



City Council Staff Report

DATE: December 15, 2021

AGENDA ITEM NO: Consent Calendar No. 3D

TO: The Honorable Mayor and City Council
FROM: Vincent D. Chang, City Clerk
SUBJECT: Waive further reading and adopting district maps for the City of Monterey Park's by-district elections

RECOMMENDATION:

It is recommended that the City Council consider:

1. Waiving the second reading and adopting the proposed ordinance; and/or
2. Taking such additional, related, action that may be desirable.

EXECUTIVE SUMMARY:

The Ordinance was introduced and received first reading at the December 1, 2021 City Council meeting. The original staff report (from December 1, 2021) is attached for reference. Second reading and adoption of this Ordinance is recommended. If adopted, the Ordinance will take effect in 30 days.

Respectfully submitted by:

Handwritten signature of Vincent D. Chang in blue ink.

Vincent D. Chang
City Clerk

Prepared by:

Handwritten signature of Cindy H. Trang in blue ink.

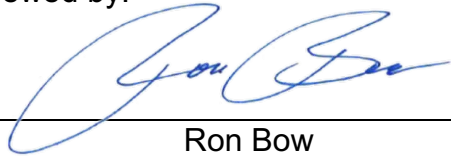
Cindy H. Trang
Deputy City Clerk

Reviewed by:

Handwritten signature of Inez Alvarez in blue ink.

Inez Alvarez
Assistant City Manager

Reviewed by:



Ron Bow
City Manager

Reviewed by:



Karl H. Berger
City Attorney

ATTACHMENTS:

1. Draft Ordinance
2. December 1, 2021 Staff Report (without attachments)

Staff Report
December 15, 2021

ATTACHMENT 1
Draft Ordinance

ORDINANCE NO. _____

**AN ORDINANCE ADOPTING DISTRICT MAPS FOR THE CITY OF
MONTEREY PARK'S BY-DISTRICT ELECTIONS.**

THE CITY COUNCIL DOES ORDAIN AS FOLLOWS:

SECTION 1: The City Council finds and determines as follows:

- A. A Public Hearing was held on July 21, 2021 to receive public input regarding the composition of the City's voting districts before any draft maps were drawn;
- B. Public Hearings were then held on October 20, 2021 and November 17, 2021 where the public was invited to provide input regarding the content of the draft maps;
- C. On December 1, 2021, the City Council held a final public hearing on the proposal to establish district boundaries, reviewed additional public input, formally selected the voting district map and the election sequence attached to, incorporated in, and set forth in this Ordinance; and
- D. This Ordinance is adopted to provide for election of members of the City Council of the City of Monterey Park by-district in five single-member districts as reflected in Exhibit A to this Ordinance to implement the purposes of the California Voting Rights Act of 2001 (Elections Code § 14025, *et seq.*) and protect the guarantees of the California Constitution.

SECTION 2: Council District Map; Implementation.

- A. A map showing the Council Districts is attached as Exhibit "A," and incorporated by reference.
- B. 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 must consult with the City Manager and City Attorney concerning any technical adjustments deemed necessary and advise the City Council of any such adjustments required in the implementation of the districts.

SECTION 3: *Environmental Assessment.* The City Council finds that the Ordinance is not subject to review under the California Environmental Quality Act ("CEQA") under

CEQA Guidelines section 15061(b)(3) because it can be seen with certainty that there is no possibility that the Ordinance may have a significant effect on the environment. Adopting this Ordinance will not have the effect of deleting or substantially changing any regulatory standards or required findings. This Ordinance would not result in any development or changes to the physical environment. Following an evaluation of possible adverse impacts, it can be seen with certainty that there is no possibility that the Ordinance will have a significant effect on the environment.

SECTION 4: *Validity of Previous Code Sections.* If the entire Ordinance or its application is deemed invalid by a court of competent jurisdiction, any repeal of the MPMC or other regulation by this Ordinance will be rendered void and cause such MPMC provision or other regulation to remain in full force and effect for all purposes.

SECTION 5: *Reliance on Record.* Each and every one of the findings and determinations in this Ordinance are based on the competent and substantial evidence, both oral and written, contained in the entire record relating to the project. The findings and determinations constitute the independent findings and determinations of the City Council in all respects and are fully and completely supported by substantial evidence in the record as a whole.

SECTION 6: *Limitations.* The City Council's analysis and evaluation of the project is based on the best information currently available. It is inevitable that in evaluating a project that absolute and perfect knowledge of all possible aspects of the project will not exist. One of the major limitations on analysis of the project is the City Council's lack of knowledge of future events. In all instances, best efforts have been made to form accurate assumptions. Somewhat related to this are limitations on the City's ability to solve what are in effect regional, state, and National problems and issues. The City must work within the political framework within which it exists and with the limitations inherent in that framework.

SECTION 7: *Preservation.* Repeal or amendment of any previous Code Sections does not affect any penalty, forfeiture, or liability incurred before, or preclude prosecution and imposition of penalties for any violation occurring before this Ordinance's effective date. Any such repealed part will remain in full force and effect for sustaining action or prosecuting violations occurring before the effective date of this Ordinance.

SECTION 8: *Severability.* If any part of this Ordinance or its application is deemed invalid by a court of competent jurisdiction, the City Council intends that such invalidity will not affect the effectiveness of the remaining provision or application and, to this end, the provisions of this Ordinance are severable.

SECTION 9: *Summaries of Information.* All summaries of information in the findings, which precede this section, are based on the substantial evidence in the record. The absence of any particular fact from any such summary is not an indication that a

particular finding is not based in part on that fact.

SECTION 10: The City Clerk is directed to certify the passage and adoption of this Ordinance; cause it to be entered into the City of Monterey Park's book of original ordinances; make a note of the passage and adoption in the records of this meeting; and, within ten (10) days after the passage and adoption of this Ordinance, cause it to be published or posted in accordance with California law.

SECTION 11: This Ordinance will take effect on the 30th day following its final passage and adoption.

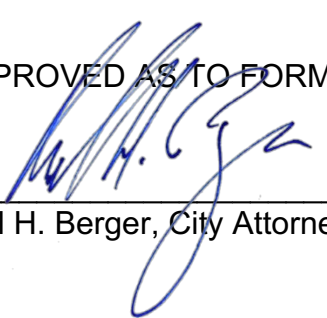
PASSED, APPROVED, AND ADOPTED DECEMBER 15, 2021.

Yvonne Yiu, Mayor

ATTEST:

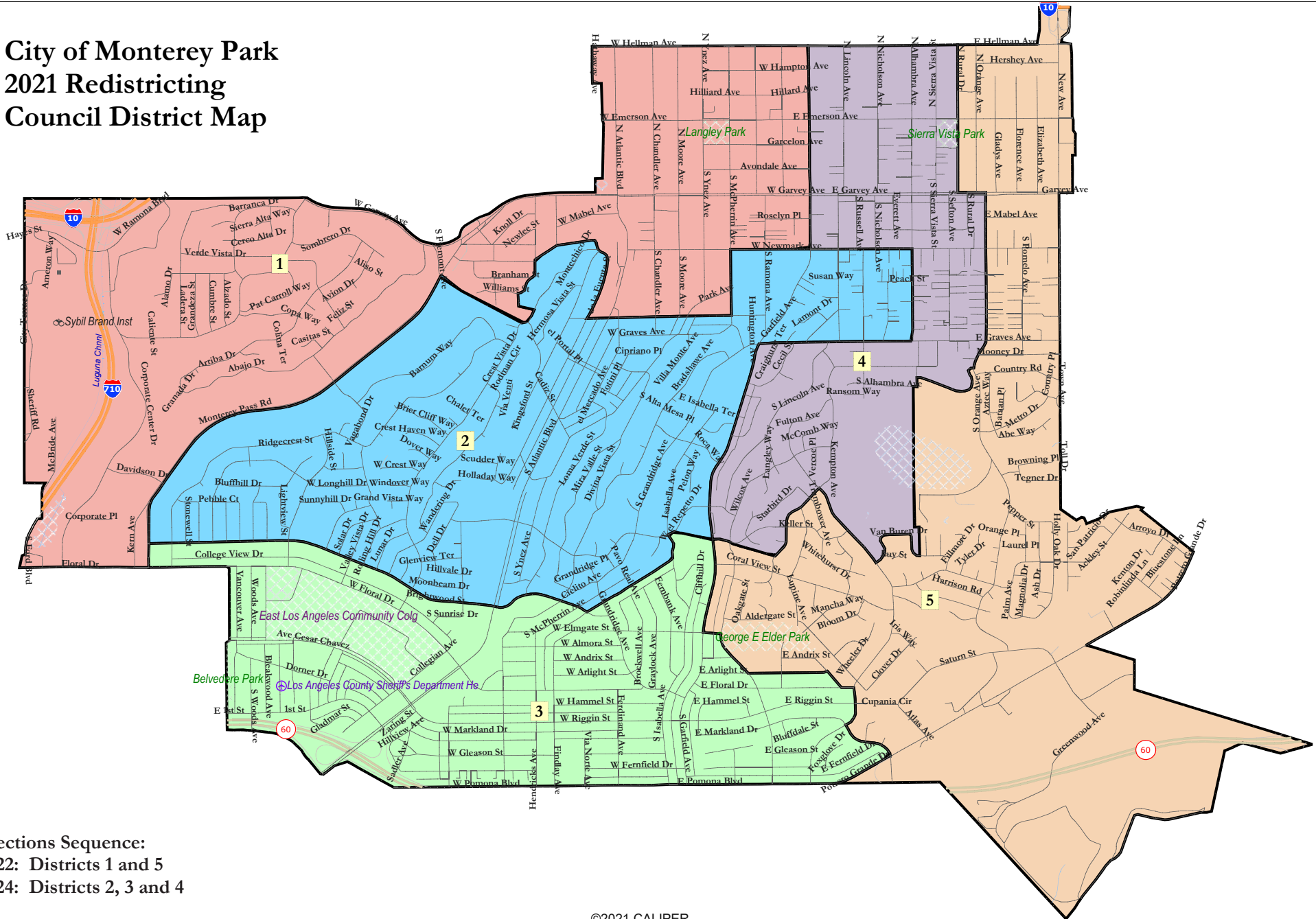
Vincent D. Chang, City Clerk

APPROVED AS TO FORM:



Karl H. Berger, City Attorney

City of Monterey Park 2021 Redistricting Council District Map



Elections Sequence:
 2022: Districts 1 and 5
 2024: Districts 2, 3 and 4

Staff Report
December 15, 2021

ATTACHMENT 2
December 1, 2021 Staff Report
(without attachments)



City Council Staff Report

DATE: December 1, 2021

AGENDA ITEM NO: Public Hearing No. 4A

TO: The Honorable Mayor and City Council
FROM: Vincent D. Chang, City Clerk
SUBJECT: Public Hearing to receive testimony regarding redrawing council district boundaries pursuant to Elections Code § 21601.

RECOMMENDATION:

It is recommended that the City Council consider:

1. Conducting a Public Hearing to receive testimony on redrawing of council district boundaries pursuant to Elections Code § 21601;
2. Introduce and waive first reading an Ordinance maintaining the existing City Council District boundaries;
3. Taking such additional, related, action that may be desirable.

EXECUTIVE SUMMARY:

In 2019, the City transitioned to district-based elections. In accordance with the Fair and Inclusive Redistricting for Municipalities and Political Subdivisions (FAIR MAPS) Act (Elections Code § 21601-21609), following the federal decennial census every ten years, districts boundaries must be redrawn so that each district is substantially equal in population. It is important in ensuring that each City Councilmember represents about the same number of constituents. The maps must meet certain requirements and has a total deviation of less than 10% difference.

At the second public hearing on October 20, 2021, National Demographics Corporation (NDC) presented the findings from the "Still Balance Analysis" using the 2020 Census adjusted data and concluded that the existing district map meets the FAIR MAPS Act criteria with a deviation of 2.84%.

The City Council received and filed public comments, took action to move forward with the existing map (Option A), and scheduled the third public hearing for November 17, 2021; fourth public hearing and introduction of an ordinance to adopt final map for December 1, 2021; and scheduled December 15, 2021 for adoption of the ordinance and the final map.

The City Council held the first public hearing on July 21, 2021, second public hearing on October 20, 2021, and the third public on November 17, 2021, and the fourth public hearing meeting is being held tonight.

BACKGROUND:

Following each decennial federal census, the City Council must adopt boundaries for all council districts so that the districts will be substantially equal in population. According to the FAIR MAPS Act, districts must meet the following requirements:

District Map Criteria

- Comply with federal requirements of equal population and the Voting Rights Act
- Areas that are geographically contiguous (connected).
- Keeping the geographic integrity by minimizing division of community interest of social and economic interests.
- Areas easily identifiable bonded by natural and artificial barriers, streets, and boundaries.
- Encourages geographical compactness where nearby areas of population are not bypassed in favor of more distant populations.
- Do not favor or discriminate against a political party.

Public Hearings

- Hold a minimum of four public hearings, one pre-draft maps hearing, two post-draft maps hearings, and one additional pre/post-draft maps hearing.
- Post-draft maps hearings must be held after a 21-day (waiting period) following the release of the State-Adjusted census data.
- Hearings must start at a fixed time or after completion of previous agenda item.
- At least one hearing must be held after 6:00 p.m. or on the weekend.

Notices

- Dedicated webpage (www.MontereyPark.ca.gov/Redistricting2021) with explanation of redistricting and public comment process, calendar of hearings, notices and agendas, recordings or written summaries, draft maps considered by the City Council, and adopted map.
- Notices contain date, time and location of hearings and must be posted online five days in advance.
- All materials related to the redistricting must be kept online until 2031.

Outreach

- Encourage public participation including a good faith effort to provide information to local media, provide information through “good government, civil rights, civic engagement, and community groups or organizations.”
- Interested persons may subscribe to receive notices about public meetings.

- Post information on redistricting and comment process online including applicable non-English languages in accordance with the Secretary of State's determination of Chinese and Spanish as the required languages.

Translation

- Provide information on redistricting and comment process in applicable non-English languages in accordance with the Secretary of State's determination.
- Requires providing live translation, if the request was made 72 hours in advance or 48 hours if the notice was posted five days before the hearings.

Timeline for Submittal of Adopted Map

- 205 days before the next regular election. Los Angeles County's deadline for submittal of final map for November 8, 2022, election is May 12, 2022.

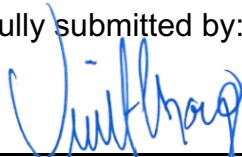
Next Steps and Tentative Timelines

- Schedule the second reading and adoption of an ordinance adopting the final map for December 17, 2021. In accordance to Elections Code 21601, the proposed final map was published on the City's website at www.MontereyPark.ca.gov/Redistricting2021, on November 18, 2021, at least seven days prior to adoption.

FISCAL IMPACT:

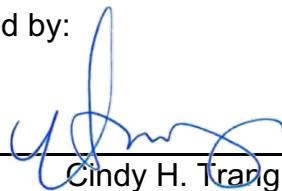
The costs of redistricting process of \$55,000 have been appropriated in the FY 21-22 budget.

Respectfully submitted by:



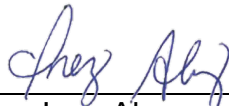
Vincent D. Chang
City Clerk

Prepared by:



Cindy H. Trang
Deputy City Clerk

Reviewed by:



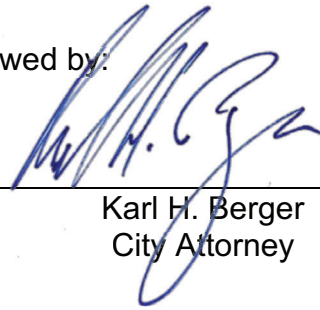
Inez Alvarez
Assistant City Manager

Reviewed by:



Ron Bow
City Manager

Reviewed by:



Karl H. Berger
City Attorney

ATTACHMENTS:

1. Proposed Final Map
2. Draft Ordinance