

**SUNNYVALE SCHOOL DISTRICT  
RESOLUTION NO. R22-13**

**RESOLUTION ADOPTING TRUSTEE AREA BOUNDARY MAP AND  
ELECTION SEQUENCE FOR ELECTION OF MEMBERS OF THE BOARD OF EDUCATION;  
AND SUBMITTING PROPOSAL TO THE COUNTY COMMITTEE ON SCHOOL DISTRICT  
ORGANIZATION TO ESTABLISH BY-TRUSTEE AREA ELECTIONS**

**WHEREAS**, the Sunnyvale School District ("District") is governed by a five member Board of Education ("Board");

**WHEREAS**, members of the Board are elected "at large," in which each member of the Board is elected by the registered voters of the entire District;

**WHEREAS**, the District is committed to structures that most effectively involve all community members in the democratic process of elections;

**WHEREAS**, the terms of the current Board members are as follows: Jeffrey Arnett, 2018-2022; Isabel Jubes-Flamerich, 2020-2024; Michelle Maginot, 2018-2022; Nancy Newkirk, 2020-2024; and Bridget Watson, 2018-2022;

**WHEREAS**, the next election for members of the Board is scheduled for November 2022;

**WHEREAS**, the California Voting Rights Act (Elec. Code, §§ 14025 et seq.) ("CVRA") prohibits the use of "at large" elections where their use impairs the ability of a protected class to elect candidates of its choice, or its ability to influence the outcome of elections;

**WHEREAS**, upon application to and approval of the Santa Clara County Committee on School District Organization (the "County Committee"), the election of Board members may be transitioned from "at large" to "by-trustee area" elections;

**WHEREAS**, where the resolution of the County Committee approving a proposal to transition the election of board members from "at large" to "by-trustee area" elections contains a declaration that the change is being made in furtherance of the purposes of the CVRA, the transition may be implemented without an election pursuant to Section 5020(a)(2) of the Education Code;

**WHEREAS**, a by-trustee area election system, where each Board member residing in each trustee area is elected by the registered voters of that particular trustee area, is not vulnerable to challenge under the CVRA;

**WHEREAS**, following discussion of the CVRA and the District's current at-large elections, on September 2, 2021, the Board adopted Resolution No. R21-04, which indicated that the Board intended to make the transition from at-large to by-trustee area elections;

**WHEREAS**, the District retained an experienced demographer to work with its legal counsel and staff to develop proposed trustee area boundary maps;

**WHEREAS**, multiple proposed trustee area boundary maps were developed during the process and posted for public review on the District's website;



**WHEREAS**, the Board narrowed the proposed trustee area boundary maps to two options (Scenario 1A and Scenario 3A) which were posted online seven days before consideration of this resolution;

**WHEREAS**, all proposed trustee area boundary maps incorporate the use of a single-member by-trustee area election system;

**WHEREAS**, the populations of the trustee areas in all of the proposed trustee area boundary maps now under consideration are substantially equal in population and are drawn to be compact and to contain cohesive, contiguous territory to the extent possible in compliance with legal requirements;

**WHEREAS**, pursuant to Elections Code section 10010 the District held five public hearings on potential trustee area boundary maps; two public hearings were held prior to the drafting of any maps (September 2, 2021 and September 16, 2021), and three public hearings were held at which public comment was sought on draft maps (October 7, 2021, November 4, 2021, and December 9, 2021); and

**WHEREAS**, the District posted information about the process and draft maps on its website and the Board has considered all public comment on the maps and elections sequence it received.

**NOW THEREFORE**, the Board of Education of the Sunnyvale School District hereby resolves, determines, and finds the following:

**Section 1.** That the foregoing recitals are true and correct.

**Section 2.** That the Board (i) finds that, pursuant to Section 5020(a)(2) of the Education Code, the change in the method of electing members of the District's governing body is being made in furtherance of the purposes of the CVRA; and (ii) adopts the trustee area boundary map attached hereto as "Exhibit A" (also known as "Scenario 1A") and believes that its adoption would serve the public interest of the District's residents and voters.

**Section 3.** That each Board member shall continue to serve their current terms.

**Section 4.** That the trustee areas from which Board members shall be elected in November 2022, and every four years thereafter, are Areas [1, 3, and 5].

**Section 5.** That the trustee areas from which Board members shall be elected in November 2024, and every four years thereafter, are Areas [2 and 4].

**Section 6.** That this resolution shall serve as the District's proposal to the County Committee. The Board hereby requests that the County Committee approve the establishment of the trustee area boundaries indicated on Exhibit A pursuant to Education Code section 5020, subdivision (a)(2) and establish by-trustee area elections for election of members of the Board pursuant to Education Code section 5030, subdivision (b).

**Section 7.** That the Superintendent and/or his designee are hereby directed to take all necessary steps to:

- (1) submit this resolution to the County Committee for its approval pursuant to Education Code section 5020(a)(2);

- (2) notify the responsible county officials of the Board's determination and provide whatever assistance may be required to implement the Board's direction for future election of Board members; and,
- (3) take any action and/or execute any documents which are necessary to carry out, give effect to, and comply with the terms and intent of this resolution.

**PASSED AND ADOPTED** by the Board of Education of the La Mesa-Spring Valley School District, this 20th day of January, 2022, by the following vote:

AYES: 5

NOES: 0

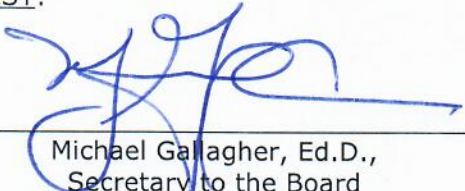
ABSTAIN: 0

ABSENT: 0

**SUNNYVALE SCHOOL DISTRICT**

By: Bridget Watson  
Bridget Watson,  
Board President

ATTEST:

By:   
Michael Gallagher, Ed.D.,  
Secretary to the Board

**EXHIBIT A**

ADOPTED BY-TRUSTEE AREA MAP



**Sunnyvale School District (SSD)**

- Area Outside of SSD

**SSD Attendance Boundaries**

- Elementary School
- Middle School

**School Facilities**

- ES
- MS
- SSD Trustees

**Conceptual Trustee Areas**

- Trustee Area No. 1
- Trustee Area No. 2
- Trustee Area No. 3
- Trustee Area No. 4
- Trustee Area No. 5

The map displays the following locations and features:

- Trustee Areas:** Trustee Area No. 1 (Yellow), Trustee Area No. 2 (Green), Trustee Area No. 3 (Red), Trustee Area No. 4 (Blue), Trustee Area No. 5 (Purple).
- Schools:** Vargus ES, Bishop ES, San Miguel ES, Fairwood Explorer ES, Fairwood ES, San Miguel MS, Columbia MS, Bishop MS, Ellis ES, Cherry Chase ES, Sunnyvale MS, Cumberland ES.
- Trustees:** Isabel Jubes-Flamerich, Nancy Newkirk, Jeffrey Arnett, Bridget Watson, Michelle Maginot.
- Streets:** MIDDLEFIELD, MAUDE, MATHILDA, SUNNYVALE, FAIROAKS, CARIBBEAN, JAVA, WOLFE, LAWRENCE, CENTRAL, REED, EL CAMINO REAL, HOLLENBECK, REMINGTON, FREMONT.
- Geographic Features:** Lakewood, Fairwood, Fairwood Explorer, San Miguel, Vargus, Cumberland, Cherry Chase, Sunnyvale, Bishop, Columbia, Ellis, Reed.

Scale: 0 0.125 0.25 0.5 0.75 1 Miles

November 2021

North Arrow



CONCEPTUAL TRUSTEE AREAS - SCENARIO 1A

<b>Total Population:</b>	<b>96,550</b>	<b>Ideal Population:</b>	<b>19,310</b>	<b>Variance:</b>	<b>4.7%</b>
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Total Population (2020 Census)					
	Trustee Area 1	Trustee Area 2	Trustee Area 3	Trustee Area 4	Trustee Area 5
Population	19,004	19,229	19,919	19,368	19,030
Population Variance	-306	-81	609	58	-280
	-1.6%	-0.4%	3.2%	0.3%	-1.5%
Hispanic/Latino	9.2%	18.3%	14.1%	34.7%	18.8%
White	38.2%	25.0%	25.3%	19.2%	22.9%
Black/ African American	1.1%	1.2%	1.5%	1.7%	1.9%
American Indian/ Alaska Native	0.1%	0.1%	0.1%	0.2%	0.1%
Asian	45.4%	51.4%	54.6%	39.6%	51.7%
Native Hawaiian/ Other Pacific Islander	0.1%	0.2%	0.2%	0.6%	0.6%
Other	0.5%	0.6%	0.4%	0.6%	0.5%
Two or More Races	5.4%	3.2%	3.8%	3.5%	3.4%

Population 18 and Over (2020 Census)					
	Trustee Area 1	Trustee Area 2	Trustee Area 3	Trustee Area 4	Trustee Area 5
Population	14,302	16,122	16,278	15,710	16,081
Hispanic/Latino	8.8%	16.2%	12.8%	31.4%	17.1%
White	40.7%	26.4%	26.5%	20.7%	24.1%
Black/ African American	1.3%	1.2%	1.6%	1.8%	2.0%
American Indian/ Alaska Native	0.1%	0.0%	0.1%	0.1%	0.1%
Asian	44.7%	53.1%	55.6%	42.2%	52.9%
Native Hawaiian/ Other Pacific Islander	0.1%	0.2%	0.2%	0.5%	0.6%
Other	0.5%	0.6%	0.4%	0.6%	0.5%
Two or More Races	3.8%	2.4%	2.7%	2.7%	2.7%

Citizens by Voting Age Population Estimate (2015-2019)					
	Trustee Area 1	Trustee Area 2	Trustee Area 3	Trustee Area 4	Trustee Area 5
Population	10,177	9,265	7,852	9,675	9,814
Hispanic/Latino	7.7%	15.9%	17.7%	25.3%	21.3%
White	53.1%	44.4%	49.1%	35.5%	32.8%
Black/ African American	0.5%	3.0%	2.7%	2.4%	2.8%
American Indian/ Alaska Native	0.1%	0.0%	0.6%	1.0%	0.0%
Asian	34.4%	31.9%	27.2%	31.4%	40.2%
Native Hawaiian/ Other Pacific Islander	0.2%	0.0%	0.0%	0.9%	0.3%
Other	0.0%	0.0%	0.0%	0.0%	0.0%
Two or More Races	3.9%	4.7%	2.8%	3.5%	2.6%