

**BUENA PARK LIBRARY DISTRICT**

**RESOLUTION NO. 2021-5**

**RESOLUTION ADOPTING TRUSTEE AREA BOUNDARY MAP AND ELECTION SEQUENCE FOR ELECTION OF MEMBERS OF THE BOARD OF TRUSTEES AND ESTABLISHING BY-TRUSTEE AREA ELECTIONS PURSUANT THERETO**

**WHEREAS**, the Buena Park Library District ("District") is governed by a five-member Board of Trustees ("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 next election for members of the Board is scheduled for November 8, 2022;

**WHEREAS**, no community members have voiced concerns about the Board election processes;

**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**, on May 6, 2020, the District received a letter from attorney Kevin Shenkman and on June 24, 2020, the District received a letter from the Mexican American Legal Defense Fund, each letter claiming that the District's use of an at-large election system violates the CVRA;

**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**, on June 1, 2021, the Board adopted Resolution No. 2021-03, which indicated the Board's intention to transition from at-large to by-trustee area elections;

**WHEREAS**, the District retained an experienced demographer, National Demographics Corporation, to work with its legal counsel and staff to develop proposed trustee area boundaries;

**WHEREAS**, three proposed trustee area boundary maps (labeled "purple," "orange" and "green" maps) were developed during the process and posted for public review, at least seven days prior to consideration at a public hearing, on the District's website;

**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 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 prior to the drafting of any maps (September 8 and 22, 2021), two public hearings at which public comment was sought on draft maps (October 7 and 20, 2021), and a final public hearing at the meeting at which this resolution is considered (November 2, 2021);

**WHEREAS**, the Board has considered all public comment on the maps and elections sequence it received;

**WHEREAS**, Election Code section 10650 allows a special district to require, by resolution, that the members of its governing body be elected using by-trustee area elections, without being required to submit the resolution to the voters for approval where the resolution includes a declaration that the change in the method of electing members of the governing body is being made in furtherance of the purposes of the CVRA; and,

**WHEREAS**, the Board seeks to adopt a specific trustee area boundary map and election sequence for implementation beginning with the 2022 election for Board members.

**NOW, THEREFORE, BE IT RESOLVED** by the Board as follows:

Section 1. The foregoing recitals are true and correct.

Section 2. That the Board adopts the trustee area boundary map attached hereto as "Exhibit A" (also known as the "GREEN map") and believes that its adoption would serve the public interest of the District's residents and voters.

Section 3. That each trustee area is currently represented on the Board and Board members 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 2 and 3.

Section 5. That the trustee areas from which Board members shall be elected in November 2024, and every four years thereafter, are Areas 1, 4, and 5.

Section 6. That this resolution shall serve as the establishment of by-trustee area elections for election of members of the Board pursuant to Elections Code section 10010.

Section 7. That this change in the method of electing members of the governing body is being made in furtherance of the purposes of the CVRA.

Section 8. That the trustee area boundaries and by-trustee area elections shall take effect with the November 2022 elections.

Section 9. That the Director and/or her designee are each hereby directed to take all necessary steps to:

(1) 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,

(2) 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.

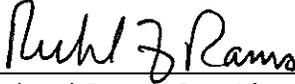
**APPROVED, PASSED AND ADOPTED** by the Board of Trustees of the Buena Park Library District this 2nd day of November 2021, by the following vote:

AYES: 3

NOES: 1

ABSTAIN:       

ABSENT: 1

  
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Richard Rams, President of the Board of Trustees  
Buena Park Library District

Buena Park Library District  
2021 Districting

# Green Map

