

MINUTES

FOR THE REDISTRICTING COMMISSION
OF THE CITY OF SAN DIEGO
FOR FRIDAY, AUGUST 3, 2001
4:00 P.M. - 8:00 P.M.
202 C STREET, 12TH FLOOR
SAN DIEGO, CALIFORNIA

ITEM-1: CALL TO ORDER

The meeting was called to order by Chairman Ralph Pesqueira at 4:20 p.m.

ITEM-2: ROLL CALL

Operations Director Staajabu Heshimu called the roll:

- (C) Chairman Ralph R. Pesqueira-present
- (VC) Vice Chairman Leland T. Saito-present
- (M) Mateo R. Camarillo-not present
- (M) Charles W. Johnson-not present
- (M) Marichu G. Magaña-present
- (M) Shirley ODell-present
- (M) Juan Antonio Ulloa-present

REDISTRICTING COMMISSION ACTION (Tape location A023-020.)

ATTENDANCE DURING THE MEETING:

- (C) Chairman Ralph R. Pesqueira-present
- (VC) Vice Chairman Leland T. Saito-present
- (M) Mateo R. Camarillo-present
- (M) Charles W. Johnson-not present
- (M) Marichu G. Magaña-present
- (M) Shirley ODell-present

(M) Juan Antonio Ulloa-present

ALSO PRESENT:

Deputy City Attorney Lisa Foster
Staajabu Heshimu, Operations Director

ITEM-3: NON-AGENDA 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 two minutes per speaker. Submit requests to speak to the Commission's Operations Director prior to 4:00 p.m. 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.

SPEAKER 1: Clive Richards

I hope when you write your report for future commissions, that you will take into consideration how communities are determined in San Diego whether referring to neighborhood, planning areas, police beats, etc. Somehow that determination needs to be made before any discussion takes place. I am not sure we're all talking about same thing. They don't seem to have same meaning. I also think it would be great to allow everyone who wishes to speak to speak whether they hold public office or not. They should be treated as citizens.

REDISTRICTING COMMISSION ACTION (Tape location A023-060.)

SPEAKER 2: Michael Sprague

When we were talking about City Heights yesterday, there is one of the 16 neighborhoods that has a small section that is divided into District 4 and the rest of that neighborhood is in District 3, which is Fairmount Park. I'm not sure how you're counting numbers. I know ten years ago we only counted civilians and not military and there is a tiny population, but it does have a fairly large military population. There is a large complex

there. It is divided by I-805 from the rest of District 4. Mr. Stevens had suggested that perhaps that small section could be reunited with Fairmount Park.

REDISTRICTING COMMISSION ACTION (Tape location A068-128.)

SPEAKER 3: Andrew Shogren

Over the past month I think you have heard from the Asian Pacific American Community and I want to thank you for establishing a process where Asian Pacific Americans were able to participate equally in this process. As you move forward and draw the final map take into account the voice from Asian Pacific American community.

REDISTRICTING COMMISSION ACTION (Tape location A130-159.)

SPEAKER 4: Ellis Rose

Thank you for you decisions and thank you on behalf of the LGBT Community. I encourage you to return the Webster Ridgeview census tract back to District 4. Take into consideration the request of the Asian Pacific American Community, but try to minimize the effect on the rest of the City map.

REDISTRICTING COMMISSION ACTION (Tape location A160-183.)

COMMENT BY COMMISSIONERS:

Chairman Pesqueira thanked the community for their participation in the process and for coming to the meetings; it has been extremely important.

REDISTRICTING COMMISSION ACTION (Tape location A184-206.)

Commissioner Camarillo also thanked the community for their participation.

REDISTRICTING COMMISSION ACTION (Tape location: A207-217)

ITEM 4. APPROVAL OF COMMISSION MINUTES

Minutes for July 19, 2001 were approved by common consent.

REDISTRICTING COMMISSION ACTION (Tape location: A218-230.)

ITEM 5 DEVELOPMENT OF FINAL REDISTRICTING PLAN

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.

Chairman Pesqueira requested that Lisa Foster remind the Commission of the legal issues involved in adopting the map.

Leland Saito asked questions regarding the approval of the minutes for July 18. Mr. Saito was concerned about the balance on the speakers comments.

Chairman Pesqueira asked Ms. Heshimu to review the minutes.

Ms. Heshimu explained that transcript-quality minutes are far more difficult and sometimes the recorders have to use their judgement.

Chairman Pesqueira explains that minutes are not verbatim and that is why the meetings are recorded.

Lisa Foster reminds the Commission of the rules and regulations as requested by Chairman Pesqueira.

REDISTRICTING COMMISSION ACTION (Tape location: A364-406)

The Commissioners expressed their concerns such as equity, economics, and representation and the goals they wish to accomplish regarding the redistricting of the City of San Diego.

REDISTRICTING COMMISSION ACTION (Tape location: A407-B280)

Juan Ulloa presented a map that he drew after trying to make changes to the Preliminary Map. Mr. Ulloa stated that he tried to duplicate the bottom half of the City what was agreed upon yesterday. Mr. Ulloa explained that he put the one tenth of Oak Park that had College Grove Center back into District 7. The Commission agreed with this change unanimously. Mr. Ulloa went on to explain the various changes and adjustments he made and the Commissioners responded with their suggestions and concerns. Members of the audience assisted in identifying areas and boundaries. (B281-486)

Commissioner Camarillo stated that he had to leave and expressed his support of the map overall with minor changes. Mr. Camarillo stated he had some concerns with deviation.

Chairman Pesqueira stated that this map would be printed out as a map for consideration against the Preliminary Map.

It was requested that the map be put on the website as soon as possible and have the consultants review it for issues the Commission might have to deal with.

Chairman Pesqueira stated that Mr. Ulloa's map is an evolution of the Preliminary Map.

It was decided that this map would be called the evolution map because Mr. Ulloa had taken the Preliminary Map and tried to work around it. So it is the Preliminary Map with alternations.

The meeting schedule was discussed.

City Attorney Lisa Foster reminded the Commission that since this is a departure from the map that was taken out to the community, it would be a good idea to allow people to come in and comment on it.

Ms. Heshimu stated that the County required the Final Map be submitted by September 12th. The County would not be too worried about whether it was effective. In the worst case scenario a court injunction would stop that map from being effective. In that case, we would just call the Registrar of Voters and pull the map. That does give the Commission more time to allow for people to comment on a different map and not have to worry about meeting next week's deadline.

Commission Magana stated that a lot of public input and testimony should be expected.

Next meetings will be Thursday, August 9th at 4:00 p.m. and on Monday and Tuesday August 13th and 14th at 4:00 p.m.

Deputy City Attorney Lisa Foster stated that speakers should not be limited on Thursday, August 9th.

Chairman Pesqueira agreed. However, on Monday and Tuesday, the Commission will stop accepting speaker slips 20 minutes after the meeting has started. The Thursday meeting will actually be a public hearing on the new map.

Chairman Pesqueira stated that the Preliminary Map and the Evolution Map were the two maps that will be considered and one will become the final map.

Commissioner Magana stated that we have not made the changes on the Preliminary Map to the areas that we have made changes to on the Evolution Map so at this point she is not willing to vote until those changes are made to the Preliminary Map. Because the way that the Chair made his statement, he said we will chose one of these two maps and if we chose the Preliminary map it still does not reflect the changes that we talked about earlier

Chairman Pesqueira stated that he believed the evolution map was the preliminary map with changes.

Mr. Ulloa stated that he attempted to start with the preliminary map but recognized that since he didn't have Levine Sy's data he was not sure how to duplicate some of the moves he made in the northern part. He duplicated all the other moves the Commission had agreed upon as a body in the other sections of the City. Technically he didn't, I didn't, start with the Preliminary Map but in essence it is the Preliminary Map with the changes that we caused with the move in the northern part of the City. But if we want to go back to the Preliminary Map and go step by step and do what we did today in those two hours we can do that, but I think we will need to do that first thing next Thursday.

Chairman Pesqueira stated that staff can do that but he took Mr. Ulloa's word at the beginning that he took the preliminary map and started working the changes and as he recalled, Mr. Ulloa said you made small changes in the southern part of the city and your major change was in the northern part of the City so I take in effect that was a change off the preliminary map.

Commissioner Ulloa responded that he was going to start with the preliminary map but started with the Levin Sy map because he could not duplicate what Levin had done without any additional data. "What I did do is I went back and made all the changes we had agreed upon at the lower part of the City." But if staff can go back, take the preliminary map and make all the changes we have seen today, then that would fit Marichu's concern of starting with the preliminary map.

Commissioner Magana: What I would prefer is that we change the preliminary map to what we had agreed on earlier except that we would leave District 1 the way it is currently configured. We would make the changes to 6 and 3 and wherever those changes were because I need the time the next few days to think about these changes and I'm not willing to say at this time whether I am going to go with the first or second map. What I'm hearing is that Juan is suggesting that we take our preliminary map and make those changes which also include the new District 2. What I would prefer is that we make the minor changes that we had discussed and agreed upon but leaving district one the way it is now and that would be our preliminary map.

Commissioner Pesqueira: Why wouldn't you do that with 6 and 2?

Commissioner Magana: Because we now have two maps to choose from, but I want the changes that we had made to District 3 and 4 and 7. I want those on the new preliminary Map.

Ms Heshimu: We can do those for you if you want Commissioner Magana, print both of those maps for you and have them ready for you early next week; but you would have to be very specific with us and go one by one to make sure we are doing what you want. For example, I know of five things that you talked about that you may want to change but I would feel uncomfortable if you said go make the changes we want.

Commissioner Ulloa: Mr. Chair, I think we can in a half hour do what Ms. Magana is asking us to do. Take the preliminary map and do those three or four areas that we had a consensus on doing and leave the northern part alone. And that would be our official Preliminary Map and then we have a second map that is an evolution or revision of the first Preliminary Map so that staff does not have to guess on the moves.

Commissioner Magana: I want to bring up this issue. We talked about moving the northern portion, but because we don't have to vote until next week, I don't want to commit myself to one way or the other and I need the time to think about it and hear the public testimony about it, then choose that map or make the final call on Monday.

Commissioner Ulloa: I think that makes sense

The Commission worked with the Preliminary Map to make changes and address Commissioner Magana's concerns.

Commissioner Magana: I would like Deputy City Attorney Foster to comment on whether there is any problem with still going forward with two different maps.

Ms. Foster: I don't see any problems as far as the Charter requirements. I think as long as we filed one Preliminary Map in the time frame that we needed to do that and then wait thirty days and file one final map at least 30 days after the preliminary map, those are the charter requirements. The number of maps we consider in the interim is really not important.

Commissioner ODell: Lisa, is there any problem with having a new map and only one hearing?

Deputy City Attorney Foster: There is no problem. The way that the Charter is set with the preliminary and final map process, it is inherent in the process that the Preliminary Map can change more than once between the preliminary and final maps and that doesn't trigger any additional requirement to hold public hearings. My earlier comments were based on the idea that just out of fairness, if we are going to propose anything that is a deviation from what we have taken out to the public we should try to maximize the additional opportunities for testimony.

Chairman Pesqueira:: Now that we have changed the Preliminary Map, this map will be represented as the Preliminary Map and will lay against Mr. Ulloa's version

This new map will be named the Revised Preliminary Map of August 3, 2001 and it replaces the map that was adopted on June 29, 2001.

Commissioner Saito: Just so I understand what we're doing, we now have our original preliminary plan, we have this preliminary plan, we have the plan we created today from Juan's map and so we are going to get those through the mail, study them and consider a public hearing and then we will discuss these maps. We can make changes based on our discussion and our deliberations?

Chairman Pesqueira: Correct. Keep in mind that the Revised Preliminary Map supercedes the Preliminary Map so we will not be discussing it any longer. We will be discussing the revised preliminary redistricting plan adopted this date. At the same time, we will be looking at the evolution map. At the appropriate time we will vote to either revise the revised preliminary redistricting plan of tonight to include the changes in the north and District 6 that Juan has indicated. The map is always subject to change until the vote comes in.

**MOTION BY ULLOA TO ACCEPT THE REVISED PRELIMINARY
REDISTRICTING PLAN TO SUPERCEDE THE ORIGINAL PRELIMINARY MAP.
Second by ODell. Unanimous; Camarillo, Johnson-not present.**

REDISTRICTING COMMISSION ACTION

(Tape location: B281-E250.)

ITEM 6. ADJOURNMENT

Chairman Pesqueira adjourned the meeting at 7:32.

REDISTRICTING COMMISSION ACTION

(Tape location: E251.)

Ralph Pesqueira, Chairman
2000 Redistricting Commission

Esther Ramos
Legislative Recorder