



Curt Dubost, Ed.D,
Superintendent Paso Robles Joint Unified School District

October 25, 2021

RE: VACANCY ON GOVERNING BOARD -Jim Reed

Dear Superintendent Dubost:

On October 24, 2021, I received a letter of resignation from Jim Reed, a member of the Governing Board of the Paso Robles Joint Unified School District. Education Code Section §5090 specifies that a vacancy resulting from a resignation occurs on the date the resignation is filed with the County Superintendent of Schools, except where a deferred effective date is specified in the resignation letter, in which case the resignation will be effective on that date.

Pursuant to Education Code Section §5091, when a resignation has been filed with the County Superintendent of Schools, the Governing Board of the school district shall, within sixty (60) days of the vacancy, either call an election or make a provisional appointment, to fill the vacancy. The decision to either make a provisional appointment or to order an election must be made by the governing board at a regular or special meeting during open session. The enclosed notification letter needs to be completed and returned to my office immediately after the board meeting.

The last day for the Board either to call an election or to make a provisional appointment is **December 24, 2021**. If the Board fails to call an election or make a provisional appointment within the sixty (60)-day -period, I am required to call an election to fill the vacancy. The person selected, either by election or appointment, will serve until the next election.

Should the Board wish to make a provisional appointment, please advise the Board to follow the procedures outlined in the enclosed **Procedures to Appoint a New Board Member** in making the appointment.

A provisional appointment confers all powers and duties of a Governing Board member immediately following the appointment. However, if a petition calling for a special election is filed with my office within thirty (30 days) after the



appointment, and if the petition is determined to be legally sufficient, the provisional appointment is terminated. Education Code Section §5091(c)(l) outlines the requirements for petitioning for the conduct of a special election.

Should the Board call an election, the date of this special election will be determined by the County Clerk- Recorder, **but it must be not less than 130 days** after the filing of the letter of resignation with my office. (Education Code Section §5091). Specific information regarding the process for ordering an election will be sent to you upon receiving the notification of the board's decision.

Should you have any additional questions, please contact my office directly at 805-782-7203.

Sincerely,

A handwritten signature in black ink that reads "James J. Brescia". The signature is written in a cursive, flowing style.

James J. Brescia, Ed.D.
County Superintendent of Schools

Copy: San Luis Obispo County Clerk-Recorder
Chris Arend, President Paso Robles Joint Unified School District Board
Chris Bausch, Clerk Paso Robles Joint Unified School District Board