

AGENDA

2010 REDISTRICTING COMMISSION OF THE CITY OF SAN DIEGO

THURSDAY, MAY 19, 2011, AT 4:00 P.M.

COUNCIL COMMITTEE ROOM (12th Floor)
CITY ADMINISTRATION BUILDING
202 C STREET
SAN DIEGO, CALIFORNIA 92101

Web: <http://www.sandiego.gov/redistricting>

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Phone: (619) 533-3060

NOTE:

Agendas, reports and records are available in alternative formats upon request. To order information or request an agenda in an alternative format, please contact the Commission office at least five (5) working days prior to the meeting to ensure availability. If a Sign Language Interpreter, aids for the visually impaired, or Alternative Listening Devices (ALD's) are required, please also contact the Commission office at least five (5) working days prior to the meeting to ensure availability. The Commission office can be reached by phone (619) 533-3060 (voice) or by email at redistricting_2010@sandiego.gov.

ROLL CALL

NON-AGENDA PUBLIC COMMENT

This portion of the agenda provides an opportunity for members of the public to address the Redistricting Commission on items of interest within the jurisdiction of the Commission.

Comments are limited to no more than three minutes per speaker. Submit requests to speak to the Commission's Chief of Staff before the item is called. Pursuant to the Ralph M. Brown Act, no discussion or action, other than a referral, shall be taken by the Redistricting Commission on any issue brought forth under Non-Agenda Comment.

COMMISSION COMMENT

CITY ATTORNEY AND CITY STAFF ASSIGNED TO REDISTRICTING COMMISSION COMMENT

ACTION ITEMS

- ITEM 1: Approval of minutes from May 5, 2011 Redistricting Commission meeting.
- ITEM 2: Report from Mapping Subcommittee on purchase of redistricting software and Request for Proposals for mapping consulting.
- ITEM 3: Guidelines for providing translation services at public hearings in response to requests from the public.

INFORMATION ITEMS

- ITEM 4: Briefing on 2000 Redistricting Commission mapping proceedings.

STAFF REPORTS

- ITEM 5: Midori Wong, Chief of Staff:
- Status of online posting for submitted maps.
 - Record of meeting transcripts and comments submitted for the public record.
 - Schedule of Commission meetings through June.

ADJOURNMENT

MINUTES
FOR THE 2010 REDISTRICTING COMMISSION
OF THE CITY OF SAN DIEGO
THURSDAY, MAY 5, 2011
IN THE COMMITTEE ROOM – 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Chair Dalal at 4:05 p.m. 19 persons were observed to be in attendance. The meeting was adjourned by Chair Dalal at 6:36 p.m. to the next scheduled meeting of the Redistricting Commission on Thursday, May 19, 2011, at 4:00 p.m. in Council Chambers.

ATTENDANCE DURING THE MEETING:

(C) Chair Anisha Dalal
(VC) Vice Chair Carlos Marquez
(M) Ani Mdivani-Morrow
(M) Frederick Kosmo
(M) Arthur Nishioka
(M) David Potter
(M) Theresa Quiroz

ROLL CALL:

Chair Anisha Dalal called the roll:

(C) Chair Anisha Dalal - present
(VC) Vice Chair Carlos Marquez - present
(M) Ani Mdivani-Morrow - present
(M) Frederick Kosmo - present
(M) Arthur Nishioka - present
(M) David Potter - present
(M) Theresa Quiroz - present

NON-AGENDA PUBLIC COMMENT:

This portion of the agenda provides an opportunity for members of the public to address the Redistricting Commission on items of interest within the jurisdiction of the Commission. Comments are limited to no more than three minutes per speaker. Submit requests to speak to the Midori Wong, Redistricting Commission Chief of Staff, before the item is called. Pursuant to the Ralph M. Brown Act, no discussion or action, other than a referral, shall be taken by the Redistricting Commission on any issue brought forth under Non-Agenda Comment.

Comment 1 – Cory Briggs, Treasurer of EMPOWER San Diego, spoke about the intimidation that has been going on against the Commission concerning the software that will be used by the Commission. Commented on the Brown Act restriction that members of the Commission cannot speak to the public outside of the meetings and feels that restriction is a violation of the Brown Act. He also felt that a hijacking is taking place with the threats of lawsuits, and that the Commissioners should stand up and do the right thing.

Comment 2 – Jim Varnadore, a resident of City Heights, spoke about the community. He feels that whether City Heights is undivided or divided, the community should decide how that's done.

Comment 3 – Dennis McNaney, spoke about communities of interest and each district having equal representation.

COMMISSION COMMENT:

Commissioner Quiroz commented on the motion made at last meeting about translations services and asked the Commission to reconsider retaking a vote.

Commissioner Kosmo expressed appreciation for the public coming out to the meetings and giving their input.

Chair Dalal suggested that an item be placed on the May 19th Agenda to include Commissioner Quiroz comment regarding translation services.

Commissioner Potter clarified Commissioner Quiroz's comment and suggested that it be put to a vote at tonight's meeting.

CITY ATTORNEY AND CITY STAFF ASSIGNED TO REDISTRICTING COMMISSION COMMENT:

None.

ACTION ITEMS

ITEM - 1: APPROVAL OF MINUTES

Motion by Commissioner Potter: To approve the Minutes for April 21, 2011. Second by Commissioner Nishioka. Motion passed 6-0. Vice Chair Marquez abstains.

ITEM – 2: MAPPING SUBCOMMITTEE REPORT

For Item 2A, Commissioner Morrow provided a statement regarding the Mapping Subcommittee report from the April 21, 2011 Commission meeting regarding the evaluation of proposals received in response to the Request for Proposals (RFP).

Chair Dalal asked Ms. Wong to provide the report for Item 2B prior to taking public comment for Items 2A and 2B.

Ms. Wong provided the report for Item 2B, including information received immediately prior to the Commission meeting that changed the content of the report included in the agenda packet. She reported that after weeks of discussion, as of May 4, the management of San Diego Data Processing Corporation (SDDPC) had decided to withdraw from providing redistricting support services due to a stated perceived conflict of interest. As of May 4, SDDPC was still willing to purchase the redistricting software only.

One hour prior to the Commission meeting, Ms. Wong was notified by SDDPC staff that Mr. Larry Morgan, Executive Director of SDDPC, had reversed the decision to purchase redistricting software on behalf of the Commission. Ms. Wong called Mr. Morgan to ask for clarification and to discuss her understanding that SDDPC, as the City's contracted IT service provider, regularly purchases software for the City and often at a significant cost savings to the City. Mr. Morgan indicated that outside pressure and recent press coverage related to the project, combined with the ongoing RFP associated with managed competition, caused him to change his mind. As a result, the Commission will need to go through City Purchasing Department rules to purchase the software and the Commission's efforts will be delayed.

Public Comment – 1: Graham Forbes, a resident of Crown Point, expressed his concerns about National Demographics Corporation (NDC). He asked the Commission to consider identifying the funding sources of the group drawing the map and disclose that information to the public.

Public Comment – 2: Dennis Kenneally, a resident of Del Cerro, expressed his concerns about the process and the management of the Redistricting Commission.

Public Comment – 3: Lani Lutar, on behalf of the San Diego County Taxpayers Association, spoke about the importance of the Commission being impartial, fair and open throughout this process. She

Public Comment – 4: Ian Trowbridge, a resident of Mission Hills, asked the Commission to exclude Mr. Johnson from future vendor requests.

Public Comment – 5: Corey Briggs asked the Commission when requesting RFPs to ask for information regarding all owners, funding sources and to disclose any lawsuits.

Public Comment – 6: Jeanne Brown, a resident of Ocean Beach, spoke on behalf of the Common Cause organization and suggested that the Commission consider using the County Data Processing staff for the mapping service.

Public Comment – 7: Waskah Whelan, a resident of Point Loma, spoke about the criteria used by the Commission, City Charter Section requirements, and communities of interest.

Public Comment – 8: Mathew Kostrinsky, a resident of Del Cerro, expressed his feelings about the process of selecting a vendor and asked to make sure that there is transparency in the process.

Public Comment – 9: Ken Seaton-Msemaji, Sheet Metal Local 206, spoke about the contract with the City for the mapping software and suggested to ask the City to reconsider their decision.

Public Comment – 10: Evan McLaughlin stated that the Republican Party is trying to slow down the process.

Public Comment – 11: Ms. Wong read an email from Douglas Johnson to the Commission which expressed NDC's interest to assist and asked the Commission to reconsider NDC's proposal.

Public Comment – 12: Barrett Tetlow, a representative of the Republican Party of San Diego County, commented on the Commission's timeline, and gave a brief summary of the Rose Institute's background.

Chair Dalal asked Ms. Wong to comment on the options available to the Commission in order to move forward.

Ms. Wong presented options for consideration by the Commission: (1) Issue a new RFP for support services while procuring software separately; and (2) Approve mapping subcommittee membership and discuss evaluation criteria for a new RFP.

Motion by Commissioner Quiroz: To dissolve the current mapping subcommittee and replace it with Chair Dalal, Commissioner Potter, and Commissioner Nishioka; that the new subcommittee be given the authority to make a recommendation for the purchase of the mapping software, and create a new RFP for support services or support services and software if needed. Second by Commissioner Kosmo. Motion passed 6-1. Commissioner Nishioka is not in favor.

ITEM - 3: DIRECTION REGARDING ONLINE POSTING OF SUBMITTED MAPS

Ms. Wong asked for direction on posting maps submitted to the Commission online in response to requests from the public. She noted that maps must be posted through requests made to the City IT Web Team and that it could pose a time and resource issue depending on how often maps were uploaded and updated.

Commissioners suggested that there be a signed release from the person submitting the map, and discussed possible parameters on how maps should be submitted and the upload schedule.

Public Comment - 1: Dan Holstein, a resident of Point Loma, commented on and expressed his concern about the Commission being bullied.

Public Comment - 2: Emily Serafy Cox, the Executive Director of EMPOWER San Diego, commented on submitted maps as public record.

Motion by Commissioner Marquez: To direct the Chief of Staff to work with the City Attorney to draft and publicize guidelines and a release authorization form for all map submissions for the purposes of posting those maps every week. Second by Commissioner Kosmo. Motion passed unanimously 7-0.

ITEM – 4: COUNTY OF SAN DIEGO REGISTRAR OF VOTERS CORRESPONDENCE AND COMMISSION TIMELINE

Ms. Wong introduced two attachments; 1) a letter from the County of San Diego Registrar of Voters requesting a September 15 deadline for the final redistricting plan in order to meet deadlines associated with preparing for a June 2012 primary election, and 2) a revised timeline for Commissioners' review.

Motion by Commissioner Quiroz: That the Timeline Subcommittee be given the authority to work with Ms. Wong to finalize meeting dates for May and June. Second by Commissioner Kosmo. Motion passed unanimously 7-0.

Motion by Commission Marquez: To affirm the deadline of September 15, 2011 as indicated in the memo provided by the Registrar of Voters, and to affirm the Commission's current commitment to adopt the final redistricting plan by August 16, 2011. Second by Commissioner Kosmo. Motion passed unanimously 7-0.

ITEM – 5: DISCUSSION TO APPROVE HIRING TEMPORARY STAFF

Ms. Wong gave a brief summary of the report given to approve hiring an additional temporary staff.

Motion made by Commissioners Potter: To allow the Chief of Staff to interview and hire additional temporary staff as needed and at an amount not to exceed the existing approved budget for executive support staff. Second by Commissioner Marquez. Motion passed unanimously 7-0.

STAFF REPORTS

ITEM - 6: MIDORI WONG, CHIEF OF STAFF

Ms. Wong presented a report on estimated Commission budget expenditures through April 30, 2011.

ADJOURNMENT:

Chairperson Dalal adjourned the meeting at 6:36 p.m.

Janet Comer, Executive Secretary
2010 Redistricting Commission

Wong, Midori

From: Maland, Elizabeth
Sent: Friday, May 13, 2011 10:34 AM
Cc: Wong, Midori; Dalal, Anisha; Marquez, Carlos; Potter, David; Quiroz, Theresa; Morrow, Ani; Kosmo, Frederick; Nishioka, Arthur; Goldsmith, Jan; Spivak, Sharon; Biagi, George; Lightner, Councilmember Sherri; Faulconer, Council Member Kevin; Gloria, Todd; Young, Anthony; DeMaio, Councilmember Carl; Zapf, Council Member Lorie; Emerald, Councilmember Marti; Alvarez, Council Member David; Stone, Bonnie; Turner, Tyshar
Subject: Response to Ms. Bermudez
Categories: Public Hearings/Translation Requests

May 13, 2011

Ms. Remy Bermudez
2210 L Street
San Diego, CA 92102

Dear Ms. Bermudez:

I am in receipt of your email correspondence dated Saturday, May 7, 2011, and received by my office on Monday, May 9, 2011, inquiring as to the availability of Spanish-speaking staff members for public hearings, including those of the San Diego Redistricting Commission. Please accept this letter as my response to your inquiry.

First and foremost, it is important to note that the Office of the City Clerk does not have on its staff any individual who is licensed to do simultaneous translation—also referred to as simultaneous interpretation—of English into a foreign language for the purpose of providing said translation during public meetings. We have, from time to time, been called on to utilize staff members who speak a second language other than English to provide consecutive translation/interpretation during public testimony from the foreign language into English, but this testimony has always been offered only as a last resort, and even then, for only short periods of time (one to three minutes), and generally after the staff member has had a chance to speak with the individual requiring translation in advance to get a clear idea of what the individual expects to say during their testimony. It is also important to note that these staff members have not been called on to provide simultaneous or consecutive translation of the Councilmembers' comments from English into the second language directed back at the individual—only testimony from the individual directed to the Councilmembers during their testimony. Simultaneous translation from English into Spanish for an entire meeting is simply not something anyone on my staff is licensed or equipped to provide.

Due to the fact that the Office of the City Clerk does not have a budget for outside translation of City Council Meetings, we attempt to take a pro-active and creative approach to providing translation services when it is brought to our attention that a group of individuals attending a Council Meeting will need this type of service. Often, we look to community groups or organizations to assist by volunteering this service and/or recommending a cost-neutral solution.

If you have any questions or need more information, please don't hesitate to contact me.

Sincerely,

ELIZABETH MALAND
City Clerk
City of San Diego

**2000 REDISTRICTING COMMISSION
SCHEDULE OF MEETINGS TO DEVELOP AND ADOPT PRELIMINARY AND
FINAL REDISTRICTING PLANS**

June 6	<p>Demonstration of mapping software</p>
June 13	<p>Discussion of Voting Data to be Used in Redistricting Process</p> <p>Commission members will discuss data sets to be used to evaluate voting patterns, for purposes of compliance with the Voting Rights Act in the redistricting process. Discussion of the list of recent elections for office and ballot measures distributed to Commission members at the June 6, 2001 meeting. Possible action related to choosing the elections for office and ballot measures to be used by staff and the consultants for identifying voting patterns for purposes of Voting Rights Act analysis of the redistricting plan.</p> <p>Development of Preliminary Map</p> <p>Commission members will continue the map development process which began at the Redistricting Commission meeting of June 6, 2001. Staff will assist the Commission members in making further refinements to the draft preliminary map using the Maptitude Redistricting software. Maptitude will also be used to analyze the effects of the proposed boundary changes on protected groups and communities of interest. Possible direction to staff relating to refinement of the draft preliminary map.</p>
June 20	<p>Development of Preliminary Map</p> <p>Commission members will continue the map development process which began at the Redistricting Commission meeting of June 6, 2001. Staff will assist the Commission members in making further refinements to the Commission's Draft #1, as well as to one or more of several staff-developed drafts using the Maptitude Redistricting software. Maptitude will also be used to analyze the effects of the proposed boundary changes on protected groups and communities of interest. Possible direction to staff relating to refinement of the draft preliminary map.</p>
June 27	<p>Analysis of Commissioner's Draft Plan #2 (June 20, 2001)</p> <p>Redistricting consultants Cain and Mac Donald will provide an analysis of the Draft Plan #2, created June 20, 2001, with respect to Voting Rights Act issues, impact on protected classes and communities of interest, and otherwise as requested by the Commission.</p> <p>Development and Adoption of Preliminary Redistricting Plan</p> <p>Commission members will continue the map development process which began at the Redistricting Commission meeting of June 6, 2001 and continued at the meeting of June 20, 2001. Staff will assist the Commission in making further</p>

	refinements to the Commission's Draft Plan #2 using the Maptitude Redistricting software. Maptitude will also be used to analyze the effects of the proposed boundary changes on protected groups and communities of interest. Possible Action: Adoption of the Preliminary Redistricting Plan which will be filed with the City Clerk and presented at the Public Hearings.
June 29	<p>Development and Adoption of Preliminary Redistricting Plan</p> <p>Commission members will continue the map development process which began at the Redistricting Commission meeting of June 6, 2001 and continued at the meeting of June 20, 2001. Staff will assist the Commission in making further refinements to the Commission's Draft Plan #2 using the Maptitude Redistricting software. Maptitude will also be used to analyze the effects of the proposed boundary changes on protected groups and communities of interest. Possible Action: Adoption of the Preliminary Redistricting Plan which will be filed with the City Clerk and presented at the Public Hearings.</p>
June 29	PRELIMINARY PLAN ADOPTED
July 6	<p>Development and Adoption of an Alternate Redistricting Plan</p> <p>Commission members will continue the map development process by drawing an alternate map based on unification of the community of City Heights. Staff will assist the Commission using the Maptitude Redistricting software. Maptitude will also be used to analyze the effects of the proposed boundary changes on protected groups and communities of interest pending a more detailed analysis and report from the Commission's consultant.</p>
July 9	POST-MAP PUBLIC HEARINGS
July 10	Welcome and Introductions by Chair
July 11	Redistricting Criteria Overview by City Attorney's Office
July 12	The Preliminary Redistricting Plan As Adopted June 29, 2001 (Commissioners and Staff)
July 16	
July 17	Public Comment
July 18	
July 19	
July 25	<p>Consultant's Report and Analysis of Voting Pattern Data</p> <p>Consultant Bruce Cain, Cain and Mac Donald, will report on the work he has conducted related to whether the Preliminary Redistricting Plan affords members of protected classes, particularly in the City Heights area of the city, an equal opportunity to participate in the political process and to elect representatives of their choice in accordance with Section 2 of the Voting Rights Act. Possible action</p>

	<p>relating to the analysis and the Preliminary Redistricting Plan.</p> <p>Receipt of Redistricting Maps Submitted for Consideration by Commission</p> <p>Members of the public will present and explain the redistricting plans they have prepared and submitted for the Commission’s consideration. Possible action and direction to staff relating to one or more of the plans.</p> <p>Preliminary Map Public Hearings</p> <p>Discussion and possible action related to comments received at the recently concluded public hearings, identification of additional communities from which the Commission would like to hear, and additional information needed to move forward to the Final Redistricting Plan.</p>
August 1	<p>Consultant’s Report and Analysis of Voting Pattern Data</p> <p>Commissioners will continue discussion trailed from the meeting of July 25, 2001 relating to the report and analysis presented by Consultant Bruce Cain, Cain and Mac Donald, on the question of whether the Preliminary Redistricting Plan affords members of protected classes, particularly in the City Heights area of the city, an equal opportunity to participate in the political process and to elect representatives of their choice in accordance with Section 2 of the Voting Rights Act. Possible action relating to the analysis and/or the Preliminary Redistricting Plan.</p> <p>Receipt of Redistricting Maps Submitted for Consideration by Commission</p> <p>Commissioners will continue to receive redistricting plans submitted by members of the public who did not have the opportunity to present when this item was trailed from the meeting of July 25, 2001. The Commission may also reconsider plans submitted by the consultant or others. Possible action and direction to staff relating to one or more of the plans.</p> <p>Discussion of Post-Preliminary Map Public Hearings</p> <p>Discussion and possible action related to comments received at the recently concluded public hearings, identification of additional communities from which the Commission would like to hear, and identification of additional information needed to move forward to the Final Redistricting Plan.</p>
August 2	<p>Consultant’s Report and Analysis of Voting Pattern Data</p> <p>If not concluded at the previous meeting, Commissioners will continue discussion relating to the report and analysis presented by Consultant Bruce Cain, Cain and Mac Donald, on July 25, 2001 on the question of whether the Preliminary Redistricting Plan affords members of protected classes, particularly in the City Heights area of the city, an equal opportunity to participate in the political process and to elect representatives of their choice in accordance with Section 2 of the Voting Rights Act. Possible action relating to the analysis and/or the Preliminary or Final Redistricting Plans.</p>

	<p>Receipt of Redistricting Maps Submitted for Consideration by Commission</p> <p>If not concluded at the previous meeting, Commissioners will continue to receive redistricting plans submitted by members of the public who did not have the opportunity to present at the meeting of July 25, 2001. The Commission may also consider or reconsider plans submitted by the consultant or others. Possible action and direction to staff relating to one or more of the plans.</p> <p>Discussion of Post-Preliminary Map Public Hearings</p> <p>If not concluded at the previous meeting, discussion and possible action related to comments received at the recently concluded public hearings, identification of additional communities from which the Commission would like to hear, and identification of additional information needed to move forward to the Final Redistricting Plan.</p> <p>Development of Final Redistricting Plan</p> <p>Commission members will continue the map development process with staff assisting using the Maptitude Redistricting software. Maptitude will also be used to analyze the effects of the proposed boundary changes on protected groups and communities of interest. Possible action relating to Final Redistricting Plan adoption.</p>
<p>August 3 August 8 August 9 August 13 August 17 August 22</p>	<p>Development of Final Redistricting Plan</p> <p>Commission members will continue the map development process with staff assisting using the Maptitude Redistricting software. Maptitude will also be used to analyze the effects of the proposed boundary changes on protected groups and communities of interest. Commissioners may also present alternate maps and receive presentations from City staff or other individuals from whom they have asked to hear. Possible action relating to Final Redistricting Plan adoption.</p>
<p>August 22</p>	<p>FINAL PLAN ADOPTED</p>
<p>September 5</p>	<p>Plan Boundary Between District 2 and District 8</p> <p>Commissioners may take action relating to discussion on Information Item 5. Possible action to reconsider the location of the boundary between Council District 2 and Council District 8.</p> <p>Recommendation to Increase the Number of City Council Districts</p> <p>Commissioners may develop a recommendation to the City Council relating to studying and placing on the ballot a proposal to increase the number of City Council districts. Possible action and direction to staff.</p> <p>FINAL PLAN ADOPTED AS REVISED</p>

2010 REDISTRICTING COMMISSION
PROPOSED SCHEDULE OF REMAINING MEETINGS

Thursday, May 19	Regularly Scheduled Meeting (Committee Room)
Thursday, May 26	MOC II (anticipate 4:00 p.m. start time)
Thursday, June 9	MOC II (anticipate 4:00 p.m. start time) – 1 Commissioner absent
Tuesday, June 14	MOC II free beginning 5:00 p.m. (anticipate 6:30 p.m. start time)
Thursday, June 16	Regularly Scheduled Meeting (Committee Room)
Monday, June 20	MOC II (anticipate 4:00 p.m. start time) – 1 Commissioner absent
Wednesday, June 22	Alternate facility needed – 1 Commissioner absent
Tuesday, June 28	MOC II free before 5:00 p.m. (anticipate 2:00 p.m. start time)
Wednesday, June 29	MOC II free before 5:00 p.m. (anticipate 2:00 p.m. start time)
Thursday, June 30	Council Chambers booked
Wednesday, July 6	MOC II (anticipate 4:00 p.m. start time)
Thursday, July 7 Saturday, July 9 Tuesday, July 12 Wednesday, July 13 Thursday, July 14 Monday, July 18 Tuesday, July 19 Wednesday, July 20 Thursday, July 21	Possible Post-Map Hearings – anticipate 6:00 p.m. start time 2 Commissioners absent 1 Commissioner absent 1 Commissioner absent 1 Commissioner absent 1 Commissioner absent 1 Commissioner absent 1 Commissioner absent
Tuesday, July 26	Alternate facility needed
Thursday, July 28	Council Chambers booked
Monday, August 1	MOC II (anticipate 4:00 p.m. start time) – 1 Commissioner absent
Wednesday, August 3	MOC II free after 4:30 p.m. (anticipate 6:00 p.m. start time) – 1 Commissioner absent
Tuesday, August 9	MOC II (anticipate 4:00 p.m. start time) – 1 Commissioner absent
Thursday, August 11	Council Chambers booked
Tuesday, August 16	MOC II (anticipate 4:00 p.m. start time)
Thursday, August 18	Council Chambers booked
Monday, August 22	MOC II (anticipate 4:00 p.m. start time)
Thursday, August 25	Council Chambers booked
Tuesday, August 30	MOC II (anticipate 4:00 p.m. start time)