

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

526



FROM: The Registrar of Voters

SUBMITTAL DATE:
February 2, 2011

SUBJECT: REQUEST FOR ELECTION DATE CHANGE

RECOMMENDED MOTION: That the Board approve Perris Union High School District's request for election date change.

BACKGROUND: The Perris Union High School District has submitted the attached resolution requesting the Board of Supervisors' approval to change the District's election date from November of odd numbered years to be consolidated with Elections held in November of even numbered years.

STATUTORY PROVISIONS: California Elections Code §§ 1302 and 10404.5 allow school districts to consolidate their election with Elections held in November of even numbered years with the Board of Supervisors' approval. The code further stipulates that the Board shall approve such request unless the ballot style, voting equipment, or computer capability is such that additional elections or materials cannot be handled. The Registrar of Voters can accommodate this change of election date. State law also requires that within 30 days after approval of the resolution, a notice is to be mailed to all registered voters of the District informing them of the change in election date and the terms of officeholders which will be changed. The cost of the mailing will be reimbursed by the District.

Rebecca Spencer

REBECCA SPENCER
Acting Registrar of Voters

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 30,200	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2010/11

SOURCE OF FUNDS: Jurisdiction will reimburse the department	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY: *Stephanie Persi*
Stephanie Persi

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Ashley, seconded by Supervisor Benoit and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley
Nays: None
Absent: None
Date: February 15, 2011
xc: ROV

Kecia Harper-Ihem
Clerk of the Board
By: *Kecia Harper-Ihem*
Deputy

Prev. Agn. Ref.: | **District:** 5 | **Agenda Number:**

2.20

Dept's Recomm.: Policy Policy
 Consent Consent
 ATTACHMENTS FILED WITH CLERK OF THE BOARD
 Per Exec. Office

Departmental Concurrence



PERRIS UNION HIGH SCHOOL DISTRICT

Growing Together Through Education

District Superintendent

Jonathan L. Greenberg, Ed.D.

Website: www.puhsd.org

155 East Fourth Street

Perris, California 92570-2124

Main Office No.

951.943.6369

Faxes: Superintendent's Office - 951.940.5378

Business Office - 951.940.5301

Personnel Office - 951.943.9852

Educational Services Office - 951.943.6567

January 28, 2011

VIA FIRST CLASS MAIL

Board of Supervisors
County of Riverside
County Administrative Center
4080 Lemon Street - 4th Floor
Riverside, California 92501

Re: Perris Union High School District Request To Reschedule Governing Board Member Elections From Odd-Numbered Years To Even-Numbered Years; Elections Code Section 10404.5

Dear Supervisors:

Please be advised that the Perris Union High School District ("District") at its regularly scheduled meeting held January 19, 2011, voted to recommend to you a change in its governing board member election schedule from odd-numbered years to even-numbered years.

Pursuant to Elections Code section 10404.5, the District hereby submits a copy of the District's resolution along with this formal request to the County Board of Supervisors to approve the change sought by the District.

Under Elections Code section 10404.5(d)(1), the County Board of Supervisors shall approve the resolution within sixty (60) days of receiving the request unless it finds that the ballot style, voting equipment, or computer capacity is such that additional elections or materials cannot be handled.

The District seeks to consolidate its election with the statewide general election for several reasons. First, the District is requesting this change in order to provide sufficient time for the District to convert from an at-large election method to a by-trustee area election method to avoid liability under the California Voting Rights Act, utilizing data from the 2010 Census (which will be released in April of 2011). In so doing, the District, the County of Riverside, and the Riverside County Office of Education will avoid potentially costly litigation for failure to comport with the California Voting Rights Act. Second, there is a cost savings to the District for consolidating. Finally, voter turnout is generally greater for statewide general elections than for special local elections including school board member elections.

Board of Trustees

Joan D. Cooley

William F. Hulstrom

Eric J. Kroencke

Carolyn A. Twyman

Randy J. Williams

Board of Supervisors

Page 2

January 28, 2011

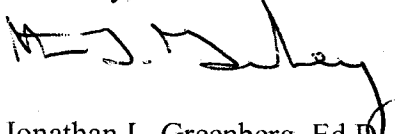
Currently, there is insufficient time to change the District's elections to trustee areas in advance of the November 2011 election.

The District is prepared to bear the cost of the notice to the voters pursuant to Elections Code section 10404.5(e).

On January 27, 2011, Eric Kroencke, Governing Board President; Darcy Kuenzi, Aide to Supervisor Marion Ashley; and, I met with the Chief Deputy Registrar of Voters, Rebecca Spencer, to explain the purpose and intent of the Governing Board's resolution. She explained the process of moving the Governing Board's resolution onto the agenda of the County Board of Supervisors for your consideration.

If you have any questions, please feel free to contact me at your convenience. Thank you for your consideration.

Sincerely,



Jonathan L. Greenberg, Ed.D.
Superintendent

JLG:lq

Attachment

c: Rebecca Spencer, Chief Deputy Registrar of Voters

**PERRIS UNION HIGH SCHOOL DISTRICT
RESOLUTION NO. 15:10-11**

RESCHEDULING ELECTION OF GOVERNING BOARD MEMBERS

WHEREAS, the current date for election of two or three of the governing board members of the Perris Union High School District ("District") is every two (2) years on the first Tuesday after the first Monday in November of odd years (e.g., November 2011) (Education Code section 5000 and Elections Code section 1302 (a)); and

WHEREAS, statewide general elections are held in California only in June and November of even years (e.g., November 2012) (Elections Code section 1001); and

WHEREAS, the District is located within Riverside County; and

WHEREAS, the District is also considering changing its election method to a by-trustee area method and desires to utilize data from the 2010 Census to create trustee areas; and

WHEREAS, such data is not released prior to April 2011, which could leave the District without sufficient time to implement a by-trustee area method of election in time for a November, 2011 election; and

WHEREAS, the District has been informed that there would be a cost savings for the District resulting from aligning the District's elections with the statewide general elections; and

WHEREAS, generally voter turnout is greater for statewide general elections than for special local elections including school board member 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 save District monies and to provide greater voter input into school board elections; 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(ies) (Elections Code section 10404.5); and

WHEREAS, if the change in election date is approved, it is being requested that the new election date be moved from November 2011 to November 2012 with board members whose terms would have expired in 2011 being extended to 2012 and board members whose terms would have expired in 2013 being extended to 2014 [*refer to Appendix A*].

NOW, THEREFORE, BE IT RESOLVED that the Perris Union High School District Board of Education adopts this resolution to consolidate the election date for members of the Board with the date for the California general election in November in even years (Elections Code 1001) pursuant to Elections Code section 1302 (b).

BE IT FURTHER RESOLVED that the Superintendent will forward this resolution to the Riverside County Board of Supervisors explaining the rationale for the resolution and requesting formal approval of the change by the Board of Supervisors at a public meeting within 60 days after submission and after the resolution has been posted in accordance with law.

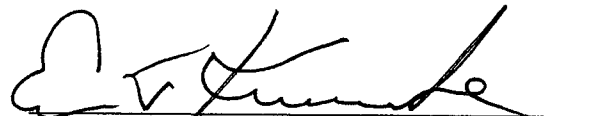
BE IT FURTHER RESOLVED that the Superintendent will notify Riverside County Elections Office that the District is prepared to pay the expense of mailing notice of approval of the change in election date by the Riverside County Board of Supervisors as required by Elections Code 10404.5 (e).

BE IT FURTHER RESOLVED that if the consolidation of election is approved by the Board of Supervisors, the date of that election will be moved to November 2012 and each subsequent board member election will be held two years thereafter in November of even years.

BE IT FURTHER RESOLVED that if the consolidation of election is approved, the term of office of current board members expiring in November 2011 will be extended to November 2012 and the term of board members expiring in November 2013 will be extended to November 2014.

PASSED AND ADOPTED by the Perris Union High School District Board of Education at a regularly scheduled meeting this 19th day of January, 2011, by the following vote:

AYES:	<u>3</u>
NOES:	<u>2</u>
ABSENT:	<u>0</u>
ABSTAIN:	<u>0</u>



President of the Governing Board



Secretary of the Governing Board

**Appendix A
to Resolution No. 15:11-12**

<u>Board Member</u>	<u>Current Election Year</u>	<u>New Election Year</u>
Joan D. Cooley	2011	2012
Eric J. Kroencke	2011	2012
Randy J. Williams	2011	2012
William F. Hulstrom	2013	2014
Carolyn A. Twyman	2013	2014

Riverside County Board of Supervisors
Request to Speak



Submit request to Clerk of Board (right of podium),
Speakers are entitled to three (3) minutes, subject
Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: PAUL CLAY

Address: 23584 EUCLID ST, MURRIETA, CA
(only if follow-up mail response requested) 92562

City: MURRIETA **Zip:** 92562

Phone #: 951-743-4577

Date: 2-15-11 **Agenda #** 2-20

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:
 Support Oppose Neutral

Note: If you are here for an agenda item that is filed
for "Appeal", please state separately your position on
the appeal below:

 Support Oppose Neutral

I give my 3 minutes to: _____



PERRIS UNION HIGH SCHOOL DISTRICT

Growing Together Through Education

file w/ item

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2011-2-105430

Board of Supervisors

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January 28, 2011

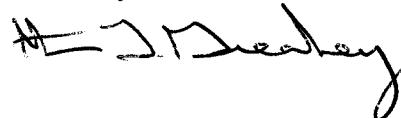
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