

**BEFORE THE GOVERNING BOARD OF THE  
MUROC JOINT UNIFIED SCHOOL DISTRICT OF  
KERN COUNTY, CALIFORNIA**

In the Matter of Establishing By-trustee Area Elections for the Election of Muroc Joint Unified School District Trustees, for Submission to the Kern County Committee on School District Organization Pursuant to Education Code §§ 5019, 5020 and 5030.

RESOLUTION NO. 6-22-04

Resolution by the Governing Board to Establish By-trustee Area Elections for Submission to the Kern County Committee on School District Organization (Educ. Code §§ 5019, 5020 & 5030)

**RECITALS**

1. Members of the Board of Trustees ("Board") of the Muroc Joint Unified School District ("School District" or "District") are currently elected in "from-trustee area" elections, *i.e.*, "each governing board member [is] elected by the registered voters of the entire school district or community college district, but reside[s] in the trustee area which he or she represents" [Educ. Code § 5030(c)]; and

2. California Education Code sections 5019(a), 5019(c)(1), 5020(a)(2) and 5030 authorize the Kern County Committee on School District Organization ("County Committee"), upon application of a school district's governing board, to change the method of election in a school district under its jurisdiction; and

3. At its regular meeting on May 11, 2022, the Board adopted Resolution No. 5-22-04, formally initiating the process of changing the District's method of election to "by-trustee area" elections, *i.e.*, elections in which "one or more members residing in each trustee area be elected by the registered voters of that particular trustee area[.]" [Cal. Educ. Code § 5030(b)]; and

4. On May 18, 2022 and May 19, 2022, respectively, pursuant to California Elections Code section 10010(a)(1), the District held public hearings where the public was invited to provide input regarding the composition of the District's trustee areas before any draft maps were drawn; and

5. On May 19, 2022, after receipt of public input, the Board adopted Resolution 5-22-05 specifying the criteria to guide the formulation of trustee areas;

6. On May 25, 2022, the District made public two draft trustee area plans (the Green and Orange Plans), along with a sequence of elections in the trustee areas prepared by National Demographics Corporation ("NDC"), which were posted on the District's website at [https://www.muroc.k12.ca.us/board\\_of\\_trustees/by-trustee\\_area\\_election\\_system](https://www.muroc.k12.ca.us/board_of_trustees/by-trustee_area_election_system); and

7. On June 1, 2022, the District made public one additional draft trustee area plan (the Orange 2 Plan, incorporated herein), along with a sequence of elections in the trustee areas prepared by NDC, which was posted on the District's website at [https://www.muroc.k12.ca.us/board\\_of\\_trustees/by-trustee\\_area\\_election\\_system](https://www.muroc.k12.ca.us/board_of_trustees/by-trustee_area_election_system).

8. On June 1, 2022 and June 8, 2022, respectively, pursuant to California Elections Code section 10010(a)(2), the District held public hearings where the public was invited to provide input regarding the content of the draft maps that had been published at least seven (7) days before the meetings, and the proposed sequence of elections, and the Board considered and discussed the same; and

9. Throughout the foregoing process, the District engaged in a significant amount of public outreach as required by California Elections Code section 10010; and

10. At a meeting of the Board of Trustees on June 14, 2022, the Board held a final public hearing and considered the three draft trustee area plans and sequence of elections proposed for each.

11. After the public hearing, on June 14, 2022, the Board adopted the Orange 2 Map, attached hereto as Exhibit "A" and incorporated by this reference, as the trustee area plan to be submitted to the County Committee for its consideration and adoption pursuant to Education Code section 5019(a) & (c)(1); and

12. The populations in the proposed trustee areas of the Orange 2 Map" are substantially equal, in compliance with legal requirements; and

13. Section 2 of the Voting Rights Act, 42 U.S.C. section 1973, prohibits the use of any voting qualification, or prerequisite to voting, or standard, practice, or procedure in a manner which results in a denial or abridgement of the right of any citizen of the United States to vote on account of race or color, and the Orange 2 Map complies with Section 2 of the Voting Rights Act; and

14. The Orange 2 Map provides for the use of a by-trustee area electoral system, and thereby is not subject to challenge under the California Voting Rights Act; and

15. The trustee areas in the Orange 2 Map are drawn to follow major thoroughfares, and respect topography and geography and communities of interest, to the extent practicable, while still complying with equal population requirements and federal and state law; and

16. The trustee areas of the Orange 2 Map are drawn to be compact and to contain cohesive, contiguous territory to the extent practicable; and

17. In accordance with state law, the proposed Orange 2 Map includes a sequencing of elections in the Trustee Areas as follows: Trustee Area 1 (2024), Trustee Area 2 (2022 or 2024, TBD), Trustee Area 3 (two members) (2022 for one member and 2024 for the other); Trustee Area 4 (2022 or 2024, TBD). Approval of the Orange 2 Map

will also approve the sequencing of elections in the Trustee Areas, subject to the County Committee selecting the election sequence for Trustee Areas 2 and 4, pursuant to Education Code section 5021(a), which provides, in relevant part: "If a proposal for the establishment of trustee areas formulated under Sections 5019 and 5020 is approved ... by the county committee on school district organization when no election is required, any affected incumbent board member shall serve out the board member's term of office and succeeding board members shall be nominated and elected in accordance with Section 5030. If two or more trustee areas are established at an election that are not represented in the membership of the governing board of the school district, ... the county committee shall determine by lot the trustee area from which the nomination and election for the next vacancy on the governing board shall be made.

**NOW, THEREFORE, BE IT RESOLVED** as follows:

- A. The above recitals are true and correct.
- B. The Board hereby submits the Orange 2 Map, attached hereto as Exhibit "A" and incorporated by this reference, to the County Committee and requests that the County Committee approve establishing by-trustee area elections for the District and adopt the Orange 2 Map pursuant to Education Code sections 5019(a) and 5019(c)(1) as the by-trustee area electoral plan for Muroc Joint Unified School District, along with the election sequence specified in Recital 17, and further requests that the County Committee pursuant to Education Code section 5021(a) randomly select which of Trustee Areas 2 and 4 holds an election in 2022 (and the other in 2024) and order the changes requested in the resolution without an election in furtherance of the purposes of the California Voting Rights Act.
- C. The District's Superintendent and/or designee shall take all action necessary to notify the County Committee of the Board's determination and provide whatever assistance may be required by the County Committee, or by the Kern County Elections Department, to complete the process of establishing by-trustee area elections in a timely fashion to permit implementation of these trustee areas in connection with the election for Board of Trustees to be held on November 8, 2022.
- D. Because the new trustee area plan may contain technical anomalies caused by errors in the 2020 Census line and data files and other errors that do not substantively affect the populations in the trustee areas, the trustee area boundaries, or the intent of this resolution, which anomalies are not revealed until implementation begins, the Superintendent and/or his designee is authorized to make technical emendations to the new plan that do not substantively affect the populations in the trustee areas, the trustee area boundaries, or the intent of this resolution, and shall advise the Board of any such emendations that are found to be required in plan implementation by the County Registrar's Office or otherwise.
- E. The Superintendent shall consult with legal counsel to resolve all legal issues necessary to give effect to this resolution.

**THE FOREGOING RESOLUTION** was adopted upon motion by Trustee Teresa Davies, seconded by Trustee Matt Carter, at the regular meeting of the Board of Trustees held on June 14, 2022, by the following vote or abstention of each member present:

AYES: 3

NOES: 0

ABSENT: 1

DATED: June 14, 2022



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President, Board of Trustees  
Muroc Joint Unified School District

## CERTIFICATION

I, Kevin Cordes, Secretary to the Board of Trustees of the Muroc Joint Unified School District, certify that the foregoing Resolution was regularly introduced, passed, and adopted by the Board of Trustees at its meeting held on June 14, 2022.

DATED: June 14, 2022











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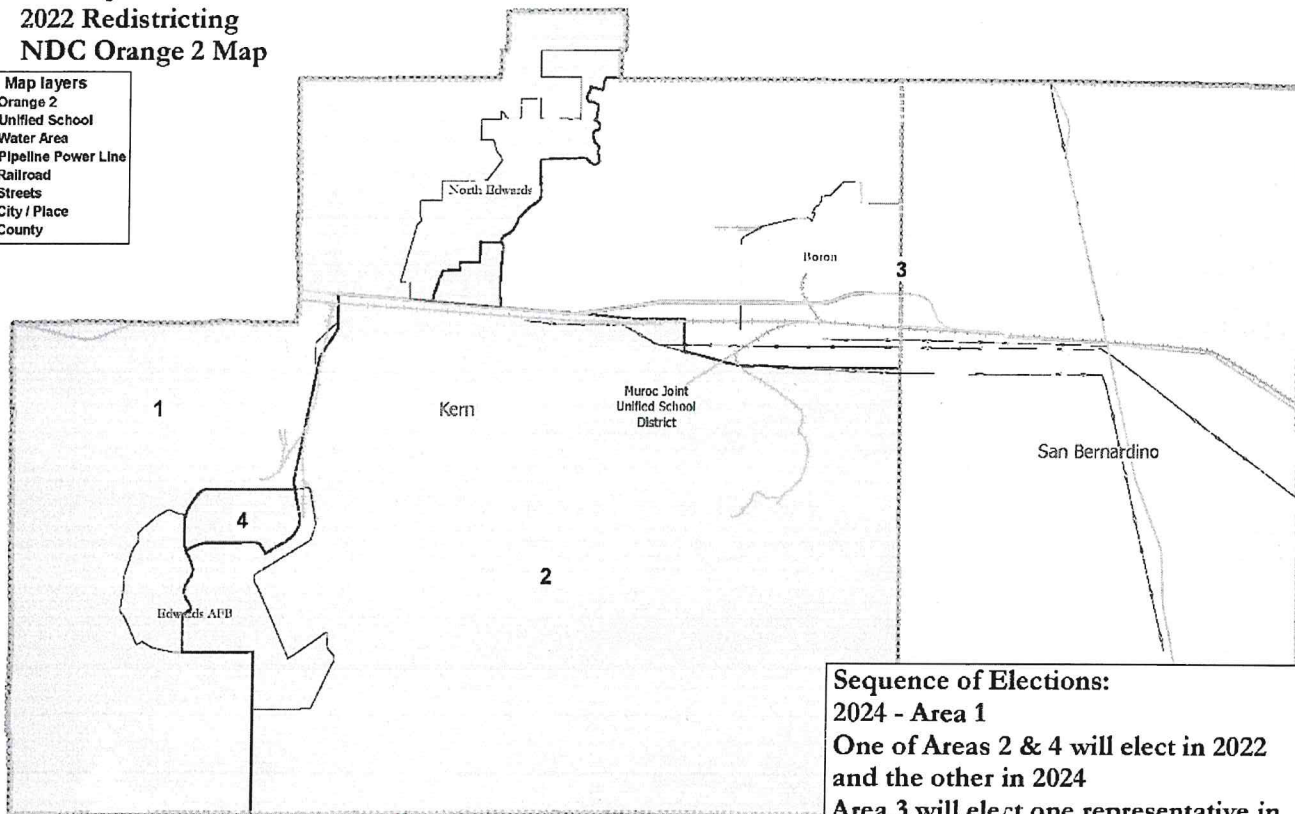
Secretary, Board of Trustees  
Muroc Joint Unified School District

**EXHIBIT "A"**

**Muroc Joint Unified School District  
2022 Redistricting  
NDC Orange 2 Map**

**Map layers**

-  Orange 2
-  Unified School
-  Water Area
-  Pipeline Power Line
-  Railroad
-  Streets
-  City / Place
-  County



**Sequence of Elections:**  
2024 - Area 1  
One of Areas 2 & 4 will elect in 2022  
and the other in 2024  
Area 3 will elect one representative in  
2022 and a second in 2024.

NDC Orange 2						
District		1	2	3	4	Total
	Total Pop	1,098	1,146	2,125	1,162	5,531
	Deviation from ideal	-8	40	-87	56	143
	% Deviation	-0.72%	3.62%	-3.93%	5.06%	9.00%
Total Pop	% Hisp	18.8%	16%	26%	26%	23%
	% NH White	61%	67%	54%	46%	56%
	% NH Black	10%	6%	9%	15%	10%
	% Asian-American	5%	5%	3%	5%	4%
Citizen Voting Age Pop	Total	793	701	1,656	759	3,908
	% Hisp	15%	12%	16%	25%	17%
	% NH White	70%	78%	72%	56%	70%
	% NH Black	9%	4%	6%	12%	8%
Voter Registration (Nov 2020)	% Asian/Pac.Isl.	5%	4%	3%	6%	4%
	Total	450	262	1,078	127	1,917
	% Latino est.	11%	8%	16%	21%	14%
	% Spanish-Sumamed	11%	8%	16%	21%	14%
	% Asian-Surnamed	3%	2%	1%	0%	2%
	% Filipino-Surnamed	0%	1%	1%	0%	1%
Voter Turnout (Nov 2020)	% NH White est.	72%	76%	73%	41%	71%
	% NH Black	5%	6%	4%	11%	5%
	Total	318	194	783	71	1,366
	% Latino est.	10%	8%	14%	20%	13%
	% Spanish-Sumamed	10%	8%	14%	20%	13%
	% Asian-Surnamed	2%	2%	1%	0%	1%
Voter Turnout (Nov 2018)	% Filipino-Surnamed	0%	0%	1%	0%	0%
	% NH White est.	73%	78%	74%	42%	73%
	% NH Black	5%	5%	3%	8%	4%
	Total	248	148	576	17	989
	% Latino est.	8%	7%	12%	24%	11%
	% Spanish-Sumamed	8%	7%	12%	24%	11%
ACS Pop. Est.	% Asian-Surnamed	1%	1%	1%	0%	1%
	% Filipino-Surnamed	0%	0%	1%	0%	1%
	% NH White est.	74%	78%	74%	47%	74%
	% NH Black est.	5%	8%	3%	6%	4%
	Total	1,055	1,242	2,257	1,422	5,976
Age	age0-19	28%	38%	22%	45%	32%
	age20-60	51%	53%	59%	54%	55%
	age60plus	21%	9%	20%	0%	13%
Immigration	immigrants	12%	9%	11%	7%	10%
	naturalized	30%	38%	30%	48%	35%
Language spoken at home	english	83%	84%	79%	85%	82%
	spanish	13%	12%	15%	10%	13%
	asian-lang	3%	4%	3%	4%	3%
	other lang	0%	0%	3%	1%	1%
Language Fluency	Speaks Eng. "Less than Very Well"	2%	2%	5%	2%	3%
Education (among those age 25+)	hs-grad	60%	46%	67%	32%	55%
	bachelor	10%	15%	10%	20%	13%
	graduatedegree	11%	19%	2%	26%	11%
Child in Household	child-under18	38%	56%	20%	78%	40%
Pct of Pop. Age 16+	employed	61%	68%	47%	74%	58%
Household Income	income 0-25k	21%	14%	36%	5%	24%
	income 25-50k	25%	24%	13%	24%	19%
	income 50-75k	20%	18%	16%	16%	17%
	income 75-200k	31%	40%	34%	51%	37%
	income 200k-plus	4%	4%	1%	4%	3%
Housing Stats	single family	82%	88%	84%	96%	86%
	multi-family	18%	12%	16%	4%	14%
	rented	65%	80%	43%	100%	63%
	owned	35%	20%	57%	0%	37%

Total population data from the 2020 Decennial Census.

Surname-based Voter Registration and Turnout data from the California Statewide Database.

Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estimates. NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2015-2019 American Community Survey and Special Tabulation 5-year data.