



Redistricting Commission

Record of Action | Virtual Meeting (Zoom Webinar)
Thursday, July 15, 2021 | 3:00 p.m.

This meeting aired live on the City's Zoom Webinar platform.

Commissioners Present

Valentine Hoy
Fred Kosmo
Roy MacPhail
Kenneth Malbrough
Alan Nevin
Mitz Lee
Justine Nielsen
Monica Hernandez
Thomas Hebrank

City Staff Present

Jennifer Berry, Deputy City Attorney
Kathy Steinman, Deputy City Attorney
Lauren Holt, Legal Intern
Lora Fleming, Redistricting Commission Chief of Staff

Commissioner Roll Call

- Redistricting Commission Chair Hebrank called the meeting to order at 3:00 p.m. and the roll was called to confirm Commission member attendance.
 - **Present:** Val Hoy, Fred Kosmo, Roy MacPhail, Kenneth Malbrough, Alan Nevin, Mitz Lee, Justine Nielsen, Monica Hernandez, Thomas Hebrank;
 - **Not Present:** (None).

Non-Agenda Public Comment

- One public comment webform was submitted prior to the meeting. The public comment was posted on the website and distributed to the Commissioners prior to the start of the meeting. No non-agenda public comment was received during the meeting.

Item 1- Chair's Report

- Chair Hebrank stated that we will continue to monitor the situation with public meetings taking place virtually. As soon as the City of San Diego begins having in-person public hearings, the Commission will do the same. Second, that the Commission will need to start thinking about dates to hold the 9 community hearings. He encouraged the commissioners to let Lora know if

there is a preferred day of the week. Third, the Commission has an action item on the agenda today regarding using preliminary census data. This will be important to keep on track to meet the December 15 deadline. Final maps will only be drawn with final data. The use of preliminary user-friendly census data (which will only be missing the reallocation of incarcerated persons and the Voting Rights Act data) is just a means for the Commission to move forward with the process for public meetings so we can meet our goals and requirements.

Item 2- Commissioner Comment

- No comments.

Item 3- Chief of Staff Comment

- Lora Fleming recognized Chair Hebrank, Vice Chair Malbrough and Commissioner Lee who had their editorials published this week in the *Union Tribune*. The editorials emphasized the importance of the redistricting process, how residents can get involved and the how we can elevate our engagement while respecting our neighbors in other communities in the city. All three editorials are on the Redistricting Commission website and social media accounts.
- She encouraged commissioners to follow the Redistricting Commission social media accounts and to like the posts to boost digital outreach efforts. (*Deputy City Attorney Jennifer Berry urged commissioners from refraining from liking Redistricting Commission posts due to a recent Brown Act provision which could make liking social media posts a Brown Act violation. Instead, commissioners can share posts with their followers.*)
- The Commission (specifically Chair Hebrank) has been contacted by Chair Bame of the County Independent Redistricting Commission (IRC) to request a letter or statement of support regarding their efforts to push back the final maps deadline to January 15th. We are waiting to hear back on their timeline and a few more specifics on what they are requesting.
- Next week, Lora has a meeting scheduled with the staffs to the Redistricting Commission staffs for the County of San Diego, Los Angeles, Santa Barbara and Long Beach. This will be the second meeting.
- Lora confirmed that the Commission had a copy of the monthly budget statement.
- Lastly, she provided an update on the community planning group (CPG) outreach presentations. To date, commissioners have presented at 20 CPGs throughout the city. We will continue to schedule these until we focus our efforts on the 9 district-specific community meetings.

Item 4- City Attorney's Office Comment

- The City Attorney's Office will have a legal memorandum coming out soon and Deputy City Attorney Jennifer Berry will share some of the preliminary legal findings when those items come up during the meeting.

Item 5- Approve Record of Action for June 17, 2021 Meeting

- **ACTION:** Commissioner Hoy made a motion to approve the Record of Action for June 17, 2021. The motion was seconded by Commissioner Lee and approved 9-0 by the Commission members by a roll call vote.

- **Yea:** Val Hoy, Fred Kosmo, Roy MacPhail, Kenneth Malbrough, Alan Nevin, Mitz Lee, Justine Nielsen, Monica Hernandez, Thomas Hebrank;
- **Nay:** (None);
- **Recused:** (None);
- **Not Present:** (None).

Item 6- Discussion and Possible Approval of Utilizing the User-Friendly Legacy Census Data Formatted by the Statewide Database in August

- **ACTION:** Commissioner Lee made a motion to utilize the user-friendly legacy data formatted by the Statewide Database in August. The motion was seconded by Commissioner MacPhail and approved 9-0 by the Commission members by a roll call vote.
 - **Yea:** Val Hoy, Fred Kosmo, Roy MacPhail, Kenneth Malbrough, Alan Nevin, Mitz Lee, Justine Nielsen, Monica Hernandez, Thomas Hebrank;
 - **Nay:** (None);
 - **Recused:** (None);
 - **Not Present:** (None).

Item 7- Discussion and Possible Approval of Scheduling Some of the Nine City Charter-Mandated Meetings Prior to Receiving the Census Data

- **ACTION:** Commissioner Lee made a motion to approve scheduling some of the 9 community meetings prior to the release of the census data. The motion was seconded by Vice Chair Malbrough and approved 9-0 by the Commission members by a roll call vote.
 - **Yea:** Val Hoy, Fred Kosmo, Roy MacPhail, Kenneth Malbrough, Alan Nevin, Mitz Lee, Justine Nielsen, Monica Hernandez, Thomas Hebrank;
 - **Nay:** (None);
 - **Recused:** (None);
 - **Not Present:** (None).

Item 8- Update from Mapping RFP Subcommittee

- Subcommittee Chair MacPhail reported that the Evaluation Committee met on June 30th and the proposals were discussed in general terms. No scoring took place. The Evaluation Committee will meet again on July 24 to formally assign scores. Interviews will then take place about a week after the scores are assigned. After the interviews, the presentation scores will be loaded into the system. It is anticipated that by the August meeting, the subcommittee will have a candidate to introduce to the full Redistricting Commission.

Item 9 - Approval of Requesting Additional FY22 Funds

- **ACTION:** Commissioner Nevin made a motion to request an additional \$150,000 in funding for the Commission. The motion was seconded by Commissioner MacPhail and approved 9-0 by the Commission members by a roll call vote.
 - **Yea:** Val Hoy, Fred Kosmo, Roy MacPhail, Kenneth Malbrough, Alan Nevin, Mitz Lee, Justine Nielsen, Monica Hernandez, Thomas Hebrank;

- **Nay:** (None);
- **Recused:** (None);
- **Not Present:** (None).

Item 10 - Approval of Legal Counsel RFP for Publication

- **ACTION:** Commissioner Hoy made a motion to approve the legal counsel RFP as amended to include interviews for the top three candidates. The motion was seconded by Commissioner Lee and approved 9-0 by the Commission members by a roll call vote.
 - **Yea:** Val Hoy, Fred Kosmo, Roy MacPhail, Kenneth Malbrough, Alan Nevin, Mitz Lee, Justine Nielsen, Monica Hernandez, Thomas Hebrank;
 - **Nay:** (None);
 - **Recused:** (None);
 - **Not Present:** (None).

Item 11 - Legal Presentation on Balancing Redistricting Criteria by Deputy City Attorneys Jennifer Berry and Kathy Steinman

- Jennifer Berry, Kathy Steinman, and legal intern Lauren Holt provided an in-depth presentation on balancing the redistricting criteria.

Item 12- Adjournment

- Chair Hebrank adjourned the meeting at 4:39 p.m. until the next regularly scheduled meeting at 3:00 p.m. on August 19, 2021.