

## ORDINANCE NO. 2022 – 2

### AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELMA, CALIFORNIA ADJUSTING THE BOUNDARIES OF CITY COUNCIL ELECTORAL DISTRICTS AND REDEFINING THE BOUNDARIES OF ALL CITY COUNCIL ELECTORAL DISTRICTS OF THE CITY OF SELMA

The City Council of the City of Selma, State of California, ordains as follows:

**SECTION 1:** The City Council (Council) finds and determines:

- a. The U.S. Census Bureau (Bureau) is required by Article I, Section 2, of the U.S. Constitution to conduct an accurate count of the population every ten years;
- b. California Elections Code Section 21600 et seq. requires that following each federal decennial census for a city whose council is already elected using district-based elections, the council shall, by ordinance or resolution, adopt boundaries for all of the council districts of the city so that the council districts shall be substantially equal in population as required by the United States Constitution.; In establishing the boundaries of the districts the Council must give consideration to the following factors in the following priority: (a) contiguity of districts, (b) respecting communities of interest, (c) drawing easily identifiable districts through use of natural or artificial boundaries and (d) compactness of territory in districts; and
- c. The Council held public hearings on August 2, 2021, August 16, 2021, February 2, 2022, and March 21, 2022 to receive briefings from the City's demographic consultant relating to the redistricting process and state and federal redistricting criteria and communities of interest, including the California Elections Code, the Voting Rights Act and the United Constitution, heard public testimony, and directed staff and the City's demographic consultant to prepare draft district plans for consideration;
- d. In addition, City staff conducted public outreach by way of information posted on the City's web site, social media, local newspaper, billboard postings and e-mail.
- e. At the February 2, 2022, and March 21, 2022, public hearings, the Council received a presentation on several draft maps prepared by the City's demographic consultant for compliance with applicable laws and standards and additional maps submitted by the public; and
- f. At its March 21, 2022 hearing the City Council settled on Map 106 designating it the Preferred Map and directing certain adjustments be made. The Council directed that the Preferred Map be presented to the Council for adoption by Ordinance on April 4, 2022;
- g. At the public hearings on redistricting, the Council heard testimony relating to "communities of interest," which led the Council to reach the following determinations about communities of interest on the Preferred Map as required under federal and state law:
  - (1) *The districts are geographically contiguous.* The districts are arrayed in a simple and logical form without any islands and minimal intrusions from the area of one district into another;

(2) *To the extent practicable, the Preferred Map respects the geographic integrity of local neighborhoods and local communities of interest.* The Council heard testimony about what constitute communities of interest.

(3) *The districts are easily identifiable and understandable by residents.* The districts in the Preferred Map form a relatively simple pattern.

(4) *To the extent practicable, the districts are geographically compact.* Their configurations for the most part are compact, simple shapes, with nearby populations included in the same districts.

(5) *The districts are balanced in terms of total population and voting age population.* The districts are well within the one-person/one-vote deviations permitted under federal and state voting rights laws.

(6) *The districts conform to concentration of minority voters.*

h. All information in the staff reports, maps, presentations, Council debate and public testimony referenced above is hereby incorporated into this decision and serves as evidentiary basis for these findings and legislative decision.

**SECTION 2:** Section 1-11-15 of the City of Selma Municipal Code ("Commencement of District Elections.") is hereby amended and restated in its entirety as follows:

"1-11-5 Commencement of District Elections. Commencing with the general municipal election in November of 2022 and thereafter, the voters in districts two (2) and three (3) shall elect Members of the City Council by district for full four (4) year terms and the voters of the entire City shall elect the elective Mayor for a two (2) year term. At the general municipal election in 2024 and thereafter, the voters in districts one (1) and four (4) shall elect Members of the City Council by district for full four (4) year terms, and the voters of the entire City shall elect the elective Mayor for a two (2) year term.

"Pursuant to Elections Code Section 21606, the term of office of any council member who has been elected and whose term of office has not expired shall not be affected by the amendment of this ordinance or by any change in the boundaries of the district from which he or she was elected; or, in the case of the elective Mayor, shall not be affected by any change in or establishment of any district for election of Council members."

**SECTION 3:** Pursuant to the provisions of the Fair Maps Act of 2019 as amended in 2020, codified at California Elections Code section 21600 to 21609, after giving consideration to those provisions and applicable decisions of the courts, the Council hereby adjusts, changes, and establishes the boundaries of the City Council electoral districts as set forth on the Preferred Map 106 considered by the Council at its public hearing on March 21, 2022, and reflected in Exhibits A hereto, and they shall constitute and are hereby established as the boundaries of the City Council districts of the City of Selma for subsequent elections until further readjustment is required by law.

**SECTION 4:** Notwithstanding any other provision of this chapter, and pursuant to California Elections Code section 21606, subdivisions (a) and (b), each of the Council Members in office at the time this Ordinance takes effect shall continue in office until the expiration of the full term to which he or she was elected and until his or her successor is qualified, and any vacancy in a term currently underway shall be filled based on the districts in effect at the time the current Council Members were elected.

**SECTION 5:** All ordinances and resolutions, or parts thereof in conflict with this ordinance are hereby repealed.

**SECTION 6:** The City Manager is directed to take all necessary steps to give effect to this Ordinance. If necessary to facilitate the implementation of this Ordinance, the City Manager or his or her designee is authorized to make technical adjustments to the district boundaries that do not substantively affect the populations in the districts, the eligibility of candidates, or the residence of elected officials within any district. The City Manager shall consult with the City Attorney concerning any technical adjustments deemed necessary and shall advise the City Council of any such adjustments required in the implementation of the districts.

**SECTION 7:** This Ordinance is adopted following four noticed public hearings as required by Elections Code section 21607.1.

I, Reyna Rivera, City Clerk of the City of Selma, do hereby certify that the foregoing Ordinance was introduced at the March 21, 2022 regular City Council meeting and passed at a regular meeting of the City Council of the City of Selma on the 4<sup>th</sup> day of April 2022, by the following vote, to wit:

AYES:	COUNCIL MEMBERS: Trujillo, Guerra, Mendoza-Navarro, Cho, Robertson
NOES:	COUNCIL MEMBERS: None
ABSTAIN:	COUNCIL MEMBERS: None
ABSENT:	COUNCIL MEMBERS: None



Scott Robertson, Mayor of the City of Selma

ATTEST:



Reyna Rivera, City Clerk