

REQUEST FOR COUNCIL ACTION



CITY COUNCIL MEETING DATE:

OCTOBER 30, 2018

TITLE:

PUBLIC HEARING: HOLD HEARING #4 TO AMEND COUNCIL WARD BOUNDARIES AND INTRODUCE ORDINANCE TO AMEND SAME (STRATEGIC PLAN NO. 5, 1)

A handwritten signature in blue ink, appearing to read "R. Solorio", is written over a horizontal line. Below the line, the text "CITY MANAGER" is printed.

CITY MANAGER

CLERK OF COUNCIL USE ONLY:

APPROVED

- As Recommended
- As Amended
- Ordinance on 1st Reading
- Ordinance on 2nd Reading
- Implementing Resolution
- Set Public Hearing For _____

CONTINUED TO _____

FILE NUMBER _____

RECOMMENDED ACTIONS

1. Open and close the Public Hearing to obtain input from the community on draft maps for consideration.
2. Select one of the maps being considered - Map C, C-2, D or D-2.
3. Confirm Ward numbering as proposed by staff, or adjust numbering as desired.
Note: Wards 1, 3 and 5 will hold elections on November 3, 2020; and Wards 2, 4 and 6 will hold elections on November 8, 2022.
4. Introduce ordinance for first reading and authorize publication of title (Requires five affirmative votes).

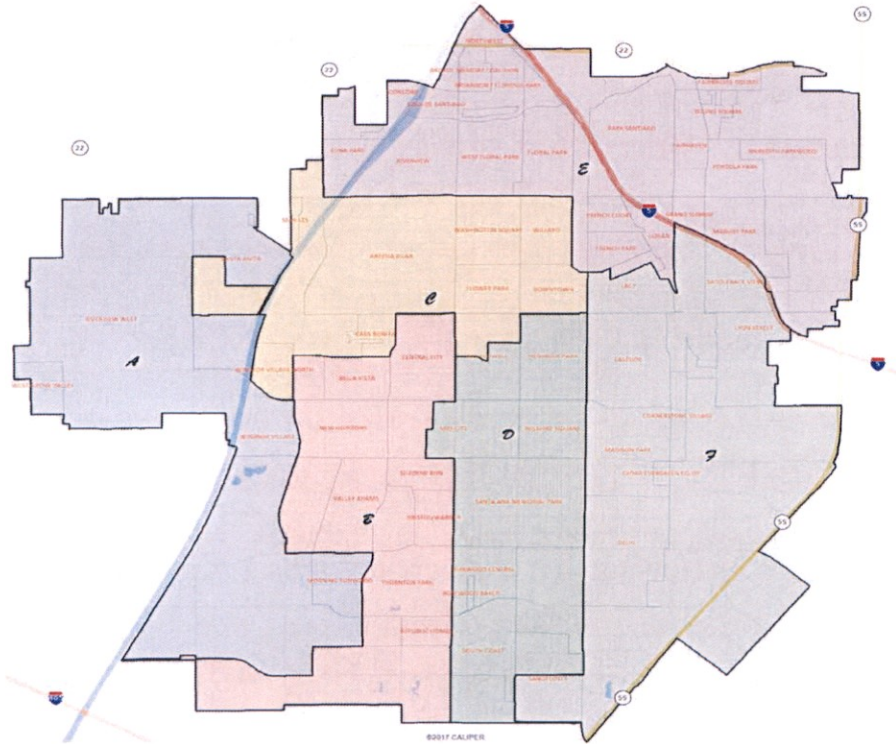
DISCUSSION

At its October 16, 2018, the City Council held the third public hearing regarding Ward boundaries. The City Council selected Maps C, D and D-2 for final consideration. City's consultant, Redistricting Partners submitted proposed Map D-2 and Councilmember Solorio submitted proposed Map C-2, that includes slight variations to Maps C and D for City Council consideration.

The City Council will introduce the ordinance and select a Ward Map. If the City Council wishes to select Map C-2, introduction of the ordinance may be deferred to the November 20, 2018 meeting, with another public hearing scheduled for December 4, 2018 to allow members of the community to provide comments on proposed boundaries. Final reading of the ordinance will be held at the November 20, 2018 City Council Meeting if Maps C, D or D-2 selected, or if Map C-2 is chosen, at the December 4, 2018 City Council Meeting. The New Boundaries are effective for the 2020 General Municipal Election.

Pursuant to the Settlement Agreement entered by the City of Santa Ana and plaintiff, consistent with California Elections Code section 10010(b), the Ward with the highest percentage of Asian-American citizens of voting age shall be designated among the three Wards (1, 3 and 5) subject to election on November 3, 2020, with Wards 2, 4 and 6 to be subject to election on November 8, 2022; and any special elections after November 3, 2020 shall be By-Ward. Based on Asian CVAP populations the following are proposed Ward numbers and term expirations for each:

Plan C

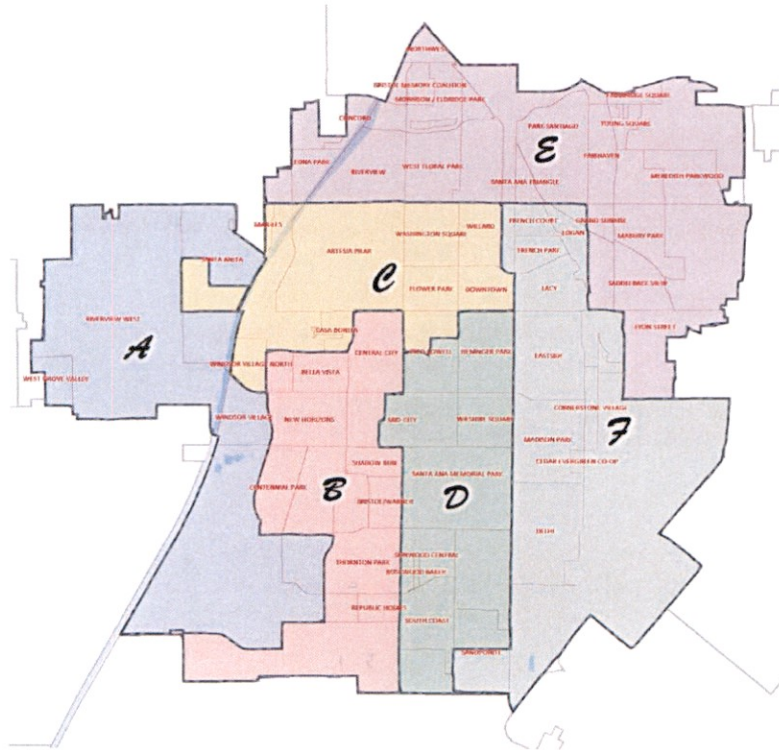


Plan C

- A - Ward 1 - 2020**
- B - Ward 5 - 2020**
- C - Ward 2 - 2022**
- D - Ward 4 - 2022**
- E - Ward 3 - 2020**
- F - Ward 6 - 2022**

PLAN C	A	B	C	D	E	F
Population	53,852	53,158	55,083	54,848	53,494	54,148
Deviation	(246) 0%	(940) -2%	985 2%	750 1%	(604) -1%	50 0%
18+ Citizens (CVAP)	29,015 54%	23,568 44%	20,253 37%	22,779 42%	27,823 52%	16,981 31%
Latino CVAP	11,277 39%	15,473 66%	14,647 72%	16,220 71%	13,426 48%	13,029 77%
White CVAP	4,012 14%	4,101 17%	2,507 12%	4,161 18%	10,533 38%	2,077 12%
African American CVAP	283 1%	712 3%	487 2%	330 1%	423 2%	313 2%
Asian CVAP	12,846 44%	3,057 13%	2,450 12%	1,706 7%	2,905 10%	1,410 8%

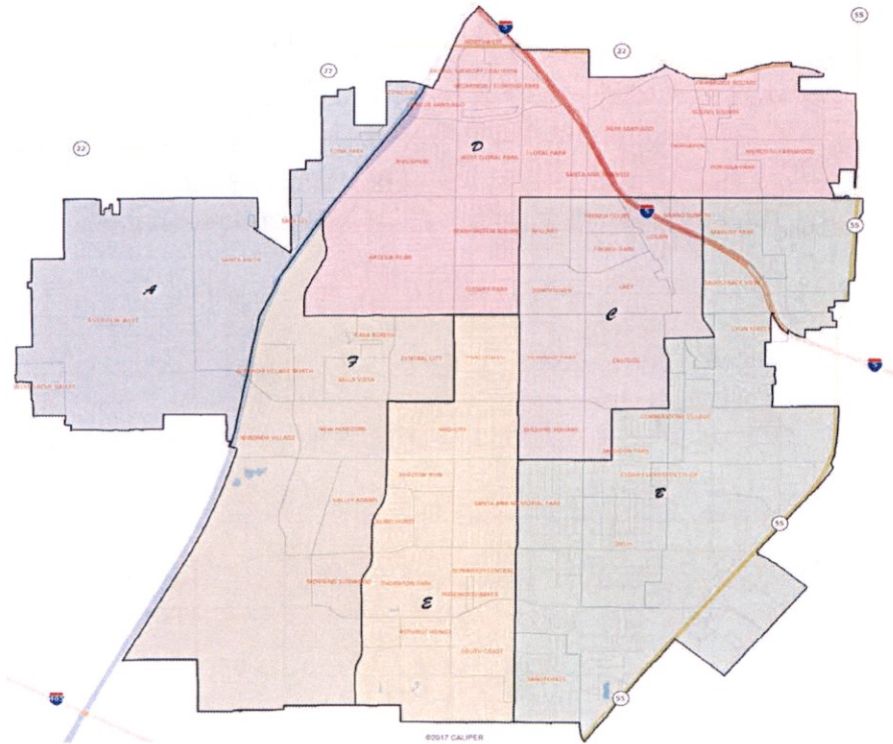
Plan C 2



Plan C2
A - Ward 1 - 2020
B - Ward 5 – 2020
C - Ward 2 - 2022
D - Ward 4 - 2022
E - Ward 3 - 2020
F - Ward 6 – 2022

PLAN C 2	A	B	C	D	E	F
Population	53,852	53,158	54,080	54,848	55,406	53,239
Deviation	(246) 0%	(940) -2%	(18) 0%	750 1%	1,308 2%	(859) -2%
18+ Citizens (CVAP)	29,010 54%	23,573 44%	19,771 37%	22,784 42%	28,282 51%	17,004 32%
Latino CVAP	11,267 39%	15,478 66%	14,392 73%	16,210 71%	14,063 50%	12,652 74%
White CVAP	4,017 14%	4,096 17%	2,465 12%	4,161 18%	10,342 37%	2,311 14%
African American CVAP	283 1%	718 3%	486 2%	331 1%	368 1%	378 2%
Asian CVAP	12,851 44%	3,052 13%	2,269 11%	1,711 8%	2,973 11%	1,523 9%

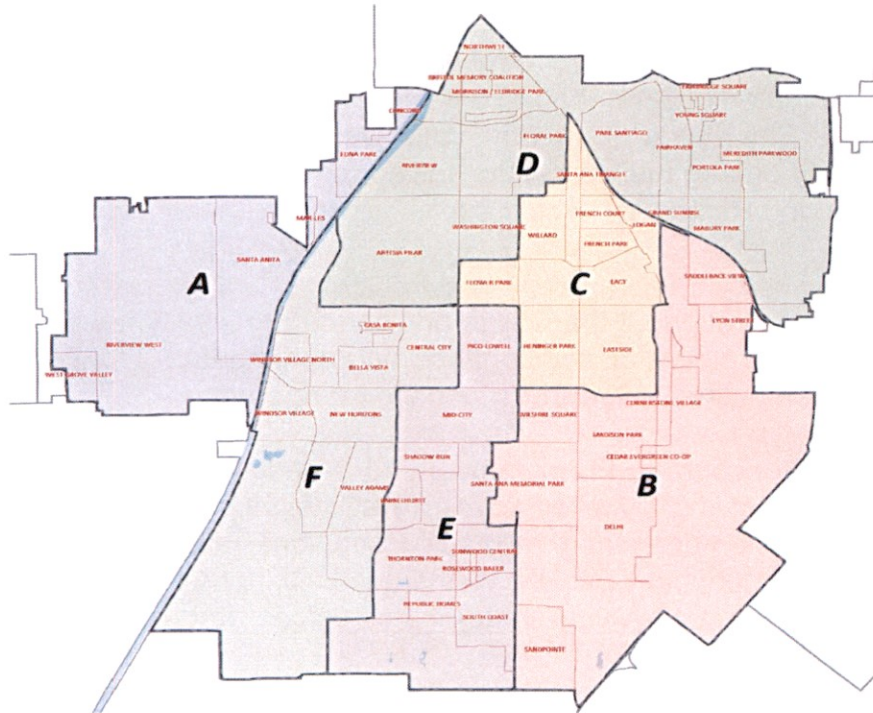
Plan D



- Plan D**
A - Ward 1 - 2020
B - Ward 2 - 2022
C - Ward 4 - 2022
D - Ward 6 - 2022
E - Ward 5 - 2020
F - Ward 3 - 2020

PLAN D	A	B	C	D	E	F
Population	53,515	52,395	52,744	56,104	54,425	55,402
Deviation	(583)	(1,703)	(1,354)	2,006	327	1,304
	-1%	-3%	-3%	4%	1%	2%
18+ Citizens (CVAP)	26,472	22,302	14,018	28,648	25,658	23,321
	49%	43%	27%	51%	47%	42%
Latino CVAP	10,813	14,772	10,901	15,789	16,595	15,187
	41%	66%	78%	55%	65%	65%
White CVAP	3,058	4,651	1,799	9,696	5,332	2,861
	12%	21%	13%	34%	21%	12%
African American CVAP	193	459	193	444	429	840
	1%	2%	1%	2%	2%	4%
Asian CVAP	11,776	2,182	964	2,354	2,964	4,134
	44%	10%	7%	8%	12%	18%

Plan D 2



Plan D2

- A - Ward 1 - 2020**
- B - Ward 2 - 2022**
- C - Ward 4 - 2022**
- D - Ward 6 - 2022**
- E - Ward 3 - 2020**
- F - Ward 5 - 2020**

PLAN D 2	A	B	C	D	E	F
Population	53,515	54,646	54,038	54,656	54,075	53,655
Deviation	(583)	548	(60)	558	(23)	(443)
	-1%	1%	0%	1%	0%	-1%
18+ Citizens (CVAP)	26,467	21,702	15,110	29,145	25,417	22,583
	49%	40%	28%	53%	47%	42%
Latino CVAP	10,803	15,902	10,983	15,405	16,231	14,733
	41%	73%	73%	53%	64%	65%
White CVAP	3,058	3,495	2,532	10,198	5,458	2,661
	12%	16%	17%	35%	21%	12%
African American CVAP	193	417	316	363	453	816
	1%	2%	2%	1%	2%	4%
Asian CVAP	11,776	1,696	1,119	2,740	2,964	4,084
	44%	8%	7%	9%	12%	18%

Under the provisions of the Settlement Agreement, staff proposed that the Wards be numbered as reflected above in the versions of the maps under consideration, but can be changed by a Council majority. Once a map is selected, metes and bounds descriptions for each Ward will be appended to the map in Exhibit 2 and sent to the Registrar of Voters Office.

Under the City Charter, an ordinance adjusting ward boundaries must be approved by a 2/3 affirmative vote requirement and be adopted no later than 120 days before an election in order to be effective for that election. While the City Charter currently limits ward boundary adjustments as needed to ensure equality of population among the wards, the settlement agreement recognized the need to comply with the California Voting Rights Act, which applies to both general law and charter cities.

The City held four Community Meetings throughout the City in addition to the legally noticed Public Hearings and received input including the need for additional demographic data. The consultant provided data requested which has been posted to the City's website for reference.

Staff has made the following efforts to encourage the community to be engaged in the process - notices sent via Nixle Alert, Facebook posting, emailed notice to all neighborhood associations, school district, board and commission members, and religious institutions; also published legal notices in various newspapers and translated into Spanish, Vietnamese, Chinese and Korean. The information was posted on City's website at <http://www.ci.santa-ana.ca.us/coc/ward-re-boundary.asp>

This proposed re-boundary process is categorically exempt from the California Environmental Quality Act ("CEQA") pursuant to Section 15320 – Class 20 (Changes in Organization of Local Agencies) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, since it involves a proposed reorganization of the City Council Wards and does not change the geographical area in which previously existing powers are exercised.

STRATEGIC PLAN

Approval of this item allows us to meet Goal #5. Community Health, Livability, Engagement & Sustainability, Priority #1, Establish a comprehensive community engagement initiative exhibit to expand access to information and create opportunities for stakeholders to play an active role in discussing public policy and setting priorities.

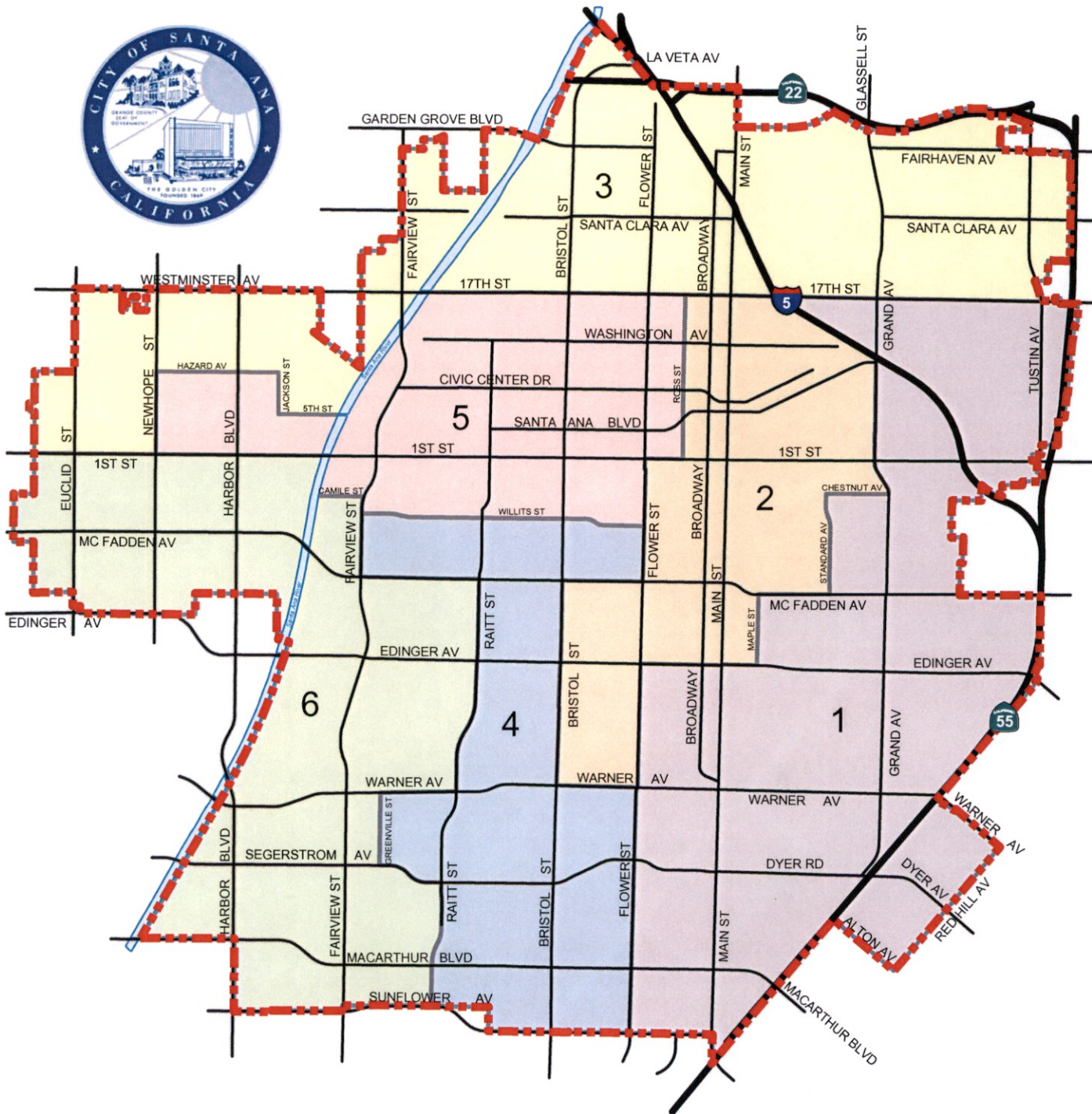
FISCAL IMPACT

There is no fiscal impact associated with this action.



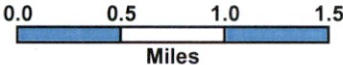
Maria D. Huizar
Clerk of the Council

- Exhibits: 1. Current Ward Boundary Map
2. Ordinance
3. Proposed Draft Maps C, C-2, D and D-2



City of Santa Ana Council Wards

Adopted January 17, 2012



ORDINANCE NO. NS-XXXX

AN ORDINANCE OF THE CITY OF SANTA ANA
 ESTABLISHING NEW BOUNDARY LINES OF THE WARDS
 OF THE CITY OF SANTA ANA AND REPEALING
 ORDINANCE NO. NS-2826

WHEREAS, By certified letter received on March 14, 2018, the Asian-Americans Advancing Justice advised the City that it believes the City's current at-large method of electing City Councilmembers violates the California Voting Rights Act ("CVRA").

WHEREAS, On July 17, 2018 the City Council by a vote of 6-0 approved Resolution No. 2018-056 to place a Charter Amendment on the ballot to transition from At-Large City Councilmember elections to By-Ward elections on the November 6, 2018 General Municipal Election. The resolution also mandated that Ward Boundaries be re-drawn in accordance with federal and state law.

WHEREAS, Several Community Meetings and four (4) Public Hearings were held to receive input from the community, include their "communities of interest", provide criteria for mapping of new Ward boundaries and consider proposed Ward Maps.

WHEREAS, The City Charter provides that an ordinance adjusting ward boundaries must be approved by a 2/3 affirmative vote requirement and be adopted no later than 120 days before an election in order to be effective for that election.

WHEREAS, Pursuant to a Settlement Agreement entered by the City of Santa Ana and plaintiff specifies that, consistent with California Elections Code section 10010(b), the Ward with the highest percentage of Asian-American citizens of voting age shall be designated among the three Wards (1, 3 and 5) subject to election on November 3, 2020, with Wards 2, 4 and 6 to be subject to election on November 8, 2022; and any special elections after November 3, 2020 shall be by-Ward.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SANTA ANA DOES ORDAIN AS FOLLOWS:

SECTION 1: That the boundaries and numbers of the wards of the City of Santa Ana are hereby changed and established as set forth on the map and description attached hereto and incorporated herein by reference as **Exhibit 1**.

SECTION 2: That the Clerk of the Council shall cause a map diagram showing the new boundary lines of each and every ward to be published in the Orange County Register not less than thirty (30) days prior to the 2020 general municipal election.

ADOPTED this _____ day of _____, 2018

Miguel A. Pulido
Mayor

APPROVED AS TO FORM:

By: _____
Sonia R. Carvalho,
City Attorney

AYES: Councilmembers _____

NOES: Councilmembers _____

ABSTAIN: Councilmembers _____

NOT PRESENT: Councilmembers _____

CERTIFICATE OF ATTESTATION AND ORIGINALITY

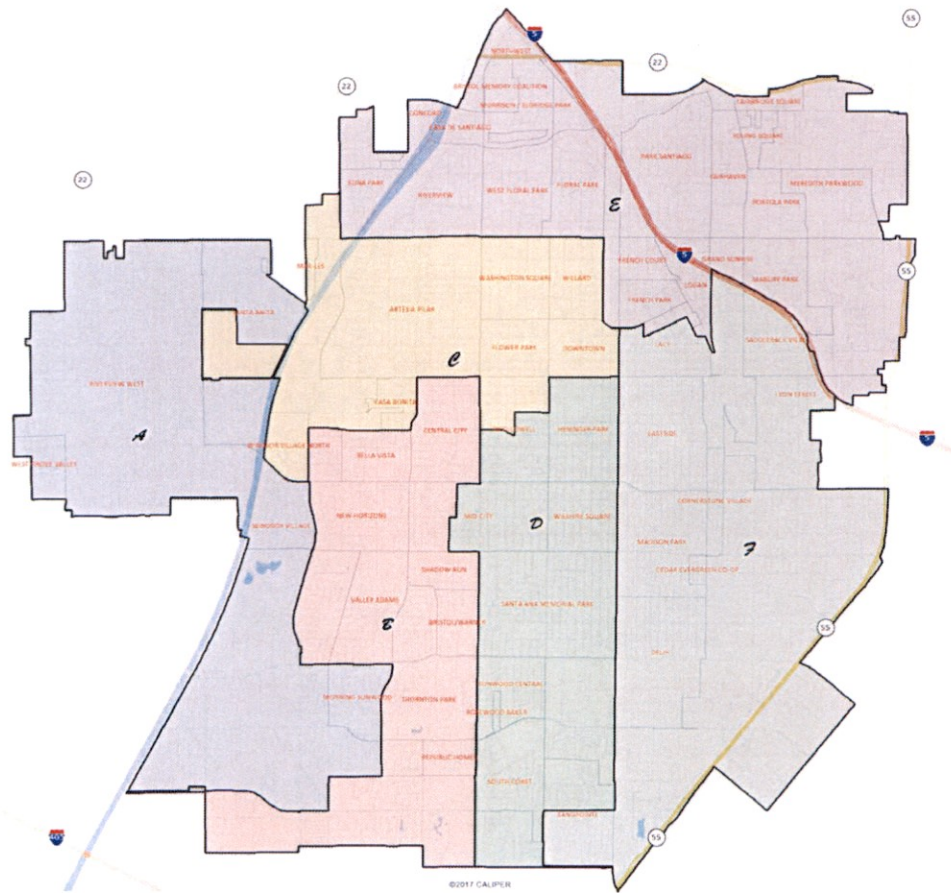
I, MARIA D. HUIZAR, Clerk of the Council, do hereby attest to and certify that the attached Ordinance No. NS-XXX to be the original ordinance adopted by the City Council of the City of Santa Ana on _____, and that said ordinance was published in accordance with the Charter of the City of Santa Ana.

Date: _____

Clerk of the Council
City of Santa Ana

City of Santa Ana

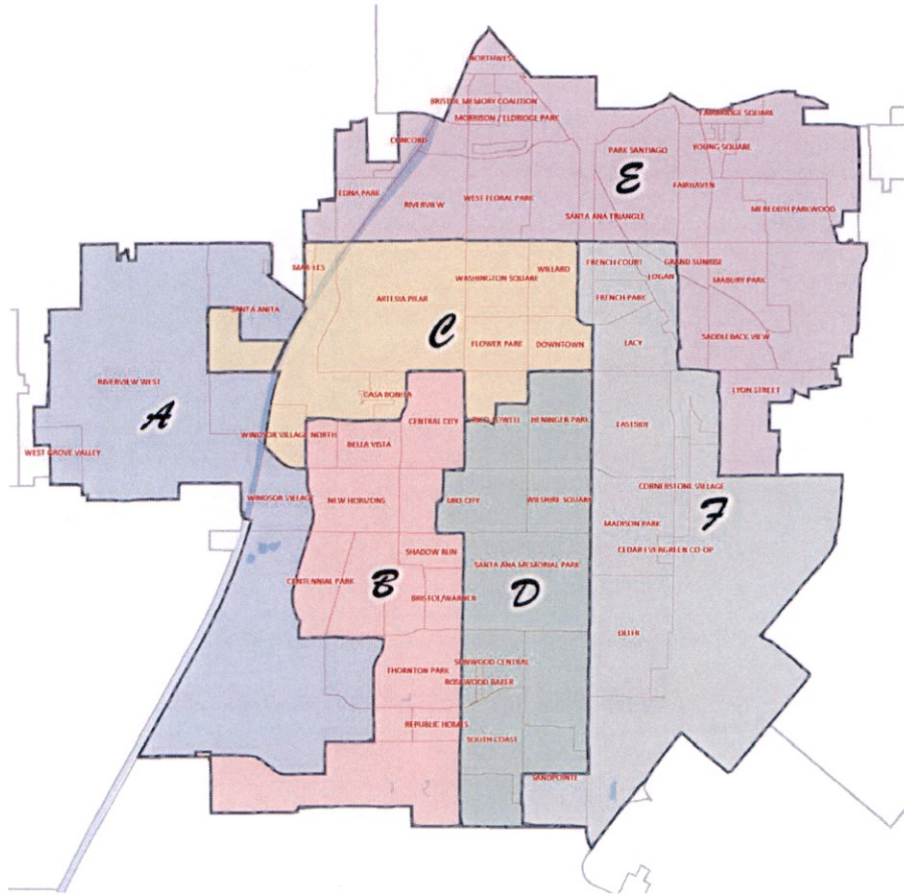
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City of Santa Ana

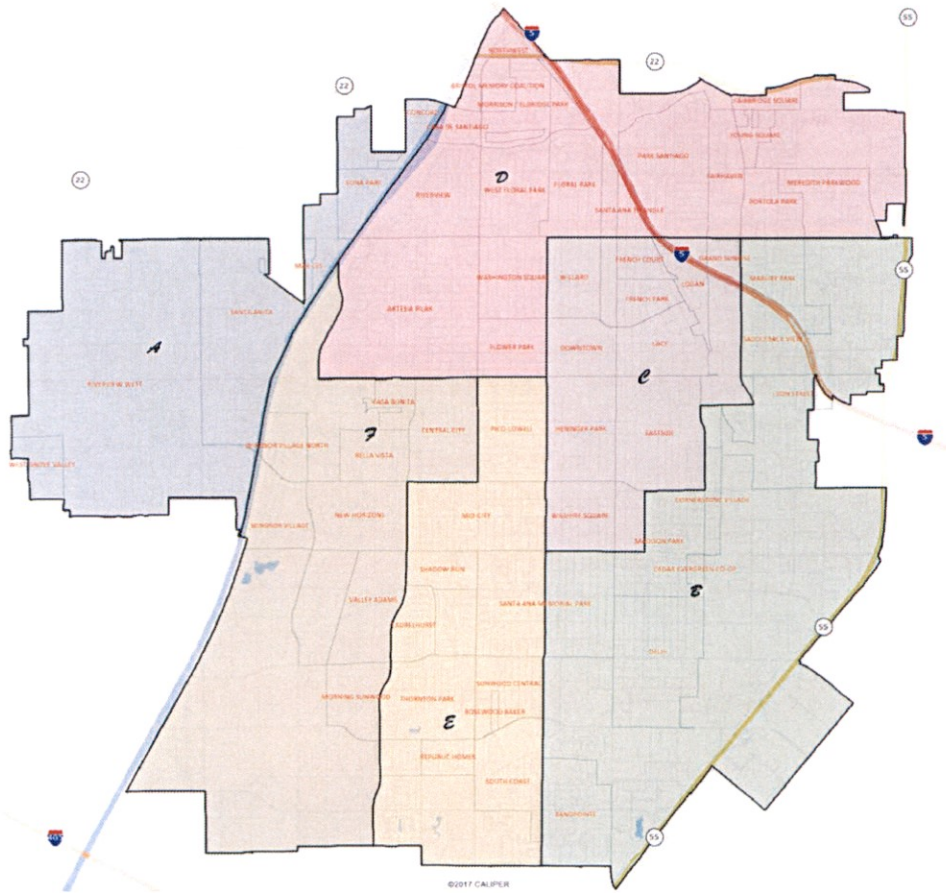
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City of Santa Ana

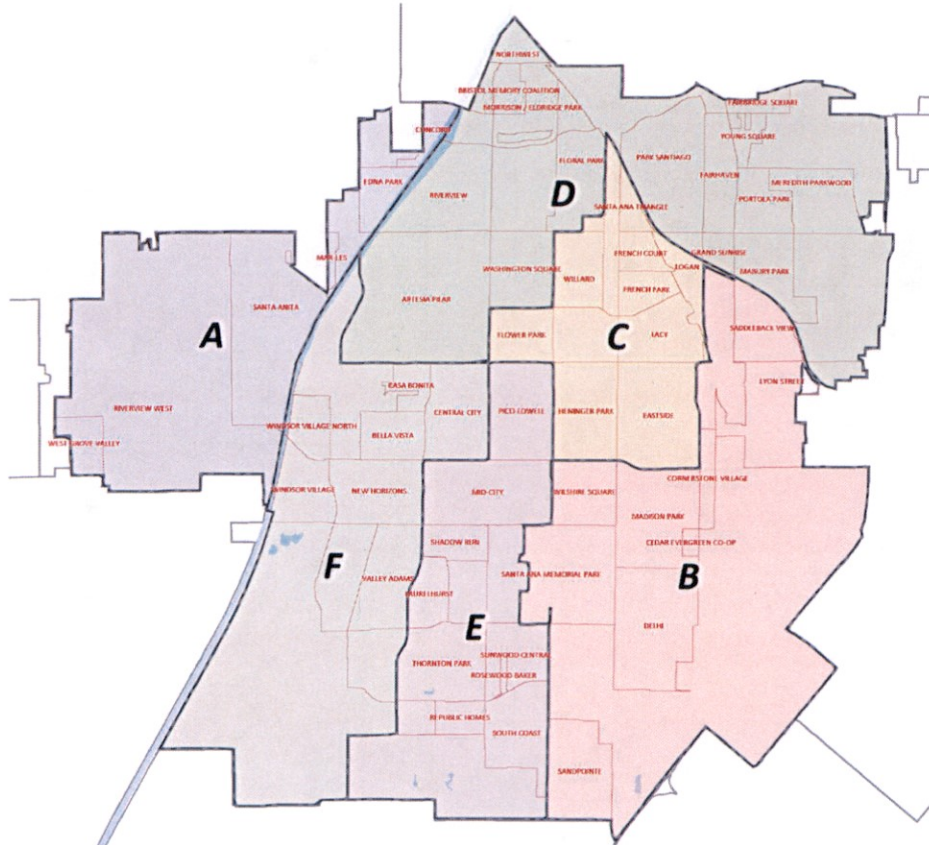
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City of Santa Ana

Plan D 2



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