

**RESOLUTION NO. 2022-02**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CHINO VALLEY INDEPENDENT FIRE DISTRICT PROVIDING FOR THE ELECTION OF MEMBERS OF THE BOARD OF DIRECTORS BY FIVE DIVISIONS, ESTABLISHING THE BOUNDARIES AND IDENTIFICATION NUMBER OF EACH DIVISION, AND ESTABLISHING THE ELECTION ORDER OF EACH DIVISION**

**WHEREAS**, Chino Valley Independent Fire District (“District”) currently elects five Board members using an at-large election system by which all of the voters within the District vote for each Director; and

**WHEREAS**, in the current at-large system, candidates may live in any part of the District, and each Board member is elected by the voters of the entire District; and

**WHEREAS**, pursuant to California Elections Code section 10650, the Board of Directors has determined to change the method of electing Members of the Board to a by-division system, where Board Members and candidates must reside within a specific geographical division of the District and only voters within that division may vote for candidates in that division; and

**WHEREAS**, pursuant to California Elections Code section 10650, the Board of Directors finds that this transition to by-division elections is in furtherance of the California Voting Rights Act; and

**WHEREAS**, the District engaged an expert demographic firm to assist the District with the process of analyzing the District’s population, developing draft electoral division maps, and gathering input from residents on the possible maps; and

**WHEREAS**, at public hearings conducted at the Board, held on November 17, 2021 and December 8, 2021, members of the public were invited to provide input regarding the composition of the District’s divisions before any draft maps were drawn, and the Board of Directors discussed and considered the same; and

**WHEREAS**, the demographer thereafter prepared five draft maps of electoral divisions, and based upon comments received at subsequent public hearings and District Board meetings, all five of which were published at least seven days in advance of the District’s Board Meeting conducted on March 9, 2022; and

**WHEREAS**, the Board conducted public hearings on January 12, 2022 and February 9, 2022, and a public meeting on March 9, 2022, during which all members of the public who wanted to provide input on the draft maps or the timing and sequencing of elections could do so; and

**WHEREAS**, following the conclusion of the March 9, 2022 public meeting, the Board of Directors has decided to approve the proposed division boundaries shown on Draft Map 105, placing Divisions 3 and 5 on the ballot for the District’s first general election of Board

members following adoption of this Resolution (November, 2022) with the remaining Divisions 1, 2, and 4 on the ballot for the general election thereafter (November, 2024); and

**WHEREAS**, throughout the process, the District has reached out to the public for its input, and the Board of Directors has satisfied all legal prerequisites to the adoption of this Resolution; and

**WHEREAS**, the purpose of this Resolution is to change the District's existing at-large system of electing Directors to provide for the election of the members of Board of Directors by division in five single-member divisions as reflected on the Division Boundary Map attached to this Resolution;

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Directors of Chino Valley Independent Fire District as follows:

**Section I.**     Incorporation of Recitals.

All of the foregoing recitals are true and correct, and the Board so finds and determines. The recitals set forth above are incorporated herein and made an operative part of this Resolution.

**Section II.**    Completion of Public Hearings.

The Board conducted the fourth of four public hearings on February 9, 2022 and one public meeting on March 9, 2022, at 6:00 p.m. at its Board room located at 14011 City Center Drive, Chino Hills, California, to receive oral and written testimony regarding the transition from an at-large system of electing Directors to a by-division system of electing Directors.

**Section III**   Transition to By-Division Elections.

The District hereby orders that its election system shall be changed from at-large elections to by-division elections, beginning with its next regular election of members of the Board of Directors.

**Section IV.**   Establishment of Divisions.

The District hereby establishes five Director divisions within Chino Valley Independent Fire District. The boundaries and identifying number of each division shall be as described on the Chino Valley Independent Fire District Division Boundary Map attached hereto as "Exhibit A," a copy of which shall also remain on file in the District's office.

**Section V.**    Election Process.

A.           Members of the Board of Directors shall be elected in the electoral divisions established by this Resolution, which may be subsequently reapportioned as provided for in State law. Elections shall take place "by division," meaning that one Director shall be elected from each division, by the voters of that division alone.

B. A Director elected or appointed to represent a division must reside in that division and be a registered voter in that division, and any candidate for the Board must reside in, and be a registered voter in, the division in which he or she seeks election at the time nomination papers are issued.

C. Termination of residency in a division by a Board Member shall create vacancy for that division unless a substitute residence within the division is immediately declared and established within thirty (30) days after the termination of residency.

D. Notwithstanding any other provision of this Resolution, each Director in office at the time this Resolution takes effect shall continue in office until the expiration of the term to which he or she was elected or appointed. In the event a vacancy occurs before the expiration of the term of a Director in office at the time this Resolution takes effect, a person who is appointed or elected by special election to fill such vacancy may reside anywhere within the corporate boundaries of the District.

E. The term of each Director elected to the Board of Directors shall remain four (4) years.

**Section VI. Implementation.**

The by-division election system shall be implemented beginning at the next regular election of the Board of Directors, as follows:

A. Members of the Board of Directors shall be elected in Divisions \_ and \_ beginning at the next general election of the Board of Directors, and every four years thereafter; and

B. At the next general election of the Board of Directors following the election of members of the Board of Directors in Divisions \_ and \_, members of the Board of Directors shall be elected in Divisions \_, \_, and \_, and every four years thereafter.

**Section VII. Adjustment of Boundaries.**

Pursuant to Elections Code section 22000, as it may be amended from time to time, the Board of Directors shall adjust the boundaries of any or all of the divisions following each decennial federal census to ensure that the divisions are in compliance with all applicable provisions of law.

**Section VIII. Exemption from CEQA.**


The Board of Directors finds that this Resolution is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Title 14 of the California Code of Regulations, Section 15061(b)(3) because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

**SECTION IX. Severability.** The provisions of this Resolution are severable and if any provision of this Resolution is held invalid, that provision shall be severed from the Resolution and the remainder of this Resolution shall continue in full force and effect, and not be affected by such invalidity.

**SECTION X. Effective Date.** This Resolution shall become effective upon its adoption. The President of the Board of Directors shall sign this Resolution and the Clerk of the Board of Directors shall attest thereto, and this Resolution shall be in full force and effect immediately upon its adoption. In addition, the Clerk of the Board of Director shall transmit a certified copy thereof to the Registrar of Voters for the County of San Bernardino, California.

**REVIEWED, APPROVED, AND ADOPTED** at a Regular Board Meeting held on the 9th of March, 2022, by the following vote, to wit:

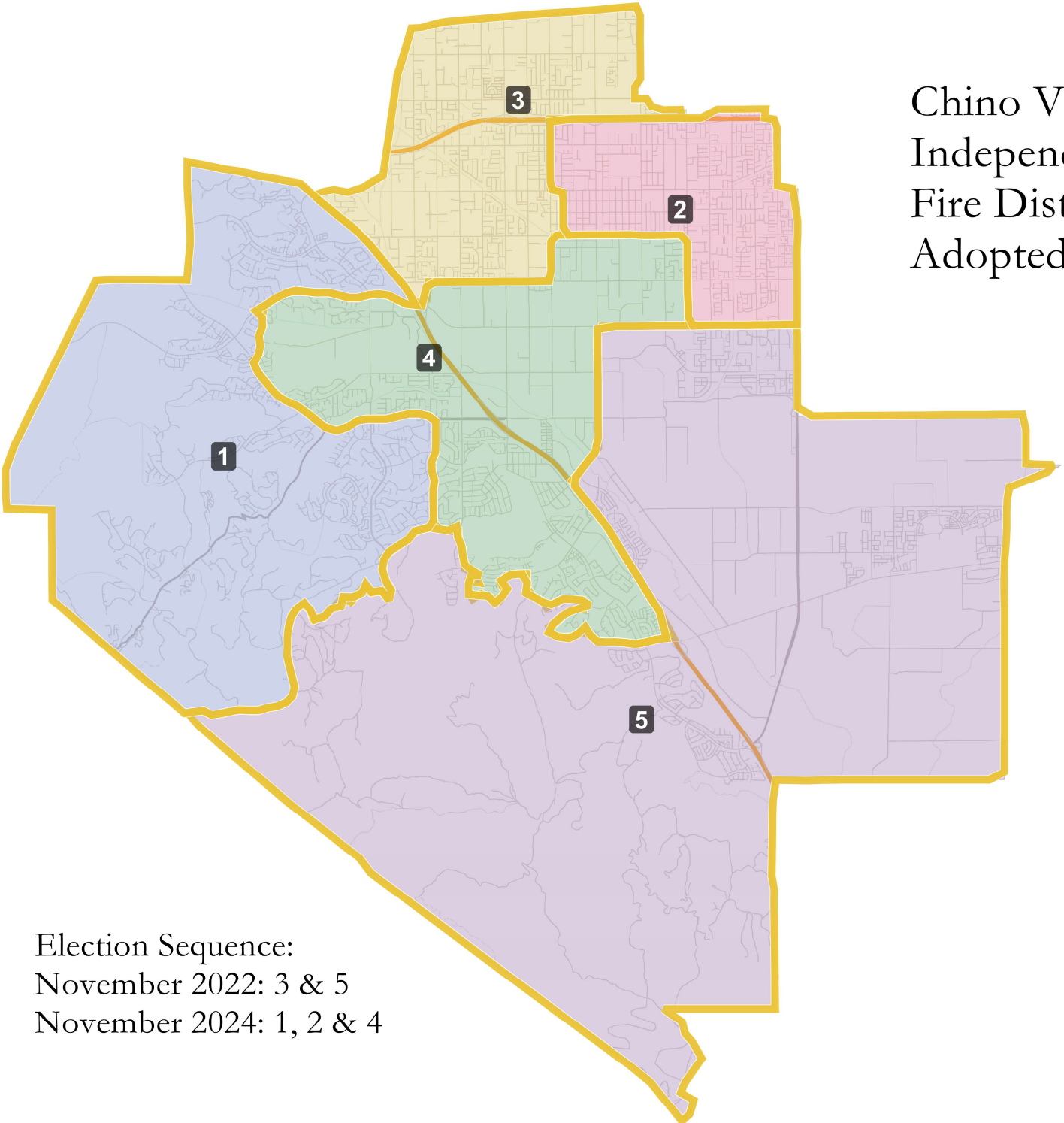
**AYES: BOARD MEMBERS: Kreeger, DeMonaco, Luth and Ramos-Evinger.**  
**NOES: BOARD MEMBERS: Williams.**  
**ABSENT: BOARD MEMBERS: None.**  
**ABSTAIN: BOARD MEMBERS: None.**

  
\_\_\_\_\_  
Mike Kreeger, President

ATTEST:

  
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Ariana Cisneros, Acting Clerk of the Board

# Chino Valley Independent Fire District Adopted Map



Election Sequence:  
November 2022: 3 & 5  
November 2024: 1, 2 & 4

