



AGENDA

Special City Council Meeting

and Successor Agency to the
Former Redevelopment Agency

Tuesday, March 29, 2022 – 6:00 pm.

Via Zoom Webinar

www.cityofwasco.org

IMPORTANT NOTICE REGARDING MARCH 29, 2022 COUNCIL MEETING

Given public health concerns related to the Coronavirus (COVID-19) and in response to the recent resurgence of coronavirus cases in the County, and the potential community spread of the virus resulting from prolonged indoor gatherings, the City has suspended conducting in-person public meetings in order to minimize the spread of the COVID-19 virus. Pursuant to Government Code section 54953 and consistent with the provisions of Assembly Bill 361, City Council will be participating in the meeting via teleconference.

To Access Meeting Please Read Instruction Below:

Listen to the meeting live via zoom

Member of the public may participate in the meeting by joining the Zoom Webinar via PC, Mac, iPad, iPhone, or Android device using the URL:

<https://us02web.zoom.us/j/89291427373>

Listen to the meeting live via telephone

The public may participate via phone only (without a computer/ smart device) by dialing the below numbers:

Dial Number: 1-669-900-9128

Meeting ID: **892 9142 7373**

ALL PARTICIPANTS WILL BE MUTED AUTOMATICALLY UPON ENTERING THE MEETING. THE CITY CLERK WILL UNMUTE THOSE WHO WISH TO SPEAK AT APPROPRIATE TIMES. PLEASE KEEP YOURSELF ON MUTE WHEN NOT SPEAKING. SPEAKERS ARE LIMITED TO TWO (2) MINUTES.

Verbal Participation using Zoom

Please use the "Raise Hand" button to request to speak. Raised hands will only be acknowledged during the Public Hearing and Public Comment sections of the agenda and when the Meeting's presiding officer requests public comments.

Verbal Participation over the phone

Please dial *9 to "raise your hand" to request to speak. Raised hands will only be acknowledged during the Public Hearing and Public Comment sections of the agenda and when the Meeting's presiding officer requests public comments. Please be advised you will be called on by the phone number you are calling from.

Submitting written comments:

You can also submit your comments via email to cityclerk@cityofwasco.org such email comments must be identified by adding the Agenda Item Number in the email's subject line. Every effort will be made to read your comment into the record; however, they are limited to two (2) minutes. If a comment is received after the agenda item is heard but before the meeting is adjourned, the comment will still be included as a part of the record of the meeting but will not be read into the record.

American Disability Act Accommodations:

Meetings are accessible to people with disabilities. Requests in advance of the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting and its materials. Individuals who need special assistance or a disability-related modification or accommodation to participate in this meeting or who have a disability and wish to request an alternative format for the meeting materials should contact the City Clerk at cityclerk@cityofwasco.org or call 661-758-7203. Every attempt will be made to swiftly address each request. (28 CFR 35.102–35.104 ADA Title II)

SPECIAL MEETING – 6:00 pm

1) CALL TO ORDER: Mayor

2) ROLL CALL: Mayor Reyna, Mayor Pro Tem Pallares, Council Members: Garcia, Lynch, Martinez

3) FLAG SALUTE: Mayor

4) PUBLIC COMMENTS:

This is a special meeting and only comments or statements concerning the Agenda items listed below are allowed. Public Comments will be taken following the staff presentation and initial questions and comments by Council. Each Public Comment may be restricted to two (2) minutes in length.

5) PUBLIC HEARING:

- a. Introduce and Waive the First Reading of an Ordinance of the City of Wasco Amending Chapter 2.09 (Elections) of the Wasco Municipal Code and replacing the Council District Map. (Hurlbert)

6) CLOSED SESSION: None

7) CLOSED SESSION ACTIONS: None

8) ADJOURNMENT:

This is to certify that this agenda was posted at Wasco City Hall on March 28, 2022. The agenda is also available on the City website at www.cityofwasco.org

Monica Flores

Monica Flores, Deputy City Clerk

All agenda item supporting documentation is available for public review in the city website www.cityofwasco.org and the office of the City Clerk of the City of Wasco, 746 8th Street, Wasco, CA 93280 during regular business hours, 7:30 am – 5:00 pm Monday through Thursday and 8–5 pm Friday (closed alternate Friday's), following the posting of the agenda. Any supporting documentation related to an agenda item for an open session of any regular meeting that is distributed after the agenda is posted and prior to the meeting will also be available for review at the same location and available at the meeting. **Please remember to turn off all cell phones, pagers, or electronic devices during Council meetings.**

The City of Wasco does not discriminate on the basis of disability in the access to, provision of, or employment in its programs and activities pursuant to 29 United States Code Section 12132 and California Civil Code Section 54. Information regarding the rights provided under the Americans with Disabilities Act (ADA) may be obtained from the City Clerk's Office.

If you need special assistance to participate in this meeting, please contact the City Clerk's Office at (661) 758-7215 to make reasonable arrangements to ensure accessibility to this meeting. Telephone (661) 758-7215 Requests for assistance should be made at least two (2) days in advance whenever possible.



STAFF REPORT City of Wasco

TO: Honorable Mayor and Council Members

FROM: M. Scott Hurlbert, City Manager
Tom Schroeter, City Attorney
Maria O. Martinez, City Clerk

DATE: March 29, 2022

SUBJECT: Redistricting – Public Hearing No. 3 Introduce and Waive the First Reading of an Ordinance of the City of Wasco Amending Chapter 2.09 (Elections) of the Wasco Municipal Code replacing the Council District Map.

Recommendation:

Staff recommends the City Council to:

1. Receive Report from City Manager and FLO Consultant.
2. Conduct a public hearing to receive public input on district boundaries
3. Select a preferred District Map
4. Introduce and waive the first reading by title only, an Ordinance amending Chapter 2.09 (elections) of the Wasco Municipal Code and replacing the Council District Map.

Background:

Pursuant to Election Code section 21601, cities with by-district election systems must redraw their district boundary maps to ensure compliance with the California and Federal Voting Rights Acts. The process to complete the redistricting requires a minimum of four public hearings and dedicated public outreach to ensure minority populations and communities of interest are aware of the redistricting effort and are provided with options to participate.

Every ten (10) years, cities with by-district election systems must use new census data to review and, if needed, redraw district lines to reflect how local populations have changed. This process, called redistricting, ensures all districts have a nearly equal population. The redistricting process for the City of Wasco must be completed by April 17, 2022.

The City of Wasco adopted its current district boundaries in 2018, based on 2010 census data as required by law. The districts must now be redrawn using the 2020 census data and in compliance with the FAIR MAPS Act, which was adopted by the California legislature as AB 849 and took effect January 1, 2020.

Under the Act, the City Council shall draw and adopt boundaries using the following criteria in the listed order of priority (Elections Code 21621(c)):

1. Comply with the federal requirements of equal population and the Voting Rights Act.
2. Be geographically contiguous
3. Undivided neighborhoods and "communities of interest" (socio-economic geographic areas that should be kept together)
4. Display easily identifiable boundaries
5. Be compact (do not bypass one group of people to get to a more distant group of people)
6. Shall not favor or discriminate against a political party

By law, the City must hold at least four public hearings that enable community members to provide input on the drawing of district maps:

- At least one hearing must occur before the city or county draws draft maps
- At least two hearings must happen after the drawing of draft maps
- The fourth hearing can happen either before or after the drawing of draft maps
- City staff may hold a public workshop instead of one of the required public redistricting hearings

To increase the accessibility of these hearings, cities, and counties must take the following steps:

- At least one hearing must occur on a Saturday, Sunday, or after 6:00 p.m. on a weekday
- If a redistricting hearing is consolidated with another local government meeting, the redistricting hearing must begin at a pre-designated time
- Local public redistricting hearings must be made accessible to people with disabilities

An Analysis of the City's current district boundaries, adjusted for the 2020 Census data, shows the districts are no longer population-balanced. The total population is 22,795.

Total Population & Deviation per District

District	Total Population	Over / Under Ideal	Deviation From Ideal
1	6,828	2,269	49.8%
2	4,529	(30)	(0.7)%
3	2,727	(1,832)	(40.2)%
4	4,194	(365)	(8.0)%
5	4,519	(40)	(0.9)%

Determining population balance is done by measuring the spread, or deviation, between the least populated district and the greatest populated district. Deviations of 10% or less are generally considered acceptable under the U.S. Supreme Court rulings on equal protection.

The purpose of this public hearing is to review draft maps and to inform and to hear from the community on factors that must be taken into consideration for district boundaries. The public is requested to provide input regarding communities of interest and other local factors that should be considered for district maps.

During the first public hearing on March 1, 2022, the consultant introduced the online mapping tool for the public to submit their own draft maps by March 17, 2022, which were analyzed for population balance and other required criteria as outlined below.

On the second public hearing on March 22, 2022, the consultant presented five draft maps and informed the Council that a sixth draft map was submitted after the deadline. The consultant asked the Council for their consideration of accepting the submittal due to its low deviation of population per district. The City Council accepted the presentation of all six (6) draft maps and selected three (3) final draft maps, numbers 4, 5, and 6 to be presented at the third public hearing.

Discussion:

At tonight's hearing, the City's redistricting consultant will present draft maps number 4, 5, and 6 selected by the City Council with accompanying summary statistics for the City Council's consideration and input.

Following the staff's presentation and the public hearing, the City Council should consider selecting a preferred district map for consideration of adoption at the fourth public hearing on April 5, 2022, to ensure that the adopted final district map is submitted before the deadline of April 17, 2022, to the Kern County Election Office.

Fiscal Impact:

There is no fiscal impact associated with the recommended action. No budget action is required.

Attachments:

1. Draft Maps 4, 5, and 6
2. District Process Timeline

DRAFT MAP #4

Equal Population Criterion

Ideal Population	4,559	
Overall Deviation	1.5%	
< 5.0%	5.0 - 10.0%	> 10.0%

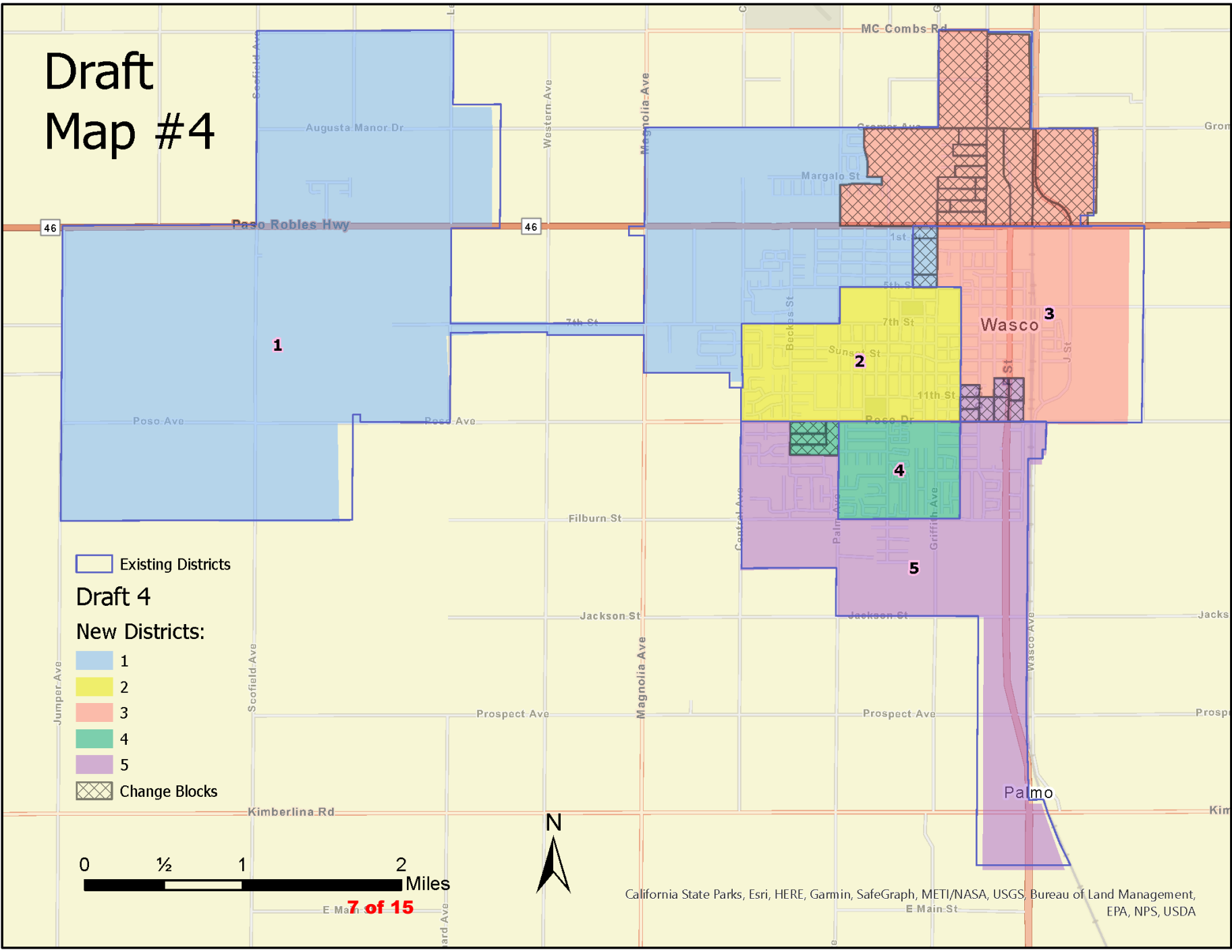
California Statewide Database Adjusted
(incarcerated persons reallocation) 2020
Census P.L. 94-171 Redistricting Data
Summary Files - Total Population.

Total Population & Deviation per District

District ID	Total Population	Over / Under Ideal	Deviation From Ideal
1	4,568	9	0.2%
2	4,529	(30)	(0.7)%
3	4,599	40	0.9%
4	4,532	(27)	(0.6)%
5	4,569	10	0.2%



Draft Map #4



Redistricting Analysis

2019 Citizen Voting Age Population Percentage

- Section 2 of the Voting Rights Act of 1965 protects against vote dilution based on race and ethnicity
- State of CA Fair Maps Act (Bill No. 849) states that each draft map shall be accompanied by information on total population, citizen voting age population (CVAP), and CVAP racial and ethnic characteristics of each proposed council district.

CVAP by Race/Ethnicity per District

District ID	White	Black or African American	American Indian or Alaska Native	Asian	Native Hawaiian and Pacific Islander	Two or More Races	Hispanic/ Latino
1	15.2%	2.1%	0.0%	1.3%	0.0%	0.0%	78.6%
2	17.0%	4.0%	0.0%	0.1%	0.0%	1.3%	74.6%
3	15.4%	4.3%	0.0%	0.5%	0.0%	0.0%	79.2%
4	11.9%	10.7%	0.1%	2.2%	0.0%	0.0%	81.4%
5	5.6%	3.7%	2.3%	1.7%	0.0%	0.0%	85.4%

California Statewide Database Adjusted 2015-2019 American Community Survey Citizen Voting-age Population (CVAP) by Race and Ethnicity Special Tabulation. Rounding of estimates may lead to summation of percentages not equal to 100% (+/- 1%).

Website: <https://wasco-redistricting-engagement-portal-maulfoster.hub.arcgis.com/>

Email: CityClerk@cityofwasco.org

DRAFT MAP #5

Equal Population Criterion

Ideal Population	4,559	
Overall Deviation	1.2%	
< 5.0%	5.0 - 10.0%	> 10.0%

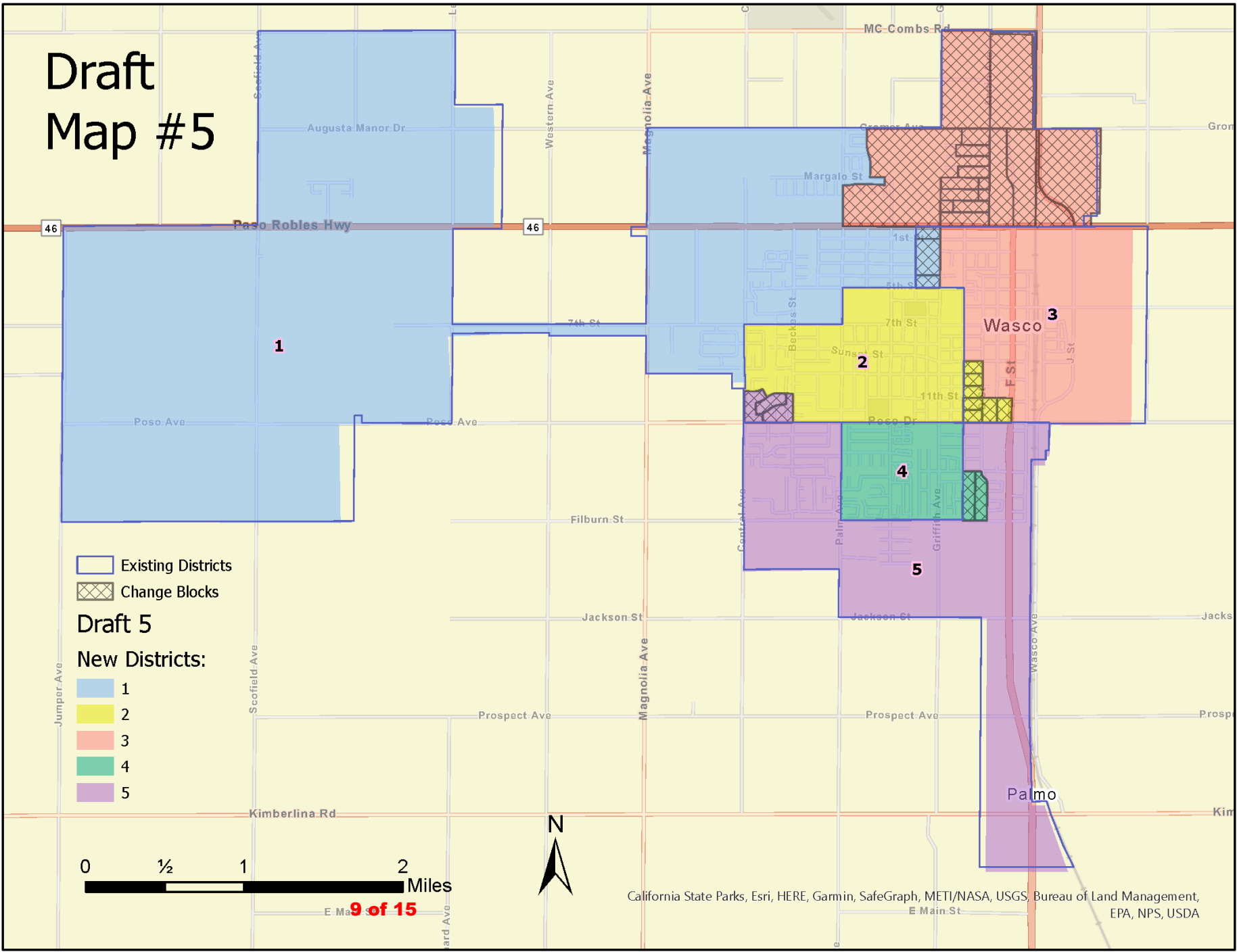
California Statewide Database Adjusted
(incarcerated persons reallocation) 2020
Census P.L. 94-171 Redistricting Data
Summary Files - Total Population.

Total Population & Deviation per District

District ID	Total Population	Over / Under Ideal	Deviation From Ideal
1	4,568	9	0.2%
2	4,537	(22)	(0.5)%
3	4,593	34	0.7%
4	4,543	(16)	(0.4)%
5	4,556	(3)	(0.1)%



Draft Map #5



Redistricting Analysis

2019 Citizen Voting Age Population Percentage

- Section 2 of the Voting Rights Act of 1965 protects against vote dilution based on race and ethnicity
- State of CA Fair Maps Act (Bill No. 849) states that each draft map shall be accompanied by information on total population, citizen voting age population (CVAP), and CVAP racial and ethnic characteristics of each proposed council district.

CVAP by Race/Ethnicity per District

District ID	White	Black or African American	American Indian or Alaska Native	Asian	Native Hawaiian and Pacific Islander	Two or More Races	Hispanic/Latino
1	15.2%	2.1%	0.0%	1.3%	0.0%	0.0%	78.6%
2	16.4%	4.0%	0.2%	0.1%	0.0%	1.3%	75.0%
3	15.4%	4.3%	0.0%	0.5%	0.0%	0.0%	79.1%
4	8.8%	11.1%	0.4%	2.1%	0.0%	0.0%	82.8%
5	9.3%	3.3%	1.7%	1.6%	0.0%	0.0%	83.6%

California Statewide Database Adjusted 2015-2019 American Community Survey Citizen Voting-age Population (CVAP) by Race and Ethnicity Special Tabulation. Rounding of estimates may lead to summation of percentages not equal to 100% (+/- 1%).

Website: <https://wasco-redistricting-engagement-portal-maulfooster.hub.arcgis.com/>

Email: CityClerk@cityofwasco.org

DRAFT MAP #6

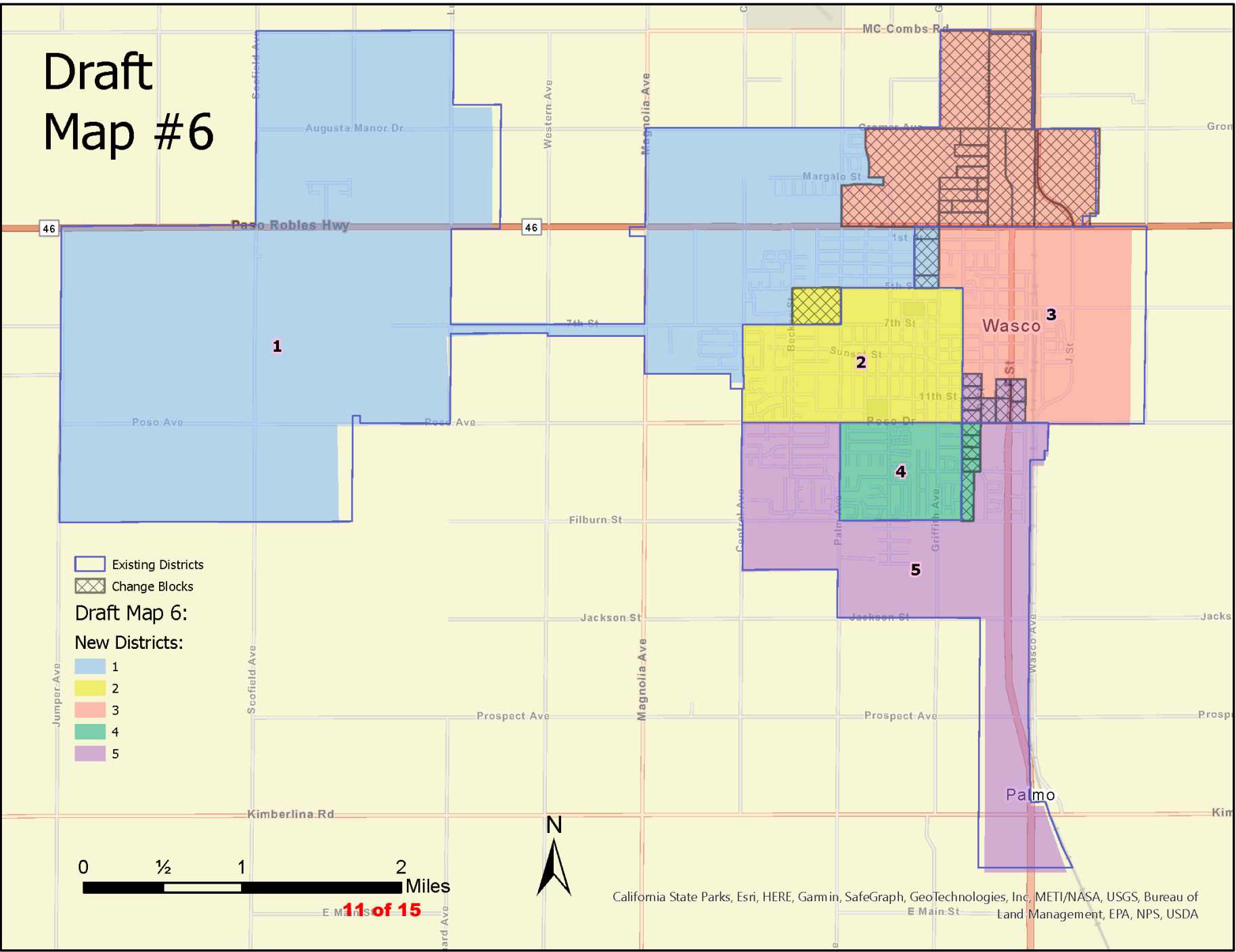
Equal Population Criterion

Ideal Population	4,559	
Overall Deviation	1.1%	
< 5.0%	5.0 - 10.0%	> 10.0%

California Statewide Database Adjusted
(incarcerated persons reallocation) 2020
Census P.L. 94-171 Redistricting Data
Summary Files - Total Population.

Total Population & Deviation per District

District ID	Total Population	Over / Under Ideal	Deviation From Ideal
1	4,554	(5)	(0.1)%
2	4,543	(16)	(0.4)%
3	4,543	(16)	(0.4)%
4	4,593	34	0.7%
5	4,564	5	0.1%



Redistricting Analysis

2019 Citizen Voting Age Population Percentage

- Section 2 of the Voting Rights Act of 1965 protects against vote dilution based on race and ethnicity
- State of CA Fair Maps Act (Bill No. 849) states that each draft map shall be accompanied by information on total population, citizen voting age population (CVAP), and CVAP racial and ethnic characteristics of each proposed council district.

CVAP by Race/Ethnicity per District

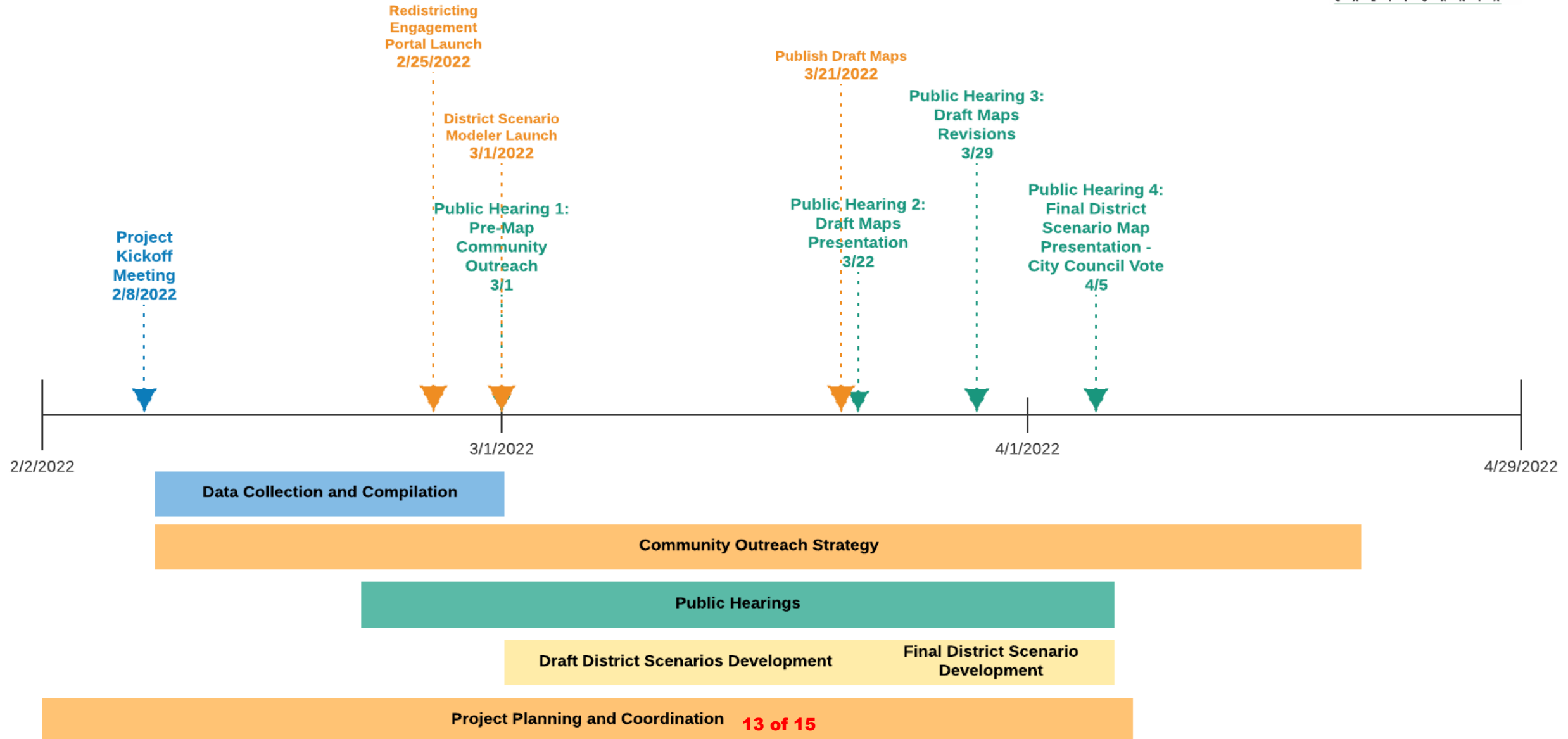
District ID	White	Black or African American	American Indian or Alaska Native	Asian	Native Hawaiian and Pacific Islander	Two or More Races	Hispanic/Latino
1	15.2%	2.1%	0.0%	1.3%	0.0%	0.0%	78.7%
2	17.0%	4.0%	0.0%	0.1%	0.0%	1.3%	74.5%
3	15.5%	4.3%	0.0%	0.5%	0.0%	0.0%	79.1%
4	8.5%	10.8%	0.4%	2.1%	0.0%	0.0%	83.2%
5	8.5%	3.5%	2.0%	1.7%	0.0%	0.0%	83.7%

California Statewide Database Adjusted 2015-2019 American Community Survey Citizen Voting-age Population (CVAP) by Race and Ethnicity Special Tabulation. Rounding of estimates may lead to summation of percentages not equal to 100% (+/- 1%).

Website: <https://wasco-redistricting-engagement-portal-maulfooster.hub.arcgis.com/>

Email: CityClerk@cityofwasco.org

City of Wasco Redistricting Project Timeline



ORDINANCE NO.2022- _____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WASCO
AMENDING CHAPTER 2.09 (ELECTIONS) OF THE WASCO MUNICIPAL
CODE AND REPLACING THE COUNCIL DISTRICT MAP**

WHEREAS, On January 2, 2018, the City Council of Wasco ("City") adopted Ordinance No. 2018-692, changing the City from at large to by-district voting system, adopting boundaries for the City's five voting districts, and establishing an implementation schedule for conversion to by-district voting during the 2018 and 2020 election cycles; and

WHEREAS, pursuant to Elections Code section 21601(a), the City is required to review its voting district boundaries following each decennial federal census; and

WHEREAS, in 2019, the Fair and Inclusive Redistricting for Municipalities and Political Subdivisions ("FAIR MAPS") Act (AB 849) amended the process and criteria by which the City must evaluate and adjust its voting district boundaries; and

WHEREAS, at the regular City Council meeting held on March 1, 2022, and at the special City Council meeting on March 22, 2022, the City Council held public hearings to receive public input regarding communities of interest and the composition of districts; and

WHEREAS, at the special City Council meeting held on March 29, 2022, the City Council held a public hearing to receive public input regarding the composition of one or more council districts and, as described in this Ordinance, selection of the Draft Map to be the Council District Map as that term is used in the Wasco Municipal Code section 2.09.010, which Ordinance was thereafter introduced for a first reading at the same special meeting of the City Council; and

WHEREAS, on March 30, 2022, the map attached hereto as Exhibit "A" accompanied by information on the total population, citizen voting-age population, and racial and ethnic characteristics of the citizen voting-age population of each council district depicted, was posted as a draft map ("Draft Map") on the City's redistricting website; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WASCO DOES ORDAIN AS FOLLOWS:

Section 1. The above recitals are true and correct and incorporated herein by this reference.

Section 2. The Council District Map referenced in Section 2.09.010 is hereby approved and is attached hereto as Exhibit "A" and incorporated herein by this reference. The Council District Map shall be kept on file in the Office of the City Clerk.

Section 3. This Ordinance shall take effect immediately after its adoption pursuant to Government Code Section 36937(a).

Section 4. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance or Chapter 2.09 is for any reason held to be invalid or unenforceable by a court of competent jurisdiction, the remaining portions of this Ordinance shall nonetheless remain in full force and effect. The City Council of the City of Wasco hereby declares that it would have adopted each section, subsection, sentence, clause, phrase, or portion of this Ordinance, irrespective of the fact that anyone or more sections, subsections, sentences, clauses, phrases, or portions of this Ordinance be declared invalid or unenforceable.

Section 5. The City Clerk of the City of Wasco shall certify to the passage and adoption of this Ordinance and shall cause the same to be published or posted in the manner required by law.

Section 6. This ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) of the CEQA Guidelines and is not a project which has the potential for causing a significant effect on the environment.

INTRODUCED at a special meeting of the City Council of the City of Wasco on the 29th day of March 2022.

APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Wasco this ____ day of _____, 2022.

I HEREBY CERTIFY that the foregoing Ordinance No. 2022 - ____ was passed and adopted by the Council of the City of Wasco at a regular meeting thereof held on _____, 2022, by the following vote:

COUNCIL MEMBERS:

AYES:

NOES:

ABSTAIN:

ABSENT:

GILBERTO REYNA,
MAYOR of the City of Wasco

Attest:

MARIA O. MARTINEZ
CITY CLERK and Ex Officio Clerk of
the Council of the City of Wasco