

PROPOSED RESOLUTION NO. 18-02-22

**RESOLUTION OF THE BOARD OF EDUCATION
OF THE NEWPORT-MESA UNIFIED SCHOOL DISTRICT CONFIRMING
COMPLIANCE OF REVISED TRUSTEE AREA BOUNDARIES IN
ACCORDANCE WITH THE 2020 FEDERAL CENSUS**

WHEREAS, following each decennial federal census, the Governing Board (the “Board of Education”) of the Newport-Mesa Unified School District (“School District” or “District”), in which trustee areas have been established, and in which each trustee is elected by the residents of the area he or she represents, is required by Education Code section 5019.5 to adjust the boundaries of trustee areas (“Trustee Areas”) so that the population of each area is, as nearly as may be, the same proportion of the total population of the District as the ratio that the number of Governing Board members elected from the area bears to the total number of members of the Governing Board, and/or the population of each area is, as nearly as may be, the same proportion of the total population of the District as each of the other areas; and

WHEREAS, the Board of Education commissioned Cooperative Strategies on December 7, 2021 to perform a demographic study and submit to the Board of Education a report (the “Report”) regarding conformance with Education Code section 5019.5; and

WHEREAS, the Report was initially presented to the Board of Education at its meeting on January 11, 2022 in open session before the Board of Education describing the methodology for the study, a review of 2020 Federal Census data for each Trustee Area, and the deviations from the required ratios under Education Code section 5019.5; and

WHEREAS, on February 1, 2022, a study session was held to consider conceptual trustee areas in light of the 2020 Federal Census data; and

WHEREAS, on January 11, February 1, and February 8, 2022, members of the public were provided with the opportunity to comment on the report showing current compliance of Trustee Area boundaries with Education Code section 5019.5 and the Board of Education considered the Report and the advice of legal counsel to the District on the impact of Federal Voting Rights Act (42 United States Code §§ 1973 et seq.) and the California Voting Rights Act of 2001 (Cal. Elections Code §§ 14025 et seq.).

NOW, THEREFORE, be it resolved by the Board of Education of the Newport-Mesa Unified School District as follows:

1. The above recitals are true and correct.
2. The Board of Education finds that the current Trustee Area boundaries as set forth on map attached hereto as Scenario _____ (to be determined), and are in compliance

with the Federal Voting Rights Act, a California Voting Rights Act, and Education Code section 5019.5.

3. The order of election shall continue with the election in Trustee Areas 2, 4, 5 and 7 to be held on the first Tuesday following the first Monday in November, 2022 and then election in Trustee Areas 1, 3 and 6 to be held on the first Tuesday after the first Monday in November, 2024.

4. The Superintendent or designee will forward this Resolution and map to the Orange County Superintendent of Schools and the Orange County Registrar-Recorder.

5. The Superintendent or designee is authorized to take such actions and execute and file such documentation necessary to affect the intent of this Resolution.

ADOPTED, SIGNED and APPROVED this 8th day of February, 2022.

BOARD OF EDUCATION OF THE
NEWPORT-MESA UNIFIED SCHOOL DISTRICT

By: _____
Michelle Barto, President

By: _____
Carol Crane, Clerk