

FILED

DEC 15 2015

BEFORE THE GOVERNING BOARD OF TRUSTEES
OF RAISIN CITY ELEMENTARY SCHOOL DISTRICT
FRESNO COUNTY, STATE OF CALIFORNIA

By [Signature] FRESNO COUNTY CLERK
DEPUTY

IN THE MATTER OF AUTHORIZING) RESOLUTION #85-2015
A RECALL ELECTION)

WHEREAS, on December 10, 2015 the Governing Board officially received Certificates of Sufficiency for Petitions for Recall as to four (4) Board members (the Certificates are attached hereto and incorporated herein by this reference) from the Fresno County Clerk, Brandi Orth, in accordance with Elections Code section 11227, which states:

“If the elections official finds the signatures on the petition to be sufficient, he or she shall submit his or her certificate as to the sufficiency of the petition to the governing body at its next regular meeting;” and

WHEREAS, the Governing Board has a maximum of fourteen (14) days from the receipt of the Certificates of Sufficiency to take action authorizing a recall election, pursuant to Elections Code section 11240, which states:

“Within 14 days after the meeting at which the governing body received the certificate of sufficiency as specified in Section 11227, the governing body shall issue an order stating that an election shall be held pursuant to this article to determine whether or not the officer named in the petition shall be recalled;” and

WHEREAS, the authorization of a recall election triggers Elections Code section 11242, which states:

“The election shall be held not less than 88, nor more than 125, days after the issuance of the order, and if a regular or special

election is to be held throughout the electoral jurisdiction of the officer sought to be recalled within this time period, the recall election shall be held on the same day, and consolidated with, the regular or special election;" and

WHEREAS, in accordance with Elections Code section 11242, above, the only established election date that is not less than 88, nor more than 125 days after December 10, 2015 is the date of April 12, 2016 pursuant to Elections Code section 1000(a); and

WHEREAS, candidate filing for any person wishing to run for the subject trustee positions shall begin the day after the Governing Board orders the election and would continue in accordance with Elections Code section 11381, which states, in pertinent part:

"(b) For recalls of local officers, the nomination papers and the declaration of candidacy shall, in each case, be filed not less than 75 days prior to the date of the election and not before the day the order of the election is issued."

NOW, THEREFORE, the Governing Board of the Raisin City Elementary School District resolves as follows:

1. That the foregoing recitals are approved and adopted.
2. That, in accordance with Elections Code section 11240, the recall election is hereby ordered as to the attached Certificates of Sufficiency.
3. That, in accordance with Elections Code section 11242, the date of the recall election shall be April 12, 2016.

4. That, in accordance with applicable timelines as established herein, candidate filing for any person wishing to run for the subject trustee positions shall begin the day after the Governing Board orders the election, on December 11, 2015, and shall close on January 28, 2016.
5. That the District Superintendent or her designee is hereby authorized and directed to prepare any writing or take any other steps necessary and/or required to fulfill the purpose and intent of this resolution.

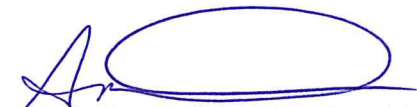
The foregoing Resolution was passed and adopted at a regular meeting of the Board of Trustees of the Raisin City Elementary School District on the 10th day of December, 2015, by the following vote:

AYES : Monreal, Schwabenland, Morfin, ~~Uria~~ P8

NOES: Uria

ABSENT: Garcia

Dated this 10th day of December, 2015.




Anthony Monreal, President
Governing Board of Trustees
Raisin City Elementary School District
Fresno County, California

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STATE OF CALIFORNIA)
 : ss
COUNTY OF FRESNO)

I, Nancy Schwabenland, Clerk to the Board of Trustees of the Raisin City Elementary School District, do hereby certify that the foregoing Resolution was regularly introduced, passed and adopted by the Board of Trustees at its meeting held on December 10, 2015.


Nancy Schwabenland, Clerk
Governing Board of Trustees
Raisin City Elementary School District
Fresno County, California

Attachments: Certificates of Sufficiency