

BOARD POLICY 2110. VACANCIES ON THE BOARD

Vacancies on the Board may be caused by any of the events specified in Government Code Section 1770 or any applicable provision in the Elections Code, or by a failure to elect. Resignations from the Board shall be governed by Education Code Section 5090.

Within 60 days of the vacancy or filing of a deferred resignation, the Board shall either order an election or make a provisional appointment to fill the vacancy by a resident of the trustee area in which the vacancy occurs. Vacancies occurring within four months of the end of the term are not to be filled.

If an election is ordered, it shall be held on the next regular election date not less than 130 days after the occurrence of the vacancy.

If a provisional appointment is made, it shall be subject to the conditions in Education Code Section 5091. The person appointed to the position shall hold office only until the next regularly scheduled election for district governing board members, when the election shall be held to fill the vacancy for the remainder of the unexpired term.

The provisional appointment will be made by a majority public vote of the Board members at a public meeting.

Reference:

- Education Code Sections 5090 et seq.
- Government Code Section 1770
- Administrative Procedure 2110

Replaces a portion of:

Board Policy 1.01 Membership adopted January 4, 1965 and last revised December 9, 2008

Draft August 31, 2011

Policy 1.01 Membership

Members of the Governing Board, also known as Trustees, of the Peralta Community College District is composed of seven members elected by the qualified voters of the District. Any person who meets the criteria contained in law is eligible to be elected or appointed as a member of the Board. Members of the Board shall be elected and represent the District on the basis of trustee areas.

The members of the Governing Board, also known as Trustees, shall henceforth be referred to as Trustees.

A. Trustee Areas

The Peralta Community College District is divided into the seven trustee areas:

In 2002, trustee areas were redrawn to reflect the 2000 Federal Census. The resulting seven trustee areas are described in Exhibit 2 1, and a map of the trustee areas is displayed in Exhibit 2, as appended to this policy.

The Chancellor shall submit recommendations to the Trustees regarding the process for making adjustments to the boundaries of each trustee area, if any adjustment is necessary, after each decennial federal census by September 1st of the decennial year. The Chancellor shall submit the recommendation and alternatives in time for the Trustees to act as required by law, no later than the March 1st deadline. The Chancellor shall submit recommendations on the process for readjustment, and seek Board approval prior to the final recommendation to the Board.

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B. Term of Trustees

Trustees serve four-year terms, commencing on the first Friday in December next succeeding his or her election.

C. Election of Trustees

The registered electors of a specific trustee area elect their Trustee from the candidates who reside and are registered to vote in that specific trustee area.

Trustee elections are consolidated with general elections and are held on even-numbered years pursuant to the Election Code.

Election of the seven Trustees is staggered so that, as nearly as practical, one-half of the trustees shall be elected at each election falling on an even-numbered year. Trustee areas 3, 5, and 7 are subject to biennial election commencing in 2010. Trustee areas 1, 2, 4, and 6 are subject to biennial elections commencing in 2012.