



Lakeside Joint School District

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Barry Garner, Registrar of Voters
Santa Clara County
Office of the Registrar of Voters
1555 Berger Drive, Building 2
P.O. Box 1147
San Jose, CA 95108

Gail Pellerin, County Clerk
Santa Cruz County
Elections Department
701 Ocean St., room 210
Santa Cruz, CA 95060

January 28, 2013

Re: Lakeside Joint School District May 7, 2013 Territory Transfer Election

Enclosed please find the Lakeside Joint School District Board of Trustees Resolution NO. 12/13-04 "Resolution ordering an election for voter determination of the transfer of 17 parcels from Lakeside Joint Union School District to Loma Prieta Joint Union School District, requesting County Elections to conduct the election, and requesting consolidation of the Election," adopted on January 22, 2013 calling for a May 7, 2013 Territory Transfer election.

Please note that this local parcel tax election is being ordered as an all mail ballot pursuant to Elections Code Sections 4000(c)(2) and 1500.

In Santa Clara County, Exhibit A of the Resolution constitutes the full ballot text which shall be supplied to each voter upon their request.

In Santa Cruz County, Exhibit A of the Resolution constitutes the full ballot text which shall be printed on the Sample Ballot and Voter Information Pamphlet.

Santa Clara County office of the Registrar of Voters shall publish the notice of election in the San Jose Mercury News and the Santa Cruz Sentinel Newspapers.

The District would like to review proofs of all materials that will be included in the mail ballot sent to voters.

We would be more than happy to provide you with the resolution electronically in order to facilitate your work, or to assist with this process in any other manner.

Sincerely,

A handwritten signature in blue ink, appearing to read "Elizabeth Bozzo", is written over a circular stamp or seal. The signature is fluid and cursive.

Elizabeth Bozzo
Superintendent /Principal
Lakeside Joint School District

_____, 2013

Acknowledgement:

I, _____, of the Elections Office of the Santa Clara County Registrar of Voters acknowledge receipt of Lakeside Joint School District Board of Trustees Resolution NO. 12/13-04 "Resolution ordering an election for voter determination of the transfer of 17 parcels from Lakeside Joint Union School District to Loma Prieta Joint Union School District, requesting County Elections to conduct the election, and requesting consolidation of the Election," adopted on January 22, 2013 calling for a May 7, 2013 Territory Transfer election.

Signature

Date

Time

BEFORE THE BOARD OF TRUSTEES OF THE
LAKESIDE JOINT UNION SCHOOL DISTRICT
SANTA CLARA COUNTY, CALIFORNIA

Resolution # 12/13-04

RESOLUTION ORDERING AN ELECTION FOR VOTER DETERMINATION
OF THE TRANSFER OF 17 PARCELS FROM LAKESIDE JOINT UNION SCHOOL DISTRICT
TO LOMA PRIETA JOINT UNION SCHOOL DISTRICT,
REQUESTING COUNTY ELECTIONS TO CONDUCT THE ELECTION,
AND REQUESTING CONSOLIDATION OF THE ELECTION

WHEREAS, pursuant to Elections Code Section 10002, the governing body of any city or district may by resolution request the Board of Supervisors of the county to permit the county elections official to render specified services to the city or district relating to the conduct of an election; and

WHEREAS, on July 28, 2010 the Santa Clara County Committee on School District Organization approved a transfer of territory (hereinafter referred to as the “Marty Road Territory”) which consists of 17 parcels numbered 9108104, 9108107, 9108109, 9108118, 9108121, 9108136, 9108137, 9108138, 9108140, 9108142, 9108143, 9108144, 9108145, 9120102, 9120103, 9120104, and 9120105 located on Marty Road and Jensen Spring Road in the County of Santa Cruz, CA from Lakeside Joint Union School District to Loma Prieta Joint Union School District; and

WHEREAS, on July 19, 2012 the California State Board of Education affirmed the action of the County Committee after hearing an appeal by the Lakeside Joint Union School District; and

WHEREAS, pursuant to California Education Code Section 35756, this action constitutes an order of election to be conducted at the next election of any kind; and

WHEREAS, Lakeside Joint Union School District has an enrollment of less than 900 students and opposes the transfer, and therefore, pursuant to Education Code Section 35756.5 the election area shall be the entire Lakeside Joint Union School District; and

WHEREAS, pursuant to Education Code Section 35756.5, the territory transfer may only be accomplished if a majority of the votes cast are in favor of the territory transfer, and

WHEREAS, pursuant to Education Code Section 35756.5, the Lakeside Joint Union School District shall bear the additional cost of holding the election in that portion of its territory not otherwise included in the election; and

WHEREAS, pursuant to Elections Code Section 10400, whenever two or more elections, including bond elections, of any legislative or congressional district, public district, city, county, or other political subdivision are called to be held on the same day, in the same territory, or in territory that is in part the same, they may be consolidated upon the order of the governing body or bodies or officer or officers calling the elections; and

WHEREAS, pursuant to Elections Code Section 10400, such election for cities and special districts may be either completely or partially consolidated; and

Section 5. The President of this Board, or any member or members of this Board as the President shall designate are hereby authorized, but not directed, to prepare and file with the Santa Clara and Santa Cruz County Registrars of Voters/Elections Departments, a ballot argument in opposition of the proposition contained in Section 7 hereof, within the time established by such Departments.

Section 6. The District Superintendent, President of the Board, or their designees are hereby authorized to execute any other document and to perform all acts necessary to place the Measure on the ballot, including making alterations to the Measure and Full Ballot Text stated in Exhibit A hereto to comply with requirements of law and election officials or which are, in the judgment of the Superintendent, in the best interests of the District.

BE IT FURTHER RESOLVED AND ORDERED that the governing body of the Lakeside Joint Union School District:

hereby orders an election be called and consolidated with any and all elections also called to be held on May 7, 2013 insofar as said elections are to be held in the same territory or in territory that is in part the same as the territory of the Lakeside Joint Union School District;

requests the Boards of Supervisors of the Counties of Santa Clara and Santa Cruz to order such consolidation under Elections Code Section 10401 and 10403.

BE IT FURTHER RESOLVED AND ORDERED that the Santa Clara and Santa Cruz County Elections Departments shall conduct the election for the measure shown in Exhibit A with the following measure summary to be voted on at the May 7, 2013 election:

“Shall 17 parcels located on Marty Road and Jensen Springs Road be transferred from the Lakeside Joint Union School District (“Lakeside”) into the Loma Prieta Joint Union School District (LPJUSD); transferring the designated attendance for elementary education (K-8) and the associated property tax revenue; relieving, then reapportioning the parcels’ G.O. Bond obligations to remaining Lakeside parcels; relieving the \$311 annual Lakeside parcel tax; and requiring an assessment of \$150 annually for the LPJUSD parcel tax?”

Reorganization of school districts Yes _____

Reorganization of school districts No _____

BE IT FURTHER RESOLVED AND ORDERED that the officers of the District are, and each of them acting alone is, hereby directed to take such other actions and to execute such other documents as are necessary to carry out the purposes of this Resolution.

Section 5. The President of this Board, or any member or members of this Board as the President shall designate are hereby authorized, but not directed, to prepare and file with the Santa Clara and Santa Cruz County Registrars of Voters/Elections Departments, a ballot argument in opposition of the proposition contained in Section 7 hereof, within the time established by such Departments.

Section 6. The District Superintendent, President of the Board, or their designees are hereby authorized to execute any other document and to perform all acts necessary to place the Measure on the ballot, including making alterations to the Measure and Full Ballot Text stated in Exhibits A and B hereto to comply with requirements of law and election officials or which are, in the judgment of the Superintendent, in the best interests of the District.

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Reorganization of school districts Yes _____

Reorganization of school districts No _____

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LAKESIDE JOINT UNION SCHOOL DISTRICT
SANTA CLARA COUNTY, CALIFORNIA

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WHEREAS, on July 19, 2012 the California State Board of Education affirmed the action of the County Committee after hearing an appeal by the Lakeside Joint Union School District; and

WHEREAS, pursuant to California Education Code Section 35756, this action constitutes an order of election to be conducted at the next election of any kind; and

WHEREAS, Lakeside Joint Union School District has an enrollment of less than 901 students and opposes the transfer, and therefore, pursuant to Education Code Section 35756.5 the election area shall be the entire Lakeside Joint Union School District; and

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