Cecilia A. Massetti, Ed.D.
Superintendent of Schools

8.7

Board of Education Action Item
June 12, 2018

Topic:
Consideration Resolutions Regarding November 6, 2018 Election.

8.7.1 Resolution No. 9, 2017-2018: "In the Matter of Payment for Candidate's Statement of Qualifications for the November 6, 2018 Election Ballot"

8.7.2 Resolution No. 10, 2017-2018: "In the Matter of a Tie Vote for Candidates in Governing Board Elections"

Background:
Resolutions are adopted prior to trustee elections held in November.

Financial Impact:
None

Resource:
Board

Recommendation:
Board Prerogative

Madera County Board of Education
Resolution No. 9
In the Matter of Payment for Candidate's Statements of Qualification for the November 6, 2018 Election

WHEREAS, Section 13307 (formerly 10012) of the Elections Code of the State of California requires local agencies to adopt regulations with respect to a candidate's statement of qualifications; and

WHEREAS, Section 13307 (formerly 10012) of said Code further provides that the statement of qualifications shall be limited to 200 words or less, unless the local agency otherwise authorizes an increase in the limitation on words for such statement to 400 words; and

WHEREAS, Section 13307 (formerly 10012) of said Code further provides that local agencies shall determine whether a charge shall be levied against that candidate filing a candidate's statement to be mailed to each voter, the charge not to exceed the actual prorated costs of printing, handling, and mailing the candidate's statement; and

WHEREAS, Section 13307 (formerly 10012) of said Code further provides that the local agency may estimate the total cost of printing, handling, translating, and mailing the candidate's statement and may require each candidate filing a statement of qualifications to pay in advance his or her pro rata share as a condition of having his or her statement included in the voter's pamphlet to be mailed to each voter.

NOW, THEREFORE BE IT RESOLVED that the governing body hereof determines as follows:

1. That the costs of printing, handling, and mailing a candidate's statement of qualifications shall be charged to the candidate.

2. That the charge levied against that candidate shall be the actual amount as determined by the local agency to be the pro rata share of the total cost of printing, handling, translating, and mailing candidate statements pursuant to Section 10012 of the Elections Code of the State of California.

3. That the total cost of printing, handling, translating, and mailing each candidate's statement for this election will be determined by the County Clerk's Office based on voter registrations for each district.

4. That each candidate filing a statement of qualifications be required to pay in advance, at the time of filing said statement, his or her pro rata share as a condition of having his or her statement included in the voter's pamphlet mailed to each voter.

5. That the statement of qualifications shall not exceed 200 words.

The foregoing resolution was passed and adopted by the Madera County Board of Education at a duly called meeting held on June 12, 2018, by the following vote:

Ayes: Bustos, Soares, Jr., Sturm, Thatcher, Vived, Wilkins

Noes: None

Abstain: None

Absent: Prosperi

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Sara Wikins, President

Madera County Board of Education
Resolution No. 10
In the Matter of Tie Vote for Candidates in Governing Board Elections

WHEREAS, a tie vote makes it impossible to determine either which of two or more candidates has been elected to the governing board or the term of a governing board members; and

WHEREAS, pursuant to Section 5016 of the Education Code of the State of California, the governing board may either call a runoff election or determine the winner or winners by lot; and

WHEREAS, prior to conducting any school board election, the governing board of each school district shall establish which of such procedures is to be employed by the district in the event of a tie vote,

NOW, THEREFORE BE IT RESOLVED, that in the event of a tie vote, the governing board hereof shall forthwith notify the candidates who have received the tie votes to appear before it either personally or by a representative at a time and place designated by the governing board. The governing board shall at that time and place determine the winner or winners by lot.

The foregoing resolution was passed and adopted by the Madera County Board of Education at a duly called meeting held on June 12, 2018, by the following vote:

Ayes: Bustos, Soares, Jr., Sturm, Thatcher, Vived, Wilkins

Noes: None

Abstain: None

Absent: Prosperi

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Sara Wilkins, President