

ORDINANCE NO. 2022-01

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE PLACENTIA LIBRARY DISTRICT ESTABLISHING BY-DISTRICT ELECTIONS OF FIVE TRUSTEES.

General Counsel Summary

This Ordinance establishes “by-district” elections of members of the Board of Trustees from five electoral districts. The Ordinance requires that the five members of the Board of Trustees be elected by the voters of each of the five districts. The Ordinance further establishes that the boundary lines for each of the five districts and the sequence of elections shall be established by resolution of the Board of Trustees such that three districts will be elected at the regular municipal election to be held in November 2024 and two districts will be elected at the regular municipal election to be held in November 2026.

WHEREAS, members of the Board of Trustees are currently elected in at-large elections, in which each of the five Trustees are elected by voters within the entire boundaries of the Placentia Library District; and

WHEREAS, the Board of Trustees has determined that it is in the best interest of the Placentia Library District to shift from its current at-large election system to a by-district election system where the five Trustees reside within a designated district boundary and are elected only by the voters in that district; and

WHEREAS, on June 22, 2022, the Board of Trustees adopted Resolution No. 22-04 declaring the Placentia Library District’s intention to transition from at-large to district-based elections pursuant to California Elections Code Section 10010(e)(3)(A); and

WHEREAS, the Placentia Library District held hearings and provided notice to the public of such hearings as required by the California Voting Rights Act to obtain public input from residents and to facilitate the development of a preliminary district map; and

WHEREAS, the Board of Trustees hereby declares that the change in the method of electing members of the Board of Trustees of the Placentia Library District pursuant to this Ordinance is in furtherance of the purposes of the California Voting Rights Act of 2001 (Chapter 1.5 (commencing with Section 14025) of Division 14 of the Elections Code) and to implement the guarantees of Section 7 of Article I and Section 2 of Article II of the California Constitution.

Now, therefore, the Board of Trustees of the Placentia Library District does hereby ordain as follows:

Qualifications of the Members of the Board of Trustees

- a. Beginning with the November 2024 general municipal election, the Board of Trustees shall consist of five members elected by districts.
- b. By-District Qualifications.

Beginning with the November 2024 general municipal election, a person elected as a member of the Board of Trustees shall be a resident of his or her respective district created under subdivision (c), as may be subsequently reapportioned as provided by applicable law and shall be nominated and elected only by the voters of his or her respective district. A person is not eligible to hold office as Trustee unless he or she is at the time of seeking nomination or appointment to office an elector within the jurisdictional boundaries of the Placentia Library District, residing in the district from which he or she is elected or appointed. If, during his or her term of office he or she moves his or her place of residence outside of the district boundaries from which he or she was elected or ceases to be an elector within the jurisdictional boundaries of the Placentia Library District, his or her office shall immediately become vacant. However, no Trustee shall be deemed to have moved outside of his or her district as a result of district boundary changes which may occur during his or her term of office, and such Trustee shall continue to serve until his or her term is complete, or the office otherwise becomes vacant.

- c. Trustee Districts.

1. BOUNDARIES.

In accordance with Elections Code section 10650, descriptions of the boundaries for each of the five districts and their numbering or designations shall be established by resolution of the Board of Trustees along with a map entitled "Placentia Library District Election Map," a copy of which shall be on file in the office of the Library Director.

2. TRANSITION.

- (a) Nothing herein shall affect the terms of office of the five members of the Board of Trustees in office at the time the ordinance codifying this section establishing district elections takes effect, who shall continue in office until their respective terms expire and until their successors are elected and qualified. Recall proceedings, if any, of such Board of Trustees members serving the remainder of an at-large term and an election of a successor to such Board of

Trustees member to complete that term, shall be conducted at-large in accordance with applicable law.

- (b) Trustees shall be elected in three Trustee districts designated by resolution of the Board of Trustees pursuant to subdivision (c)(1) above at the general municipal election in November 2024 and at the general municipal election every four years thereafter.
- (c) Trustees shall be elected in the remaining two districts at the general municipal election in November 2026 and at the general municipal election every four years thereafter.

3. FUTURE REDISTRICTING.

- (a) Future adjustments to the boundaries of the districts established herein shall be made by resolution of the Board of Trustees in accordance with federal and state law and in particular Elections Code § 10650.
- (b) The term of office of any Trustee who has been elected and whose term of office has not expired shall not be affected by any change in the boundaries of the district from which he or she was elected, whether or not that Trustee is a resident within the boundaries of the District as adjusted. At the first election for Trustee following adjustment of the boundaries of the district, a person meeting the requirements of Elections Code § 14026 shall be elected to the Board of Trustees for each District under the readjusted District plan that has the same District number as a District whose incumbent's term on the Board of Trustees is due to expire.

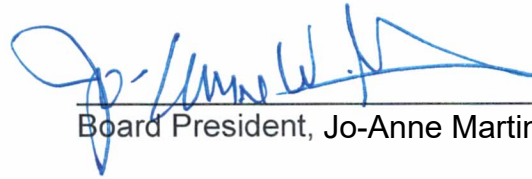
4. ANNEXATIONS.

At the time of any annexation of territory to the Placentia Library District, the Board of Trustees shall designate, by resolution, the contiguous District or Districts to which the annexed territory shall be a part and shall amend the District boundaries, as it may be amended from time to time.

SECTION II. Effective Date. This Ordinance shall take effect 30 days after its adoption. The Secretary of the Board of Trustees shall certify to the adoption of the Ordinance and cause this Ordinance to be published as required by law.

SECTION III. Severability. If any section, sub-section, clause or phrase in this Ordinance or the application thereof to any person or circumstances is for any reason held invalid, the validity of the remainder of this Ordinance or the application of such provisions to other persons or circumstances shall not be affected.

ADOPTED by the Board of Trustees of the Placentia Library District of Orange County on this 19th day of December 2022.



Board President, Jo-Anne Martin

I, Gayle Carline, Board Secretary, hereby certify that the foregoing Ordinance was duly and regularly adopted and passed by the Board of Trustees of the Placentia Library District of Orange County at its regular meeting held on December 19, 2022, by the following vote:

AYES: Martin, Carline, Beverage, Dahl, Nelson

NOES: None.

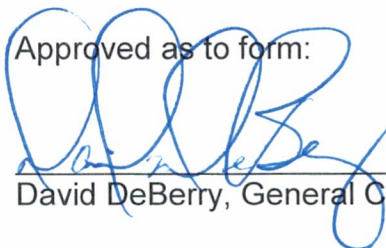
ABSENT: None.

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the seal of said Placentia Library District of Orange County this nineteenth day of December, 2022.



Board Secretary, Gayle Carline

Approved as to form:



David DeBerry, General Counsel