

RESOLUTION NO. 20222023-01

RESOLUTION OF THE SAN BERNARDINO COUNTY COMMITTEE ON SCHOOL DISTRICT ORGANIZATION TO AMEND AND CORRECT THE FINAL TRUSTEE AREA PLAN ELECTION SEQUENCE OF BOARD MEMBERS FOR RIALTO UNIFIED SCHOOL DISTRICT IN TRANSITIONING TO A BY-TRUSTEE AREA ELECTION SYSTEM

WHEREAS, the San Bernardino County Committee on School District Organization (“County Committee”) on April 13, 2022, adopted resolution 20212022-11 approving the Rialto Unified School District plan to transition from at-large to by-trustee area election; and

WHEREAS, the trustee area plan and demographic information described as “Conceptional Trustee Areas—Scenario #1” (attached hereto as Exhibit “A”) as the final trustee area plan establishing the boundaries for the new trustee areas met the requirements of state and federal law; and

WHEREAS, subsequent to the adoption the resolution 20212022-11, an error was discovered in the election sequence of governing board members; and

WHEREAS, the County Committee can correct the error in a duly call special meeting on July 21, 2022; and

WHEREAS, California Education Code sections 5019(a) and (c)(1) and 5030 authorize the 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 (“CVRA”) disfavors the use of an “at-large” election system for governing board members of a school district if the “at-large” election system may 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, members of the Board of Education (“Board”) of the Rialto Unified School District (“District”) 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 Board); and

WHEREAS, Board members are elected in even-numbered years and serve staggered, four-year terms, such that the next election for two Board members is scheduled for November 2022, with the remaining three Board members scheduled for election in November 2024; and

WHEREAS, the Board desires to promote meaningful voter involvement in the election of Board members and increase the ability of candidates to seek elected office; and

WHEREAS, it is the considered view of the Board that 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 areas is elected by only the registered voters in that particular trustee area); and

WHEREAS, the adoption of “by-trustee area” elections will not affect the terms of any board members serving or elected during this transition, each of whom will serve out his or her full term; and

WHEREAS, on August 25, 2021, the Board passed Resolution 21-22-09 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, pursuant to Elections Code section 10010 and other applicable provisions of law, the Board held public hearings on September 22, 2021, and again on October 6, 2021, to gather public input regarding potential trustee area boundaries; and

WHEREAS, on November 17, 2021, the Board published three proposed trustee area maps along with potential options for sequencing of elections and held the first of two statutorily required public hearings on the proposed by-trustee area maps; and

WHEREAS, on December 15, 2021, the Board published one additional proposed trustee area maps along with potential options for sequencing of elections and held the second of two statutorily required public hearings on the proposed by-trustee area maps; and

WHEREAS, on January 26, 2022, the Board adopted Resolution 21-22-27 the trustee area plan and demographic information described as “Conceptional Trustee Areas—Scenario #1” (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 “Conceptional Trustee Areas—Scenario #1” 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 3 and 5 shall hold elections starting in 2022; and

BE IT FURTHER RESOLVED that the County Committee determined that trustee areas 1, 2 and 4 shall hold elections starting in 2024.

BE IT FURTHER AND FINALLY RESOLVED that 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 the ___st day of July, 2022, at a duly noticed meeting by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

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 ___st day of July, 2022, and passed by a vote of ___ to ___ in favor of said Committee Members present.

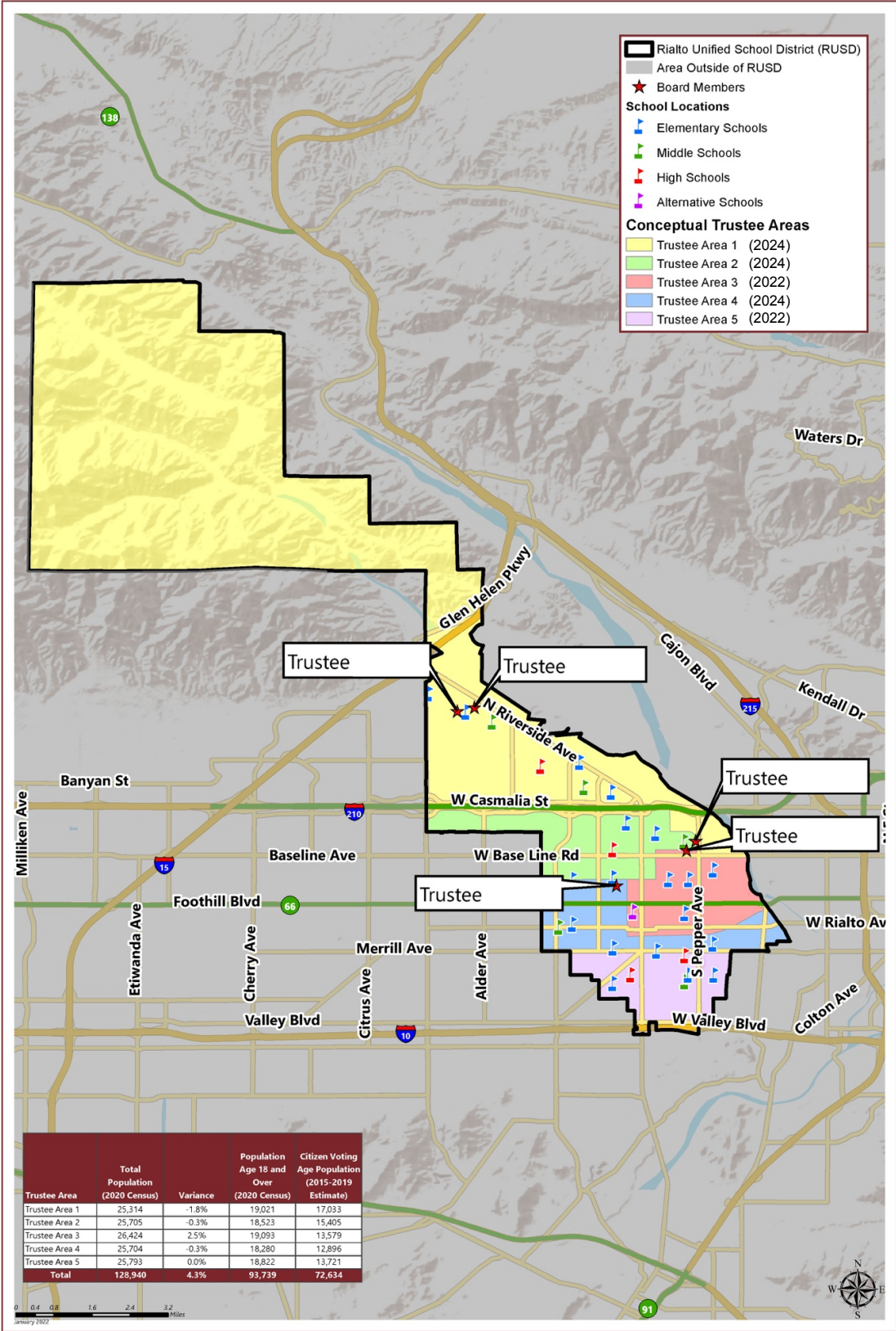
IN WITNESS WHEREOF, I have hereunto set my hand this ___st day of July, 2022.

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

RIALTO UNIFIED SCHOOL DISTRICT
CONCEPTUAL TRUSTEE AREAS - SCENARIO 1

Exhibit A

Updated



RIALTO UNIFIED SCHOOL DISTRICT

CONCEPTUAL TRUSTEE AREAS - SCENARIO 1

| | | | | | |
|--------------------------|----------------|--------------------------|---------------|------------------|-------------|
| Total Population: | 128,940 | Ideal Population: | 25,788 | Variance: | 4.3% |
|--------------------------|----------------|--------------------------|---------------|------------------|-------------|

| Total Population (2020 Census) | | | | | |
|--|----------------|----------------|----------------|----------------|----------------|
| | Trustee Area 1 | Trustee Area 2 | Trustee Area 3 | Trustee Area 4 | Trustee Area 5 |
| Population | 25,314 | 25,705 | 26,424 | 25,704 | 25,793 |
| Population Variance | -474 | -83 | 636 | -84 | 5 |
| | -1.8% | -0.3% | 2.5% | -0.3% | 0.0% |
| Hispanic/Latino | 57.9% | 72.9% | 79.8% | 81.4% | 79.4% |
| White | 18.8% | 7.4% | 7.3% | 6.5% | 7.4% |
| Black/ African American | 14.9% | 13.8% | 9.1% | 8.5% | 7.6% |
| American Indian/ Alaska Native | 0.3% | 0.3% | 0.2% | 0.2% | 0.2% |
| Asian | 4.2% | 3.1% | 1.5% | 1.5% | 3.4% |
| Native Hawaiian/ Other Pacific Islander | 0.4% | 0.3% | 0.3% | 0.3% | 0.2% |
| Other | 0.8% | 0.4% | 0.4% | 0.4% | 0.5% |
| Two or More Races | 2.7% | 1.8% | 1.3% | 1.3% | 1.3% |

| Population 18 and Over (2020 Census) | | | | | |
|--|----------------|----------------|----------------|----------------|----------------|
| | Trustee Area 1 | Trustee Area 2 | Trustee Area 3 | Trustee Area 4 | Trustee Area 5 |
| Population | 19,021 | 18,523 | 19,093 | 18,280 | 18,822 |
| Hispanic/Latino | 54.5% | 70.4% | 77.0% | 79.4% | 76.6% |
| White | 20.8% | 8.6% | 8.8% | 7.9% | 8.5% |
| Black/ African American | 16.5% | 14.9% | 10.2% | 8.8% | 8.5% |
| American Indian/ Alaska Native | 0.3% | 0.3% | 0.3% | 0.2% | 0.3% |
| Asian | 4.6% | 3.5% | 1.7% | 1.8% | 4.1% |
| Native Hawaiian/ Other Pacific Islander | 0.3% | 0.2% | 0.3% | 0.3% | 0.2% |
| Other | 0.8% | 0.4% | 0.4% | 0.4% | 0.5% |
| Two or More Races | 2.3% | 1.7% | 1.3% | 1.2% | 1.3% |

| Citizens by Voting Age Population Estimate (2015-2019) | | | | | |
|--|----------------|----------------|----------------|----------------|----------------|
| | Trustee Area 1 | Trustee Area 2 | Trustee Area 3 | Trustee Area 4 | Trustee Area 5 |
| Population | 17,033 | 15,405 | 13,579 | 12,896 | 13,721 |
| Hispanic/Latino | 51.1% | 64.5% | 65.9% | 73.4% | 66.5% |
| White | 24.1% | 12.5% | 13.1% | 9.1% | 15.0% |
| Black/ African American | 20.2% | 18.8% | 16.5% | 14.6% | 12.8% |
| American Indian/ Alaska Native | 0.0% | 0.2% | 0.0% | 0.3% | 0.1% |
| Asian | 3.1% | 3.1% | 2.5% | 2.2% | 4.0% |
| Native Hawaiian/ Other Pacific Islander | 0.2% | 0.0% | 0.0% | 0.0% | 0.0% |
| Other | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% |
| Two or More Races | 1.3% | 0.8% | 2.0% | 0.4% | 1.6% |