

REDISTRICTING COMMISSION MEETING AGENDA FEBRUARY 10, 2022 6:00 P.M.

IMPORTANT NOTICE ABOUT PUBLIC COMMENTS AND MEETING PARTICIPATION UPDATED FEBRUARY 1, 2021

ATENCIÓN: Traducción disponible: Si necesita servicios de traducción al español para esta reunión, notifique al Secretario de la Ciudad 72 horas antes de la reunión (antes del lunes 7 de febrero de 2022 a las 6:00 p.m.). Póngase en contacto con <u>redistricting@brentwoodca.gov</u> para solicitar servicios de traducción.

ATTENTION: Translation Available: Should you require Spanish translation services for this meeting, please notify the City Clerk 72 hours prior to the meeting (by Monday, February 7, 2022 by 6:00 p.m.). Contact redistricting@brentwoodca.gov to request translation services.

Consistent with Contra Costa County Health orders, and in accordance with California Government Code Section 54953 concerning teleconference meetings, this Redistricting Commission meeting will be held exclusively via teleconference, using the Zoom video conferencing system.

How to View and Participate

The public is invited to participate in the Redistricting Commission meeting and offer comments of up to 3 minutes (or as may otherwise be determined by the Commission) using any of the following methods:

1. Zoom: www.brentwoodca.gov/brc Webinar ID: 792 0550 3663

As the Council Chamber will not be open, the public, individuals may view and participate in the meeting with this link. During the meeting, each period for public comment will be announced, and participants may use the "Raise Hand" feature on Zoom to request to speak. The meeting host will call on you, by name, and enable your video, if desired to be enabled, and microphone when it is your turn to speak. In order to ensure the orderly administration of the meeting using this method, providing your name is encouraged, but is not required. (If you need instructions on how to use this feature, please contact the City Clerk by noon of the meeting date at cityclerk@brentwoodca.gov or 925.516.5182.)

The public may view the meeting via one-way video feed by selecting the video option at the Redistricting Commission "Agendas" link on the City webpage at www.brentwoodca.gov/redistricting

2. Telephone

If you wish to comment during the meeting via telephone, you may "raise your hand" virtually on most devices by pressing *3, and you will be called upon when it is your time to speak. After speaking, please press *3 again to remove the "raise your hand" feature. If that feature does not work on your device, please email cityclerk@brentwoodca.gov in advance of the meeting where possible. The request must contain in the subject line "Request to Speak – Agenda Item #" and should include name and full phone number that will be used to call in. In order to ensure the orderly administration of the meeting using this method, providing your name is encouraged, but is not required.

3. E-mail

Public comments can also be submitted via e-mail to redistricting@brentwoodca.gov. Any public comments received up until 12:00 p.m. of the meeting date will be:

- **§** distributed to the Redistricting Commission via email before the meeting,
- § posted online for public inspection at https://www.brentwoodca.gov/redistricting, and
- later summarized in the meeting minutes.

Public comments received after 12:00 p.m. of the meeting date, but prior to the start of the meeting, will be emailed to the Redistricting Commission, posted online within one day following the meeting, and will be summarized in the meeting minutes. The City cannot guarantee that its network, website, and/or the Zoom system will be uninterrupted. In the event of an interruption to the broadcasting of the meeting using the telephone or internet-based options listed above, the Redistricting Commission will take no further action on items on the agenda until

public access to the meeting via either option is restored. To ensure that the Redistricting Commission receives your comments prior to taking action, you are strongly encouraged to submit them in advance of the meeting by 12:00 p.m.

As e-mails containing public meeting comments are part of the official record, note that personal contact information may be published if it is included with your e-mail.

6:00 P.M. – REDISTRICTING COMMISSION AGENDA

ROLL CALL AND CALL TO ORDER

PUBLIC COMMENTS

At this time the public is permitted to address the Redistricting Commission on the Consent Calendar and matters not on the agenda. Persons addressing the Redistricting Commission are required to limit their remarks to three (3) minutes unless an extension of time is granted by the Chair, subject to approval of the Redistricting Commission. Please use the Raise Your Hand feature in Zoom during this item to speak under Public Comments. Speakers desiring answers to questions should direct them to the Redistricting Commission and, if relevant, the Redistricting Commission may direct them to the appropriate staff member.

CONSENT CALENDAR

A.1 Minutes of the Redistricting Commission meeting of January 13, 2022. (Margaret Wimberly)

PUBLIC HEARING

B.1 A public hearing to review draft maps submitted by the public, Redistricting Commission members, and demographer; provide direction on any potential revisions to those maps, and select two or more maps to forward to the City Council for their adoption. (Damien Brower/Tim Ogden/Margaret Wimberly)

ADJOURN REDISTRICTING COMMISSION

Any disclosable public records related to an agenda item for this meeting distributed to all or a majority of the Redistricting Commission less than 72 hours before this meeting are available on the City's website at www.brentwoodca.gov/redistricting

NOTICE

In compliance with the Americans with Disabilities Act. If you are a person with a disability and you need disability-related modifications or accommodations to participate in this meeting, please contact the City Clerk's Office at (925) 516-5440 or fax (925) 516-5441. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. {28 CFR 35.102-35, 104 ADA Title II}

POSTING STATEMENT

On February 3, 2022, a true and correct copy of this agenda was posted on the City Hall Bulletin Board, outside City Hall, 150 City Park Way, Brentwood, CA 94513 and at our website www.brentwoodca.gov/redistricting

A complete packet of information is available for public review on our website at www.brentwoodca.gov/redistricting



REDISTRICTING COMMISSION MEETING MINUTES JANUARY 13, 2022 6:00 P.M.

6:00 P.M. – REDISTRICTING COMMISSION AGENDA

ROLL CALL AND CALL TO ORDER - Chair Luker called the meeting to order at 6:00 p.m., roll call found Commissioners Anderson, Myers, Roberts, Wilson, and Chair Luker present.

PUBLIC COMMENTS

Rod Flohr, resident, spoke regarding the initial process of drawing districts and encouraged the commission to do what is best for the City, and not do anything that would benefit a specific party.

CONSENT CALENDAR

Commissioner Myers requested corrections to the minutes asking that reference Meyer be changed to Myers. It was moved/seconded by Anderson/Myer to adopt Consent Calendar Item A.1 with the corrections made to item A.1. Roll call vote found Commissioners Anderson, Myers, Roberts, Wilson, and Chair Luker in favor. Motion carried unanimous.

A.1 Minutes of the Special Redistricting Commission meeting of December 2, 2021. (Margaret Wimberly)

PUBLIC HEARING

B.1 Hold a public hearing to receive information about any communities of interest testimony received, review maps submitted by the public/commissioners and draft maps from the demographer, and discuss the number and types of maps it will send to the City Council, as well as any potential revisions to those maps. (Damien Brower/Tim Ogden/Margaret Wimberly)

Rod Flohr, resident, felt there should be thought given to the voting population and felt the boundaries could be shifted between districts 1 and 3 or 2 and 4 which would maintain voting population and to maintain the same voting schedule within districts. He also provided feedback on maps and felt they should be easy for residents to identify their district.

Marisol Valles, resident, felt it would be okay to divide Deer Ridge and Shadow Lakes if needed for the maps process and expressed preference for a map that would be east to west on the west side of the City.

There being no one else wishing to speak it was moved/seconded by Anderson/Roberts to close the public hearing. Roll call vote found Commissioners Anderson, Myers, Roberts, Wilson, and Chair Luker in favor. Motion carried unanimous.

The Commission continued discussion and provided direction to the demographer.

ADJOURN REDISTRICTING COMMISSION

It was moved/seconded by Roberts/Myers to adjourn until February 10, 2022. Roll call vote found Commissioners Anderson, Myers, Roberts, Wilson, and Chair Luker in favor. Motion carried unanimous.

REDISTRICTING COMMISSION AGENDA ITEM NO. B.1

Meeting Date: February 10, 2022

Subject/Title: A public hearing to review draft maps submitted by the public, Redistricting

Commission members, and demographer; provide direction on any potential revisions to those maps; and select two or more maps to forward to the City

Council for their adoption.

Prepared by: Margaret Wimberly, City Clerk

Damien Brower, City Attorney

Submitted by: Tim Ogden, City Manager

RECOMMENDATION

That the Redistricting Commission 1) hold the fourth of four public hearings to review maps submitted by the public, Redistricting Commission members, and demographer; 2) provide direction on any potential revisions to those maps to the demographer; and 3) select two or more maps to forward to the City Council.

PREVIOUS ACTION

On October 2, 2021, the Redistricting Commission received an overview of the redistricting process from the demographer and held the first of four public hearings to receive community input regarding the boundaries and the composition of districts to be established for City Council Member elections.

On December 2, 2021, the Redistricting Commission held the second of four public hearings to receive public input on the composition of one or more districts and communities of interest, and provided initial direction to the demographer on the composition of draft district boundary maps.

On January 13, 2022, the Redistricting Commission held the third of four public hearings to receive input on the composition of one or more districts and communities of interest, and provided additional direction to the demographer on the composition of draft district boundary maps.

BACKGROUND

On July 9, 2019, the City Council adopted Ordinance No. 1010, which, for the first time, established City Council member electoral districts, a district election process, and the sequence of those district elections. Cities that hold district elections must revisit the districts' composition every ten years, in step with the Federal Census.

On April 27, 2021, the City Council created this Commission, which is charged with conducting public meetings and selecting, by early next spring, two or more electoral district maps for consideration by the City Council.

On August 12, 2021, the U.S. Census Bureau released census data in a format that the Statewide Database at U.C. Berkeley used to provide the dataset required by state law for

redistricting. This dataset was finalized on September 20, 2021, and showed the population of Brentwood increasing from 51,481 to 64,381 in the last decade.

Before developing draft district boundaries, the Redistricting Commission is to receive comments from residents and interested community groups before and at public hearings to understand the community's view of communities of interest and appropriate district boundaries. In this regard, the Commission held public hearings on October 2 and December 2, 2021, as well as January 13, 2022, to receive community input regarding City Council district boundaries and composition, and provide direction to the demographer on district boundaries and their composition.

Along with reviewing public comments about communities of interest and district boundaries that were submitted to the City before tonight's meeting, the Commission will receive public input and provide further direction to finalize at least two draft maps, which will then be forwarded to the City Council for selection of a final map of new electoral districts.

Attached to this staff report are draft maps that have been submitted by members of the public through the December 30, 2021 submittal deadline, members of the Commission, and the City's demographer. Additional maps that were prepared by the demographer based on the Commission's direction at its January 13, 2022, meeting, are also attached. In addition, demographic information regarding each of the draft maps is included with this staff report. During tonight's hearing, the City's demographer will review the draft maps and population information with the Commission.

At the end of tonight's hearing, the Commission will be asked to select two or more maps to forward to the City Council. The draft maps that are selected will be published for public comment, and presented for Council review and selection, without amendment by the Council, at a special City Council meeting to be held on March 3, 2022.

The resolution presented for the Commission's consideration includes language authorizing the City Clerk, working with the City Manager and City Attorney, to make minor adjustments to the borders of districts to ensure that they follow understandable boundaries. For example, though some census blocks end at the back of the curb, others run down the middle of streets. In order to create boundaries that are more easily understood by the voters, the City Clerk would be authorized by this language to modify the district borders to uniformly run along the back of the curb. No adjustments that affect the population of any district would be allowed by this provision.

District Formation Criteria

In 2019, the Fair and Inclusive Redistricting for Municipalities and Political Subdivisions (FAIR MAPS) Act was adopted, establishing the legally required criteria that apply to the creation of council districts. FAIR MAPS was not in effect when the City's initial district maps were adopted. In order of priority as established by law, the requirements include:

- 1. Each council district shall contain nearly substantially equal population, with any deviations from the ideal district size of less than 10 percent.
- 2. A districting plan shall be drawn in a manner that complies with the state and federal Constitutions, the Federal Voting Rights Act, and state law.

3. Consistent with the principles of Equal Protection recognized by the United States Supreme Court in *Shaw v. Reno* (1993) 509 U.S. 630, council districts shall not be drawn with race as the predominant factor.

In addition to the above requirements for creating district boundaries, state law requires the Commission to use the following criteria in the following order of priority:

- 1. To the extent practicable, districts shall be geographically contiguous. Areas that meet only at the points of adjoining corners are not contiguous.
- 2. To the extent practicable, the geographic integrity of any local neighborhood or local community of interest shall be respected in a manner that minimizes its division. A "community of interest" is a population that shares common social or economic interests that should be included within a single district for purposes of its effective and fair representation. Communities of interest do not include relationships with political parties, incumbents, or political candidates.
- 3. Council district boundaries should be easily identifiable and understandable by residents. To the extent practicable, council districts shall be bounded by natural and artificial barriers, by streets, or by the boundaries of a city.
- 4. To the extent practicable, and where it does not conflict with the preceding criteria, council district boundaries shall be drawn to encourage geographical compactness in a manner that nearby areas of population are not bypassed in favor of more distant populations.

Finally, state law prohibits the Commission from adopting district boundaries for the purpose of favoring or discriminating against a political party.

The community is strongly encouraged to provide input on some or all of these criteria.

The Commission will be informed by the public's input, and it must balance the above criteria to determine how they are applicable or appropriate in Brentwood.

Next Steps

Should the Commission not reach a consensus this evening on the two or more maps to be forwarded to the City Council, a special meeting will be held prior to March 2022. During this special meeting, the Commission will continue discussion of draft maps, and provide a recommendation on which maps should be submitted to the City Council for consideration and approval.

The public is invited to submit information for the Commission's consideration of the final maps through any of the following methods:

- Email. The public may email comments to <u>redistricting@brentwoodca.gov</u>.
- Written correspondence. Written comments may be mailed to the City Clerk at 150 City Park Way, Brentwood, CA 94513.
- **Meeting participation.** Individuals may participate in any of the upcoming public hearings on redistricting, which are scheduled as shown below. At this time, due to

COVID-19, all meetings of the Redistricting Commission are being conducted via Zoom, and are live-streamed through the City's webpage (www.brentwoodca.gov).

At its September 9th meeting, the Commission adopted the following schedule of meeting and public hearing dates:

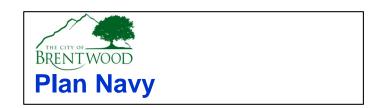
HEARING	SUBJECT	STATUS
1	Hold first public hearing with the demographer, receive an overview of the mapping process and communities of interest.	Complete
Between these meetings	Outreach to the Brentwood community on opportunities to provide feedback to the Commission	Ongoing
2	Hold the second public hearing – receive community of interest testimony and provide direction for drafting maps with the demographer.	Complete
3	Hold the third public hearing – review the public and draft maps with the demographer, including potential revisions.	Complete
4	Hold the fourth public hearing – review the public maps and draft maps, and provide a recommendation on which maps should be submitted to the City Council.	2/10/2022
5	Hold a fifth public hearing (if needed) – further discussion could be held prior to selecting the maps to provide to the City Council.	(If needed, will occur before March 2022)

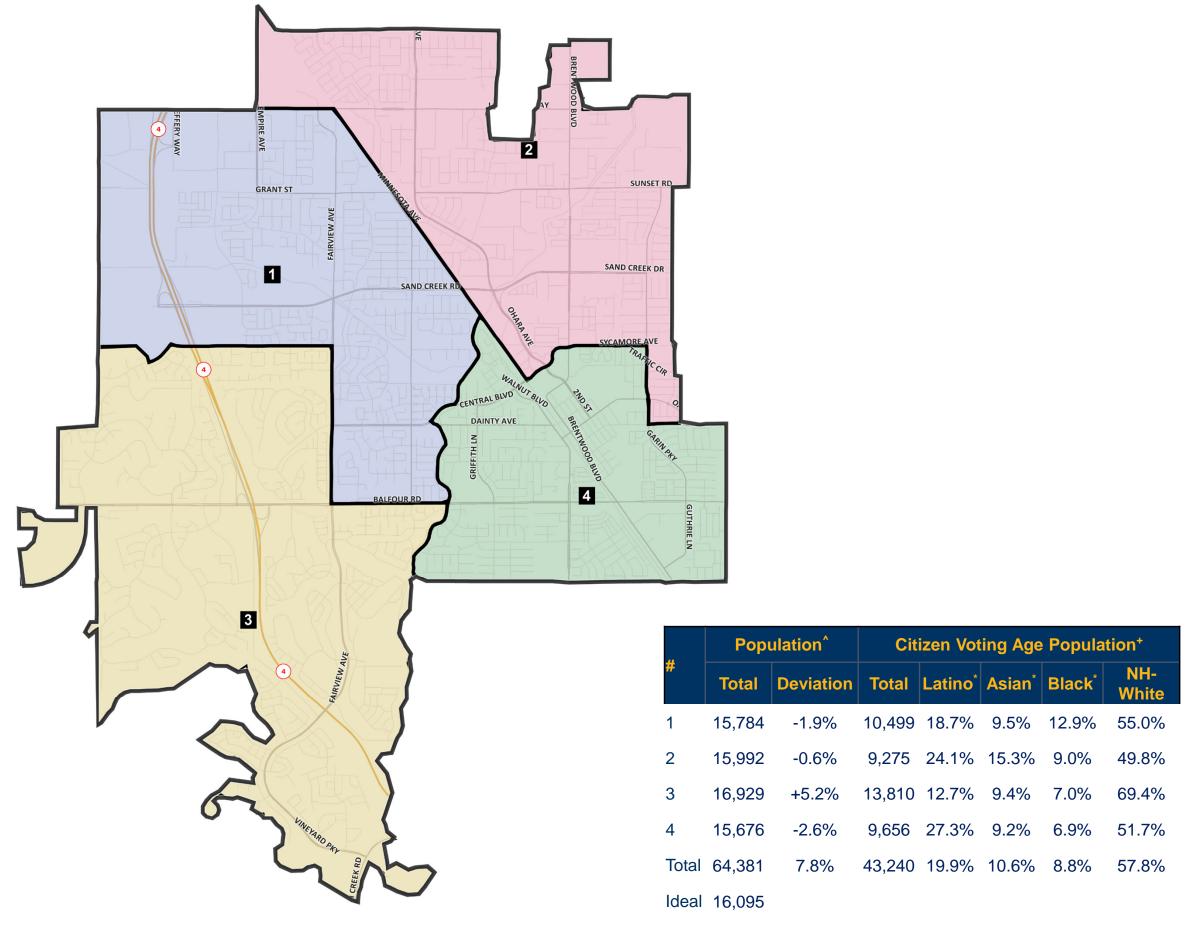
FISCAL IMPACT

The costs associated with the Redistricting process were included in the June 2021 City Council approved Mid-Term Operating Budget.

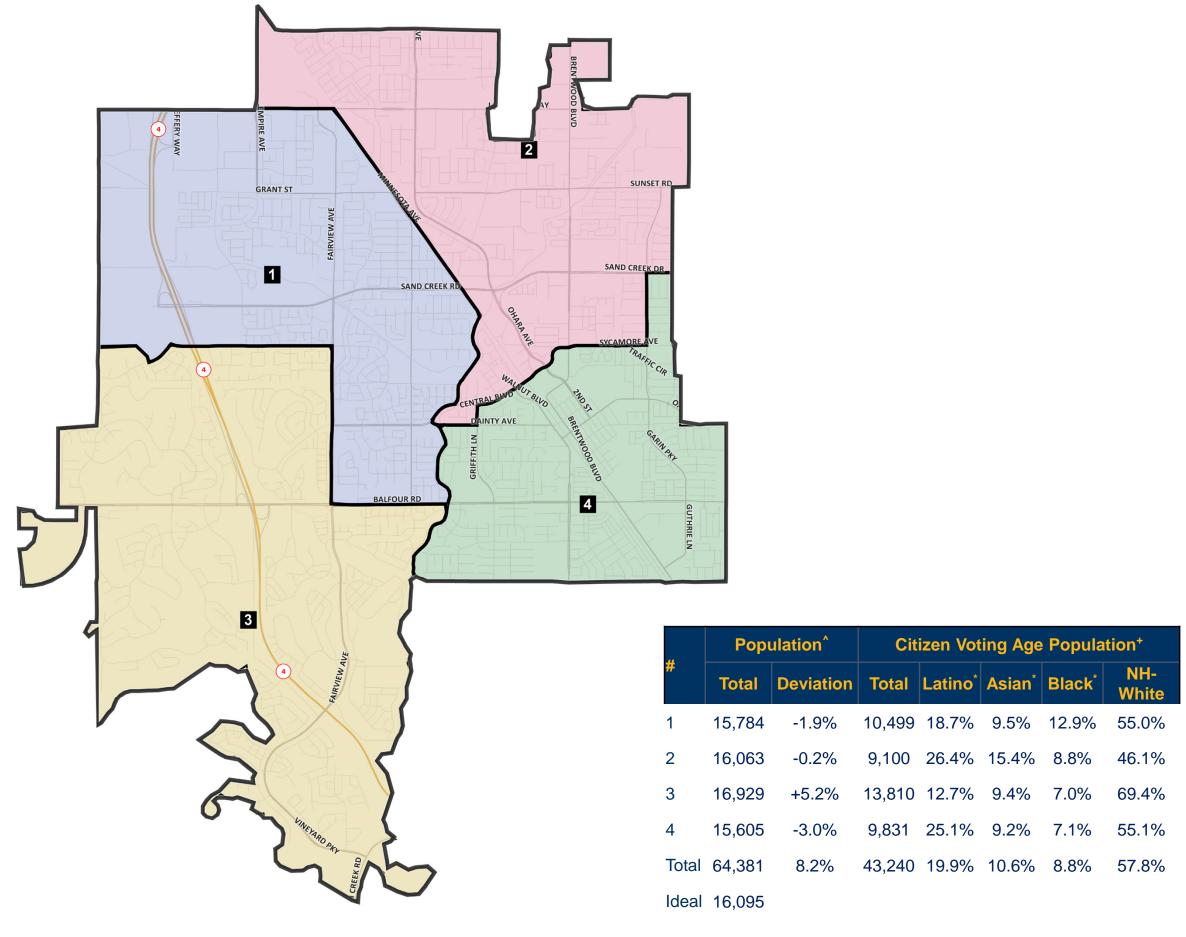
Attachments:

Draft Maps Resolution

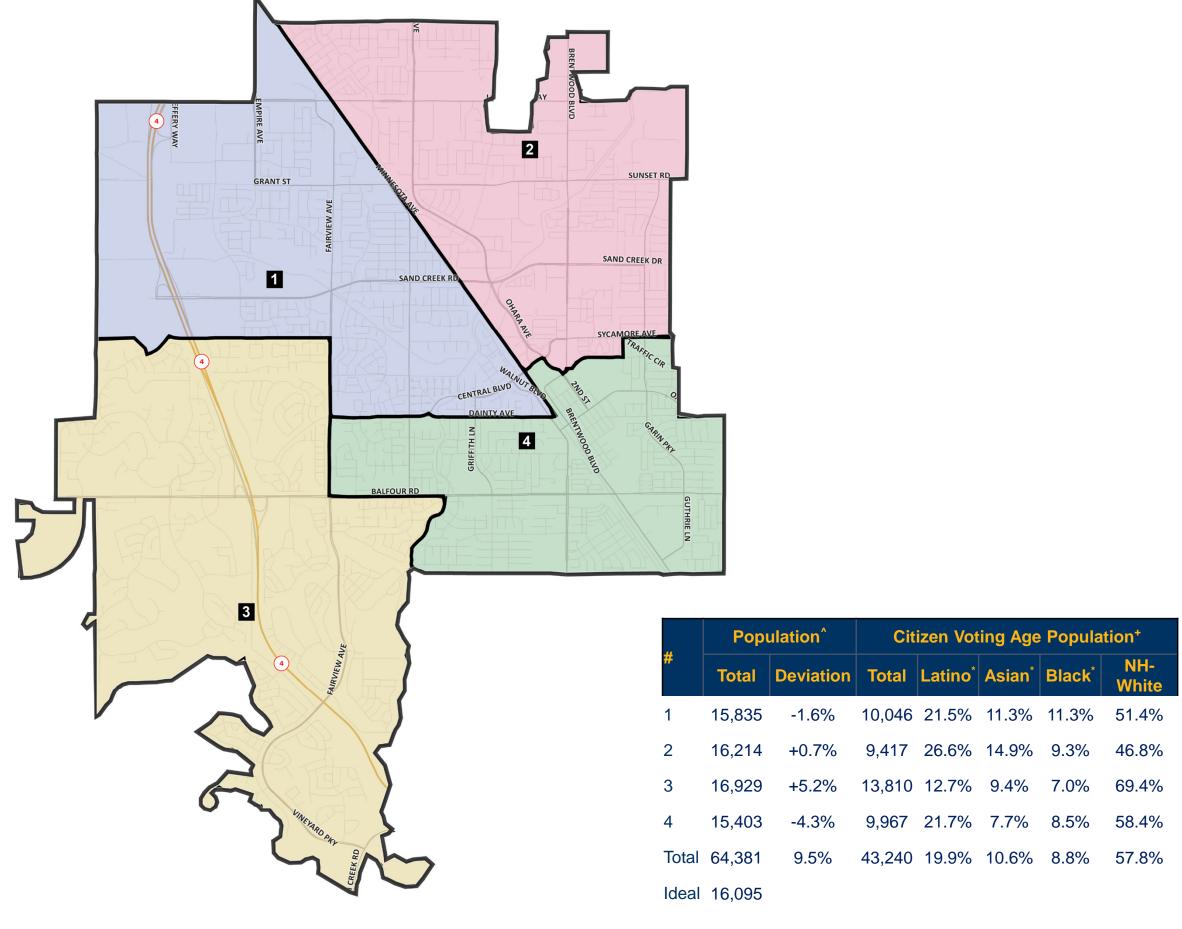




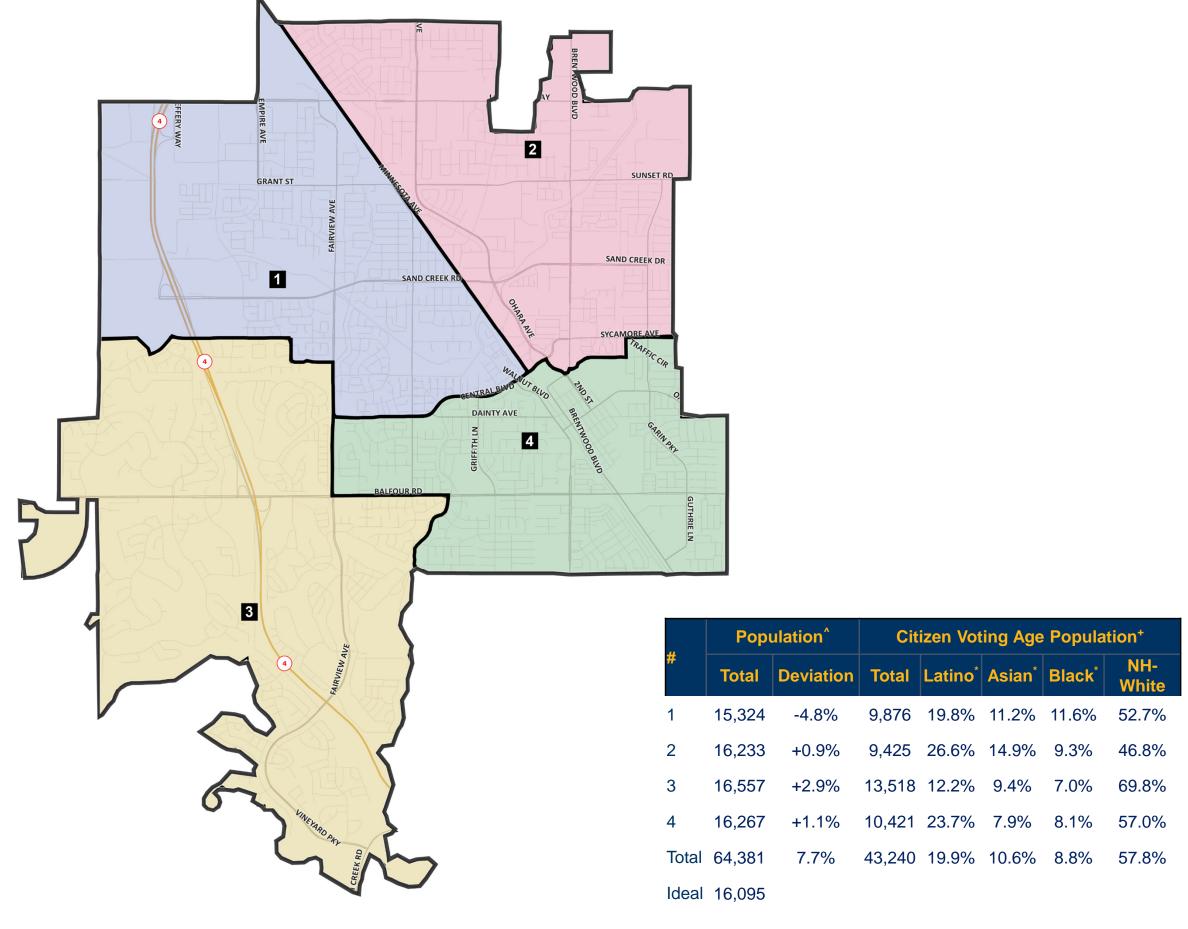




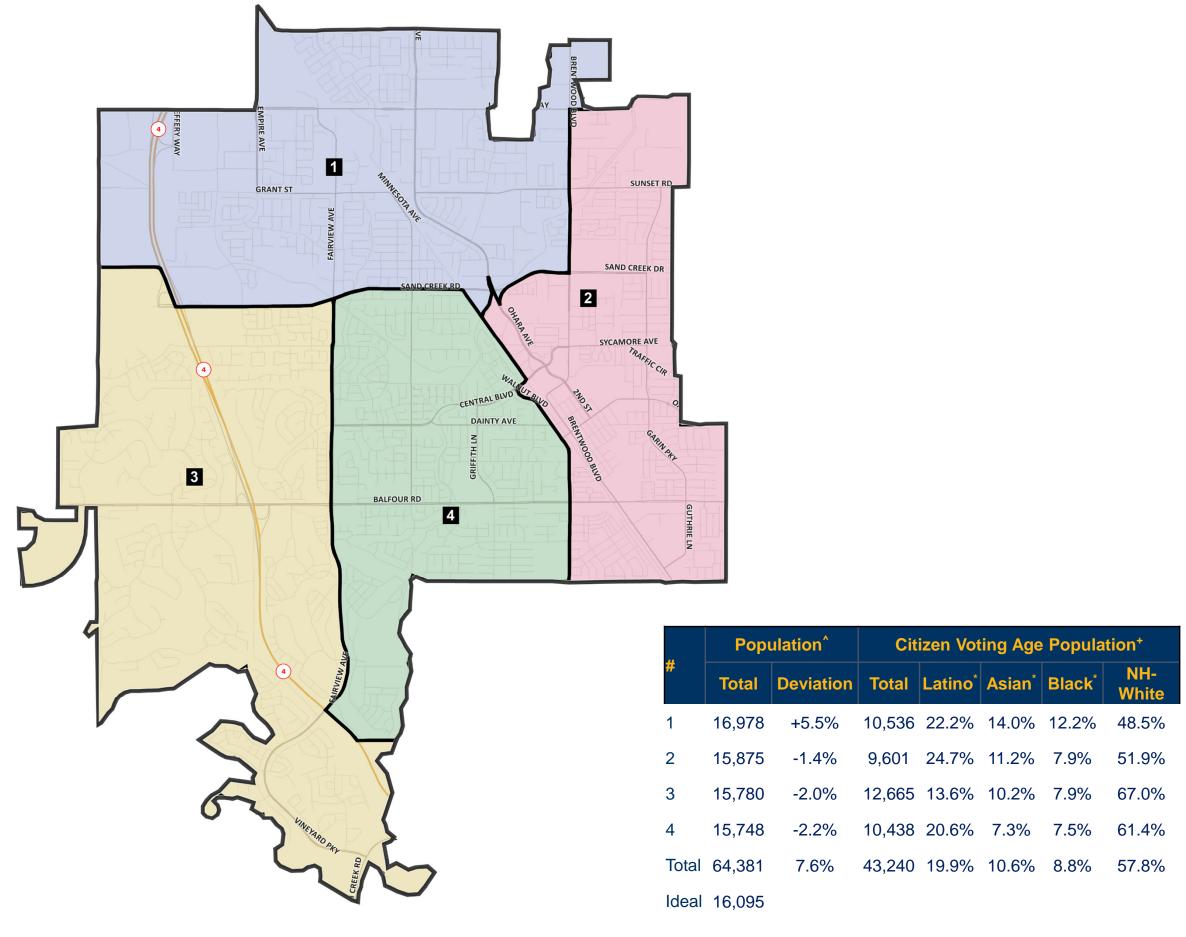




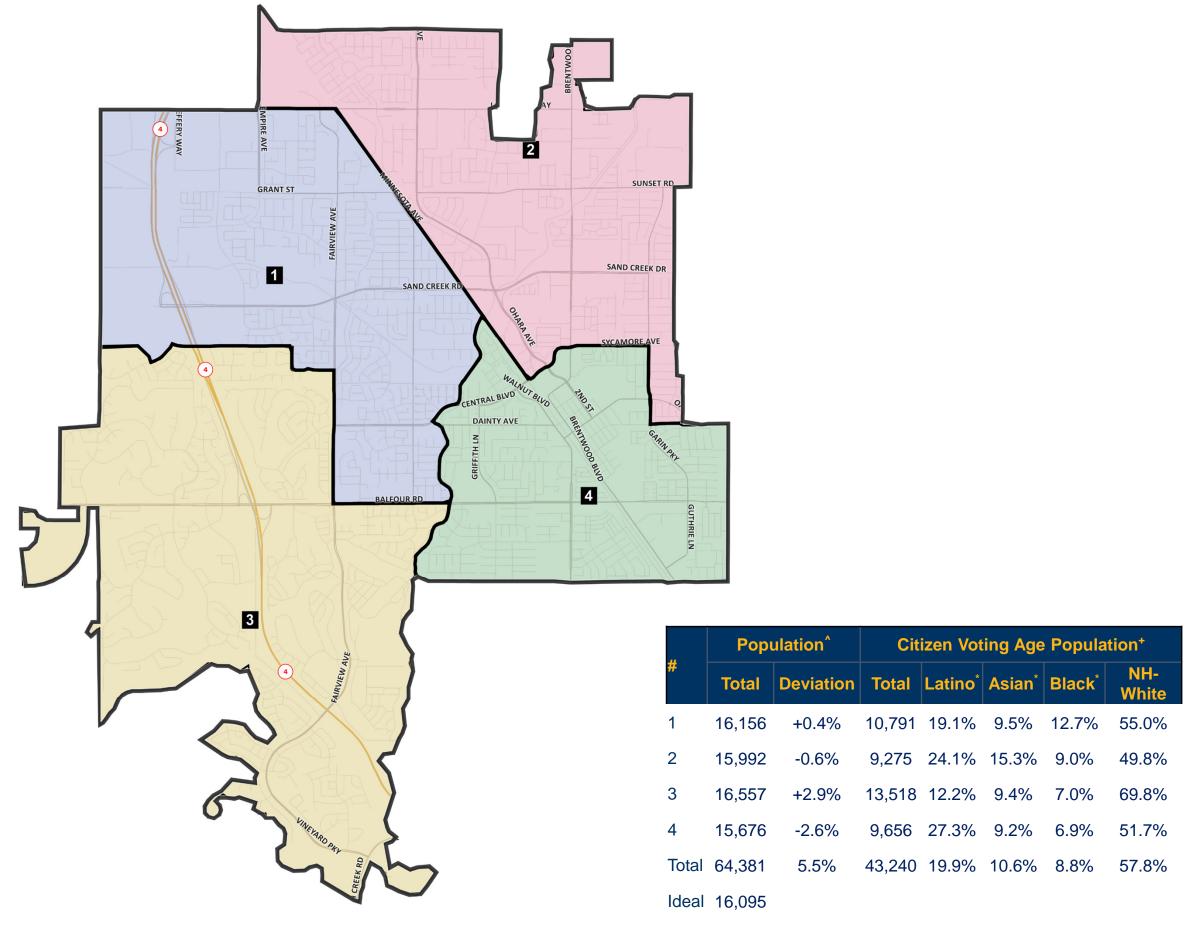




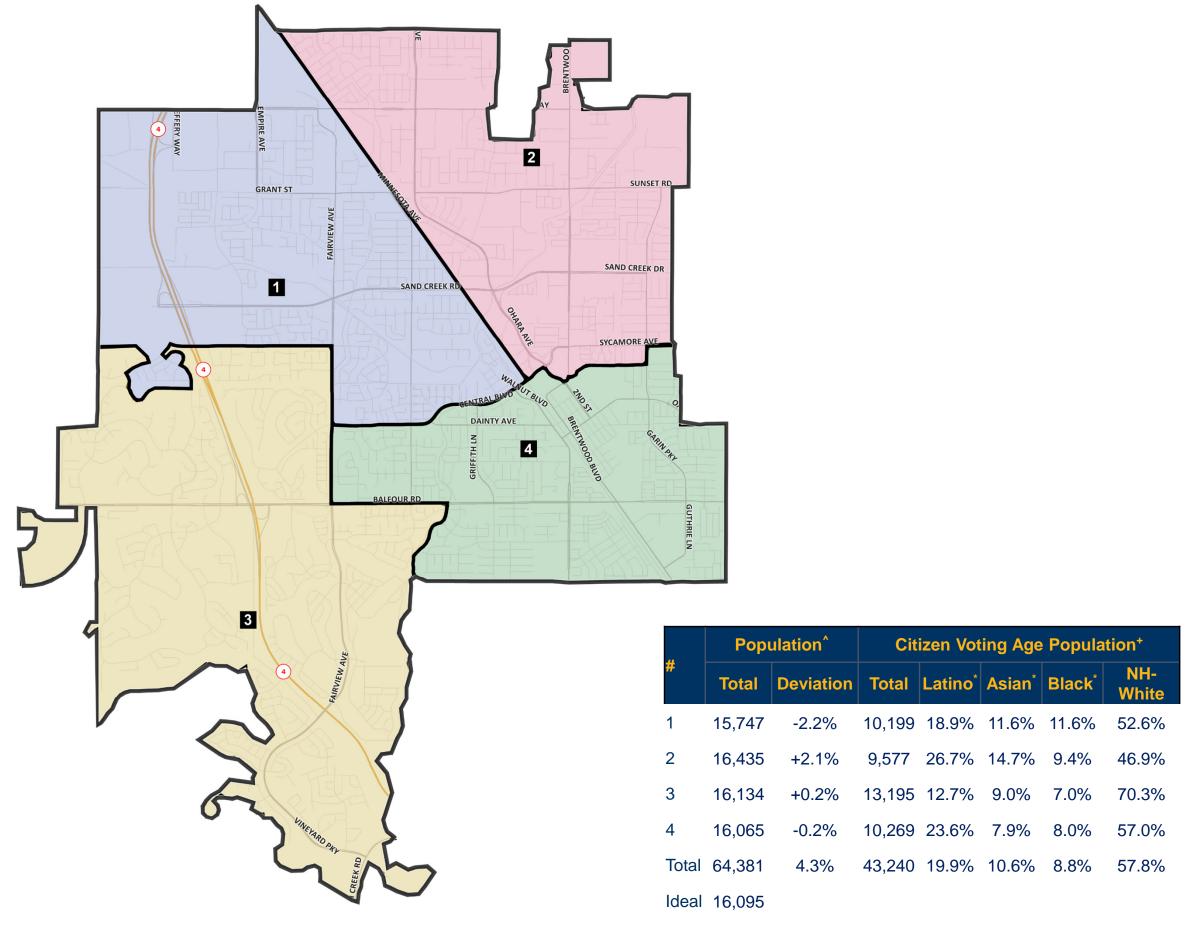




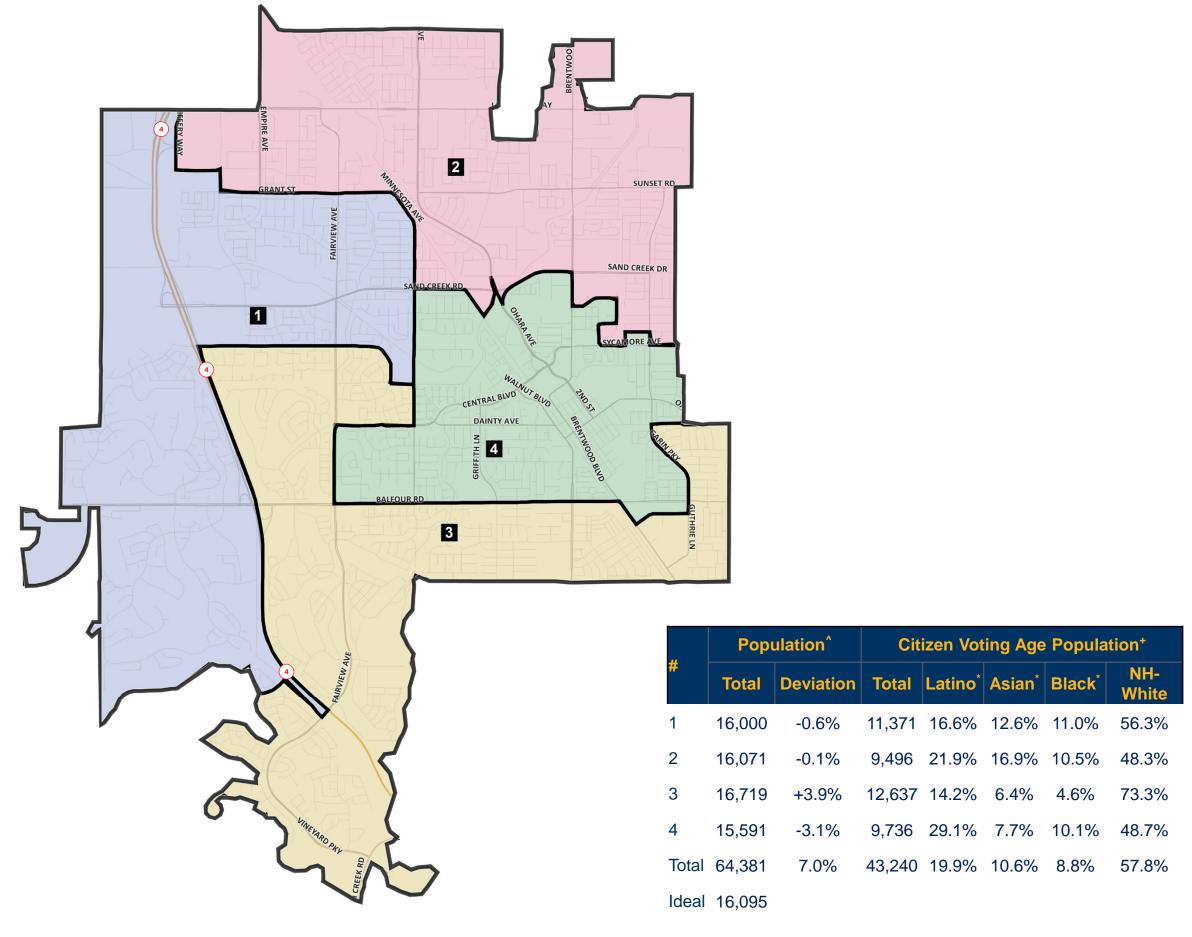




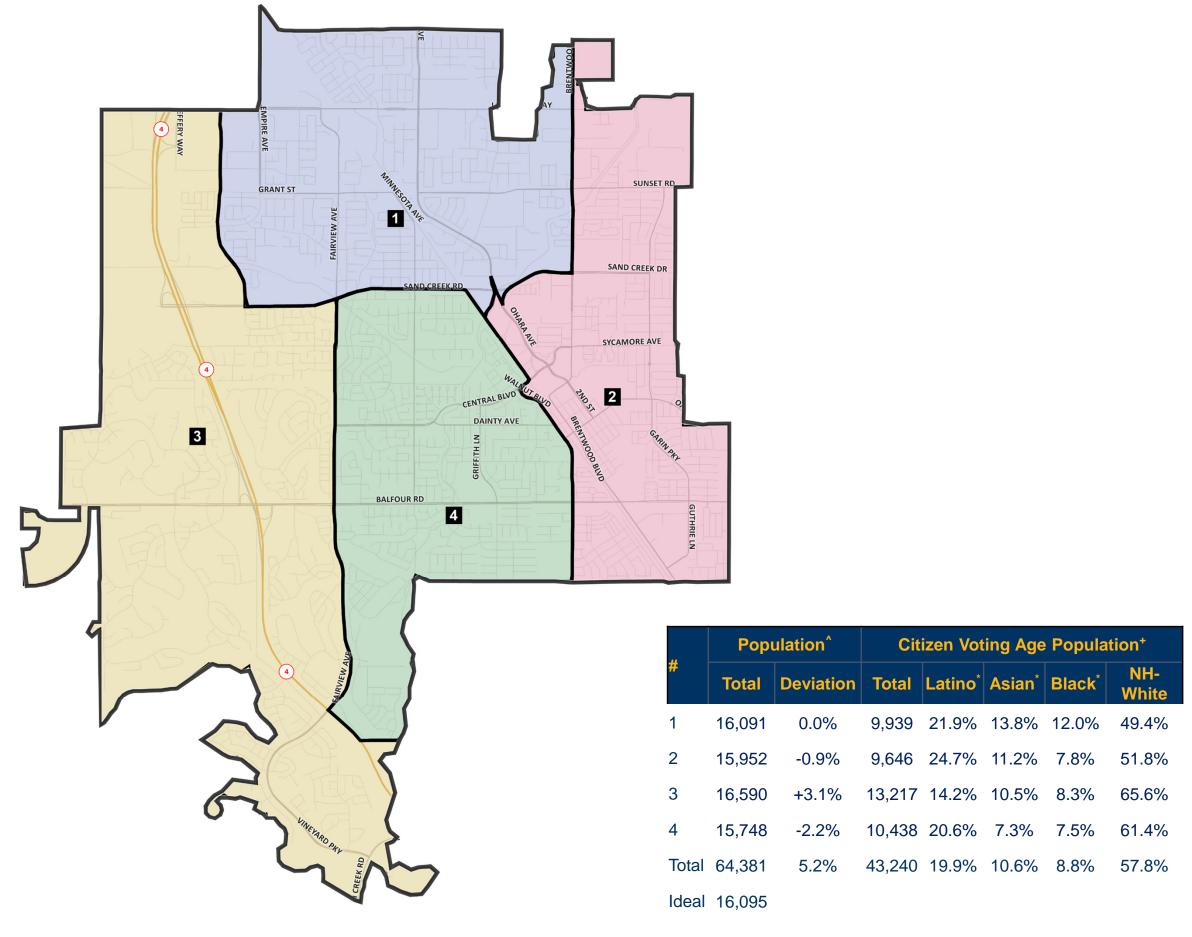




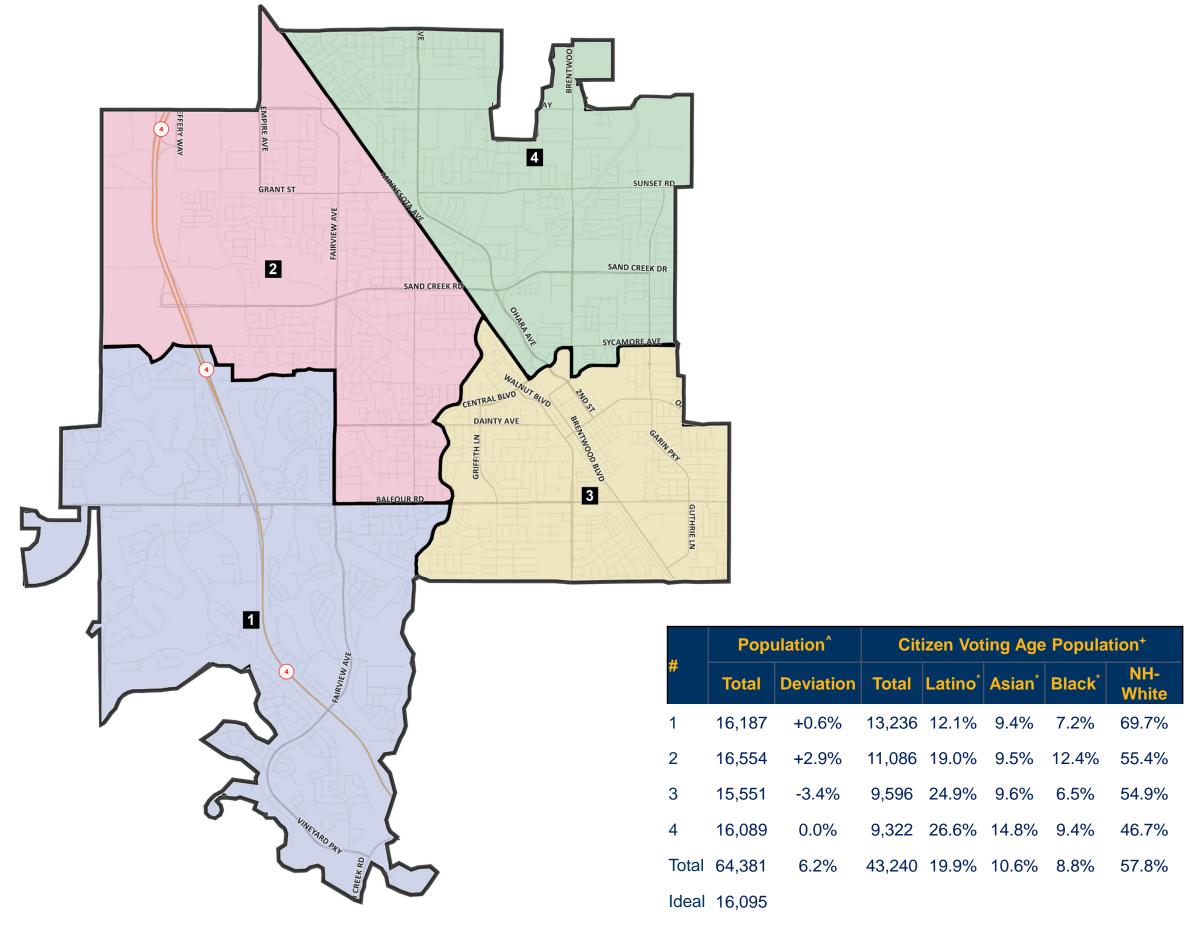




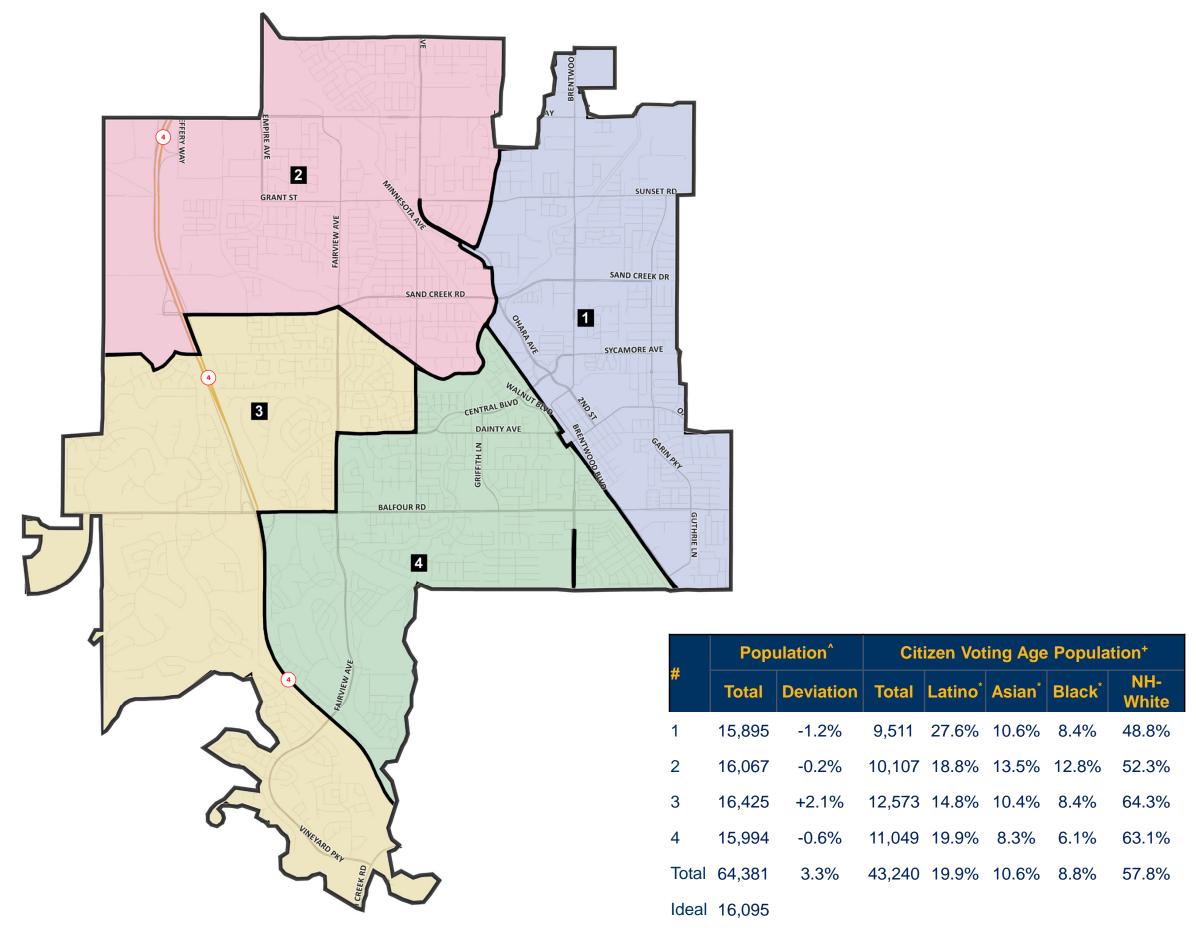




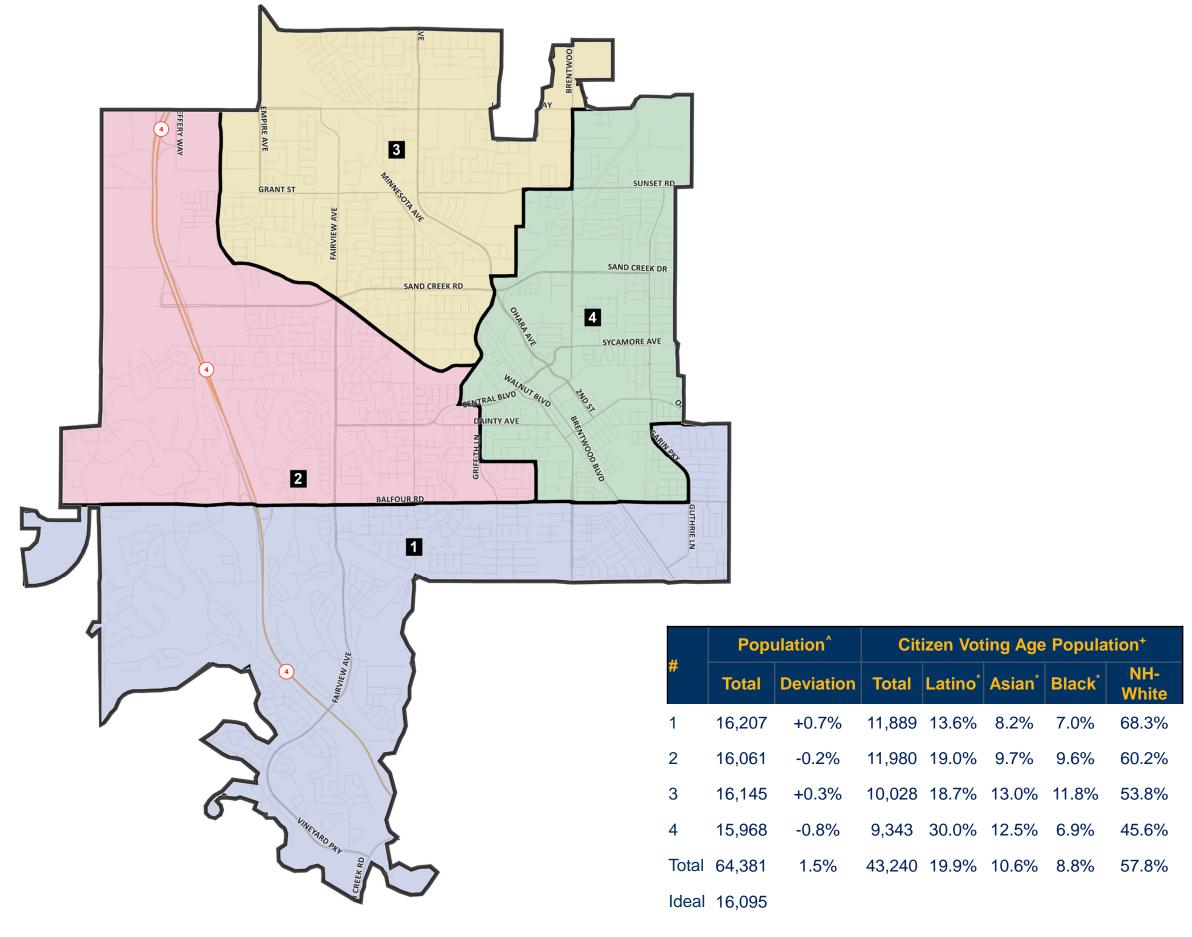


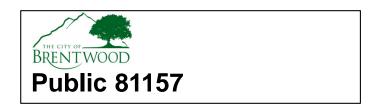


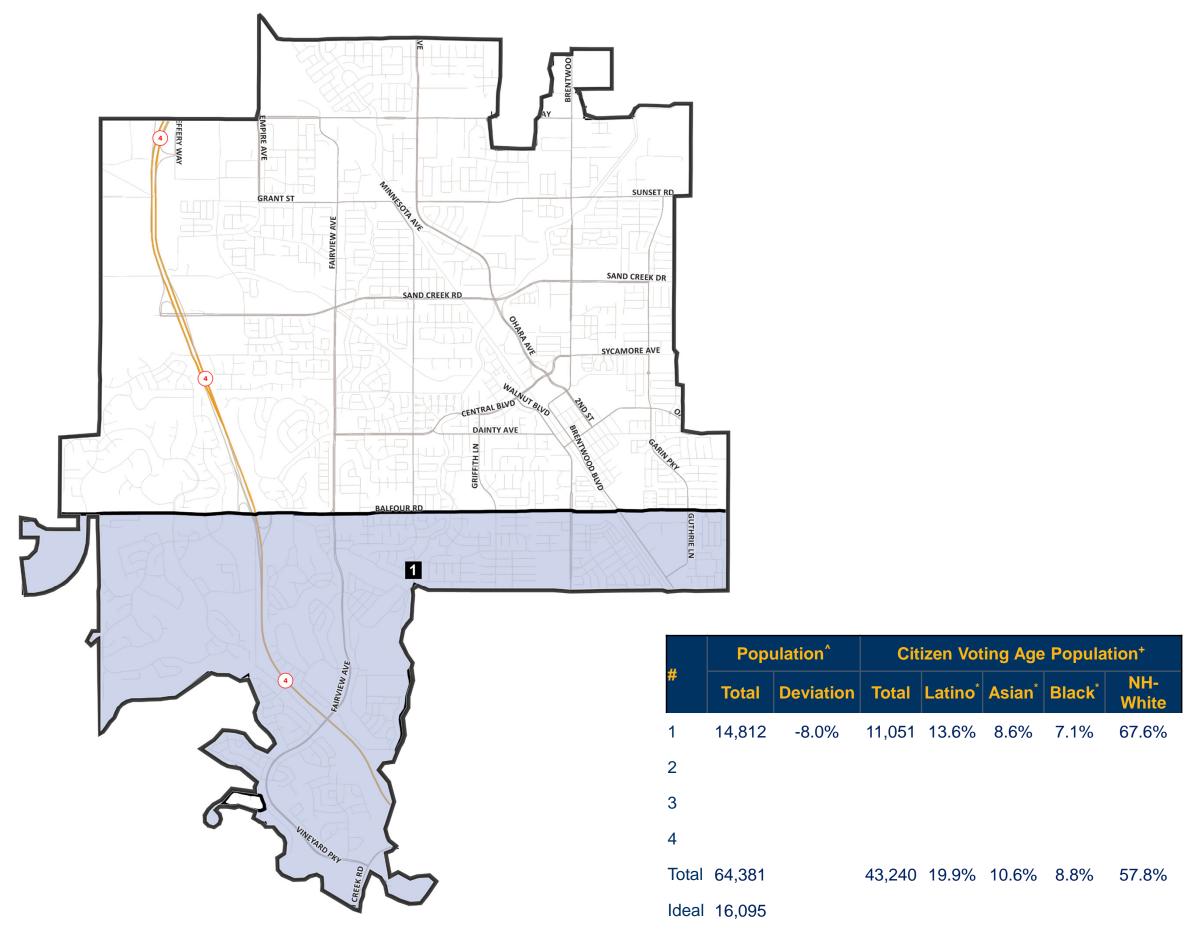




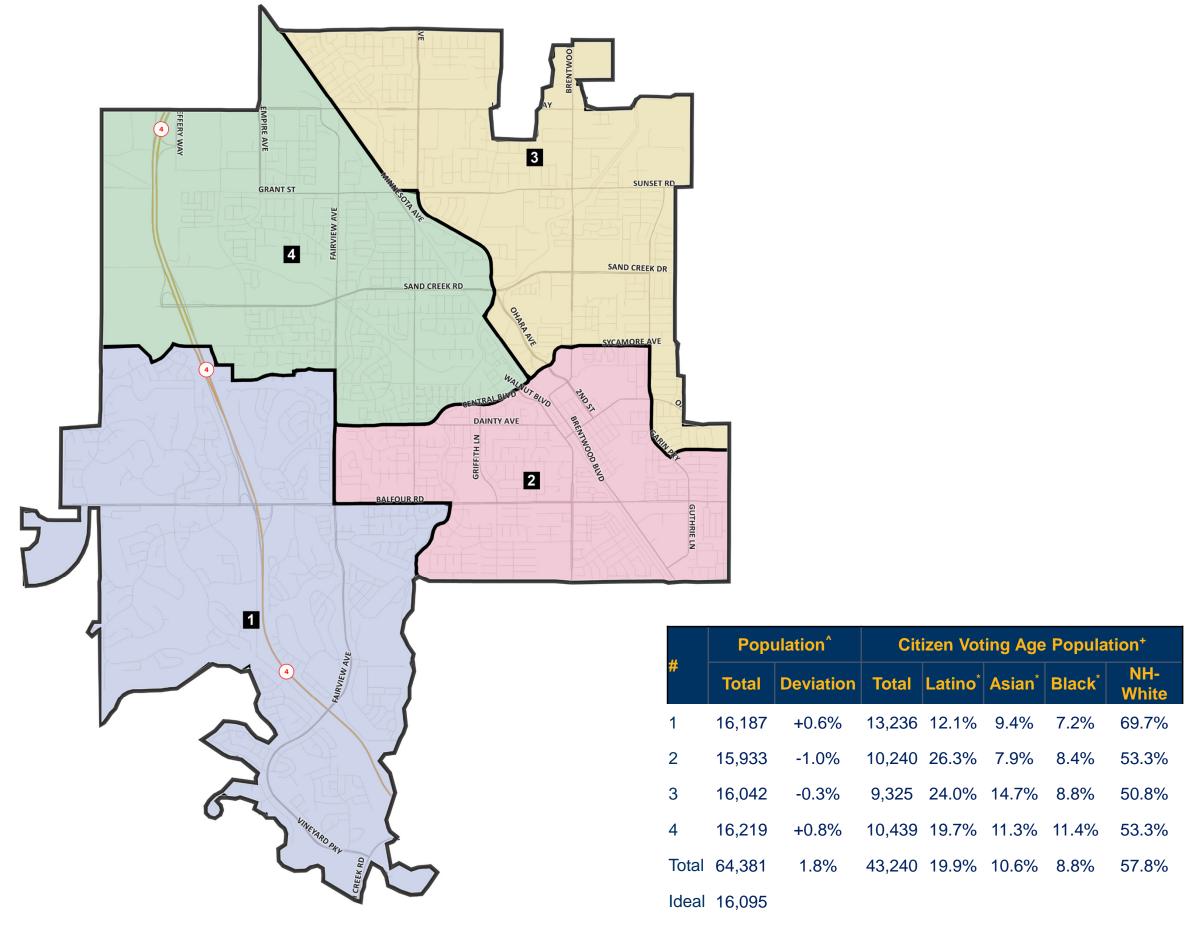




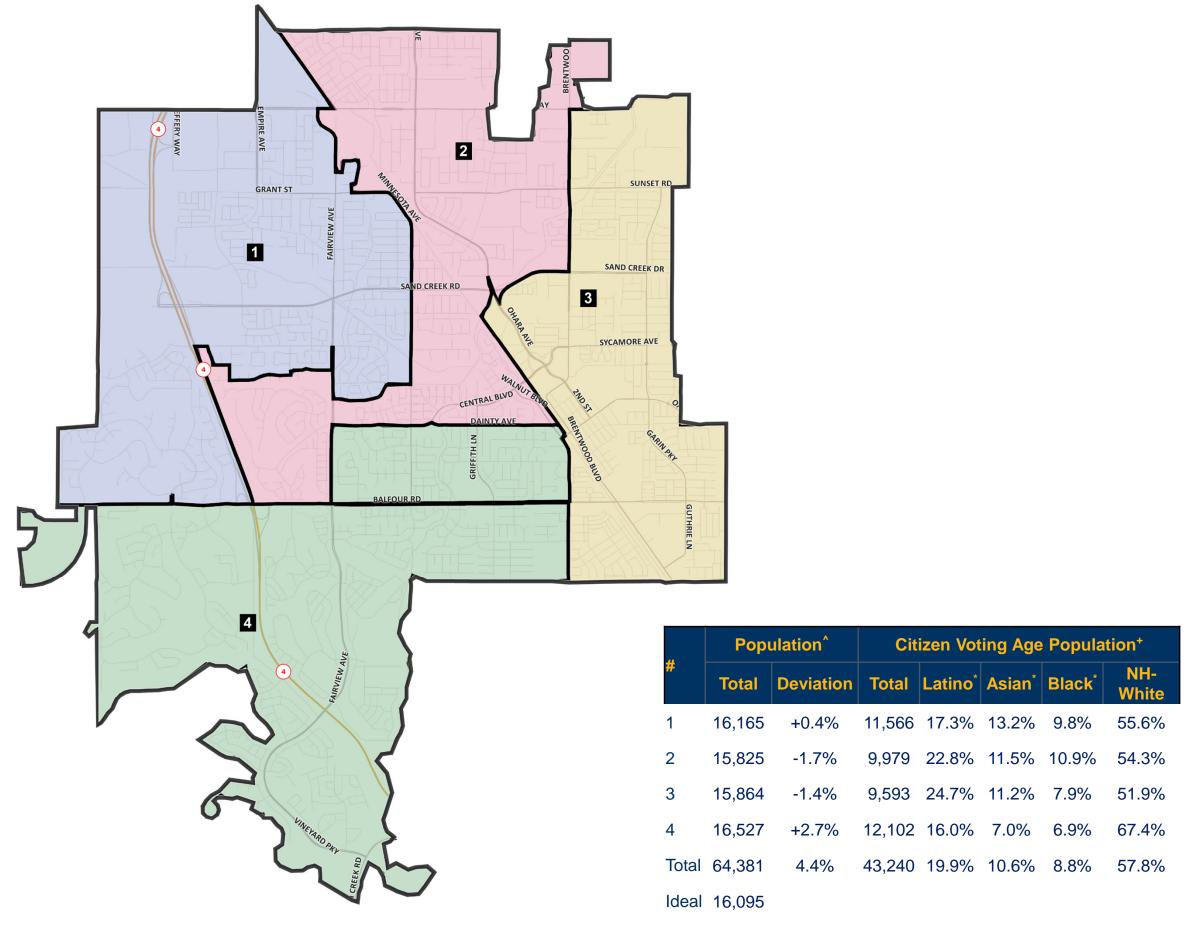




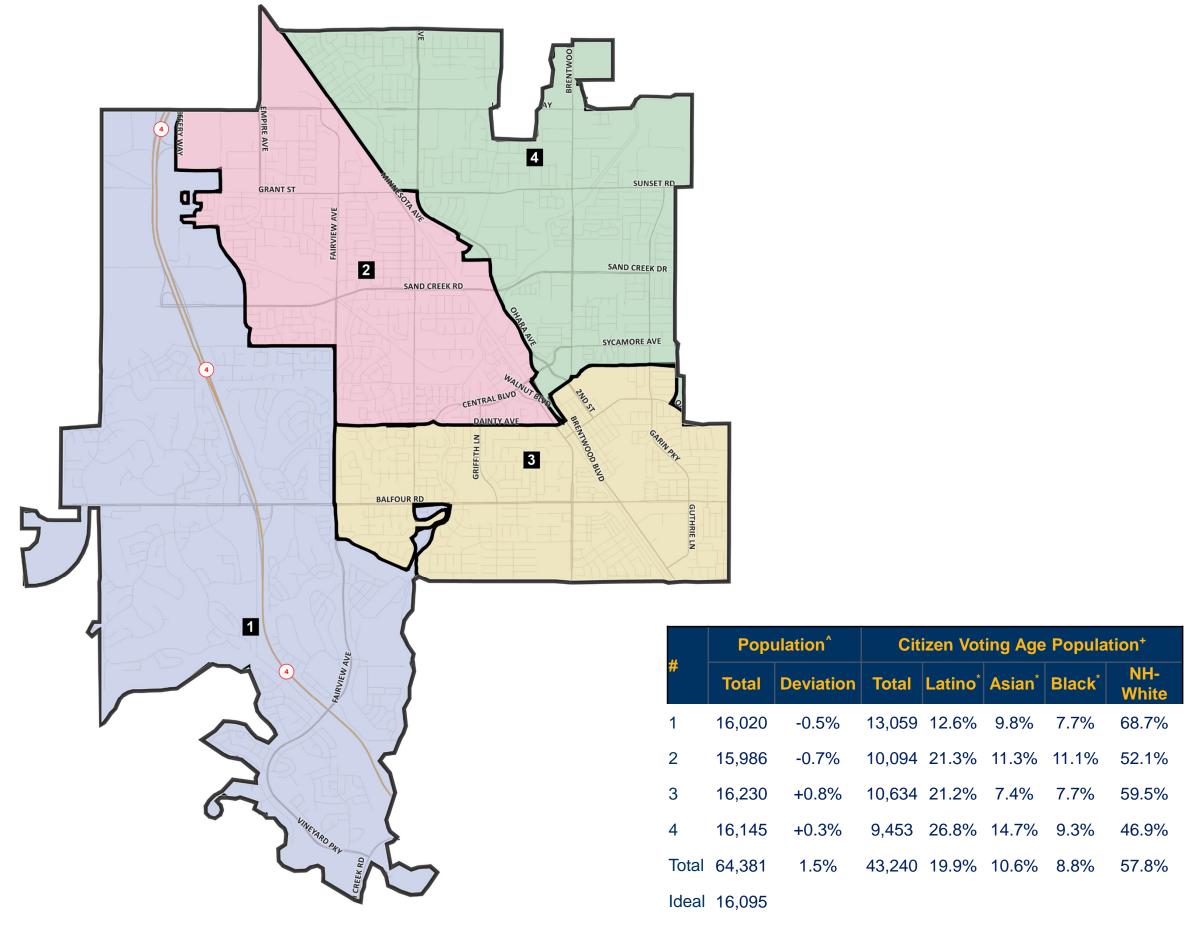




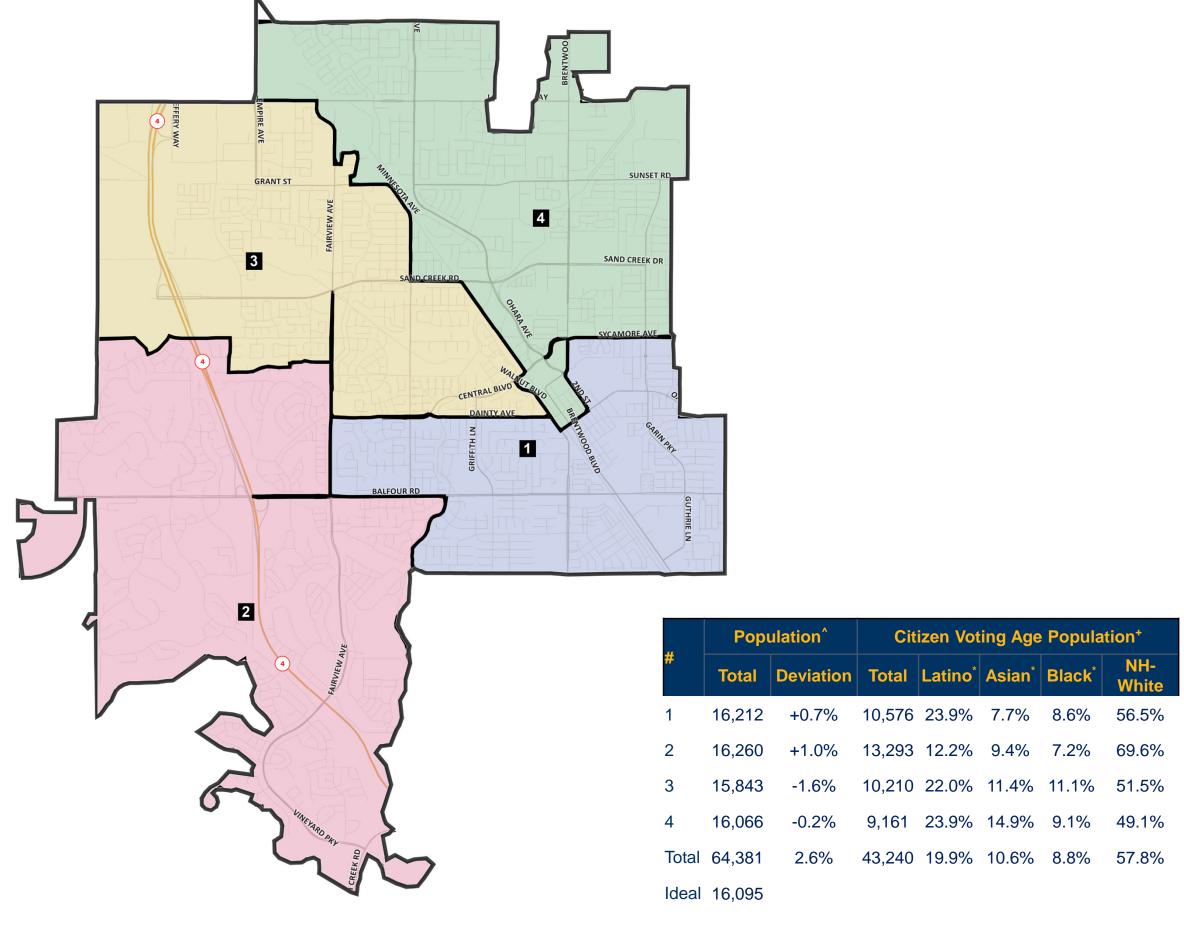




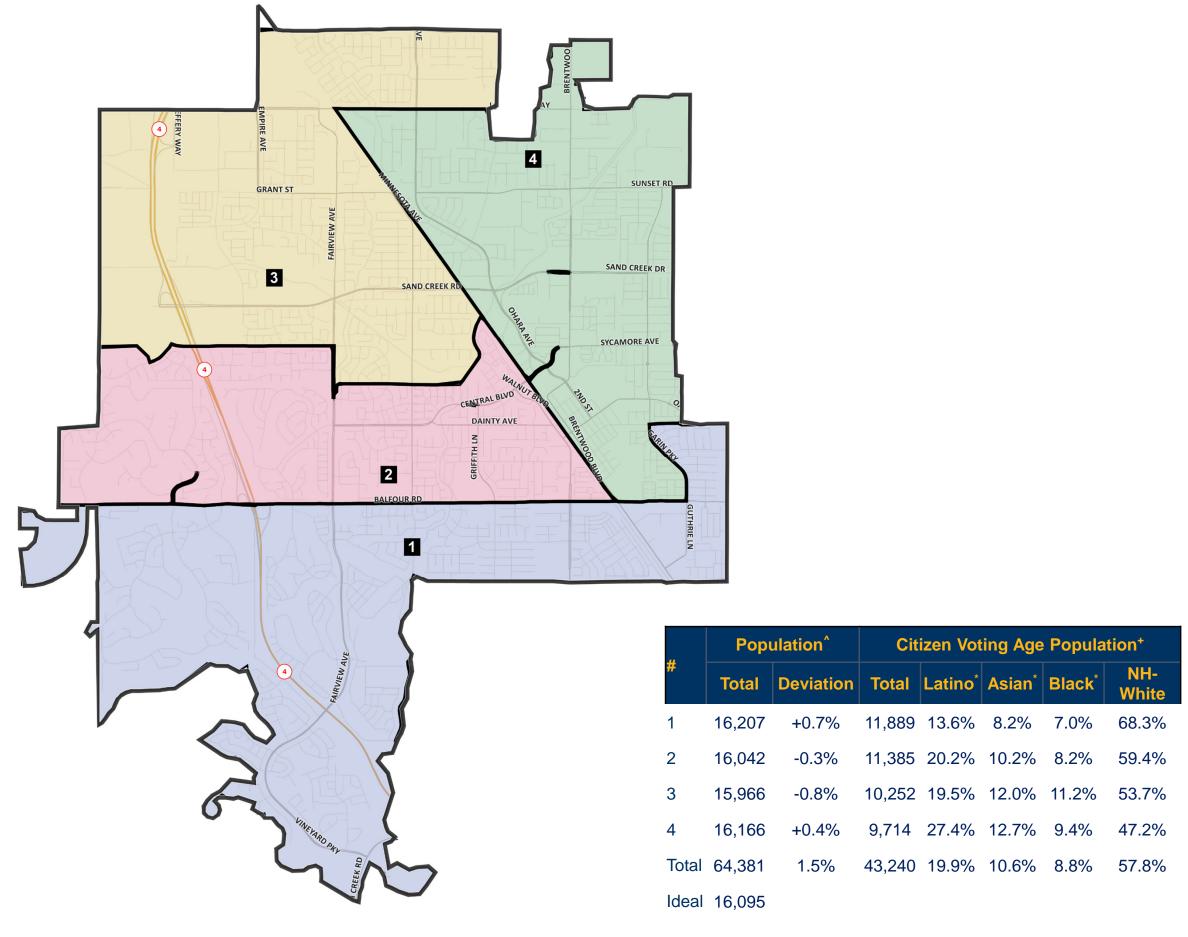




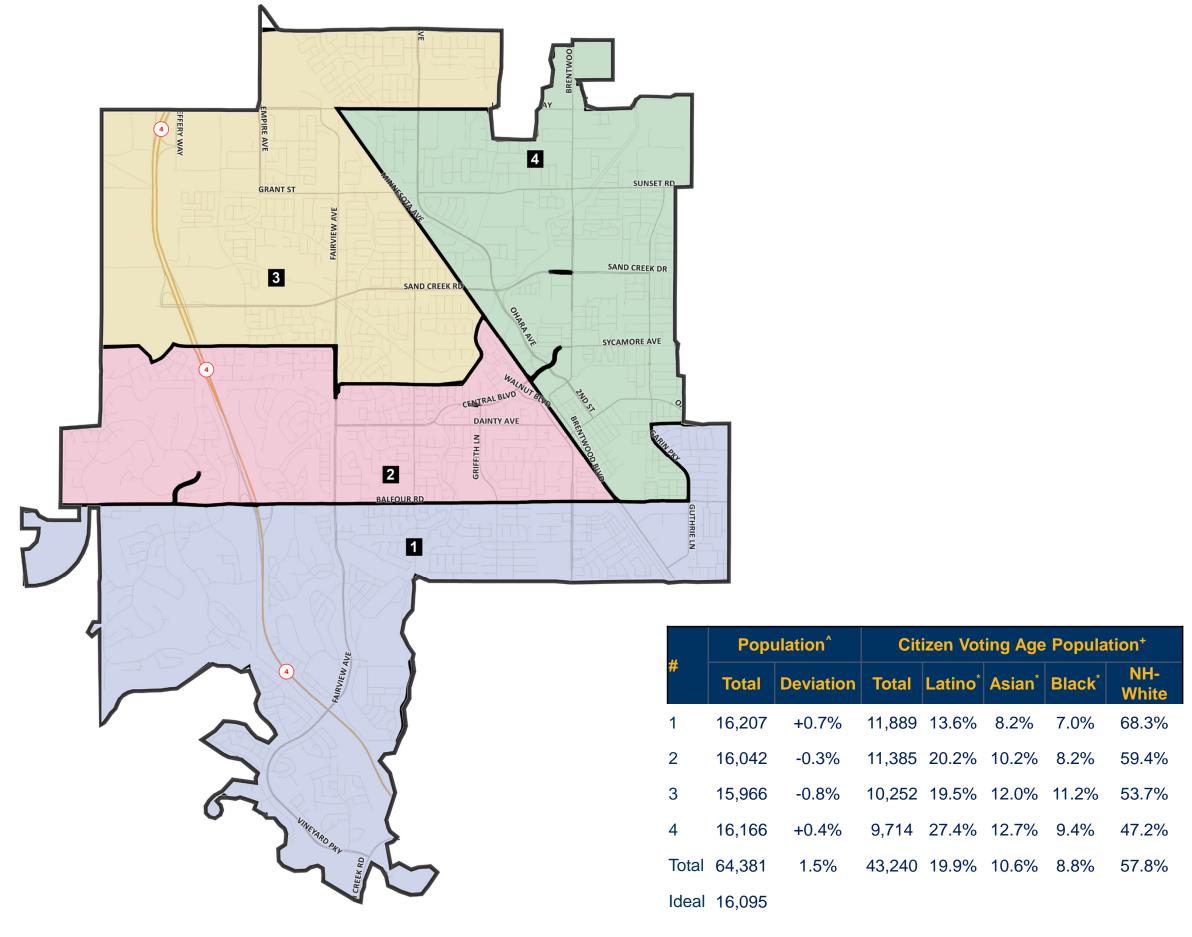




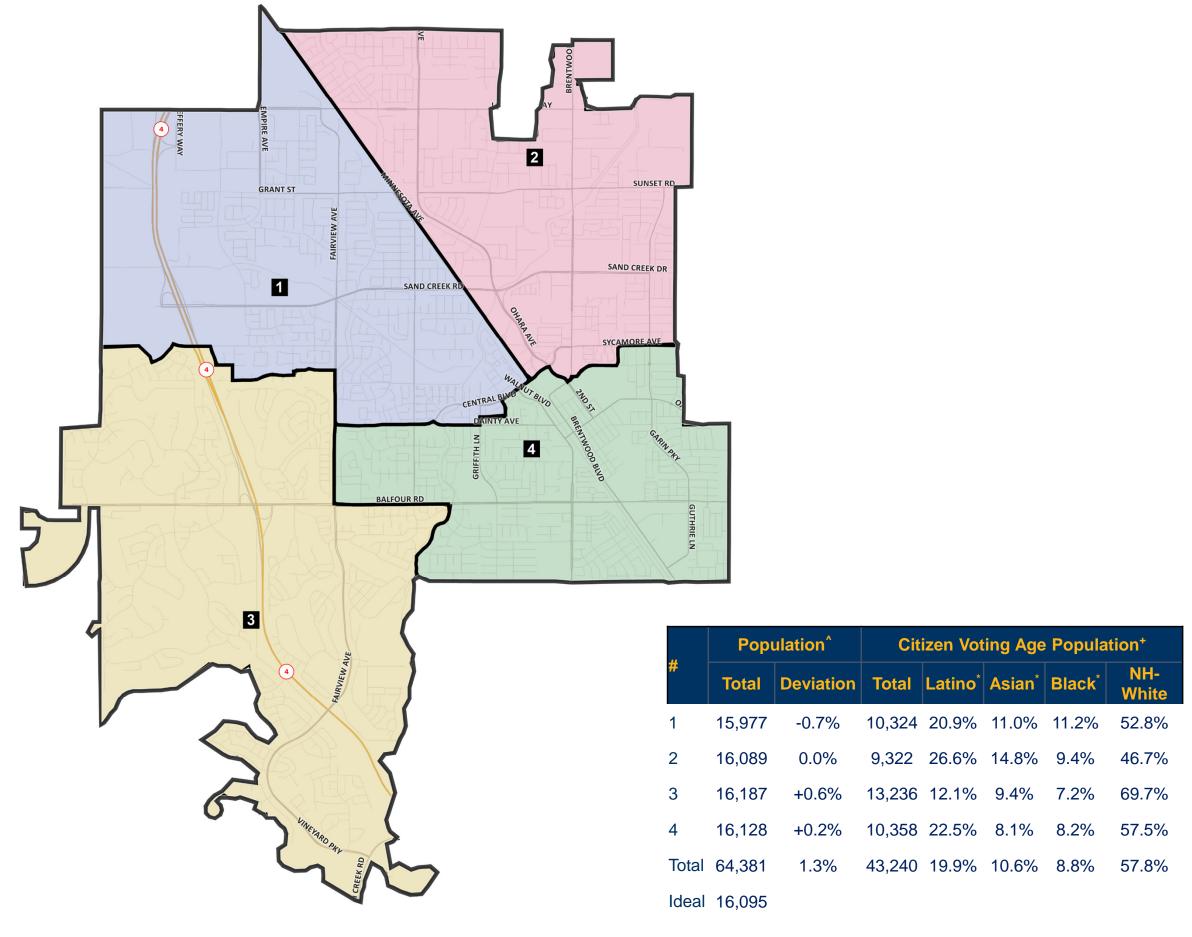


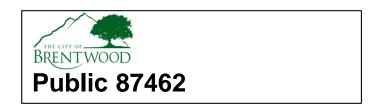


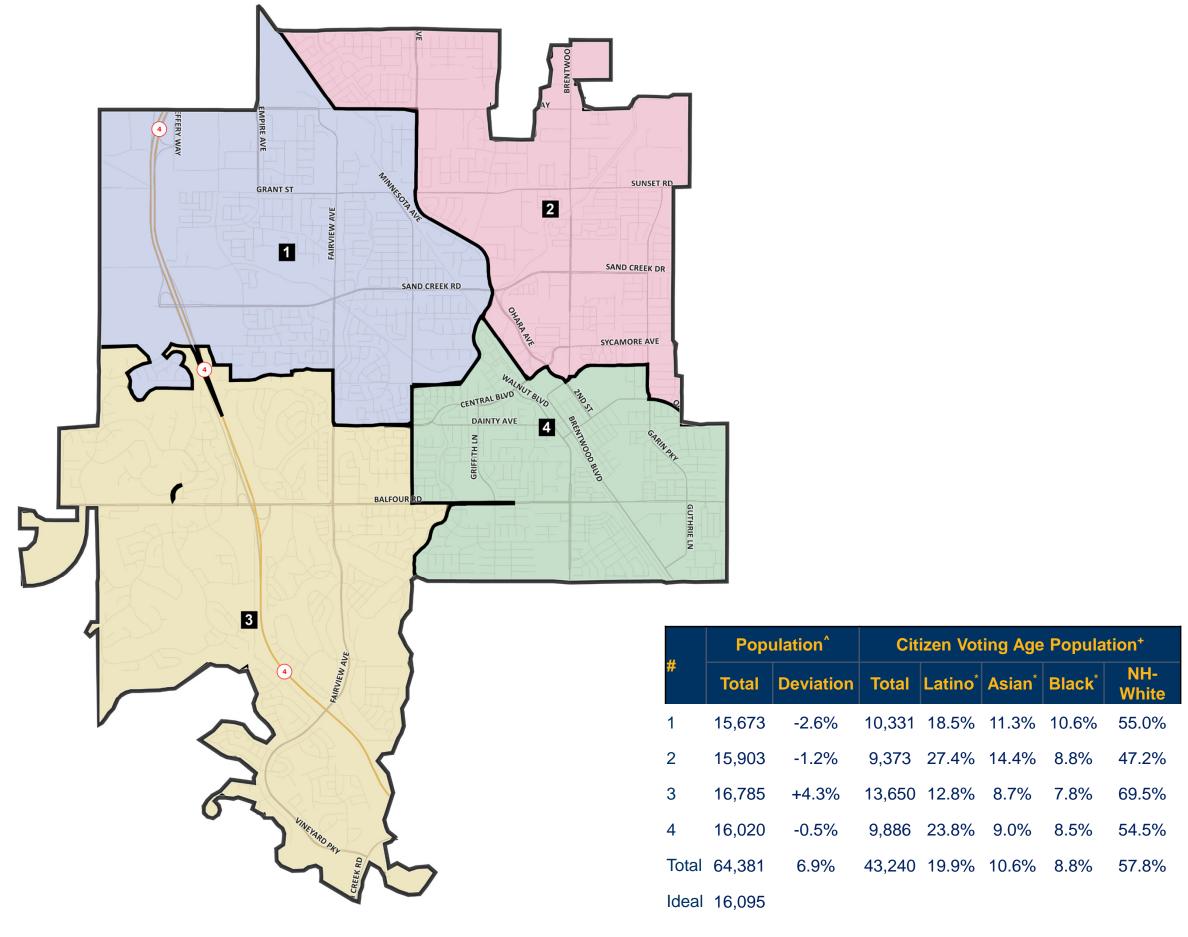




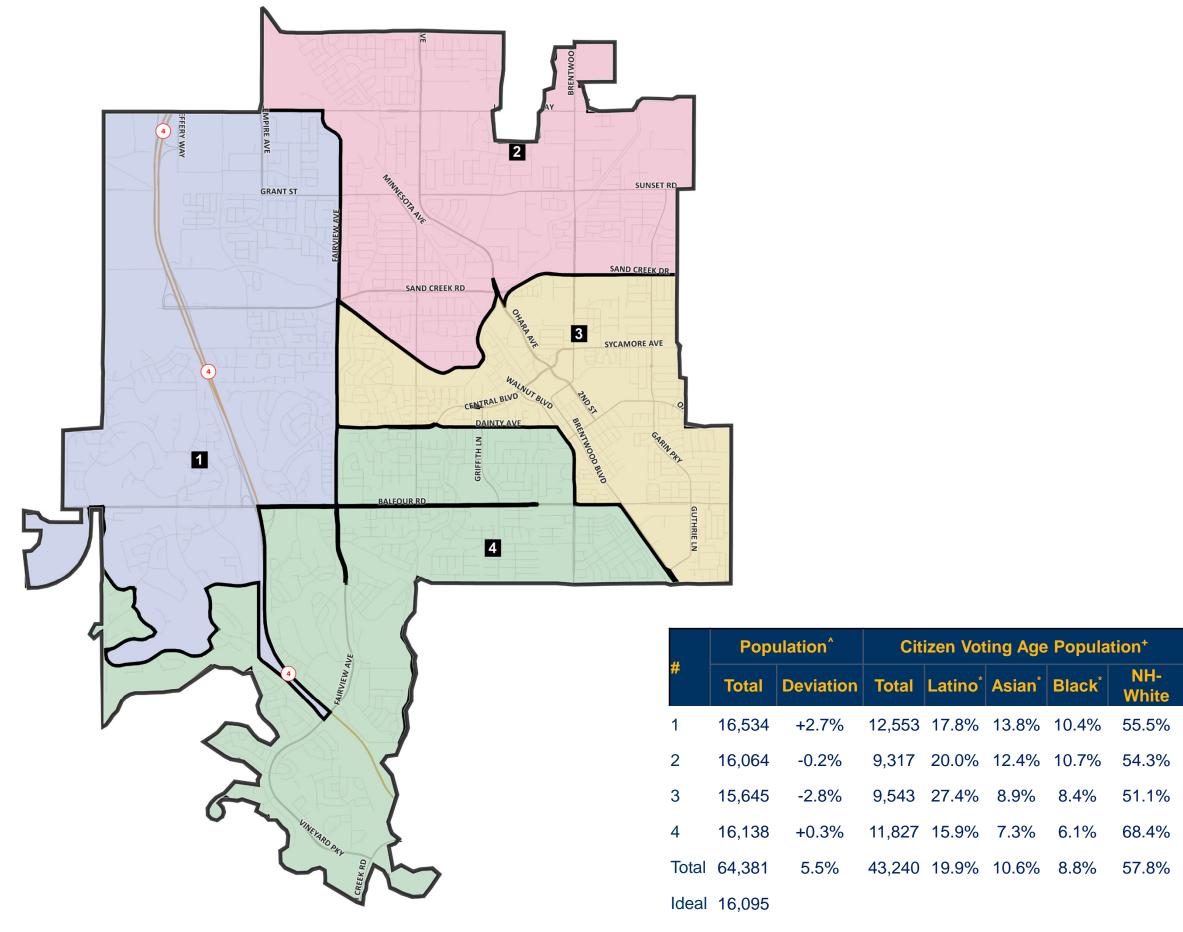




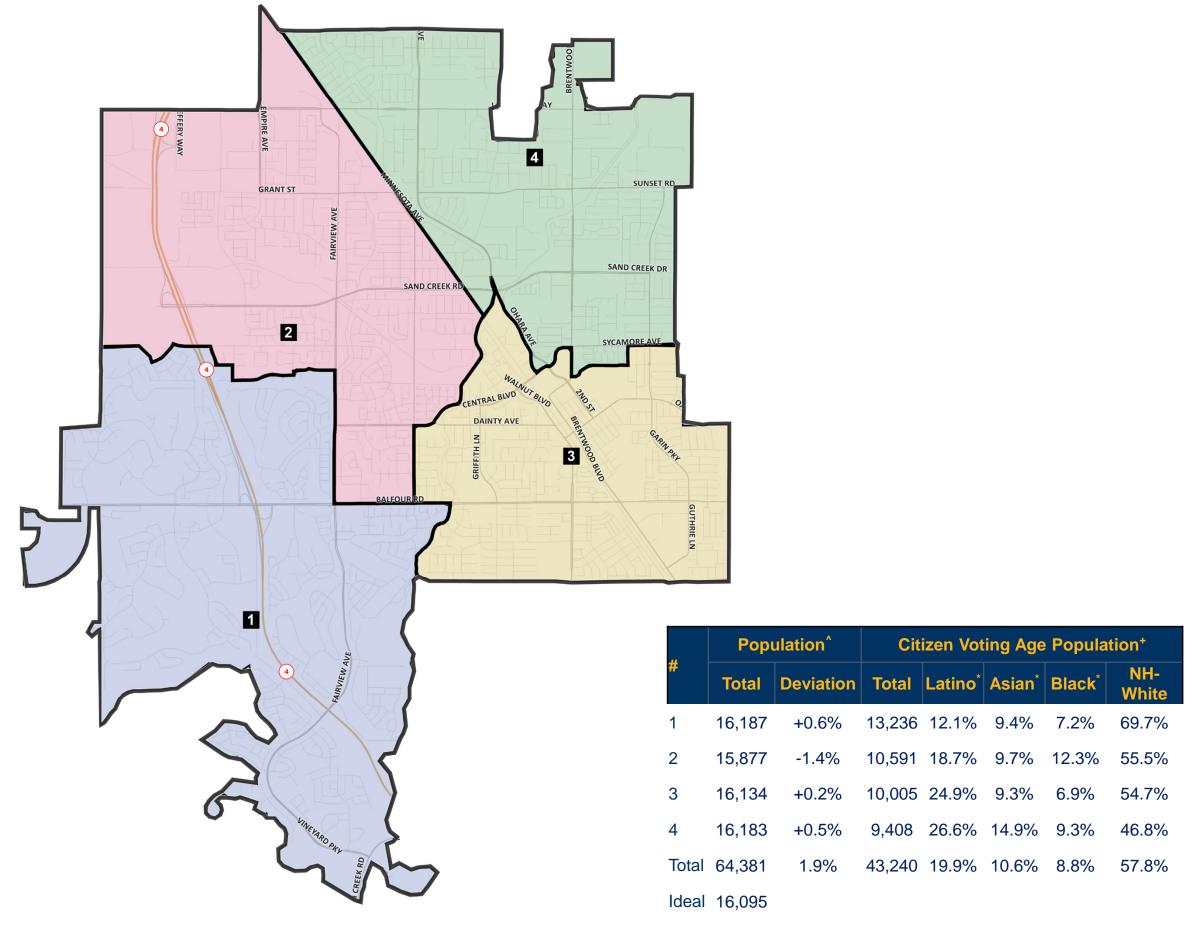




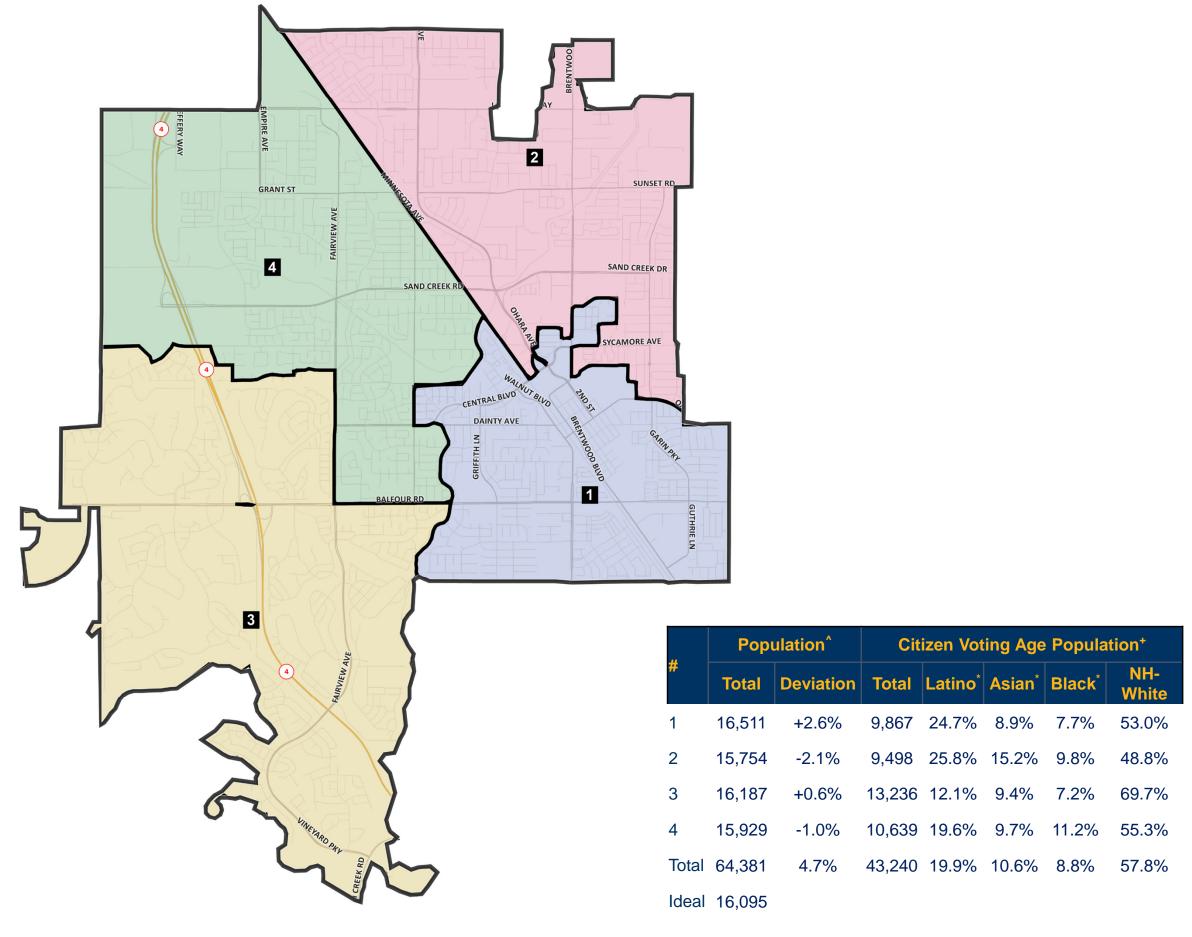




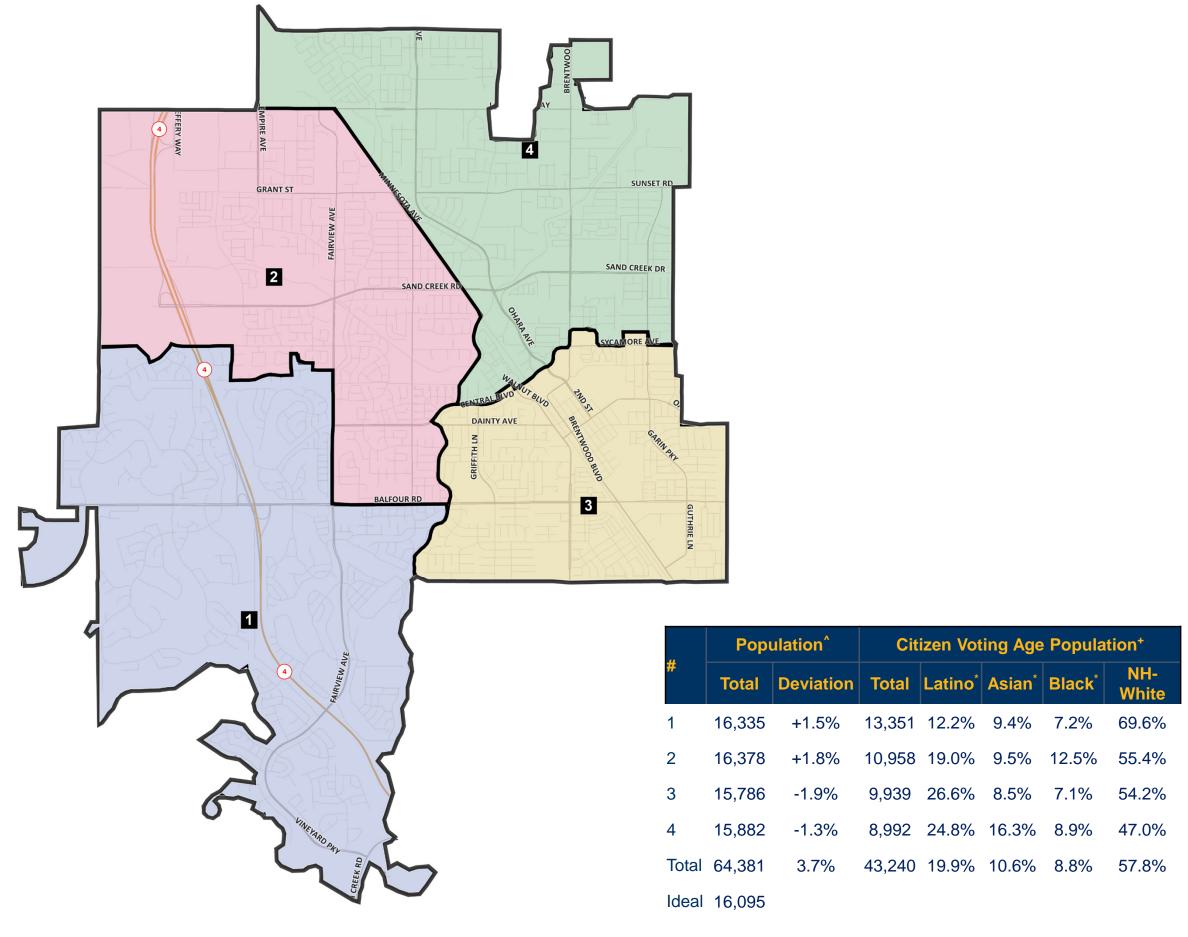




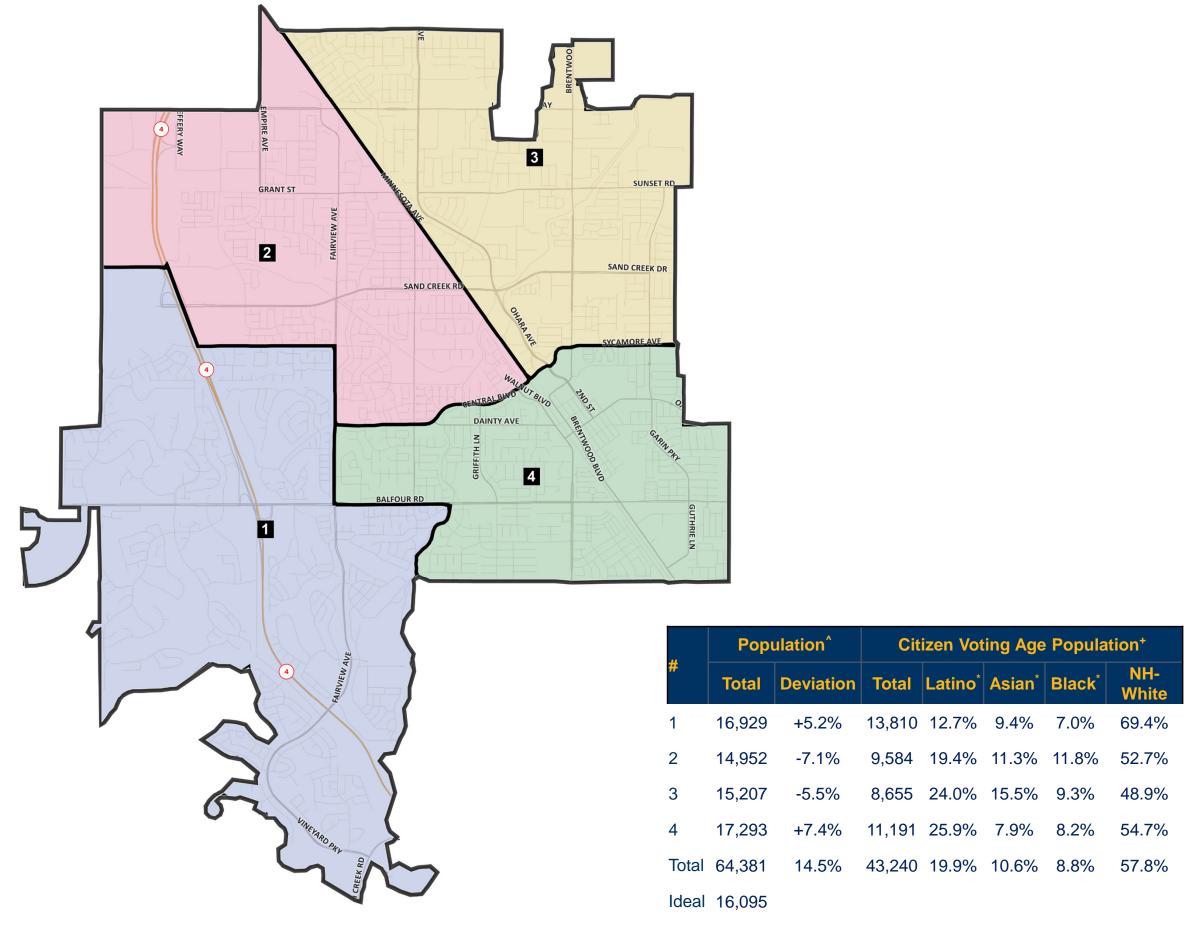




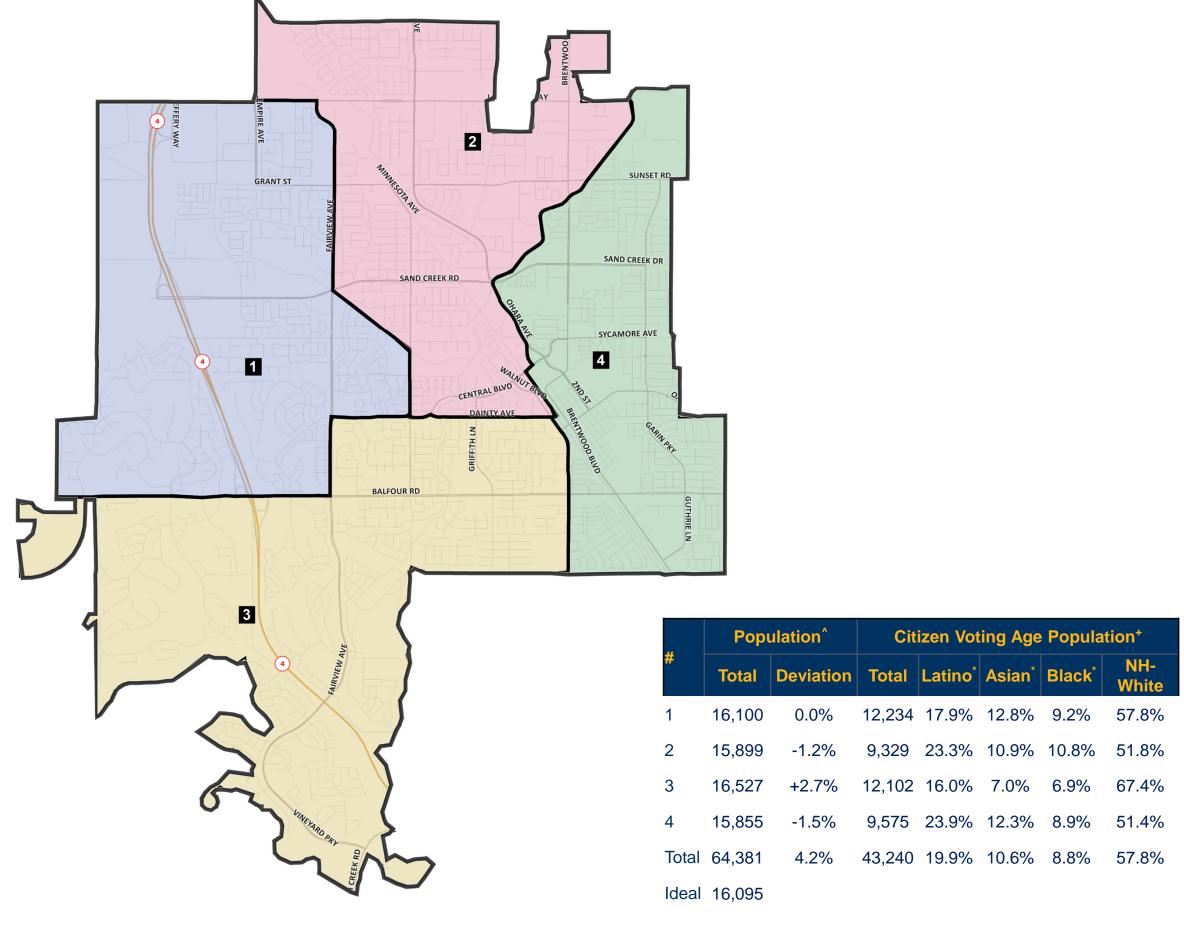


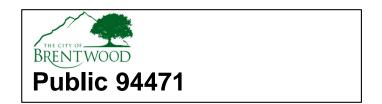


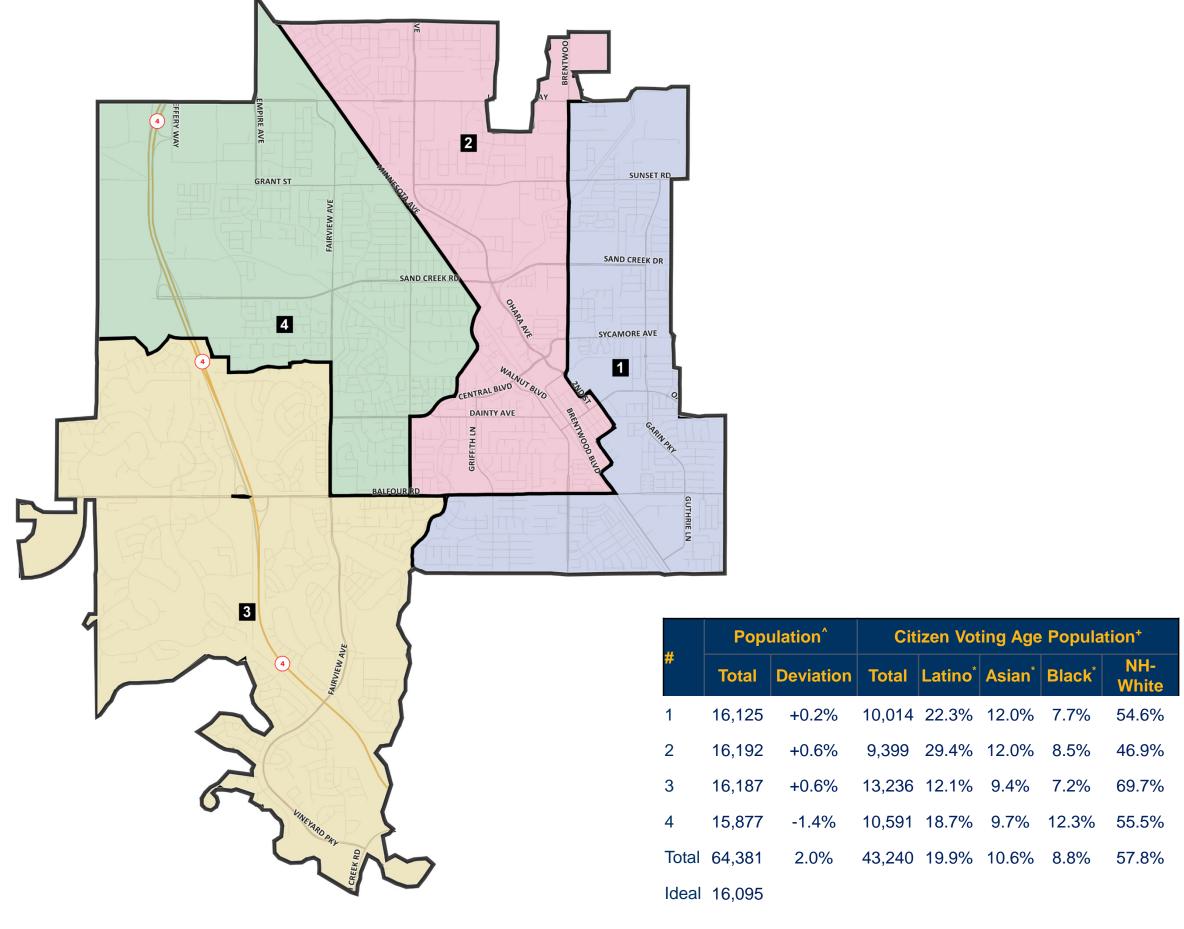




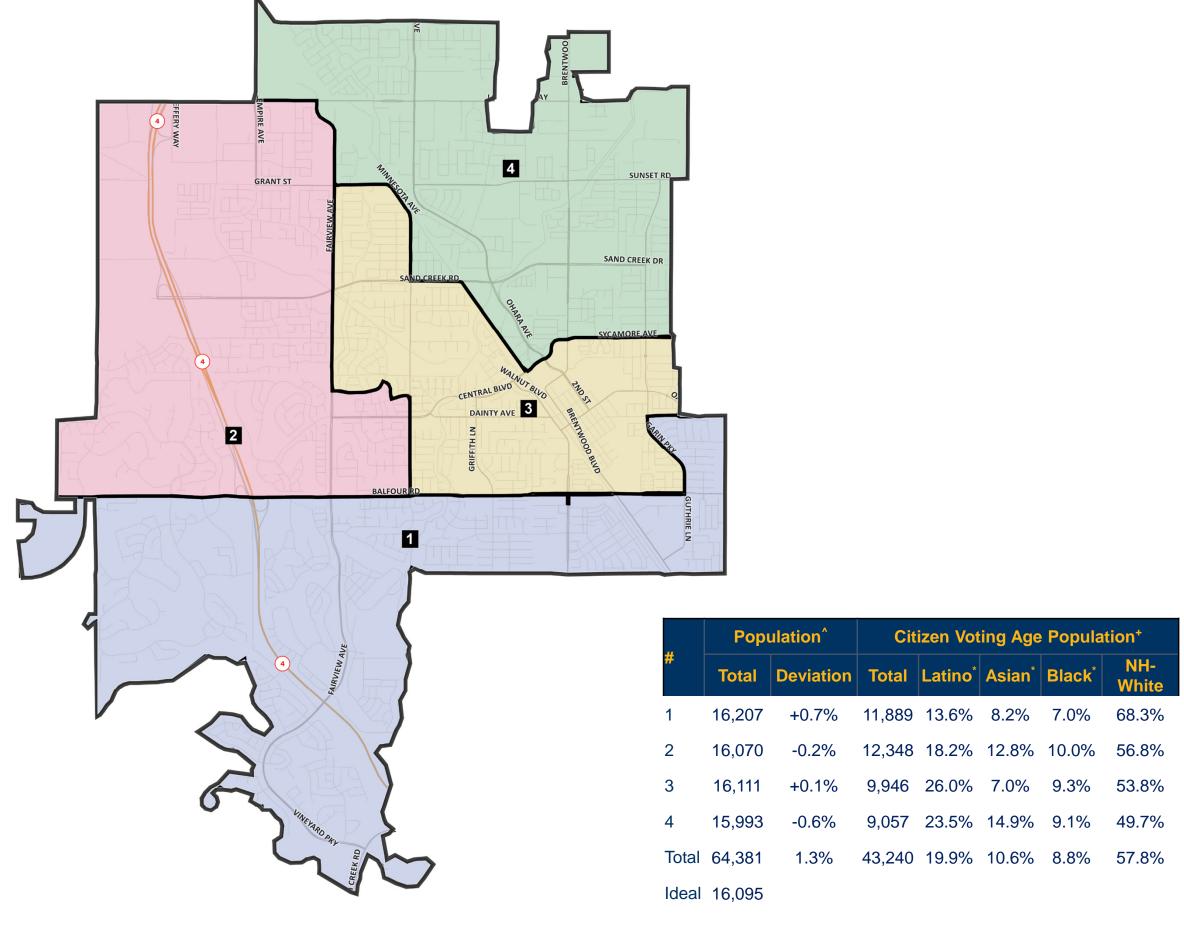












RESOLUTION NO. 2022-01-R

A RESOLUTION OF THE REDISTRICTING COMMISSION OF THE CITY OF BRENTWOOD, CALIFORNIA, SELECTING DRAFT ELECTORAL DISTRICT BOUNDARY MAPS, AND REQUESTING THAT THE CITY CLERK FORWARD THOSE MAPS TO THE BRENTWOOD CITY COUNCIL FOR THEIR APPROVAL, WITHOUT AMENDMENT, OF ONE FINAL MAP

WHEREAS, on July 9, 2019, the City Council of the City of Brentwood adopted Ordinance No. 1010, which, for the first time, established City Council member electoral districts, a district election process, and the sequence of those district elections, and

WHEREAS, cities whose local elections are subject to districts must revisit the composition of these districts every ten years, in step with the Federal Census, and

WHEREAS, the population figures for the 2020 Census were released, triggering this requirement for Brentwood; and

WHEREAS, on April 27, 2021, the City Council created a hybrid Redistricting Commission, which is charged with conducting public meetings and selecting two or more electoral district maps for consideration by the City Council by April 17, 2022, and

WHEREAS, following a public recruitment for members of the redistricting commission, the members were selected by an independent judge, and

WHEREAS, the members of the Redistricting Commission of the City of Brentwood, California (Commission), were sworn into office on September 9, 2021; and

WHEREAS, in addition to the Commission's State-mandated public hearings, the redistricting process places considerable emphasis on community outreach; and

WHEREAS, City staff took the lead on the community outreach efforts, which included the use of social media, City newsletters, press releases, and notification through utility billings; and

WHEREAS, on October 2, 2021, the Redistricting Commission received an overview of the redistricting process from the demographer and held the first of four public hearings to receive community input regarding the boundaries and the composition of districts to be established for City Council Member elections; and

WHEREAS, on December 2, 2021, the Redistricting Commission held the second of four public hearings to receive public input on the composition of one or more districts and communities of interest; and provided initial direction to the demographer on the composition of draft district boundary maps; and

WHEREAS, on January 13, 2022, the Redistricting Commission held the third of three public hearings to receive input on the composition of one or more districts and communities of interest; and provided additional direction to the demographer on the composition of draft district boundary maps; and

WHEREAS, on February 10, 2022, the Redistricting Commission held the last of four public hearings to receive input on the composition of one or more districts and communities of interest; and to select two or more district boundary maps to be forwarded to the City Council.

NOW, THEREFORE, BE IT RESOLVED by the Redistricting Commission of the City of Brentwood, as follows:

- 1. That the following maps are selected to be forwarded to the City Council for their consideration:
 - a.
 - b.
 - C.
 - d.
 - e.
- 2. If necessary to establish district borders that are along understandable boundaries, the City Clerk is authorized to make minor adjustments to the district boundaries of any of the maps listed above, provided such changes do not affect the populations in the districts. The City Clerk will consult with the City Manager and the City Attorney concerning any technical adjustments deemed necessary and will advise the City Council of any such adjustments when said maps are presented to the City Council for its consideration.
- 3. That the City Clerk is requested to forward to the City Council the maps listed in Section 1 of this Resolution.

PASSED, APPROVED, AND ADOPTED at a regular meeting of the Redistricting Commission of the City of Brentwood on the 10th day of February, 2022, by the following vote: