

SWEETWATER UNION HIGH SCHOOL DISTRICT

(This Measure will appear on the ballot in the following form.)

MEASURE CC

Shall the Members of the Sweetwater Union High School District Board of Trustees be limited to two (2) terms of office?

This measure requires approval by a simple majority (over 50%) of the voters voting on the measure.

COUNTY COUNSEL IMPARTIAL ANALYSIS

This measure was placed on the ballot by the governing board of the Sweetwater Union High School District ("District"). This measure, if approved by a majority of voters, will amend the Sweetwater Union High School District Board Bylaws ("Board Bylaws").

The proposed Board Bylaw amendment would add a new section 9111, entitled "Term Limits," which would provide that no person may serve for more than two terms as a Board Member on the Sweetwater Union High School District Board of Trustees ("Board of Trustees"), on or after December 1, 2016.

Currently, persons serving as Board Members on the Board of Trustees are not limited in the number of terms they may serve. The proposed Board Bylaw amendment, if passed, will change this by imposing a two term limit on Board Members. In addition, the Board Bylaw amendment provides that any person who serves more than one-half of a full term will be deemed to have served a full term. Any Board Member who resigns or is removed from office will be deemed to have served a full term. A person who serves less than one-half of a term, but does not resign or is not removed from office will not be deemed to have served a full term.

If the proposed Board Bylaw amendment is approved by the majority of voters, it will apply prospectively only to the terms of office commencing on or after December 1, 2016. This means that a person elected as Board Member, who commences serving a term of office on or after December 1, 2016, would be eligible to serve two terms of office as a District Board member. The current incumbents serving as Board Members would not have the terms already served count towards the two term limit. Rather, if this proposed Board Bylaw amendment is approved, any incumbent Board Member who is elected to another term of office, and commences his/her new term of office on or after December 1, 2016 would be eligible to serve two more terms of office, if elected to both terms.

A "Yes" vote is a vote in favor of adopting the proposed Board Bylaw amendment which would impose a two term limit on persons who commence serving as Board Member on the Sweetwater Union High School District Board of Trustees, on or after December 1, 2016.

A "No" vote is a vote against the adoption of the proposed Board Bylaw amendment.

ARGUMENT IN FAVOR OF MEASURE CC

TERM LIMITS FOR THE MEMBERS OF THE SWEETWATER UNION HIGH SCHOOL DISTRICT BOARD

The Sweetwater Union High School District ("District") Board of Trustees ("Board") believes that setting a limit on the number of terms an individual may serve on the Board will cause a rejuvenation of the Board by bringing fresh ideas and broadening the range of persons making important decisions effecting the district, its students and schools. In addition, it will create more competitive elections by ensuring that periodically the advantages of incumbency of a Board member may lead to increased citizen participation in seeking elective office.

NICHOLAS J. SEGURA, JR.
Board President,
Sweetwater Union High School District

ARGUMENT AGAINST MEASURE CC

No argument against measure CC was filed in the office of the Registrar of Voters.

FULL TEXT OF MEASURE CC

SWEETWATER UNION HIGH SCHOOL DISTRICT

SWEETWATER UNION HIGH SCHOOL DISTRICT TRUSTEE TERM LIMITS MEASURE

FINDINGS

In 1996 the California State Legislature amended specific Government Code and Education Code sections to permit the governing body of a local public agency, such as a school district, to adopt a proposal to limit the number of terms a member of the governing board may serve and to submit that term limit proposal to the electors.

The Sweetwater Union High School District ("District") Board of Trustees ("Board") believes that:

- (a) Full and free access to elected offices is a right of all citizens;
- (b) Unchecked multiple terms of incumbency allows the entrenchment of politicians creating an inequitable advantage in the electoral process;
- (c) Ensuring equal access to the elected positions of the District is a critical public benefit and will reduce the cost of running for this important public office and remove the inherent advantage of incumbency allowing increased public participation in the electoral process;
- (d) Setting a limit on the number of terms an individual may serve on the Board will cause a rejuvenation of the Board by bringing fresh ideas and broadening the range of persons making important decisions effecting the District, its students and schools and will create more competitive elections by ensuring that periodically the advantages of incumbency of a Board member will yield to increase citizen participation in seeking elective office.

TERM LIMIT PROPOSAL

Pursuant to Education Code, Section 35107, and the findings above, the Board adopted the following proposal to limit the number of terms a member of the Board may serve ("Proposal") on May 23, 2016. This Proposal, if approved, by a majority of the votes cast by the registered voters residing within the boundaries of the District and voting thereon will prohibit an individual from serving more than two (2) terms on the Board as follows:

No person may serve for more than two terms as a Board member, regardless of trustee area represented. No person who has served for two terms as a Board member may seek election or appointment for additional service as a Board member.

Any person who serves in excess of one-half of a full term as a Board member by way of appointment, election, or any combination thereof, shall be deemed to have served one full term.

Any Board member who resigns or is removed from office with less than one-half of a full term remaining until the expiration of the term shall be deemed to have served a full term.

The limitation on the number of terms shall apply only to terms that begin on or after December 1, 2016.

The limits imposed by this Proposal may only be amended or repealed pursuant to the requirements of the Education Code.