

TO: Board of Directors
FROM: General Manager
DATE: April 22, 2022
SUBJECT: Public Hearing for Adoption of a Resolution 22-446 Establishing Voting Divisions for Elections and Defining Division Boundaries for the Five Board of Directors Divisions

Discussion

The Board of Directors began the process of transitioning to a by-division election system pursuant to the California Voting Rights Act (CVRA) on January 11, 2021, when the Board adopted Resolution 21-430, declaring its intent to transition to by-division elections by November 2022. To meet the requirements of Elections Code Section 10010, the Board conducted two (2) public hearings over a period of no more than thirty (30) days, at which time the public was invited to provide input regarding the composition of the area boundaries. Those meetings were held on January 31, and February 8, 2022.

At public hearing three, on March 8, 2022, the Board reviewed the 2020 census data and three prospective area boundary scenarios. On April 12, 2022, at public hearing four, the Board again reviewed the three original maps and received additional public input. The Board requested that the maps be brought back for further consideration and deliberation. At public hearing five, which preceded this agenda item, the Board reviewed the map scenarios once more and, after receiving public input, selected a final map.

Upon the Adoption of Resolution No. 22-446, staff and the demographer will work with the County Elections Office to have the districting map integrated into the countywide voting system. The first by-division election will be held in November 2022.

Recommendation

It is recommended that the Board take the following actions:

- 1) Conduct a public hearing to receive public input on adoption of Resolution 22-446 to Establish Voting Divisions for Elections and Defining Division Boundaries for the Five Board of Directors Divisions.
- 2) Adopt Resolution 22-446.
- 3) Direct staff to work with the District consultant, Cooperative Strategies, and the County Elections office to have the districting map integrated into the countywide voting system.

Attachments:

- 1) Resolution 22-446 Establishing Voting Divisions for Elections and Defining Division Boundaries for the Five Board of Directors Divisions

RESOLUTION NO. 22-446

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
SAN SIMEON COMMUNITY SERVICES DISTRICT
ESTABLISHING VOTING DIVISIONS FOR ELECTIONS AND DEFINING DIVISION
BOUNDARIES PURSUANT TO ELECTIONS CODE SECTION 10010 AND 10650**

WHEREAS, the San Simeon Community Services District (“District”) currently elects and is governed by five board members using an at-large election system; and

WHEREAS, subdivision (a) of Elections Code section 10650 authorizes a special district to, by resolution, require that the members of its governing body be elected using division-based elections without being required to submit the resolution to the voters for approval, in furtherance of the purposes of the California Voting Rights Act of 2001 (“CVRA”); and

WHEREAS, at its January 11, 2021 meeting, the District adopted Resolution No. 21-430, a resolution of intent to establish a district-based voting process pursuant to Elections Code section 10010, and the District subsequently hired a demographer to assist in the process; and

WHEREAS, in accordance with Elections Code section 10010, the District held two (2) public hearings (January 31, 2022 and February 8, 2022) before any maps of voting divisions were drawn, at which time input from the public on the proposed composition of the voting divisions was invited and heard; and

WHEREAS, on March 8, 2022, three (3) voting maps were presented and discussed at a public hearing at which the public was invited to provide input regarding communities of interest and other local factors; and

WHEREAS, on April 12, 2022, the District held a fourth public hearing to consider the three (3) voting maps, and public input was again invited and heard; and

WHEREAS, the District held a fifth public hearing on April 22, 2022, to consider the original three (3) voting maps, and public input was again invited and heard, and the District Board made a final map selection to be brought back to the Board for adoption; and

WHEREAS, it is the position of the District Board of Directors that the map attached hereto as Exhibit A, will best serve the interests of the San Simeon Community Services District and is consistent with the California Voting Rights Act and applicable law; and

WHEREAS, the purpose of this Resolution is to enact, pursuant to the Elections Code section 10650, a resolution providing for the by-division election of the Directors of the Board of Directors of the San Simeon Community Services District; and

WHEREAS, all other legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, the Board of Directors of the San Simeon Community Services District does hereby resolve, declare, determine, and order as follows:

1. The above recitals are true and correct and incorporated herein by this reference.
2. To further the purposes of the California Voting Rights Act of 2001, the Board of Directors of the San Simeon Community Services District hereby approves the division boundary map included as Exhibit “A” to this Resolution.
3. Beginning with the November 2022 election, members of the Board shall be elected on a

division-based electoral system from five single-member Board divisions as shown on the attached map and in accordance with the election sequencing as identified on Exhibit "A".

- 4. The General Manager and District Legal Counsel are hereby authorized and directed to take the steps necessary to implement this Resolution.
- 5. This Resolution is effective on the day of its adoption.

Passed and adopted this 22nd day of April 2022, on a motion made by _____ and seconded by _____, and on the following roll call vote to wit:

Chairperson Kellas:	Director de la Rosa:
Director Donahue:	Vice-Chgairperson Giacoletti:

The foregoing Resolution is hereby adopted this 22nd day of April 2022.

Gwen Kellas, Chairperson
Board of Directors

ATTEST:

Charles Grace
General Manager

APPROVED AS TO FORM:

Jeffrey Minnery
District Counsel