

Riverbank Unified School District
Office of the Superintendent
6715 Seventh Street
Riverbank, California 95367
Phone (209) 869-2538
Fax (209) 869-1487

BOARD OF SUPERVISORS
2017 FEB 22 A 11:16

February 16, 2017

Attn: Clerk of the Board of Supervisors
Stanislaus County Board of Supervisors
1010 10th Street, Ste 6500
Modesto, CA 95354

Re: Request for County Board of Supervisor Approval of Change in Election Year for the Riverbank Unified School District's Board of Trustees

Dear Supervisors:

Pursuant to Elections Code sections 1302 subdivision (b) and 10404.5, I write on behalf of the Riverbank Unified School District ("District") to submit the enclosed Resolution No. 16-17-07 ("Resolution") to the Stanislaus County Board of Supervisors for review and approval.

As you are aware, Senate Bill 415 added Section 14050 et seq. to the Elections Code, requiring school districts to hold their governing board elections on the same date as statewide elections, if holding it on another date previously resulted in significant decrease in voter turnout. The District has reason to believe that voter participation within the boundaries of the District has been lower during odd-numbered year local elections than during even-numbered year general elections. Therefore, in order to promote greater voter participation and in line with the requirements of Senate Bill 415, on February 14, 2017, the Board passed the Resolution seeking to consolidate the District's Board elections, currently held in odd-numbered years, with local municipal and statewide general elections held in even-numbered years.

The District respectfully requests that the County Board of Supervisors take all necessary actions to approve the change to even-year elections, including but not limited to the following actions:

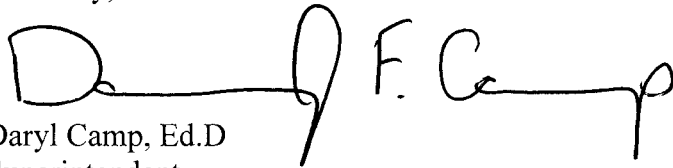
- Notify all school districts in Stanislaus County and the Stanislaus County Board of Education of the receipt of the enclosed resolution and that the Board of Supervisors requests input from each district on the effect of consolidating the election (Elec. Code, § 10404.5 subd. (c).);
- Within 60 days from the receipt of this request, approve the resolution, unless the Board of Supervisors finds that the ballot style, voting equipment, or computer capacity cannot handle the change to even-numbered year elections (Elec. Code, § 10404.5 subd. (d)(1).);
- Make public notices complying with Government Code section 25151 of the proceedings in which the Resolution is to be considered for adoption (Elec. Code, § 10404.5, subd. (d)(2).); and

- If approved by the Board of Supervisors, within 30 days of that approval, cause the elections official to notify all registered voters of the District by mail of the approval of the Resolution. (Elec. Code, § 10404.5, subd. (e).)

If the Board of Supervisors approves the Resolution, the District will bear the cost of notice by mail to the registered voters of the District pursuant to Elections Code section 10404.5, subdivision (e). In addition, the next District Governing Board election will be moved from November 2017 to November 2018, and incumbent Board members' terms will be extended for one year. (Elec. Code, § 10404.5, subd. (g).)

If you have any questions regarding the enclosed resolution or the process described above, or if the District can be of any assistance, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink that reads "Daryl F. Camp". The signature is written in a cursive style with a large initial "D" and a long horizontal stroke.

Daryl Camp, Ed.D
Superintendent
Riverbank Unified School District

Enclosure: The District Resolution No. 16-17-07

RESOLUTION NO. 16-17-07

RESOLUTION OF THE RIVERBANK UNIFIED SCHOOL DISTRICT GOVERNING BOARD APPROVING THE RESCHEDULING OF BOARD MEMBER ELECTIONS FROM ODD TO EVEN YEAR ELECTIONS COMMENCING WITH THE 2018 GOVERNING BOARD ELECTION

WHEREAS, the Governing Board (“Board”) of the Riverbank Unified School District (“District”) consists of five members, Suzanne Dean, Ana Vigil, Elizabeth Meza, Susan Taylor, and Ernest Velasco; and

WHEREAS, Education Code section 35105 sets forth the general rule that school district governing board members serve staggered terms and are elected in odd numbered years; and

WHEREAS, currently the election of District Board members occurs every two years, on the first Tuesday after the first Monday in November of odd-numbered years (e.g., November 2017), pursuant to Elections Code section 1302, subdivision (a); and

WHEREAS, the next Board elections for the seats currently held by Suzanne Dean, Elizabeth Meza, and Susan Taylor are currently scheduled for November 2017, and the next Board elections for the seats currently held by Ana Vigil and Ernest Velasco are currently scheduled for November 2019; and

WHEREAS, statewide general elections are held in California in November of even-numbered years, pursuant to Elections Code section 1001; and

WHEREAS, generally, voter participation is greater for statewide general elections than for special local elections, including school board member elections; and

WHEREAS, effective January 1, 2018, Senate Bill 415 adds Section 14050 *et seq.* to the Elections Code, requiring school districts to hold their governing board elections on the same date as statewide elections, if holding it on another date has previously resulted in a significant decrease in voter turnout (significant decrease in voter turnout is described as voter turnout at least 25% less than the average voter turnout for the previous four statewide general elections); and

WHEREAS, based on history of voter participation within the boundaries of the District, it is likely that the District will be required to adopt a plan to transition to even-numbered year general elections no later than January 1, 2018, pursuant to Elections Code section 14052, subdivision (b); and

WHEREAS, consolidating the District Board member elections with statewide general elections in even-numbered years will reduce the District’s election costs; and

WHEREAS, the Board desires to consolidate Board member elections with statewide general elections on even-numbered years for the purpose of reducing election costs and allowing for Board member elections to occur when the largest number of voters generally participate in the election; and

WHEREAS, the District Board may adopt a resolution to establish Board member elections to occur on the same day as the statewide general election pursuant to Elections Code section 1302, subdivision (b), subject to approval by the Stanislaus County Board of Supervisors (“County Board of Supervisors”); and

WHEREAS, the District Board’s resolution to establish Board member elections on the same day as the statewide general election, must be submitted to the County Board of Supervisors no later than 240 days prior to the next regularly scheduled election; and

WHEREAS, the next regularly scheduled election for District Board members is November 7, 2017, and 240 days prior to November 7, 2017, is March 12, 2017; and

WHEREAS, within 60 days from the date that the District submits such a resolution to the County Board of Supervisors, the County Board of Supervisors must approve the resolution unless it finds that the ballot style, voting equipment, or computer capacity is such that additional elections or materials cannot be handled (Elec. Code § 10404.5, subd. (d)(1)); and

WHEREAS, public notices of the proceeding in which the resolution is to be considered for adoption by the County Board of Supervisors must be made by County Board of Supervisors pursuant to Section 25151 of the Government Code; and

WHEREAS, if the County Board of Supervisors approves the District Board’s resolution to establish Board member elections on the same day as the statewide general election, the terms of all Board members are extended by one year pursuant to Elections Code section 10404.5, subdivision (g); and

WHEREAS, the result of such actions would be staggered Board elections in even-numbered years, commencing with the next election for Board members Suzanne Dean, Elizabeth Meza, and Susan Taylor in November 2018, and the next election for Board members Ana Vigil and Ernest Velasco in November 2020.

NOW, THEREFORE, the Governing Board of the Riverbank Unified School District hereby finds and resolves that:

1. Board member elections shall be consolidated with the statewide direct primary election or the statewide general election held on the first Tuesday after the first Monday in November of each even-numbered year.
2. The Superintendent is directed to submit this Resolution to the County Board of Supervisors not later than 240 days prior to the date of the currently scheduled November 2017 Board election.

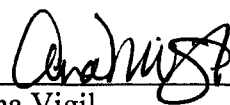
3. If this Resolution is approved by the County Board of Supervisors, the terms of office of all members of the Board of the District shall be extended one (1) year, as described in Exhibit A, attached herein, and the District Board member elections will occur in even-numbered years.
4. Upon approval of this Resolution by the Governing Board, the District Superintendent shall cause a certified copy of this Resolution to be filed with the County Board of Supervisors and the Stanislaus County Superintendent of Schools.
5. The District Superintendent and his designees are hereby authorized and directed to take any other steps necessary to effectuate the purpose and intent of this resolution.

PASSED AND ADOPTED by the Governing Board of the Riverbank Unified School District, Stanislaus County, California, on this 14th day of February, 2017 at a duly noticed meeting, by the following vote:

Ayes: 4 Noes: Ø Abstentions: Ø Absent: 1

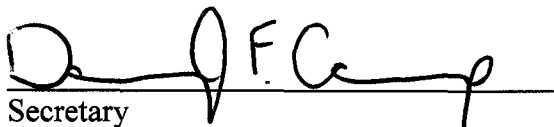
I, Suzanne Dean, President of the Governing Board of the Riverbank Unified School District, hereby certify that the foregoing is a full, true and correct copy of the Resolution adopted by said Governing Board on the ___ day of February, 2017.

Date: 2/14/17



Ana Vigil
Clerk of the Governing Board of
the Riverbank Unified School District

Certified a True Copy



Secretary

Exhibit A

<u>Board Member</u>	<u>Current Election Year</u>	<u>New Election Year</u>
Suzanne Dean	2017	2018
Elizabeth Meza	2017	2018
Susan Taylor	2017	2018
Ana Vigil	2019	2020
Ernest Velasco	2019	2020