

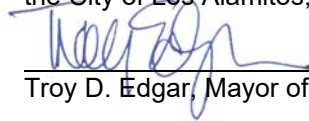
CITY OF LOS ALAMITOS

3191 Katella Ave.
Los Alamitos, CA 90720

REVISED AGENDA CITY COUNCIL SPECIAL MEETING

Tuesday, May 29, 2018 – 6:00 p.m.

I, Troy D. Edgar, as Mayor of the City of Los Alamitos, do hereby call a special meeting of the City Council of the City of Los Alamitos, to be held at the time and place listed above to discuss the matters listed below.



Troy D. Edgar, Mayor of the City of Los Alamitos

NOTE: Pursuant to Government Code Section 54953, Subdivision (b), this meeting will include teleconference participation by Mayor Edgar from 3225 Turtle Creek Blvd., Building B, Conference Room A, Dallas, TX 75219.

NOTICE TO THE PUBLIC

This Agenda contains a brief general description of each item to be considered. Except as provided by law, action or discussion shall not be taken on any item not appearing on the agenda. Supporting documents, including staff reports, are available for review at City Hall in the City Clerk's Office or on the City's website at www.cityoflosalamitos.org once the agenda has been publicly posted.

Each matter on the agenda, no matter how described, shall be deemed to include any appropriate motion, whether to adopt a minute motion, resolution, payment of any bill, approval of any matter or action, or any other action. Items listed as "for information" or "for discussion" may also be the subject of an "action" taken by the City Council at the same meeting.

Any written materials relating to an item on this agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office, 3191 Katella Ave., Los Alamitos CA 90720, during normal business hours. In addition, such writings or documents will be made available for public review at the respective public meeting.

It is the intention of the City of Los Alamitos to comply with the Americans with Disabilities Act (ADA) in all respects. If, as an attendee, or a participant at this meeting, you will need special assistance beyond what is normally provided, please contact the City Clerk's Office at (562) 431-3538, extension 220, 48 hours prior to the meeting so that reasonable arrangements may be made. Assisted listening devices may be obtained from the City Clerk at the meeting for individuals with hearing impairments.

Persons wishing to address the City Council on any item on the City Council Agenda will be called upon at the time the agenda item is called or during the City Council's consideration of the item and may address the City Council for up to three minutes.

1. CALL TO ORDER

2. ROLL CALL

Mayor Edgar
Mayor Pro Tem Kusumoto
Council Member Chirco
Council Member Hasselbrink
Council Member Murphy

3. PUBLIC HEARING

A. Receive Input from the Community Regarding the Creation of a District-Based Election System (City Clerk)

The purpose of this public hearing is to inform the public about the districting process and to hear from the community on what factors should be taken into consideration while creating district boundaries. Per Election Code 10010 (a)(1), this is one of two public hearings that will be held before draft maps or proposed district boundaries will be drawn.

Recommendations:

1. Receive this report on the districting process and permissible criteria to be considered to create district boundaries; and,
2. Conduct a public hearing to receive public input on district boundaries; and,
3. Approve the revised timeline for the transition from at-large to district-based elections.

4. CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

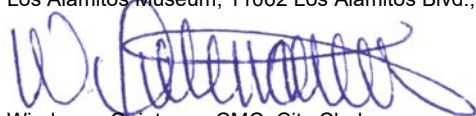
Pursuant to paragraph (1) of subdivision (d) of Government Code Section 54956.9. Name of Case: *Los Alamitos Community United, et al. v. City of Los Alamitos, et al.* Superior Court of California, County of Orange, Case No. 30-2018-00987018-CU-WM-CXC.

B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

(1 case) Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9 regarding unfunded mandate test claim for reimbursement of costs of implementing State mandate imposed by order of the Santa Ana Regional Water Quality Control Board regarding Statewide trash provisions.

5. ADJOURNMENT

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing Agenda was posted at the following locations: Los Alamitos City Hall, 3191 Katella Ave.; Los Alamitos Community Center, 10911 Oak Street; and, Los Alamitos Museum, 11062 Los Alamitos Blvd.; not less than 24 hours prior to the meeting.



Windmera Quintanar, CMC, City Clerk
Date: May 25, 2018

City of Los Alamitos

Agenda Report Public Hearing

May 29, 2018
Item No.: 3A

To: Mayor Troy D. Edgar & Members of the City Council

Via: Bret M. Plumlee, City Manager

From: Windmera Quintanar, CMC, City Clerk

Subject: Receive Input from the Community Regarding the Creation of a District-Based Election System

Summary: The purpose of this public hearing is to inform the public about the districting process and to hear from the community on what factors should be taken into consideration while creating district boundaries. Per Election Code 10010 (a)(1), this is one of two public hearings that will be held before draft maps or proposed district boundaries will be drawn.

Recommendations:

1. Receive this report on the districting process and permissible criteria to be considered to create district boundaries; and,
2. Conduct a public hearing to receive public input on district boundaries; and,
3. Approve the revised timeline for the transition from at-large to district-based elections.

Background

On May 11, 2018, the City Council adopted Resolution No. 2018-08 (“Resolution of Intention”) declaring its intention to transition from at-large to district-based elections for the City Council commencing with the General Municipal Election in November 2020. Elections Code Section 10010 provides that before any map or maps of the boundaries for the proposed districts are drawn, the City must conduct two (2) public hearings over a period of no more than thirty (30) days, at which time the public is invited to provide input regarding the composition of said districts.

Since adoption of the Resolution of Intention, the City has engaged in outreach efforts to inform the public about district elections and the process associated with developing the City Council election districts. The Public Hearing Notice for this hearing was published in English, Spanish, Korean, and Vietnamese in the May 16, 2018 edition of the News

Enterprise. The notices were posted on the City's website as well as publishing the public hearing dates on local Channel-3 and the City's Facebook page.

Discussion

The public is requested to provide input regarding communities of interest and other local factors that should be considered while drafting district maps. A *community of interest* is a neighborhood or group that would benefit from being in the same district because of shared interests, views, or characteristics. Possible community features include, but are not limited to:

- A. School attendance areas;
- B. Natural dividing lines such as major roads, hills, or highways;
- C. Areas around parks and other neighborhood landmarks;
- D. Common issues, neighborhood activities, or legislative/election concerns; and
- E. Shared demographic characteristics, such as:
 - (1) Similar levels of income, education, or linguistic insolation;
 - (2) Languages spoken at home; and
 - (3) Single-family and multi-family housing unit areas.

The City must ensure compliance with the following state and federally-mandated criteria:

- Each district shall contain a nearly equal population.
- Each district shall be drawn in a manner that complies with the Federal Voting Rights Act.
- Each district shall not be drawn with race as the predominate factor in violation of the principles established by the U.S. Supreme Court in *Shaw v. Reno*, 509 U.S. 630 (1993), and its progeny.

Next Steps

At the June 4, 2018 Special City Council meeting, the Council will conduct Public Hearing #2 to seek public input and provide direction on criteria to be considered while drafting district maps. Following that June 4th hearing, draft district maps and proposed election sequencing will be posted to the City website and available at City Hall on or before June 11, and those maps (and any possible new or revised maps) will be discussed at Council hearings on June 18, July 9, and July 16. An ordinance transitioning to district-based elections is scheduled to be introduced at the July 16th Council meeting, with second reading and adoption in August.

At the June 18, 2018 Special City Council Meeting, the City Council will conduct Public Hearing #3 to seek public input on the content of draft district map(s) and sequence of elections and direct amendments as necessary.

On July 9, 2018, the City Council will conduct Public Hearing #4 and will be requested to select a preferred map and direct amendments as necessary.

On July 16, 2018, a public hearing will be held to adopt a preferred district map and to

introduce an ordinance to transition to a district-based electoral system.

Second reading and adoption of the ordinance is scheduled to occur on August 20, 2018, and the City Clerk and demographer will then work with the County Elections Division to have the district maps integrated into the countywide voting system. The first district-based Los Alamitos City Council election will be held in November 2020.

Fiscal Impact

Transitioning to district elections required the City to retain the services of a demographer, National Demographic Consultants (NDC). The cost of these service is roughly \$17,000. Significant staff time will be required to transition to district-based elections and to administer the process including the need for five (5) public hearings. Council appropriated \$20,000 from the General Fund to the Election Expense account for this purpose on May 11, 2018.

Should the City Council ultimately adopt an ordinance to transition to a district-based electoral system, the law firm of Shenkman and Hughes, which threatened litigation if the City declined to voluntarily transfer to district-based elections, may seek reimbursement for its documented costs up to \$30,000; the City, however, will not be exposed to the potential much higher legal fees involved in defense of a lawsuit brought under the California Voting Rights Act. Additional legal fees will be incurred by our City Attorney as well for this unbudgeted item. Once these additional charges have been realized, an appropriation request will come back to the Council.

Submitted By: Windmera Quintanar, CMC, City Clerk

Approved By: Bret M. Plumlee, City Manager

Attachment: 1. Revised Timeline of Transition

TIMELINE: CONSIDERATION AND IMPLEMENTATION OF DISTRICT-BASED ELECTIONS SYSTEM

DATE	EVENT	COMMENT
March 29, 2018	City received Notice of Violation of CVRA	City has 45 days (May 12, 2018) to adopt a Resolution of Intention to transition to district elections
May 11, 2018	Informational Report	Staff presented a report to the City Council on the Notice of Violation
May 11, 2018	Resolution of Intention	90-Day Safe Harbor begins (Ends August 9, 2018)
May 29, 2018 6:00 p.m.	First Public Hearing	Council hearing regarding composition of districts. No maps to be drawn yet.
June 4, 2018 6:00 p.m.	Second Public Hearing	Council hearing regarding composition of districts. No maps to be drawn yet. <i>First and second public hearings must occur within a period of 30 days.</i>
June 7, 2018	Post Draft Maps and Potential Sequence of Elections	Draft maps and proposed sequence must be posted publicly at least 7 days before next hearing.
June 18, 2018 5:00 p.m.	Third Public Hearing	Council hearing regarding published drafts maps. <i>Third and fourth public hearings must occur within a period of 45 days.</i>
June 19, 2018	Post Draft Maps and Potential Sequence of Elections	Draft maps and proposed sequence must be posted publicly at least 7 days before next hearing.
July 9, 2018 6:00 p.m.	Fourth Public Hearing	Council hearing regarding published drafts maps. <i>If selected map is amended, ordinance cannot be introduced until 7 days after the amended map is published.</i>
July 9, 2018	Post Amended Draft Maps	Draft maps and proposed sequence must be posted publicly at least 7 days before being adopted..
July 16, 2018 6:00 p.m.	Fifth Public Hearing	Council introduces ordinance establishing district elections, selects map, includes district boundaries and elections sequence
August 20, 2018	Ordinance Adoption	Second reading and adoption of Ordinance.
September 2018	County Elections Division	Staff and the demographer will work with the Orange County Elections Division to implement districts into the County's elections database.
November 2020	General Municipal Election	First election utilizing adopted district boundaries.