



AGENDA ITEM

- MEETING DATE:** Tuesday, September 26, 2017
- TITLE:** Public Hearing regarding Draft Maps of the City's Proposed Voting Districts Pursuant to Elections Code section 10010(a)(2) (Fourth of Five Public Hearings)
- PRESENTED BY:** D. Wayne Leech, City Attorney
- RECOMMENDATION:** Receive public comment regarding draft maps of voting district boundaries and adoption of a motion to direct staff regarding which map should be considered for inclusion in the Ordinance for By-District Elections.
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BACKGROUND:

In response to a threat to sue the City for alleged violations of the California Voting Rights Act ("CVRA") (Elec. Code §§ 14025-14032), and in order to avoid the potentially significant litigation expenses that are likely to occur if the City retains its at-large election method of election for City Councilmembers, at the City Council's July 13, 2017 hearing, the Council adopted Resolution No. 2017-32 (Exhibit 1) outlining its intention to transition from at-large to district based elections.

Pursuant to Elections Code Section 10010(a)(1), on July 31, 2017 and August 2, 2017, the City Council held two public hearings to receive public input regarding the composition of the City's voting districts before any draft maps of voting districts were drawn. Pursuant to Elections Code Section 10010(a)(1), on August 29, 2017, the City Council held a public hearing to receive public input regarding the composition of the City's voting districts after receiving draft maps of voting districts submitted by members of the public. At said public hearing, the City Council adopted a motion by Councilmember Davis and seconded by Councilmember Allawos directing the staff to utilize the draft maps drawn by Councilmembers Thompson and Allawos as a template and to further refine said maps in order to attempt to draw districts that include Arrow Highway, Route 66 and Foothill Blvd., decrease the population deviation, maintain the integrity of the Latino voting population in compliance with applicable legal authority, make the districts more contiguous, and increase the connectivity of the districts.

MAPS FOR CITY COUNCIL'S CONSIDERATION:

Following the City Council's direction at the August 29, 2017 public hearing, the City's demographic consultant, National Demographics Corporation ("NDC"), prepared three (3) maps for the City Council's consideration. The maps are labeled Map A, Map B and Map C. The three maps, together with their demographic analysis, are attached hereto and incorporated herein by reference. The maps have been evaluated by the City Attorney and NDC, and the three maps meet the standards established by the relevant legal authority (equal population in the districts, Federal Voting Rights Act compliance, no racial gerrymandering, address communities of interest, compactness of the districts, contiguous districts, respect for voters' wishes and

continuity in office, and visible (natural and man-made) boundaries). These maps were publically released on the City's website on September 19, 2017. This is the fourth of five required public hearings.

NEXT STEPS

One more public hearing will be held concerning the proposed district boundaries later in the agenda for the September 26, 2017 City Council meeting, at which time the City Council will be asked to consider introduction of an Ordinance to establish and implement by-district elections.

It is important to note that in order to benefit from the safe harbor provisions provided under AB 350, the City of Glendora must complete the second reading of the Ordinance establishing the district boundaries and the by-district election method pursuant to Government Code section 34886 and Elections Code section 10010 no later than October 10, 2017. AB 350 requires variations to boundary maps to be republished for public review for at least seven days prior to consideration by the legislative body.

If the City Council introduces the Ordinance to establish and implement by-district elections later in this agenda, the Ordinance will be calendared for adoption at the October 10, 2017 regular City Council meeting, which will comply with the safe harbor requirements.

RECOMMENDATION:

It is recommended that the City Council adopt a motion directing which map (either Map A, B or C) the City Council desires to be included for consideration in the Ordinance to establish the district boundaries and the by-district election method. The Ordinance is scheduled for City Council consideration and introduction later in this meeting.

Public Notification

Notice of this Public Hearing was published in the September 14, 2017 edition of the San Gabriel Valley Examiner Newspaper. The three maps were published on the City website on September 19, 2017, and posted at City Hall.

CEQA (CALIFORNIA ENVIRONMENTAL QUALITY ACT):

The requested action is not a project within the definition of the California Code of Regulations, Title 14, Chapter 3, section 15378(a) since the action has no potential for resulting in either a direct change in the environment or a reasonably foreseeable indirect change in the environment.

FISCAL IMPACT:

The demographic consultant cost is anticipated to be approximately \$40,000. Attorney fees to voluntarily convert to district elections are estimated to be \$30,000. The City's exposure for the claimant's attorney fees and costs is capped at \$30,000.00.

Respectfully submitted,

D. Wayne Leech

D. Wayne Leech

City Attorney

Director <i>Kathleen Sessman</i>	Finance <i>Juni Overholt</i>	CEQA <i>Not Required</i>	Attorney <i>Not Required</i>	City Manager <i>Kathleen Sessman</i>
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ATTACHMENTS:

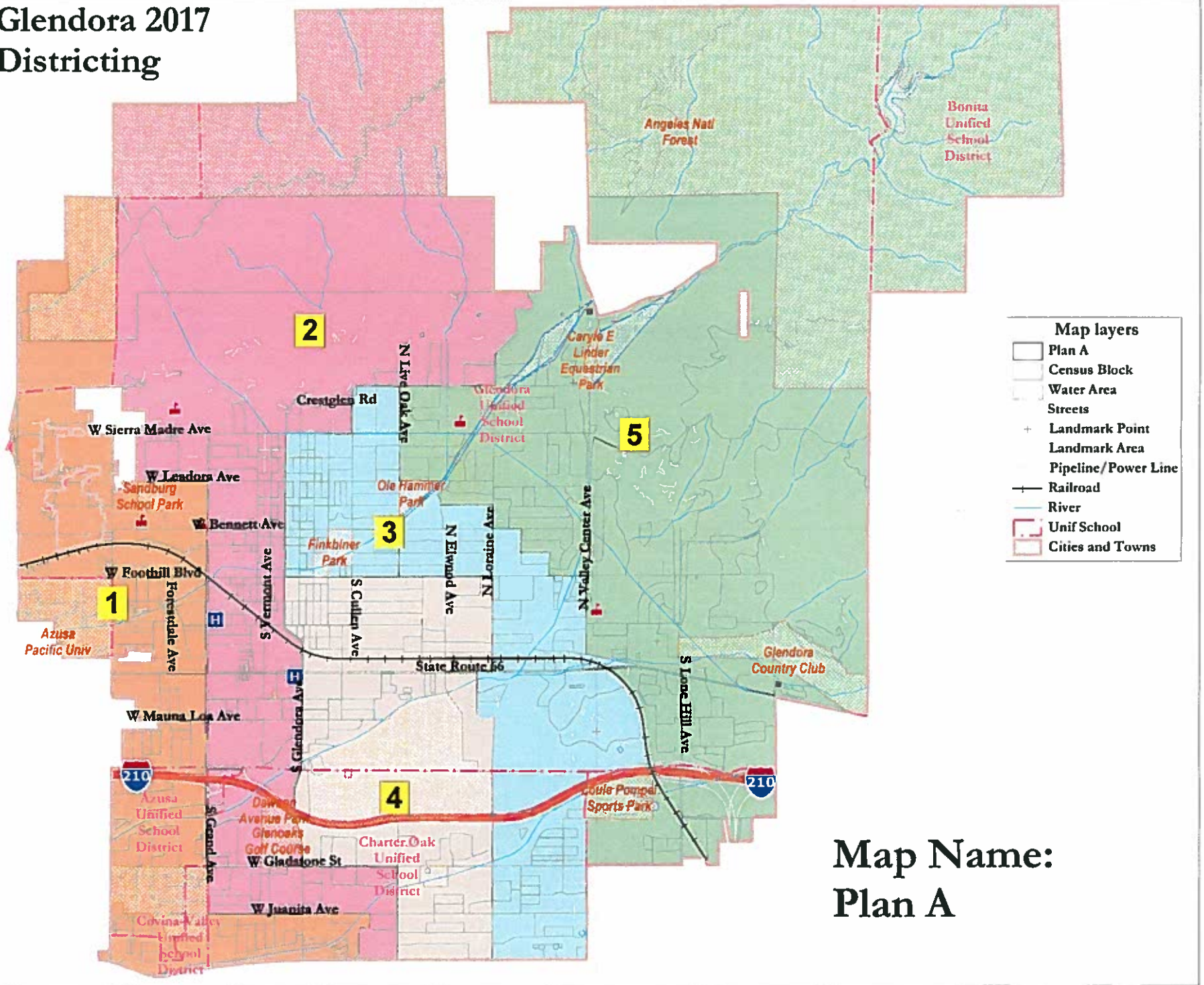
Attachment A - District Map Plan A (developed by NDC).pdf

Attachment B - District Map Plan B (developed by NDC).pdf

Attachment C - District Map Plan C (developed by NDC).pdf

Attachment D - Notice of Public Hearing (4th of 5 PH).docx

Glendora 2017 Districting



Map layers	
	Plan A
	Census Block
	Water Area
	Streets
	Landmark Point
	Landmark Area
	Pipeline/Power Line
	Railroad
	River
	Unif School
	Cities and Towns

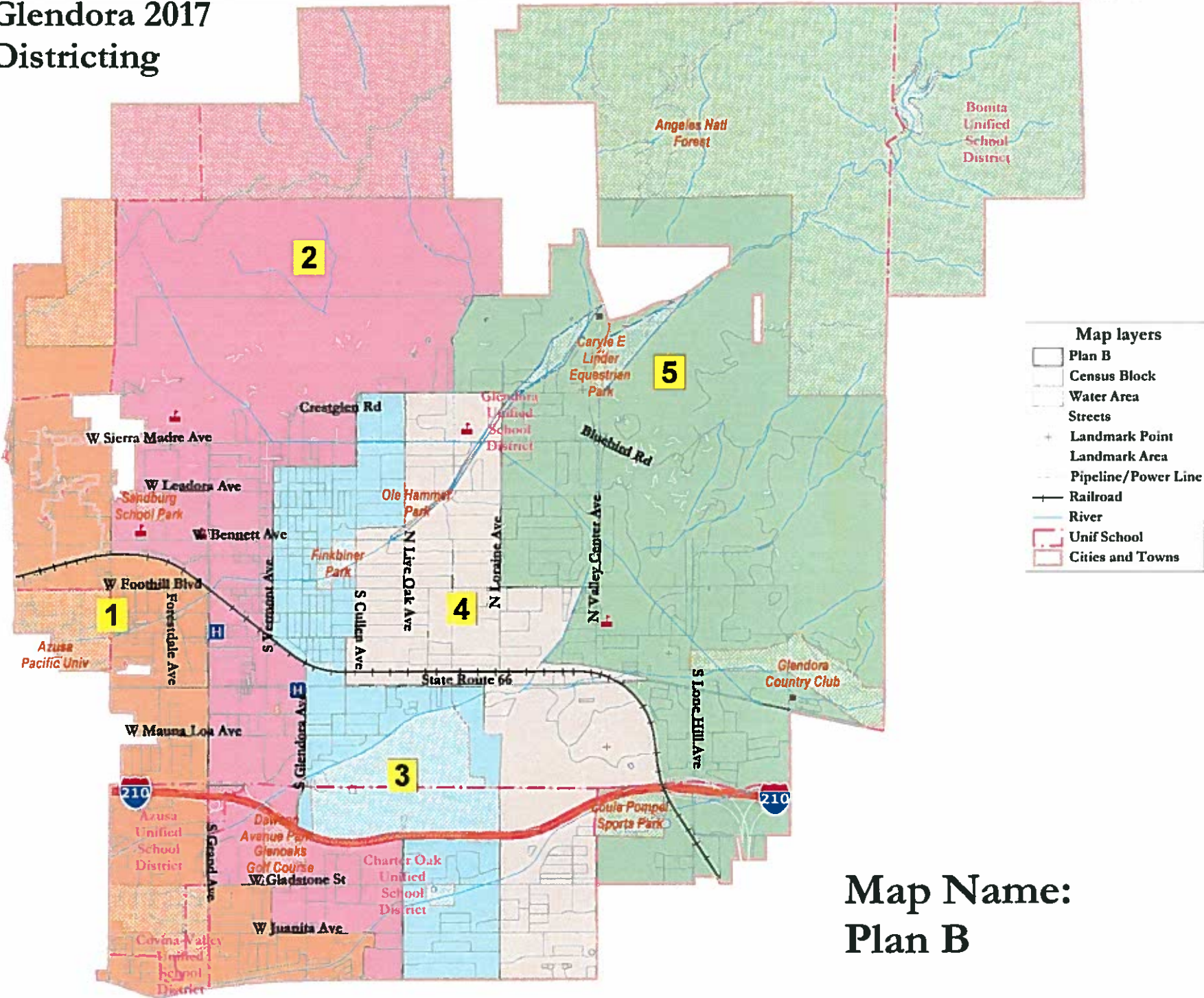
Map Name:
Plan A

City of Glendora - Plan A

District		1	2	3	4	5	Total
Ideal	Total Pop	10,066	9,964	9,988	10,109	10,130	50,257
10,051	Deviation from ideal	15	-87	-63	58	79	166
	% Deviation	0.15%	-0.87%	-0.63%	0.58%	0.79%	1.65%
Total Pop	% Hispanic	39%	31%	26%	37%	20%	31%
	% NH White	49%	56%	62%	49%	70%	57%
	% NH Black	2%	2%	1%	3%	1%	2%
	% Asian-American	9%	10%	9%	9%	8%	9%
Voting Age Pop	Total	7,686	7,727	7,715	7,535	7,795	38,458
	% Hispanic	35%	27%	23%	33%	17%	27%
	% NH White	53%	59%	66%	54%	73%	61%
	% NH Black	2%	2%	1%	3%	1%	2%
	% Asian-American	9%	10%	9%	9%	8%	9%
Citizen Voting Age Pop	Total	8,026	6,896	7,671	7,653	7,702	37,947
	% Hispanic	37%	26%	25%	30%	19%	27%
	% NH White	48%	60%	64%	59%	72%	60%
	% NH Black	3%	5%	1%	3%	1%	3%
	% Asian/Pac. Isl.	10%	8%	7%	7%	8%	8%
Voter Registration (Nov 2014)	Total	5,695	6,267	6,740	5,433	7,237	31,372
	% Latino est.	33%	25%	23%	29%	14%	24%
	% Asian-Surnamed	4%	4%	3%	3%	5%	4%
	% Filipino-Surnamed	2%	1%	1%	1%	1%	1%
	% Spanish-Surnamed	30%	23%	20%	26%	13%	22%
	% NH White est.	58%	65%	71%	65%	79%	68%
	% NH Black	2%	3%	2%	2%	1%	2%
Voter Turnout (Nov 2014)	Total	1,889	2,162	2,535	1,746	3,039	11,371
	% Latino	24%	17%	17%	20%	12%	18%
	% Asian-Surnamed	3%	4%	3%	2%	4%	3%
	% Filipino-Surnamed	1%	0%	1%	1%	0%	1%
	% Spanish-Surnamed	22%	16%	16%	18%	10%	16%
	% NH White est.	68%	74%	78%	74%	83%	76%
	% NH Black	2%	3%	2%	2%	1%	2%
Voter Turnout (Nov 2012)	Total	3,721	4,231	4,765	3,533	5,430	21,679
	% Latino	30%	23%	21%	27%	14%	22%
	% Asian-Surnamed	3%	3%	3%	3%	4%	3%
	% Filipino-Surnamed	1%	1%	1%	2%	1%	1%
	% Spanish-Surnamed	27%	20%	19%	24%	12%	20%
	% NH White est.	62%	69%	74%	67%	81%	71%
	% NH Black est.	2%	3%	2%	2%	1%	2%
ACS Pop. Est.	Total	11,135	10,116	10,375	10,189	10,294	52,110
Age	age0-19	25%	25%	26%	26%	26%	26%
	age20-60	56%	54%	54%	53%	54%	54%
	age60plus	19%	21%	20%	21%	20%	20%
Immigration	immigrants	18%	17%	16%	18%	13%	16%
	naturalized	63%	62%	76%	60%	81%	67%
Language spoken at home	english	69%	72%	76%	73%	82%	74%
	spanish	18%	17%	12%	13%	8%	14%
	asian-lang	8%	6%	5%	5%	4%	6%
	other lang	5%	5%	7%	8%	5%	6%
Language Fluency	Speaks Eng. "Less than Very Well"	10%	8%	7%	8%	4%	8%
Education (among those age 25+)	hs-grad	62%	59%	56%	61%	50%	58%
	bachelor	18%	19%	21%	19%	26%	21%
	graduatedegree	7%	11%	15%	9%	19%	12%
Child in Household	child-under18	31%	31%	34%	31%	35%	32%
Work (percent of pop age 16+)	employed	55%	56%	57%	56%	60%	57%
	Commute on Public Transit	4%	3%	2%	3%	2%	3%
Household Income	income 0-25k	13%	18%	13%	19%	6%	14%
	income 25-50k	22%	19%	14%	20%	15%	18%
	income 50-75k	21%	20%	17%	21%	12%	18%
	income 75-200k	41%	37%	46%	36%	50%	42%
	income 200k-plus	3%	7%	10%	3%	18%	8%
Housing Stats	single family	91%	82%	88%	69%	96%	85%
	multi-family	9%	18%	12%	31%	4%	15%
	vacant	6%	4%	3%	2%	4%	4%
	occupied	94%	96%	97%	98%	96%	96%
	rented	26%	37%	27%	47%	15%	31%
	owned	74%	63%	73%	53%	85%	69%

Total and Voting Age population data from the 2010 Decennial Census.
Surname-based Voter Registration and Turnout data from the California Statewide Database.
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estimates. NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.

Glendora 2017 Districting



- Map layers**
- Plan B
 - Census Block
 - Water Area
 - Streets
 - Landmark Point
 - Landmark Area
 - Pipeline/Power Line
 - Railroad
 - River
 - Unif School
 - Cities and Towns

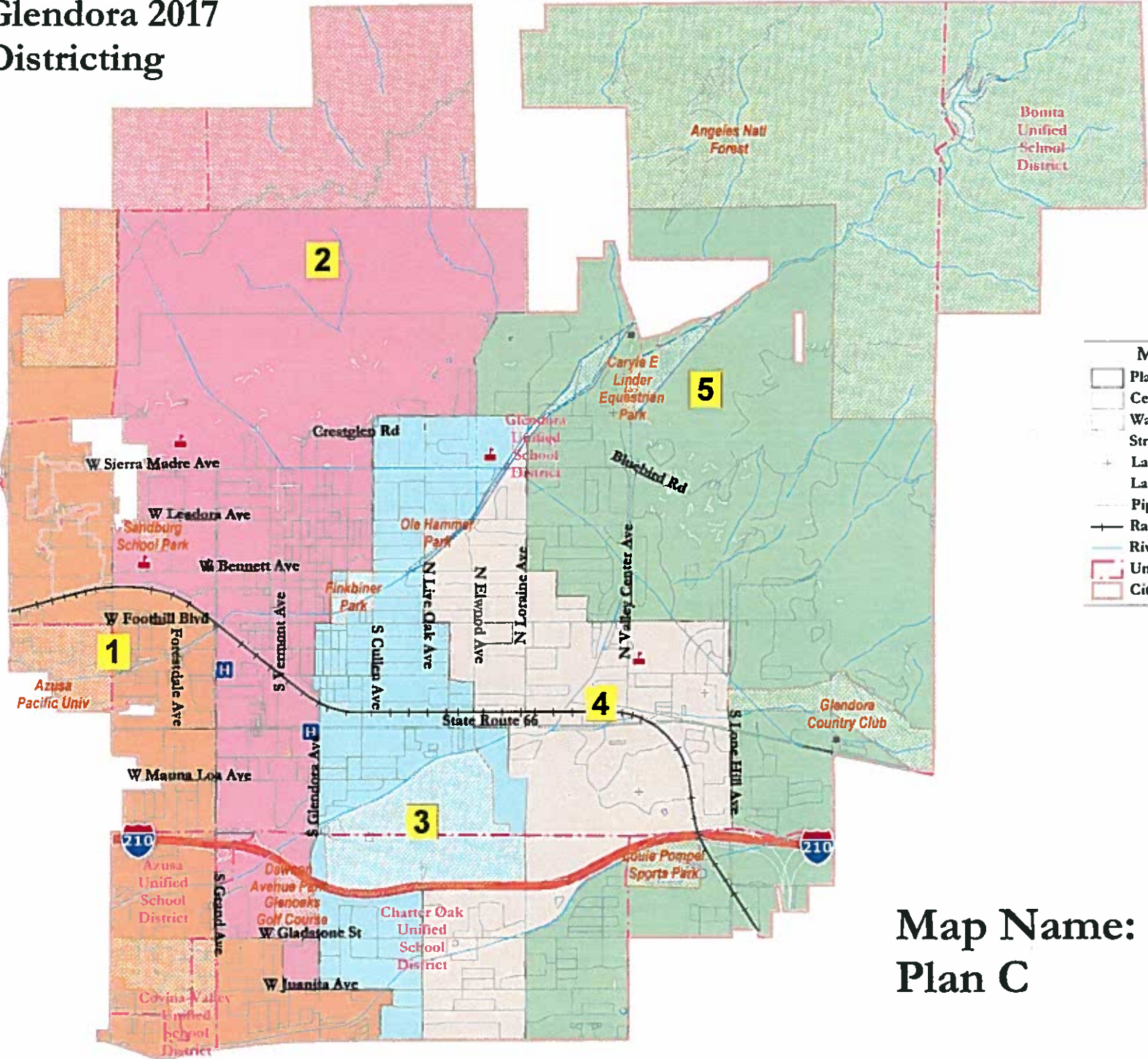
**Map Name:
Plan B**

City of Glendora - Plan B

District		1	2	3	4	5	Total
Ideal	Total Pop	10,142	10,138	9,967	9,951	10,059	50,257
10,051	Deviation from ideal	91	87	-84	-100	8	191
	% Deviation	0.91%	0.87%	-0.84%	-0.99%	0.08%	1.90%
Total Pop	% Hisp	40%	30%	35%	27%	20%	31%
	% NH White	47%	56%	53%	60%	69%	57%
	% NH Black	2%	2%	3%	1%	1%	2%
	% Asian-American	9%	10%	8%	10%	8%	9%
Voting Age Pop	Total	7,775	7,804	7,522	7,568	7,789	38,458
	% Hisp	36%	26%	31%	24%	17%	27%
	% NH White	52%	60%	58%	63%	72%	61%
	% NH Black	2%	2%	3%	1%	1%	2%
Citizen Voting Age Pop	% Asian-American	9%	10%	8%	10%	8%	9%
	Total	8,161	6,853	7,859	7,404	7,669	37,947
	% Hisp	37%	25%	30%	25%	18%	27%
	% NH White	48%	60%	61%	62%	73%	60%
Voter Registration (Nov 2014)	% NH Black	3%	5%	3%	1%	1%	3%
	% Asian/Pac Isl.	10%	9%	6%	9%	7%	8%
	Total	5,706	6,310	5,528	6,664	7,164	31,372
	% Latino est.	35%	25%	26%	24%	14%	24%
Voter Turnout (Nov 2014)	% Asian-Surnamed	3%	4%	3%	4%	5%	4%
	% Filipino-Surnamed	2%	1%	1%	1%	1%	1%
	% Spanish-Surnamed	31%	23%	23%	22%	13%	22%
	% NH White est.	57%	66%	68%	70%	79%	68%
	% NH Black	2%	3%	2%	1%	1%	2%
	Total	1,812	2,258	1,808	2,516	2,976	11,371
Voter Turnout (Nov 2012)	% Latino	25%	17%	20%	18%	12%	18%
	% Asian-Surnamed	2%	4%	2%	3%	4%	3%
	% Filipino-Surnamed	1%	0%	1%	1%	0%	1%
	% Spanish-Surnamed	22%	16%	18%	16%	10%	16%
	% NH White est.	67%	75%	75%	77%	82%	76%
	% NH Black	2%	3%	2%	1%	1%	2%
ACS Pop. Est.	Total	3,679	4,294	3,604	4,718	5,383	21,679
	% Latino	31%	22%	24%	22%	14%	22%
	% Asian-Surnamed	3%	3%	3%	3%	4%	3%
	% Filipino-Surnamed	1%	1%	1%	1%	1%	1%
	% Spanish-Surnamed	28%	20%	22%	20%	12%	20%
	% NH White est.	60%	70%	70%	73%	81%	71%
Age	% NH Black est.	2%	3%	2%	1%	1%	2%
	age0-19	25%	25%	26%	26%	26%	26%
	age20-60	56%	54%	53%	54%	54%	54%
Immigration	age60plus	19%	21%	21%	20%	20%	20%
	immigrants	18%	17%	17%	15%	13%	16%
Language spoken at home	naturalized	62%	63%	59%	77%	82%	67%
	english	68%	72%	75%	76%	82%	74%
	spanish	20%	16%	13%	12%	8%	14%
	asian-lang	7%	7%	6%	5%	4%	6%
Language Fluency	other lang	5%	5%	7%	7%	6%	6%
	Speaks Eng. "Less than Very Well"	10%	9%	8%	8%	4%	8%
Education (among those age 25+)	hs-grad	63%	58%	58%	58%	51%	58%
	bachelor	17%	20%	21%	20%	26%	21%
	graduatedegree	7%	10%	11%	14%	19%	12%
Child in Household	child-under18	31%	30%	31%	34%	35%	32%
	employed	55%	57%	56%	57%	60%	57%
Household Income	Commute on Public Transit	4%	3%	3%	2%	2%	3%
	income 0-25k	14%	17%	20%	11%	6%	14%
	income 25-50k	21%	19%	19%	15%	15%	18%
	income 50-75k	22%	20%	20%	18%	11%	18%
	income 75-200k	40%	38%	37%	47%	50%	42%
Housing Stats	income 200k-plus	3%	6%	5%	9%	19%	8%
	single family	90%	82%	70%	88%	95%	85%
	multi-family	10%	18%	30%	12%	5%	15%
	vacant	5%	4%	2%	2%	4%	4%
	occupied	95%	96%	98%	98%	96%	96%
Total and Voting Age population data from the 2010 Decennial Census.	rented	25%	38%	47%	25%	15%	31%
	owned	75%	62%	53%	75%	85%	69%

Total and Voting Age population data from the 2010 Decennial Census.
Surname-based Voter Registration and Turnout data from the California Statewide Database.
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estimates. NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.

Glendora 2017 Districting



- Map layers**
- Plan C
 - Census Block
 - Water Area
 - Streets
 - Landmark Point
 - Landmark Area
 - Pipeline/Power Line
 - Railroad
 - River
 - Unif School
 - Cities and Towns

**Map Name:
Plan C**

City of Glendora - Plan C

District		1	2	3	4	5	Total
Ideal	Total Pop	10,142	10,004	10,030	9,885	10,196	50,257
10,051	Deviation from ideal	91	-47	-21	-166	145	311
	% Deviation	0.91%	-0.47%	-0.21%	-1.65%	1.44%	3.09%
Total Pop	% Hisp	40%	28%	33%	28%	23%	31%
	% NII White	47%	60%	55%	59%	65%	57%
	% NII Black	2%	2%	3%	2%	1%	2%
	% Asian-American	9%	9%	8%	9%	9%	9%
Voting Age Pop	Total	7,775	7,709	7,514	7,503	7,957	38,458
	% Hisp	36%	24%	29%	25%	20%	27%
	% NII White	52%	64%	59%	63%	68%	61%
	% NII Black	2%	2%	2%	2%	1%	2%
Citizen Voting Age Pop	Total	8,161	6,874	6,941	7,959	8,012	37,947
	% Hisp	37%	25%	23%	28%	23%	27%
	% NII White	48%	61%	70%	58%	67%	60%
	% NII Black	3%	5%	1%	2%	1%	3%
Voter Registration (Nov 2014)	Total	5,706	6,325	5,735	6,357	7,249	31,372
	% Latino est.	35%	22%	25%	23%	19%	24%
	% Asian-Surnamed	3%	4%	3%	4%	5%	4%
	% Filipino-Surnamed	2%	1%	1%	1%	1%	1%
	% Spanish-Surnamed	31%	20%	23%	20%	17%	22%
	% NII White est.	57%	70%	69%	70%	74%	68%
Voter Turnout (Nov 2014)	Total	1,812	2,247	2,029	2,326	2,957	11,371
	% Latino	25%	16%	18%	17%	15%	18%
	% Asian-Surnamed	2%	4%	2%	3%	4%	3%
	% Filipino-Surnamed	1%	0%	0%	1%	1%	1%
	% Spanish-Surnamed	22%	14%	16%	15%	13%	16%
	% NII White est.	67%	77%	78%	77%	79%	76%
Voter Turnout (Nov 2012)	Total	3,679	4,314	3,863	4,446	5,377	21,679
	% Latino	31%	20%	23%	21%	17%	22%
	% Asian-Surnamed	3%	3%	3%	3%	4%	3%
	% Filipino-Surnamed	1%	1%	1%	1%	1%	1%
	% Spanish-Surnamed	28%	18%	21%	19%	16%	20%
	% NII White est.	60%	73%	72%	73%	77%	71%
ACS Pop. Est.	Total	11,195	10,102	10,053	10,277	10,484	52,110
	age0-19	25%	25%	26%	26%	25%	26%
	age20-60	56%	54%	53%	54%	54%	54%
Immigration	immigrants	18%	16%	16%	16%	15%	16%
	naturalized	62%	59%	60%	72%	86%	67%
Language spoken at home	english	68%	75%	77%	75%	78%	74%
	spanish	20%	15%	11%	12%	11%	14%
	asian-lang	7%	6%	5%	6%	5%	6%
	other lang	5%	5%	7%	7%	7%	6%
Language Fluency	Speaks Ling. "Less than Very Well"	10%	8%	7%	7%	6%	8%
	has grad	63%	58%	58%	56%	53%	58%
Education (among those age 25+)	bachelor	17%	20%	21%	23%	23%	21%
	graduatedegree	7%	12%	11%	14%	16%	12%
	child in household	child-under18	31%	30%	31%	34%	35%
Work (percent of pop age 16+)	employed	55%	56%	56%	58%	59%	57%
	Commute on Public Transit	4%	2%	3%	3%	2%	3%
Household Income	income 0-25k	14%	20%	18%	10%	7%	14%
	income 25-50k	21%	19%	19%	15%	15%	18%
	income 50-75k	22%	19%	20%	16%	15%	18%
	income 75-200k	40%	35%	38%	49%	47%	42%
	income 200k-plus	3%	7%	5%	9%	16%	8%
Housing Stats	single family	90%	78%	73%	88%	96%	85%
	multi-family	10%	22%	27%	12%	4%	15%
	vacant	5%	4%	2%	2%	5%	4%
	occupied	95%	96%	98%	98%	95%	96%
	rented	25%	45%	42%	23%	16%	31%
	owned	75%	55%	58%	77%	84%	69%

Total and Voting Age population data from the 2010 Decennial Census.

Surname-based Voter Registration and Turnout data from the California Statewide Database.

Latino voter registration and turnout data are Spanish surname counts adjusted using Census Population Department undercount estimates. NII White and NII Black registration and turnout counts estimated by NDC Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.



NOTICE OF PUBLIC HEARING GLENDORA CITY COUNCIL

YOU MAY BE AFFECTED BY THE FOLLOWING:

NOTICE IS HEREBY GIVEN that the City Council of the City of Glendora will hold a public hearing in the City Council Chamber at Glendora City Hall, 116 E. Foothill Boulevard, Glendora, California, on the following date(s):

Tuesday, September 26, 2017 at 7:00 p.m., or as soon thereafter as it may be heard

The purpose of the public hearings is to receive public input regarding the draft maps of potential Council election district boundaries created by members of the public and National Demographics Corporation. Any proposed map to be discussed at each hearing will be made publicly available at least seven days before that hearing (4th of 5 Public Hearings).

All interested parties are invited to attend said hearing and express their views on this matter. Should you be unable to attend the public hearing, your comments must be made in writing and delivered to the City Clerk prior to the scheduled hearing date. Copies of the staff report and related documents are on file for public inspection and copying for the cost of duplication starting 10 days prior to the public hearing and will be available at the Office of the City Clerk, 116 E. Foothill Boulevard, Glendora, California, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, exclusive of holidays. If you have any questions, please contact the City Clerk's Office at (626) 914-8210 or city_clerk@cityofglendora.org.

Information about district elections, why the city is making this change and the process is available on the city website, <http://www.cityofglendora.org/districts>. In addition, agendas and associated documents and videos of each meeting are also available for public access on the City's website, <http://www.ci.glendora.ca.us/residents/online-videos>. If you challenge this action(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City Clerk at, or prior to, the public hearing.

Kathleen R. Sessman, MMC
City Clerk

Published San Gabriel Valley Examiner (Legal Ad): September 14, 2017
Posted: August 30, 2017

CERTIFICATION

I, Kathleen R. Sessman, City Clerk of the City of Glendora, hereby certify that I posted a copy of this Notice on the bulletin board outside the City Hall Council Chamber, 116 E. Foothill Boulevard on August 30, 2017.

Kathleen R. Sessman, MMC
City Clerk



AGENDA ITEM

- MEETING DATE:** September 26, 2017
- TITLE:** Public Hearing to introduce for first reading an Ordinance Establishing and Implementing By-District Elections Pursuant to Elections Code §10010 and Government Code §34886 (Fifth of Five Public Hearings).
- PRESENTED BY:** D. Wayne Leech, City Attorney
- RECOMMENDATION:** Waive full reading, read by title only, and introduce for first reading an Ordinance entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GLENDORA ESTABLISHING AND IMPLEMENTING BY-DISTRICT ELECTIONS PURSUANT TO GOVERNMENT CODE §34886 AND ELECTION CODE §10010."
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In response to a threat to sue the City for alleged violations of the California Voting Rights Act ("CVRA") (Elec. Code §§ 14025-14032), and in order to avoid the potentially significant litigation expenses that are likely to occur if the City retains its at-large election method of election for City Councilmembers, at the City Council's July 13, 2017 hearing, the Council adopted Resolution No. 2017-32 (Exhibit 1) outlining its intention to transition from at-large to district based elections.

Pursuant to Elections Code Section 10010(a)(1), on July 31, 2017 and August 2, 2017, the City Council held two public hearings to receive public input regarding the composition of the City's voting districts before any draft maps of voting districts were drawn. Pursuant to Elections Code Section 10010(a)(1), on August 29, 2017, the City Council held a public hearing to receive public input regarding the composition of the City's voting districts after receiving draft maps of voting districts submitted by members of the public. At said public hearing, the City Council adopted a motion directing the staff to utilize the draft maps drawn by Councilmembers Thompson and Allawos as a template and to further refine said maps in order to attempt to draw districts that include Arrow Highway, Route 66 and Foothill Blvd., decrease the population deviation, maintain the integrity of the Latino voting population in compliance with applicable legal authority, make the districts more contiguous, and increase the connectivity of the districts.

Following the City Council's direction at the August 29, 2017 public hearing, the City's demographic consultant, National Demographics Corporation ("NDC"), prepared three (3) maps for the City Council's consideration. The maps are labeled Map A, Map B and Map C. The three maps, together with their demographic analysis, are attached hereto and incorporated herein by reference. The maps have been evaluated by the City Attorney and NDC, and the three maps meet the standards established by the relevant legal authority (equal population in the districts, Federal Voting Rights Act compliance, no racial gerrymandering, address communities of interest, compactness of the districts, contiguous districts, respect for voters' wishes and continuity in office, and visible (natural and man-made) boundaries). These maps were publically released on the City's website on September 19, 2017.

Earlier in the agenda, the City Council held the fourth of five required public hearings, and gave direction to staff regarding which map was preferred and to be selected for inclusion into the Ordinance to establish and implement by-district elections, which is presented to the City Council for introduction at this public hearing. This public hearing is the fifth of five required public hearings.

NEXT STEPS

If the City Council introduces the Ordinance to establish and implement by-district elections, the Ordinance will be calendared for adoption at the October 10, 2017 regular City Council meeting. Assuming that the Ordinance is adopted at the October 10, 2017 City Council meeting, the City will have taken advantage of the safe harbor provisions of AB 350, which caps the City's exposure for the claimant's attorney fees and costs at \$30,000.00.

RECOMMENDATION:

It is recommended that the City Council incorporate the Map (Map A, B or C) which the City Council selected to be included in the Ordinance for consideration earlier in the agenda, and waive full reading, read by title only, and introduce for first reading an Ordinance entitled " AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GLENDORA ESTABLISHING AND IMPLEMENTING BY-DISTRICT ELECTIONS PURSUANT TO GOVERNMENT CODE §34886 AND ELECTION CODE §10010.

PUBLIC NOTIFICATION

Notice of this Public Hearing was published in the September 14, 2017, edition of the San Gabriel Valley Examiner Newspaper. The three maps were published on the City website on September 19, 2017 and posted at City Hall.

CEQA (CALIFORNIA ENVIRONMENTAL QUALITY ACT):

The requested action is not a project within the definition of the California Code of Regulations, Title 14, Chapter 3, section 15378(a) since the action has no potential for resulting in either a direct change in the environment or a reasonably foreseeable indirect change in the environment.

FISCAL IMPACT:

The demographic consultant cost is anticipated to be approximately \$40,000. Attorney fees to voluntarily convert to district elections are estimated to be \$30,000. The City's exposure for the claimant's attorney fees and costs is capped at \$30,000.00.

Respectfully submitted,

D. Wayne Leech

D. Wayne Leech
City Attorney

Director <i>Kathleen Sessman</i>	Finance <i>Jane Overholt</i>	CEQA <i>Not Required</i>	Attorney <i>Not Required</i>	City Manager <i>Kathleen Sessman</i>
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ATTACHMENTS:

- Attachment A - Ordinance
- Attachment B - Notice of Public Hearing

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
GLENORA ESTABLISHING AND IMPLEMENTING BY-DISTRICT
ELECTIONS PURSUANT TO GOVERNMENT CODE §34886 AND
ELECTION CODE §10010**

**THE CITY COUNCIL
City of Glendora, California**

WHEREAS, the City of Glendora supports the full participation of all citizens in electing members of the City Council; and

WHEREAS, the City of Glendora currently elects its five (5) members of the City Council using an at-large election system, where candidates may reside in any part of the City and each member of the City Council is elected by the voters of the entire City; and

WHEREAS, California Government Code Section 34886, effective January 1, 2017, permits the City Council of any city to change the City's method of election by ordinance to a "by-district" system in which each member of the City Council is elected only by the voters in the district in which the candidate resides; and

WHEREAS, under the provisions of California Elections Code Section 10010, a city that changes from an at-large city council method of election to a by-district city council method of election requires a total of five public hearings, which includes at least two public hearings regarding potential voting district boundaries prior to the release and consideration of any draft voting district maps, and two public hearings following the release of draft voting district map(s); and

WHEREAS, at a special meeting of the City Council of the City of Glendora on the 13th day of July, 2017, the City Council adopted Resolution No. 2017-32 that initiated the process of establishing a by-district election system; and

WHEREAS, at special meetings of the City Council of the City of Glendora held on the 31st day of July, 2017 and the 2nd day of August, 2017, respectively, pursuant to California Elections Code Section 10010(a){1}, the City Council held public hearings where the public was invited to provide input regarding the composition of the City's voting districts before any draft maps were drawn, and the City Council of the City of Glendora considered and discussed the same; and

WHEREAS, at the special meeting of the City Council of the City of Glendora held on the 29th day of August, 2017, pursuant to California Elections Code Section 10010(a){2}, the City Council held a public hearing where the public was invited to provide input regarding the content of the draft maps that had been released at least seven (7) days before the meeting, and the City Council of the City of Glendora considered and discussed the same, and gave direction to staff regarding which maps were preferred and which the Council desired to be further refined based upon topography, geography, cohesiveness, contiguity, integrity, compactness of territory, and community of interests. At said public hearing, the City Council adopted a motion by Councilmember Davis and seconded by Councilmember Allawos directing the staff to utilize the

draft maps drawn by Councilmembers Thompson and Allawos as a template and to further refine said maps in order to attempt to draw districts that include Arrow Highway, Route 66 and Foothill Blvd., decrease the population deviation, maintain the integrity of the Latino voting population in compliance with applicable legal authority, make the districts more contiguous, and increase the connectivity of the districts; and

WHEREAS, at the regular meeting of the City Council of the City of Glendora held on the 26th day of September, 2017, the City Council held a public hearing on the proposal to establish district boundaries, received additional public input, and directed staff to include the voting district map attached hereto as Attachment 1 and incorporated herein by reference into the draft Ordinance for future consideration; and

WHEREAS, at the regular meeting of the City Council of the City of Glendora held on the 26th day of September, 2017, the City Council held a final public hearing on the proposal to establish district boundaries, received additional public input, formally selected the voting district map, as set forth in this Ordinance, which was introduced for a first reading at the same regular meeting of the City Council of the City of Glendora, but in a separate public hearing; and

WHEREAS, throughout the foregoing process, the City engaged in a significant amount of public outreach and engagement required by California Elections Code Section 10010; and

WHEREAS, the purpose of this Ordinance is to enact, pursuant to California Government Code Section 34886, an ordinance providing for the election of members of the City Council of the City of Glendora by-district in five single-member districts as reflected in Attachment 1 to this Ordinance, in furtherance of the purposes of the California Voting Rights Act of 2001 (Chapter 1.5 (commencing with Section 14025) of Division 14 of the Elections Code) and to implement the guarantees of Section 7 of Article 1 and of Section of Article II of the California Constitution.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GLENDORA, CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. The foregoing recitals are true and correct.

SECTION 2. New Sections 2.04.070, 2.04.080, 2.04.090 and 2.04.100 of the Glendora Municipal Code are hereby added to read as follows:

“2.04.070 By-District Electoral System.

Pursuant to California Government Code Section 34886, as it may be amended, members of the City Council shall be elected on a by-district basis from five (5) single-member Council Districts. The City's by-district electoral system shall be conducted in accordance with California Government Code Section 34871, as it may be amended.

2.04.080 Establishment of City Council Electoral Districts.

A. Pursuant to Section 2.04.070 of this Chapter, members of the City Council shall be elected on a by-district basis, as that term is defined in California Government Code Section 34871, as it may be amended, from the five Council Districts described as

follows, which shall continue in effect until they are amended or repealed in accordance with law:

1. Council District 1 shall comprise all that portion of the City reflected on Attachment 1.
2. Council District 2 shall comprise all that portion of the City reflected on Attachment 1.
3. Council District 3 shall comprise all that portion of the City reflected on Attachment 1.
4. Council District 4 shall comprise all that portion of the City reflected on Attachment 1.
5. Council District 5 shall comprise all that portion of the City reflected on Attachment 1.

A map showing the districts described in this Ordinance is attached hereto as Attachment 1 and incorporated herein by reference.

B. Members of the City Council shall be elected in the electoral districts established by this Section and subsequently reapportioned pursuant to applicable state and federal law.

C. The member of the City Council elected to represent a district must reside in that district and be a registered voter in that district, and any candidate for City Council must live in, and be a registered voter in, the district in which he or she seeks election at the time nomination papers are issued, pursuant to California Government Code section 34882 as it may be amended, and Elections Code section 10227 as it may be amended. Termination of residency in a district by a member of the City Council shall create an immediate vacancy for that Council district unless a substitute residence within the district is established within thirty {30} days after the termination of residency.

D. Notwithstanding any other provision of this Section, and consistent with the requirements of California Government Code Section 36512, the members of the City Council in office at the time the Ordinance codified in this Chapter takes effect shall continue in office until the expiration of the full term to which he or she was elected and until his or her successor is qualified. At the end of the term of each member of the City Council, that member of the City Council's successor shall be elected on a by-district basis in the districts established in this Section and as provided in Section 2.04.090 of this Chapter.

2.04.090 Commencement of District Elections. Commencing with the general municipal election in March of 2019 and thereafter, the voters in Districts 2, 4 and 5 shall elect Members of the City Council by district for full four (4) year terms. At the general municipal election in 2021 and thereafter, the voters in Districts 1 and 3 shall elect Members of the City Council by district for full four (4) year terms.

2.04.100 Adjustment of Boundaries. Pursuant to Elections Code Section 21601, as it may be amended, the City Council shall adjust the boundaries of any or all of the districts following each decennial federal census. Using the census as a basis, the City Council shall adjust the boundaries so that the districts shall be as nearly equal in population as

practicable and in compliance with all applicable provisions of law. Any adjustment of district boundaries shall be made by ordinance adopted by the City Council before the first day of November of the year following the year in which each decennial federal census is taken. Prior to the public hearing approving the adjustment of the district boundaries, the City Council shall hold a public hearing on the proposed district boundaries as required by Election Code Section 21607 as it may be amended.

At the time of any annexation of territory to the City, the City Council shall designate, by resolution adopted by a vote of at least a majority of the City Council, the contiguous district to which the annexed territory shall be a part and shall amend the district boundaries if necessary in accordance with Election Code section 21603, as it may be amended.

SECTION 3. If necessary to facilitate the implementation of this Ordinance, the City Clerk is authorized to make technical adjustments to the district boundaries that do not substantively affect the populations in the districts, the eligibility of candidates, or the residence of elected officials within any district. The City Clerk shall consult with the City Manager and City Attorney concerning any technical adjustments deemed necessary and shall advise the City Council of any such adjustments required in the implementation of the districts.

SECTION 4. To the extent the terms and provisions of this Ordinance may be inconsistent or in conflict with the terms or conditions of any prior City ordinance, motion, resolution, rule or regulation governing the same subject, the terms of this Ordinance shall prevail with respect to the subject matter thereof.

SECTION 5. In interpreting this Ordinance or resolving any ambiguity, this Ordinance shall be interpreted in a manner that effectively accomplishes its stated purposes.

SECTION 6. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, then such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of Glendora hereby declares the Council would have adopted this Ordinance, and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that anyone or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

SECTION 7. The Mayor shall sign this Ordinance and the City Clerk shall attest and certify to the passage and adoption thereof and cause same to be published at least once in the Glendora Press, a weekly newspaper of general circulation, published in the City of Glendora, which newspaper is hereby designated for that purpose; and thereupon, and thirty (30) days after its passage, this ordinance shall take effect and be in force.

PASSED, APPROVED and ADOPTED this ____ day of _____, 2017.

City Council of Glendora, California

BY: _____
GARY BOYER, Mayor

APPROVED AS TO FORM:

D. WAYNE LEECH, City Attorney

CERTIFICATION

I, Kathleen R. Sessman, City Clerk of the City of Glendora, do hereby certify that the foregoing Ordinance was introduced for first reading on the ____ day of _____, 2017. Thereafter, said Ordinance was duly approved and adopted at a regular meeting of the City Council on the ____ day of _____, 2017, by the following roll call vote:

AYES: COUNCIL MEMBERS:
NOES: COUNCIL MEMBERS:
ABSENT: COUNCIL MEMBERS:
ABSTAIN: COUNCIL MEMBERS:

I further certify that said Ordinance was published as required by law in a newspaper of general circulation in the City of Glendora, California on the ____ day of _____, 2017.

Dated:

KATHLEEN R. SESSMAN, City Clerk



NOTICE OF PUBLIC HEARING GLENDORA CITY COUNCIL

YOU MAY BE AFFECTED BY THE FOLLOWING:

NOTICE IS HEREBY GIVEN that the City Council of the City of Glendora will hold a public hearing in the City Council Chamber at Glendora City Hall, 116 E. Foothill Boulevard, Glendora, California, on the following date(s):

Tuesday, September 26, 2017 at 7:00 p.m., or as soon thereafter as it may be heard

The purpose of the public hearings is to receive public input and conduct the final Public Hearing Regarding Consideration of an Ordinance Implementing By-District Elections pursuant to Government Code section 34886 and Elections Code Section 10010, and introduce for first reading an Ordinance implementing a by-district electoral system, voting district boundaries and election sequence.

All interested parties are invited to attend said hearing and express their views on this matter. Should you be unable to attend the public hearing, your comments must be made in writing and delivered to the City Clerk prior to the scheduled hearing date. Copies of the staff report and related documents are on file for public inspection and copying for the cost of duplication starting 10 days prior to the public hearing and will be available at the Office of the City Clerk, 116 E. Foothill Boulevard, Glendora, California, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, exclusive of holidays. If you have any questions, please contact the City Clerk's Office at (626) 914-8210 or city_clerk@cityofglendora.org.

Information about district elections, why the city is making this change and the process is available on the city website, <http://www.cityofglendora.org/districts>. In addition, agendas and associated documents and videos of each meeting are also available for public access on the City's website, <http://www.ci.glendora.ca.us/residents/online-videos>. If you challenge this action(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City Clerk at, or prior to, the public hearing.

Kathleen R. Sessman, MMC
City Clerk

Published San Gabriel Valley Examiner (Legal Ad): September 14, 2017
Posted: August 30, 2017

CERTIFICATION

I, Kathleen R. Sessman, City Clerk of the City of Glendora, hereby certify that I posted a copy of this Notice on the bulletin board outside the City Hall Council Chamber, 116 E. Foothill Boulevard on August 30, 2017.

Kathleen R. Sessman, MMC
City Clerk