



WEST HILLS
COMMUNITY COLLEGE DISTRICT

**BEFORE THE GOVERNING BOARD OF THE
WEST HILLS COMMUNITY COLLEGE DISTRICT**

**Resolution in the Matter of
Approving the Rescheduling of Governing Board Elections
from Odd-Numbered Years to Even-Numbered Years**

In Accordance with Elections Code §1302 and Senate Bill 415 (2015-2016 Regular Session), and Requesting the Approval of the Counties of Fresno, Kings, Madera, Monterey, and San Benito to Consolidate the Same with the Statewide General Election Pursuant to Elections Code § 10405.7

WHEREAS, on September 1, 2015, Governor Brown signed Senate Bill 415 (Regular Session), codified at Stats. 2015, ch. 235, enacting Elections Code §§ 14050-14057, which would authorize voters to seek a court order to change local elections dates to even-numbered years if voter turnout in odd-numbered year local elections is substantially lower than the average in recent statewide elections; and

WHEREAS, the West Hills Community College District currently conducts its elections for members of the Board of Trustees in November of odd-numbered years (e.g., November 2015) pursuant to Education Code § 5000 and Elections Code § 1302 subdivision (a); and

WHEREAS, voter participation in Fresno, Kings, Madera, Monterey, and San Benito Counties is greater for statewide general elections than for odd-year local elections, including community college board member elections; and

WHEREAS, the Board believes that rescheduling to even-numbered year elections may enhance voter participation and further increase the percentage of voters participating in the community college board member elections; and

WHEREAS, it is considered the view of the Board that starting with the 2018 Board elections, the public interest will be better served by election of its Board members in even-numbered year elections, held in conjunction with the statewide general elections; and

WHEREAS, the Board further recognizes that there may also be a cost savings to the District resulting from aligning the District's elections with the statewide general elections; and

WHEREAS, as a result of these facts, the Board desires to change the date of future Board member elections to be consolidated with the California statewide general election in order to increase and enhance voter participation; and

WHEREAS, Elections Code § 1302(b) establishes a procedure whereby the Board may change the election date for its Board members by adopting a Resolution seeking approval of the change by the Board of Supervisors of the affected county, see Elec. Code § 10405.7; and

WHEREAS, if the change in election date is approved by the Fresno, Kings, Madera, Monterey, and San Benito County Boards of Supervisors, it is requested that the new election date be moved from November of odd-numbered years to November of even-numbered years commencing in 2018 with Board members whose terms would have expired in 2017 being extended to 2018; and Board members whose terms would have expired in 2019 being extended to 2020, as required by Elections Code §10405.7(g) (refer to Exhibit A).

NOW, THEREFORE, BE IT RESOLVED that:

1. The above recitals are true and correct.
2. The undersigned, constituting at least a majority of the members of the West Hills Community College District Governing Board, do hereby adopt this Resolution to consolidate the election date for members of the Board with the state general election in November of even-numbered years, beginning in 2018 pursuant to Elections Code §1302(b).
3. The Chancellor shall forward a certified copy of this Resolution to the Fresno, Kings, Madera, Monterey, and San Benito County Superintendents of Schools, who will compile the District Resolution, and will explain the rationale for the Resolution and request formal approval of the change by the Fresno, Kings, Madera, Monterey, and San Benito County Boards of Supervisors at a public meeting within sixty (60) days after submission and after the Resolution has been posted in accordance with Government Code §25151. In the event that any respective County Superintendent of Schools does not comply with this paragraph, the Chancellor or his designee may take the place of the County Superintendent of Schools and take all other action to effectuate the intent of this Resolution.
4. The District shall pay the expenses of mailing notice of approval of the change in election date by the Fresno, Kings, Madera, Monterey, and San Benito County Boards of Supervisors as required by Elections Code §10405.7 subdivision (e).
5. If the consolidation of election is approved by the Fresno, Kings, Madera, Monterey, and San Benito County Boards of Supervisors, the date of the District's next election will be moved to November 2018, and each subsequent Board member election will be held two years thereafter in November of even-numbered years.
6. If the consolidation of election is approved in all of the aforementioned counties, the terms of office of current Board members expiring in 2017 will be extended to November 2018 and the terms of office of Board

members expiring in November 2019 will be extended to November 2020 (see Exhibit A).

7. In the event that the Fresno, Kings, Madera, Monterey, and San Benito County Boards of Supervisors decline to authorize consolidation in 2018 on the grounds specified in Elections Code §10405.7, the West Hills Community College District Governing Board requests that the Fresno, Kings, Madera, Monterey, and San Benito County Boards of Supervisors authorize such consolidation at the soonest possible date, with the terms of office being extended accordingly.
8. The Chancellor and/or his designee is authorized to take such actions and execute such agreements and documentation as are necessary to effect the intent of this Resolution.

The foregoing Resolution was adopted this 10th day of March 2017, at a special meeting of the Governing Board of the West Hills Community College District, by the following vote:

Board Member Cantu:	<u>X</u> Yes	___ No	___ Abstain	___ Absent
Board Member Lee:	<u>X</u> Yes	___ No	___ Abstain	___ Absent
Board Member Levinson:	<u>X</u> Yes	___ No	___ Abstain	___ Absent
Board Member Maldonado:	<u>X</u> Yes	___ No	___ Abstain	___ Absent
Board Member McKean:	___ Yes	___ No	___ Abstain	<u>X</u> Absent
Board Member Minnite:	<u>X</u> Yes	___ No	___ Abstain	___ Absent
Board Member Oxborrow:	<u>X</u> Yes	___ No	___ Abstain	___ Absent

Dated: 3/10/2017


Mark McKean
President of the Board of Trustees

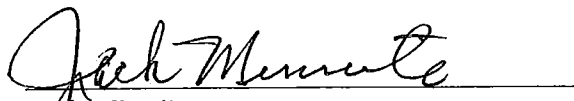
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CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF FRESNO)

I, the undersigned, hereby certify that this Resolution is a true and correct copy of a Resolution adopted on the 10th day of March, 2017, at a special meeting of the Board of Trustees of the West Hills Community College District, and that such Resolution appears in the official minutes of the governing board under that date.

Dated: 3/10/2017


Jack Minnite
Clerk of the Board of Trustees