

2020 Redistricting Commission

October 23, 2020 | 10:00 a.m.



Commissioner Roll Call



Item 1:

Election of Chair & Vice Chair

*Aye votes required from six (6)
commissioners to elect a
Commission Chair*

2020 Redistricting Commission

PHONE-IN TESTIMONY PERIOD NOW OPEN FOR **Item 1: Election of Chair & Vice Chair**

To call in and make your one minute of public comment on this item:



Dial 619-541-6310



Enter Access Code 877861 then press #



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"Your phone has been unmuted."**



**When it's your turn, state your name and make
your comments. When finished, hang up.**



Item 1:

Election of Chair & Vice Chair

Aye votes are required from six (6) commissioners to elect a Chair and five (5) aye votes are required to elect a Vice Chair

2020 Redistricting Commission

PHONE-IN TESTIMONY PERIOD NOW OPEN FOR **Item 1: Election of Chair & Vice Chair**

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The 2020 Redistricting Commission Meeting of Friday, October 23rd, is on a brief recess and will return shortly.



Item 2:

Commission Requirements

*City Staff: Office of Boards &
Commission Director Joel Day*

2020 Redistricting Commission

PHONE-IN TESTIMONY PERIOD NOW OPEN FOR **Item 2: Commission Requirements**

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Commissioner Requirements

- Must be a City of San Diego registered voter.
- Must file written declaration stating they will not seek election to a City public office within five (5) years of Commission's adoption of final plan.
- Shall serve until the Commission's adopted plan becomes effective and any and all legal and referendum challenges have been resolved.



Commission Responsibilities

- The Redistricting Commission has the sole and exclusive authority to adopt plans which specify the boundaries of districts for the San Diego City Council.
- This authority is subject to the initiative and referendum powers of the people.



Voting Requirements

Aye votes from six (6) members are required for the:

- Election of Chair
- Appointment of Chief of Staff
- Adoption of Final Redistricting Plan

A majority vote is required for all other actions.

A majority of the entire Commission constitutes a quorum for the transaction of business or exercise of any power of the Commission.



Redistricting Plan Requirements

The redistricting plan shall:

- Provide fair and effective representation for all citizens of the City of San Diego, including racial, ethnic, and language minorities.
- Be in conformance with the requirements of the U.S. Constitution and Federal statutes.



Why do we need boundaries?

Districts:

- Are used for all elections of Council members, including their recall, and for filling any vacancy in a Council office.
- Provide fair and effective representation for all citizens of the City of San Diego.
- Preserve identifiable communities of interest to equalize populations between districts.



Boundary Requirements

Per the City Charter, districts shall:

- Be nine (9) in number.
- Be composed of whole census units as developed by the U.S. Census Bureau.
- Be made as equal in population as practicable, as population is shown by the census reports (each district shall contain, as nearly as practicable, one-ninth of the total population of the City as shown by the census).
- Not be drawn for the purpose of advantaging or protecting incumbents.



Boundary Requirements *(continued)*

Per the City Charter, districts shall:

- Preserve identifiable communities of interest.
- Be composed of contiguous territory with reasonable access between population centers in the district.
- Be geographically compact (populous contiguous territory shall not be bypassed to reach distant populous areas).
- Be bounded by natural boundaries, by street lines and/or by City boundary lines.



Meeting Requirements

- All meetings shall be open to the public.
- Every reasonable effort shall be made to afford maximum public access to proceedings.
- Public comment shall be solicited.



Meeting Requirements *(continued)*

- At least nine (9) public hearings shall be held in various geographic areas of the City before the preparation of a preliminary redistricting plan.
- With 30 days after the preliminary plan filing, at least five (5) public hearings shall be held in various geographical areas of the City before adoption of a final redistricting plan.



Other Requirements

- With the preliminary plan, the Commission shall file a written statement of findings and reasons for adoption which includes notation of all criteria employed in the process, and a full analysis and explanation of decisions made by the Commission.
- At least 30 days must elapse between the preliminary plan filing and the adoption of the final plan.



Other Requirements *(continued)*

- The redistricting plan may describe the new boundaries by reference to a map on file in the office of the City Clerk; a metes and bounds description of the new boundaries need not be contained in the redistricting plan.
- The final plan becomes effective 30 days after adoption.



Other Requirements *(continued)*

- If the final plan adopted by the Commission is rejected by referendum, the same Commission shall create a new plan pursuant to the Charter.
- Records, data, and plans shall be available, at no charge, for public inspection during normal business hours in the office of the City Clerk.
- Copies of records and plans shall be available for a reasonable fee.

2020-2021 Bylaws Updates

Necessary changes, per updates to the City Charter, to be made to the 2010-11 bylaws include:

- Change vote threshold for vote on chair, chief of staff, and final plan from five (5) to six (6)
- Change number of members from seven (7) to nine (9)
- Update required number of hearings:
 - Pre-Preliminary Plan from four (4) to nine (9)
 - Post-preliminary Plan from three (3) to five (5)
- Deputy City Attorney Jennifer Berry will cover more on this in a few minutes.



2010/2011 Timeline

- 11/23/10 Commission budget must be adopted
- 4/1/11 Census data released from State
- 12/31/11 Deadline for completion of process
- 2/18/12 Candidate nomination period opens for Mayor, City Attorney, Council candidates in Districts 1, 3, 5, 7, and newly formed 9 (primary election – 6/5/2012)



2020/2021 Timeline

- May 1 – June 30, 2020 | 60-day Commissioner nomination period
- Sept. 25, 2020 | Commissioners Appointed
- Oct. 23, 2020 | First Redistricting Commission Meeting
- *Before* Nov. 24, 2020 | Redistricting Commission to meet a second time to adopt a budget and submit it to the Appointing Authority
- Aug. 1, 2021 | Deadline for Census Bureau to release census data to states
- Deadline for the completion of the redistricting process is nine (9) months following receipt of final census data

2020 Redistricting Commission

PHONE-IN TESTIMONY PERIOD NOW OPEN FOR **Item 2: Commission Requirements**

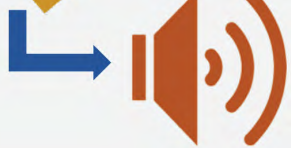
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Item 3:

Ralph M. Brown Act Training

Deputy City Attorney Jennifer Berry

2020 Redistricting Commission

PHONE-IN TESTIMONY PERIOD NOW OPEN FOR **Item 3: Ralph M. Brown Act Training**

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Brown Act Video



Brown Act & COVID-19

Governor Newsom's Executive Order N-29-20 allows for completely remote meetings:

- Eliminates requirement for physical meeting location within the jurisdiction if there is a teleconference meeting
- Waives certain requirements for teleconference meetings
 - No need for agenda posting at remote locations
 - No need for posted agendas, public access, or public comments at each remote location
 - No need for a quorum participating from within the jurisdiction
- Meeting notices must provide information to the public on how to participate and make comments, and provide a process for receiving and swiftly resolving requests for accommodations

2020 Redistricting Commission

PHONE-IN TESTIMONY PERIOD NOW OPEN FOR **Item 3: Ralph M. Brown Act Training**

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Item 4:

Rules of Procedure & Robert's Rules of Order

Deputy City Attorney Jennifer Berry

2020 Redistricting Commission

PHONE-IN TESTIMONY PERIOD NOW OPEN FOR **Item 4: Rules of Procedure & Robert's Rules of Order**

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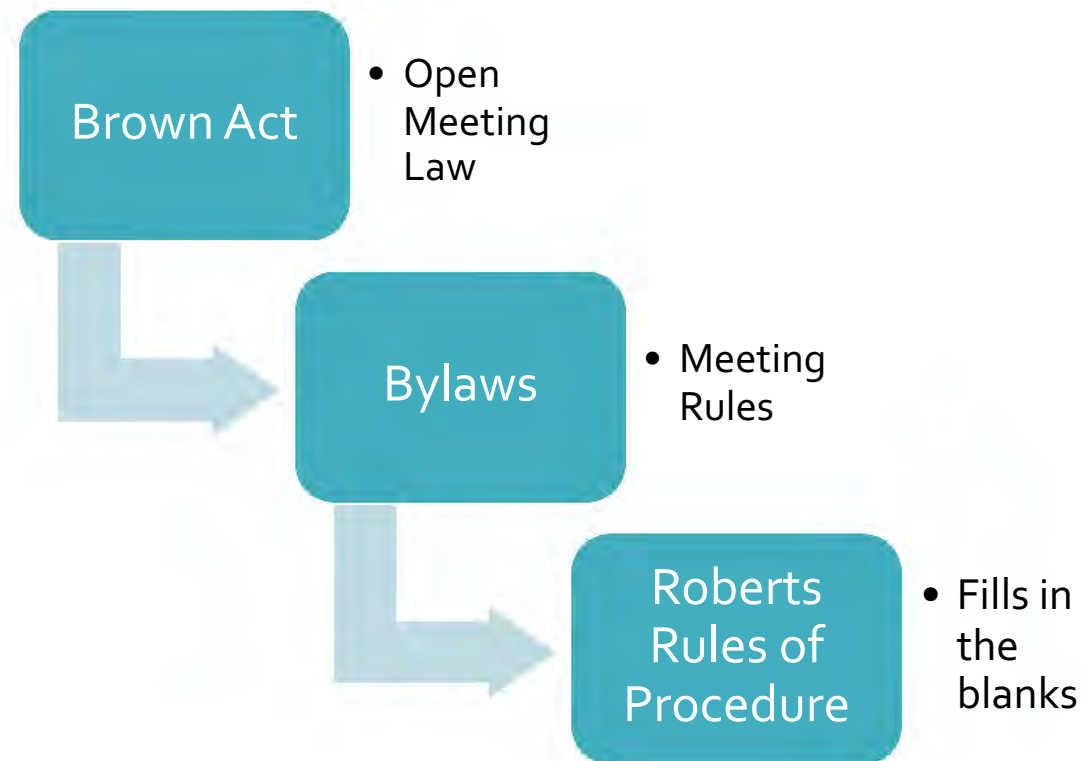
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Rules of Procedure and Robert's Rules of Order

2020-21 City of San Diego
Redistricting Commission

Presentation by
Deputy City Attorney
Jennifer Berry
October 23, 2020

Meeting Management



2010-11 Bylaws

Article I	Name & Purpose
Article II	Commissioners
Article III	Officers & Chief of Staff
Article IV	Meetings
Article V	Policies
Article VI	Amendments

2010-11 Bylaws

Necessary changes, per updates to the City Charter, to be made to the 2010-11 bylaws include:

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- Update required number of hearings:
 - Pre-Preliminary Plan from four (4) to nine (9)
 - Post-preliminary Plan from three (3) to five (5)

Bylaws

ARTICLE IV – Meetings

Section 1. Commission meetings will be open to the public and all records and data will be available at no charge to the public for inspection in the Office of the City Clerk during normal business hours. Copies of records and plans shall be provided, for a reasonable fee, for any interested person.

Section 2. The Chair will establish regular and special meetings according to the requirements of the activities of the Commission and provide notices to the public thereof.

Section 3. The Commission shall make every reasonable effort to have meetings to afford maximum public access to its proceedings. It will solicit public comment and will hold at least four (4) public hearings in various geographic areas of the City before the preparation of a preliminary redistricting plan.

Robert's Rules Fills in the Blanks

Meetings have a Fixed Order of Business:

1. Call to order
2. Roll call of members present
3. Approving Record of Actions of last meeting
4. Officers reports
5. Committee reports
6. Business
7. Announcements Adjournment

Establishing a Quorum

In order to conduct business, there must be a quorum of members. In the absence of a specific rule, that is 50% of the membership's body.

A quorum of the City of San Diego Redistricting Commission is 5 members of 9.

Making Motions

Members express themselves by making motions. A motion is a proposal that the entire membership take action.

Individual members can:

- Make motions
- Second motions
- Debate motions
- Vote on motions

3 Basic Types of Motions

1. Main Motions: Purpose is to introduce items to the membership for their consideration. They cannot be made when any other motion is on the floor, and yield to privileged, subsidiary, and incidental motions.
2. Subsidiary motions: Purpose is to change the main motion. Voted on before the main motion.
3. Incidental motions: Purpose is to provide a means of questioning procedure concerning other motions and must be considered before the other motion.

Presentation of Motions

Obtaining the floor:

- Wait until the last speaker has finished
- Address the Chair by name (or by raising your hand on Zoom)
- Wait until the Chair recognizes you

Making your motion:

- State the motion affirmatively. "I move that we..."

Wait for someone to second your motion. If no one seconds, the Chair can call for a second. If there is no second, the motion is lost.

Presentation of Motions (cont.)

The Chair states your motion:

“It has been moved and seconded that we...”

This places your motion before the membership for consideration and action.

Membership then discusses.

The Chair then calls for a vote.

Voting on a Motion

Roberts Rules provides several methods of voting.

Because meetings right now are virtual, only a roll call vote where each members answers yes or no as his or her name is called is required under the Brown Act.

Common Motions

Action	What to Say	Can interrupt speaker?	Need a Second?	Can be Debated?	Can be Amended?	Votes Needed
Introduce main motion	"I move to..."	No	Yes	Yes	Yes	Majority
Amend a motion	"I move to amend the motion by...." (add or strike words or both)	No	Yes	Yes	Yes	Majority
Move item to committee	"I move that we refer the matter to committee."	No	Yes	Yes	No	Majority
Postpone item	"I move to postpone the matter until..."	No	Yes	Yes	No	Majority
End debate	"I move the previous question."	No	Yes	Yes	No	Majority
Object to procedure	"Point of order."	Yes	No	No	No	Chair decision
Recess the meeting	"I move that we recess until..."	No	Yes	No	No	Majority
Adjourn the meeting	"I move to adjourn the meeting."	No	Yes	No	No	Majority
Request information	"Point of information."	Yes	No	No	No	No vote
Overrule the chair's ruling	"I move to overrule the chair's ruling."	Yes	Yes	Yes	No	Majority
Extend the allotted time	"I move to extend the time by ___ minutes."	No	Yes	No	Yes	2/3
Enforce the rules or point out incorrect procedure	"Point of order."	Yes	No	No	No	No vote
Table a Motion	"I move to table..."	No	Yes	No	No	Majority

Recommendation:

Seeking direction from the Commission for changes to the 2010-11 bylaws for the 2020-21 bylaws to adopt at the next meeting.

Questions?

2020 Redistricting Commission

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Item 5:

Commission Calendar & Staff

Commission Chair

2020 Redistricting Commission

PHONE-IN TESTIMONY PERIOD NOW OPEN FOR Item 5: Commission Calendar & Staff

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Item 5:

Commission Calendar & Staff

Commission Chair

2020 Redistricting Commission

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Item 6:

Commission Budget

Department of Finance Manager Adam Jones

2020 Redistricting Commission

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Budget Considerations

Personnel Expenses

- Chief of Staff: Serves at Commission's pleasure; is exempt from Civil Service; contracts for needed staff, technical consultants, and services, using existing City staff to the extent possible
- Other, including legislative recorder, consultants

Non-Personnel Expenses

- Space, equipment, software, office expenses
- Reimbursement for expenditures



Budget Considerations *(continued)*

The 2010 Commission suggests that:

- The budget be prepared as early as possible, and that the Commission proactively identify priorities and establish a reserve amount for unanticipated costs.
- Funding be allocated so funds can easily be carried over across fiscal years.
- The line item for translation services be increased so that simultaneous interpretation services can be provided for more Commission meetings and public hearings.



2010/2011 Expenditure Details

- \$285,662: Total amount spent
- \$193,418.05: Payments to outside vendors
- \$82,815.82: City employee charges
- \$9,428.13: Misc. internal expenses



Fiscal Year 2021 Appropriation

- \$198,411 appropriation in the FY21 City budget to cover expenses through June 30, 2021
- Commission is responsible for determining how funding should be allocated



Budget Timeline

- **By November 24, 2020** (60 days after the 9/25/20 Commissioner appointment date), Commission adopts a budget and moves the budget ahead to the Appointing Authority for consideration.
- If approved, the budget is forwarded to the City Council for its consideration.
- Council appropriates funds to the Commission to carry out their duties.

2020 Redistricting Commission

PHONE-IN TESTIMONY PERIOD NOW OPEN FOR Item 6: Commission Budget

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2020 Redistricting Commission

PHONE-IN TESTIMONY PERIOD NOW OPEN FOR Non-Agenda Public Comment

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The Oct. 23, 2020, Redistricting
Commission Meeting is adjourned.

Thank you.