THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS ACTION AGENDA SUMMARY

DEPT: CHI	EF EXECUTIVE OFFIC	E	BOARD AGENDA #	9:25 a.m.
U	rgent Routine	X	AGENDA DATE	August 14, 2001
EO Concurs	with Recommendation	YES X NO (Information Attached)	4/5 Vote Required	YES NO X
SUBJECT:	SUPERVISORIAL I STANISLAUS COU	DISTRICTS AND AI	I AND APPROVAL TO RE PPROVAL OF AN AMENI TER 1.08 FOR THE PURF THE STANISLAUS COUN	DMENT TO POSE OF
STAFF RECOMMEN- DATIONS:		PUBLIC HEARING, E THE PUBLIC HE	ACCEPT PUBLIC TESTI ARING.	MONY, AND
	FINDINGS F		AN AND MAKE APPROPE DJUSTMENT OF THE BO CTS.	
	ORDINANCE SUPERVISO	E ADJUSTING THE	ST READING AND APPRO BOUNDARIES OF THE N ACCORDANCE WITH _AN.	
FISCAL IMPACT:	None.			
BOARD ACTIO	N AS FOLLOWS:		No.	2001-625
and approve Ayes: Supe Noes: Supe Excused or	ed by the following vote, rvisors: <u>Mayfield, Blom, Sin</u> rvisors: None Absent: Supervisors <u>: Non</u>	non, Caruso, and Chair e	Seconded by Supervisor <u>May</u> Paul	
1) / 2)	Approved as recommende Denied Approved as amended	ed <u>INTRODUCED AND</u> <u>C.S. 766.</u>	WAIVED THE FIRST READIN	NG OF ORDINANCE
ATTEST: CH	RISTINE FERRARO TALLMA	Chri	time AMENDMENT ON PAGES	<u>1-A THROUGH 1-B.</u> File No. ORD-54-I-

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk By: Depu					
	ATTEST: CHRISTINE	FERRARO	TALLMAN,		

PAGE 1-A

The Board noted that the Redistricting Committee, selected by the Board, held 3 public night meetings on 7/12/01, and 7/18/01 and 7/19/01 at two locations (Turlock and Modesto), which were sparsely attended despite the fact that these meetings were published in all newspapers within the County; the Board also noted that last week notice was published again, in all newspapers within the County, for a public hearing which was held on 8/7/01; the Board conducted a public hearing on today's date, 8/14/01, and reviewed and considered the maps (A through I), which were also available for the Board and members of the public to review on $\frac{8}{7}$ based upon the public hearings, the staff and public comments on today's date, and the Board's comments, the Board adopted Redistricting Plan E and makes the appropriate findings regarding the adjustment of the boundaries for Supervisorial Districts in support of Redistricting Plan E as follows: 1) the Board finds that based upon the Redistricting Committee's reports and all graphs, charts and other documents referred to or presented by the Redistricting Committee to this Board both on 8/7/01 and today's hearing date, 8/14/01, as well as the oral and documentary testimony and evidence presented at both public hearings, the Board has reviewed and considered options A through I and the Board officially adopts Redistricting Plan E; 2) the Board finds that Plan E substantially meets the criteria set forth in California Elections Code §21500 and is in compliance with applicable laws and case decisions regarding Supervisorial Redistricting; 3) the Board considered and acknowledged that the criteria of one person, one vote is the criteria of paramount interest and the Board's primary goal and that the Board took into consideration that principal in adjusting the Supervisorial Districts so that the districts were nearly equal in population; 4) that the Board also gave consideration in adjusting the Supervisorial Districts to the following factors: (a) topography; (b) geography; (c) cohesiveness, contiguity, integrity and compactness of territory, and (d) communities of interests; 5) that the Board finds that Plan E met the Committee's 5% or less population deviation from the districts and substantially followed the criteria set forth in Elections Code §21500; 6) that the Board finds that Plan E is based on a rational policy, which was to substantially achieve equality of populations among the five districts; 7) that the Board finds that Plan E does not split or divide existing cities in the County and utilizes natural boundaries and roadways; 8) that the Board finds that Plan E does not operate to minimize or cancel out the voting strength of racial or political elements of the voting population; 9) that the Board finds that there is no dilution of voting strength of any particular group by the adoption of Option E; 10) that the Board in adopting Option E followed natural or man-made geographical features as boundaries and utilized

PAGE 1-B

census blocks in establishing the districts; 11) that the Board considered the factors contained in California Elections Code §25001 as the basis for the insignificant deviation from exact equality of population in the Supervisorial Districts and that such considerations justify an insignificant departure from achieving exact equality in population in the respective districts; 12) that the Board finds that the insignificant disparity in population between the districts created by Plan E does not result in a denial of equal protection; 13) that the Board finds Option E boundaries are "squared off" and are clear for members of the public to understand and creates easily identifiable district lines; 14) that the Board finds that in Option E, the communities of interest are intact; 15) that the Board finds that in Option E all boundaries are natural, rivers/creeks, or man-made features, such as roads and freeways; 16) that the Board finds that Option E utilizes major roadways and features as boundary separators; 17) that the Board finds that Plan E allows for anticipated growth in the Riverbank area in District 1 and maintains the community of interest for that area as requested by the City of Riverbank and adds census blocks to District Four thus increasing the population in that district; 18) that the Board finds that in Plan E cities stay within existing districts; 19) that the Board finds that Option G divides communities of interest in Districts 3, 4 and 5 with some impact on District 2; 20) that the Board finds that Option G does not follow natural (river/creek) or man-made boundaries such as major railroads and freeways in certain areas and results in district lines that cross major natural boundaries and features; 21) that the Board finds that Option G divides the City of Ceres into 3 districts (2,4 and 5) with the result that the Ceres community of interest is diminished and that Plan G results in a division of Ceres neighborhoods into different districts; 22) that the Board finds that Option G uses some property lines as boundaries in certain areas; 23) that the Board finds that in Option G some boundaries are not easily identified; 24) that the Board finds that Option G results in major changes to most district boundaries; 25) that the Board finds that Option D does not use large natural features as boundaries; 26) the Board finds that Option D does not use major roadways or features as district limits; 27) the Board finds that in Option D district limits are not easily identifiable; 28) the Board finds that Option D divides Turlock into two districts; 29) the Board finds that in Option D cities move from one district to another, such as Patterson from District 5 into District 3; 30) the Board finds that Option D makes major changes to all districts boundaries; and, the Board approved the introduction and waiving of the first reading of Ordinance C.S. 766, an ordinance adjusting the boundaries of the Stanislaus County Supervisorial Districts in accordance with the adopted Redistricting Plan E.

PAGE 2

DISCUSSION:

On June 5, 2001, the Board of Supervisors approved the formation of a redistricting project committee. The committee was composed of the Chair of the Board, Pat Paul, Supervisor Paul Caruso, Chief Executive Officer Reagan Wilson, County Counsel Mick Krausnick, Chief Information Officer John Emerson, and Public Works Director George Stillman. The committee conducted one public meeting on July 12, 2001, and two public hearings on July 18, 2001 and July 19, 2001. All meetings were conducted during the evening hours and at different locations in the county.

The committee prepared nine proposed options for consideration by the Board based on input and feedback from the public meetings. All nine redistricting options were placed on the County web site on Friday, August 3, 2001.

The Board conducted a public hearing on August 7, 2001, following the staff presentation and received comments and input from the public on the proposed nine redistricting options.

Summary of the Redistricting Legal Requirements

Elections Code section 21500 sets forth the law regarding supervisorial redistricting. The Board of Supervisors has the responsibility, following the decennial federal census to adjust any or all of the supervisors districts so that the districts shall be nearly equal in population. Although population is the main criteria in the redistricting process, the Board, in establishing the boundaries of the district, may also give consideration to the following factors: (a) topography; (b) geography; (c) cohesiveness, contiguity, integrity and compactness of territory; and (d) community interest of the districts. The committee's goal was to present redistricting options to the Board for consideration that represented a 5% or less population deviation between the districts.

The Elections Code provides that the Board must act to adjust the districts by November 1, 2001. If the Board fails to act by that date, then the responsibility to adjust districts is placed with a supervisorial redistricting commission. The commission shall be comprised of the District Attorney, the County Assessor and the County Elections officer. The Board has met its legal requirements of conducting one public hearing prior to the hearing to adopt district boundaries.

Summary of Notice to Public on Redistricting Process

A press release was sent out to all newspapers in Stanislaus County regarding the public hearings conducted by the committee on July 18, 2001 at the hour of 7:00 p.m.

PAGE 3

at Cal State Stanislaus at Turlock and on July 19, 2001 at King Kennedy Memorial Center also at 7:00 p.m. In addition, an ad was placed in the <u>Modesto Bee</u> advertising those two meetings.

Display ads announcing the redistricting hearing on August 14, 2001 appeared in every newspaper within Stanislaus County. The newspapers which carried the redistricting ads included the following: Turlock Journal, El Sol (in Spanish), El Grafico (in Spanish), Ceres Courier, Oakdale Leader, Riverbank News, Westside Index, Hughson Chronicle, Waterford News, Denair Dispatch, and Patterson Irrigator. Despite the significant effort spent to advise the public of the redistricting process, only 26 people attended the two public meetings in July of the redistricting committee. At the August 7, 2001 public hearing, eight persons addressed the Board on redistricting.

Comments on Demographic Changes in Geographical Information System

The County population increased by approximately 20%. According to Federal 2000 Census data, the population of Stanislaus County is 446,997. The increase in growth occurred around cities with all districts increasing in population. The most significant growth took place in Districts I and V.

Summary of the Public Hearing Process Conducted by the Project Steering Committee

The committee held a public meeting on July 12, 2001 at the hour of 6:30 p.m. in the Board Chambers. The meeting was attended by approximately 25 people. At the meeting, staff placed maps showing existing boundaries. Staff presented three boundaries based on addressing the population shift in the county. Staff received public input from those in attendance who made a number of comments regarding the options presented. One of the comments from the public was that there should be balance between urban and rural population in all supervisorial districts. Other individuals commented on how community interest should be a strong consideration considered by the Board in drawing the redistricting boundaries. At the public's request, staff made available existing maps and offered to produce any map based on public input utilizing the GIS system.

As a result of the July 12, 2001 public meeting of the redistricting committee three additional supervisorial draft boundary maps were created. A group identifying themselves as the Collaborative made specific suggestions and requested that boundary maps be developed on the GIS system to be presented at the July 18, 2001 meeting.

PAGE 4

The committee held a public redistricting meeting on July 18, 2001 at California State University Stanislaus at 7:00 p.m. Approximately 12 people were in attendance. The Collaborative requested their plan be modified and a new plan be prepared. There were additional comments at this meeting regarding community of interest and rural versus urban balance. The Collaborative discussed their proposal.

On July 19, 2001, at 7:00 p.m., the committee conducted a second public hearing at the King Kennedy Memorial Center. This hearing was attended by approximately 14 people. The people who attended this meeting were for the most part the same people which attended both the committee meeting on July 12, 2001 and the public hearing on July 18, 2001. Additional suggestions for drawing redistricting boundaries were made by the public. As a result of that meeting, additional supervisorial district maps were prepared.

On August 7, 2001, the Board conducted a public hearing and eight people addressed the Board. A representative of the Collaborative requested Option H proposed by the Collaborative be withdrawn from Board consideration. Several persons who spoke supported Option G.

Review of Comments by Redistricting Staff on the Proposed Supervisorial Redistricting Boundary Options

The goal for redistricting was to take the existing boundaries of the supervisorial districts and balance the populations between the Districts using natural boundaries, major roadways or significant features.

Additionally the project charter adopted by the Board at its June 5, 2001 meeting set a goal of achieving a five percent population balance between districts.

The census data indicates the existing district population differences are currently not balanced. The most significant population imbalance is between District 1 and District 4 with an imbalance of 26.3 percent.

Option A

Using natural boundaries and a minimal boundary change philosophy, this option changes the supervisorial boundary lines in the following manner:

The Tuolumne River was established as the natural boundary line with Districts 1, 3 and 4 lying north of the river and Districts 2 and 5 south of the river.

PAGE 5

Setting the river as a boundary, moved that part of District 5 currently north of the river into District 3.

The existing north line of District 4 along Kiernan and Claribel Roads was held and the districts lying north of the river had their populations balanced by expanding the east and west lines of District 4 west to Carver Road and east to Roselle Avenue.

These newly established east and west district lines are bounded on the south by Briggsmore Avenue and the north by Claribel and Kiernan Roads.

There are no changes made to District 2 and the boundary between District 2 and 5 is unchanged.

This option meets the population requirements of law, follows natural boundaries and major roadways.

The population balance between the districts meets the project's goal of 5 percent with a calculation of 4.6 percent.

Option B

Using natural boundaries and a minimal boundary change philosophy, this option changes the supervisorial boundary lines in the following manner:

The Tuolumne River was established as the natural boundary line with Districts 1, 3 and 4 lying north of the river and Districts 2 and 5 south of the river.

Setting the river as a boundary, moved that part of District 5 currently north of the river into District 3.

The existing north line of District 4 along Kiernan and Claribel Roads was held and the districts lying north of the river had their populations balanced by expanding the east and west lines of District 4 westerly to Carver Road and easterly to Roselle Avenue.

The newly established west line is bounded on the south by Briggsmore Avenue and the north by Kiernan Avenue. The east line is bounded by Dry Creek (a natural boundary) on the south and Merel Avenue on the north.

There are no changes made to District 2 in this option. The boundary between District 2 and 5 remains unchanged.

PAGE 6

This option meets the population requirements of law, follows natural boundaries and major roadways.

The population balance between the districts meets the project's goal of 5 percent with a calculation of 3.9 percent.

Option C

Using natural boundaries and roadways this option changes the supervisorial boundary lines in the following manner:

The Tuolumne River was established as the natural boundary line with Districts 1, 3 and 4 lying north of the river and Districts 2 and 5 south of the river.

Setting the river as a boundary, moved that part of District 5 currently north of the river into District 3.

To add rural area to District 4, its north line was extended to the Stanislaus River.

To balance population a portion of its west line was moved to Carver Road and is bounded by Highway 99 on the south and Briggsmore on the north. A part of its east line was moved to Roselle Avenue and is bounded on the south by Briggsmore and on the north by Claribel Road.

There are no changes made to District 2 in this option. The boundary between District 2 and 5 remains unchanged.

This option meets the population requirements of law, follows natural boundaries and major roadways.

The population balance between the districts meets the project's goal of 5 percent with a calculation of 4.2 percent.

Option D

This option was developed from public input received at the July 12, 2001 Redistricting Committee meeting.

The basis of this proposal was to radiate the District boundaries in a pie chart manner starting at the City of Modesto and rotating clockwise while maintaining a balance of population in each district.

PAGE 7

All district boundaries are dramatically changed. Natural boundaries and major roadways could not be followed to balance population within the districts.

The population balance between the districts meets the project's goal of 5 percent with a calculation of 2.7 percent.

Option E

Using natural boundaries and roadways this option changes the supervisorial boundary lines in the following manner:

The Tuolumne River was established as the natural boundary line with Districts 1, 3 and 4 lying north of the river and Districts 2 and 5 south of the river.

Setting the river as a boundary, moved that part of District 5 currently north of the river into District 3.

To add rural area to District 4, its north line was extended to the Stanislaus River and a part of its west line moved to American Avenue.

To balance population in District 4, a portion of its west line was moved to Prescott and Morrow Roads and is bounded by Standiford Avenue on the south and Kiernan on the north. A part of its east line was moved to Roselle Avenue and is bounded on the south by Dry Creek and on the north by Floyd Avenue.

This option meets the population requirements of law, follows natural boundaries and roadways.

There are no changes made to District 2 in this option. The boundary between District 2 and 5 remains unchanged.

The population balance between the districts meets the project's goal of 5 percent with a calculation of 5.0 percent.

Option F

Using natural boundaries and roadways, this option changes the supervisorial boundary lines in the following manner:

The Tuolumne River was established as the natural boundary line with Districts 1, 3 and 4 lying north of the river and Districts 2 and 5 south of the river.

PAGE 8

Setting the river as a boundary, moved that part of District 5 currently north of the river into District 3.

To add rural area to District 4, its north line was extended to the Stanislaus River and a part of its west line moved to American Avenue.

To balance population in District 4, a portion of its west line was moved to Prescott and Morrow Roads and is bounded by Standiford Avenue on the south and Kiernan on the north. A part of its east line was moved to Roselle Avenue and is bounded on the south by Briggsmore Avenue and on the north by Claribel Road.

This option meets the population requirements of law, follows natural boundaries and roadways.

There are no changes made to District 2 in this option. The boundary between District 2 and 5 remains unchanged.

The population balance between the districts meets the project's goal of 5 percent with a calculation of 3.7 percent.

Option G

This proposal was submitted to on July 16, 2001 by public members representing themselves as the Community Collaborative.

The proposal's main changes are in the Modesto and Ceres areas. the South boundary of District 4 has moved south of the Tuolumne River and now encompasses approximately two-thirds of Ceres.

District 5 is expanded north of the River to encompass most of west Modesto lying south of Maze Boulevard and west of Highway 99.

This option crosses natural boundaries and splits the City of Ceres.

The population balance between the districts meets the project's goal of 5 percent with a calculation of 3.0 percent.

Option H

This proposal is an amendment to Option G, requested on July 18, 2001 by public members representing themselves as the Community Collaborative.

PAGE 9

The members requested the west line of District 4 be moved westward from their proposed boundary of McHenry Avenue to a line half way between McHenry and Tully Road.

Additional comments regarding this proposal appear in Option G above.

This option crosses natural boundaries and splits the City of Ceres.

The population balance between the districts does not meet the project's goal of 5 percent nor does it meet the 10 percent requirement of law. It calculates at 25.6 percent.

At the August 7, 2001 public hearing, the Community Collaborative requested that Option H be withdrawn from consideration.

Option I

This proposal was requested on July 25, 2001 by public members representing themselves as the Community for Redistricting.

The proposal's main changes are in the Modesto and Ceres areas. However, the changes are so dramatic that it seriously affects all districts. In general terms, Ceres and the area of southwest Modesto were merged to form District 5.

Balancing the remaining population required major district changes. District 1 moved south of the Tuolumne River and encompasses a portion of the City of Turlock.

District 2 expands and encompasses the Cities of Patterson and Newman as well as the area known as the County's west side.

The changes to Districts 3 and 4 are minor in comparison to those of the other 3 districts.

This option meets the population requirements of law, follows natural boundaries and major roadways. The City of Turlock not currently split, is divided with this option to balance population.

The population balance between the districts does not meet the project's goal of 5 percent. It calculates at 5.6 percent.

PAGE 10

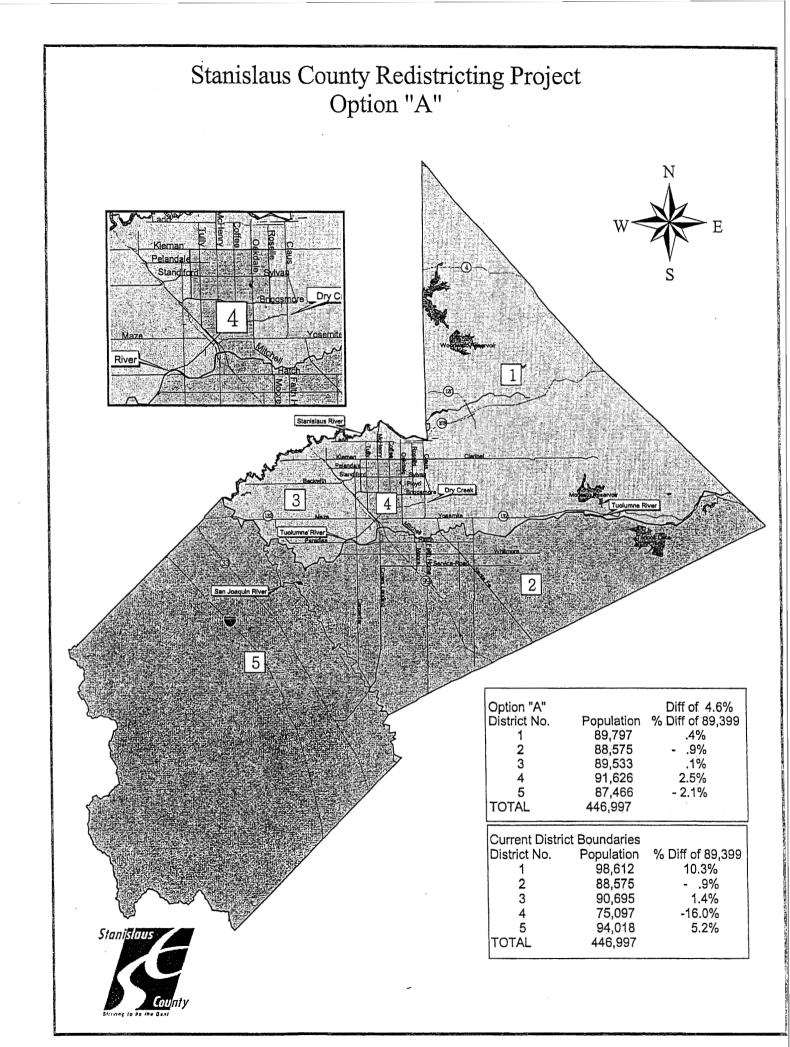
Recommended Action

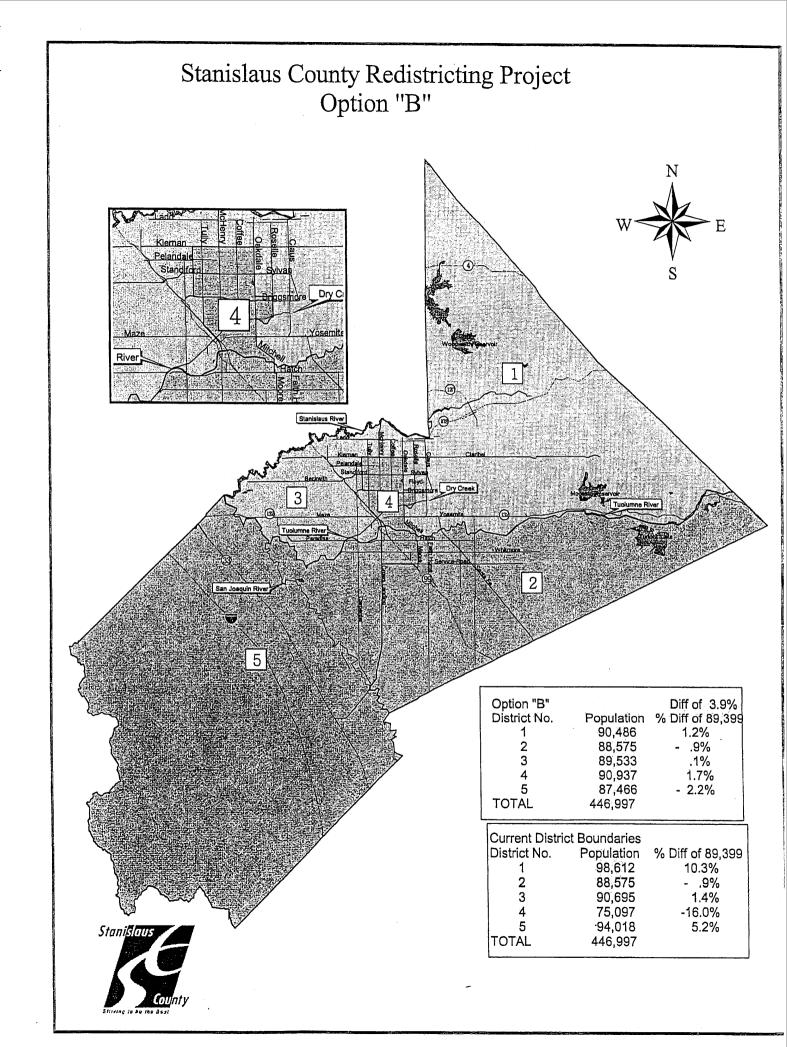
- 1. Open the public hearing to receive public testimony.
- 2. Adopt a redistricting plan and make appropriate findings regarding the adjustments of the boundaries for supervisorial districts.
- 3. Introduce, waive the first reading and approve an ordinance adjusting the boundaries of the supervisorial districts in accordance with the adopted redistricting plan.

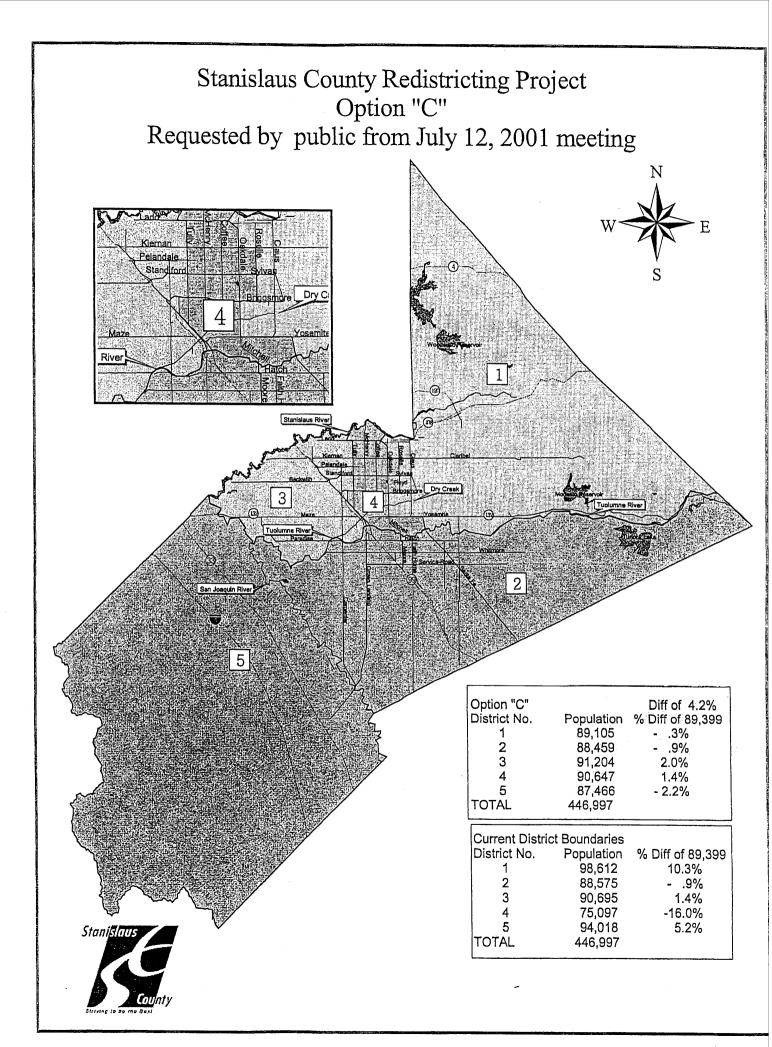
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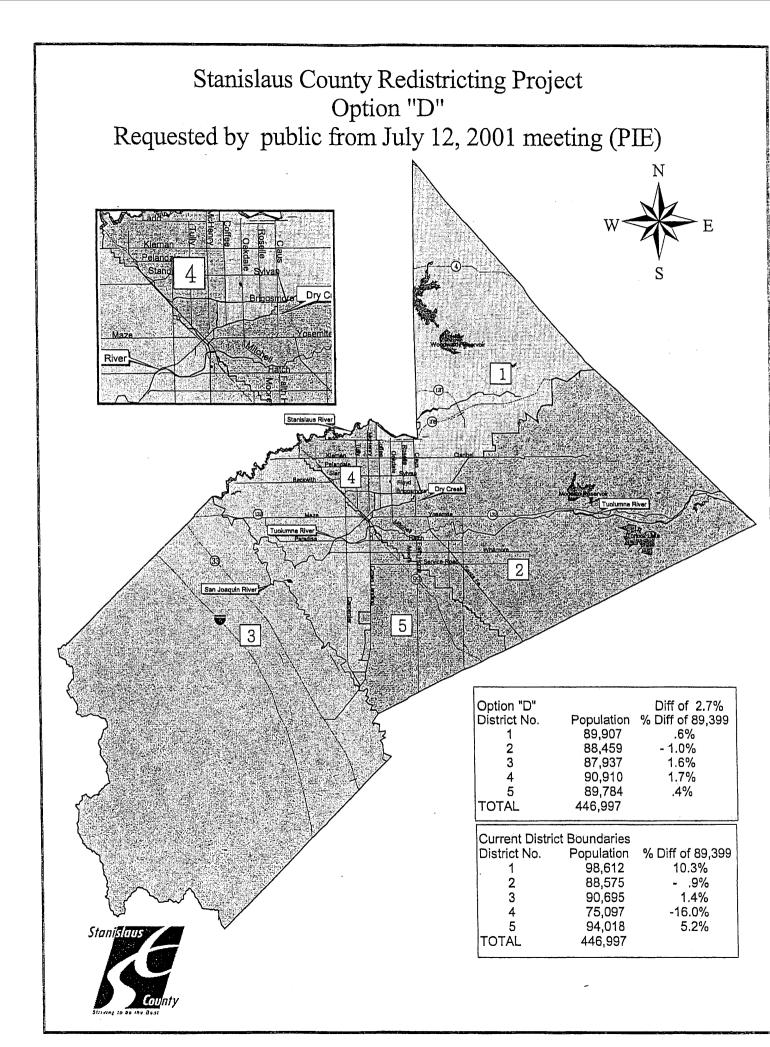
Pursuant to State law, the Board is requested to adjust the supervisorial boundaries by November 1 of the year following the decennial census.

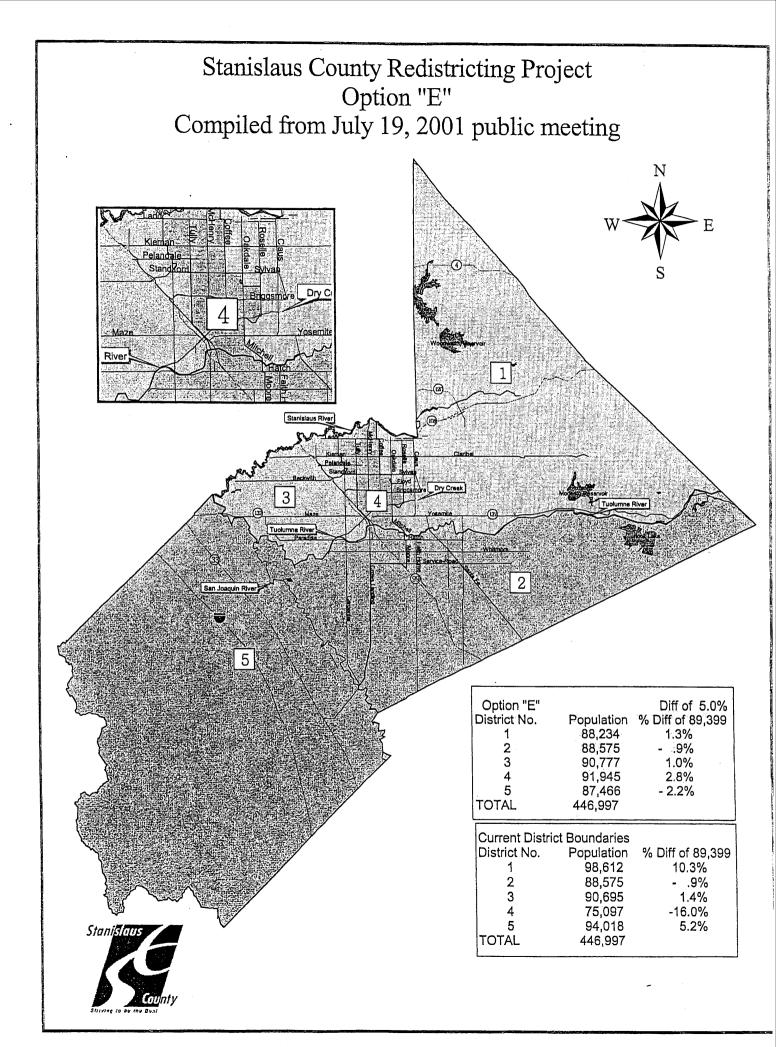
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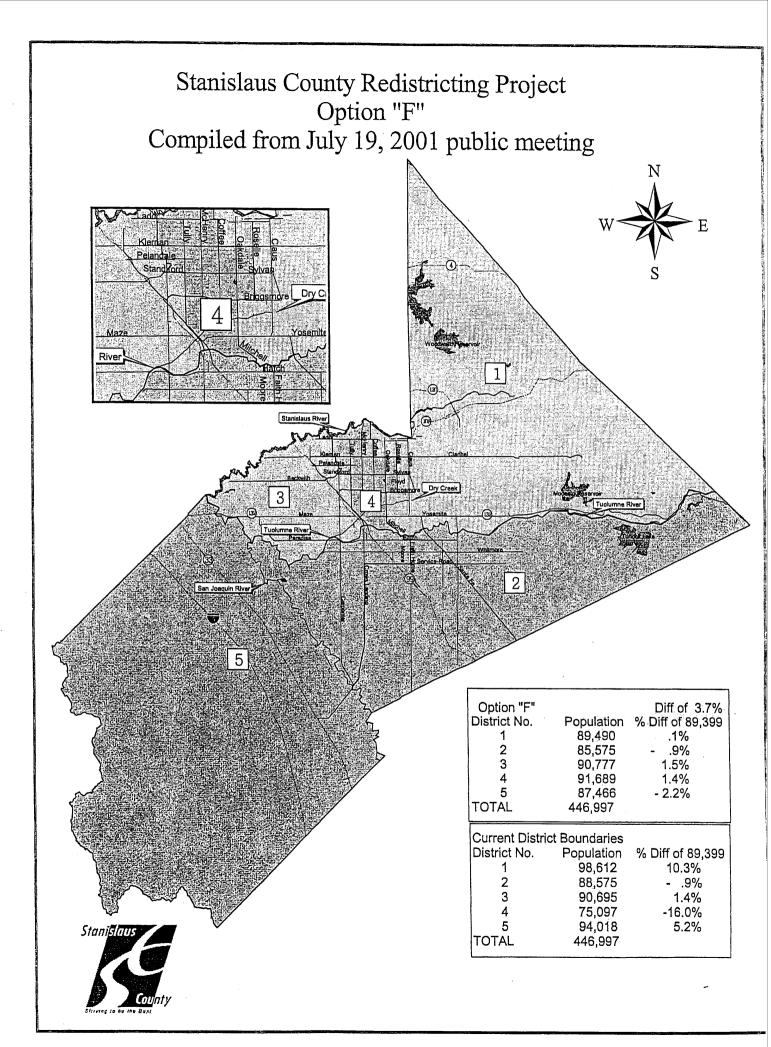


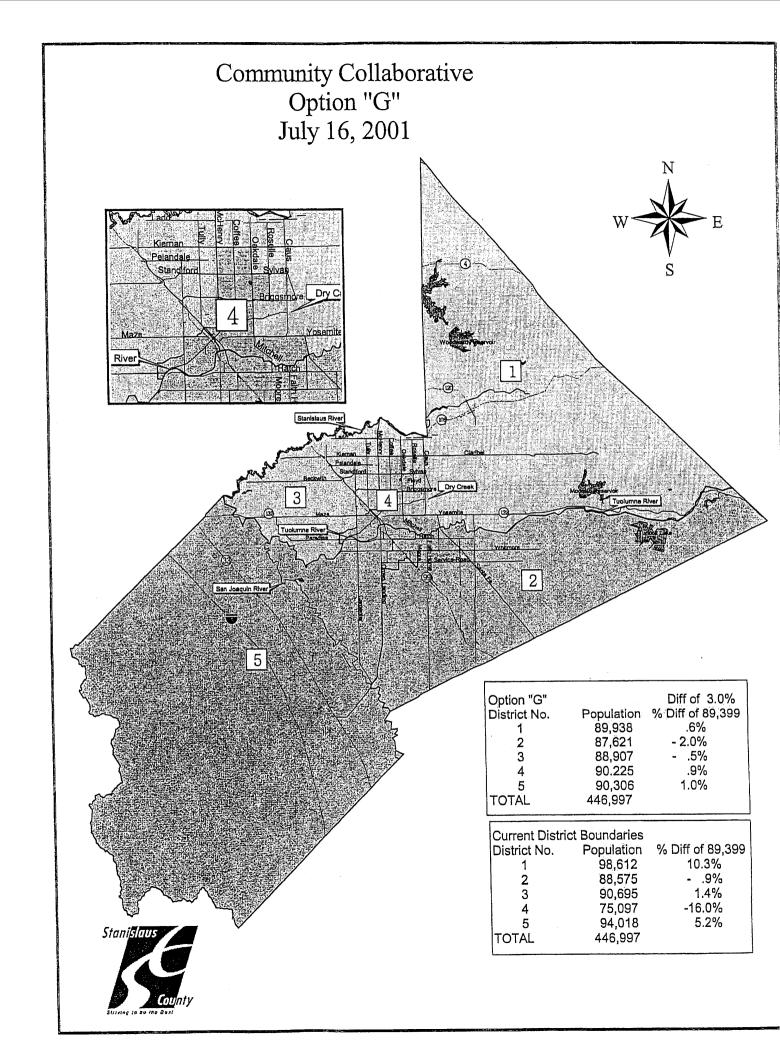


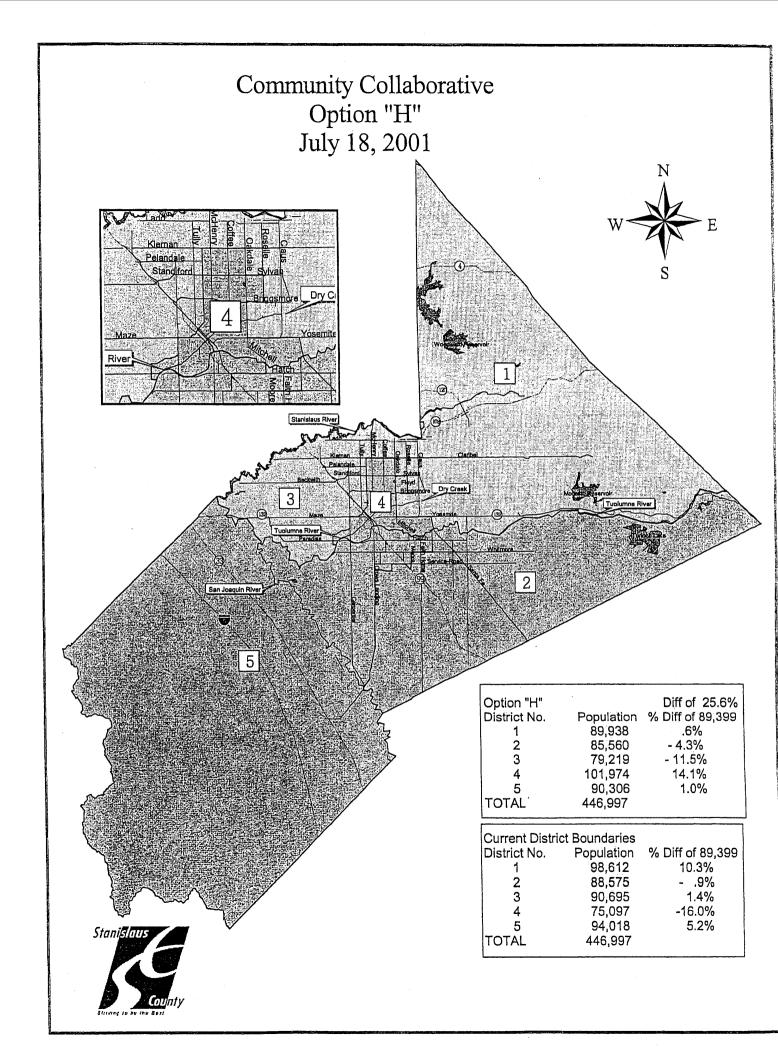


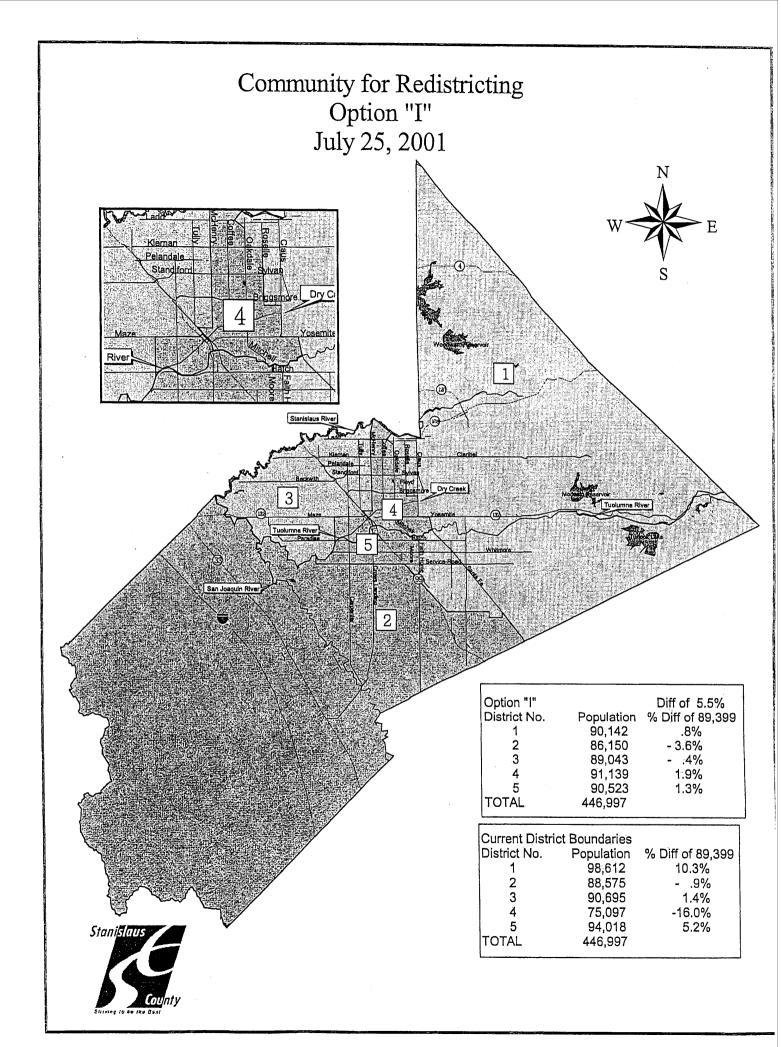












9:25

Office of the Mayor 2720 Second Street Ceres, CA 95307-3292

CITY COUNCIL Louie Arrollo, Mayor

BOARD OF SUPERVISION 33

Andy Constantinou

DeLinda Moore

(209) 538-5758 FAX (209) 538-5650

Eric E. Ingwerson

Stan Risen



August 9, 2001

Honorable Tom Mayfield Stanislaus County Board of Supervisors District 2 1010 10th Street, Suite 6700 Modesto, California 95354

Dear Supervisor Mayfield:

I would like to take this opportunity to provide input relative to the reapportionment of the Supervisory Districts. As your are aware, the area from Boothe Road in the City of Ceres was reapportioned to District 2 some ten years ago. At that time the area was not within the city limits; however, it was in the city's Sphere of Influence. Since that time the area has been annexed to the City of Ceres and plans for development are pending.

The residents of that area, including the Sam Vaughn Elementary School, may be better served by being included in the District 5 area. Supervisor Caruso's current responsibility includes all of Ceres except for the one area in question. Since Mr. Caruso is keenly aware of issues facing Ceres residents the time may be right for him to serve the entire city. I would ask that this item be given consideration at the appropriate venue.

Thank you for your consideration of my input on this matter.

Sincerely

Louie Arrollo Mayor



City of Patterson

33 South Del Puerto Avenue P.O. Box 667 Patterson, California 95363 (209) 892-2041 FAX (209) 892-6119

BOARD OF SUPERVISORS

2001 AUG 13 P 3: 28

August 13, 2001

Chairperson Pat Paul and Members of the Board of Supervisors Stanislaus County Board of Supervisors 1010 10th Street, Suite 6700 Modesto, CA 95354

Chairperson Pat Paul and Members of the Board of Supervisors:

At the August 7th City Council meeting, the City Council discussed the redistricting options being considered by the Board of Supervisors. After discussing the issue, the City Council unanimously voted to send a recommendation to the board that the City of Patterson wishes to remain in the current supervisory District 5.

If you have any questions or wish to discuss further, please do not hesitate to contact me.

Sincerely,

Richard E. Dodds Mayor of the City of Patterson



City of Newman

1162 Main Street • P.O. Box 787 • Newman, CA 95360 • (209) 862-3725 www.cityofnewman.com • E-mail Info@cityofnewman.com

August 13, 2001

Reagan Wilson, CEO Stanislaus County 1010 10th Street Modesto, CA 95353

Re: Redistricting Options

Dear Mr. Wilson:

On behalf of the Newman City Council we request the Board of Supervisors consider the following.

The City of Newman feels it would be in the best interest of the residents of Newman and the West Side of the County to remain within District 5.

Therefore, we request options D and I on the redistricting proposal be removed from consideration as a viable option.

Please feel free to contact me should you have any questions regarding this matter.

Sincerely, David Reed, Mayor

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cc: Board of Supervisors

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FAX MEMORANDUM



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BOARD OF SUPERVISORS	3 3	DATE: 08-1	3-01	PAGE	E1OF_2		
	Q.	TO: Chairperson Pat Paul and Members of the Board of Supervisors					
	<u> </u>	COMPANY	COMPANY: Stanislaus County Board of Supervisors				
	2001 AUG		FAX #: (209) 525-4410				
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80	2	FROM:	Richard E	Dodds, Mayor			
			City of Pa	terson			
			33 South I	Del Puerto Ave., (PO Bo	ox 667)		
			Patterson CA 95363				
			Voice:	(209) 892-2041 ext	t. 198		
			Fax:	(209)892-6119			

MESSAGE:

RE: City of Patterson Redistricting



Original not to follow.

Original to follow by U.S. Postal Service.

Original to follow by overnight or next day postal service.

Please call the sender at the number listed above if you do not receive all the pages of this fax memorandum.