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ELECTION CODE SECTION 21130(f) REPORT – October 24, 2025

EAST SIDE UNION HIGH SCHOOL DISTRICT

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Elections code section 21130(f) provides in part:

“Within 21 days of adopting final election district boundaries, the districting body shall issue a report that explains the basis on which the districting body made its decisions in achieving compliance with the requirements and criteria described in this section, including, as to each neighborhood, community of interest, city, or census designated place that was split into two or more districts, the reason for that split.”

This shall constitute the East Side Union High School District’s (“ESUHSD”) report.

1. A brief description of each Trustee Area

- a. **Area 1 – Alum Rock area.** This Area includes the Alum Rock Census-Designated Place (“CDP”) and the western portion of the Alum Rock Union Elementary School District. It also includes the White Avenue corridor into the Mount Pleasant Elementary School District.
- b. **Area 2 – Oak Grove area.** This Area is co-terminous with the Oak Grove Elementary School District.
- c. **Area 3 – Little Saigon area.** This area contains all of the Franklin-McKinley Elementary School District, including the Little Saigon and Seven Trees neighborhoods. To balance population, it also includes the area in the Evergreen Elementary School District east of US 101 around the Eastridge Mall north and west of Capitol Expressway.
- d. **Area 4 – Berryessa area.** This area includes all of the northern end of the District, including Orchard Elementary School District and Berryessa Elementary School District, other than a small portion around East Foothills CDP for population balancing.
- e. **Area 5 – Eastern area.** This area includes the majority of the Evergreen Elementary School District as well as the East Foothills CDP and eastern portion of the Mount Pleasant Elementary School District. All areas in the hills south of Berryessa Elementary School District are in this Trustee Area.

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2. Are the populations of the trustee areas of the map adopted by the governing board of the East Side Union High School District substantially equal?

Yes. The courts have held that a less than 10% population variance among trustee areas is presumptively valid under the Equal Protection Clause to achieve legitimate local districting goals. The map adopted by the Board of Education on October 3, 2025, has a total population variance of 7.3%. Population equality is based on the total population of residents of ESUHSD as determined by the most recent federal decennial census for which the redistricting data described in Public Law 94-171 are available and adjusted in accordance with subdivision (b) of Section 8253 of the Government Code.

3. Does the Adopted Map comply with the United States and California Constitutions and the federal Voting Rights Act?

Yes. The Adopted Map does not discriminate against any protected class and does not engage in racial or ethnic gerrymandering. Protected class voters have an equal opportunity to other voters to participate in the political process and elect their preferred candidates. ESUHSD as a whole is 48% Asian Citizen Voting Age Population (CVAP), and 29% Latino CVAP, and 18% Non-Hispanic White CVAP. The Adopted Map contains three areas in which a compact population of Asians comprise a majority of CVAP, Area 3 (50% Asian), Area 4 (66% Asian), and Area 5 (56% Asian). Area 1 includes a compact population of Latino eligible voters constituting 52% of the CVAP. Area 2 has no overall majority by CVAP.

4. Are the Trustee Areas in the map contiguous?

Yes. Each Trustee Area is geographically contiguous, with the single exception noted below, which is unavoidable. A technical inspection of each Trustee Area demonstrates that each Trustee Area is a single, continuous area, composed of whole Census Blocks, where all parts of the area are connected. There are no areas connected only at a single point. ESUHSD includes one portion in the northwestern part of the district that is not connected to the main portion of the district. This non-contiguous area is part of the Orchard Elementary School District and adjacent to Trustee Area 4 which includes Orchard Elementary School District. Therefore, this non-contiguous portion of ESUHSD is included in that trustee area as well.

5. Does the map adopted by the Board respect Communities of Interest?

Yes. The Board engaged in a Districting tool (DistrictR) to allow community members to submit maps and communities of interest. The tool resulted in 29 maps submitted by members of the community. These maps each identify potential communities of interest, and map drawers had the opportunity to explain their maps at multiple public hearings.

In addition, several types of Communities of Interest were identified, including the feeder elementary school districts, the high school attendance areas, as well as the specific communities/neighborhoods of Little Saigon and Seven Trees. The Adopted Map had the fewest splits of elementary school districts and high school attendance areas of any map considered. These splits are unavoidable because there are

more elementary school districts and high school attendance areas in ESUHSD than there are trustee areas and divisions are necessary to balance the populations of the trustee areas. The adopted map does not divide the communities of Little Saigon or the Seven Trees community.

6. Does the map adopted by the Board respect city boundaries and census designated places?

Yes. There are two CDPs in ESUHSD, along with portions of two cities. The City of San Jose must be divided into every trustee area because of its large population. The portion of the City of Milpitas and the CDPs of Alum Rock and East Foothills are small enough not to be divided. The Adopted Map does not split Milpitas, Alum Rock, or East Foothills.

7. Does the map adopted by the Board follow major divisions?

Yes. A visual review of the Adopted Map shows that it follows major divisions. These include jurisdictional boundaries, such as the CDPs of Alum Rock and East Foothills, the Oak Grove Elementary School District, and major roads, such as Capitol Expressway and McKee Road.

8. Is the map adopted by the Board geographically compact?

Yes. A visual review of the Adopted Map shows that each of the trustee areas is geographically compact. Trustee Areas do not bypass any group of population in favor of more distant populations.

9. Does the map adopted by the Board favor or discriminate against any incumbent, candidate or political party?

No. The Adopted Map does not favor or discriminate against any incumbent, candidate, or political party. The map was drawn without knowledge of incumbent locations. In the Adopted Map, two incumbents were placed in each of Trustee Areas 3 and 5. Trustee Areas 1 and 2 are vacant.