

**SIERRA JOINT COMMUNITY COLLEGE DISTRICT  
BOARD OF TRUSTEES**

**RESOLUTION NO. 2022-08**

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE SIERRA JOINT  
COMMUNITY COLLEGE DISTRICT SUMMARIZING THE ADOPTION OF BY-  
TRUSTEE AREA ELECTIONS**

***WHEREAS***, the Board of Trustees (“Board”) of the Sierra Joint Community College District (“District”) is elected under a hybrid “at-large” election system, meaning that governing board members must live in defined trustee areas, but are elected by voters of the entire District;

***WHEREAS***, on September 14, 2021, the Board adopted Resolution No. 2021-19, (attached hereto as Exhibit A), declaring its intent to transition to by-trustee area elections, where each trustee must reside within the designated trustee-area boundary and is elected only by the voters in that trustee-area;

***WHEREAS***, National Demographics Corporation (“Demographer”) was retained to prepare several trustee-area election system map options for the Board and public’s consideration;

***WHEREAS***, pursuant to Elections Code, section 10010, subdivision (a)(1), the Board held public hearings on September 14, 2021, and October 12, 2021, to gather public input regarding potential trustee-area boundaries;

***WHEREAS***, pursuant to Elections Code, section 10010, subdivision (a)(2), the District published three trustee area maps on January 3, 2022, and held a public hearing on January 11, 2022 to gather public input on the proposed trustee area maps and sequence of elections;

***WHEREAS***, on January 25, 2022, the District published revised trustee area maps and potential election sequencing for the public’s review;

***WHEREAS***, pursuant to Elections Code, section 10010, subdivision (a)(2), on February 8, 2022, the Board held the second of two statutorily required public hearings on the proposed by-trustee area maps to gather input on the proposed trustee area maps and sequence of elections;

***WHEREAS***, on February 8, 2022, the Board passed Resolution No. 2022-04 (attached hereto as Exhibit B), identifying a trustee-area boundary map with trustee areas 1, 2, 5, and 6 scheduled for election in 2022, and trustee areas 3, 4, and 7 scheduled for election in 2024, as set forth in the map, referred to as “Proposed Trustee Area Map #5” and initiating a proposal to the Board of Governors of the California Community Colleges (“Board of Governors”) to adopt by-trustee area elections and the related map;

***WHEREAS***, on March 21, 2022, the Board of Governors conducted a public hearing pursuant to Education Code section 72036, to consider the District’s proposal and adopted a Resolution unanimously approving the establishment of by-trustee area elections and the related map (attached hereto as Exhibit C).

***NOW THEREFORE BE IT RESOLVED***, the Board of Trustees of the Sierra Joint Community College District hereby resolves as follows:

1. The above recitals are correct and true.
2. All requirements of law have been met to allow the District to implement by-trustee area elections, beginning in November 2022.
3. The Board hereby adopts the trustee-area boundaries set forth in Exhibit B.
4. The Board hereby adopts a staggering schedule whereby trustee-areas one (1), two (2), five (5), and six (6) will be up for election in 2022, and trustee-areas three (3), four (4), and seven (7) will be up for election in 2024.
5. The District Superintendent or his designee is hereby authorized and directed to send a copy of this Resolution to the Placer County Election's Office and the Board of Governors, and to work with the Placer County Election's Office to conduct the acts necessary so that trustee-area elections can be implemented in the election cycles scheduled in 2022 and 2024, including, without limitation, minor adjustments to the adopted map as may be necessary for its implementation.

***PASSED AND ADOPTED*** by the Board of Trustees of the SIERRA JOINT COMMUNITY COLLEGE DISTRICT, at a regular meeting of the Board of Trustees held on April 12, 2022, by the following vote:

Ayes: **DAWSON BARTLEY, GARCIA, LESLIE, PALMER, ROMNESS, SINCLAIR**

Noes:

Absent: **BANCROFT**

Abstain:

Student Trustee Advisory Vote: **AYE - CHAVEZ DeCHAVEZ**

I, Carol Chilton Garcia, Board President, President of the Board of Trustees of the Sierra Joint Community College District, **HEREBY CERTIFY** that the foregoing Resolution was duly introduced, passed and adopted by the Board at a lawfully called regular meeting held on April 12, 2022, by a vote of 7 to 0.

*Carol Garcia*

Carol Garcia (Apr 13, 2022 09:44 PDT)

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Carol Chilton Garcia, President, Board of Trustees  
Sierra Joint Community College District

# **EXHIBIT A**

## **SIERRA JOINT COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES**

### **RESOLUTION NO. 2021-19**

#### **RESOLUTION DECLARING INTENT TO TRANSITION FROM AT-LARGE TO BY-TRUSTEE AREA GOVERNING BOARD MEMBER ELECTIONS**

WHEREAS, the Board of Trustees (“Board”) of the Sierra Joint Community College District (“District”) is currently elected using a hybrid election system, meaning that governing board members must live in defined trustee areas, but are elected by voters of the entire District;

WHEREAS, trustees are elected in even-numbered years and serve staggered, four-year terms, such that the next election for four trustees is scheduled for November 2022, with the remaining three trustees scheduled for election in November 2024; and

WHEREAS, under the California Voting Rights Act (“CVRA”), at-large elections are impermissible if they result in racially polarized voting. Racially polarized voting is defined as “voting in which there is a difference...in the choice of candidates or other electoral choices that are preferred by voters in a protected class, and in the choice of candidates and electoral choices that are preferred by voters in the rest of the electorate”;

WHEREAS, hybrid systems are considered “at-large” voting systems for purposes of the CVRA;

WHEREAS, a transition from at-large to “by-trustee area” elections, where each board member must reside within a designated trustee area boundary, and is elected only by the voters in that trustee area, minimizes the potential for litigation against the District under the CVRA;

WHEREAS the Board desires to ensure fair representation and has determined that transitioning to by-trustee elections is in the best interest of the District and its community;

WHEREAS, the District board intends to begin the process to transition from at-large to by-trustee area elections;

WHEREAS, the District board wishes to proceed with the statutorily required public hearings in a manner that is both efficient and legally sound;

WHEREAS, the District board will hold a minimum of two public hearings prior to developing proposed trustee-area boundary maps;

WHEREAS, the District board will hold a minimum of two additional public hearings to seek public input on the proposed trustee area maps developed with assistance from a demographer, prior to holding a final public hearing after which it will adopt a trustee area map.

WHEREAS, California Education Code section 72036 authorizes community colleges to transition from at-large elections to by-trustee area elections upon the approval of the Board of Governors of the California Community Colleges;

WHEREAS, the District intends to send its adopted trustee-area map to the Board of Governors of the California Community Colleges for final approval; and

WHEREAS, the adoption of “by-trustee area” elections will not affect the terms of any Board members serving or elected during this transition, each of whom will serve out his or her full term.

**NOW THEREFORE BE IT RESOLVED,**

1. The above recitals are true and correct;
2. The Superintendent and/or designee shall commence the process of transitioning to by-trustee area elections, in full compliance with all appropriate procedures and policies provided in law;
3. The Superintendent, or designee, is hereby directed to prepare additional Board resolutions and documents, as needed, to meet all applicable legal requirements in a timely manner to develop proposed trustee area boundaries, and to seek approval from the Board of Governors of the California Community Colleges pursuant to Education Code section 72036;
4. The Superintendent, or designee, shall consult with legal counsel and demographer to take all steps necessary to implement and give effect to this resolution; and
5. The foregoing resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED** on the 14th day of September 2021, at a regular meeting of the Board of Trustees by the following vote:

AYES: **BANCROFT, DAWSON BARTLEY, GARCIA, LESLIE, PALMER, ROMNESS, SINCLAIR  
STUDENT TRUSTEE ADVISORY VOTE - CHAVEZ DeCHAVEZ**

NOES:  
ABSENT:  
ABSTAIN:

Dated: September 14, 2021

*William H. Duncan, IV*

William H. Duncan, IV (Sep 15, 2021 15:37 PDT)

Superintendent/President

*Paul Bancroft*

Paul Bancroft (Sep 16, 2021 10:19 PDT)

Clerk

## **EXHIBIT B**

### **SIERRA JOINT COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES**

#### **RESOLUTION NO. 2022-04**

#### **RESOLUTION INITIATING A PROPOSAL TO THE BOARD OF GOVERNORS OF THE CALIFORNIA COMMUNITY COLLEGES FOR THE ADOPTION OF BY- TRUSTEE AREA ELECTIONS**

**WHEREAS**, the Board of Trustees (“Board”) of the Sierra Joint Community College District (“District”) is currently elected using a hybrid election system, meaning that governing board members must live in defined trustee areas, but are elected by voters of the entire District;

**WHEREAS**, in furtherance of the purposes of the California Voting Rights Act of 2001, on September 14, 2021, the Board adopted Resolution No. 2021-19, signaling its intent to transition from at-large to by-trustee area governing board member elections, where each board member must reside within the designated trustee area boundary and is elected only by the voters in that trustee area;

**WHEREAS**, National Demographics Corporation (“Demographer”) was retained to prepare by-trustee area election map options for the Board and public’s consideration;

**WHEREAS**, on September 14, 2021, the Board held a public hearing to gather public input regarding potential trustee area boundaries pursuant to Elections Code section 10010;

**WHEREAS**, on October 12, 2021, the Board held a second public hearing to gather community input regarding potential trustee area boundaries;

**WHEREAS**, pursuant to Elections Code, section 10010, subdivision (a)(2), the District published three trustee area maps on January 3, 2022, and held a public hearing on January 11, 2022 to gather public input on the proposed trustee area maps and sequence of elections;

**WHEREAS**, on February 1, 2022, the District published revised trustee area maps and potential election sequencing for the public’s review;

**WHEREAS**, pursuant to Elections Code, section 10010, subdivision (a)(2), on February 8, 2022, the Board held the second of two statutorily required public hearings on the proposed by-trustee area maps to gather input on the proposed trustee area maps and sequence of elections;

**WHEREAS**, throughout this process, the District conducted outreach to the community, including public notices in the Sacramento Bee & Placer Herald newspapers, social media postings on the Sierra College Instagram, Facebook and Twitter accounts, and bilingual postings on the District’s website at [www.sierracollege.edu/districting](http://www.sierracollege.edu/districting), to allow members of the community to review the proposed maps and provide additional feedback;

**WHEREAS**, Education Code section 72036 and other applicable provisions of law authorize the Board of Governors of the California Community Colleges (“Board of Governors”),

upon application from a community college district's governing board, to change the district's method of election.

**NOW THEREFORE BE IT RESOLVED**, after a public hearing on the matter, the Board of Trustees of the Sierra Joint Community College District hereby resolves as follows:

1. The above recitals are correct and true.
2. The Board hereby approves, and recommends that the Board of Governors approve, the adoption of by-trustee area elections and the trustee area map set forth in **Exhibit A**, which has been designated as Proposed Trustee Area Map #5.
3. After giving special consideration to the purposes of the California Voting Rights Act, the Board hereby approves, and recommends that the Board of Governors approve, the following sequencing of elections:
  1. Trustee areas 1,2, 5 and 6 be scheduled for election in 2022; and
  2. Trustee areas 3, 4, 7 be scheduled for election in 2024.
4. The Superintendent and/or designee is hereby authorized and directed to send a copy of this Resolution to the Board of Governors, and to work with the Board of Governors and the County Clerk-Recorder's Office to conduct any acts necessary to effectuate the purposes of this Resolution and to ensure that by-trustee area elections can be implemented in the election cycles scheduled in 2022 and 2024, including, without limitation, minor adjustments to the adopted map as may be necessary for its implementation.

PASSED AND ADOPTED by the Board on February 8, 2022, at a duly noticed meeting by the following vote:

AYES: **BANCROFT, DAWSON BARTLEY, GARCIA, LESLIE, PALMER, ROMNESS, SINCLAIR**  
NOES: **STUDENT TRUSTEE ADVISORY VOTE - CHAVEZ DeCHAVEZ**  
ABSENT:  
ABSTAIN:

Dated: February 8, 2022

I, Carol Chilton Garcia, Board President, President of the Board of Trustees of the Sierra Joint Community College District, HEREBY CERTIFY that the foregoing Resolution was duly introduced, passed and adopted by the Board at a lawfully called regular meeting held on February 8, 2022 by a vote of 7 to 1.

  
Carol Garcia (Feb 9, 2022 09:43 PST)

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Carol Chilton Garcia, President, Board of Trustees  
Sierra Joint Community College District

**Exhibit A**  
Adopted Map

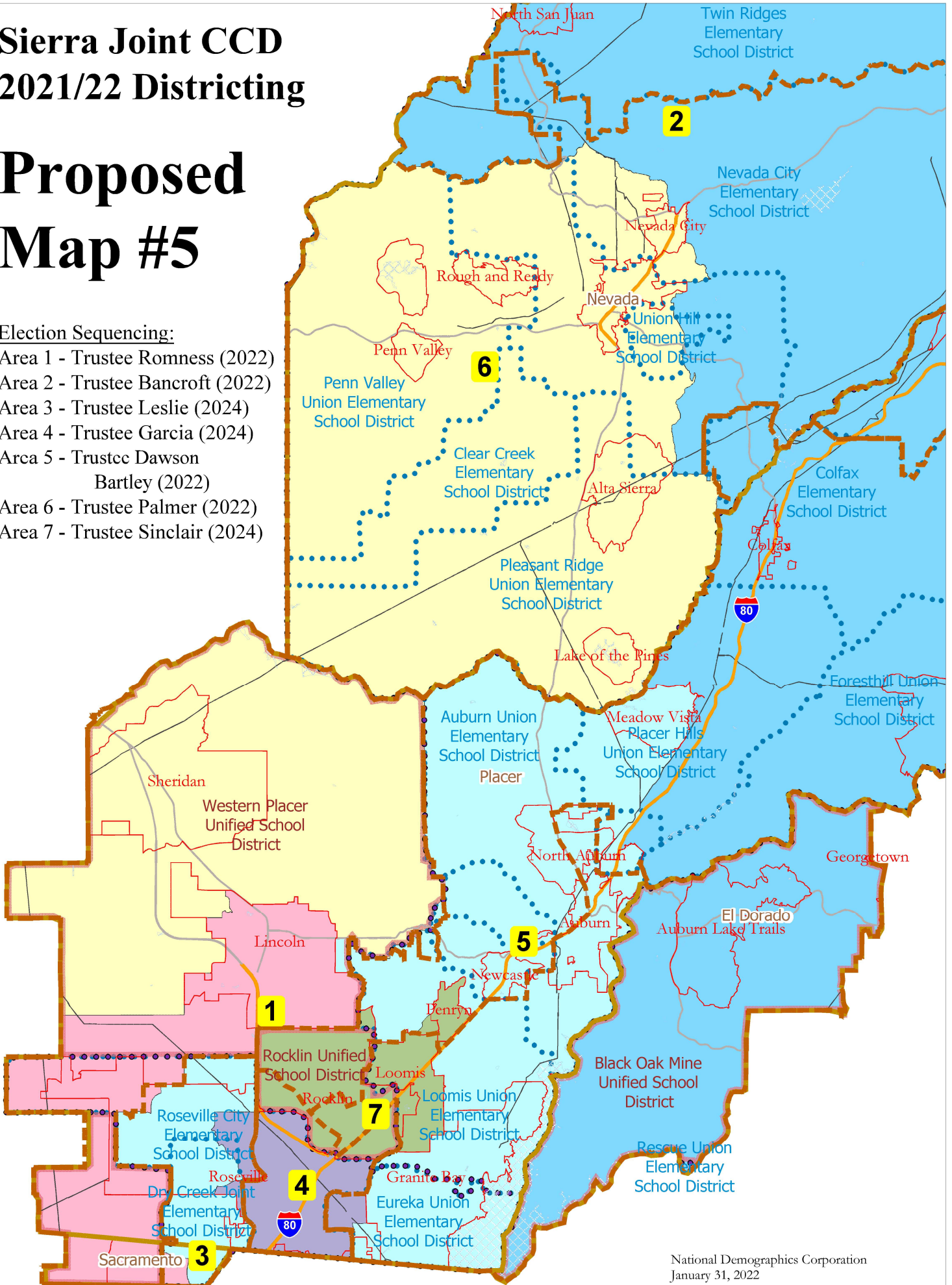


# Sierra Joint CCD 2021/22 Districting

## Proposed Map #5

### Election Sequencing:

- Area 1 - Trustee Romness (2022)
- Area 2 - Trustee Bancroft (2022)
- Area 3 - Trustee Leslie (2024)
- Area 4 - Trustee Garcia (2024)
- Area 5 - Trustee Dawson  
Bartley (2022)
- Area 6 - Trustee Palmer (2022)
- Area 7 - Trustee Sinclair (2024)



National Demographics Corporation  
January 31, 2022



# EXHIBIT C

## Resolution of the Board of Governors California Community Colleges Number 2022-11

*WHEREAS*, members of the Sierra Joint Community College District Board of Trustees are currently elected in at-large elections, or elections in which "each member of the governing board [is] elected by the registered voters of the entire district" (Education Code Section 5030(a));

*WHEREAS*, "at large" electoral systems have been subject to challenge under the California Voting Rights Act of 2001 (CVRA);

*WHEREAS*, by trustee-area electoral systems, or elections in which "one or more members residing in each trustee area [is] elected by the registered voters of that particular trustee area" (Education Code Section 5030(b)) may be less vulnerable to challenge under the CVRA than at-large electoral systems;

*WHEREAS*, the Sierra Joint Community College District Board of Trustees retained a redistricting expert, held a series of public forums and determined that a move from an at-large election system to a by trustee area election system was in the best interest of the District;

*WHEREAS*, Education Code Section 72036 authorizes community college districts to change to a by-trustee area electoral system with the approval of the Board of Governors of the California Community Colleges;

*WHEREAS*, the Sierra Joint Community College District submitted a formal request to the Chancellor's Office to change election systems; and


*WHEREAS*, the Sierra Joint Community College District has complied with the requirements of Election Code Section 72036.

*THEREFORE, BE IT RESOLVED*, that the Board of Governors of the California Community Colleges directs the following actions:

- 1.** The change from at-large to by-trustee area elections for the Sierra Joint Community College District is approved.
- 2.** The Chancellor shall provide a copy of this resolution to the Sierra Joint Community College District, and take any other additional administrative actions deemed necessary to effectuate this resolution.

Vote Count: 13-0

Date: March 21, 2022

  
Pamela Haynes (Mar 24, 2022 15:03 PDT)

Pamela Haynes, President  
Board of Governors California Community Colleges

**Board of Governors, California Community Colleges March 21, 2022 Meeting**

*Item 4.7: Sierra Joint Community College District Election Change Request*