

Resolution #051321

A resolution of the governing board of Baker Valley Unified School district changing its regular election from March of even-numbered years to November of even numbered years to comply with senate bills 415 and 568, and requesting the Board of Supervisors of the County of San Bernardino to approve this resolution

Whereas, pursuant to Elections Code Section 1302(a), Baker Valley Unified School District held its regular election on the first Tuesday after the first Monday in March of each even numbered year; and

Whereas, SB 415, effective January 1, 2018 provides that a public agency, including a school district, cannot hold its regular election on any dates other than a state-wide election date if holding an election on a non-statewide election date results in a "significant decrease in voter turnout," which is defined by SB 415 as at least 25 percent less than the average voter turnout within the public agency for the previous 4 statewide general elections; and

Whereas, the districts regular election day is not a statewide election date and there has been a "significant decrease in voter turnout," in comparison to a statewide election date; and

Whereas, in order to change its regular election date, SB 415 and Elections Code Section 1302(b) require the district to adopt a resolution changing its regular election date to the same day as the statewide general election, which is held in November of even numbered years, or the state-wide primary election, which is held in June of even numbered years; and

Whereas, the resolution must then be submitted to the Board of Supervisors of the County of San Bernardino at least 240 days before the next district regular election, and the resolution must be approved by the Board of Supervisors in order to change the District's election date; and

Whereas, it is the intent and desire of the governing board of the District to change its regular election to the statewide General election, held in November of even numbered years, to ensure compliance with SB 415.

Now, therefore, the governing board of the Baker Valley Unified School District hereby resolves as follows:

Section 1. That the above recitals are adopted as true and correct.

Section 2. That pursuant to election code sections 1302(b) and 10405.7, the governing board hereby changes its regular election from the first Tuesday after the first Monday in March of even numbered years to the first Tuesday after the first Monday in November of even-numbered years.

Section 3 That the Superintendent and Business Manager are hereby authorized to take any and all actions, and execute any documents necessary, to submit this resolution to and assist the Board of Supervisors of the County of San Bernardino in its review and approval of this Resolution.

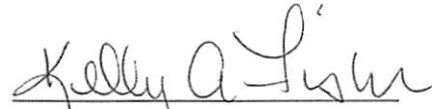
Section 4 That this resolution shall become operative upon approval by the board of supervisors of the County of San Bernardino.

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Passed and adopted by the Governing Board of the Baker Valley Unified School District at Baker, California, this 13th day of May, 2021, at a regular meeting by the following vote:

Ayes: 4
Noes: 0
Abstentions: 0
Absent: 1

I, Kelly Fisher, Clerk of the governing board of the Baker Valley Unified School District of San Bernardino County, California, do hereby certify that the foregoing is a full true, and correct copy of a resolution duly adopted by said Board at the regular meeting thereof at the date and place and by vote stated, which Resolution is on file and of record in the office of said Board.



Kelly Fisher Clerk,
Governing Board