer questions from the public; and

WHEREAS, the District utilized the services of Davis Demographics (“Consultant”) to prepare proposed trustee area boundary plans for consideration by the District, Board, and community taking into consideration the CVRA, the Federal Voting Rights Act, and related election system choices; and

WHEREAS, on March 16, 2022, the District informed District parents by letter and on the District’s website of the transition schedule and invited participation; and

WHEREAS, in an effort to foster community awareness, input and involvement, the District posted notices with presentation and meeting dates on the District website, issued detailed updates and releases, newspaper advertisements in the Daily Bulletin, and social media posts to notify residents with information regarding the trustee area options meetings and public hearings; and

WHEREAS, the District conducted pre-map public hearings on March 22 and 28, 2022, as well as the map public hearings on April 19 and 26, 2022, and May 4, 2022; and

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

WHEREAS, the District continually posted map options and additional information materials on the District’s website; and

WHEREAS, with thoughtful consideration of all public input received on draft trustee area plans and applicable state and federal legal criteria, on May 4, 2022, the Board adopted Resolution 05-04-2022 (b) selecting "Grape Plan" (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 November 8, 2022 Governing Board election; and

WHEREAS, the District's approved trustee area map "Grape Plan" includes two trustees in area A, one trustee each in area B, C, and E and no current trustee in area D.

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 B, D, and E shall hold elections starting in 2022; and

BE IT FURTHER RESOLVED that the County Committee determined that trustee areas A and C 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 25th day of May, 2022, at a duly noticed meeting by the following vote:

AYES: *Cadman, Munoz, Willingham, Trujillo, Gongora, Lopez*

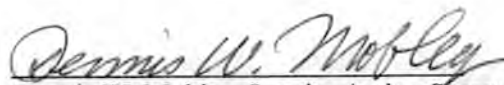
NOES: *Ø*

ABSTAIN: *Ø*

ABSENT: *Barillas, Weatherspoon-Bell, Quezada, Holohan, Martinez*

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 25th day of May, 2022, and passed by a vote of 6 to Ø in favor of said Committee Members present.

IN WITNESS WHEREOF, I have hereunto set my hand this 25th day of May, 2022.

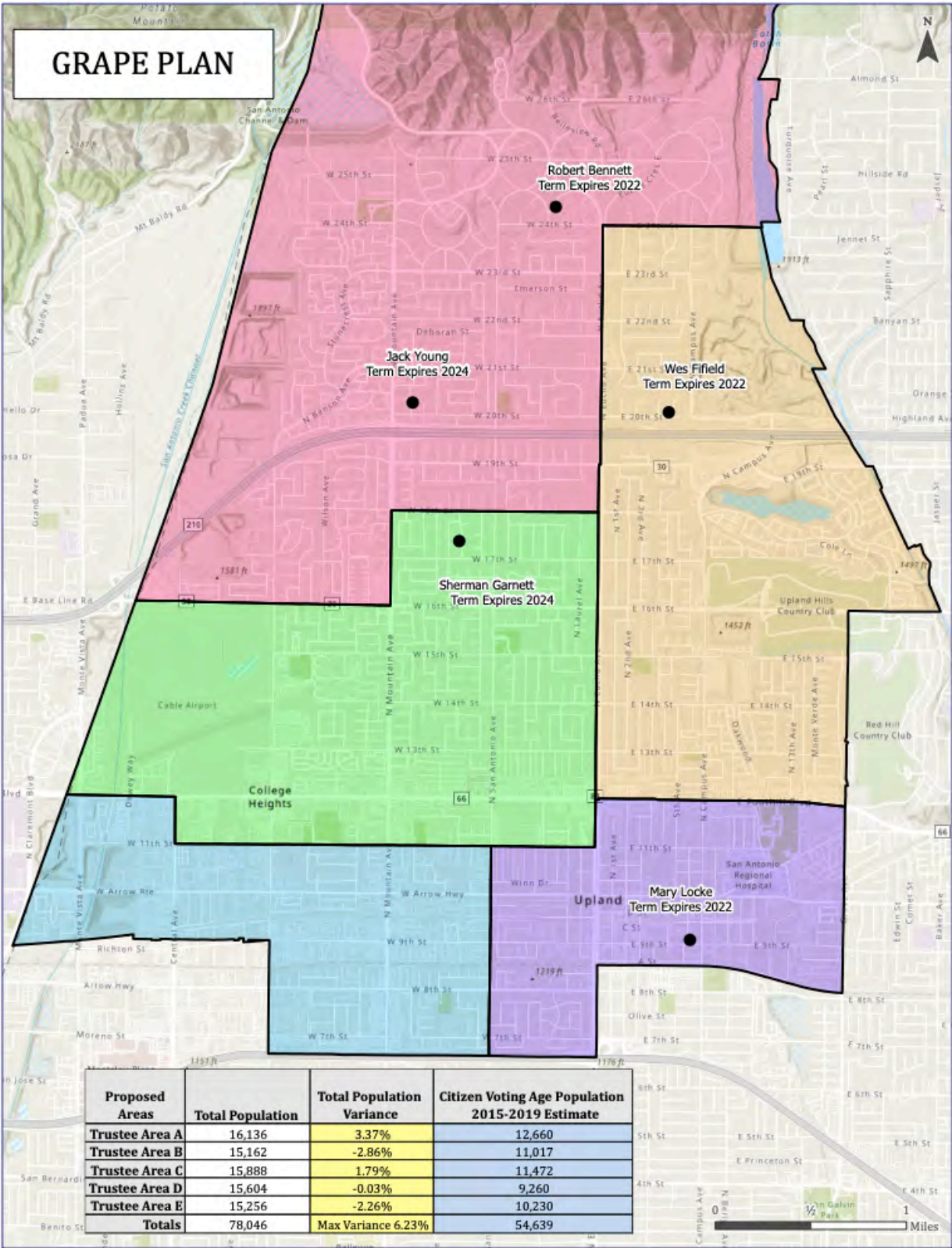


Dennis W. Mobley, Interim Acting Secretary
San Bernardino County Committee on School District Organization



Approved Trustee Areas

Upland Unified School District



Disclaimer
Of necessity, the outer jurisdictional district boundaries shown here are based on Census block geography (rather than Upland USD geography) and are approximations of the boundaries as implemented by election officials.

A Census block is the smallest geographic census unit. Blocks can be bounded by visible features such as streets, roads, streams, and railroad tracks, and by nonvisible boundaries, such as selected property lines and city, township, school district, and county limits. Census blocks change every decade.

- Trustee Area A
- Trustee Area B
- Trustee Area C
- Trustee Area D
- Trustee Area E
- Grape Plan Outline

Data Sources: Census Bureau; Statewide Database, University of California, Berkeley Law, Center for Research; San Bernardino County Office of Education; Upland Unified School District; Davis Demographics

Basemap Sources: County of Los Angeles, California State Parks, Esri, HERE, Garmin, SafeGraph, GeoTechnologies, Inc, METI/ NASA, USGS, Bureau of Land Management, EPA, NPS, US Census Bureau, USDA, Esri, NASA, NGA, USGS, FEMA

Published Date: April 5, 2022
Approved by the Upland USD School Board on May 4, 2022

DAVIS
DEMOGRAPHICS

GRAPE PLAN - - UPLAND USD TRUSTEE AREAS WITH POPULATION AND RACE INFORMATION (2020 CENSUS)					
Population/Race Breakdowns	TRUSTEE AREA A	TRUSTEE AREA B	TRUSTEE AREA C	TRUSTEE AREA D	TRUSTEE AREA E
Population/Race Breakdowns	16,136	15,162	15,888	15,604	15,256
Variances	527	-447	279	-5	-353
	3.37%	-2.86%	1.79%	-0.03%	-2.26%
White	8,396	6,508	6,256	3,520	3,987
	52.03%	42.92%	39.38%	22.56%	26.13%
Hispanic/Latino	4,475	5,393	6,534	8,488	8,535
	27.73%	35.57%	41.13%	54.40%	55.95%
Asian	1,901	1,946	1,381	1,477	996
	11.78%	12.83%	8.69%	9.47%	6.53%
Black/African American	568	629	997	1,456	1,061
	3.52%	4.15%	6.28%	9.33%	6.95%
American Indian/Alaska Native	42	36	27	55	44
	0.26%	0.24%	0.17%	0.35%	0.29%
Native Hawaiian/Pacific Islander	19	20	26	37	45
	0.12%	0.13%	0.16%	0.24%	0.29%
Other	96	74	77	110	86
	0.59%	0.49%	0.48%	0.70%	0.56%
Two or More Races	636	555	590	461	502
	3.94%	3.66%	3.71%	2.95%	3.29%

GRAPE PLAN - - UPLAND USD TRUSTEE AREA BOUNDARIES WITH CITIZEN VOTING AGE POPULATION DATA (2015-2019)					
Population/Race Breakdowns	TRUSTEE AREA A	TRUSTEE AREA B	TRUSTEE AREA C	TRUSTEE AREA D	TRUSTEE AREA E
Total Citizen Voting Age Population	12,660	11,017	11,472	9,260	10,230
CVAP Variance	1,732	89	544	-1,668	-698
	15.85%	0.82%	4.98%	-15.26%	-6.39%
White	7,532	5,753	5,691	3,032	3,936
	59.49%	52.22%	49.61%	32.74%	38.48%
Hispanic/Latino	3,114	3,368	3,857	4,290	4,748
	24.60%	30.57%	33.62%	46.33%	46.41%
Asian	1,414	1,216	763	579	481
	11.17%	11.04%	6.65%	6.25%	4.70%
Black/African American	317	477	806	1,065	869
	2.50%	4.33%	7.03%	11.50%	8.49%
American Indian/Alaska Native	24	44	0	13	24
	0.19%	0.40%	0.00%	0.14%	0.23%
Native Hawaiian/Pacific Islander	0	0	11	1	0
	0.00%	0.00%	0.10%	0.01%	0.00%
Two or More Races	259	159	344	280	172
	2.05%	1.44%	3.00%	3.02%	1.68%