

AGENDA

2010 REDISTRICTING COMMISSION OF THE CITY OF SAN DIEGO

SATURDAY, JUNE 25, 2011, AT 10:00 A.M.

SILVER ROOM (2nd Floor)
SAN DIEGO CONCOURSE
202 C STREET
SAN DIEGO, CALIFORNIA 92101

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

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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. Time allotted to each speaker is determined by the Chair and, in general, is limited to two (2) minutes. Submit requests to speak to the Commission's Chief of Staff before the item is called.

If you wish to comment on the preparation of the redistricting plan, you will be called to speak under Item 2, "Development of preliminary redistricting plan."

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 June 14, 2011 and June 16, 2011 Redistricting Commission meetings.

ITEM 2: Development of preliminary redistricting plan.

The Redistricting Commission will accept public comment and suggestions regarding preparation of the preliminary redistricting plan. Time allotted to each speaker is determined by the Chair and, in general, is limited to two (2) minutes. Submit requests to speak to the Commission's Chief of Staff before the item is called.

STAFF REPORTS

ITEM 3: Midori Wong, Chief of Staff:
--Recap of public software training.
--Fiscal year end budget report.
--Next scheduled Commission meeting.

ADJOURNMENT

ITEM 1:

**MINUTES
FOR THE 2010 REDISTRICTING COMMISSION
OF THE CITY OF SAN DIEGO**

TUESDAY, JUNE 14, 2011

**CITY METRO OPERATIONS CENTER (MOC II) - AUDITORIUM
9191 TOPAZ WAY, SAN DIEGO, CA 92123**

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Chair Dalal at 6:00 p.m. 43 persons were observed to be in attendance. The meeting was adjourned by Chair Dalal at 7:55 p.m. to the next scheduled meeting of the Redistricting Commission on Thursday, June 16, 2011, at 6:00 p.m. in Auditorium at MOC II.

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 – Graham Forbes spoke against contracting National Demographics as the Commission’s mapping services consultant.

Comment 2 – Tony Krvaric on behalf of the Republican Party of San Diego spoke to the Commission about Commissioner Quiroz’s affiliation with Empower San Diego. He referenced Empower San Diego’s website and supporters of Commissioner Quiroz’s application.

Comment 3 – Eric Robles spoke against contracting National Demographics as the Commission’s mapping services consultant. He referenced Doug Johnson’s affiliation with the Rose Institute and his previously submitted redistricting maps that were rejected as unconstitutional.

Comment 4 – Kevin Gorman spoke against contracting National Demographics as the Commission’s mapping services consultant. He referenced their track record of drawing gerrymandered district maps.

Comment 5 – Mateo Camarillo with the Latino Redistricting Committee spoke against the potential hiring of National Demographics. He referenced the Rose Institute and Doug Johnson’s track record towards the Voting Rights Act.

Comment 6 – Jeanne Brown with California Common Cause stated that although the Rose Institute has a history of gerrymandering, Mr. Johnson is capable of drawing fair lines if given proper direction. She asked the Commission to direct National Demographics, if hired, to draw lines that respect Voting Rights Act and communities of interest, without partisan influence.

Comment 7 – Alex Wais with the Latino Redistricting Commission spoke against the hiring of National Demographics. He referred to the Arizona and Florida redistricting efforts where Rose Institutes maps were disallowed by the Department of Justice and the Florida Court.

Comment 8 – James Hauser with San Diego County Taxpayers Association spoke regarding their upcoming submittal to the Commission of additional options in redistricting, using neighborhoods as the building blocks.

Comment 9 – Deborah Knight with Friends of Rose Canyon spoke in favor of keeping University City and La Jolla whole and united in one district.

Comment 10 – Paul Webster on behalf the San Diego Regional Chamber of Commerce listed their redistricting priorities and endorsed the San Diego Neighborhood Plan map submitted by the Taxpayers Association.

Comment 11 – Jeff Marston voiced his support of the San Diego Neighborhood Plan map.

Comment 12 – Joe LaCava advocated for his map, the Coast and Canyons Plan. He spoke in opposition of the Taxpayers Association plan because it splits five communities. He urged the Commission to focus more on communities of interests, planning areas and neighborhoods and less on deviation of population.

Comment 13 – Bari Vaz with Mira Mesa Town Council spoke against the division of Mira Mesa proposed in the Taxpayers Association map. She asked the Commission to keep the Mira Mesa Community Plan together.

Comment 14 – Don Azul with San Diego Veteran’s Coalition spoke against the Community of Unity map because it divides and disenfranchises many veterans, especially Asian American veterans.

Comment 15 – Mathew Kostrinsky urged the Commission to solicit SANDAG or San Diego State to provide mapping consultant services. Hiring them would eliminate any partisan influence or conflicts of interest.

Comment 16 – Ben Rivera on behalf of the Logan, Sherman, and Stockton Neighborhood Councils spoke against the hiring of National Demographics because of their contributors and their history of redistricting in Arizona. He also voiced opposition to the San Diego Taxpayers Association map because it divides the current District 8.

Comment 17 – Liliana Garcia-Rivera speaking on behalf of the Historic Barrio District communities voiced opposition to hiring the Rose Consulting Group, stating that they have previously worked to disenfranchised minority groups. The Sherman Heights and Logan Heights Neighborhood Councils adamantly oppose the Taxpayers Association map because it divides the current District 8.

Comment 18 – Remigia Bermudez spoke against the selection of the Rose Institute as the mapping consultant. She referenced their previous redistricting efforts and undisclosed funding.

Comment 19 – Andrea Carter spoke against the Taxpayers Association’s redistricting plan, saying it doesn’t comply with redistricting law and splits communities of interest. She also expressed opposition to hiring the Rose Institute because of their partisan ties.

COMMISSION COMMENT:

Commissioner Kosmo thanked all the speakers and the public. He acknowledged the public complaints about the meeting location and mentioned the logistical problems in finding meeting places.

CITY ATTORNEY AND CITY STAFF ASSIGNED TO REDISTRICTING COMMISSION COMMENT:

Ms. Wong noted that the printed copy of the agenda included one incorrect item and asked that the Commission and members of the public follow the agenda posted on the screen in the meeting room.

ACTION ITEMS

ITEM 1: DEMONSTRATION OF MAPPING SOFTWARE

Ms. Wong introduced Mr. Ray Hardy, product engineer with ESRI. Mr. Hardy gave mapping software demonstration. He fielded questions from the Commissioners and the public.

Ms. Wong stated that ESRI will have the mapping system up and running by close of business on Friday, June 17, 2011. A link will be available on the Redistricting Commission website on that date, as well as a list of requirements. The link and information will also be distributed electronically to the email distribution list. She also noted that the Commission's contract with ESRI allows for public training and a facility with several workstations can be made available for training. Ms. Wong stated that the facility is pending but most likely will be located at a City College campus and will be accessible via transit.

ITEM 2: DEVELOPMENT OF PRELIMINARY REDISTRICTING PLAN.

Ms. Wong stated that the neighborhood maps and an additional Community Planning Area map that were requested at the previous meeting have been provided.

Public Comment: Gary Rotto asked the Commission to redistrict according to people, neighborhoods, and services provided by the City; and to keep the residents and the public services/facilities they use together in a district.

Commissioner Quiroz spoke in favor of using Community Planning Areas, neighborhood plans, and neighborhood areas to greatest extent possible to create districts, based on all the public testimony. She mentioned that based on public testimony, she believes there are certain points all commissioners can agree on, including keeping South Bay United.

At the request of Commissioner Morrow, Chair Dalal led the Pledge of Allegiance.

ADJOURNMENT:

Chairperson Dalal adjourned the meeting at 7:55 p.m.

Julie Corrales, Executive Secretary
2010 Redistricting Commission

**MINUTES
FOR THE 2010 REDISTRICTING COMMISSION
OF THE CITY OF SAN DIEGO**

THURSDAY, JUNE 16, 2011

**CITY ADMINISTRATION BUILDING
COUNCIL COMMITTEE ROOM, 12TH FLOOR
202 C STREET, SAN DIEGO, CA 92101**

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Chair Dalal at 4:00 p.m. 43 persons were observed to be in attendance. The meeting was adjourned by Chair Dalal at 6:06 p.m. to the next scheduled meeting of the Redistricting Commission on Saturday, June 25th, 2011 at San Diego Concourse in the Silver Room.

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:

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Comment 1 – Jim Varnadore thanked the Commission for their work and asked that when they draw candidate districts to label them A through I rather than number them.

Comment 2 – Lani Lutar with the San Diego County Taxpayers Association read names of individuals who have expressed support of their map. She mentioned that their map is a starting point and they are open to a dialogue with the community.

Comment 3 – Linda Ann Smith spoke against splitting the Mira Mesa community into two districts.

Comment 4 – Bari Vaz asked that Mira Mesa remain intact and its boundaries be respected. She spoke against the division of Mira Mesa in the San Diego County Taxpayers Association map and presented 50 plus emails from residents in opposition to the division of Mira Mesa.

Comment 5 – Sandy Smith is opposed to splitting up Mira Mesa, one reason being that the west end of Mira Mesa is a rich business area and many east-Mira Mesa residents work in the west end. The Mira Mesa Planning Group has protected this area for over 25 years.

Comment 6 – Joe Frichtel wants the Mira Mesa community to remain united; he wants all communities to be kept together.

Comment 7 – Charles Pratt asks that UCSD not be split up and that all of University City remain connected to La Jolla in one district. He most strongly opposes splitting his community along Genesee Ave.

Comment 8 – Tony Krvaric on behalf of the San Diego County Republican Party proposed amending the Commission bylaws with the following language: “To ensure transparency and full disclosure the Chair shall instruct public speakers to disclose any affiliations they may have currently or reasonably expect to have in the near future with a political party, labor union, lobbying group, corporation with business before the City, or are an employee of an elected official of the City.”

Comment 9 – Michael Sprague stated that posting the agenda in a timely manner would be really helpful. He does not believe the Commission has been meeting the Brown Act regulation deadlines for posting agendas. He would like public speakers to be required to state where they are registered to vote.

Comment 10 – Evan McLaughlin with the San Diego Labor Council discussed and read excerpts from an article published in CityBeat and presented copies to the Commission. He stated that the names read out by Lani Lutar are rife with government contractors, business lobbyists, and Lincoln Club members. He also stated that Jeff Marston who cited affiliation with the San Diego Chamber

of Commerce and spoke in support of the Taxpayers Association map is a former Republican Assemblyman.

Comment 11 – Dr. Ariane Jansma spoke on behalf of the scientific community of interest in favor of keeping University City and La Jolla whole and united in one district. She mentioned that UC and La Jolla make up a unique scientific community that only four other cities in the U.S. can parallel.

Comment 12 – Don Azul, Executive Director with the San Diego Veterans Coalition, asked the commission not to consider the Empower San Diego map because it disenfranchised about 40,000 to 50,000 veterans living in the north city/Mira Mesa.

COMMISSION COMMENT:

Commissioner Quiroz discussed fiscal year end, asking that the Commission review the timing of contracts to make sure funding is not reduced because of the City's use it or lose it policy. She requested that the Chair add an Item to next meeting's agenda that will show the yearend financial documents.

Commissioner Quiroz also wanted to address public comments regarding her affiliation with EMPOWER San Diego. She stated that when she was assigned to the Commission she was Vice-President of EMPOWER San Diego. When EMPOWER San Diego began educating the public on the process of redistricting she resigned as Vice-President.

Commissioner Nishioka thanked the audience and the Commissioner and staff. He encouraged everyone from all origins and backgrounds to respect each other. He congratulated Commissioner Potter on this birthday.

Commissioner Kosmo asked if Mr. Krvaric's proposed bylaw amendment could be referred to the bylaw subcommittee.

Chair Dalal asked that Commissioner Nishioka, as Bylaws Subcommittee Chair, work with the Chief of Staff and City Attorney's Office on the matter. She also agreed to work with Ms. Wong to add an item to the next agenda to discuss the Commission's FY12 budget, as Commissioner Quiroz requested. She suggested reconvening a budget subcommittee.

CITY ATTORNEY AND CITY STAFF ASSIGNED TO REDISTRICTING COMMISSION COMMENT:

None.

ACTION ITEMS

ITEM 1: APPROVAL OF MINUTES FROM THE JUNE 9, 2011 REDISTRICTING COMMISSION MEETING

Motion by Commissioner Potter: To approve the Minutes for June 9, 2011. Second by Commissioner Quiroz. Motion passed unanimously 7-0.

ITEM 2: DISCUSSION AND APPROVAL TO FINALIZE NEGOTIATIONS AND CONTRACT WITH NATIONAL DEMOGRAPHICS CORPORATION FOR TECHNICAL CONSULTING SERVICES

Ms. Wong outlined the contents of the agenda packet for this item, including the RFP and selection process, the evaluation criteria, the staff report, and the proposed scope of work and fee schedule.

Comment 1 – Jess Durfee, Chair of San Diego County Democratic Party, voiced concern over hiring Doug Johnson as the mapping consultant, stating he hoped it wasn't the Commission caving into Republican Party intimidation and bullying. He referenced the Rose Institute being described by newspapers as right-leaning and conservative or Republican oriented, as well their rejection by the California Redistricting Commission for their lack of disclosure.

Comment 2 – Michael Sprague suggested that the mapping consultant should have been selected before the Commission got started. It would have helped to have the data and information provided by a consultant throughout the entire process.

Comment 3 – Evan McLaughlin with the San Diego Labor Council stated that National Demographics' President, Doug Johnson, submitted a proposal on behalf of Rose Institute to the State Commission and was disqualified for lack of disclosure. He urged Commission to adhere to Section I06 of the RFP regarding conflicts of interest. He also stated that National Demographics came in \$50,000 higher than the highest bidder in the first round, and is now the lowest bidder.

Ms. Wong stated that a written public comment regarding this item was submitted by Mr. Andrew Westall and that copies were provided for both the Commissioners and the public.

Mr. Justin Levett, Senior Analyst with National Demographics gave a brief introduction to the company and emphasized their non-partisan participation in various redistricting efforts.

Motion by Commissioner Potter: To authorize the mapping subcommittee and Chief of Staff to finalize negotiations and contract with NDC for technical consulting services, including data processing, GIS analysis, and mapping support to develop the preliminary and final redistricting plan for an amount not to exceed \$55,000.00. Second by Commissioner Kosmo.

Commissioner Marquez thanked the subcommittee for their work but stated that he could not support the subcommittee's recommendation because of Doug Johnson's mapping track-record, including rejected redistricting plans in Arizona, and because of his disruptive tactics during the RFP process.

Commissioner Quiroz agreed with Commissioner Marquez. She thanked the subcommittee but because of the public objections to NDC, the state's disqualification of NDC, a Google search on the company, and NDC's tactics to ensure they received the contract, she cannot support the subcommittee's recommendation.

Commissioner Potter assured the public that NDC will not be drawing the maps; the Commission will be directing NDC on how to draw the lines. He asked that it be included in the contract that NDC staff has no ex parte discussions with anyone else; conversations would be exclusively with the Commission and its staff. He referred this to the City Attorney and the Chief of Staff.

Commissioner Kosmo thanked the subcommittee and expressed trust and confidence in them and agrees with their assessment that NDC is the best applicant to do the job. He expressed confidence in NDC's record of working with non-partisan entities and his support of their work.

Chair Dalal also thanked the subcommittee and the Chief of Staff. She assured the public that the Commission will be doing the work and drawing the boundaries and that it will be a transparent process.

Commissioner Morrow also thanked the subcommittee but stated her disappointment with the recommendation. She stated that she believed there were too many delays in the contracting process and that she was dissatisfied with the way in which the process was carried out.

Ms. Wong stated that from the staff perspective, the Purchasing & Contracting Department has been both gracious and responsive to requests, and that their staff has worked weekends in order to accommodate the Commission's schedule. She thanked Mr. Hildred Pepper for attending the meeting.

Motion passed 4-3 to approve the contract with National Demographics Corporation, with Commissioners Potter, Delal, Nishioka, and Kosmo in favor of the motion, and Commissioners Marquez, Quiroz, and Morrow opposed.

ITEM 3: DEVELOPMENT OF PRELIMINARY REDISTRICTING PLAN

Comment 1 – Jim Varnadore suggested starting with a base map and suggested that Dr. Baxamusa's map adhered to redistricting laws and respected Census data. He expressed support for Commissioner Quiroz's list of basic principles.

Comment 2 – Chris Cate on behalf of the San Diego Taxpayers Association presented various alternative options for the Commission's consideration when reviewing the Taxpayers Association's proposed map.

Comment 3 – Lori Shellenberger with the ACLU presented regarding the three fundamental principles of redistricting—identifying and preserving communities of interest, adherence to the Voting Rights Act, and not drawing districts predominantly based on race—and how the Commission can apply them.

Comment 4 – Tinh Phan expressed support for the APAC proposed map.

Comment 5 – Andy Berg thanked the Commission for their time and endurance. He asked the Commission to not only keep neighborhoods together, but expand their view to the communities surrounding each other. He urged the Commission to keep his community together so that their Councilmember can address the school district, fire district and hospital district.

Comment 6 – Michael Sprague expressed his concern about City Heights being divided to exclude the gay community from District 3. He referenced the LGBT community involvement in City Heights and Azalea Park.

Comment 7 – Deborah Knight with Friends of Rose Canyon advocated for University City and La Jolla to be kept whole and together in one district. She voiced opposition to the Taxpayers Association map because it divides La Jolla and University City and ignores this community of interest.

Comment 8 – Mitz Lee on behalf of APAC spoke against the Taxpayers Association map because it disenfranchises Asian American communities by separating Rancho Bernardo and Mira Mesa. She advocated for the APAC proposal for District 9 because of the larger percent of Asian voters who should be considered a community of interest.

Comment 9 – Dr. Allen Chan with APAC spoke in favor of their proposed map, which he stated will create the first Asian-American influenced district in the City's history.

Comment 10 – Cindy Chan with APAC advocated for their proposed map, referencing the resources shared by Mira Mesa and Rancho Bernardo.

Comment 11 – Alice Tana with the University City Planning Group voiced support of the Coast and Canyons Plan because it keeps University City and La Jolla whole and together in one district. She referenced the medical/educational community of interest surrounding UCSD.

Comment 12 – Joni Low representing the Asian Business Association shared the guiding principles they've developed.

Comment 13 – Paul Goldstein spoke in favor keeping University City together with UCSD and La Jolla as a community of interest. He asked the Commission to support the Coast and Canyons plan and reject the Taxpayers Association's plan. He stated that the APAC map has an error in population for one area of their map.

Comment 14 – Anne Shillam with APAC advocated their proposed map, referencing the 16% of the population that is Asian-Pacific American. She asked that the new district be number 9, an odd number.

Commissioner Quiroz discussed her memorandum that lists the basic principles she believes should be the starting point for discussion.

Commissioner Potter stated he will be presenting a map to the other Commissioners at the next meeting.

Commissioner Dalal asked that all the commissioners go through the same process as Commissioner Quiroz and create similar lists to base their discussions.

Commissioner Kosmo will also be preparing a map. He let the public know that he has an open mind, and that although the list is a good starting point, he urges everyone to keep an open mind.

INFORMATION ITEMS

ITEM 4: REVISED REDISTRICTING COMMISSION MEETING SCHEDULE

Ms. Wong reported that there will be an updated schedule in the next few days now that there is a consultant on board, and stated that staff is also working to be responsive to public requests for transit accessible meeting locations and meeting times later in the evening.

She also noted that all Commission agendas are posted in compliance with the Brown Act and the website is kept up to date, but we can provide assistance to anyone who is having difficulty accessing the website.

Ms. Wong also reported that a facility has been secured for the mapping software training at San Diego City College with 70 work stations. The date for training is Thursday, June 23rd from 6:00 to 7:30 p.m. Additional noticing will be sent out via the email distribution list and the stakeholder groups. To avoid Brown Act violations, if Commissioners want to attend the training they need to inform her.

Commissioner Quiroz requested that the new meeting schedule include meetings for the Commission to meet before bringing the mapping consultant on.

Chair Dalal noted that the Mapping Subcommittee would take this into consideration when finalizing the meeting schedule.

ADJOURNMENT:

Chairperson Dalal adjourned the meeting at 6:06 p.m.

Julie Corrales, Executive Secretary
2010 Redistricting Commission