

A RESOLUTION OF THE SCHOOL BOARD OF CLAY COUNTY, FLORIDA, ADOPTING A PLAN FOR THE RENUMBERING OF THE FIVE DISTRICT SCHOOL BOARD MEMBER RESIDENCE AREAS; FINDING THAT THE SCHOOL BOARD HAS THE AUTHORITY, PURSUANT TO ITS HOME RULE POWERS, TO RENUMBER ITS MEMBER RESIDENCE DISTRICTS WITHIN THE PARAMETERS OF FLORIDA STATUTE 1001.36; FINDING THAT SUCH CHANGES WILL RESULT IN BRINGING ALL MEMBER AREAS OF BOTH THE SCHOOL BOARD AND THE COUNTY COMMISSION INTO A PROXIMATION OF NUMERICAL ALIGNMENT; FINDING THAT THE RENUMBERING OF THE MEMBER RESIDENCE AREAS WILL SIMPLIFY MATTERS FOR VOTERS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Florida Statute 1001.36 requires that each school district shall be divided into a minimum of five (5) member residence districts which shall be numbered one to five, inclusive, and

WHEREAS, there are concerns among the School Board members that the School Board member residence districts are numbered differently from the corresponding districts of the members of the Board of County Commission and that those differences result in voter/populace confusion, and

WHEREAS, District School Boards are vested with Home Rule powers, which authority is set forth in Florida Statute 1001.32(2), which reads that “district school boards...may exercise any power except as expressly prohibited by the State Constitution or general law,” and

WHEREAS, absent any specific prohibition which bars the School Board’s action herein, the School Board, acting within its Home Rule powers, may renumber its own member residence districts,

NOW THEREFORE BE IT RESOLVED, by The School Board of Clay County, Florida, that:

1. The Clay County School Board member residence districts are hereby renumbered as follows:

- a. School Board District one (1) shall remain District 1.
- b. School Board District two (2) shall be renumbered as District three (3).
- c. School Board District three (3) shall be renumbered as District four (4).
- d. School Board District four (4) shall be renumbered as District two (2).
- e. School Board District five (5) shall remain District five (5).

2. Pursuant to Article IX, Section 4, of the Constitution of the State of Florida, the School Board members for each of the five renumbered Districts shall continue to be chosen by vote of the electors in a nonpartisan election for appropriately staggered terms. The staggering of said terms shall continue in the same order as they have in the past. Candidates for School Board office for Districts renumbered as 1, 4, and 5 (formerly numbered 1, 3, and 5, respectively) would be on the election ballot on even-numbered years not divisible by 4 (for example 2022, 2026, 2030,

et seq.), and those for Districts numbered 2 and 3 (formerly Districts 4 and 2, respectively) would be on the election ballot in even-numbered years divisible by 4 (for example, 2024, 2028, and 2032, et seq.).

3. The action taken by the School Board, as set forth in numbered paragraph 1 serves to renumber the Board member residence districts such that they are an approximate match to those of the corresponding County Commission districts, thereby bringing all member areas of both board and commission which are composed of similar geographical areas into numerical alignment.

4. The effective date for implementing this renumbering shall be January 1, 2023, thereby allowing the current numbering sequence of the member residence districts to remain in effect until after the 2022 general election in November 2022.

5. The School Board hereby directs the Chairman and the Secretary to:

- a. Record this Resolution in the Office of the Clerk of Circuit Court, Fourth Judicial Circuit, in and for Clay County, Florida.
- b. Publish this Resolution at least once in a newspaper published within the district within 30 days after adoption.
- c. Transmit a certified copy to the Clay County Supervisor of Elections.

DULY ADOPTED AND APPROVED this 9th day of December, 2021, by The School Board of Clay County, Florida.

THE SCHOOL BOARD OF CLAY COUNTY, FLORIDA

By: _____
MARY S. BOLLA, Chairman

By: _____
ASHLEY GILHOUSEN, Vice-Chairman

By: _____
JANICE KEREKES

By: _____
ELIZABETH CLARK

By: _____
TINA BULLOCK

Attest:

David S. Broskie, Superintendent