

AGENDA- (Special Board Meeting)
KINGSBURG JOINT UNION HIGH SCHOOL DISTRICT
BOARD OF TRUSTEES
 Board Room 1900 18th Avenue 9:00 a.m.
 Kingsburg, CA 93631
 October 31, 2018

1. CALL TO ORDER _____

2. SALUTE TO THE FLAG

3. ROLL CALL AND ESTABLISHMENT OF A QUORUM

Members Present _____

Members Absent _____

4. OTHERS PRESENT _____

5. APPROVAL OF AGENDA

Nagle: _____ Serpa: _____ Jackson: _____ Thomsen: _____ Lunde: _____

Motion _____ Second _____ Vote _____

6. PUBLIC COMMENT

A special meeting of the Board of Trustees of the Kingsburg Joint Union High School District has been duly called at the hour of 9:00a.m. in the board room at Kingsburg Joint Union High School District to consider the following items of business to be upon the agenda:

Public Comment

The Public Comment portion of the agenda provides an opportunity for the public to address the Governing Board on items within the Board's jurisdiction and which are not already on the agenda. The Board of Education is prohibited by law from taking action on matters discussed that are not on the agenda and no adverse conclusions should be drawn if the Board does not respond to public comments made at this time. Concerns will be referred to the Superintendent's office for review and response. Speakers should limit their comments to three (3) minutes. Twenty (20) minutes per issue will be allowed. Any person who wishes to speak during this time should rise and be recognized by the President. Speakers should state their name and the subject of their remarks. These time limits may be extended by action of the Board as necessary.

Board Room Accessibility: *The Kingsburg Joint Union High School District encourages those with disabilities to participate fully in the public meeting process. If you need a disability related modification or accommodation, including auxiliary aids or services to participate in the public meeting, please contact the Administrative Assistant to the Superintendent at 897-7721 at least 48 hours before the scheduled Board of Trustees meeting so that we may make every reasonable effort to accommodate you [Government Code § 54954.2; Americans with Disabilities Act of 1990, § 202 (42 U.S.C. § 12132.)]*

7. ACTION

7.1 Consider/Approve Resolution R12-1819 Re-certifying Trustee Area Maps 3

8. ADJOURNMENT _____
(Time)

FOR BOARD ACTION:

Motion _____ Second _____ Vote _____
Nagle: _____ Serpa: _____ Jackson: _____ Thomsen: _____ Lunde: _____

ISSUE: Presented for consideration/approval to the Board is Resolution R12-1819 Re-certifying Trustee Area Maps

ACTION: Approve or deny Resolution R12-1819 Re-certifying Trustee Area Maps.

RECOMMENDATION: Recommend approval

FOR BOARD ACTION:

Motion _____	Second _____	Vote _____
Nagle: _____	Serpa: _____	Jackson: _____
		Thomsen: _____
		Lunde: _____



KINGSBURG JOINT UNION HIGH SCHOOL DISTRICT

1900 18th Avenue • Kingsburg, California 93631 • (559) 897-7721 • FAX (559) 897-7759

Don Shoemaker, Superintendent

Board of Trustees: Rick Jackson, Brent Lunde, Steve Nagle, Mike Serpa, Johnie Thomsen

BEFORE THE GOVERNING BOARD OF THE KINGSBURG JOINT UNION HIGH SCHOOL DISTRICT

RESOLUTION NO. R12-1819

RE-CERTIFYING TRUSTEE AREA MAPS

WHEREAS, the Governing Board of the Kingsburg Joint Union High School District (“Board”) is composed of five (5) members;

WHEREAS, the District is located in Fresno, Kings and Tulare counties;

WHEREAS, since the majority of the District’s territory lies in Fresno County, the Fresno County Committee on School District Organization (“County Committee”) was the entity required to approve changes to the Board’s election system;

WHEREAS, Kings County was then under the jurisdiction of the Department of Justice as a Section 5 Pre-Clearance County, requiring the District to obtain approval for all proposed voting changes from the Civil Rights Division of the Department of Justice;

WHEREAS, Mr. Brent Lunde resides at 5700 Bangor Avenue in Kingsburg, California and he has continuously resided there since 2002. Mr. Lunde ran for a position on the Governing Board and was first elected to an at-large position in 2006. Member Lunde was re-elected to an at-large position in 2010;

WHEREAS, District based elections were first conducted in 2012 in Trustee Areas 1 and 4. District based elections were first conducted for Trustee Areas 2, 3, and 5 in 2014. Mr. Lunde was elected to represent Area 2 in the 2014 election and is running again in the 2018 election to represent Area 2;

WHEREAS, in preparation for the 2018 election, the Kings County Registrar of Voters has questioned whether Board Member Lunde’s residence on 5700 Bangor Avenue is in Area 2 or Area 3 and has asked the Governing Board to re-certify its trustee area maps to confirm whether Mr. Lunde’s residency;

WHEREAS, On March 11, 2010, the Board adopted Resolution No. 15-0910 to change from at-large to by-trustee area elections;

WHEREAS, On October 17, 2011, the Board reaffirmed its commitment to district based elections and, using 2010 census data, considered three maps drawn by the District's demographic consultant, Douglass Johnson of National Demographics Corporation. The Board selected Map No. 1 of three proposed maps, by adopting resolution R17-1112;

WHEREAS, on January 12, 2012, the State Board of Education granted Waiver No. 51-10-2011-W-4 waiving designated sections of the Education Code and eliminating the need to obtain voter approval of the change from at-large to district based elections;

WHEREAS, on April 11, 2012, the Fresno County Committee conducted the required public hearing on the District's proposal. On page five (5) of the presentation to the County Committee, Trustee Lunde is identified as residing in Trustee Area 2;

WHEREAS, on April 11, 2012, the County Committee approved the District's requests, formally adopting Resolution No. 2012-04 and allowing the District to move to district based elections using Map No. 1. Maps of each of the five (5) newly created districts were sent to the election offices in Kings, Tulare and Fresno Counties. The maps that were adopted by the District at that time show Trustee Lunde residing in Trustee Area 2;

WHEREAS, on June 21, 2012, the Civil Rights Division of the U.S. Department of Justice granted section 5 pre-clearance approval as authorized by the Voting Rights Act through letter No. DJ 166-012-3 2021-2428;

WHEREAS, in October of 2018, the Kings County Registrar of Voters provided Mr. Lunde with the names and addresses of the registered voters in Trustee Area 2 and Mr. Lunde's address at 5700 Bangor Avenue is shown to be in Trustee Area 2;

WHEREAS, when questioned about whether Mr. Lunde resides in Trustee Area 2 or 3 in October of 2018, the Superintendent asked the District's demographer to examine the District's maps and re-verify where Mr. Lunde resides. Mr. Johnson confirmed that Mr. Lunde resides in Trustee Area 2; and

WHEREAS, at the Superintendent's request, Mr. Johnson sent the District maps depicting the same boundaries as the maps adopted by the Board on October 17, 2011 and approved by the County Committee on April 11, 2012 but capable of being enlarged enough to determine the location of Mr. Lunde's residence. An examination of those maps indicates that Mr. Lunde resides in Trustee Area 2.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD AS FOLLOWS:

1. The recitals set forth above are true and correct;
2. Trustee Lunde has resided in Trustee Area 2 since its creation in 2012;
3. Trustee Lunde continues to reside in Trustee Area 2 of the District's adopted map as set forth in Resolution R17-1112 adopted by the Board on October 17, 2011 and as approved by the County Committee on April 11, 2012.

This Resolution was adopted at a duly called special meeting of the Board held on October 31, 2018 by the following vote:

AYES: _____

NOES _____

ABSENT _____

ABSTAIN _____

Johnie Thomsen, Clerk
Board of Trustees
Kingsburg Joint Union High School District