



INDEPENDENT REDISTRICTING COMMISSION

Nov. 13, 2021, 10 a.m.
Regular Meeting

City Hall
1200 Carlsbad Village Drive
Carlsbad, CA 92008
Virtual Meeting

Welcome to Your Independent Redistricting Commission Meeting

We welcome your interest and involvement in the city's legislative process. This agenda includes information about topics coming before the Independent Redistricting Commission and the actions recommended by city staff. You can read about each topic in the staff reports, which are available on the city website and in the City Clerk's Office. The City Clerk's Office is also available to answer any questions you have about Independent Redistricting Commission meeting procedures.

How to watch



City cable channel

Charter Spectrum channel 24
AT&T U-verse channel 99.



City website

carlsbadca.gov/news/citytv.asp

Virtual meeting format

- Per California Executive Order N-29-20, and in the interest of public health and safety, we are temporarily taking actions to prevent and mitigate the effects of the COVID-19 pandemic by holding Independent Redistricting Commission and other public meetings online only.
- All public meetings will comply with public noticing requirements in the Brown Act and will be made accessible electronically to all members of the public seeking to observe and address the Commission.

How to participate

- **Join from a PC, Mac, iPad, iPhone or Android device:** <https://carlsbadca.zoom.us/j/92298949503>
 - **Join** using "Computer Audio"
 - **Raise your hand** when the Clerk calls for speakers for the item you wish to comment on.
 - **Unmute** yourself when called on by the Clerk.
- **By phone:** Call: (213) 338 – 8477 and enter Meeting ID: 922 9894 9503. Press # for Participant ID.
 - **Press *9** when the Clerk calls for speakers for the item you wish to comment on.
 - The Clerk will then call on the last four numbers of your telephone number.
 - **Press *6** to unmute yourself to speak.
- **In writing:** Email comments to redistricting@carlsbadca.gov. Comments received by 4 p.m. the day prior to the meeting will be shared with the Independent Redistricting Commission prior to the meeting. When e-mailing comments, please identify in the subject line the agenda item to which your comments relate. All comments received will be included as part of the official record. **Written comments will not be read out loud.**
- These procedures shall remain in place during the period in which state or local health officials have imposed or recommended social distancing measures.

Reasonable accommodations

Persons with a disability may request an agenda packet in appropriate alternative formats as require by the Americans with Disabilities Act of 1990. Reasonable accommodations and auxiliary aids will be provided to effectively allow participation in the meeting. Please contact the City Manager's Office at 760-434-2821 (voice), 711 (free relay service for TTY users), 760-720-9461 (fax) or manager@carlsbadca.gov by noon on the Monday before the meeting to decide.

IN THE EVENT A QUORUM OF THE INDEPENDENT REDISTRICTING COMMISSION LOSES ELECTRICAL POWER OR SUFFERS AN INTERNET CONNECTION OUTAGE THAT IS NOT CORRECTED WITHIN 15 MINUTES, THE MEETING WILL AUTOMATICALLY BE ADJOURNED. ANY ITEMS NOTICED AS PUBLIC HEARINGS WILL BE CONTINUED TO THE NEXT REGULARLY SCHEDULED MEETING OF THE INDEPENDENT REDISTRICTING COMMISSION. ANY OTHER AGENDA ITEMS THE COMMISSION HAS NOT TAKEN ACTION ON WILL BE PLACED ON A FUTURE AGENDA.

More information about Independent Redistricting Commission meeting procedures can be found at the end of this agenda and in Carlsbad Municipal Code Chapters 1.20 and 2.15. PLEASE NOTE: AS A RESULT OF THE WAIVERS IN EXECUTIVE ORDER N-29-20, THE BROWN ACT PERMITS FULL PARTICIPATION BY OFFICIALS IN MEETINGS THROUGH VIDEO OR AUDIO TELECONFERENCE.

CALL TO ORDER:

ROLL CALL:

PLEDGE OF ALLEGIANCE:

PUBLIC COMMENT:

PUBLIC HEARING:

1. **PUBLIC HEARING REGARDING THE COMPOSITION AND BOUNDARIES OF THE CITY'S DISTRICTS –**
That the Independent Redistricting Commission hold a public hearing and receive public comment regarding the composition and boundaries of the city's districts. (Staff Contact: Faviola Medina, City Clerk's Office)

DEPARTMENT REPORTS:

2. **COMMISSION WORKSHOP ITEM TO ALLOW MEMBERS OF THE PUBLIC TO OFFER INPUT ON THE 2017 COUNCIL ADOPTED DISTRICT MAP AND SUGGESTIONS FOR THE FUTURE DISTRICT MAP**
Provide an opportunity for members of the public to offer input on the 2017 City Council adopted district map and suggestions for the future district map. The Commission will discuss and determine the amount of time allotted to each speaker prior to commencement of the item. (Staff Contact: Sheila Cobian, City Manager's Office)

ANNOUNCEMENTS:

This section of the agenda is designated for announcements to advise the community regarding upcoming Independent Redistricting Commission meetings or events.

ADJOURNMENT:

Independent Redistricting Commission Meeting Procedures (continued from page 1)

Written Materials

Written materials related to the agenda that are submitted to the Independent Redistricting Commission after the agenda packet has been published will be available for review prior to the meeting during normal business hours at the City Clerk's Office, 1200 Carlsbad Village Drive and on the city website. To review these materials during the meeting, please see the City Clerk.

Visual Materials

Visual materials, such as pictures, charts, maps or slides, are allowed for comments on agenda items, not general public comment. Please contact the City Manager's Office at 760-434-2820 or manager@carlsbadca.gov to make arrangements in advance. All materials must be received by the City Manager's Office no later than noon the day before the meeting. The time spent presenting visual materials is included in the maximum time limit provided to speakers. All materials exhibited to the Independent Redistricting Commission during the meeting are part of the public record. **Please note that video presentations during public comment are not allowed.**

Decorum

All participants are expected to conduct themselves with mutual respect. Loud, boisterous and unruly behavior can interfere with the ability of the Independent Redistricting Commission to conduct the people's business. That's why it is illegal to disrupt an Independent Redistricting Commission meeting. Following a warning from the presiding officer, those engaging in disruptive behavior are subject to law enforcement action.

Independent Redistricting Commission Agenda

The Independent Redistricting Commission follows a regular order of business that is specified in the Carlsbad Municipal Code. The Commission may only make decisions about topics listed on the agenda.

Public Comment

Members of the public may speak on any redistricting related item that does not appear on the agenda. State law prohibits the Independent Redistricting Commission from taking action on items not listed on the agenda. Comments requiring follow up will be referred to staff and, if appropriate, considered at a future Independent Redistricting Commission meeting. Members of the public are also welcome to provide comments on agenda items during the portions of the meeting when those items are being discussed. In both cases, a request to speak form must be submitted to the clerk in advance of that portion of the meeting beginning.

New Business

This part of the agenda is for items presented to the Independent Redistricting Commission by city staff and can be informational in nature or require action. The staff report about each item indicates the purpose of the item and whether or not action is requested.

Other Reports

At the end of each meeting, Independent Redistricting Commission members and the city attorney and city clerk are given an opportunity to share information. This usually includes information about upcoming meetings and events.

Independent Redistricting Commission Actions

Motion

A motion is used to propose Independent Redistricting Commission direction related to an item on the agenda. Any Independent Redistricting Commission member may make a motion. A motion must receive a "second" from another Independent Redistricting Commission member to be eligible for a vote.



INDEPENDENT REDISTRICTING COMMISSION

Meeting Date: Nov. 13, 2021

To: Independent Redistricting Commission

Staff Contact: Faviola Medina, City Clerk Services Manager
faviola.medina@carlsbadca.gov, 760-434-5989

Subject: Public Hearing Regarding the Composition and Boundaries of the City's Districts

Recommended Action

That the Independent Redistricting Commission hold a public hearing and receive public comment regarding the composition and boundaries of the city's districts.

Discussion

Pursuant to California Elections Code Section 21627.1, before adopting a final map in the redistricting process, the commission must hold at least four public hearings at which the public is invited to provide input regarding the composition of one or more districts. At least one public hearing must be held before the commission draws a draft map or maps of the proposed City Council district boundaries. The first public hearing held on Sept. 23, 2021, satisfied this requirement.

Additionally, at least one public hearing or public workshop must be held on a Saturday, on a Sunday, or after 6 p.m. on a weekday Monday through Friday. This Nov. 13, 2021, public hearing satisfies this requirement.¹

The intention of this public hearing is to identify the neighborhoods, communities of interest, and other local factors that should be considered or used as building blocks when the drawing of draft maps begins. While all public input concerning the composition of the city's districts should be considered, all maps must meet the following federal requirements:

1. Population equality across districts.
2. Race cannot be the predominant factor or criteria when drawing districts.
3. Compliance with the federal Voting Rights Act of 1965, which, among other things, prohibits districts that dilute minority voting rights, and encourages a majority-minority district, if the minority group is sufficiently large, and such a district can be drawn without race being the predominant factor.

¹ A public hearing may potentially satisfy more than one requirement. The commission's public hearing schedule has been designed to meet or exceed the public hearing requirements.

Additionally, the maps must also meet the following state requirements:

- Maps must be drawn using the following criteria in prioritized order:
 - District boundaries must be geographically contiguous;
 - Districts boundaries must minimize the division of neighborhoods and communities of interest;
 - Districts boundaries must be easily identifiable and understandable by residents; and
 - District boundaries must be geographically compact.
- Maps must not favor or discriminate against a political party.
- Maps must be accompanied by information on the total population, citizen voting age population, and racial and ethnic characteristics of the citizen voting age population.
- Maps prepared by the city or city contractors may not be released earlier than three weeks after the state redistricting database is publicly available.

Fiscal Analysis

This action has no fiscal impact.

Next Steps

Additional public hearings concerning the proposed city district boundaries will be held on Jan. 13, 2022 and Feb. 17, 2022. At the conclusion of the final public hearing on Feb. 17, 2022, the Independent Redistricting Commission may adopt a resolution approving the final map.

Environmental Evaluation

In keeping with California Public Resources Code Section 21065, this action does not constitute a “project” within the meaning of the California Environmental Quality Act in that it has no potential to cause either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.

Public Notification and Outreach

This item was noticed in keeping with the Ralph M. Brown Act and California Elections Code Section 21628(c) and it was available for public viewing and review at least 5 days before the scheduled public hearing date.

Prior to this public hearing, the city conducted outreach in both English and Spanish to encourage public participation in both the redistricting process in general, and this public hearing in particular. A press release was issued and posted on the city's website on Nov. 5, 2021. In addition, notice of this public hearing was published in English and in Spanish in the Nov. 5, 2021, edition of the San Diego Union-Tribune.

Exhibits

1. Current map of City Council districts



City Council *District Map*





INDEPENDENT REDISTRICTING COMMISSION

Meeting Date: Nov. 13, 2021

To: Independent Redistricting Commission

Staff Contact: Sheila Cobian, Director of Legislative & Constituent Services
Sheila.cobian@carlsbadca.gov, 760-434-2917

Subject: Commission Workshop Item to Allow Members of the Public to Offer Input on the 2017 Council Adopted District Map and Suggestions for the Future District Map

Recommended Action

Provide an opportunity for members of the public to offer input on the 2017 City Council adopted district map and suggestions for the future district map. The commission will discuss and determine the amount of time to be allotted to each speaker prior to commencement of the item, with all speakers being allotted the same amount of time.

Discussion

At the meeting of Oct. 28, 2021, members of the Independent Redistricting Commission and members of the public expressed a desire to have a workshop style meeting to allow for public input on the current district map and suggestions for the future district map. This item is intended to allow for the input and suggestions. This item is not intended to allow for the public to question the Commission or its members; however, through permission by the Commission Chair, staff may respond to questions posed by members of the public as appropriate and to the extent staff is able.

Fiscal Analysis

This action has no fiscal impact.

Environmental Evaluation

In keeping with California Public Resources Code Section 21065, this action does not constitute a "project" within the meaning of the California Environmental Quality Act in that it has no potential to cause either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.

Public Notification and Outreach

This item was noticed in keeping with the Ralph M. Brown Act and it was available for public viewing and review at least 72 hours before the scheduled meeting date.

Exhibits

1. Adopted 2017 City Council District Map
2. July 11, 2017, City Council Staff Report and Minutes
3. July 18, 2017, City Council Staff Report and Minutes

4. July 25, 2017, City Council Staff Report and Minutes



City Council *District Map*





CITY COUNCIL

Staff Report

Meeting Date: July 11, 2017
To: Mayor and City Council
From: Kevin Crawford, City Manager
Staff Contact: Celia Brewer, City Attorney
 760-434-2891

Subject: Second Public Hearing Regarding Draft Maps of the City's Proposed Voting Districts Pursuant to Elections Code section 10010(a)(2) (*Fourth of Five Public Hearings Relating to Transition from At-Large Elections to By-District Elections*)

Recommended Action

Receive public comment regarding draft maps of voting district boundaries, and if desired, eliminate any draft maps the Council no longer wishes to consider adopting.

Executive Summary

In response to a threat to sue the City for alleged violations of the California Voting Rights Act ("CVRA") (Elec. Code §§ 14025-14032) (Exhibit 1), and in order to avoid the potentially significant litigation expenses that are likely to occur if the City retains its at-large election method of election, at the City Council's May 9, 2017 hearing, the Council adopted Resolution No. 2017-083 (Exhibit 2) outlining its intention to transition from at-large to district based elections.

Pursuant to Elections Code section 10010(a)(1), on May 30, 2017 and June 13, 2017, the City held two public hearings to receive public input regarding the composition of the City's voting districts before any draft maps of voting districts were drawn. While not legally required, the City also held two public workshops on Saturday, June 10, 2017 for this same purpose.

Based on public input, the Council's direction regarding the number of districts, and other legally required criteria, the City's districting consultant/demographer prepared proposed draft district maps for public review and comment. These maps, along maps drawn by members of the public that meet the population and other mandatory districting criteria, were discussed by the public and the Council at the City Council's June 29, 2017 hearing. This July 11, 2017 hearing is the second public hearing required by Elections Code section 10010(a)(2) to take public comment and discuss these draft district maps, as well as additional maps submitted by the public after the deadline for the June 29, 2017 hearing that meet the mandatory districting criteria.

Discussion

On April 11, 2017, the City received a letter from the law firm of Shenkman & Hughes threatening to sue the City for alleged violations of the CVRA unless the City voluntarily converts to elections by district. The CVRA applies to jurisdictions, including charter cities, that utilize an "at-large" method of election, where voters of the entire jurisdiction elect the members of the City Council.

The CVRA was specifically enacted in 2002 to eliminate several key burden of proof requirements that exist under the federal Voting Rights Act of 1965 (“FVRA”) (52 U.S.C. § 10301 *et seq.*) after several jurisdictions in California successfully defended themselves in litigation brought under the FVRA. The CVRA is tilted heavily in favor of plaintiffs’ attorneys because after the removal of these federal burden of proof requirements, the threshold to establish liability under the CVRA is extremely low, and prevailing plaintiffs are guaranteed to recover their attorneys’ fees and costs. Every government defendant in the history of the CVRA that has challenged the conversion to district elections has either lost in court or settled, and has also been forced to pay at least some portion of the plaintiffs’ attorneys’ fees and costs; indeed, over the relatively short 15-year history of the CVRA, and only after an initial challenge to it was resolved in 2006, plaintiff public agencies have paid nearly \$15 million to CVRA plaintiff attorneys (Exhibit 3). In sum, all CVRA cases that have been filed have ended with the defendant governmental agency implementing a district election system and paying some sort of attorneys’ fee payment.

In response to the substantial costs imposed upon cities and other public agencies in defending CVRA suits, in 2016, the California Legislature amended the Elections Codes to simplify the process of converting to by-district method of election and to provide a “safe harbor” process to protect agencies from litigation. Because the City Council enacted Resolution No. 2017-083 declaring its intent to convert to a by-district method of election within 45 days of receiving the Shenkman & Hughes demand letter, a CVRA lawsuit cannot be filed before August 7, 2017 (90 days after the Council’s May 9 adoption of the Resolution). (Elec. Code § 10010(e)(3).)

The first step of the process in the City’s conversion from its current at-large method of election to a by-district system was to hold two public hearings and receive public comment regarding the composition of the yet to be formed voting districts, before any maps are drawn. (Elec. Code § 10010(a).) These hearings were held on May 30, 2017 and June 13, 2017, and the City held public workshops on Saturday, June 10, 2017 for this same purpose. The City also allowed the public to submit input regarding district boundaries via an online redistricting tool, provided by the City’s districting consultant/demographer (National Demographics Corporation, or NDC), available at <http://www.carlsbadca.gov/cityhall/clerk/maps.asp>. Further background information relating to the districting process is available for the public on the City’s website at <http://www.carlsbadca.gov/cityhall/clerk/district.asp>.

At the June 13, 2017 hearing, the City Council directed the City’s districting consultant to develop maps containing four districts, which results in the City retaining a separately elected mayor. The City Council made this decision based on the fact that the separately elected position of mayor was established by a voter-sponsored initiative in 1964. When drawing districts to present to the public and Council, the City’s consultant considered several mandatory districting criteria required by federal law, as well as other permissive criteria under state and federal law. These criteria were discussed at the May 30, 2017 hearing, and are set forth in Resolution 2017-097 adopted by the City Council (Exhibit 4).

Pursuant to these factors, the Council’s direction and the input provided by the public, the City’s districting consultant developed maps for public review and comment, which were presented along with eligible maps submitted by the public at the City Council’s June 29, 2017 public hearing. The June 29, 2017 hearing was the first of two public hearings that must be held after

the release of draft district boundary maps, pursuant to Elections Code section 10010(a)(2), and the July 11, 2017 hearing is the second such hearing. The City's districting consultant will present all the maps previously presented to Council for review and comment, along with any additional eligible draft maps subsequently submitted by the public and posted on or before the July 4th posting deadline for today's hearing (Exhibit 5).

Fiscal Analysis

The costs of defending the City's current at-large election system in court would be significant due to the risk of having to pay the plaintiffs' fees and costs. Awards in these cases have reached upwards of \$3,500,000. When sued, even the settlements reached by cities have included paying the plaintiffs' attorneys fees. If the City Council chooses to maintain its at-large elections and defend the threatened lawsuit, the costs and attorneys' fees would likely exceed \$1,000,000.

The demographic consultant cost is anticipated to be approximately \$35,000. Special counsel fees required to voluntarily convert to district elections are estimated to be \$30,000. Additional legal costs will be incurred for additional analysis and public hearings. The City's good faith and considered approach to by-district elections may forestall further threats and demands for attorneys' fees, but other jurisdictions have suffered such demands even after initiating such efforts.

Next Steps

One more public hearing will be held concerning the proposed district boundaries on July 18, 2017, where the City Council may introduce for first reading an ordinance establishing the district boundaries and the by-district election method pursuant to Government Code section 34886 and Elections Code section 10010. The district boundary map adopted by this ordinance must be received and publically posted on or before July 11, 2017.

Environmental Evaluation (CEQA)

The requested action is not a project within the definition of the California Code of Regulations, Title 14, Chapter 3, section 15378(a) since the action has no potential for resulting in either a direct change in the environment or a reasonably foreseeable indirect change in the environment.

Public Notification

Prior to this hearing, the City conducted outreach in both English and Spanish to encourage public participation in both the districting process in general, and this public hearing in particular. . A press release was issued and posted on the City's website on June 30, 2017. In addition, staff held two community workshops (one at the Carlsbad City Library on Dove Lane and one at the Harding Community Center) on June 10, 2017. Notice of this Public Hearing was published in English and Spanish in the June 16 and June 30, 2017 editions of the San Diego Union Tribune and the June 23 and June 30, 2017 editions of the Coast News. Staff also published the Spanish version of the legal notice in the June 16 and June 30, 2017 editions of the La Prensa San Diego Newspaper.

Exhibits

1. April 11, 2017 Correspondence
2. Resolution No. 2017-083
3. Table of Results of CVRA Litigation
4. Resolution No. 2017-097
5. Draft Maps
6. Proposed Election Years Sequencing and Plan Listing Tables
7. Correspondence received following the June 29, 2017 Public Hearing

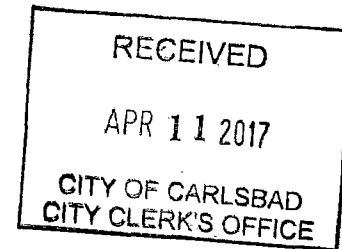


28905 Wight Road
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 (310) 457-0970
kshenkman@shenkmanhughes.com

VIA CERTIFIED MAIL

April 5, 2017

Barbara Engleson
 City Clerk - City of Carlsbad
 1200 Carlsbad Village Drive
 Carlsbad, CA 92008



Re: Violation of California Voting Rights Act

The City of Carlsbad (“Carlsbad”) relies upon an at-large election system for electing candidates to its City Council. Moreover, voting within Carlsbad is racially polarized, resulting in minority vote dilution, and therefore Carlsbad’s at-large elections violate the California Voting Rights Act of 2001 (“CVRA”).

The CVRA disfavors the use of so-called “at-large” voting – an election method that permits voters of an entire jurisdiction to elect candidates to each open seat. *See generally Sanchez v. City of Modesto* (2006) 145 Cal.App.4th 660, 667 (“*Sanchez*”). For example, if the U.S. Congress were elected through a nationwide at-large election, rather than through typical single-member districts, each voter could cast up to 435 votes and vote for any candidate in the country, not just the candidates in the voter’s district, and the 435 candidates receiving the most nationwide votes would be elected. At-large elections thus allow a bare majority of voters to control *every* seat, not just the seats in a particular district or a proportional majority of seats.

Voting rights advocates have targeted “at-large” election schemes for decades, because they often result in “vote dilution,” or the impairment of minority groups’ ability to elect their preferred candidates or influence the outcome of elections, which occurs when the electorate votes in a racially polarized manner. *See Thornburg v. Gingles*, 478 U.S. 30, 46 (1986) (“*Gingles*”). The U.S. Supreme Court “has long recognized that multi-member districts and at-large voting schemes may operate to minimize or cancel out the voting strength” of minorities. *Id.* at 47; *see also id.* at 48, fn. 14 (at-large elections may also cause elected officials to “ignore [minority] interests without fear of political consequences”), citing *Rogers v. Lodge*, 458 U.S. 613, 623 (1982); *White v. Register*, 412 U.S. 755, 769 (1973). “[T]he majority, by virtue of its numerical superiority, will regularly

defeat the choices of minority voters.” *Gingles*, at 47. When racially polarized voting occurs, dividing the political unit into single-member districts, or some other appropriate remedy, may facilitate a minority group's ability to elect its preferred representatives. *Rogers*, at 616.

Section 2 of the federal Voting Rights Act (“FVRA”), 42 U.S.C. § 1973, which Congress enacted in 1965 and amended in 1982, targets, among other things, at-large election schemes. *Gingles* at 37; *see also* Boyd & Markman, *The 1982 Amendments to the Voting Rights Act: A Legislative History* (1983) 40 Wash. & Lee L. Rev. 1347, 1402. Although enforcement of the FVRA was successful in many states, California was an exception. By enacting the CVRA, “[t]he Legislature intended to expand protections against vote dilution over those provided by the federal Voting Rights Act of 1965.” *Jauregui v. City of Palmdale* (2014) 226 Cal. App. 4th 781, 808. Thus, while the CVRA is similar to the FVRA in several respects, it is also different in several key respects, as the Legislature sought to remedy what it considered “restrictive interpretations given to the federal act.” Assem. Com. on Judiciary, Analysis of Sen. Bill No. 976 (2001-2002 Reg. Sess.) as amended Apr. 9, 2002, p. 2.

The California Legislature dispensed with the requirement in *Gingles* that a minority group demonstrate that it is sufficiently large and geographically compact to constitute a “majority-minority district.” *Sanchez*, at 669. Rather, the CVRA requires only that a plaintiff show the existence of racially polarized voting to establish that an at-large method of election violates the CVRA, not the desirability of any particular remedy. *See* Cal. Elec. Code § 14028 (“A violation of Section 14027 *is established* if it is shown that racially polarized voting occurs ...”) (emphasis added); *also see* Assem. Com. on Judiciary, Analysis of Sen. Bill No. 976 (2001–2002 Reg. Sess.) as amended Apr. 9, 2002, p. 3 (“Thus, this bill puts the voting rights horse (the discrimination issue) back where it sensibly belongs in front of the cart (what type of remedy is appropriate once racially polarized voting has been shown).”)

To establish a violation of the CVRA, a plaintiff must generally show that “racially polarized voting occurs in elections for members of the governing body of the political subdivision or in elections incorporating other electoral choices by the voters of the political subdivision.” Elec. Code § 14028(a). The CVRA specifies the elections that are most probative: “elections in which at least one candidate is a member of a protected class or elections involving ballot measures, or other electoral choices that affect the rights and privileges of members of a protected class.” Elec. Code § 14028(a). The CVRA also makes clear that “[e]lections conducted prior to the filing of an action ... are more probative to

establish the existence of racially polarized voting than elections conducted after the filing of the action.” *Id.*

Factors other than “racially polarized voting” that are required to make out a claim under the FVRA – under the “totality of the circumstances” test – “are probative, but not necessary factors to establish a violation of” the CVRA. Elec. Code § 14028(e). These “other factors” include “the history of discrimination, the use of electoral devices or other voting practices or procedures that may enhance the dilutive effects of at-large elections, denial of access to those processes determining which groups of candidates will receive financial or other support in a given election, the extent to which members of a protected class bear the effects of past discrimination in areas such as education, employment, and health, which hinder their ability to participate effectively in the political process, and the use of overt or subtle racial appeals in political campaigns.” *Id.*

Carlsbad’s at-large system dilutes the ability of Latinos (a “protected class”) – to elect candidates of their choice or otherwise influence the outcome of Carlsbad’s council elections.

The elections of 2004 and 2006 are illustrative. In 2004, a Latino candidate – Ofelia Escobedo – ran for city council and lost. In 2006, two Latino candidates – Ron Alvarez and Roland Chicas – ran for city council and lost. Each of those candidates received significant support from Latino voters, but fell short of securing a seat in Carlsbad’s at-large election due to the bloc voting of Carlsbad’s majority non-Latino electorate. In fact, as a result of this racially polarized voting, Carlsbad appears to have had no Latino council members in its recent history.

According to recent data, Latinos comprise approximately 13.3% of the population of Carlsbad. The contrast between the significant Latino proportion of the electorate and the absence of Latinos to be elected to the City Council is telling.

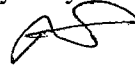
As you may be aware, in 2012, we sued the City of Palmdale for violating the CVRA. After an eight-day trial, we prevailed. After spending millions of dollars, a district-based remedy was ultimately imposed upon the Palmdale city council, with districts that combine all incumbents into one of the four districts.

Given the lack of Latino representation on the city council in the context of racially polarized elections, we urge Carlsbad to voluntarily change its at-large system of electing council members. Otherwise, on behalf of residents within the jurisdiction, we will be forced to seek judicial relief. Please advise us no later than May 22, 2017 as to whether you would like to discuss a voluntary change to

your current at-large system.

We look forward to your response.

Very truly yours,



Kevin I. Shenkman

RESOLUTION NO. 2017-083

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, EXPRESSING THE CITY COUNCIL'S INTENTION, PURSUANT TO ELECTIONS CODE SECTION 10010(e)(3)(A), TO INITIATE PROCEDURES FOR ESTABLISHING AND IMPLEMENTING BY-DISTRICT ELECTIONS FOR CITY COUNCIL MEMBERS

WHEREAS, the City of Carlsbad, California ("City") is a charter city, duly organized under the constitution and laws of the State of California; and

WHEREAS, four of the members of the Carlsbad City Council are currently elected in at-large elections, in which each City Council member is elected by all registered voters of the entire City, with the mayor being separately elected by all registered voters of the entire City, pursuant to California Government Code sections 34871 and 34900 et seq.; and

WHEREAS, Section 34886 of the Government Code authorizes any city to change to a by-district system or by-district system with an elective mayor without the need to put such a change to voters; and

WHEREAS, the City Council has determined that it is in the best interest of the City to move from its current at-large electoral system to a by-district election for members of the City Council in furtherance of the purposes of California Voting Rights Act; and

WHEREAS, the City moves to make this transition from an at-large system to a by-district system in accordance with the new procedural rules outlined in Government Code Section 34886 and Elections Code 10010; and

WHEREAS, the City received a letter threatening action under the California Voting Rights Act on April 11, 2017, less than forty-five (45) days before the date of this Resolution; and

WHEREAS, the City will begin by working with an experienced demographer to assist the City in establishing maps for a by-district electoral system; and

WHEREAS, before drawing a draft map of the proposed boundaries of the districts, the City will hold at least two (2) public hearings over no more than thirty (30) days, at which time the public is invited to provide input regarding the composition of the districts; and

WHEREAS, the City will then publish and make available for release at least one (1) draft map of the new electoral districts, including the potential sequence of elections shown; and

WHEREAS, once the draft map has been publicized for at least seven (7) days, the City will hold at least two (2) additional public hearings, over no more than forty-five (45) days, at which time the public is invited to provide input regarding the content of the draft map and the proposed sequence of elections prior to the public hearing at which the City Council adopts a map; and

WHEREAS, if a draft map is revised at or following a public hearing, the revised map will be published and made available to the public at least seven (7) days before the City chooses to adopt it; and

WHEREAS, in determining the final sequence of staggered district elections, the City Council will give special consideration to the purposes of the CVRA, and will take in to account the preferences expressed by the members of the districts; and

WHEREAS, the City Council now wishes to adopt criteria to guide the establishment of electoral districts consistent with legal requirements including reasonable equal population and section 2 of the federal Voting Rights Act, as well as other concerns and considerations important to the City.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. The above recitals are true and correct and are incorporated herein by this reference.
2. The City Council hereby resolves, pursuant to Elections Code section 10010, to adopt a by-district election system by ordinance as authorized by California Government Code section 34886, for use in the City's General Municipal Election for City Council Members.
4. The City Council further resolves to retain a qualified demographer, hold at least five (5) public hearings and publish at least one (1) draft map and staggering sequence.
5. The City's redistricting/demographic consulting firm, acting under the supervision of the City Manager, is hereby authorized to direct and formulate one or more electoral district scenarios for review by the public and City Council at two or more public hearings if necessary, in accordance with the City's proposed timeline.
6. Working with the demographic consulting firm, staff is directed to publicize relevant maps, information, notices, agendas and other materials regarding by-district elections and to establish means of communication to answer questions from the public.

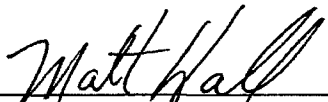
7. All public hearings shall be noticed as follows: posting on the City's website at least ten (10) calendar days in advance of the hearing and publication at least ten (10) days in advance of the hearing in the newspaper adjudicated to provide notice within the City.
8. The City Manager is authorized to take any and all other necessary actions to give effect to this Resolution.
9. This Resolution shall become effective immediately upon its adoption.

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the 9th day of May, 2017, by the following vote, to wit:

AYES: K. Blackburn, M. Schumacher, C. Schumacher.

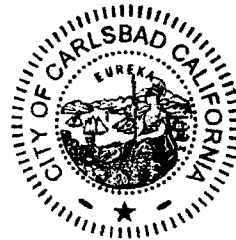
NOES: M. Hall, M. Packard.

ABSENT: None.


MATT HALL, Mayor


BARBARA ENGLERSON, City Clerk

(SEAL)



<u>City/Political Subdivision Defendant</u>	<u>Settlement Conditions</u>	<u>Attorneys' Fees</u>	<u>Notes</u>
City of Palmdale	Agreed to have voters choose elected officials by districts, including two with Latino majorities	\$4,500,000	City lost trial on the merits, held an election that plaintiffs argued was illegal, and unsuccessfully challenged an injunction stopping the City from certifying the results of that election; settlement subsequently reached
City of Modesto	Moved to District elections; voters had already approved a move to districts before settlement	\$3,000,000	Settlement; Additional \$1,700,000 to defense attorneys
Madera Unified School District; Madera County Board of Education	Moved to "by trustee area" elections via admission of liability	\$162,500	court award
City of Compton	Moved to by-district elections via ballot measure; kept mayor at large	confidential	settlement
Tulare Local Healthcare District	Agreed to hold an election re changing to district elections in 2012 and agreed to cancel 2010 elections	\$500,000	Settlement
City of Tulare	City agreed to place a ballot measure before voters regarding a move to district elections	\$225,000	Settlement
Hanford Unified School District	Agreed to move to by-trustee district elections	\$110,000	Settlement
Compton Community College District	Agreed to move to by-district elections	\$40,000	Settlement

Ceres Unified School District	Moved to by-trustee district elections before litigation was filed	\$3,000	Settlement
Cerritos Community College District	Moved to by-trustee district elections	\$55,000	Settlement
San Mateo County	County moved to by-District elections (through a ballot measure) and further agreed to redraw its previously-approved District boundaries by forming a nine-person redistricting committee	\$650,000	Settlement
City of Anaheim	Agreed to place ballot measure on November 2016 ballot re moving to by district elections	\$1,200,000	Settlement; expected costs include at least another \$800,000
City of Whittier	Case dismissed as moot when City changed voting system; unsuccessful post election challenge re at large mayor	\$1,000,000	Court award under catalyst theory, even though case was dismissed
Santa Clarita Community College District	Agreed to conduct cumulative voting, and by trustees	\$850,000	Settlement

City of Garden Grove	Moved to by district elections via stipulated judgment; mayor elected at large	\$290,000	Settlement
City of Escondido	Settled via court order (consent decree) after vote of the people failed to adopt by district elections; mayor elected at large	\$385,000	Settlement
City of Santa Clarita	Agreed to move to cumulative voting method	\$600,000	Settlement
City of Visalia	Stipulated judgment, court ordered by districts	\$125,000	Settlement
City of Santa Barbara	Agreed to move to by district; mayor remains elected at large	\$599,500	Settlement
City of Fullerton	Agreed to pay attorneys fees - negotiate in good faith; required placing measure on November 2016 ballot to move to districts	undisclosed	Settlement
City of Merced	Settled before lawsuit filed; agreed to ballot measure	\$43,000	Settlement
City of Bellflower	Agreed to place ballot measure on November 2016 ballot	undisclosed	Settlement
Sulphur Springs School District	Agree to move to by district method	\$144,000	Settlement
TOTAL PAYMENTS TO PLAINTIFFS' ATTORNEYS		\$14,482,000	

RESOLUTION NO. 2017-097

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD,
CALIFORNIA, ADOPTING LINE DRAWING CRITERIA FOR ADJUSTING
COUNCIL DISTRICT BOUNDARIES**

WHEREAS, the City Council of the City of Carlsbad ("City") was elected under an "at large" election system whereby Councilmembers were elected by voters of the entire City; and

WHEREAS, the City Council is considering a change to the "by district" elections whereby each Councilmember must reside within the designated district boundary and is elected only by voters of that district; and

WHEREAS, the Federal Voting Rights Act (42 U.S.C. Section 1973) prohibits the use of any voting qualification, or prerequisite to voting, or standard practice or procedure in a manner which results in a denial or abridgement of the right of any citizen of the United States to vote on account of race or color; and

WHEREAS, federal law and the equal protection clause require that each district be equal in population to ensure compliance with the "one person, one vote" rule; however, deviations approximating five to ten percent may pass muster under the equal protection clause where required to meet an official criteria; and

WHEREAS, the City Council has instructed its demographer and city staff to develop draft maps that fully comply with legal requirements and intends to provide official criteria for any needed deviations.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the City Council of the City of Carlsbad does hereby adopt the following criteria to guide the establishment of districts for council elections:

1. Each Council District shall contain a nearly equal number of inhabitants; and
2. Council District borders shall be drawn in a manner that complies with the Federal Voting Rights Act; and
3. Council districts shall consist of contiguous territory in as compact form as possible; and

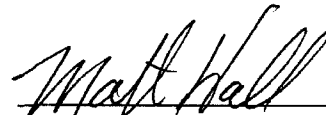
4. Council districts shall respect communities of interest as much as possible; and
5. Council district borders shall follow visible natural and man-made geographical and topographical features as much as possible; and
6. District borders shall respect the previous choices of voters by avoiding the creation of head-to-head contests between Councilmembers previously elected by the voters, insofar as this does not conflict with Federal or State Law.


PASSED, APPROVED AND ADOPTED at a Special Meeting of the City Council of the City of Carlsbad on the 30th day of May, 2017, by the following vote, to wit:

AYES: M. Hall, K. Blackburn, M. Schumacher, C. Schumacher, M. Packard.

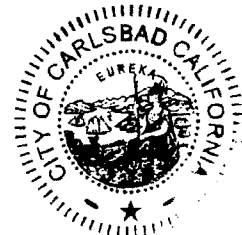
NOES: None.

ABSENT: None.


MATT HALL, Mayor


BARBARA ENGLESON, City Clerk

(SEAL)



City of Carlsbad 2017 Districting

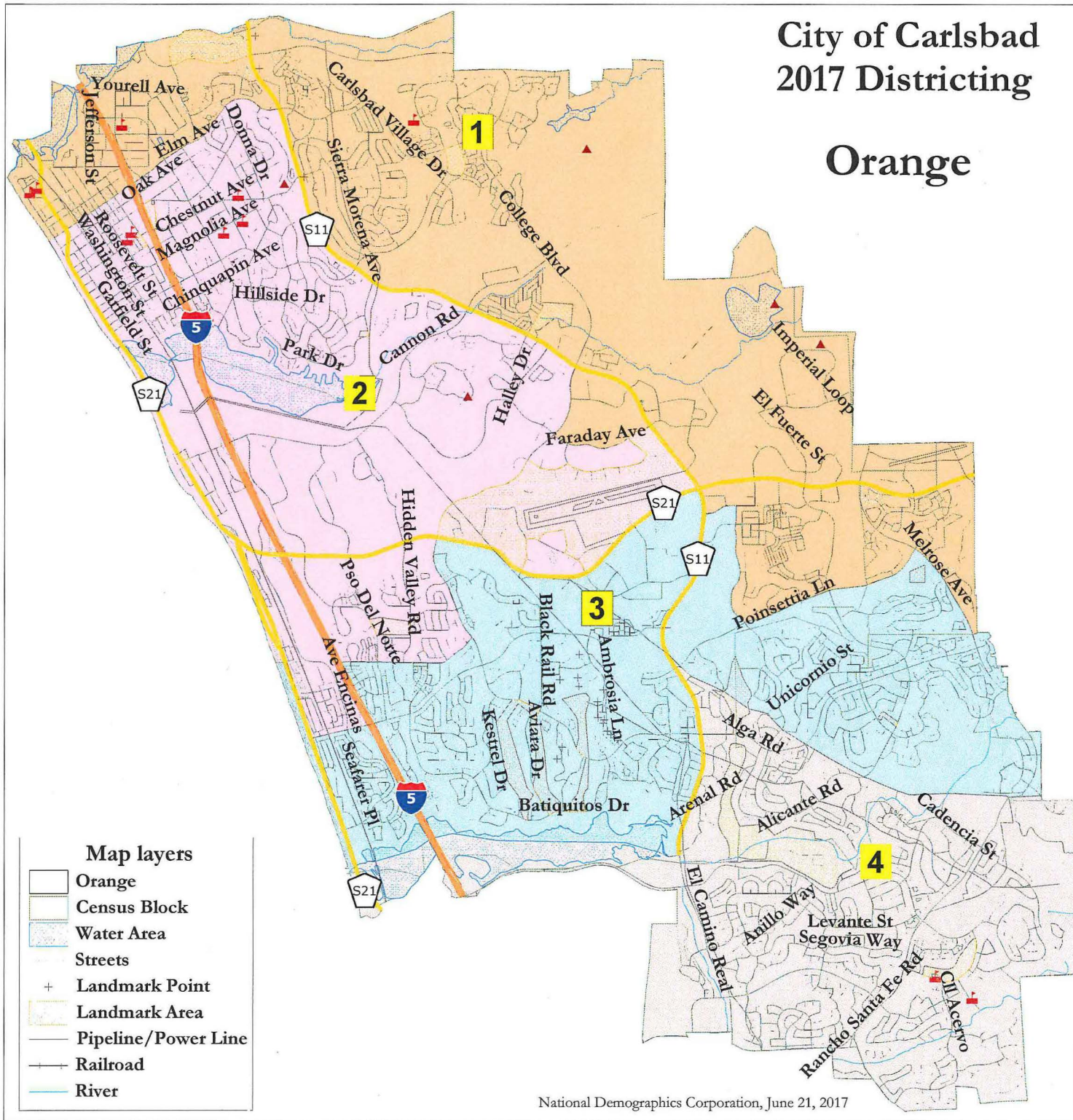
Green



City of Carlsbad - Green Map						
District		1	2	3	4	Total
<u>Ideal</u>	Total Pop	25,664	26,762	26,255	26,647	105,328
21,066	Deviation from ideal	-668	430	-77	315	1,098
	% Deviation	-2.54%	1.63%	-0.29%	1.20%	4.17%
Total Pop	% Hisp	18%	9%	14%	12%	13%
	% NH White	73%	79%	72%	75%	75%
	% NH Black	1%	1%	2%	2%	2%
	% Asian-American	5%	10%	11%	9%	9%
Voting Age Pop	Total	20,730	19,850	19,670	19,712	79,962
	% Hisp	16%	8%	12%	11%	12%
	% NH White	77%	82%	75%	78%	78%
	% NH Black	1%	1%	2%	2%	1%
Citizen Voting Age Pop	% Asian-American	5%	9%	10%	9%	8%
	Total	19,249	20,683	19,485	19,852	79,269
	% Hisp	14%	9%	12%	11%	11%
	% NH White	80%	82%	76%	77%	79%
Voter Registration (Nov 2014)	% NH Black	1%	1%	1%	1%	1%
	% Asian/Pac.Isl.	4%	7%	10%	9%	7%
	Total	15,020	17,647	16,073	16,226	64,966
	% Latino est.	10%	6%	9%	7%	8%
	% Asian-Surnamed	2%	4%	5%	4%	4%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
Voter Turnout (Nov 2014)	% Spanish-Surnamed	9%	5%	9%	7%	7%
	% NH White est.	85%	88%	82%	85%	85%
	% NH Black	1%	1%	1%	2%	1%
	Total	7,242	9,509	7,725	7,683	32,159
	% Latino	8%	5%	7%	6%	6%
	% Asian-Surnamed	2%	3%	4%	3%	3%
Voter Turnout (Nov 2012)	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	7%	4%	6%	5%	5%
	% NH White est.	88%	91%	86%	88%	88%
	% NH Black	1%	1%	1%	2%	1%
	Total	11,777	14,928	12,622	13,237	52,563
	% Latino	9%	5%	8%	7%	7%
ACS Pop. Est.	% Asian-Surnamed	2%	4%	4%	4%	3%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	8%	5%	8%	6%	6%
	% NH White est.	87%	89%	85%	87%	87%
	% NH Black est.	1%	1%	1%	1%	1%
Age	Total	25,730	28,433	27,785	27,969	109,917
	age0-19	20%	25%	26%	28%	25%
	age20-60	56%	52%	53%	55%	54%
Immigration	age60plus	24%	23%	21%	18%	21%
	immigrants	15%	14%	14%	15%	14%
Language spoken at home	naturalized	51%	70%	65%	67%	63%
	english	80%	84%	81%	85%	83%
	spanish	14%	7%	9%	6%	9%
	asian-lang	2%	4%	5%	5%	4%
Language Fluency	other lang	4%	5%	5%	4%	4%
	Speaks Eng. "Less than Very Well"	9%	5%	6%	5%	6%
Education (among those age 25+)	hs-grad	47%	36%	45%	39%	42%
	bachelor	26%	34%	31%	35%	31%
	graduatedegree	19%	27%	19%	24%	22%
Child in Household	child-under18	22%	34%	32%	36%	31%
	employed	58%	57%	60%	60%	59%
Work (percent of pop age 16+)	Commute on Public Transit	3%	3%	2%	1%	2%
	income 0-25k	17%	14%	12%	14%	14%
Household Income	income 25-50k	20%	11%	13%	12%	14%
	income 50-75k	16%	11%	17%	10%	14%
	income 75-200k	36%	45%	46%	43%	42%
	income 200k-plus	10%	20%	12%	21%	16%
Housing Stats	single family	48%	28%	30%	27%	34%
	multi-family	41%	66%	65%	66%	59%
	vacant	11%	6%	5%	7%	8%
	occupied	89%	94%	95%	93%	92%
	rented	54%	30%	32%	29%	36%
	owned	46%	70%	68%	71%	64%
Total and Voting Age population data from the 2010 Decennial Census.						
Surname-based Voter Registration and Turnout data from the California Statewide Database.						
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estimate.						
NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 3-year data.						

City of Carlsbad 2017 Districting

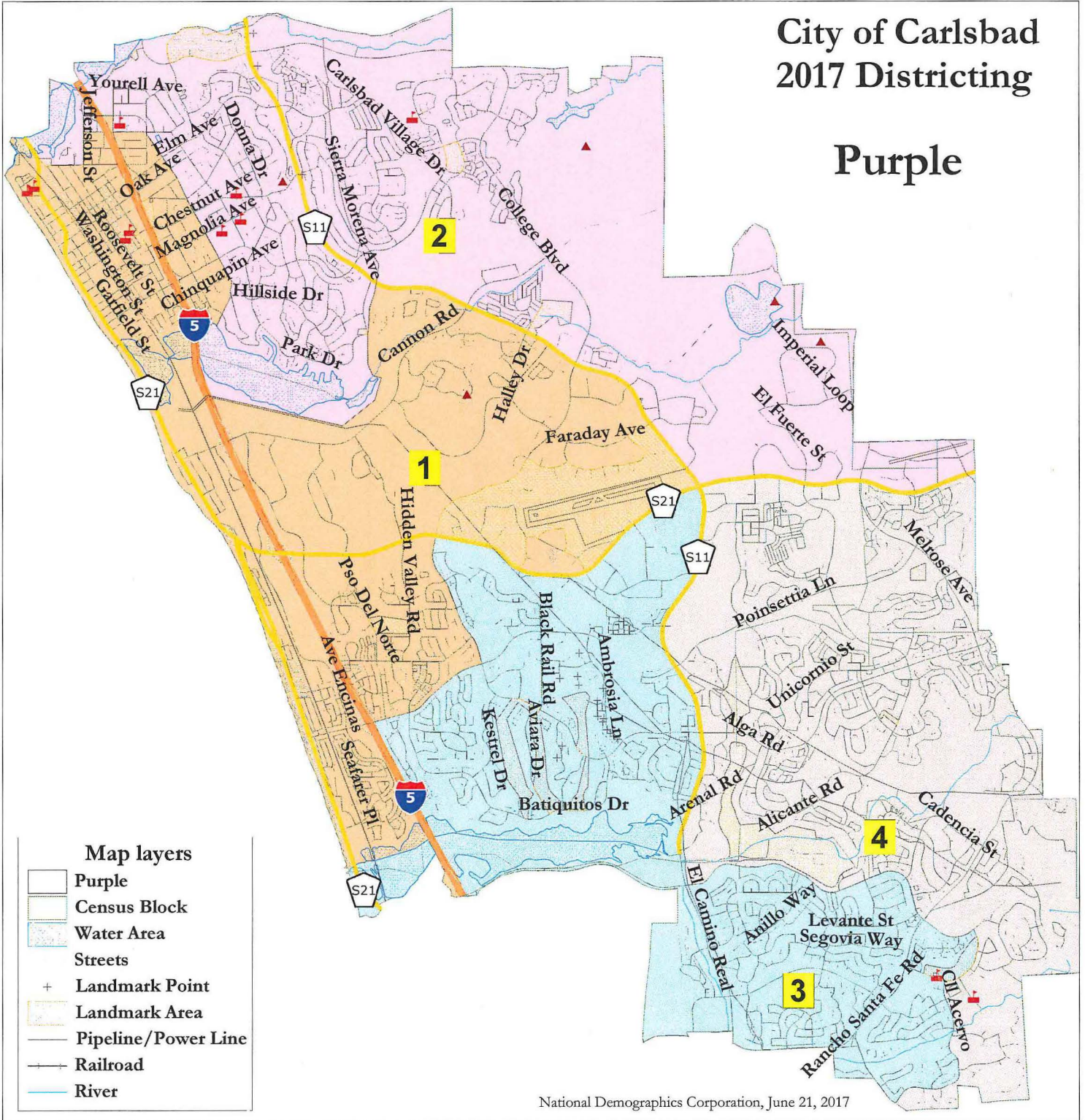
Orange



City of Carlsbad - Orange Map						
District		1	2	3	4	Total
Ideal	Total Pop	26,731	26,132	26,442	26,023	105,328
	Deviation from ideal	399	-200	110	-309	708
21,066	% Deviation	1.52%	-0.76%	0.42%	-1.17%	2.69%
Total Pop	% Hisp	14%	18%	12%	10%	13%
	% NH White	72%	74%	74%	80%	75%
	% NH Black	2%	1%	2%	1%	2%
	% Asian-American	10%	6%	11%	9%	9%
Voting Age Pop	Total	20,252	20,673	19,791	19,246	79,962
	% Hisp	12%	15%	10%	8%	12%
	% NH White	75%	77%	78%	82%	78%
	% NH Black	2%	1%	2%	1%	1%
Citizen Voting Age Pop	% Asian-American	9%	5%	10%	8%	8%
	Total	20,279	18,946	20,693	19,352	79,269
	% Hisp	13%	13%	11%	9%	11%
	% NH White	75%	80%	80%	81%	79%
Voter Registration (Nov 2014)	% NH Black	1%	1%	1%	2%	1%
	% Asian/Pac.Isl.	10%	4%	8%	7%	7%
	Total	15,902	15,720	16,526	16,818	64,966
	% Latino est.	10%	10%	8%	6%	8%
	% Asian-Surnamed	4%	3%	4%	4%	4%
	% Filipino-Surnamed	1%	1%	1%	0%	1%
	% Spanish-Surnamed	9%	9%	7%	5%	7%
Voter Turnout (Nov 2014)	% NH White est.	82%	85%	85%	88%	85%
	% NH Black	1%	1%	1%	1%	1%
	Total	7,402	7,742	8,432	8,584	32,159
	% Latino	7%	7%	5%	5%	6%
	% Asian-Surnamed	4%	2%	3%	3%	3%
	% Filipino-Surnamed	1%	1%	1%	0%	1%
	% Spanish-Surnamed	6%	7%	5%	4%	5%
Voter Turnout (Nov 2012)	% NH White est.	86%	88%	89%	90%	88%
	% NH Black	1%	1%	1%	1%	1%
	Total	12,321	12,527	13,572	14,144	52,563
	% Latino	9%	8%	7%	5%	7%
	% Asian-Surnamed	4%	3%	4%	3%	3%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	8%	7%	6%	5%	6%
ACS Pop. Est.	% NH White est.	85%	87%	88%	89%	87%
	% NH Black est.	1%	1%	1%	1%	1%
Age	Total	28,197	26,836	28,017	26,868	109,917
	age0-19	25%	20%	26%	27%	25%
	age20-60	54%	57%	52%	53%	54%
Immigration	age60plus	20%	23%	21%	20%	21%
	immigrants	13%	15%	16%	12%	14%
	naturalized	61%	53%	70%	70%	63%
Language spoken at home	english	81%	81%	80%	89%	83%
	spanish	10%	13%	10%	4%	9%
	asian-lang	5%	3%	5%	3%	4%
	other lang	5%	4%	5%	4%	4%
Language Fluency	Speaks Eng. "Less than Very Well"	7%	8%	7%	4%	6%
Education (among those age 25+)	hs-grad	46%	45%	38%	38%	42%
	bachelor	29%	28%	34%	34%	31%
	graduatedegree	18%	20%	26%	26%	22%
Child in Household	child-under18	30%	24%	34%	36%	31%
	employed	60%	59%	59%	58%	59%
Work (percent of pop age 16+)	Commute on Public Transit	2%	4%	2%	1%	2%
Household Income	income 0-25k	14%	15%	15%	14%	14%
	income 25-50k	15%	19%	11%	11%	14%
	income 50-75k	17%	15%	11%	10%	14%
	income 75-200k	44%	40%	44%	43%	42%
	income 200k-plus	11%	11%	20%	22%	16%
Housing Stats	single family	37%	46%	29%	22%	34%
	multi-family	58%	44%	61%	73%	59%
	vacant	5%	10%	11%	5%	8%
	occupied	95%	90%	89%	95%	92%
	rented	39%	51%	32%	23%	36%
	owned	61%	49%	68%	77%	64%
Total and Voting Age population data from the 2010 Decennial Census.						
Surname-based Voter Registration and Turnout data from the California Statewide Database.						
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estim						
NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.						

City of Carlsbad 2017 Districting

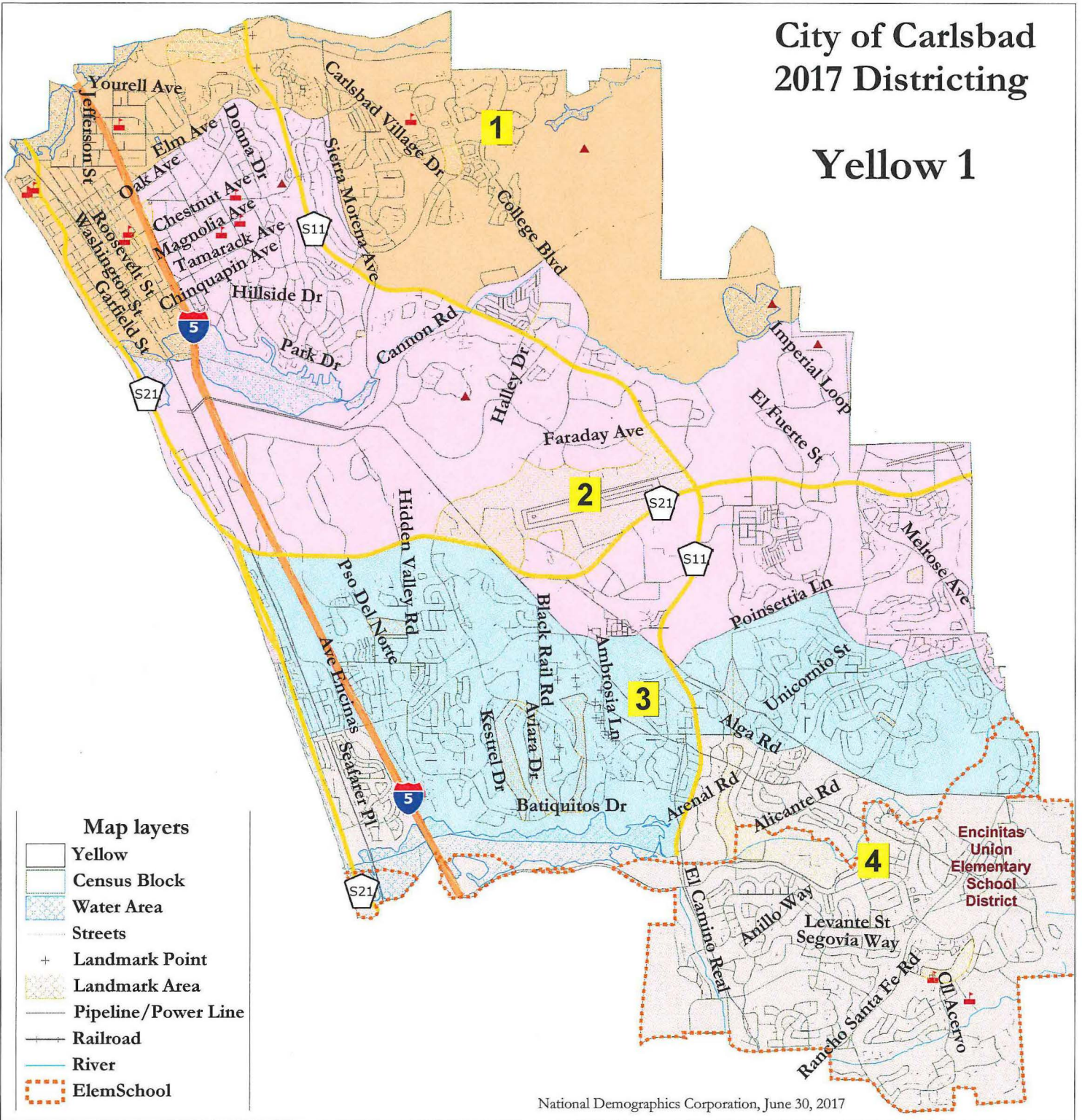
Purple



City of Carlsbad - Purple Map						
District		1	2	3	4	Total
Ideal	Total Pop	25,971	26,116	26,813	26,428	105,328
	Deviation from ideal	-361	-216	481	96	842
21,066	% Deviation	-1.37%	-0.82%	1.83%	0.36%	3.20%
	Total Pop					
Total Pop	% Hisp	17%	13%	11%	12%	13%
	% NH White	73%	75%	77%	74%	75%
	% NH Black	1%	2%	1%	2%	2%
	% Asian-American	7%	8%	9%	11%	9%
Voting Age Pop	Total	20,638	20,442	19,502	19,380	79,962
	% Hisp	15%	12%	9%	10%	12%
	% NH White	76%	78%	80%	77%	78%
	% NH Black	1%	1%	1%	2%	1%
Citizen Voting Age Pop	% Asian-American	6%	7%	9%	10%	8%
	Total	19,975	19,937	19,648	19,710	79,269
	% Hisp	14%	12%	9%	10%	11%
	% NH White	78%	80%	82%	75%	79%
Voter Registration (Nov 2014)	% NH Black	1%	0%	1%	3%	1%
	% Asian/Pac.Isl.	5%	7%	7%	11%	7%
	Total	14,834	16,478	16,836	16,818	64,966
	% Latino est.	10%	9%	7%	8%	8%
	% Asian-Surnamed	3%	3%	4%	5%	4%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
Voter Turnout (Nov 2014)	% Spanish-Surnamed	9%	8%	6%	7%	7%
	% NH White est.	84%	85%	88%	83%	85%
	% NH Black	1%	1%	1%	2%	1%
	Total	7,065	8,223	9,003	7,868	32,159
	% Latino	8%	7%	5%	6%	6%
	% Asian-Surnamed	2%	3%	3%	4%	3%
Voter Turnout (Nov 2012)	% Filipino-Surnamed	1%	1%	0%	1%	1%
	% Spanish-Surnamed	7%	6%	4%	5%	5%
	% NH White est.	87%	89%	91%	86%	88%
	% NH Black	1%	1%	1%	2%	1%
	Total	11,748	13,098	14,175	13,542	52,563
	% Latino	8%	8%	6%	7%	7%
ACS Pop. Est.	% Asian-Surnamed	3%	3%	3%	4%	3%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	8%	7%	5%	6%	6%
	% NH White est.	86%	88%	90%	85%	87%
	% NH Black est.	1%	1%	1%	2%	1%
Age	Total	27,144	27,194	27,101	28,479	109,917
	age0-19	21%	23%	27%	28%	25%
	age20-60	57%	54%	51%	54%	54%
Immigration	age60plus	21%	23%	22%	18%	21%
	immigrants	15%	13%	14%	15%	14%
Language spoken at home	naturalized	54%	58%	70%	71%	63%
	english	80%	83%	85%	83%	83%
	spanish	13%	9%	7%	7%	9%
	asian-lang	3%	4%	4%	6%	4%
Language Fluency	other lang	4%	5%	4%	4%	4%
	Speaks Eng. "Less than Very Well"	8%	6%	5%	5%	6%
Education (among those age 25+)	hs-grad	44%	48%	36%	40%	42%
	bachelor	30%	28%	33%	35%	31%
	graduatedegree	20%	19%	28%	23%	22%
Child in Household	child-under18	25%	27%	35%	36%	31%
	employed	60%	58%	56%	61%	59%
Work (percent of pop age 16+)	Commute on Public Transit	4%	3%	1%	2%	2%
	income 0-25k	16%	13%	15%	13%	14%
Household Income	income 25-50k	18%	16%	11%	11%	14%
	income 50-75k	14%	18%	10%	11%	14%
	income 75-200k	40%	44%	42%	43%	42%
	income 200k-plus	12%	9%	22%	21%	16%
	single family	48%	34%	23%	26%	34%
Housing Stats	multi-family	41%	61%	69%	67%	59%
	vacant	11%	5%	8%	6%	8%
	occupied	89%	95%	92%	94%	92%
	rented	54%	36%	25%	28%	36%
	owned	46%	64%	75%	72%	64%
Total and Voting Age population data from the 2010 Decennial Census.						
Surname-based Voter Registration and Turnout data from the California Statewide Database.						
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estim.						
NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.						

City of Carlsbad 2017 Districting

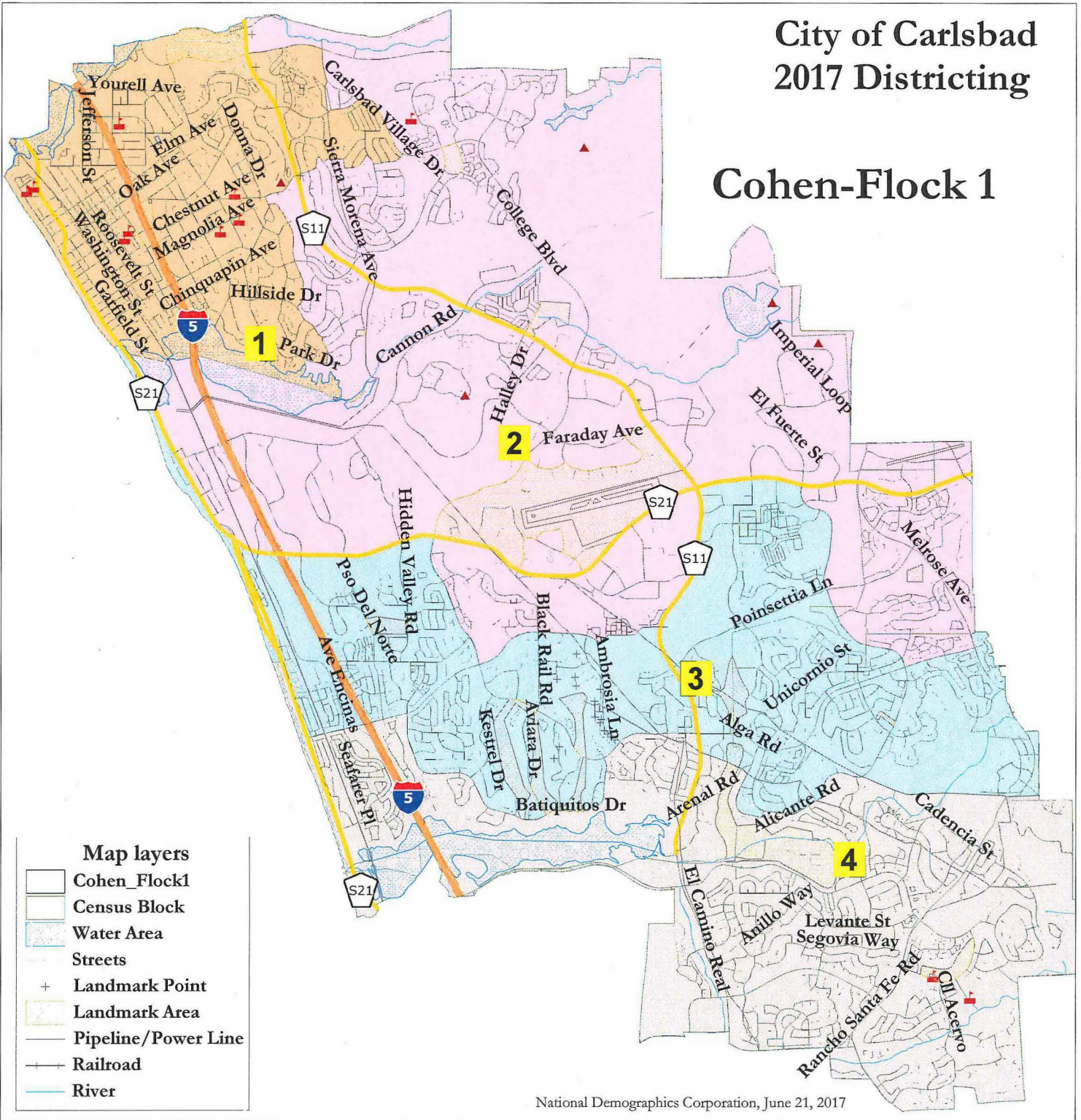
Yellow 1



City of Carlsbad - NDC Yellow Map						
District		1	2	3	4	Total
<u>Ideal</u>	Total Pop	25,603	26,126	26,703	26,896	105,328
21,066	Deviation from ideal	-729	-206	371	564	1,293
	% Deviation	-2.77%	-0.78%	1.41%	2.14%	4.91%
Total Pop	% Hisp	20%	14%	11%	8%	13%
	% NH White	69%	74%	75%	81%	75%
	% NH Black	2%	2%	2%	1%	2%
	% Asian-American	8%	9%	11%	8%	9%
Voting Age Pop	Total	20,217	19,790	19,813	20,142	79,962
	% Hisp	17%	13%	9%	7%	12%
	% NH White	73%	76%	78%	83%	78%
	% NH Black	1%	1%	1%	1%	1%
Citizen Voting Age Pop	Total	19,030	19,101	20,875	20,263	79,269
	% Hisp	16%	11%	11%	8%	11%
	% NH White	76%	78%	79%	82%	79%
	% NH Black	1%	2%	1%	1%	1%
Voter Registration (Nov 2014)	% Asian/Pac.Isl.	7%	8%	8%	7%	7%
	Total	14,103	16,254	16,933	17,676	64,966
	% Latino est.	12%	9%	7%	6%	8%
	% Asian-Surnamed	3%	4%	5%	4%	4%
	% Filipino-Surnamed	1%	1%	1%	0%	1%
	% Spanish-Surnamed	11%	8%	6%	5%	7%
Voter Turnout (Nov 2014)	% NH White est.	82%	84%	85%	89%	85%
	% NH Black	1%	1%	1%	1%	1%
	Total	6,152	8,271	8,546	9,190	32,159
	% Latino	8%	7%	5%	5%	6%
	% Asian-Surnamed	3%	3%	3%	3%	3%
	% Filipino-Surnamed	1%	1%	1%	0%	1%
Voter Turnout (Nov 2012)	% Spanish-Surnamed	7%	6%	4%	4%	5%
	% NH White est.	86%	87%	89%	91%	88%
	% NH Black	1%	1%	1%	1%	1%
	Total	10,572	13,290	13,824	14,878	52,563
	% Latino	10%	8%	6%	5%	7%
	% Asian-Surnamed	3%	3%	4%	3%	3%
ACS Pop. Est.	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	9%	7%	6%	5%	6%
	% NH White est.	85%	86%	87%	90%	87%
	% NH Black est.	1%	1%	1%	1%	1%
	Total	26,045	27,273	28,868	27,730	109,917
Age	age0-19	22%	25%	26%	26%	25%
	age20-60	57%	53%	53%	53%	54%
	age60plus	22%	21%	21%	21%	21%
Immigration	immigrants	14%	15%	16%	12%	14%
	naturalized	47%	66%	68%	71%	63%
Language spoken at home	english	80%	80%	81%	89%	83%
	spanish	12%	11%	9%	4%	9%
	asian-lang	3%	5%	5%	3%	4%
	other lang	5%	4%	5%	4%	4%
Language Fluency	Speaks Eng. "Less than Very Well"	8%	7%	6%	4%	6%
Education (among those age 25+)	hs-grad	49%	43%	38%	38%	42%
	bachelor	25%	31%	34%	34%	31%
	graduatedegree	17%	21%	25%	26%	22%
Child in Household	child-under18	23%	31%	33%	35%	31%
	employed	60%	60%	59%	57%	59%
Work (percent of pop age 16+)	Commuter on Public Transit	3%	2%	3%	1%	2%
	income 0-25k	16%	13%	14%	14%	14%
Household Income	income 25-50k	19%	14%	11%	12%	14%
	income 50-75k	18%	15%	11%	10%	14%
	income 75-200k	40%	42%	45%	42%	42%
	income 200k-plus	7%	16%	19%	21%	16%
	single family	51%	31%	31%	21%	34%
Housing Stats	multi-family	41%	62%	60%	73%	59%
	vacant	8%	7%	9%	6%	8%
	occupied	92%	93%	91%	94%	92%
	rented	55%	34%	34%	23%	36%
	owned	45%	66%	66%	77%	64%
Total and Voting Age population data from the 2010 Decennial Census.						
Surname-based Voter Registration and Turnout data from the California Statewide Database.						
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estimates.						
NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.						

City of Carlsbad 2017 Districting

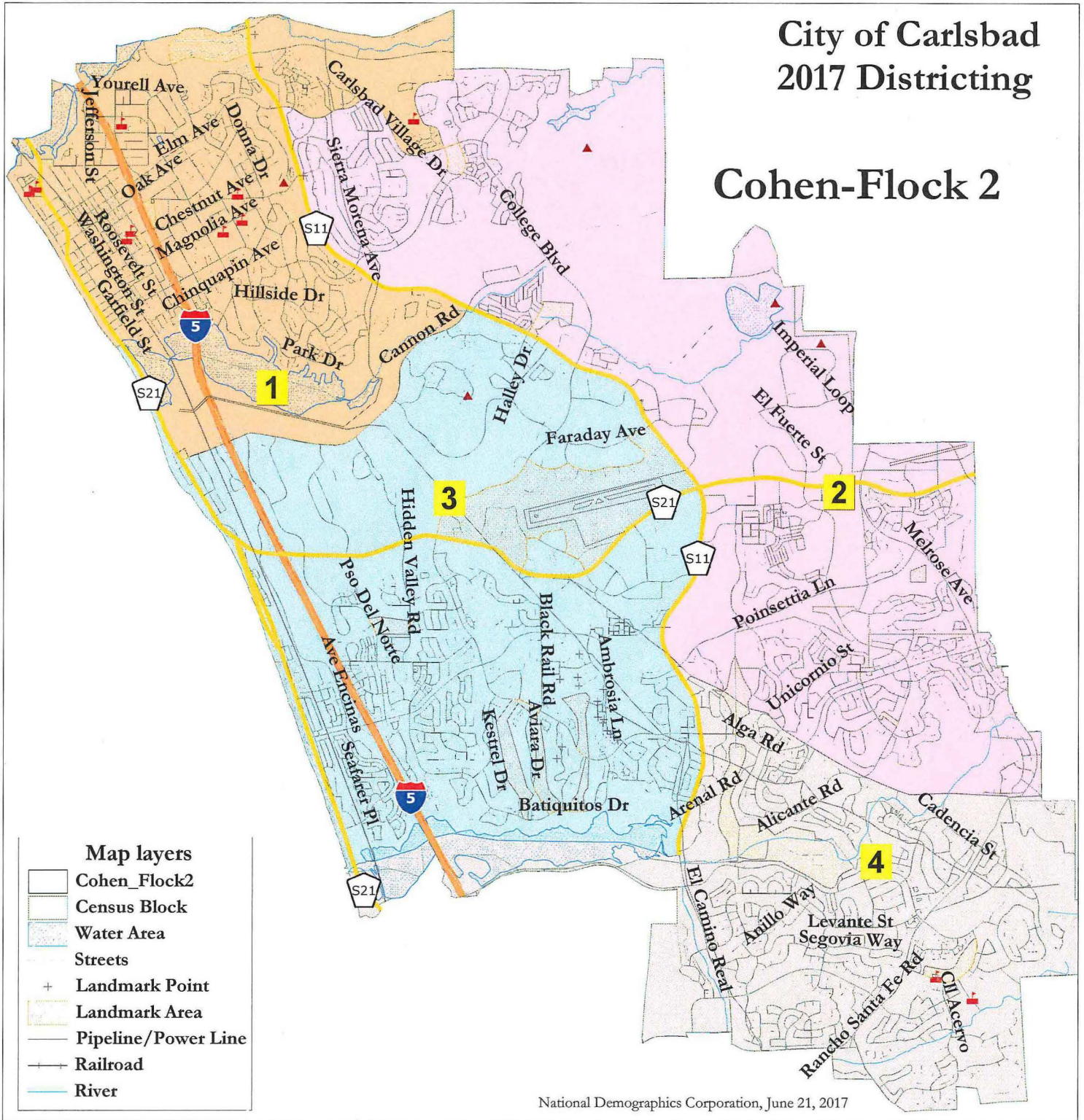
Cohen-Flock 1



City of Carlsbad - Cohen-Flock 1 map						
District		1	2	3	4	Total
Ideal	Total Pop	25,457	25,434	27,175	27,262	105,328
21,066	Deviation from ideal	-875	-898	843	930	1,828
	% Deviation	-3.32%	-3.41%	3.20%	3.53%	6.94%
Total Pop	% Hisp	20%	15%	11%	8%	13%
	% NH White	72%	71%	75%	82%	75%
	% NH Black	1%	2%	2%	1%	2%
	% Asian-American	5%	11%	11%	8%	9%
Voting Age Pop	Total	20,823	18,597	20,210	20,332	79,962
	% Hisp	17%	13%	9%	7%	12%
	% NH White	75%	74%	78%	84%	78%
	% NH Black	1%	2%	2%	1%	1%
Citizen Voting Age Pop	% Asian-American	5%	10%	10%	7%	8%
	Total	19,059	18,012	21,316	20,882	79,269
	% Hisp	16%	12%	11%	7%	11%
	% NH White	78%	76%	77%	84%	79%
Voter Registration (Nov 2014)	% NH Black	1%	1%	2%	1%	1%
	% Asian/Pac.Isl.	5%	9%	9%	6%	7%
	Total	14,484	15,321	16,993	18,168	64,966
	% Latino est.	12%	10%	7%	5%	8%
	% Asian-Surnamed	2%	5%	5%	3%	4%
	% Filipino-Surnamed	1%	1%	1%	0%	1%
Voter Turnout (Nov 2014)	% Spanish-Surnamed	11%	9%	6%	5%	7%
	% NH White est.	82%	84%	84%	90%	85%
	% NH Black	1%	1%	2%	1%	1%
	Total	6,647	7,541	8,336	9,635	32,159
	% Latino	9%	7%	5%	4%	6%
	% Asian-Surnamed	2%	4%	4%	3%	3%
Voter Turnout (Nov 2012)	% Filipino-Surnamed	0%	1%	1%	0%	1%
	% Spanish-Surnamed	8%	6%	5%	4%	5%
	% NH White est.	86%	88%	87%	91%	88%
	% NH Black	1%	1%	2%	1%	1%
	Total	11,130	12,378	13,676	15,380	52,563
	% Latino	10%	8%	7%	5%	7%
ACS Pop. Est.	% Asian-Surnamed	2%	4%	4%	3%	3%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	9%	7%	6%	4%	6%
	% NH White est.	85%	86%	86%	90%	87%
	% NH Black est.	1%	1%	2%	1%	1%
Age	Total	25,216	27,033	29,693	27,974	109,917
	age0-19	18%	28%	26%	26%	25%
	age20-60	58%	53%	54%	52%	54%
Immigration	age60plus	24%	19%	20%	22%	21%
	immigrants	15%	15%	16%	12%	14%
Language spoken at home	naturalized	44%	67%	69%	72%	63%
	english	79%	80%	82%	89%	83%
	spanish	14%	10%	8%	4%	9%
Language Fluency	asian-lang	2%	5%	5%	3%	4%
	other lang	4%	5%	5%	4%	4%
Education (among those age 25+)	Speaks Eng. "Less than Very Well"	9%	6%	6%	4%	6%
	hs-grad	49%	43%	38%	38%	42%
	bachelor	24%	32%	35%	34%	31%
Child in Household	graduatedegree	18%	21%	24%	26%	22%
	child-under18	20%	35%	34%	34%	31%
	employed	60%	59%	60%	56%	59%
	Commute on Public Transit	3%	2%	2%	1%	2%
Household Income	income 0-25k	15%	14%	14%	15%	14%
	income 25-50k	20%	13%	11%	12%	14%
	income 50-75k	18%	15%	11%	10%	14%
	income 75-200k	39%	43%	46%	42%	42%
Housing Stats	income 200k-plus	8%	15%	19%	22%	16%
	single family	52%	31%	31%	20%	34%
	multi-family	38%	63%	61%	73%	59%
	vacant	10%	6%	8%	7%	8%
	occupied	90%	94%	92%	93%	92%
Total and Voting Age population data from the 2010 Decennial Census.	rented	57%	33%	34%	21%	36%
	owned	43%	67%	66%	79%	64%
Surname-based Voter Registration and Turnout data from the California Statewide Database.						
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estimates.						
NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.						

City of Carlsbad 2017 Districting

Cohen-Flock 2



City of Carlsbad - Cohen-Flock 2 map						
District		1	2	3	4	Total
<u>Ideal</u>	Total Pop	27,387	26,403	25,515	26,023	105,328
21,066	Deviation from ideal	1,055	71	-817	-309	1,872
	% Deviation	4.01%	0.27%	-3.10%	-1.17%	7.11%
Total Pop	% Hisp	20%	12%	11%	10%	13%
	% NH White	72%	73%	75%	80%	75%
	% NH Black	1%	2%	2%	1%	2%
	% Asian-American	5%	11%	10%	9%	9%
Voting Age Pop	Total	22,338	19,193	19,185	19,246	79,962
	% Hisp	17%	11%	9%	8%	12%
	% NH White	75%	75%	79%	82%	78%
	% NH Black	1%	2%	1%	1%	1%
Citizen Voting Age Pop	% Asian-American	5%	11%	9%	8%	8%
	Total	20,461	19,998	19,458	19,352	79,269
	% Hisp	16%	10%	11%	9%	11%
	% NH White	78%	77%	80%	81%	79%
Voter Registration (Nov 2014)	% NH Black	1%	2%	0%	2%	1%
	% Asian/Pac.Isl.	5%	10%	8%	7%	7%
	Total	15,722	16,787	15,639	16,818	64,966
	% Latino est.	11%	9%	7%	6%	8%
	% Asian-Surnamed	2%	5%	4%	4%	4%
	% Filipino-Surnamed	1%	1%	1%	0%	1%
Voter Turnout (Nov 2014)	% Spanish-Surnamed	10%	8%	6%	5%	7%
	% NH White est.	83%	83%	87%	88%	85%
	% NH Black	1%	2%	1%	1%	1%
	Total	7,247	8,172	8,157	8,584	32,159
	% Latino	8%	6%	5%	5%	6%
	% Asian-Surnamed	2%	4%	3%	3%	3%
Voter Turnout (Nov 2012)	% Filipino-Surnamed	1%	1%	1%	0%	1%
	% Spanish-Surnamed	7%	6%	5%	4%	5%
	% NH White est.	87%	86%	90%	90%	88%
	% NH Black	1%	2%	1%	1%	1%
	Total	12,229	13,271	12,920	14,144	52,563
	% Latino	10%	8%	6%	5%	7%
ACS Pop. Est.	% Asian-Surnamed	2%	4%	4%	3%	3%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	9%	7%	6%	5%	6%
	% NH White est.	86%	85%	88%	89%	87%
	% NH Black est.	1%	1%	1%	1%	1%
Age	Total	27,149	28,728	27,173	26,868	109,917
	age0-19	18%	28%	26%	27%	25%
	age20-60	57%	53%	53%	53%	54%
Immigration	age60plus	24%	19%	22%	20%	21%
	immigrants	15%	13%	16%	12%	14%
Language spoken at home	naturalized	45%	73%	68%	70%	63%
	english	79%	83%	80%	89%	83%
	spanish	14%	7%	11%	4%	9%
	asian-lang	3%	6%	4%	3%	4%
Language Fluency	other lang	4%	4%	5%	4%	4%
	Speaks Eng. "Less than Very Well"	9%	5%	6%	4%	6%
Education (among those age 25+)	hs-grad	49%	43%	37%	38%	42%
	bachelor	24%	34%	34%	34%	31%
	graduatedegree	19%	20%	26%	26%	22%
Child in Household	income 0-25k	20%	36%	33%	36%	31%
	employed	60%	60%	58%	58%	59%
Work (percent of pop age 16+)	Commute on Public Transit	4%	2%	3%	1%	2%
	income 25-50k	15%	13%	15%	14%	14%
Household Income	income 50-75k	20%	11%	12%	11%	14%
	income 75-200k	18%	15%	11%	10%	14%
	income 200k-plus	39%	45%	44%	43%	42%
	single family	8%	17%	18%	22%	16%
Housing Stats	multi-family	52%	26%	32%	22%	34%
	vacant	39%	71%	56%	73%	59%
	occupied	10%	3%	12%	5%	8%
	rented	90%	97%	88%	95%	92%
	owned	57%	27%	36%	23%	36%
	owned	43%	73%	64%	77%	64%
Total and Voting Age population data from the 2010 Decennial Census.						
Surname-based Voter Registration and Turnout data from the California Statewide Database.						
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estimates.						
NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.						

City of Carlsbad 2017 Districting

Drelleshak 1



City of Carlsbad - Drelleshak 1 map						
District		1	2	3	4	Total
Ideal	Total Pop	26,081	27,320	25,822	26,105	105,328
	Deviation from ideal	-251	988	-510	-227	1,498
	% Deviation	-0.95%	3.75%	-1.94%	-0.86%	5.69%
Total Pop	% Hisp	18%	11%	14%	10%	13%
	% NH White	74%	76%	72%	78%	75%
	% NH Black	1%	2%	2%	1%	2%
	% Asian-American	5%	10%	11%	9%	9%
Voting Age Pop	Total	21,055	20,639	19,329	18,939	79,962
	% Hisp	16%	9%	12%	9%	12%
	% NH White	77%	79%	75%	81%	78%
	% NH Black	1%	1%	2%	1%	1%
Citizen Voting Age Pop	% Asian-American	5%	9%	10%	8%	8%
	Total	19,557	21,599	19,165	18,948	79,269
	% Hisp	14%	11%	12%	9%	11%
	% NH White	80%	80%	76%	80%	79%
Voter Registration (Nov 2014)	% NH Black	1%	1%	1%	2%	1%
	% Asian/Pac.Isl.	4%	8%	10%	8%	7%
	Total	15,312	17,015	15,778	16,861	64,966
	% Latino est.	10%	7%	10%	6%	8%
	% Asian-Surnamed	2%	4%	5%	4%	4%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
Voter Turnout (Nov 2014)	% Spanish-Surnamed	9%	6%	9%	6%	7%
	% NH White est.	85%	87%	82%	86%	85%
	% NH Black	1%	1%	1%	2%	1%
	Total	7,372	8,929	7,594	8,265	32,159
	% Latino	8%	5%	7%	5%	6%
	% Asian-Surnamed	2%	3%	4%	3%	3%
Voter Turnout (Nov 2012)	% Filipino-Surnamed	1%	1%	1%	0%	1%
	% Spanish-Surnamed	7%	4%	6%	5%	5%
	% NH White est.	88%	90%	86%	88%	88%
	% NH Black	1%	1%	1%	2%	1%
	Total	12,006	14,084	12,385	14,089	52,563
	% Latino	9%	6%	8%	6%	7%
ACS Pop. Est.	% Asian-Surnamed	2%	4%	4%	4%	3%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	8%	5%	8%	5%	6%
	% NH White est.	87%	88%	85%	88%	87%
	% NH Black est.	1%	1%	1%	1%	1%
	Total	26,131	29,512	27,368	26,906	109,917
Age	age0-19	20%	25%	26%	27%	25%
	age20-60	56%	53%	53%	54%	54%
	age60plus	24%	21%	21%	19%	21%
Immigration	immigrants	15%	16%	14%	12%	14%
	naturalized	51%	68%	65%	69%	63%
Language spoken at home	english	80%	81%	81%	88%	83%
	spanish	14%	9%	9%	4%	9%
	asian-lang	2%	5%	5%	3%	4%
	other lang	4%	5%	5%	4%	4%
Language Fluency	Speaks Eng. "Less than Very Well"	9%	6%	6%	4%	6%
Education (among those age 25+)	hs-grad	47%	37%	45%	39%	42%
	bachelor	26%	34%	31%	34%	31%
	graduate degree	19%	26%	19%	25%	22%
Child in Household	child-under18	21%	33%	32%	37%	31%
	employed	58%	58%	60%	59%	59%
Work (percent of pop age 16+)	Commute on Public Transit	3%	3%	2%	1%	2%
	income 0-25k	16%	14%	12%	14%	14%
Household Income	income 25-50k	20%	11%	13%	11%	14%
	income 50-75k	16%	11%	17%	10%	14%
	income 75-200k	36%	45%	46%	43%	42%
	income 200k-plus	10%	19%	12%	22%	16%
Housing Stats	single family	48%	33%	30%	22%	34%
	multi-family	41%	59%	65%	74%	59%
	vacant	11%	9%	5%	5%	8%
	occupied	89%	91%	95%	95%	92%
	rented	54%	36%	32%	23%	36%
	owned	46%	64%	68%	77%	64%
Total and Voting Age population data from the 2010 Decennial Census.						
Surname-based Voter Registration and Turnout data from the California Statewide Database.						
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estim						
NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.						

City of Carlsbad 2017 Districting

Drelleshak 2



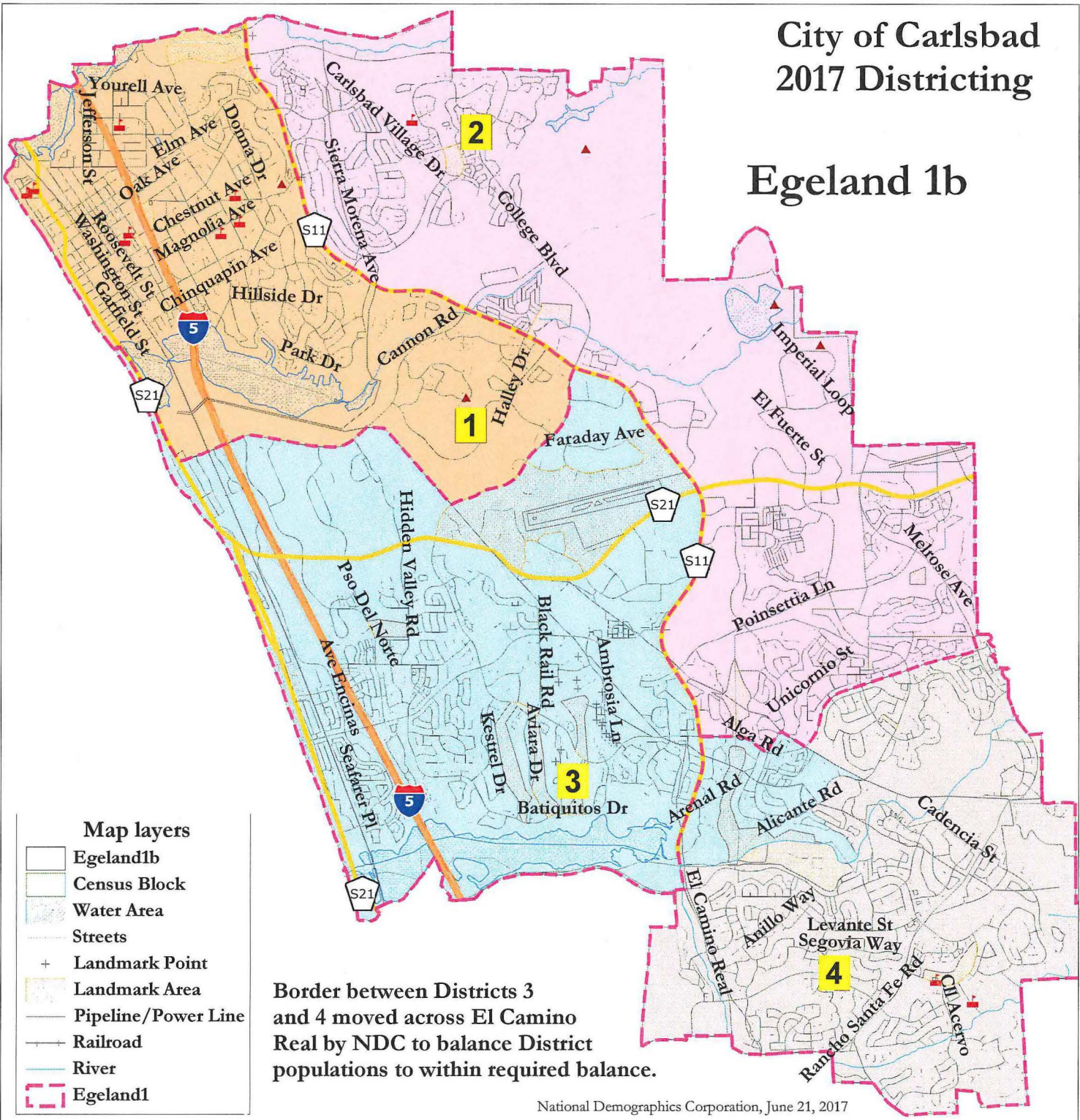
- Map layers**
- Drelleshak_2
 - Census Block
 - Water Area
 - Streets
 - Landmark Point
 - Landmark Area
 - Pipeline/Power Line
 - Railroad
 - River

National Demographics Corporation, June 21, 2017

City of Carlsbad - Drelleshak 2 map						
District		1	2	3	4	Total
<u>Ideal</u>	Total Pop	26,453	27,320	25,450	26,105	105,328
21,066	Deviation from ideal	121	988	-882	-227	1,870
	% Deviation	0.46%	3.75%	-3.35%	-0.86%	7.10%
Total Pop	% Hisp	19%	11%	13%	10%	13%
	% NH White	74%	76%	71%	78%	75%
	% NH Black	1%	2%	2%	1%	2%
	% Asian-American	5%	10%	12%	9%	9%
Voting Age Pop	Total	21,504	20,639	18,880	18,939	79,962
	% Hisp	16%	9%	12%	9%	12%
	% NH White	77%	79%	74%	81%	78%
	% NH Black	1%	1%	2%	1%	1%
Citizen Voting Age Pop	% Asian-American	4%	9%	11%	8%	8%
	Total	20,146	21,599	18,575	18,948	79,269
	% Hisp	14%	11%	12%	9%	11%
	% NH White	80%	80%	75%	80%	79%
Voter Registration (Nov 2014)	% NH Black	1%	1%	1%	2%	1%
	% Asian/Pac.Isl.	4%	8%	11%	8%	7%
	Total	15,875	17,015	15,215	16,861	64,966
	% Latino est.	10%	7%	9%	6%	8%
	% Asian-Surnamed	2%	4%	5%	4%	4%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	9%	6%	8%	6%	7%
Voter Turnout (Nov 2014)	% NH White est.	85%	87%	82%	86%	85%
	% NH Black	1%	1%	1%	2%	1%
	Total	7,730	8,929	7,236	8,265	32,159
	% Latino	8%	5%	7%	5%	6%
	% Asian-Surnamed	2%	3%	4%	3%	3%
	% Filipino-Surnamed	1%	1%	1%	0%	1%
	% Spanish-Surnamed	7%	4%	6%	5%	5%
Voter Turnout (Nov 2012)	% NH White est.	88%	90%	86%	88%	88%
	% NH Black	1%	1%	1%	2%	1%
	Total	12,632	14,084	11,759	14,089	52,563
	% Latino	9%	6%	8%	6%	7%
	% Asian-Surnamed	2%	4%	4%	4%	3%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	8%	5%	7%	5%	6%
ACS Pop. Est.	% NH White est.	87%	88%	86%	88%	87%
	% NH Black est.	1%	1%	1%	1%	1%
Age	Total	26,376	29,512	27,123	26,906	109,917
	age0-19	18%	25%	28%	27%	25%
	age20-60	56%	53%	53%	54%	54%
Immigration	age60plus	25%	21%	19%	19%	21%
	immigrants	14%	16%	14%	12%	14%
Language spoken at home	naturalized	50%	68%	66%	69%	63%
	english	81%	81%	81%	88%	83%
	spanish	14%	9%	9%	4%	9%
	asian-lang	2%	5%	5%	3%	4%
Language Fluency	other lang	3%	5%	5%	4%	4%
	Speaks Eng. "Less than Very Well"	9%	6%	6%	4%	6%
Education (among those age 25+)	hs-grad	48%	37%	44%	39%	42%
	bachelor	25%	34%	32%	34%	31%
	graduatedegree	19%	26%	20%	25%	22%
Child in Household	income 0-25k	16%	14%	13%	14%	14%
	child-under18	20%	33%	34%	37%	31%
Work (percent of pop age 16+)	employed	58%	58%	60%	59%	59%
	Commute on Public Transit	3%	3%	2%	1%	2%
Household Income	income 25-50k	21%	11%	13%	11%	14%
	income 50-75k	17%	11%	16%	10%	14%
	income 75-200k	37%	45%	45%	43%	42%
	income 200k-plus	9%	19%	13%	22%	16%
Housing Stats	single family	48%	33%	30%	22%	34%
	multi-family	41%	59%	65%	74%	59%
	vacant	11%	9%	5%	5%	8%
	occupied	89%	91%	95%	95%	92%
	rented	54%	36%	32%	23%	36%
	owned	46%	64%	68%	77%	64%
Total and Voting Age population data from the 2010 Decennial Census.						
Surname-based Voter Registration and Turnout data from the California Statewide Database.						
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estim						
NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.						

City of Carlsbad 2017 Districting

Egeland 1b



- Map layers**
- Egeland1b
 - Census Block
 - Water Area
 - Streets
 - Landmark Point
 - Landmark Area
 - Pipeline/Power Line
 - Railroad
 - River
 - Egeland1

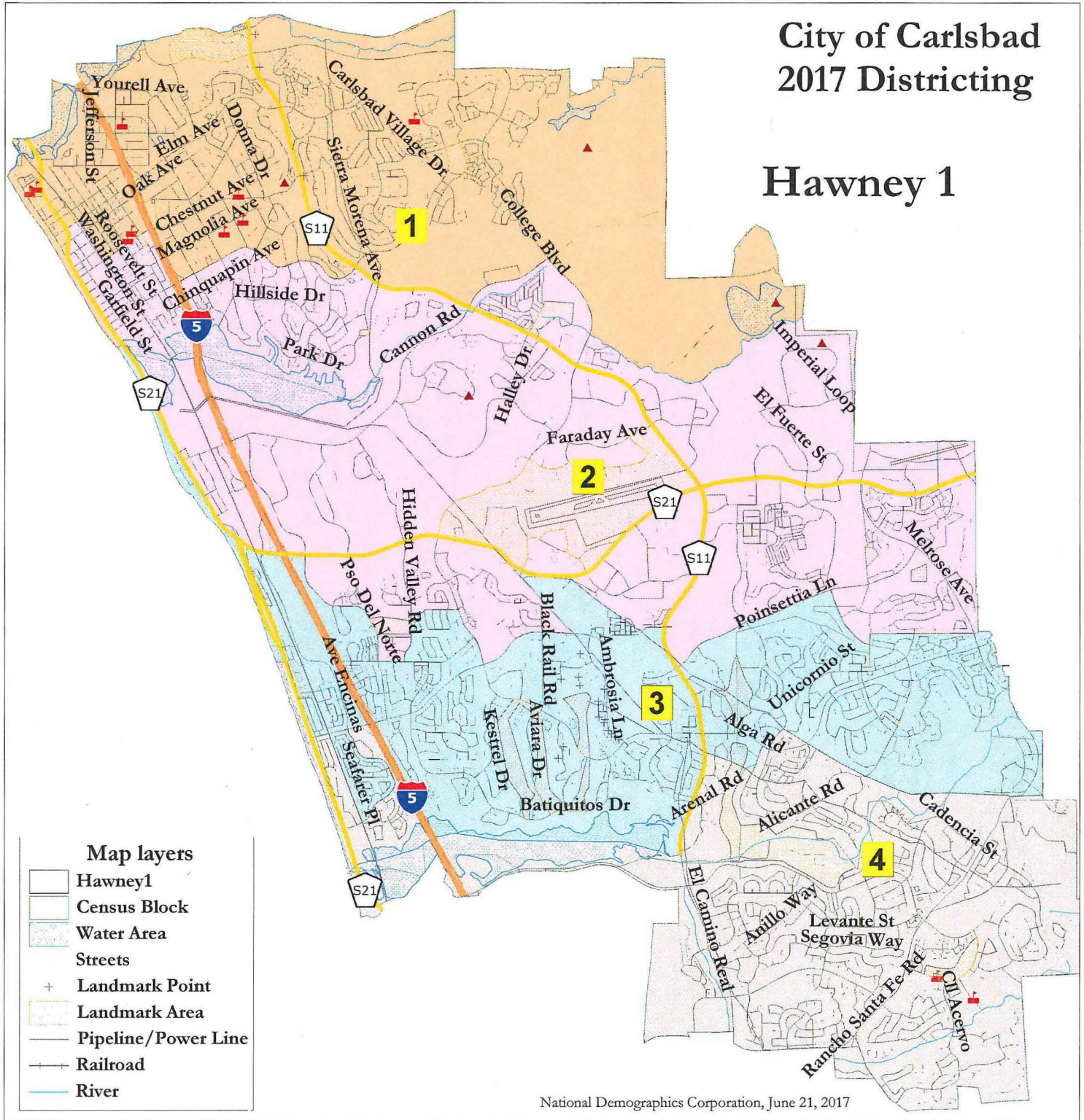
Border between Districts 3 and 4 moved across El Camino Real by NDC to balance District populations to within required balance.

National Demographics Corporation, June 21, 2017

City of Carlsbad - Egeland 1b						
District		1	2	3	4	Total
Ideal	Total Pop	26,980	26,062	26,156	26,130	105,328
	Deviation from ideal	648	-270	-176	-202	918
21,066	% Deviation	2.46%	-1.03%	-0.67%	-0.77%	3.49%
Total Pop	% Hisp	19%	14%	11%	9%	13%
	% NH White	73%	71%	76%	80%	75%
	% NH Black	1%	2%	2%	1%	2%
	% Asian-American	5%	12%	10%	8%	9%
Voting Age Pop	Total	21,878	19,016	19,981	19,087	79,962
	% Hisp	16%	12%	9%	8%	12%
	% NH White	76%	73%	79%	83%	78%
	% NH Black	1%	2%	1%	1%	1%
Citizen Voting Age Pop	% Asian-American	5%	11%	9%	8%	8%
	Total	20,093	19,537	20,098	19,542	79,269
	% Hisp	14%	12%	12%	8%	11%
	% NH White	79%	75%	78%	83%	79%
Voter Registration (Nov 2014)	% NH Black	1%	2%	1%	1%	1%
	% Asian/Pac.Isl.	4%	10%	8%	6%	7%
	Total	15,591	15,816	16,220	17,339	64,966
	% Latino est.	11%	9%	7%	6%	8%
	% Asian-Surnamed	2%	5%	4%	4%	4%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
Voter Turnout (Nov 2014)	% Spanish-Surnamed	10%	8%	6%	5%	7%
	% NH White est.	83%	83%	87%	88%	85%
	% NH Black	1%	2%	1%	1%	1%
	Total	7,391	7,582	8,353	8,833	32,159
	% Latino	8%	7%	5%	5%	6%
	% Asian-Surnamed	2%	4%	3%	3%	3%
Voter Turnout (Nov 2012)	% Filipino-Surnamed	1%	1%	1%	0%	1%
	% Spanish-Surnamed	7%	6%	5%	4%	5%
	% NH White est.	87%	87%	90%	90%	88%
	% NH Black	1%	1%	1%	1%	1%
	Total	12,196	12,596	13,364	14,407	52,563
	% Latino	9%	8%	6%	5%	7%
ACS Pop. Est.	% Asian-Surnamed	2%	4%	4%	3%	3%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	8%	7%	6%	5%	6%
	% NH White est.	86%	85%	88%	90%	87%
	% NH Black est.	1%	2%	1%	1%	1%
	Total	26,648	28,289	28,020	26,960	109,917
Age	age0-19	19%	29%	25%	27%	25%
	age20-60	57%	53%	53%	53%	54%
	age60plus	24%	19%	22%	20%	21%
Immigration	immigrants	15%	13%	16%	12%	14%
	naturalized	47%	71%	68%	69%	63%
Language spoken at home	english	79%	81%	81%	89%	83%
	spanish	15%	8%	9%	4%	9%
	asian-lang	3%	6%	4%	3%	4%
	other lang	3%	5%	5%	4%	4%
Language Fluency	Speaks Eng. "Less than Very Well"	10%	6%	6%	4%	6%
Education (among those age 25+)	hs-grad	48%	44%	37%	38%	42%
	bachelor	25%	33%	34%	34%	31%
	graduatedegree	19%	19%	26%	26%	22%
Child in Household	child-under18	20%	37%	31%	36%	31%
Work (percent of pop age 16+)	employed	59%	61%	58%	57%	59%
	Commute on Public Transit	3%	2%	2%	1%	2%
Household Income	income 0-25k	15%	13%	15%	14%	14%
	income 25-50k	21%	11%	12%	12%	14%
	income 50-75k	17%	16%	11%	10%	14%
	income 75-200k	38%	45%	45%	43%	42%
	income 200k-plus	9%	15%	18%	22%	16%
Housing Stats	single family	51%	28%	31%	22%	34%
	multi-family	38%	70%	58%	73%	59%
	vacant	11%	2%	12%	5%	8%
	occupied	89%	98%	88%	95%	92%
	rented	58%	28%	35%	23%	36%
	owned	42%	72%	65%	77%	64%
Total and Voting Age population data from the 2010 Decennial Census.						
Surname-based Voter Registration and Turnout data from the California Statewide Database.						
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estimates.						
NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.						

City of Carlsbad 2017 Districting

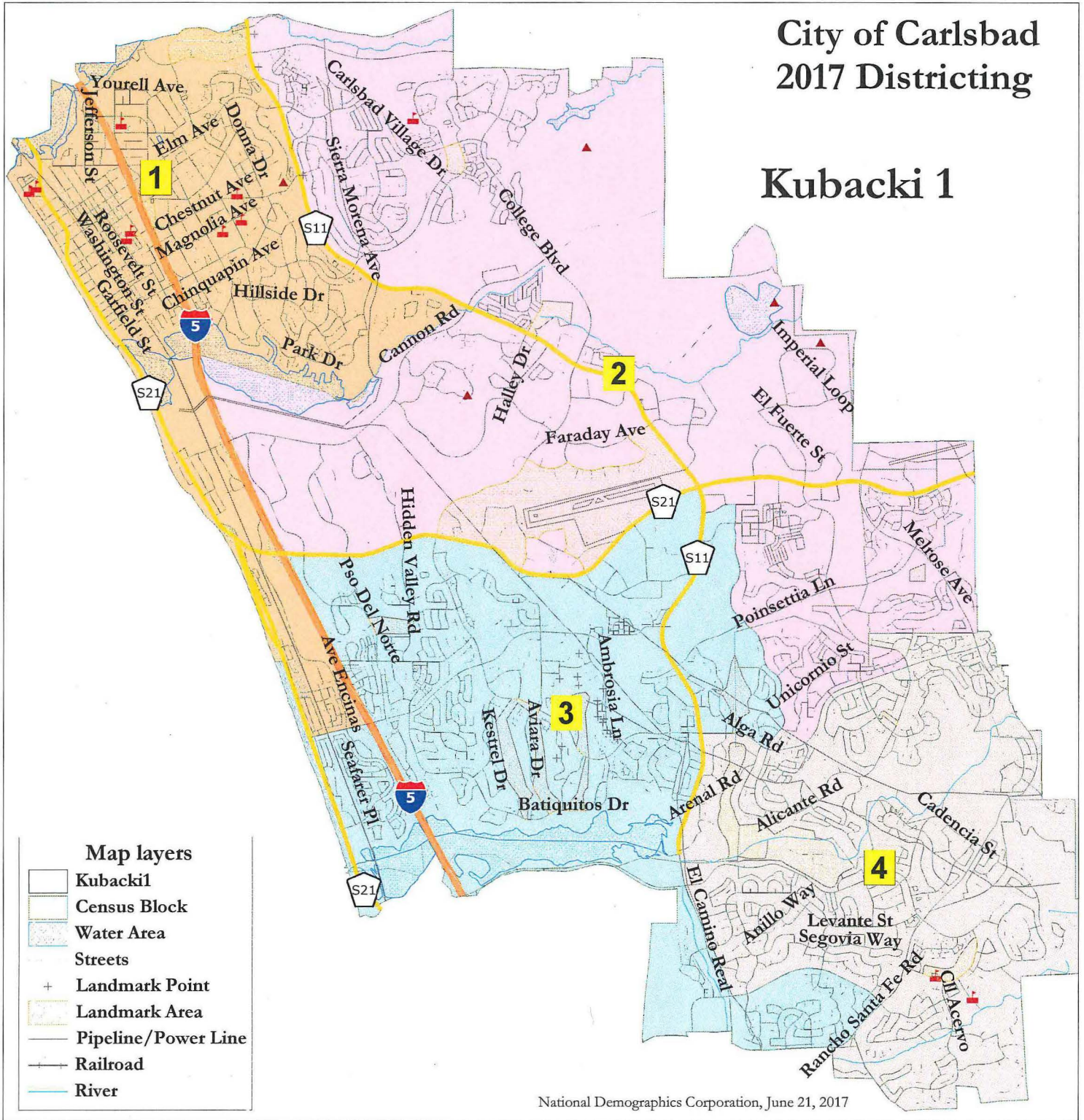
Hawney 1



City of Carlsbad - Hawney 1 map						
District		1	2	3	4	Total
Ideal	Total Pop	26,908	26,446	26,343	25,631	105,328
	Deviation from ideal	576	114	11	-701	1,277
	% Deviation	2.19%	0.43%	0.04%	-2.66%	4.85%
Total Pop	% Hisp	17%	17%	10%	8%	13%
	% NH White	72%	70%	77%	81%	75%
	% NH Black	2%	2%	2%	1%	2%
	% Asian-American	7%	9%	10%	9%	9%
Voting Age Pop	Total	20,955	19,919	20,049	19,039	79,962
	% Hisp	15%	15%	8%	7%	12%
	% NH White	75%	73%	80%	83%	78%
	% NH Black	1%	2%	1%	1%	1%
Citizen Voting Age Pop	Total	20,497	18,283	21,349	19,140	79,269
	% Hisp	14%	14%	10%	8%	11%
	% NH White	78%	75%	81%	82%	79%
	% NH Black	0%	2%	1%	1%	1%
Voter Registration (Nov 2014)	% Asian/Pac.Isl.	7%	8%	8%	7%	7%
	Total	16,017	15,284	16,878	16,787	64,966
	% Latino est.	11%	10%	7%	6%	8%
	% Asian-Surnamed	3%	4%	4%	4%	4%
	% Filipino-Surnamed	1%	1%	1%	0%	1%
	% Spanish-Surnamed	10%	9%	6%	5%	7%
Voter Turnout (Nov 2014)	% NH White est.	83%	82%	86%	89%	85%
	% NH Black	1%	2%	1%	1%	1%
	Total	7,576	7,318	8,584	8,681	32,159
	% Latino	8%	7%	5%	5%	6%
	% Asian-Surnamed	3%	3%	3%	3%	3%
	% Filipino-Surnamed	1%	1%	1%	0%	1%
Voter Turnout (Nov 2012)	% Spanish-Surnamed	7%	6%	4%	4%	5%
	% NH White est.	87%	87%	89%	91%	88%
	% NH Black	1%	2%	1%	1%	1%
	Total	12,261	12,207	13,935	14,161	52,563
	% Latino	9%	9%	6%	5%	7%
	% Asian-Surnamed	3%	4%	4%	3%	3%
ACS Pop. Est.	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	8%	8%	6%	5%	6%
	% NH White est.	86%	85%	88%	90%	87%
	% NH Black est.	1%	2%	1%	1%	1%
	Total	27,697	27,465	28,355	26,400	109,917
	Age	age0-19	22%	25%	26%	26%
age20-60		55%	55%	53%	53%	54%
age60plus		23%	20%	22%	20%	21%
Immigration	immigrants	13%	16%	15%	12%	14%
	naturalized	53%	60%	71%	70%	63%
Language spoken at home	english	81%	79%	82%	89%	83%
	spanish	11%	12%	9%	4%	9%
	asian-lang	3%	5%	5%	3%	4%
	other lang	5%	4%	4%	4%	4%
Language Fluency	Speaks Eng. "Less than Very Well"	7%	8%	6%	4%	6%
Education (among those age 25+)	hs-grad	48%	43%	38%	38%	42%
	bachelor	26%	31%	34%	34%	31%
	graduatedegree	18%	21%	25%	26%	22%
Child in Household	child-under18	25%	29%	33%	35%	31%
	employed	59%	60%	59%	57%	59%
Work (percent of pop age 16+)	Commute on Public Transit	3%	3%	2%	1%	2%
	income 0-25k	14%	14%	14%	14%	14%
Household Income	income 25-50k	17%	16%	11%	12%	14%
	income 50-75k	18%	15%	11%	10%	14%
	income 75-200k	43%	40%	44%	42%	42%
	income 200k-plus	8%	14%	19%	22%	16%
Housing Stats	single family	41%	43%	29%	22%	34%
	multi-family	53%	48%	62%	73%	59%
	vacant	7%	9%	10%	5%	8%
	occupied	93%	91%	90%	95%	92%
	rented	44%	47%	32%	23%	36%
	owned	56%	53%	68%	77%	64%
Total and Voting Age population data from the 2010 Decennial Census.						
Surname-based Voter Registration and Turnout data from the California Statewide Database.						
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estim						
NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 3-year data.						

City of Carlsbad 2017 Districting

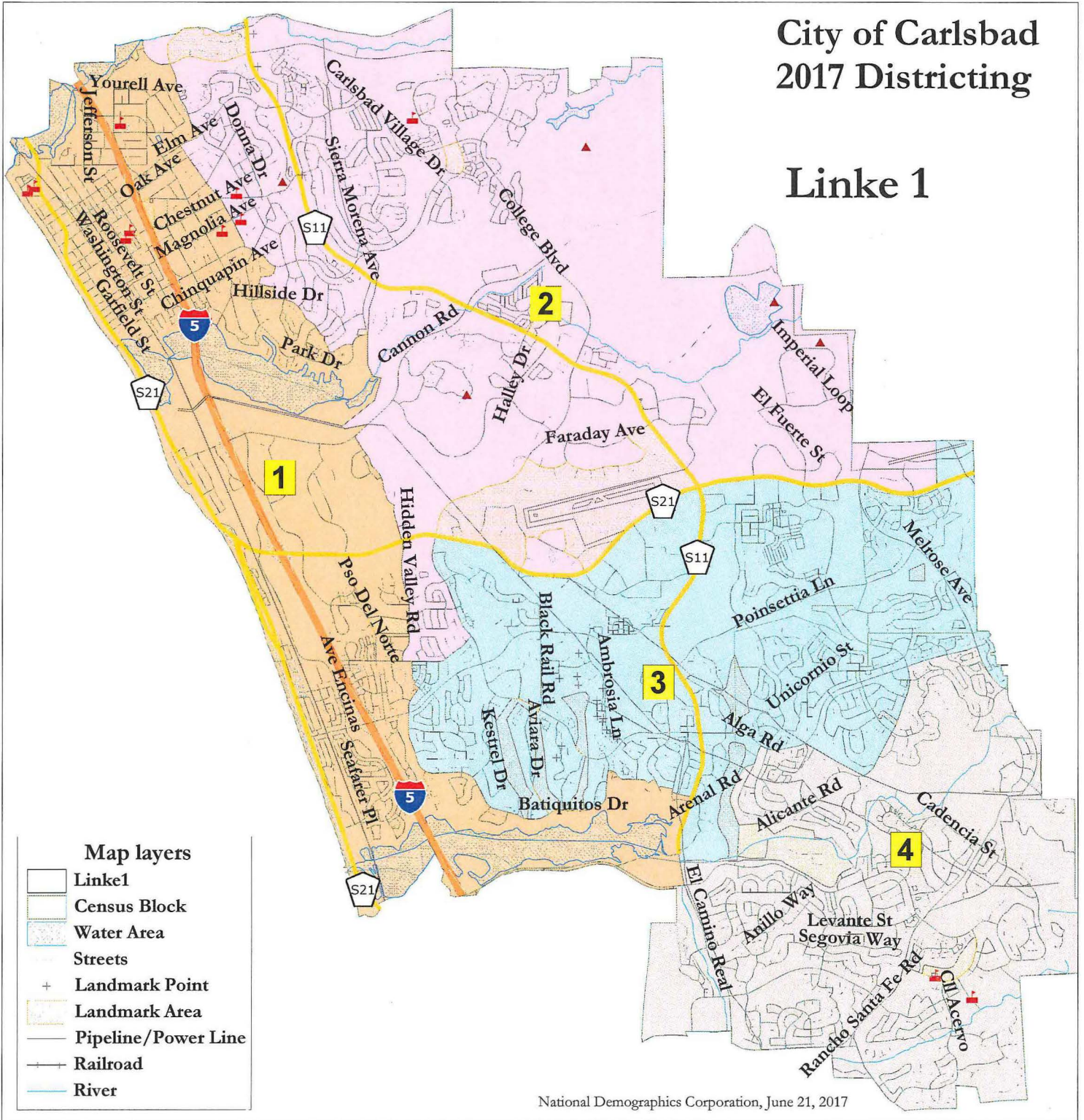
Kubacki 1



City of Carlsbad - Kubacki 1 map						
District		1	2	3	4	Total
<u>Ideal</u>	Total Pop	26,495	25,637	26,568	26,628	105,328
21,066	Deviation from ideal	163	-695	236	296	991
	% Deviation	0.62%	-2.64%	0.90%	1.12%	3.76%
Total Pop	% Hisp	19%	13%	12%	9%	13%
	% NH White	73%	72%	75%	79%	75%
	% NH Black	1%	2%	2%	1%	2%
	% Asian-American	5%	12%	10%	9%	9%
Voting Age Pop	Total	21,627	18,779	19,878	19,678	79,962
	% Hisp	16%	11%	10%	8%	12%
	% NH White	77%	74%	79%	81%	78%
	% NH Black	1%	2%	1%	1%	1%
Citizen Voting Age Pop	% Asian-American	4%	11%	9%	8%	8%
	Total	19,950	18,966	20,361	19,993	79,269
	% Hisp	15%	11%	11%	9%	11%
	% NH White	78%	77%	79%	81%	79%
Voter Registration (Nov 2014)	% NH Black	1%	2%	1%	2%	1%
	% Asian/Pac.Isl.	5%	10%	8%	7%	7%
	Total	15,429	15,718	16,455	17,364	64,966
	% Latino est.	11%	9%	7%	6%	8%
	% Asian-Surnamed	2%	5%	4%	4%	4%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
Voter Turnout (Nov 2014)	% Spanish-Surnamed	10%	8%	6%	6%	7%
	% NH White est.	83%	84%	87%	87%	85%
	% NH Black	1%	1%	1%	1%	1%
	Total	7,209	7,671	8,835	8,446	32,159
	% Latino	8%	6%	5%	5%	6%
	% Asian-Surnamed	2%	4%	3%	3%	3%
Voter Turnout (Nov 2012)	% Filipino-Surnamed	0%	1%	1%	0%	1%
	% Spanish-Surnamed	7%	6%	5%	5%	5%
	% NH White est.	86%	87%	90%	89%	88%
	% NH Black	1%	1%	1%	1%	1%
	Total	12,018	12,418	13,895	14,232	52,563
	% Latino	9%	8%	6%	6%	7%
ACS Pop. Est.	% Asian-Surnamed	2%	4%	4%	3%	3%
	% Filipino-Surnamed	1%	1%	1%	0%	1%
	% Spanish-Surnamed	8%	7%	5%	5%	6%
	% NH White est.	86%	86%	88%	89%	87%
	% NH Black est.	1%	1%	1%	1%	1%
Age	Total	26,241	27,602	28,454	27,620	109,917
	age0-19	18%	29%	25%	27%	25%
	age20-60	57%	53%	52%	54%	54%
Immigration	age60plus	25%	19%	22%	19%	21%
	immigrants	15%	14%	15%	13%	14%
Language spoken at home	naturalized	47%	69%	70%	67%	63%
	english	80%	81%	81%	88%	83%
	spanish	15%	8%	9%	4%	9%
	asian-lang	2%	6%	5%	3%	4%
Language Fluency	other lang	3%	5%	5%	4%	4%
	Speaks Eng. "Less than Very Well"	9%	6%	6%	4%	6%
Education (among those age 25+)	hs-grad	49%	43%	37%	39%	42%
	bachelor	25%	33%	34%	34%	31%
	graduatedegree	19%	20%	26%	25%	22%
Child in Household	child-under18	19%	36%	33%	36%	31%
	employed	59%	60%	57%	59%	59%
Work (percent of pop age 16+)	Commute on Public Transit	3%	2%	3%	1%	2%
	income 0-25k	15%	13%	14%	14%	14%
Household Income	income 25-50k	21%	12%	12%	11%	14%
	income 50-75k	17%	16%	11%	10%	14%
	income 75-200k	38%	45%	44%	43%	42%
	income 200k-plus	9%	14%	19%	21%	16%
Housing Stats	single family	49%	29%	30%	23%	34%
	multi-family	40%	67%	60%	71%	59%
	vacant	11%	4%	9%	6%	8%
	occupied	89%	96%	91%	94%	92%
	rented	55%	31%	34%	25%	36%
	owned	45%	69%	66%	75%	64%
Total and Voting Age population data from the 2010 Decennial Census.						
Surname-based Voter Registration and Turnout data from the California Statewide Database.						
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estim						
NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.						

City of Carlsbad 2017 Districting

Linke 1



City of Carlsbad - Linke 1 map

District		1	2	3	4	Total
<u>Ideal</u>	Total Pop	26,266	26,184	26,390	26,488	105,328
21,066	Deviation from ideal	-66	-148	58	156	304
	% Deviation	-0.25%	-0.56%	0.22%	0.59%	1.15%
Total Pop	% Hisp	18%	13%	14%	9%	13%
	% NH White	74%	74%	71%	80%	75%
	% NH Black	1%	2%	2%	1%	2%
	% Asian-American	6%	9%	12%	9%	9%
Voting Age Pop	Total	21,467	19,970	18,974	19,551	79,962
	% Hisp	15%	11%	12%	8%	12%
	% NH White	77%	77%	74%	82%	78%
	% NH Black	1%	2%	2%	1%	1%
	% Asian-American	5%	9%	11%	8%	8%
Citizen Voting Age Pop	Total	20,762	19,369	19,314	19,824	79,269
	% Hisp	15%	11%	11%	9%	11%
	% NH White	78%	80%	75%	82%	79%
	% NH Black	1%	0%	2%	1%	1%
	% Asian/Pac.Isl.	4%	8%	11%	7%	7%
Voter Registration (Nov 2014)	Total	15,766	15,945	15,633	17,622	64,966
	% Latino est.	10%	9%	8%	6%	8%
	% Asian-Surnamed	2%	4%	5%	4%	4%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	9%	8%	8%	5%	7%
	% NH White est.	83%	86%	84%	87%	85%
	% NH Black	1%	1%	2%	1%	1%
Voter Turnout (Nov 2014)	Total	7,475	8,124	7,572	8,989	32,159
	% Latino	8%	6%	6%	5%	6%
	% Asian-Surnamed	2%	3%	4%	3%	3%
	% Filipino-Surnamed	1%	1%	1%	0%	1%
	% Spanish-Surnamed	7%	6%	5%	4%	5%
	% NH White est.	87%	89%	87%	89%	88%
	% NH Black	1%	1%	2%	1%	1%
Voter Turnout (Nov 2012)	Total	12,329	12,833	12,738	14,663	52,563
	% Latino	9%	7%	7%	5%	7%
	% Asian-Surnamed	2%	3%	5%	3%	3%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	8%	7%	7%	5%	6%
	% NH White est.	86%	88%	85%	89%	87%
	% NH Black est.	1%	1%	2%	1%	1%
ACS Pop. Est.	Total	26,968	27,592	28,022	27,335	109,917
Age	age0-19	20%	25%	28%	26%	25%
	age20-60	57%	54%	53%	53%	54%
	age60plus	24%	22%	19%	20%	21%
Immigration	immigrants	14%	14%	17%	13%	14%
	naturalized	51%	60%	72%	69%	63%
Language spoken at home	english	81%	82%	79%	89%	83%
	spanish	13%	9%	10%	4%	9%
	asian-lang	2%	4%	7%	3%	4%
	other lang	4%	5%	4%	4%	4%
Language Fluency	Speaks Eng. "Less than Very Well"	8%	6%	7%	3%	6%
Education (among those age 25+)	hs-grad	46%	46%	38%	38%	42%
	bachelor	28%	30%	34%	34%	31%
	graduate degree	20%	20%	25%	26%	22%
Child in Household	child-under18	23%	29%	37%	35%	31%
Work (percent of pop age 16+)	employed	59%	59%	60%	57%	59%
	Commute on Public Transit	4%	2%	2%	1%	2%
Household Income	income 0-25k	16%	13%	14%	14%	14%
	income 25-50k	19%	14%	10%	11%	14%
	income 50-75k	15%	17%	11%	10%	14%
	income 75-200k	39%	45%	43%	43%	42%
	income 200k-plus	11%	10%	21%	22%	16%
Housing Stats	single family	48%	33%	28%	22%	34%
	multi-family	42%	62%	63%	73%	59%
	vacant	11%	5%	9%	5%	8%
	occupied	89%	95%	91%	95%	92%
	rented	53%	35%	31%	23%	36%
	owned	47%	65%	69%	77%	64%

Total and Voting Age population data from the 2010 Decennial Census.

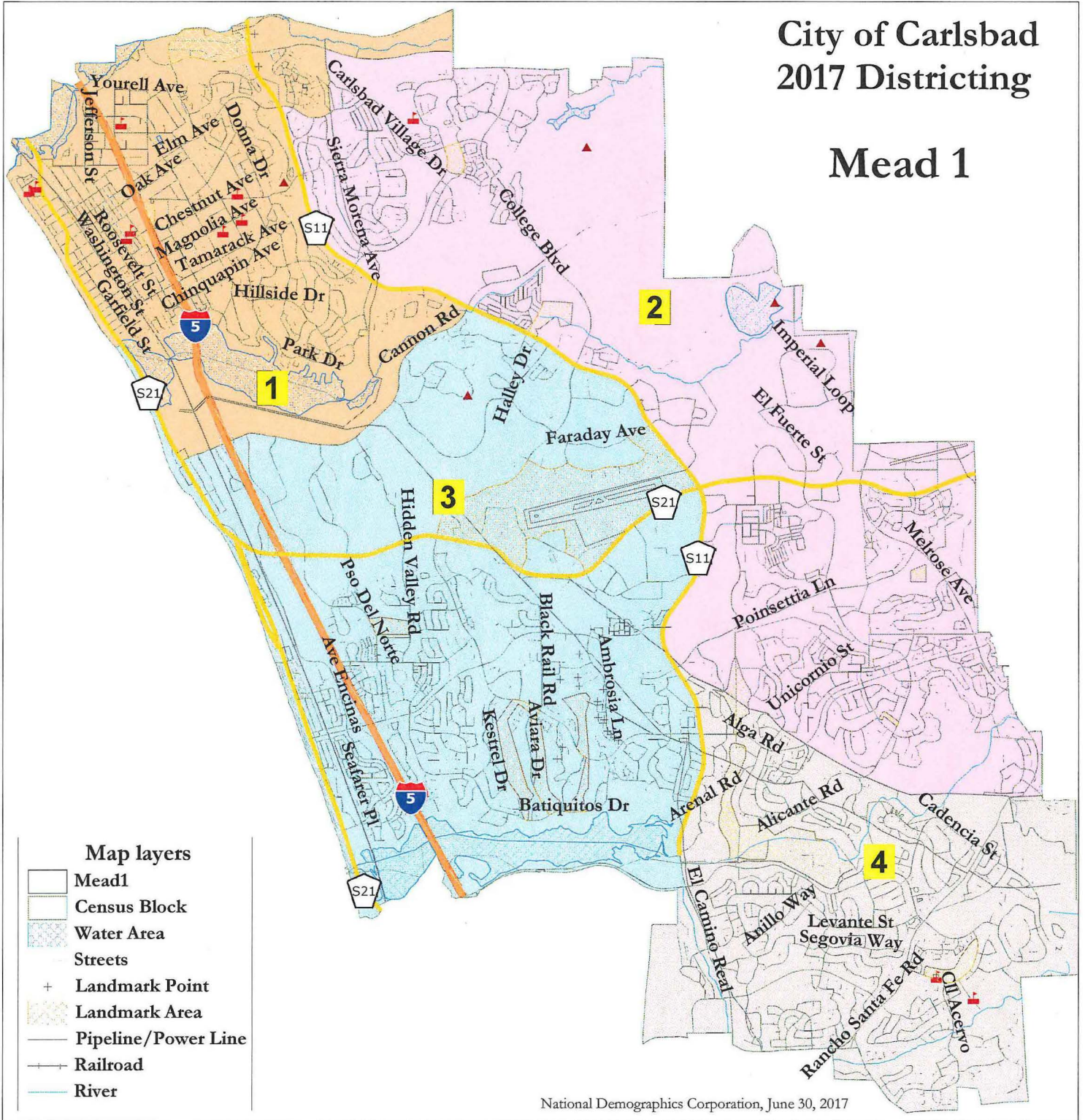
Surname-based Voter Registration and Turnout data from the California Statewide Database.

Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estimate.

NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 3-year data.

City of Carlsbad 2017 Districting

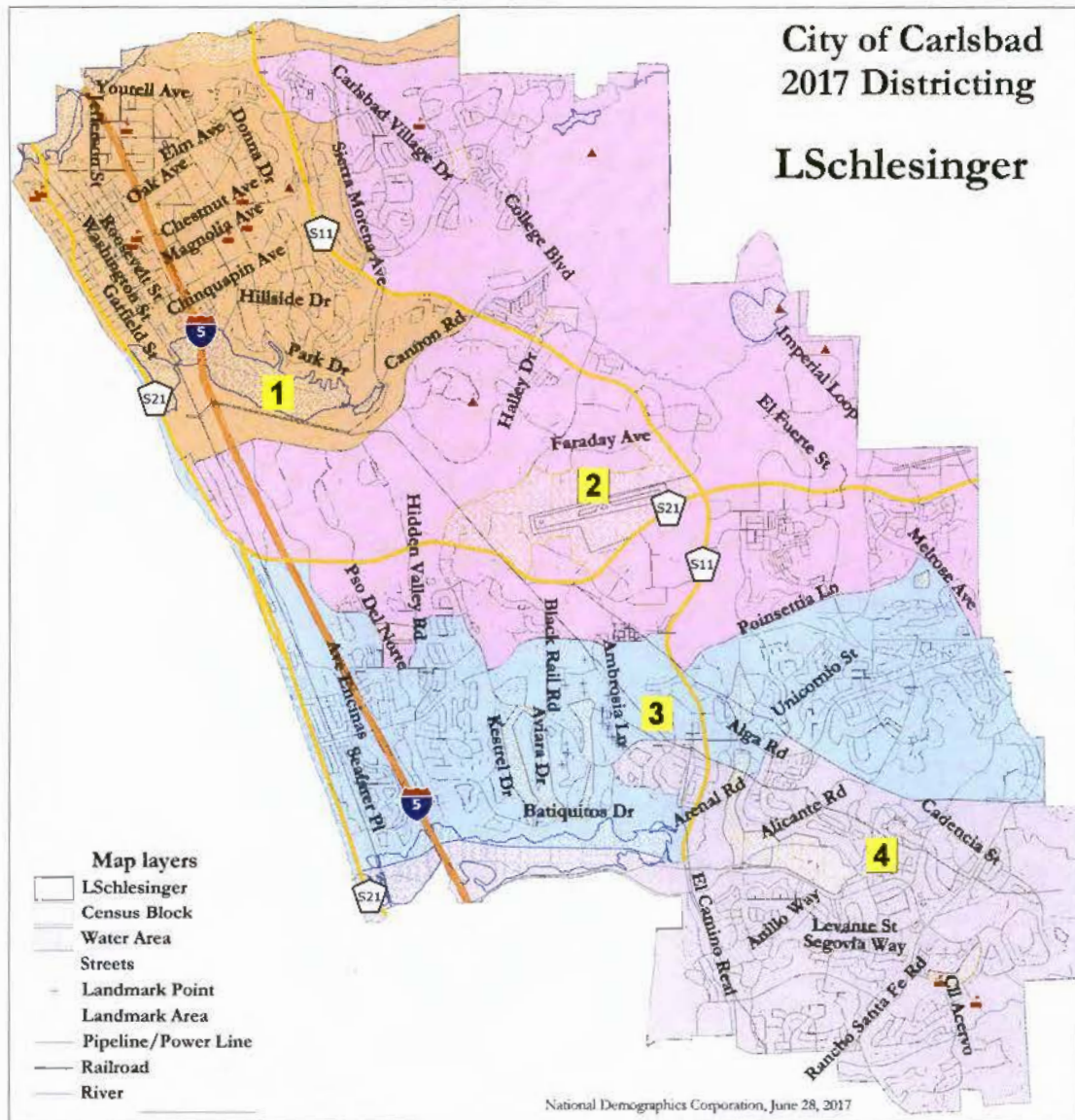
Mead 1



City of Carlsbad - Mead Map 1						
District		1	2	3	4	Total
<u>Ideal</u>	Total Pop	26,544	27,246	25,517	26,021	105,328
21,066	Deviation from ideal	212	914	-815	-311	1,729
	% Deviation	0.81%	3.47%	-3.10%	-1.18%	6.57%
Total Pop	% Hisp	20%	12%	11%	10%	13%
	% NH White	72%	73%	75%	80%	75%
	% NH Black	1%	2%	2%	1%	2%
	% Asian-American	5%	11%	10%	9%	9%
Voting Age Pop	Total	21,688	19,843	19,187	19,244	79,962
	% Hisp	17%	11%	9%	8%	12%
	% NH White	75%	75%	79%	82%	78%
	% NH Black	1%	2%	1%	1%	1%
	% Asian-American	5%	11%	9%	8%	8%
Citizen Voting Age Pop	Total	19,892	20,567	19,459	19,350	79,269
	% Hisp	15%	11%	11%	9%	11%
	% NH White	78%	76%	80%	81%	79%
	% NH Black	1%	2%	0%	2%	1%
	% Asian/Pac.Isl.	5%	10%	8%	7%	7%
Voter Registration (Nov 2014)	Total	15,155	17,354	15,639	16,818	64,966
	% Latino est.	11%	9%	7%	6%	8%
	% Asian-Surnamed	2%	5%	4%	4%	4%
	% Filipino-Surnamed	1%	1%	1%	0%	1%
	% Spanish-Surnamed	10%	8%	6%	5%	7%
	% NH White est.	83%	83%	87%	88%	85%
	% NH Black	1%	2%	1%	1%	1%
Voter Turnout (Nov 2014)	Total	6,983	8,436	8,157	8,584	32,159
	% Latino	8%	6%	5%	5%	6%
	% Asian-Surnamed	2%	4%	3%	3%	3%
	% Filipino-Surnamed	1%	1%	1%	0%	1%
	% Spanish-Surnamed	7%	6%	5%	4%	5%
	% NH White est.	86%	87%	90%	90%	88%
	% NH Black	1%	1%	1%	1%	1%
Voter Turnout (Nov 2012)	Total	11,752	13,747	12,929	14,135	52,563
	% Latino	10%	8%	6%	5%	7%
	% Asian-Surnamed	2%	4%	4%	3%	3%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	9%	7%	6%	5%	6%
	% NH White est.	86%	85%	88%	89%	87%
	% NH Black est.	1%	1%	1%	1%	1%
ACS Pop. Est.	Total	26,272	29,605	27,175	26,866	109,917
Age	age0-19	18%	28%	26%	27%	25%
	age20-60	58%	53%	53%	53%	54%
	age60plus	24%	19%	22%	20%	21%
Immigration	immigrants	15%	13%	16%	12%	14%
	naturalized	44%	72%	68%	70%	63%
Language spoken at home	english	79%	83%	80%	89%	83%
	spanish	15%	7%	11%	4%	9%
	asian-lang	2%	6%	4%	3%	4%
	other lang	4%	4%	5%	4%	4%
Language Fluency	Speaks Eng. "Less than Very Well"	9%	5%	6%	4%	6%
Education (among those age 25+)	hs-grad	50%	43%	37%	38%	42%
	bachelor	24%	34%	34%	34%	31%
	graduatedegree	18%	20%	26%	26%	22%
Child in Household	child-under18	19%	36%	33%	36%	31%
	employed	60%	60%	58%	58%	59%
Work (percent of pop age 16+)	Commuter on Public Transit	4%	2%	3%	1%	2%
	income 0-25k	15%	13%	15%	14%	14%
Household Income	income 25-50k	21%	11%	12%	11%	14%
	income 50-75k	18%	15%	11%	10%	14%
	income 75-200k	39%	45%	44%	43%	42%
	income 200k-plus	8%	16%	18%	22%	16%
	single family	52%	27%	32%	22%	34%
Housing Stats	multi-family	38%	70%	56%	73%	59%
	vacant	10%	3%	12%	5%	8%
	occupied	90%	97%	88%	95%	92%
	rented	58%	27%	36%	23%	36%
	owned	42%	73%	64%	77%	64%
	Total and Voting Age population data from the 2010 Decennial Census.					
Surname-based Voter Registration and Turnout data from the California Statewide Database.						
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estimates.						
NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.						

City of Carlsbad
2017 Districting

LSchlesinger



City of Carlsbad - LSchlesinger 1 map						
District		1	2	3	4	Total
Ideal	Total Pop	26,379	26,487	26,186	26,276	105,328
	Deviation from ideal	47	155	-146	-56	301
21,066	% Deviation	0.18%	0.59%	-0.55%	-0.21%	1.14%
	% Hisp	20%	15%	10%	8%	13%
Total Pop	% NH White	73%	69%	77%	81%	75%
	% NH Black	1%	2%	2%	1%	2%
	% Asian-American	5%	12%	10%	9%	9%
	Total	21,504	19,047	19,908	19,503	79,962
Voting Age Pop	% Hisp	17%	13%	9%	7%	12%
	% NH White	76%	73%	79%	83%	78%
	% NH Black	1%	2%	1%	1%	1%
	% Asian-American	4%	11%	9%	8%	8%
Citizen Voting Age Pop	Total	19,817	18,568	21,240	19,644	79,269
	% Hisp	15%	13%	10%	8%	11%
	% NH White	78%	75%	80%	82%	79%
	% NH Black	1%	2%	1%	1%	1%
Voter Registration (Nov 2014)	% Asian/Pac.Isl.	5%	10%	8%	7%	7%
	Total	15,313	15,727	16,766	17,160	64,966
	% Latino est.	11%	10%	7%	6%	8%
	% Asian-Surnamed	2%	5%	4%	3%	4%
Voter Turnout (Nov 2014)	% Filipino-Surnamed	1%	1%	1%	0%	1%
	% Spanish-Surnamed	10%	9%	6%	5%	7%
	% NH White est.	83%	83%	86%	89%	85%
	% NH Black	1%	1%	1%	1%	1%
Voter Turnout (Nov 2012)	Total	7,226	7,517	8,577	8,840	32,159
	% Latino	8%	7%	5%	5%	6%
	% Asian-Surnamed	2%	4%	4%	3%	3%
	% Filipino-Surnamed	0%	1%	1%	0%	1%
	% Spanish-Surnamed	7%	6%	4%	4%	5%
	% NH White est.	87%	87%	89%	91%	88%
ACS Pop. Est.	% NH Black	1%	1%	1%	1%	1%
	Total	11,952	12,298	13,805	14,509	52,563
	% Latino	10%	8%	6%	5%	7%
	% Asian-Surnamed	2%	4%	4%	3%	3%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	9%	7%	6%	5%	6%
Age	% NH White est.	86%	85%	87%	90%	87%
	% NH Black est.	1%	1%	1%	1%	1%
Immigration	Total	26,132	28,457	28,301	27,027	109,917
	age0-19	18%	28%	26%	26%	25%
	age20-60	57%	53%	53%	53%	54%
Language spoken at home	age60plus	25%	18%	21%	21%	21%
	immigrants	14%	15%	15%	12%	14%
Language Fluency	naturalized	45%	66%	71%	70%	63%
	english	80%	80%	81%	89%	83%
	spanish	14%	9%	9%	4%	9%
	asian-lang	2%	5%	5%	3%	4%
Education (among those age 25+)	other lang	3%	6%	4%	4%	4%
	Speaks Eng. "Less than Very Well"	9%	6%	6%	4%	6%
	hs-grad	49%	42%	38%	38%	42%
Child in Household	bachelor	24%	33%	35%	34%	31%
	graduatedegree	18%	21%	24%	26%	22%
Work (percent of pop age 16+)	child-under18	19%	36%	34%	35%	31%
	employed	59%	60%	59%	57%	59%
Household Income	Commute on Public Transit	4%	2%	2%	1%	2%
	income 0-25k	15%	14%	14%	14%	14%
	income 25-50k	21%	12%	11%	11%	14%
	income 50-75k	18%	15%	11%	10%	14%
	income 75-200k	39%	45%	44%	43%	42%
Housing Stats	income 200k-plus	8%	14%	19%	22%	16%
	single family	51%	32%	28%	22%	34%
	multi-family	39%	62%	62%	73%	59%
	vacant	10%	6%	10%	5%	8%
	occupied	90%	94%	90%	95%	92%
	rented	56%	34%	31%	23%	36%
	owned	44%	66%	69%	77%	64%

Total and Voting Age population data from the 2010 Decennial Census.
Surname-based Voter Registration and Turnout data from the California Statewide Database.
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estimates.
NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.

Proposed Election Years Sequencing

Map	2018	2020
Cohen-Flock 1	Option 1: 1 & 3 Option 2: 3 & 4	Option 1: 2 & 4 Option 2: 1 & 2
Cohen-Flock 2	Option 1: 1 & 4 Option 2: 2 & 4	Option 1: 2 & 3 Option 2: 1 & 3
Drelleshak 1	3 & 4	1 & 2
Drelleshak 2	Option 1: 1 & 4 Option 2: 3 & 4	Option 1: 2 & 3 Option 2: 1 & 2
Egeland 1b (other options possible)	Option 1: 1 & 2 Option 2: 3 & 4	Option 1: 3 & 4 Option 2: 1 & 2
Hawney 1	Option 1: 1 & 3 Option 2: 3 & 4	Option 1: 2 & 3 Option 2: 1 & 2
Kubacki 1	Option 1: 1 & 4 Option 2: 2 & 4	Option 1: 2 & 3 Option 2: 1 & 3
Linke 1	2 & 4	1 & 3
NDC Green	3 & 4	1 & 2
NDC Orange	2 & 4	1 & 3
NDC Purple	2 & 4	1 & 3

Plan Listing

“Pop. Dev.” is the overall plan deviation from perfect population balance.

“Pairs” indicate the number of Councilmembers placed together in a district.

Plan Name	Pop. Dev.	Pairs	Districts Touching Airport Area	Districts Touching Coast
Cohen-Flock 1	6.94%	C. Shumacher & Packard in D1	2	4
Cohen-Flock 2	7.11%	C. Shumacher & Packard in D1	2	3
Drelleshak 1	5.69%	none	3	1
Drelleshak 2	7.10%	C. Shumacher & Packard in D1	2	1
Egeland 1b	3.49%	C. Shumacher & Packard in D1 Blackburn & M. Schumacher in D3	3	2
Hawney 1	4.85%	C. Shumacher & Packard in D1	2	4
Kubacki 1	3.76%	C. Shumacher & Packard in D1	2	2
Linke 1	1.15%	none	2	1
NDC Green	4.17%	none	4	1
NDC Orange	2.69%	none	3	4
NDC Purple	3.20%	none	4	3

Sheila Cobian

To: City Clerk
Subject: FW: Correspondence to Council on Districting
Attachments: 20170630 Carlsbad Districting letter to City Council.pdf

-----Original Message-----

From: Steve Linke [mailto:]
Sent: Friday, June 30, 2017 11:13 PM
To: Council Internet Email <CityCouncil@carlsbadca.gov>
Subject: Correspondence to Council on Districting

Please forward the attached letter to the City Council and Mayor regarding districting.

Sincerely,
Steve Linke

Carlsbad, CA 92009

June 30, 2017

Carlsbad City Council and Mayor
1200 Carlsbad Village Drive
Carlsbad, CA 92008

Re: Districting

Dear City Council and Mayor:

I submitted one of the districting maps for your June 29, 2017 Public Hearing ("Linke 1," see Attachment 1). I did not attend the hearing, but I just watched portions of it. I only spent around two hours working on my map, but I did try to carefully balance the populations, keep all school districts in the same Council district, use major roads or geographical features, keep various communities together, etc. And, somewhat by coincidence, all current Council members ended up in separate districts.

While watching the public hearing, I saw the growing consensus around "horizontal" maps, like "Cohen-Flock 1," and the thought they would be more unifying. In contrast, my map combines the entire coast and lagoon areas into a single district. Obviously, my intent was not to create a "divisive" districting system, and I wanted to point out that I had an important rationale. If possible, I would like this letter to be part of the public record, in case I do not get the chance to speak at a public hearing.

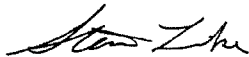
I will use "Cohen-Flock 1" as a basis of comparison, but I want to be clear that my intent is not to criticize the extensive work they clearly put into their maps. I drew a red line a bit east of I-5 through their Districts 2 through 4 (see Attachment 2). Very roughly, the proportion of coastal voters west of the red line in each of those districts is about 10%. (In point of fact, to reach 10% in Districts 2 and 4, the red line would need to be drawn significantly further east, and actual numbers should be explored more closely.)

The other ~90% of voters in each of those three districts are arguably in more suburban areas well off the coast. And those voters likely have very different needs/priorities than those on the coast. So, it may be in a Council candidate's best interest to largely ignore the ~10% of voters with very different interests in order to get elected in their District. (I am not saying that the coastal and non-coastal voters have completely different interests, or that all non-coastal voters have the same interests, but that may be true generally for several important issues.)

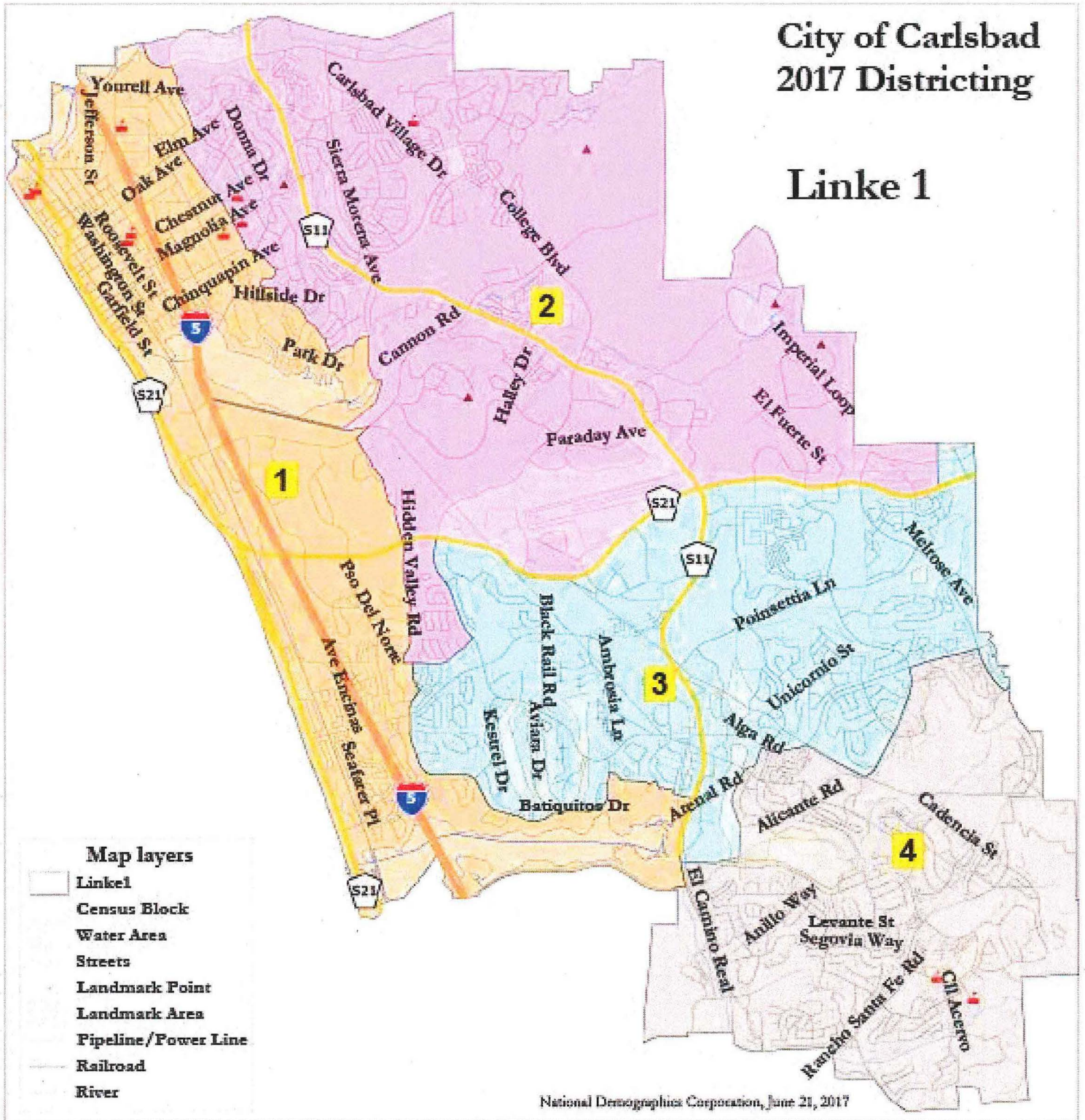
As many of you may already be aware, there are basically two types of gerrymandering: "cracking" and "packing." I think it could be argued that splitting the southern coastal areas into three separate 10% interests in their respective districts could be considered cracking.

On my map, I combined those areas into a more powerful 30% interest in a single district, added to the even more substantial northern coastal community within District 1. Perhaps it could be argued that this is packing, although I do not think that is the case here. In any event, I think you should try to seek a proper balance between cracking and packing that avoids gerrymandering, and I am not sure that the horizontal maps achieve that goal.

Sincerely,

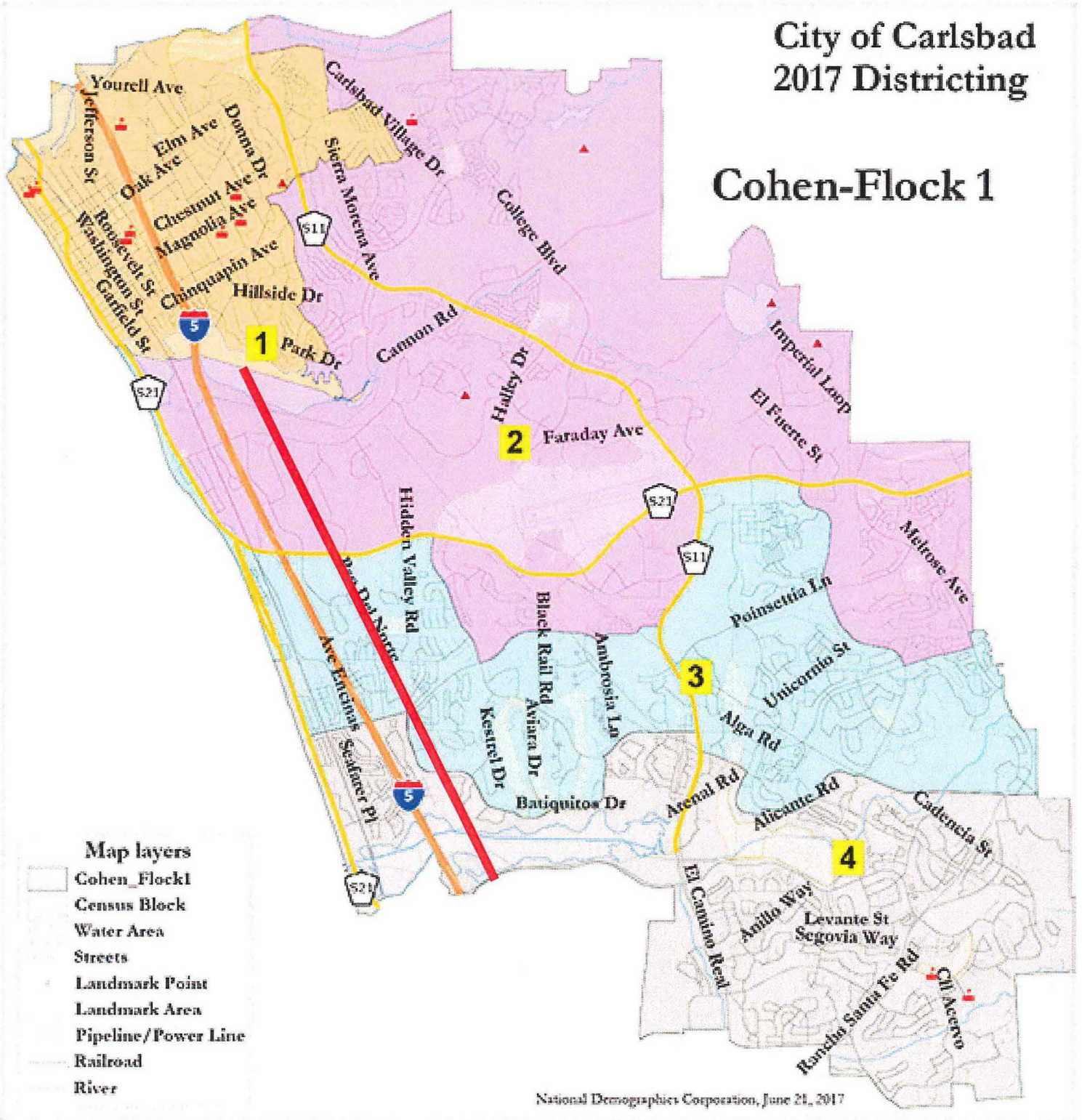


Steve Linke



City of Carlsbad 2017 Districting

Cohen-Flock 1



Sheila Cobian

From: Vickey Syage
Sent: Monday, July 03, 2017 1:05 PM
To: Council Internet Email; carlsbad@NDCresearch.com
Cc: Matthew Hall; Cori Schumacher; Michael Schumacher; Keith Blackburn; Mark Packard; Celia Brewer; City Clerk
Subject: Fwd: Carlsbad District Maps

I believe I may have mistyped one of the email address. If this is a duplicate, I apologize.
Vickey Syage

Begin forwarded message:

From: Vickey Syage
Subject: Carlsbad District Maps
Date: July 3, 2017 at 1:01:41 PM PDT
To: carlsbad@NDCresearch.com
Cc: council@carlsbad.ca.gov

Hello All,

I am a South Carlsbad resident and have been for 26 years now. I want to provide some feedback as a South Carlsbad resident, because so much focus of our City Council has been North Carlsbad based.

We are geographically closer to Encinitas than the Carlsbad Village. For me, it's 4 miles to downtown Encinitas, and 10 to downtown Carlsbad. My kids grew up on Moonlight Beach. Many of us have children in Encinitas or San Marcos schools. We are Carlsbad by zip code, and some city services - such as road services, street lights, trash, and police protection. For some of us, our water is from the Leucadia water district. Most of us live within HOA's. So that being said, it's important that the voting districts honor our neighborhoods and sense of community. Following are the 4 criteria I consider most important when dividing us into equal population voting districts.

1. Honor the Elementary school boundary lines. Middle schools have multiple elementary schools feeding into them, and high schools have multiple middle schools feeding into them - so keeping the elementary school boundaries in tact, will keep the neighborhoods together as well as honoring the school district boundaries. This is HUGE for families.
2. Honor the HOA boundaries. In the South, we have more contact and more governance by our HOA boards than the City, so the sense of neighborhood is defined by HOA. We are the land of PUD's.
3. Provide at least 2 districts for the Coast - North and South. The coast is SO important to all of us.
4. Provide at least 2 districts that surround the airport - another HUGE Carlsbad issue.
5. Most of us are used to our 4 quadrants, divided by zip code. Population distribution won't

allow for making those the district boundaries, but if 92010 could move further south to incorporate some of 92009, honoring school and HOA boundaries, you might end up with districts that look and feel closest to most voters' perception of the City

Last but not least, it feels like if the districts are drawn around the current incumbents' residences, that we are gerrymandering. We can wordsmith all we want, but as a regular voter, it feels like gerrymandering.

Thank you.
Vickey Syage
92011

Tammy Cloud-McMinn

From: Council Internet Email
Sent: Wednesday, July 05, 2017 8:57 AM
To: City Clerk
Cc: Celia Brewer
Subject: FW: district boundaries

From: Doris Schiller
Sent: Tuesday, July 04, 2017 8:07 AM
To: Council Internet Email <CityCouncil@carlsbadca.gov>
Subject: district boundaries

I noticed that two of the citizen submitted (Hawney, Linke1) district suggestions had Camino de las Ondas as a dividing line between districts. The Altamira 1, 3, and 4 communities and the Harbor Point HOA need to all be in one district. We all are affected by being next to the freeway, go to the same elementary school, etc. A natural boundary would be Poinsettia but never a minor neighborhood street like Camino de las Ondas.

Sheila Cobian

From: Douglas Johnson >
Sent: Tuesday, July 11, 2017 1:25 PM
To: Kristina Ray; Sheila Cobian
Cc: Celia Brewer; John Ramirez; Alan Fenstermacher; Justin Levitt - NDC
Subject: Fwd: Draft Maps

FYI - one more public comment just came in on the email:

- Douglas Johnson

Will Receive - **Agenda Item # 11**
For the Information of the:
CITY COUNCIL
ACM CA CC
Date 7/11/17 City Manager

Sent from my iPhone

Begin forwarded message:

From: Patricia Amador
Date: July 11, 2017 at 1:04:34 PM PDT
To: carlsbad@ndcresearch.com
Subject: Draft Maps

My opinion: Draft Map of Linda Schlesinger is the closest to giving each council district equal balance. DO NOT like demographers maps. It is HIGHLY important to keep the Barrio area intact and not divided between districts.

Thank you

Patricia Amador

3

Carlsbad, CA 92008

*

Proposed Election Years Sequencing

Map	2018	2020
Cohen-Flock 1	Option 1: 1 & 3 Option 2: 3 & 4	Option 1: 2 & 4 Option 2: 1 & 2
Cohen-Flock 2	Option 1: 1 & 4 Option 2: 2 & 4	Option 1: 2 & 3 Option 2: 1 & 3
Drelleshak 1	3 & 4	1 & 2
Drelleshak 2	Option 1: 1 & 4 Option 2: 3 & 4	Option 1: 2 & 3 Option 2: 1 & 2
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Linke 1	2 & 4	1 & 3
LSchleshinger1	Option 1: 1 & 4 Option 2: 3 & 4	Option 1: 2 & 3 Option 2: 1 & 2
Mead 1	Option 1: 1 & 4 Option 2: 2 & 4	Option 1: 2 & 3 Option 2: 1 & 2
NDC Green	3 & 4	1 & 2
NDC Orange	2 & 4	1 & 3
NDC Purple	2 & 4	1 & 3
NDC Yellow	2 & 4	1 & 3

All Receive - Agenda Item # 11
 For the Information of the:
 CITY COUNCIL
 ACM CA CC
 Date 7/11/17 City Manager

Plan Listing

“Pop. Dev.” is the overall plan deviation from perfect population balance.

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Drelleshak 2	7.10%	C. Schumacher & Packard in D1	2	2
Egeland 1b	3.49%	C. Schumacher & Packard in D1 Blackburn & M. Schumacher in D3	3	2
Hawney 1	4.85%	C. Schumacher & Packard in D1	2	4
Kubacki 1	3.76%	C. Schumacher & Packard in D1	2	2
Linke 1	1.15%	none	2	1
LSchleshinger1	1.14%	C. Schumacher & Packard in D1	1?	4?
Mead 1	6.57%	C. Schumacher & Packard in D1	2	2
NDC Green	4.17%	none	4	1
NDC Orange	2.69%	none	3	4
NDC Purple	3.20%	none	4	3
NDC Yellow	4.91%	None	2	4

Sheila Cobian

All Receive - Agenda Item # 11

From: Douglas Johnson
Sent: Friday, July 07, 2017 5:00 PM
To: Sheila Cobian; Celia Brewer; Kristina Ray
Cc: 'Ramirez, John'; 'Fenstermacher, Alan'; Justin Levitt - NDC
Subject: Carlsbad public comment emails
Attachments: City of Carlsbad Public Feedback on Maps.docx; Syage Schiller Bandich emails.pdf

For the Information of the:
CITY COUNCIL
ACM CA CC
Date 7/10/17 City Manager

Four emails with public comments about the Carlsbad maps came in this week. They, along with an updated public comments summary log, are attached.

- Doug

Douglas Johnson
National Demographics Corporation

www.NDCresearch.com

City of Carlsbad Public Feedback on Maps

Updated: 7/7/2017

Name	Comment
Laura and Robert Cunningham 7/7	Email. "Cohen-Flock 2 does the very best job of balancing communities of interest, retaining school districts, and offering representation to all of our diverse neighborhoods."
Jan Bandich 7/6	Email. Prefers a combination of the Hawney 1 and Cohen-Flock 1. "I appreciate all the time and thoughtful diligence so many people contributed in producing such an interesting array of maps to consider, I enjoyed the public discussions, as well as time to contemplate all aspects before making a choice."
Doris Schiller 7/4	Email. Opposes Hawney, Linke1 maps because they use Camino de las Ondas as a district border. "The Altamira 1, 3, and 4 communities and the Harbor Point HOA need to all be in one district."
Vickey Syage 7/3	Email. Shared thought
Larry Posnicke (sp?) 6/29	Voicemail on the NDC machine. He is concerned about the Orange map because "on the extreme right" it cuts Rancho Carrillo "right in half," and "there is a desert in between one section and the other section."
Linda Schlesinger 6/28	Sent new map submission. Too late for agenda packet and presentation. NDC processed the map so she can bring it and present it in person.
Trudie Stapleton 6/26	I recommend the "Cohen-Flock 2" map. It illustrates a logical and visual view of 4 sensibly defined districts within the City of Carlsbad. Most importantly I would be disappointed if "Old Carlsbad" is divided. Old Carlsbad, Carlsbad Village and the Barrio should be kept within one district.
K. Cinciarelli 6/25	Historically Carlsbad has for purposes of planning, population, housing been divided into 4 quadrants which are separated by El Camino Real and Palomar Airport Rd. It seems natural and fits with most of some of the criteria (except equal population) to have representatives elected from each quadrant. I reside in the NE quadrant. Specifically I do not want to see our neighborhood grouped with the downtown Carlsbad area as the needs are quite different. Everyone east of El Camino Real in the NE quadrant should remain grouped together. You should not just carve out a little chunk of streets, without notifying those residents. Please make sure my home address remains a part of the NE quadrant.
John Marshall 6/25	Hello and thanks for asking for citizen input. My question is whether the planning process includes best estimates for future populations in the proposed districts and their ethnic make up? Did the city provide projections/numbers based on build-out in each district, with current projects and those undergoing the approval process?

	Robertson Ranch comes to mind with single family home, condos, apartments, some senior, as well as subsidized housing.
Linda Sinclair 6/24	In my opinion, the "Purple" map prepared by demographers is the most appropriate for adoption.
Laura Drelleshak 6/23	A small correction to your stats: My map "Drelleshak 1" actually has two districts touching the coast, not one (districts 1&2), although district 2 only has a bit of the south end.
Ronee Kozlowski 6/23	After researching, talking with others and as to what is important to our family we much prefer the Map Cohen/Flock No. 2. As part of Olde Carlsbad, Ridgecrest Dr., we totally identify to the Village/Barrio area. The areas East of El Camino Real feel almost like a different City to us as do most areas South of Cannon. Please take this into consideration.
Shirley Anderson 6/22	I vote for the ORANGE map. I would have preferred the 5 District option that was first proposed.

From: Doris Schiller [mailto:
Sent: Tuesday, July 04, 2017 8:07 AM
To: Council Internet Email <CityCouncil@carlsbadca.gov>
Subject: district boundaries

I noticed that two of the citizen submitted (Hawney, Linke1) district suggestions had Camino de las Ondas as a dividing line between districts. The Altamira 1, 3, and 4 communities and the Harbor Point HOA need to all be in one district. We all are affected by being next to the freeway, go to the same elementary school, etc. A natural boundary would be Poinsettia but never a minor neighborhood street like Camino de las Ondas.

From: Jan Bandich
Sent: Thursday, July 6, 2017 3:06 PM
To: carlsbad@ndcresearch.com
Subject: Feedback on Carlsbad District Maps

I have attended the public meetings, printed out all the map choices and discussed them with friends and family, and here are my preferences:

My preference is a combination of the Hawney 1 and Cohen-Flock 1 based on:

-horizontal distribution, giving each of 4 districts ocean front, railroad, El Camino Real, and I-5 responsibilities, by which all citizens are impacted and includes/distributes lagoons, shopping centers, parks, Open Space, etc. fairly

-prefer the Village/Barrio inclusion in District 1 of Cohen-Flock 1

-prefer the southern border of District 1 to extend to Cannon Rd to South and El Camino Real to East in Cohen-Flock 1 to unify Old Carlsbad

-prefer the total west to east inclusion of District 1 in Hawney 1

I appreciate all the time and thoughtful diligence so many people contributed in producing such an interesting array of maps to consider, I enjoyed the public discussions, as well as time to contemplate all aspects before making a choice.

Jan Bandich

Carlsbad, CA 92008

May you always have: Love to share, Friends who care, and Health to spare.

From: Vickey Syage
Sent: Monday, July 3, 2017 1:02 PM
To: carlsbad@NDCresearch.com
Cc: council@carlsbad.ca.gov
Subject: Carlsbad District Maps

Hello All,

I am a South Carlsbad resident and have been for 26 years now. I want to provide some feedback as a South Carlsbad resident, because so much focus of our City Council has been North Carlsbad based.

We are geographically closer to Encinitas than the Carlsbad Village. For me, it's 4 miles to downtown Encinitas, and 10 to downtown Carlsbad. My kids grew up on Moonlight Beach. Many of us have children in Encinitas or San Marcos schools. We are Carlsbad by zip code, and some city services - such as road services, street lights, trash, and police protection. For some of us, our water is from the Leucadia water district. Most of us live within HOA's. So that being said, it's important that the voting districts honor our neighborhoods and sense of community. Following are the 4 criteria I consider most important when dividing us into equal population voting districts.

1. Honor the Elementary school boundary lines. Middle schools have multiple elementary schools feeding into them, and high schools have multiple middle schools feeding into them - so keeping the elementary school boundaries in tact, will keep the neighborhoods together as well as honoring the school district boundaries. This is HUGE for families.
2. Honor the HOA boundaries. In the South, we have more contact and more governance by our HOA boards than the City, so the sense of neighborhood is defined by HOA. We are the land of PUD's.
3. Provide at least 2 districts for the Coast - North and South. The coast is SO important to all of us.
4. Provide at least 2 districts that surround the airport - another HUGE Carlsbad issue.
5. Most of us are used to our 4 quadrants, divided by zip code. Population distribution won't allow for making those the district boundaries, but if 92010 could move further south to incorporate some of 92009, honoring school and HOA boundaries, you might end up with districts that look and feel closest to most voters' perception of the City

Last but not least, it feels like if the districts are drawn around the current incumbents' residences, that we are gerrymandering. We can wordsmith all we want, but as a regular voter, it feels like gerrymandering.

Thank you.
Vickey Syage
92011

Douglas Johnson

From: Laura Cunningham
Sent: Friday, July 7, 2017 4:45 PM
To: council@carlsbadca.gov
Cc: carlsbad@NDCresearch.com
Subject: District maps - Cohen Flock 2

Hello, Thanks to everyone for their hard work on this important topic. We are 25+ year residents of Carlsbad, in the Calavera Hills neighborhood. We have reviewed all of the proposed maps, and would like to give our recommendation to the Cohen-Flock 2 proposal. Our second choice would be Cohen-Flock 1.

We found that the maps submitted by the demographer show little to no understanding of our city, or had a different agenda in mind. Cohen-Flock 2 does the very best job of balancing communities of interest, retaining school districts, and offering representation to all of our diverse neighborhoods. The love these two men have for their city, along with their knowledge really show in their work. This map represents Carlsbad better than any of the others. We hope you will adopt Cohen-Flock 2.

Thank you,
Laura Cunningham
Robert Cunningham

Morgen Fry

From: Council Internet Email
Sent: Tuesday, July 11, 2017 8:37 AM
To: Morgen Fry
Cc: City Clerk
Subject: FW: District Map and election option

All Receive - Agenda I: 11
For the Information of
CITY COUNCIL
ACM ✓ CA ✓ CC ✓
Date 7/11/17 City Manager ✓

Please distribute to council.

From: simon angel [mailto:s
Sent: Tuesday, July 11, 2017 8:04 AM
To: Council Internet Email <CityCouncil@carlsbadca.gov>
Subject: District Map and election option

My name is Simon Angel and I wish to put forth my preferences regarding the District election maps and the options for district integration elections. My preference of the various maps is the "Linke 1" map. My opinion is that it maintains the Village and Barrio contiguity and it does not diminish or fracture the Hispanic vote, Additionally, it is drawn in recognition that all the residents of Carlsbad living west of the railroad tracks along the coast share a community of interest in that living close to the coast they desire to maintain the natural and environmental protection of the city's most attractive tourism asset.

With regard to the phasing in of district elections my opinion is that it would be less disruptive to maintain the present schedule. Packard and M. Schumacher who live in Districts 2 and 4, respectively in the "Linke 1" map shall stand for election in 2018, along with Mayor. C. Schumacher and Blackburn will stand for re-election in 2020 in Districts 1 and 3, respectively in the "Linke 1" map.

Morgen Fry

From: Hope Nelson
Sent: Monday, July 10, 2017 6:07 PM
To: Attorney; Council Internet Email; Manager Internet Email; City Clerk
Subject: Districting

All Receive - Agenda Item # 11
For the Information of the:
CITY COUNCIL
ACM CA CC
Date 7/11/17 City Manager

To: City Council Members, City Manager, City Attorney

Re: Carlsbad Districting

I am a 17 year Carlsbad resident concerned about the district boundaries the City is in discussion about.

It is my understanding the reason for districting is to ensure representation, particularly for minorities. That said, I also agree that a goal should be to keep communities of interest intact. Following that premise, I would support the map that does the following:

1. Keeps communities intact, for example, not splitting the Village/Barrio. Also, because the coastline is a community of a particular nature, the same should apply and the coastal area kept intact, preferably with one district, 2 at most.
2. HOAs, because they represent communities, should not be split between 2 districts. Elementary school boundaries should also be honored, since communities of interest are formed through schools.
3. The attempt to respect incumbents by drawing districts around them frankly disrespects the purpose of this districting process. It requires gerrymandering boundaries which would not be considered otherwise.

The maps I find most satisfactory are Cohen Flock 2, Egeland 1B, and Kubacki-1. I anticipate you will take these comments into consideration.

Sincerely,
Hope Nelson

Carlsbad, CA 92008

Sheila Cobian

From: Council Internet Email
Sent: Thursday, July 06, 2017 1:09 PM
To: City Clerk
Cc: Celia Brewer
Subject: FW: Districting map
Attachments: Updated Demographer Maps Green.pdf

Receive - Agenda Item # 11
For the Information of the:
CITY COUNCIL
ACM CA CC
Date 7/10/17 City Manager

From: Kris Wright [mailto:k
Sent: Thursday, July 06, 2017 10:59 AM
To: Council Internet Email <CityCouncil@carlsbadca.gov>; carlsbad@ndcresearch.com
Subject: Districting map

Good morning Mayor and Council,
I have been studying the various maps presented by the demographer and citizens. I am happy to see so much citizen involvement. And I have tried to make a few maps myself! They are not as easy as they look!

However, I wanted to give my input and have chosen a map made by the demographer. I like the "Green" demographer map for several reasons.

1. It allows all four council members to border the airport. In fact, I'd like to see that one parcel containing the airport to overlap into all four council districts (instead of belonging to just District 3) since it is in the middle of the city and it affects all of us in the city.
2. The map allows special interests like our coastline and downtown and barrio to remain as one interest keeping protected classes of voters together as much as possible (as per the California voting rights act).
3. School districts are kept together. Elementary schools and their corresponding high school districts should ideally not be divided.

This is by far the best map that has been submitted to date.

Please vote for the Green demographer's map.Attached.

thank you.
Kris Wright

--
Kris Wright

Sheila Cobian

From: Council Internet Email
Sent: Wednesday, July 05, 2017 8:57 AM
To: City Clerk
Cc: Celia Brewer
Subject: FW: district boundaries

From: Doris Schiller [
Sent: Tuesday, July 04, 2017 8:07 AM
To: Council Internet Email <CityCouncil@carlsbadca.gov>
Subject: district boundaries

I noticed that two of the citizen submitted (Hawney, Linke1) district suggestions had Camino de las Ondas as a dividing line between districts. The Altamira 1, 3, and 4 communities and the Harbor Point HOA need to all be in one district. We all are affected by being next to the freeway, go to the same elementary school, etc. A natural boundary would be Poinsettia but never a minor neighborhood street like Camino de las Ondas.

Sheila Cobian

From: Cori Schumacher
Sent: Tuesday, July 11, 2017 7:25 AM
To: Sheila Cobian
Subject: Item: 11 Fwd: Council districts

All Receive - Agenda Item # 11
For the Information of the:
CITY COUNCIL
ACM CA CC
Date 7/11/17 City Manager

Cori Schumacher
Councilmember
City of Carlsbad
760.434.2830

Direct: 760.450.8863

Begin forwarded message:

From: Cori Schumacher <cori@corischumacher.com>
Date: July 11, 2017 at 7:00:32 AM PDT
To: Cori Schumacher <cori.schumacher@carlsbadca.gov>
Subject: Fwd: Council districts

Begin forwarded message:

From: Dean Taber
Subject: Council districts
Date: July 11, 2017 at 6:06:02 AM PDT
To: "cori@corischumacher.com" <cori@corischumacher.com>

I live at . I like the coast being one district. The issues on the coast are different because of the hotels, tourist, etc.

Regards,
Dean Taber

Sent from [Mail](#) for Windows 10

Sheila Cobian

Subject: FW: Council district South Carlsbad and Ponto

From: Cori Schumacher
Sent: Monday, July 10, 2017 9:06 PM
To: Sheila Cobian <Sheila.Cobian@carlsbadca.gov>
Subject: Fwd: Council district South Carlsbad and Ponto

Dear Sheila,

I have received quite a number of comments related to the districting process. I spoke with Marisa and Kevin at today's briefing about how to best ensure that my colleagues receive the same information and they directed me to forward all the emails to you for inclusion in the public record for tomorrow night's meeting.

Many Thanks,

Cori
Cori Schumacher
Councilmember
City of Carlsbad
760.434.2830
Direct: 760.450.8863

Begin forwarded message:

On Jul 9, 2017, at 4:02 PM, MFS1@aol.com wrote:

As an active Community member for 16 years I feel I have a voice in our wonderful community in regards to this subject. I feel we should NOT Break up Ponto and the coast into multiple districts.

It makes more sense to keep the coast as a single district. The whole situation is ridiculous but if forced into the situation. I feel a Single District makes most sense.

Voters in this specific area need to have a voice in their area along with the knowledge of events that effect us as homeowners, voters and taxpayers.

Sincerely,

Mary Frances Stanley

carlsbad, ca

Sheila Cobian

From: Cori Schumacher
Sent: Monday, July 10, 2017 9:05 PM
To: Sheila Cobian
Subject: Fwd: Don't break up Ponto & South Carlsbad

Dear Sheila,

I have received quite a number of comments related to the districting process. I spoke with Marisa and Kevin at today's briefing about how to best ensure that my colleagues receive the same information and they directed me to forward all the emails to you for inclusion in the public record for tomorrow night's meeting.

Many Thanks,

Cori

Cori Schumacher
Councilmember
City of Carlsbad
760.434.2830

Direct: 760.450.8863

Begin forwarded message:

On Jul 9, 2017, at 4:56 PM, Ellen Fawls <lv2swm@me.com> wrote:

I can't make the meeting Tuesday but as a resident of Vistamar in the South Ponto Beach area I feel it is important to have a large voting block for matters affecting the coast and our beach area. Therefore I would ask that the coast remain as is and not be broken up into two or more separate districts. Thank you

Ellen Fawls

Carlsbad CA 92011

Sent from wireless

Sheila Cobian

From: Cori Schumacher
Sent: Monday, July 10, 2017 9:05 PM
To: Sheila Cobian
Subject: Fwd: Please keep coastal district as it is

Dear Sheila,

I have received quite a number of comments related to the districting process. I spoke with Marisa and Kevin at today's briefing about how to best ensure that my colleagues receive the same information and they directed me to forward all the emails to you for inclusion in the public record for tomorrow night's meeting.

Many Thanks,

Cori

Cori Schumacher
Councilmember
City of Carlsbad
760.434.2830

Direct: 760.450.8863

Begin forwarded message:

On Jul 9, 2017, at 5:03 PM, Chris MacCalmon
<surfchickhawaii@sbcglobal.net> wrote:

Hello I am a resident of Vistamar in the Ponto Beach area. I do not agree with separating out coastal districts. I would like the coast district to remain as it is.

Christine MacCalmon

Carlsbad CA 92011

Sent from my iPhone

Sheila Cobian

From: Cori Schumacher
Sent: Monday, July 10, 2017 9:04 PM
To: Sheila Cobian
Subject: Fwd: Council Districts

Dear Sheila,

I have received quite a number of comments related to the districting process. I spoke with Marisa and Kevin at today's briefing about how to best ensure that my colleagues receive the same information and they directed me to forward all the emails to you for inclusion in the public record for tomorrow night's meeting.

Many Thanks,

Cori

Cori Schumacher
Councilmember
City of Carlsbad
760.434.2830

Direct: 760.450.8863

Begin forwarded message:

On Jul 9, 2017, at 9:36 PM, Mary Riley wrote:

As a South Ponto resident and homeowner, I would prefer the first map keeping the coastal area as one region.

Best,
Mary Riley

92011

Sheila Cobian

From: Cori Schumacher
Sent: Monday, July 10, 2017 9:03 PM
To: Sheila Cobian
Subject: Fwd: District Zones

Dear Sheila,

I have received quite a number of comments related to the districting process. I spoke with Marisa and Kevin at today's briefing about how to best ensure that my colleagues receive the same information and they directed me to forward all the emails to you for inclusion in the public record for tomorrow night's meeting.

Many Thanks,

Cori

Cori Schumacher
Councilmember
City of Carlsbad
760.434.2830

Direct: 760.450.8863

Begin forwarded message:

On Jul 10, 2017, at 6:40 AM, Gail Norman wrote:

My support goes to establishing the Carlsbad Coastal area as one single zone to allow focused representation on common concerns and issues

Your stellar communications and transparency are appreciated and acknowledged

Best
Gail Norman

Sent from my iPhone

(San Pacifico community)

Sheila Cobian

From: Cori Schumacher
Sent: Monday, July 10, 2017 9:02 PM
To: Sheila Cobian
Subject: Fwd: District changes

Dear Sheila,

I have received quite a number of comments related to the districting process. I spoke with Marisa and Kevin at today's briefing about how to best ensure that my colleagues receive the same information and they directed me to forward all the emails to you for inclusion in the public record for tomorrow night's meeting.

Many Thanks,

Cori

Cori Schumacher
Councilmember
City of Carlsbad
760.434.2830

Direct: 760.450.8863

Begin forwarded message:

On Jul 10, 2017, at 7:34 AM, Sherri wrote:

Dear ms. Schumacher:

Thank you for representing our area. I live in south Ponto and would prefer to keep our coastal section as one voting block. I believe the 'divide and conquer' rule would apply with developers and those who represent their interests in our city government should we split in to many pieces!

I hope the citizens of carlsbad are savvy enough to understand once a land has been developed there is no going back! I hope we try to keep more of our coastal areas as parks and open spaces so our children and future generations can enjoy. Thank you so much!

Regards, Sherri Azimi O.D.

Sheila Cobian

From: Cori Schumacher
Sent: Monday, July 10, 2017 9:02 PM
To: Sheila Cobian
Subject: Fwd: Council Districts

Dear Sheila,

I have received quite a number of comments related to the districting process. I spoke with Marisa and Kevin at today's briefing about how to best ensure that my colleagues receive the same information and they directed me to forward all the emails to you for inclusion in the public record for tomorrow night's meeting.

Many Thanks,

Cori

Cori Schumacher
Councilmember
City of Carlsbad
760.434.2830

Direct: 760.450.8863

Begin forwarded message:

On Jul 10, 2017, at 9:20 AM, Karen Johnson wrote:

My preference would be for the coast to be a single district. My second choice would be to split it in two, but keep South Ponto as a single voting block.

Thank you for reaching out to your constituents. It is a refreshing change.

Karen Johnson

Carlsbad, CA 92011

Sheila Cobian

From: Cori Schumacher
Sent: Monday, July 10, 2017 9:00 PM
To: Sheila Cobian
Subject: Fwd: Council districts

Dear Sheila,

I have received quite a number of comments related to the districting process. I spoke with Marisa and Kevin at today's briefing about how to best ensure that my colleagues receive the same information and they directed me to forward all the emails to you for inclusion in the public record for tomorrow night's meeting.

Many Thanks,

Cori

Cori Schumacher
Councilmember
City of Carlsbad
760.434.2830

Direct: 760.450.8863

Begin forwarded message:

On Jul 10, 2017, at 11:42 AM, Harry Peacock wrote:

My opinion, as a Ponto area person and a retired 30 year California city manager in four cities and two counties, is to prefer that all the coastline be in one council district. That way we would all have one "go to" guy or gal to present coastal issues. My second choice is that having two council seats with coastal areas would be best for our interests but I would prefer a single representative. Seems to me that that person would have two main constituencies, coastal issues and Village issues. I like that idea.

Harry R. Peacock

Sheila Cobian

Subject: FW: Carlsbad Districts

From: Cori Schumacher
Sent: Monday, July 10, 2017 8:59 PM
To: Sheila Cobian <Sheila.Cobian@carlsbadca.gov>
Subject: Fwd: Carlsbad Districts

Dear Sheila,

I have received quite a number of comments related to the districting process. I spoke with Marisa and Kevin at today's briefing about how to best ensure that my colleagues receive the same information and they directed me to forward all the emails to you for inclusion in the public record for tomorrow night's meeting.

Many Thanks,

Cori
Cori Schumacher
Councilmember
City of Carlsbad
760.434.2830

Direct: 760.450.8863

Begin forwarded message:

On Jul 10, 2017, at 10:44 AM, Dolores Hamady
wrote:

Sorry this is a bit late but I hope my opinion may still be taken into consideration. I live in Santalina at San Pacifico in the South Ponto area...

I feel that the coastal area should be considered one voting block. The main reason for this is that the interests and concerns of those of us who live along the coast are very different from those who live more inland. Therefore, I would like to see Plan I put into effect.

Regards,
Dolores Hamady

Sheila Cobian

From: Cori Schumacher
Sent: Monday, July 10, 2017 8:58 PM
To: Sheila Cobian
Subject: Fwd: Ponto Beach Development proposal

Dear Sheila,

I have received quite a number of comments related to the districting process. I spoke with Marisa and Kevin at today's briefing about how to best ensure that my colleagues receive the same information and they directed me to forward all the emails to you for inclusion in the public record for tomorrow night's meeting.

Many Thanks,

Cori

On Jul 10, 2017, at 4:00 PM, Steven Kesten

wrote:

Dear Mr. Schumacher,

I have noted the upcoming decisions to be made influencing our community in South Ponto. I feel strongly that South Ponto region should be kept together. Coastal voting should not be divided into even smaller segments. The common interests are clear from the geographic point of view, protecting our beautiful communities coast lands, and the small numbers of voters should not be further divided.

As for hearing from the residents in coastal south Ponto, I would like to suggest, as you have already done with Jean Camp's assistance, utilizing the forum of Nextdoor SanPacífico. We live in a very politically engaged community; however, it may be difficult to respond to events that we are unaware of. If there are matters that should be communicated to residents of these areas, this forum may assist you. We would very much look forward to being involved in shaping the future of our beautiful area!

Finally, I wish to express my strong preference for the Ponto beach land that is currently being proposed for residential use. Please consider allocating this land for dedicated parkland. There is virtually no accessible parks in our neighborhood and my understanding is that the beachfront community is below what is mandated as adequate park areas. Once this coastal beachfront land is allocated to residential or commercial purposes, it is gone forever. The land is irreplaceable. As a park, it will add immense value and pleasure to tourists traveling here, to the community and the extended Carlsbad region as a whole.

Steven Kesten

Sheila Cobian

From: Cori Schumacher
Sent: Monday, July 10, 2017 9:09 PM
To: Sheila Cobian
Cc: Celia Brewer
Subject: Fwd: South Carlsbad feedback.

Dear Sheila,

This email contains a disclaimer at the bottom that I am unsure of how to treat legally in order to ensure my colleagues are also able to review the the sender's opinion. I have cc'd Celia so she can advise, or perhaps you have already dealt with this situation before?

Many Thanks,

Cori

Cori Schumacher
Councilmember
City of Carlsbad
760.434.2830

Direct: 760.450.8863

Begin forwarded message:

On Jul 9, 2017, at 3:42 PM, Andrea Lewiston
wrote:

Thanks for the reminder sent out. I live in the Aviara area not ponto but we certainly go south west into ponto and Carlsbad state beach area moreso than northeast. It makes sense to keep the coast at minimum separation as 2 rather than 4 potential voting units. Ponto is set for quite the change and my personal thought is it makes more sense to be part of the aviara block geographically than part of la Costa toward the south east. Thank you. Andrea

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Sheila Cobian

From: Cori Schumacher
Sent: Monday, July 10, 2017 9:01 PM
To: Sheila Cobian
Subject: Fwd: Additional Feedback from Some of our Committee Members on Districting

Dear Sheila,

I have received quite a number of comments related to the districting process. I spoke with Marisa and Kevin at today's briefing about how to best ensure that my colleagues receive the same information and they directed me to forward all the emails to you for inclusion in the public record for tomorrow night's meeting.

Many Thanks,

Cori

Cori Schumacher
Councilmember
City of Carlsbad
760.434.2830

Direct: 760.450.8863

Begin forwarded message:

On Jul 10, 2017, at 9:26 AM, Jean Camp

wrote:

Good morning,

I agree with Farhad that the east/west districts are likely the best solution. If we only have one council member looking out for the interests of coastal communities that means you have 3 council members looking out for the inland communities. Under our current at-large city elections all 4 council members must take into consideration what is best for Carlsbad as a whole. That will definitely change under districts - maybe not immediately but given time and a few election cycles, council members will vote on what their districts/voters want, not necessarily what is best for the city as a whole. Collaboration between council members will be even more important under districts. Having only one voice/vote for a specific community significantly diminishes their voice as a whole. Having east/west districts ensures all council members have to weigh what is best for both coastal communities and inland communities. I understand we are viewing districts under how this impacts Ponto development, (which I think our interests are hurt by only having one coastal district), however once these maps are in place it is unlikely they will change significantly and we need to think long term. We need to make the

districts as diverse as possible so we keep council members as engaged as possible about what is best for Carlsbad - coastal and inland communities.

Thank you Jean for forwarding and encouraging involvement!

Kelsey

Good morning everyone,

This is tough decision since there is advantages and disadvantages either way. I personally think splitting up South and North Coastal region might be more advantageous for us. The City Council is pushing higher density mixed used units in Carlsbad downtown. We don't want the higher densities in Ponto. The disadvantage would be that we would have a smaller voting block and we might get less attention.

Thanks,
Farhad

I agree with Jean that splitting up the coast will be a problem for us and for what we're trying to do. I'm in favor NOT splitting the coast up.

Mike

I actually do not favor Districting as a framework for City Council at all as you end up with only one City Council member who represents one's community and that Council member may or may not represent the interests of the specific community but rather goes to Council meetings with their own personal "take" on issues. When Districting occurs there is a predisposed concept that the City Council member is "speaking" for the community when that in fact may or may not be the case.

John

Sheila Cobian

From: Cori Schumacher
Sent: Monday, July 10, 2017 9:22 PM
To: Cori Schumacher
Cc: Sheila Cobian
Subject: Re: (Response) Fwd: input on council districts

Dear Barbara and Steve,

Thank you for taking the time to send over your opinion regarding districting. I am very grateful to you and will incorporate this into my decision-making.

The issue of districting is not one the Council wishes to engage, but we have been put in a very difficult situation because of a demand letter from a lawyer who has been issuing the same demand letter to many of our neighboring cities (Oceanside, Vista, San Marcos). The demand states that if we do not shift to by-district elections, we will be taken to court. Past examples of this situation where cities do fight the demand have spent millions fighting the demand in court. Every single city has lost this battle.

There is a full explanation available on the Carlsbad city website here ("Why District Elections" is a good place to start: <http://www.carlsbadca.gov/cityhall/clerk/district.asp>)

Thank you again for providing your feedback and I would be more than happy to answer any further questions you might have.

Kindest Regards,

Cori Schumacher
Councilmember
City of Carlsbad
760.434.2830

Direct: 760.450.8863

On Jul 10, 2017, at 12:16 PM, Cori Schumacher <cori@corischumacher.com> wrote:

Begin forwarded message:

From: Barbara Oetting
Subject: input on council districts
Date: July 10, 2017 at 10:00:44 AM PDT
To: "cori@corischumacher.com" <cori@corischumacher.com>

Reply-To: Barbara Oetting

Hi Cori - thank you so much for all you do for the city council. You are the only member we trust. With regard to the council districts, we have two thoughts:

1. Our area, the most southwest portion of the city (Ponto) should definitely be kept intact as a voting district. We are a single neighborhood. Moreover, the entire coastal region should be kept together. Our area has never had a voice in the city council (until you were elected) because council members live in, and are more interested in protecting, other areas of the city (again, you are the exception). Obviously, our area needs a voice in light of the Ponto development. The only way we can have a voice is to keep our area together.
2. At a time when the United States Supreme Court is set to hear a case challenging political gerrymandering, why is the Carlsbad City Council getting into this issue? The City Council is setting itself up for litigation.

Barbara and Steve Oetting

Sheila Cobian

From: Cori Schumacher
Sent: Monday, July 10, 2017 9:00 PM
To: Sheila Cobian
Subject: Fwd: Coastal representation, South Ponto

Dear Sheila,

I have received quite a number of comments related to the districting process. I spoke with Marisa and Kevin at today's briefing about how to best ensure that my colleagues receive the same information and they directed me to forward all the emails to you for inclusion in the public record for tomorrow night's meeting.

Many Thanks,

Cori

Cori Schumacher
Councilmember
City of Carlsbad
760.434.2830

Direct: 760.450.8863

Begin forwarded message:

On Jul 10, 2017, at 9:47 AM, Barbara Kesten wrote:

Hi Cori,

I have just read about the interesting decisions to be made tomorrow, influencing our community in South Ponto.

I feel strongly that South Ponto region should be kept together.... a coastal voting should not be divided into even smaller segments.

The common interests are clear from the geographic point of view, protecting our beautiful communities coast lands, and the small numbers of voters should not be further divided.

As for not hearing from the folks in coastal south Ponto, may I suggest, as you have already done with Jean Camp's assistance, to utilize the forum of Nextdoor ,SanPacífico. We live in a very politically engaged and interested community, however, it may be difficult to respond to events that we are unaware of. If there are matters that should be communicated to residents of these areas, this forum may assist. you. It is in use use by Jodee Sasway, Public Information Officer of the Carlsbad Police Department, to communicate events of public interest. We would very much look forward to being involved in shaping the future of our beautiful area!

Thank you for all the information presented in your note to Jean.

Kind regards

Barbara Kesten

Sheila Cobian

From: Marisa Lundstedt
Sent: Monday, July 10, 2017 3:43 PM
To: Sheila Cobian
Cc: Celia Brewer
Subject: Fwd: Coastal representation, South Ponto

All Receive - Agenda Item # 11
For the Information of the:
CITY COUNCIL
ACM CA CC
Date 7/10/17 City Manager

Sheila,

Please include this email in the Council packet for Item 11.

Thank you,
Marisa

Begin forwarded message:

From: Cori Schumacher <cori@corischumacher.com>
Date: July 10, 2017 at 12:14:19 PM PDT
To: Barbara Kesten
Cc: marisa.lundstedt@carlsbadca.gov
Subject: Re: Coastal representation, South Ponto

Dear Barbara,

I deeply appreciate your feedback and will incorporate your perspective into my decision-making on districts.

I will also forward your suggestions for better communication about important events to our City Management to ask them to better utilize our social media presence for notification and community engagement.

With Gratitude,

Cori



CORI SCHUMACHER
Carlsbad City Council

Subscribe to my Council Newsletter: [Council Newsletter](#)

Facebook: [Cori Schumacher Carlsbad City Council](#)

Twitter: [CoriSchumacher](#)

760.434.2830

On Jul 10, 2017, at 9:47 AM, Barbara Kesten

wrote:

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I have just read about the interesting decisions to be made tomorrow, influencing our community in South Ponto.

I feel strongly that South Ponto region should be kept together.... a coastal voting should not be divided into even smaller segments. The common interests are clear from the geographic point of view, protecting our beautiful communities coast lands, and the small numbers of voters should not be further divided.

As for not hearing from the folks in coastal south Ponto, may I suggest, as you have already done with Jean Camp's assistance, to utilize the forum of Nextdoor ,SanPacífico. We live in a very politically engaged and interested community, however, it may be difficult to respond to events that we are unaware of. If there are matters that should be communicated to residents of these areas, this forum may assist. you. It is in use use by Jodee Sasway, Public Information Officer of the Carlsbad Police Department, to communicate events of public interest. We would very much look forward to being involved in shaping the future of our beautiful area!

Thank you for all the information presented in your note to Jean.

Kind regards

Barbara Kesten

Morgen Fry

From: Council Internet Email
Sent: Monday, July 10, 2017 4:30 PM
To: Morgen Fry
Cc: City Clerk
Subject: FW: Ponto Beach Development proposal

Please distribute to council.

From: Steven Kester
Sent: Monday, July 10, 2017 4:02 PM
To: Council Internet Email <CityCouncil@carlsbadca.gov>
Subject: Fwd: Ponto Beach Development proposal

To Carlsbad Council,

I have noted the upcoming decisions to be made influencing our community in South Ponto. I feel strongly that South Ponto region should be kept together. Coastal voting should not be divided into even smaller segments. The common interests are clear from the geographic point of view, protecting our beautiful communities coast lands, and the small numbers of voters should not be further divided.

As for hearing from the residents in coastal south Ponto, I would like to suggest, as you have already done with Jean Camp's assistance, utilizing the forum of Nextdoor SanPacífico. We live in a very politically engaged community; however, it may be difficult to respond to events that we are unaware of. If there are matters that should be communicated to residents of these areas, this forum may assist you. We would very much look forward to being involved in shaping the future of our beautiful area!

Finally, I wish to express my strong preference for the Ponto beach land that is currently being proposed for residential use. Please consider allocating this land for dedicated parkland. There is virtually no accessible parks in our neighborhood and my understanding is that the beachfront community is below what is mandated as adequate park areas. Once this coastal beachfront land is allocated to residential or commercial purposes, it is gone forever. The land is irreplaceable. As a park, it will add immense value and pleasure to tourists traveling here, to the community and the extended Carlsbad region as a whole.

Steven Kesten

Carlsbad, CA, 92011

Morgen Fry

From: Council Internet Email
Sent: Monday, July 10, 2017 8:45 AM
To: Morgen Fry
Cc: City Clerk
Subject: FW: District Maps: City of Carlsbad

Please print and distribute to council this agenda related item.

From: SILVA ISAGOLIAN
Sent: Sunday, July 09, 2017 9:10 PM
To: Cori Schumacher <Cori.Schumacher@CarlsbadCA.gov>; Michael Schumacher <michael.schumacher@carlsbadca.gov>; Keith Blackburn <Keith.Blackburn@carlsbadca.gov>; Council Internet Email <CityCouncil@carlsbadca.gov>
Subject: District Maps: City of Carlsbad

Council Members:

I am responding to Cori Schumacher's request for input regarding any preference for the three mapping options under consideration.

First, I only saw these three new options on the Next Door forwarded email from Cori, and though I tried, I could not locate them on the City's website. From the original maps that were presented, we liked two of the public submissions, Cohen-Flock 1 and Hawney 1. My whole family reviewed these three new options and our preference is the one that gives all four districts a boundary from coast to inland and separates Ponto. I disagree with Cori's assertion that an inland voting block will detrimental to Coastal Carlsbad. And that the citizens of Carlsbad will not vote for something that benefits the coast, and the coast will lose in a voting block. As citizens, we are only voting by districts for the members and we will be voting city wide for the initiatives.

My family has owned commercial land on Carlsbad Village Drive (Elm Ave) since mid 70's, and my husband and I bought our home here in 1998. We have watched the citizens of Carlsbad band together for the benefit of Carlsbad many, many times. I tend to disagree a lot with past and present council members visions for Carlsbad, so I prefer to read everything before I make up my mind. I like how Cori researches outside of what is required of her, and her dedication for the best option for Carlsbad is admirable. Of course, my whole family voted for Cori, and would happily do so again. But in this matter, we disagree with her preference for the district boundaries.

Silva Isagolian

Sent from [Outlook](#)

Morgen Fry

From: Council Internet Email
Sent: Monday, July 10, 2017 8:44 AM
To: Morgen Fry
Cc: City Clerk
Subject: FW: Council district South Carlsbad and Ponto

Please print and distribute to council this agenda related item.

From: MFS1@aol.com
Sent: Sunday, July 09, 2017 4:03 PM
To: cori@corischumacher.com; Keith Blackburn <Keith.Blackburn@carlsbadca.gov>
Cc: Michael Schumacher <michael.schumacher@carlsbadca.gov>; Council Internet Email <CityCouncil@carlsbadca.gov>
Subject: Re: Council district South Carlsbad and Ponto

As an active Community member for 16 years I feel I have a voice in our wonderful community in regards to this subject.

I feel we should NOT Break up Ponto and the coast into multiple districts.

It makes more sense to keep the coast as a single district. The whole situation is ridiculous but if forced into the situation. I feel a Single District makes most sense. Voters in this specific area need to have a voice in their area along with the knowledge of events that effect us as homeowners, voters and taxpayers.

Sincerely,

Mary Frances Stanley

carlsbad, ca

Morgen Fry

From: Council Internet Email
Sent: Monday, July 10, 2017 8:44 AM
To: Morgen Fry
Cc: City Clerk
Subject: FW: District Maps

Please print and distribute to council this agenda related item.

From: Larry Posner
Sent: Sunday, July 09, 2017 12:43 PM
To: Council Internet Email <CityCouncil@carlsbadca.gov>
Subject: District Maps

Dear city council members...

After much consideration, research and and thought we have to pick the "Hawney 1" map for districking of Carlsbad as the best choice...

Best Regards

Larry Posner & Katie Posner

Carlsbad, CA. 92009

"Nothing sucks more than that moment, during an argument, when you realize you're wrong!"

Morgen Fry

From: Council Internet Email
Sent: Monday, July 10, 2017 8:43 AM
To: Morgen Fry
Cc: City Clerk
Subject: FW: District Mapping

Please print and distribute to council this agenda related item.

From: Charm Agnos [mailto:charm.agnos@carlsbadca.gov]
Sent: Saturday, July 08, 2017 7:53 AM
To: Council Internet Email <CityCouncil@carlsbadca.gov>
Subject: District Mapping

Greetings,

After researching all the maps by demographers and residents, my choice goes with Flock/Cohen 2. Please take into consideration the residents' choice.

On a personal note, it concerns me that Old Carlsbad (my neighborhood and one of the oldest) is not included with Village/Barrio on the demographers' maps. It doesn't make any sense to me unless it is to split up sitting council members. I truly hope that is not the case.

Thanks for your time,
Charm Agnos
92008

Morgen Fry

From: Council Internet Email
Sent: Monday, July 10, 2017 10:19 AM
To: Morgen Fry
Cc: City Clerk
Subject: FW: Coastal representation, South Ponto

All Receive - Agenda Item # 11
For the Information of the:
CITY COUNCIL
ACM CA CC
Date 7/10/17 City Manager

Morgen,
Please distribute this email regarding an agenda item to council.

Andi

From: Barbara Kesten
Sent: Monday, July 10, 2017 9:47 AM
To: cori@corischumacher.com
Subject: Coastal representation, South Ponto

Hi Cori,

I have just read about the interesting decisions to be made tomorrow, influencing our community in South Ponto.

I feel strongly that South Ponto region should be kept together.... a coastal voting should not be divided into even smaller segments.

The common interests are clear from the geographic point of view, protecting our beautiful communities coast lands, and the small numbers of voters should not be further divided.

We would very much look forward to being involved in shaping the future of our beautiful area!

Kind regards

Barbara Kesten



CARLSBAD RESEARCH CENTER OWNERS ASSOCIATION

July 6, 2017

Carlsbad Mayor and City Council
1200 Carlsbad Village Drive
Carlsbad, CA 92008

Subject: Draft Maps of the City's Proposed Voting Districts, Special Meeting Agenda Item #1.
June 29, 2017

Dear Mayor and City Council,

The Carlsbad Research Center Owners Association Board of Directors has reviewed the subject agenda item and has the following comments and concerns.

Because the business park (CRC and all the other parks in the City) represent a large and important part of the business engine that contributes to the success of the City we believe fragmenting political representation for those areas should be thoroughly understood before moving forward with creation of voting districts. The unique situation businesses and property owners in CRC face in this case is that since there is no significant residential area (i.e. voters) within the boundaries of the park, the residential areas within any new district which includes the park will have an influence on the elected officials and their policies regarding the park.

To fragment this representation will no doubt complicate the relationships between the business parks owners, tenants and activities; and the voters. As you know there can be potential conflicts in land uses within communities. Business parks involve activities and priorities that are different than residential areas. We are concerned that an imbalance in fair representation would be created by dividing CRC into multiple voting districts.

We oppose any district creation that separates the geographic integrity of the Carlsbad Research Center and urge the City Council to carefully evaluate the political implications of doing so. Some of the district configuration options shown divide the park into segments. We believe existing land use and land use continuity within the districts should be considered when creating boundaries. The long term implications warrant your serious attention.

Respectfully,

Colleen Reilly
President
Carlsbad Research Center Owners Association

c. Board of Directors

Morgen Fry

From: Council Internet Email
Sent: Monday, July 10, 2017 2:08 PM
To: Morgen Fry
Cc: City Clerk
Subject: FW: Input on council districts

All Receive - Agenda Item # 11
For the Information of the:
CITY COUNCIL
ACM CA CC
Date 7/10/17 City Manager

Please distribute to Council.

From: Barbara Oetting
Sent: Monday, July 10, 2017 12:04 PM
To: Council Internet Email <CityCouncil@carlsbadca.gov>
Subject: Input on council districts

Dear Council members,

We have lived in the Ponto area of Carlsbad for 17 years. With regard to the council districts, we have two thoughts:

1. Our area should definitely be kept intact as a voting district. We are a single neighborhood. Moreover, the entire coastal region should be kept together. Our area has never had a voice in the city council because council members live in, and are more interested in protecting, other areas of the city. Obviously, our area needs a voice in light of the Ponto development. The only way we can have a voice is to keep our area together.
2. At a time when the United States Supreme Court is set to hear a case challenging political gerrymandering, why is the Carlsbad City Counsel getting into this issue? The City Council is setting itself up for litigation.

Thank you for your consideration,

Barbara and Steve Oetting

Morgen Fry

Subject: FW: Voting Districts

From: Council Internet Email
Sent: Monday, July 10, 2017 2:05 PM
To: Morgen Fry <Morgen.Fry@carlsbadca.gov>
Cc: City Clerk <Clerk@carlsbadca.gov>
Subject: FW: Voting Districts

Please distribute to council.

-----Original Message-----

From: Pamela Chana
Sent: Monday, July 10, 2017 12:47 PM
To: Council Internet Email <CityCouncil@carlsbadca.gov>
Cc: Manager Internet Email <Manager@CarlsbadCA.gov>
Subject: Voting Districts

Dear Mayor and City Council Members,

I am sorry to hear that the City is being forced to develop voting districts due to threatened legal action. I am disheartened because our City population is so small and I have enjoyed voting for all members investing in the entire City. I also wish to believe our city is not discriminatory. The fact that I will only be able to vote for 2 people on a 5 member Council that should have our entire City in its focus is unfortunate. It is too bad smaller cities are not exempt from this situation.

I recently reviewed the City web site and saw the Council meeting on TV that started addressing this issue. Also, Tammy from the City Clerk's office was very helpful and informative. This is helpful information as I can not attend meetings easily because I am a full-time caregiver for my 92 year old Mom. Anyway, since the City needs to go in this direction, here are my comments.

In reviewing all the maps, I believe it is very important that the SW area I live in includes a District that incorporates both the lagoon, ocean and the airport. The following public maps accomplish this: Mead 1 (District 3), Egeland 1b (District 3), Cohen-Flock 2 (District 3), Kubachi 1 (District 3 NEEDS to include AIRPORT).

I do not like Hawney 1, Cohen-Flock 1 (the District 4 is very narrow by SW Batiquitos lagoon), Linke 1 (District 1 has all the ocean), LSchlesinger (District 3 needs to include the airport)

I do not like the Consultant Maps especially the Green, Purple, Yellow maps. Orange map maybe if included airport in SW District. It appears the Consultant maps do not include the airport in the southwest District. Please be advised, in the last 2-3 years this area is heavily impacted by southern take off airport traffic and landing flight patterns, and banner planes' flight paths!...mostly directly over my house at 7331 Lantana Terrace! (My concern on the airport will be sent later to you, Board of Supervisors, FAA etc. regarding increased noise and safety concerns as I am currently compiling my photos and information).

I wish you luck in this endeavor of determining voting districts as I am sure it is very challenging.

Thank you for all your efforts in keeping Carlsbad a great place to live. Please continue to work together and not become divisive or focused on special interests due to districting requirements.

Sincerely, Pamela Chana
(a 17 year Carlsbad resident and retired small city municipal management employee)

Morgen Fry

Subject: FW: Coastal representation, South Ponto

From: Council Internet Email
Sent: Monday, July 10, 2017 2:04 PM
To: Morgen Fry <Morgen.Fry@carlsbadca.gov>
Cc: City Clerk <Clerk@carlsbadca.gov>
Subject: FW: Coastal representation, South Ponto

Please distribute to council.

From: Barbara Kester
Sent: Monday, July 10, 2017 1:21 PM
To: Council Internet Email <CityCouncil@carlsbadca.gov>
Subject: Coastal representation, South Ponto

Sent from my Verizon, Samsung Galaxy smartphone

Dear Council Members,

Please keep the Coastal area of Carlsbad together! We share the same interests, and concerns about our lovely community. We wish to remain a unified voice, moving forwards, keeping Carlsbad the home we all care for together

Please see my letter to Cori below. I thank you for your consideration.

Sincerely,

Barbara Kesten

Hi Cori,

I have just read about the interesting decisions to be made tomorrow, influencing our community in South Ponto. I feel strongly that South Ponto region should be kept together.... a coastal voting should not be divided into even smaller segments.

The common interests are clear from the geographic point of view, protecting our beautiful communities coast lands, and the small numbers of voters should not be further divided. As for not hearing from the folks in coastal south Ponto, may I suggest, as you have already done with Jean Camp's assistance, to utilize the forum of Nextdoor ,SanPacífico. We live in a very politically engaged and interested community, however, it may be difficult to respond to events that we are unaware of. If there are matters that should be communicated to residents of these areas, this forum may assist. you. It is in use by Jodee Sasway, Public Information Officer of the Carlsbad Police Department, to communicate events of public interest. We would very much look forward to being involved in shaping the future of our beautiful area!

Thank yo for all the information presented in your note to Jean.

Kind regards
Barbara Kesten



**AFFIDAVIT OF MAILING
NOTICE OF PUBLIC HEARING**

TO: CITY CLERK
DATE OF PUBLIC HEARING: 6/29 + 7/11/17
SUBJECT: District Elections
LOCATION: _____
DATE NOTICES MAILED TO PROPERTY OWNERS: _____
NUMBER MAILED: _____

NO

I declare under penalty of perjury under the laws of the State of California that I am employed by the City of Carlsbad and the foregoing is true and correct.

CITY CLERK'S OFFICE

(Signature) (Date)

SENT TO FOR PUBLICATION VIA E-MAIL TO: Union Tribune
 Coast News
 La Prensa 6/14 + 6/30/17
PUBLICATION DATE: Union Tribune 6/14 + 6/30/17
Coast News 6/23 + 6/30/17

I declare under penalty of perjury under the laws of the State of California that I am employed by the City of Carlsbad in the City Clerk's Office and the foregoing is true and correct.

Date: 6/14/17 _____
(Signature)

Attachments: 1) Mailing Labels
2) Notice w/ attachments

CIUDAD DE CARLSBAD
NOTIFICACIÓN DE AUDIENCIAS PÚBLICAS

SE NOTIFICA POR MEDIO DEL PRESENTE que el Concejo Municipal de la Ciudad de Carlsbad tendrá una audiencia pública a las 6:00 p.m., o lo antes posible después de esto que se pueda escuchar, en la Cámara de Concejo en la Sala Municipal de Carlsbad, 1200 Carlsbad Village Drive, Carlsbad, California, en las siguientes fechas:

Jueves, 29 de junio de 2017

Martes, 11 de julio de 2017

El propósito de las audiencias públicas es para recibir comentarios del público sobre los mapas en borrador de fronteras potenciales de distritos electorales del Concejo creados por los miembros del público y por La Corporación Nacional de Demógrafos. Cualquier mapa propuesto que será discutido en cada audiencia pública se pondrá a disposición del público por lo menos siete días antes de esa audiencia.

Se invita a todas las partes interesadas a asistir a la o las audiencias públicas y a expresar opiniones o a presentar información. Es posible que se continúen las audiencias públicas de vez en cuando, según surja la necesidad, dando notificación en la audiencia antes mencionada.

Las copias del informe del personal estarán disponibles a partir del lunes, 26 de junio de 2017, para la Audiencia Pública del 29 de junio de 2017, y después del jueves, 6 de julio de 2017, para la Audiencia Pública del 11 de julio de 2017. Si tuviera alguna pregunta, por favor póngase en contacto con la Oficina del Abogado de la Ciudad a 760-434-2891 o por correo electrónico a attorney@carlsbadca.gov.

Hay más información sobre las elecciones de distrito, la razón por este cambio, y el proceso, en el sitio web de la ciudad, <http://www.carlsbadca.gov/districts>.

Si alguna persona quisiera desafiar en corte cualquier acción que el Concejo Municipal pudiera tomar acerca del tema de la audición pública, tal persona estará limitada a plantear sólo aquellos temas que se planteen en la audición pública del tema, o en correspondencia entregada oportunamente a la Oficina de la Secretaria de la Ciudad, antes de la fecha de la audiencia pública.

CIUDAD DE CARLSBAD
CONCEJO MUNICIPAL

Enviado: 16 de junio de 2017

Publicar: 16 de junio de 2017 y 30 de junio de 2017.

**CITY OF CARLSBAD
NOTICE OF PUBLIC HEARINGS**

NOTICE IS HEREBY GIVEN the City Council of the City of Carlsbad will hold a public hearing at 6 p.m., or as soon thereafter as it may be heard, in the Council Chamber at Carlsbad City Hall, 1200 Carlsbad Village Drive, Carlsbad, California, on the following dates:

Thursday, June 29, 2017

Tuesday, July 11, 2017

The purpose of the public hearings is to receive public input regarding the draft maps of potential Council election district boundaries created by members of the public and National Demographics Corporation. Any proposed map to be discussed at each hearing will be made publicly available at least seven days before that hearing.

All interested parties are invited to attend the public hearing(s) and express opinions or submit information. The public hearings may be continued from time to time, as necessary, by giving notice at the aforementioned hearing.

Copies of the staff report will be available by Monday June 26, 2017, for the June 29, 2017 Public Hearing and after Thursday, July 6, 2017, for the July 11, 2017, Public Hearing. If you have any questions, please contact the City Attorney's Office at 760-434-2891 or attorney@carlsbadca.gov.

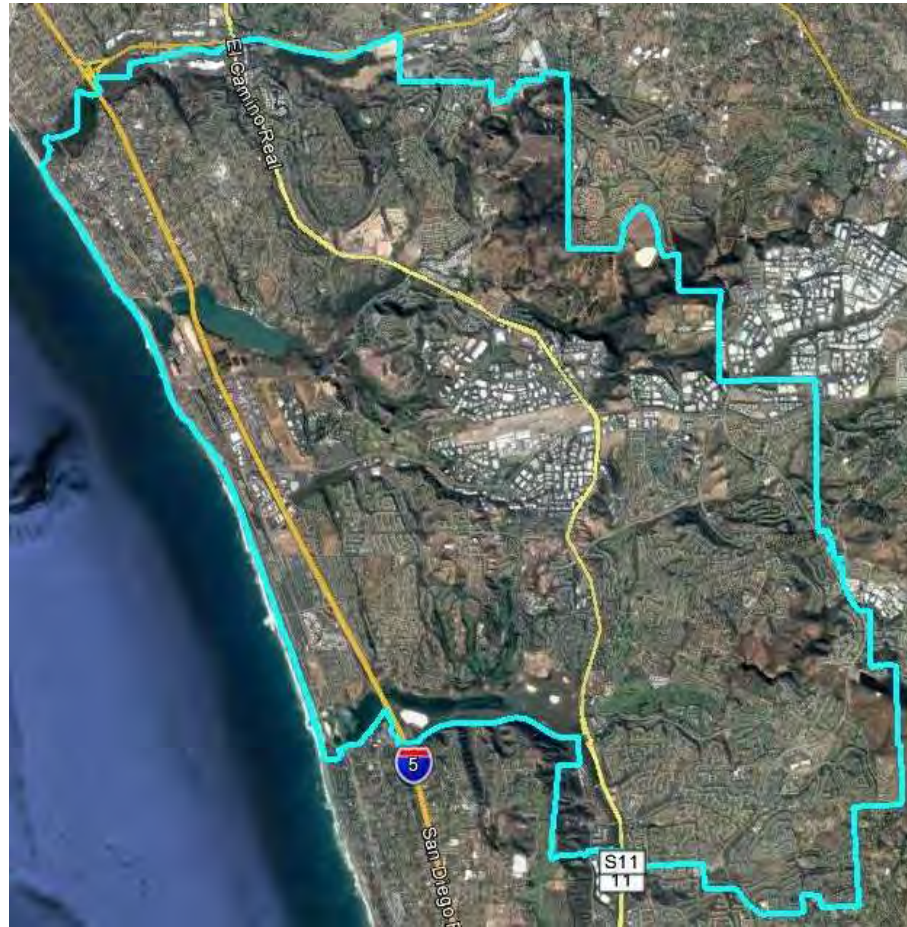
Information about district elections, why the city is making this change and the process is available on the city website, <http://www.carlsbadca.gov/districts>

If a person wishes to challenge, in court, any action the City Council may take regarding the subject matter of the public hearing, then that person may be limited to raising only those issues raised at the subject public hearing or in written correspondence timely delivered to the City Clerk at, or prior to, the public hearing.

CITY OF CARLSBAD
CITY COUNCIL

Posted: June 16, 2017

Publish: June 16, 2017 and June 30, 2017.



City of Carlsbad Draft Plan Presentation

July 11, 2017

Douglas Johnson, President
National Demographics Corporation (NDC)

Federal Laws

- ❑ Equal Population
- ❑ Federal Voting Rights Act
- ❑ No Racial Gerrymandering



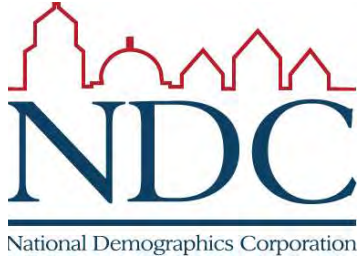
July 11, 2017

Nov. 13, 2021

Traditional Criteria

- ❑ Communities of interest
- ❑ Compact
- ❑ Contiguous
- ❑ Visible (Natural & man-made) boundaries
- ❑ Respect for voters' wishes and continuity in office
- ❑ Planned future growth

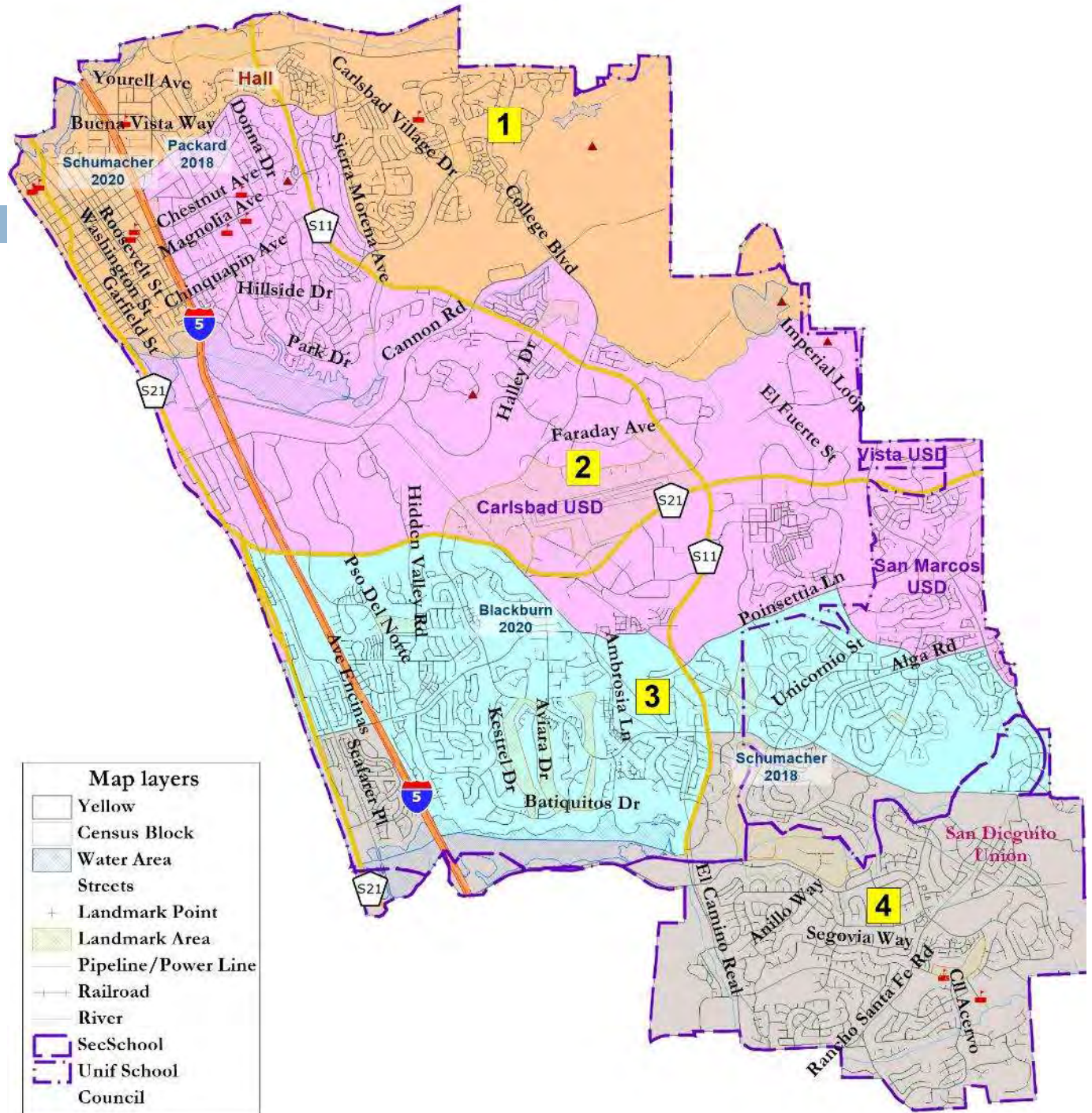
Each of the four Council districts will have about 26,332 residents.















3

New Maps

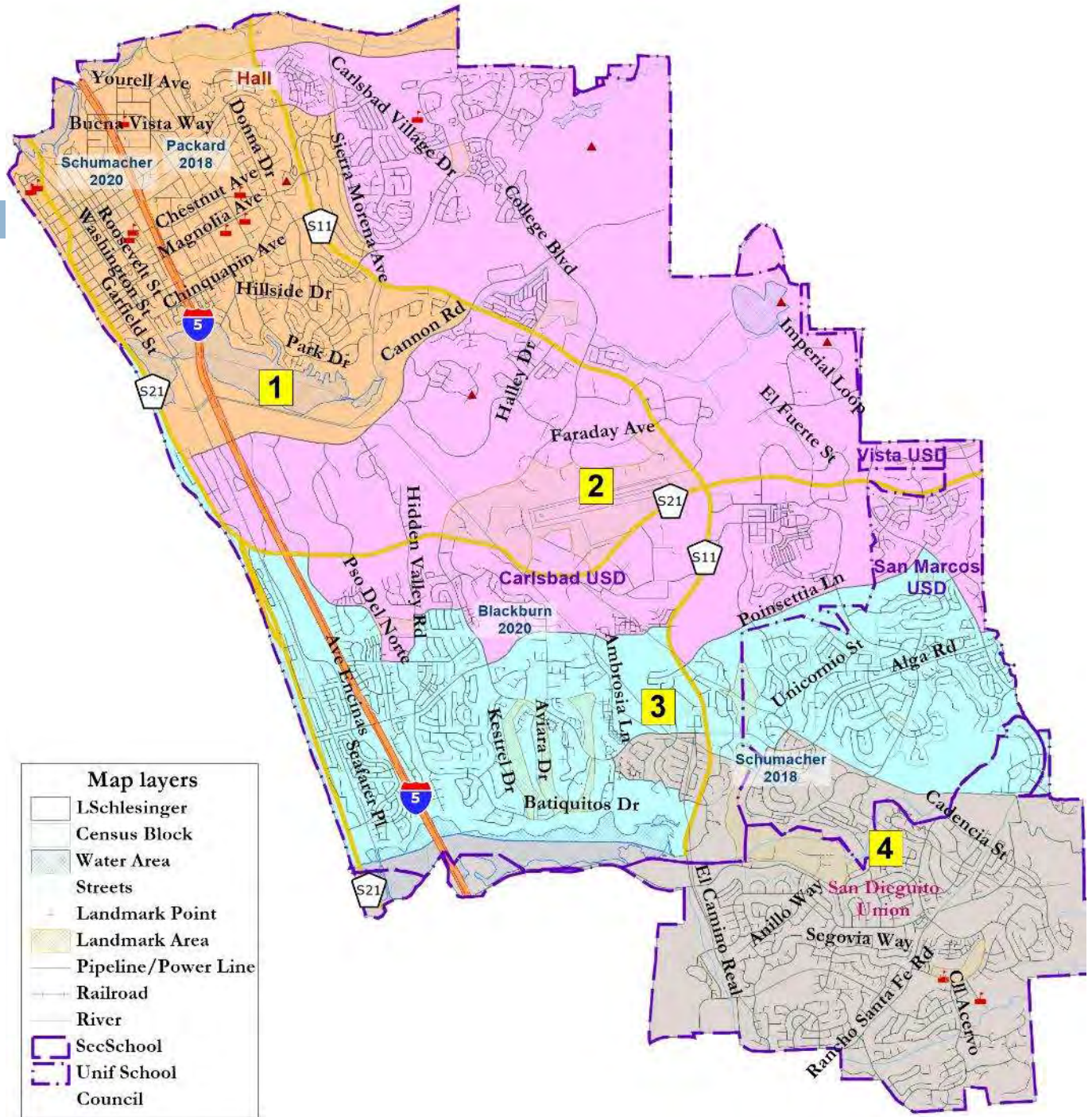
July 11, 2017



Map layers	
	Yellow
	Census Block
	Water Area
	Streets
	Landmark Point
	Landmark Area
	Pipeline/Power Line
	Railroad
	River
	SecSchool
	Unif School
	Council

Yellow Map

[interactive map](#)

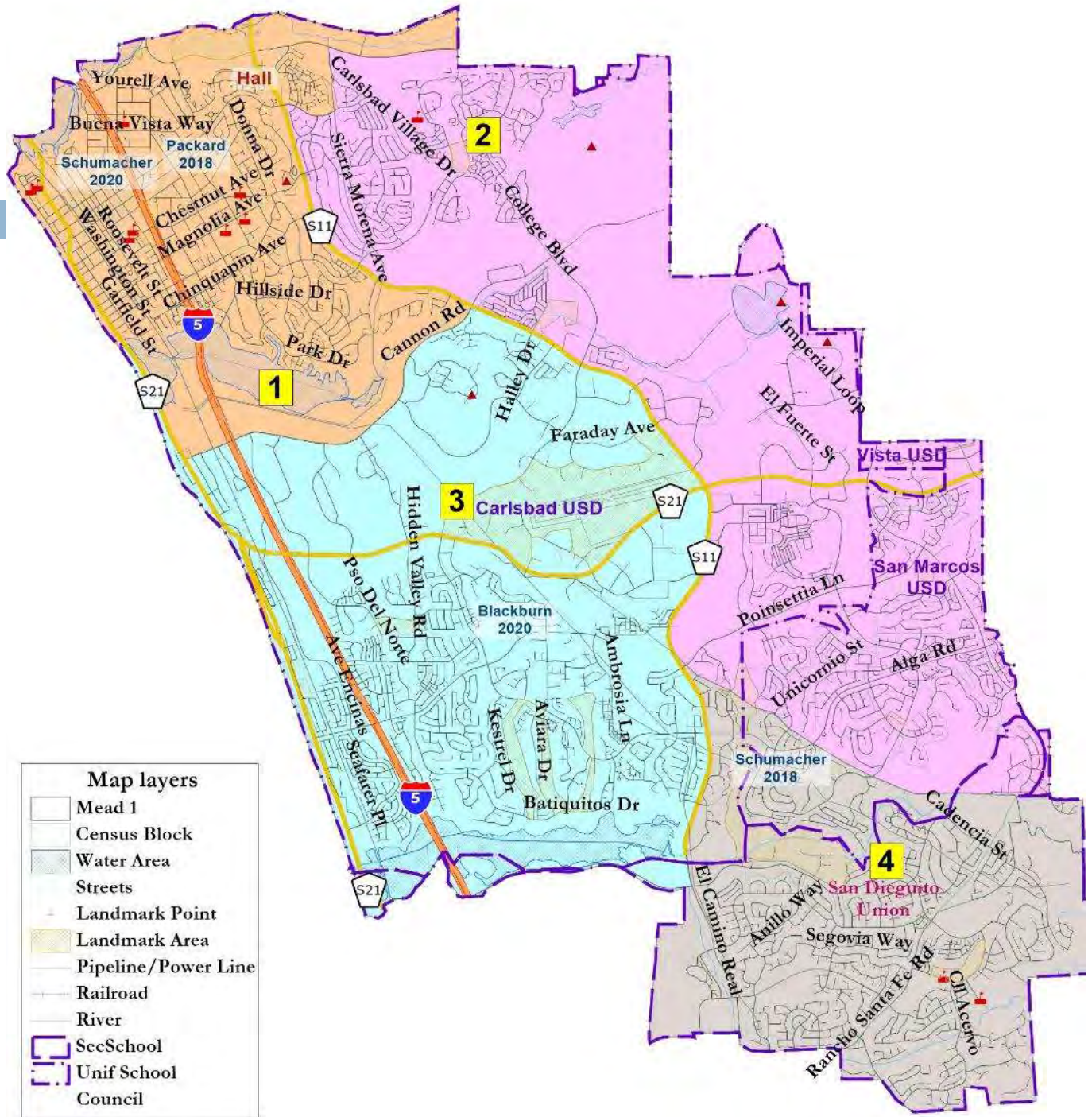


LSchlesinger 1

[interactive map](#)

July 11, 2017

Nov. 13, 2021



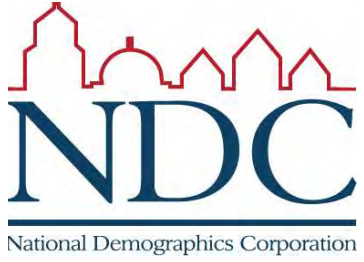
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	Census Block
	Water Area
	Streets
	Landmark Point
	Landmark Area
	Pipeline/Power Line
	Railroad
	River
	Sec School
	Unif School
	Council

Mead 1 Map

[interactive map](#)

July 11, 2017

Nov. 13, 2021



7

Previous Maps

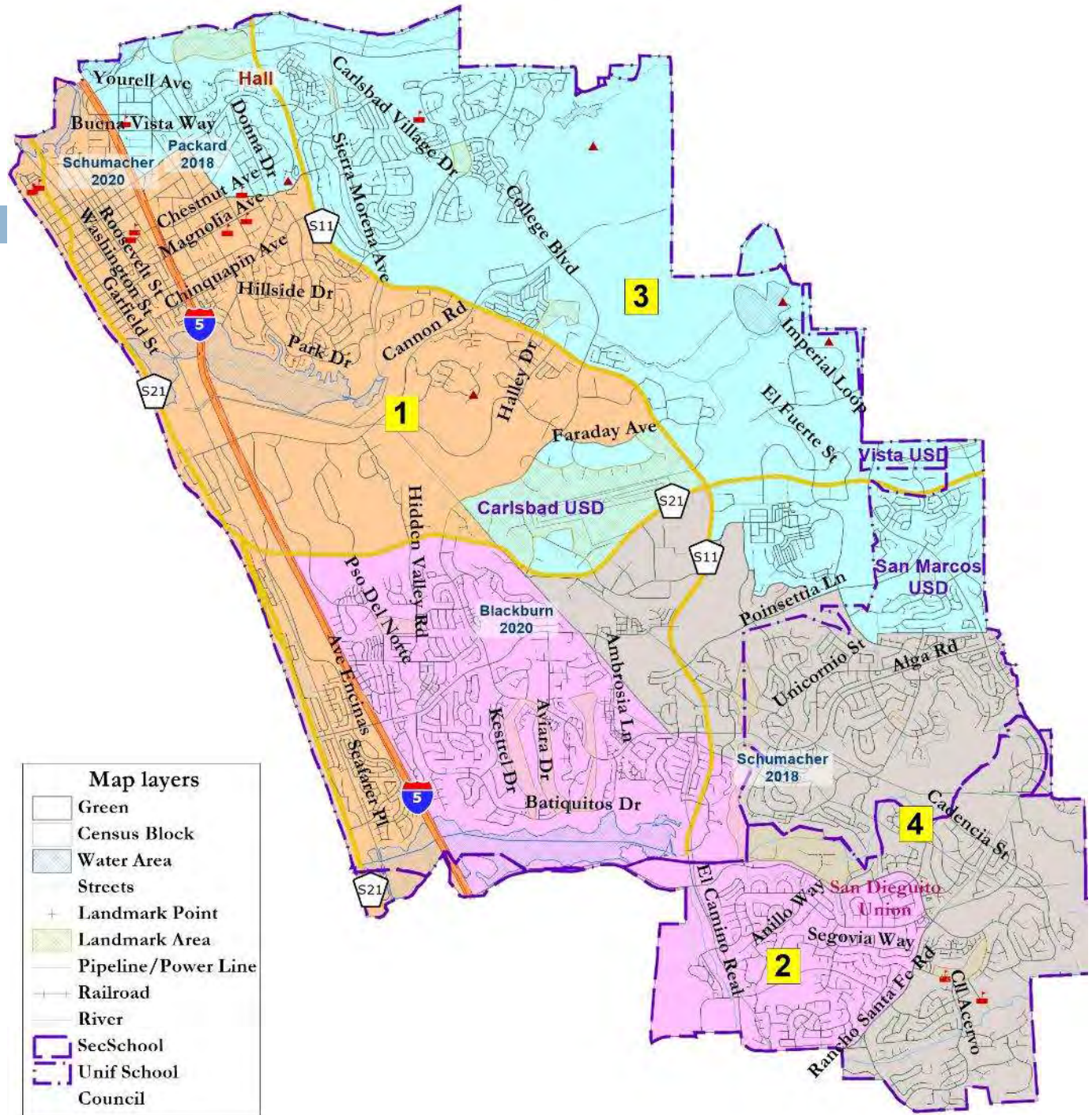
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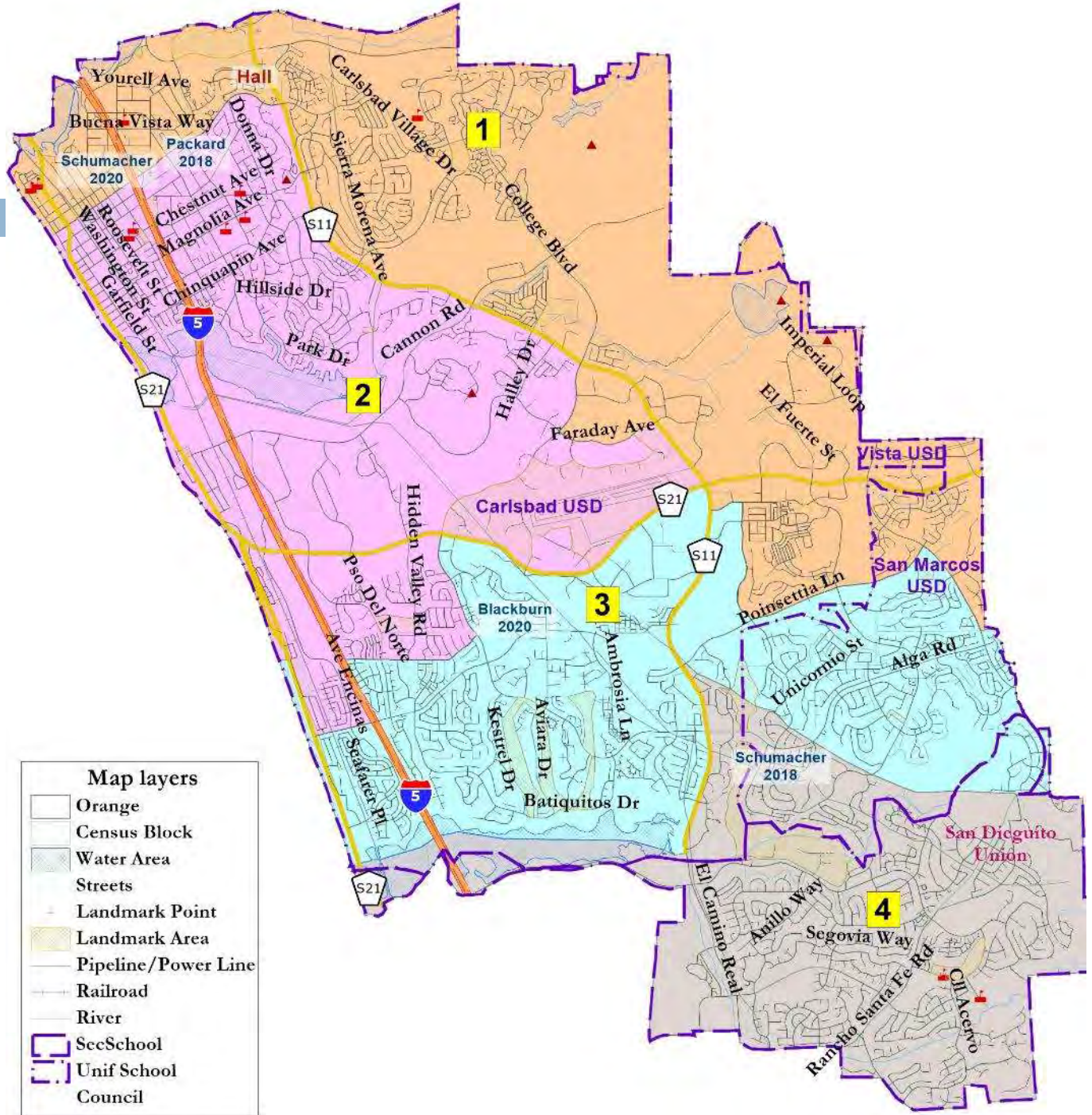
Green Map

[interactive map](#)

July 11, 2017

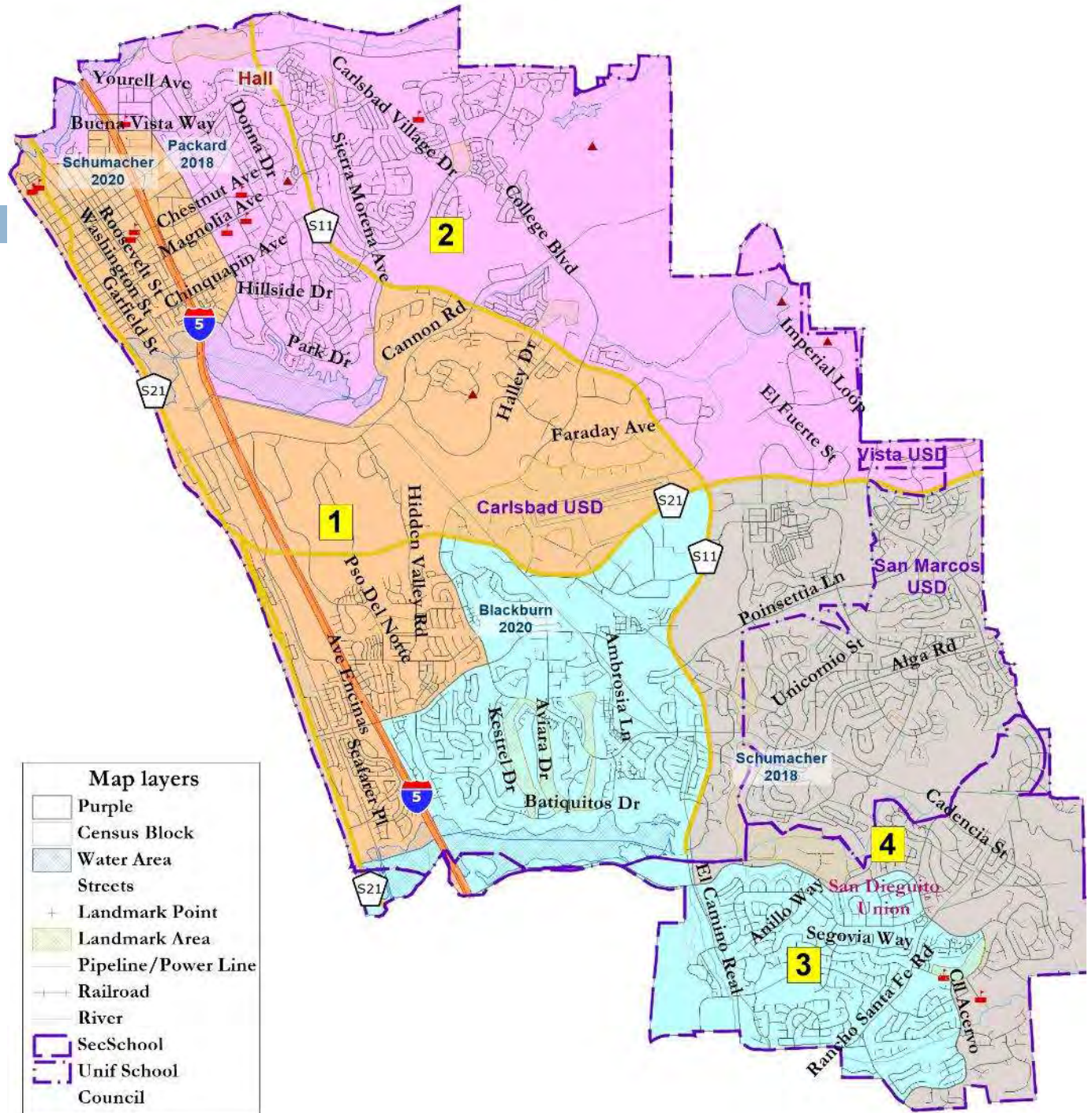
Nov. 13, 2021





Orange Map

[interactive map](#)

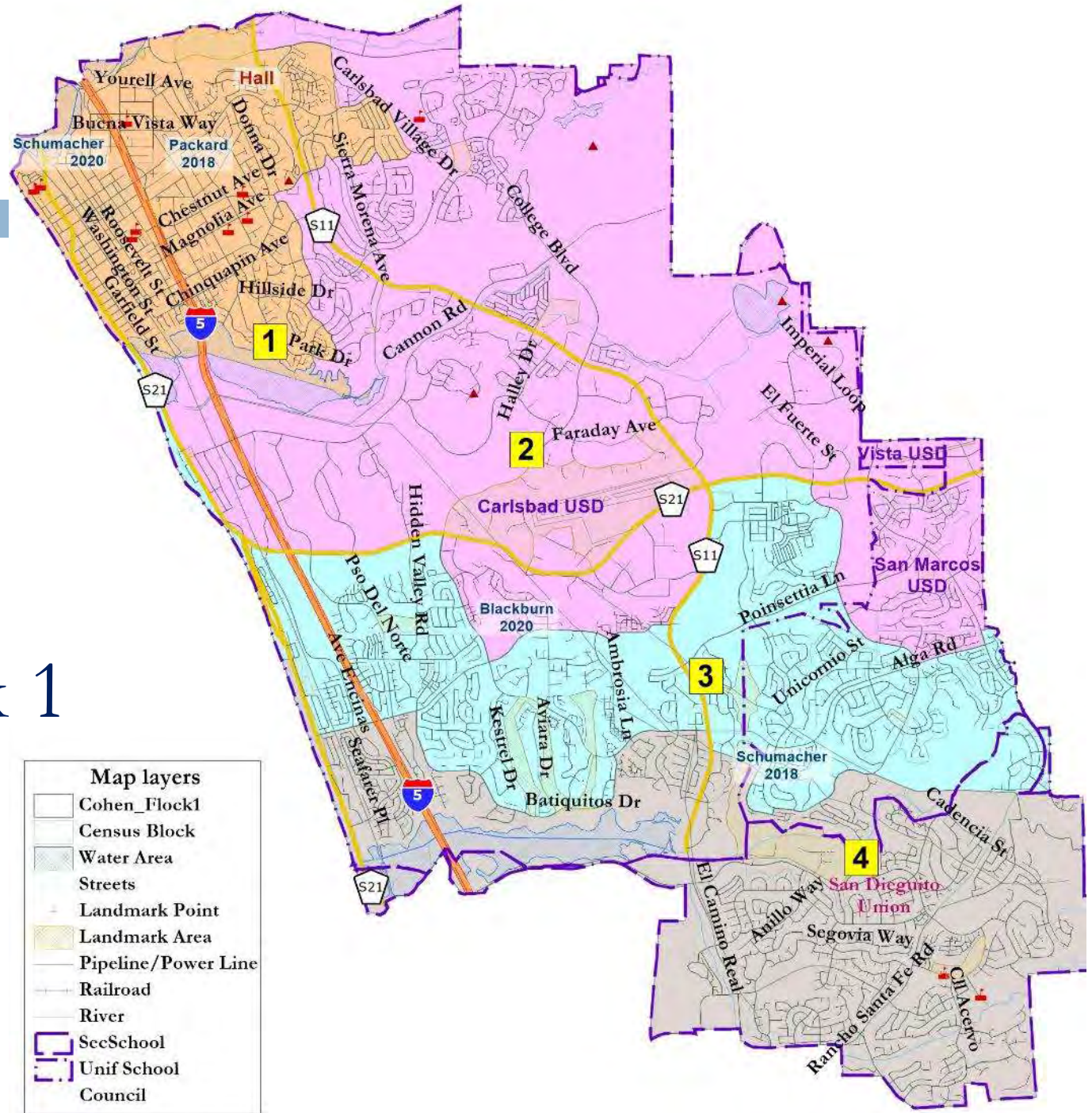


Purple Map

[interactive map](#)

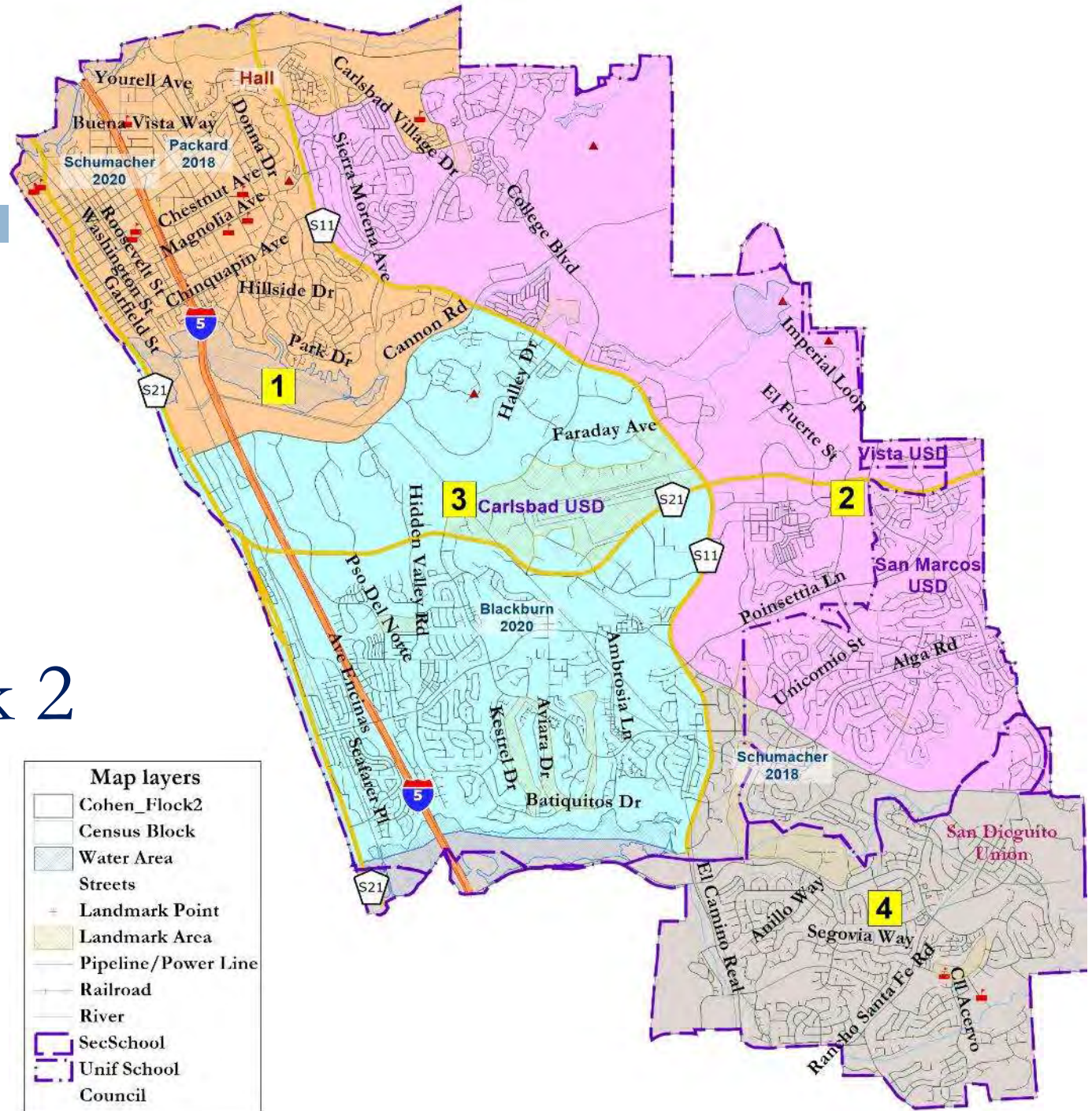
July 11, 2017

Nov. 13, 2021



Cohen-Flock 1

[interactive map](#)



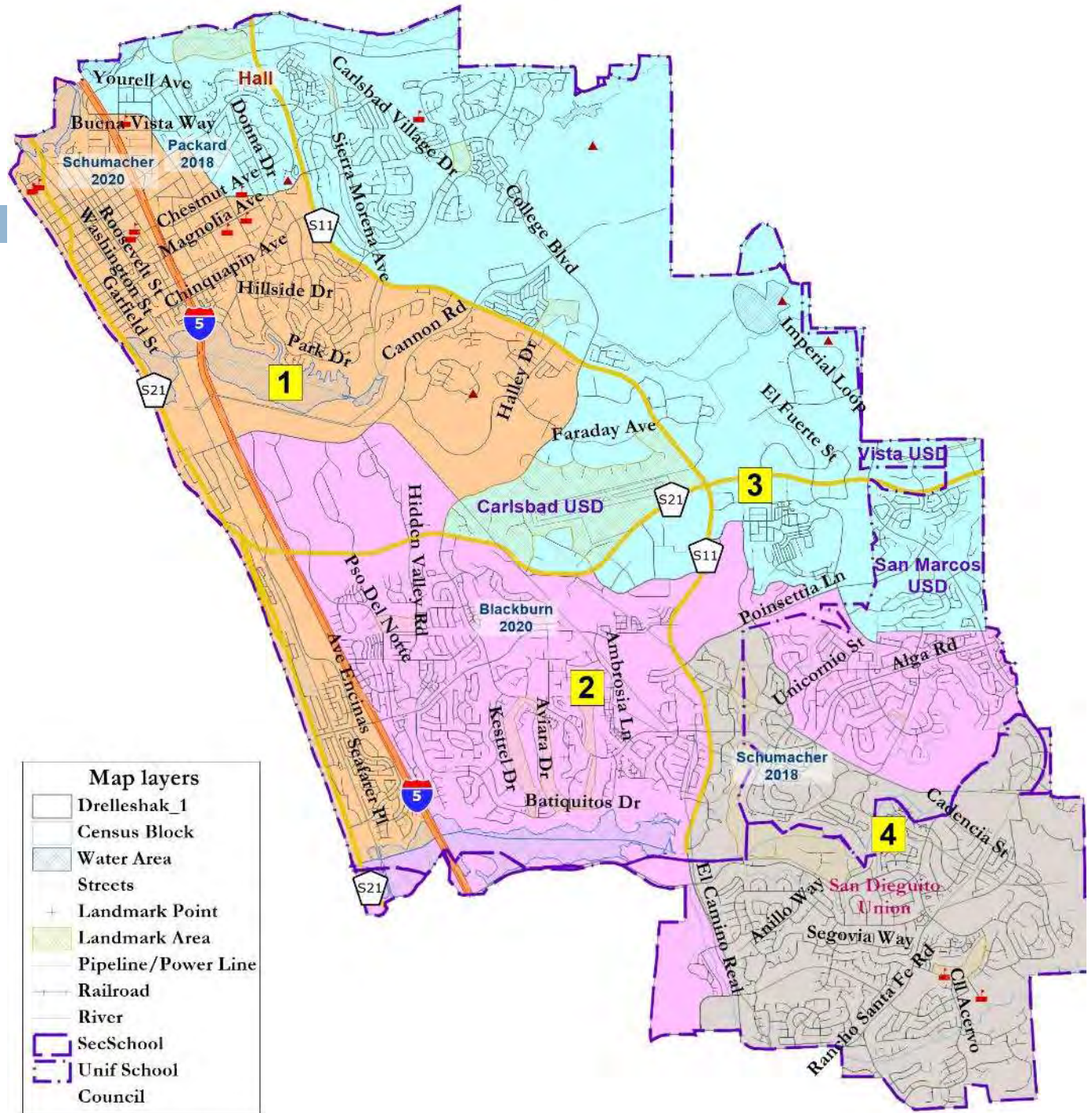
Cohen-Flock 2

Map layers	
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	Water Area
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	Landmark Area
	Pipeline/Power Line
	Railroad
	River
	SecSchool
	Unif School
	Council

[interactive map](#)

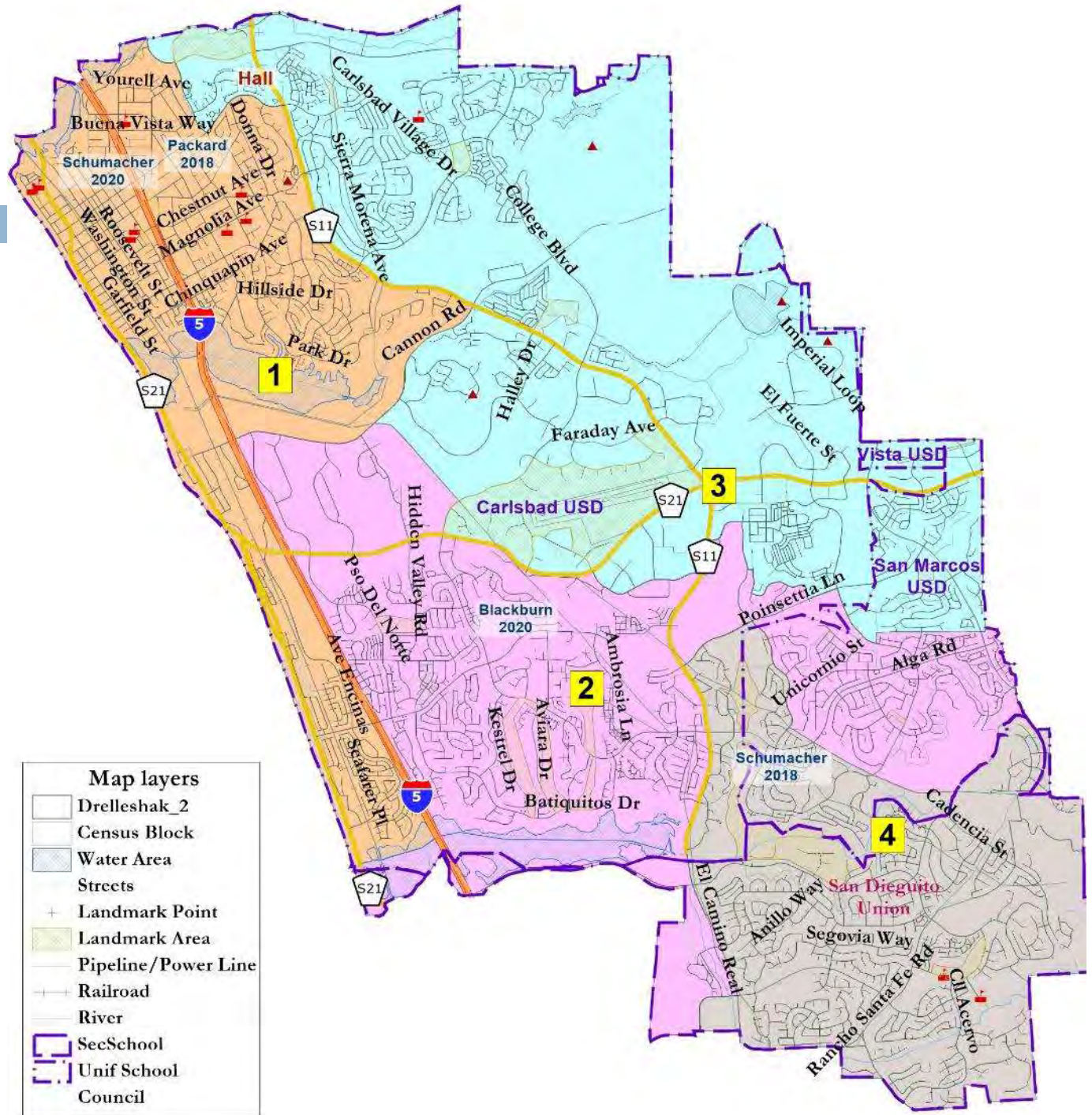
Drelleshak 1

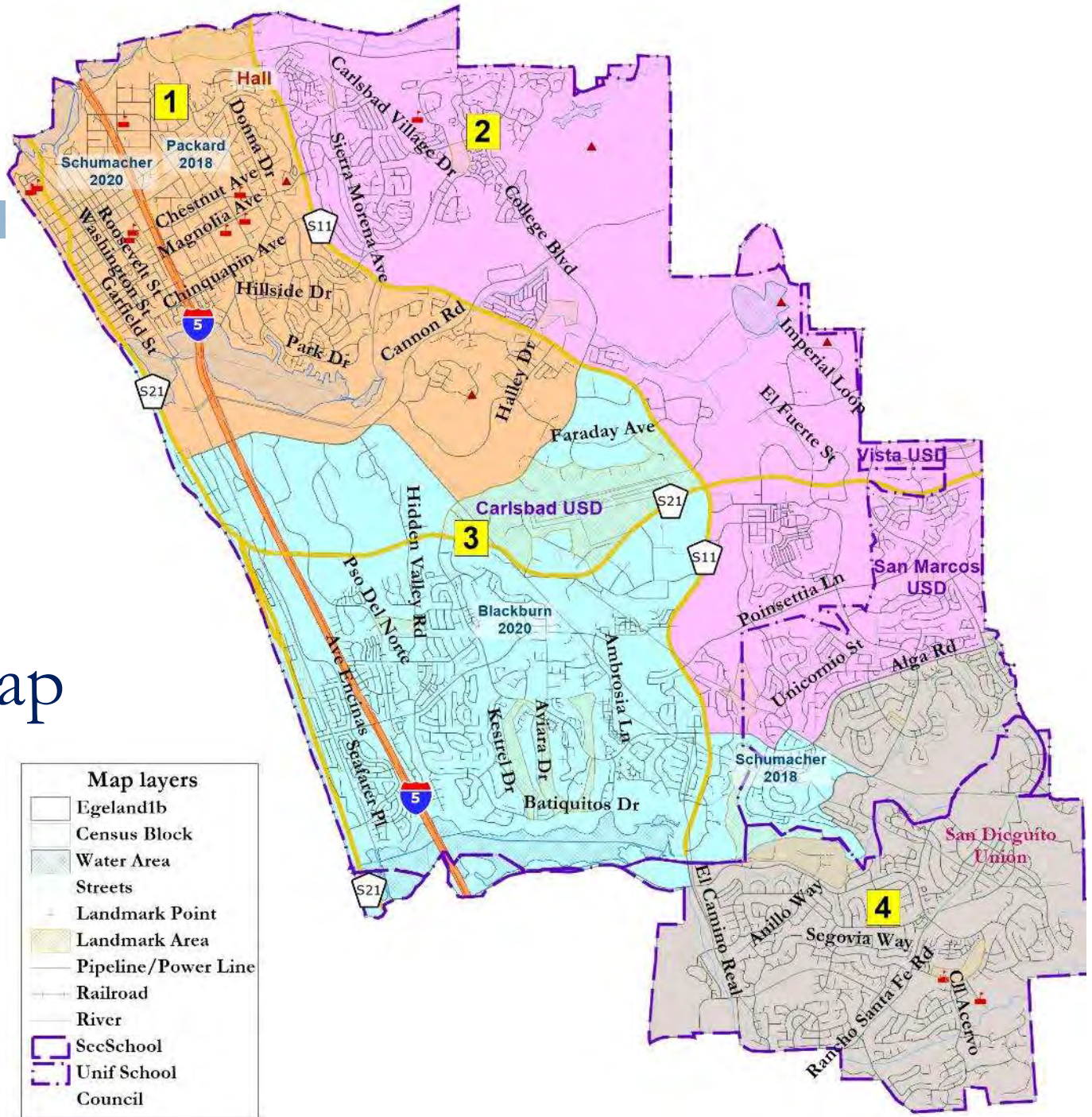
[interactive map](#)



Drelleshak 2

[interactive map](#)

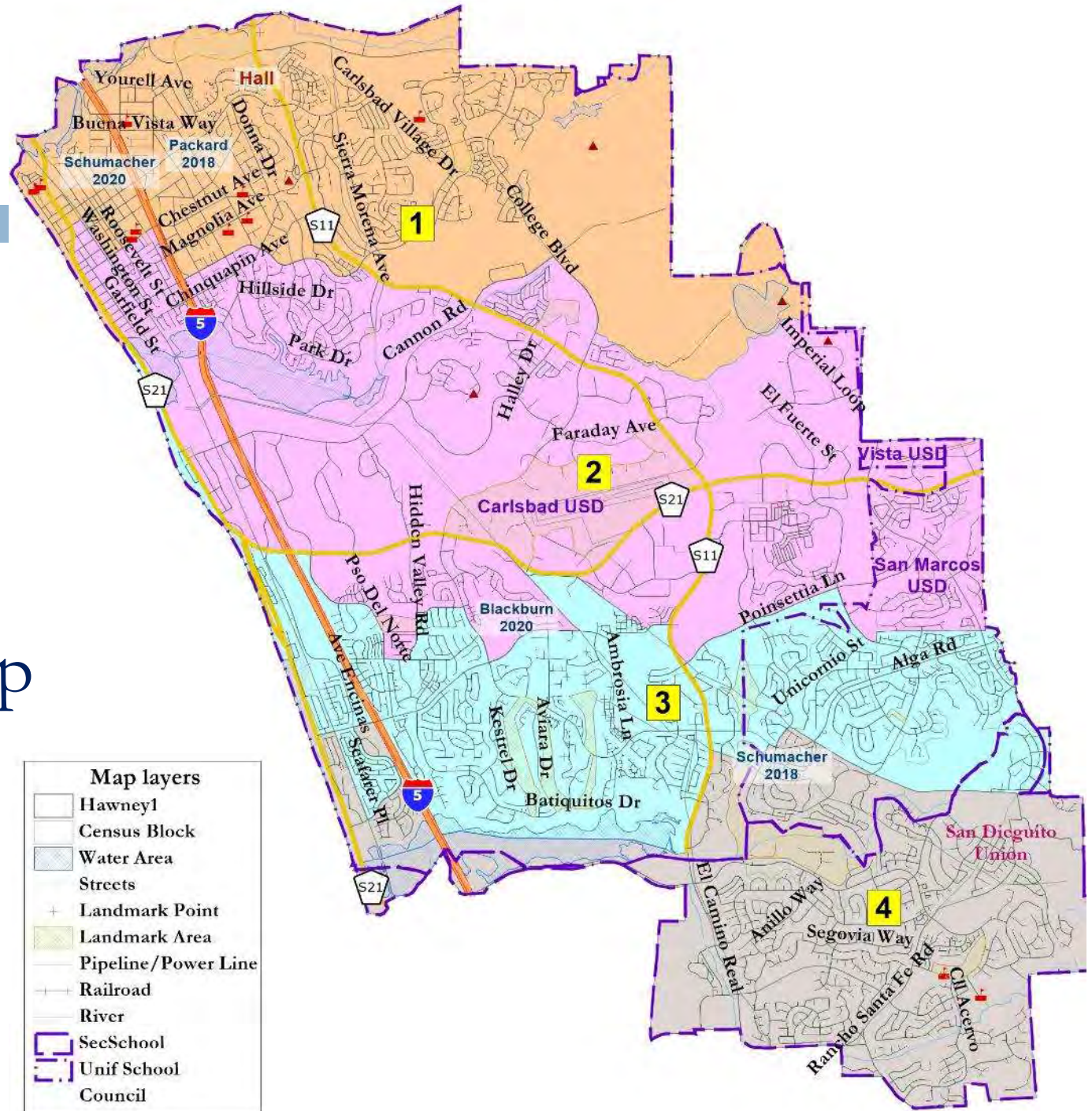















Egeland 1b Map

Map layers	
	Egeland1b
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	Water Area
	Streets
	Landmark Point
	Landmark Area
	Pipeline/Power Line
	Railroad
	River
	SecSchool
	Unif School
	Council

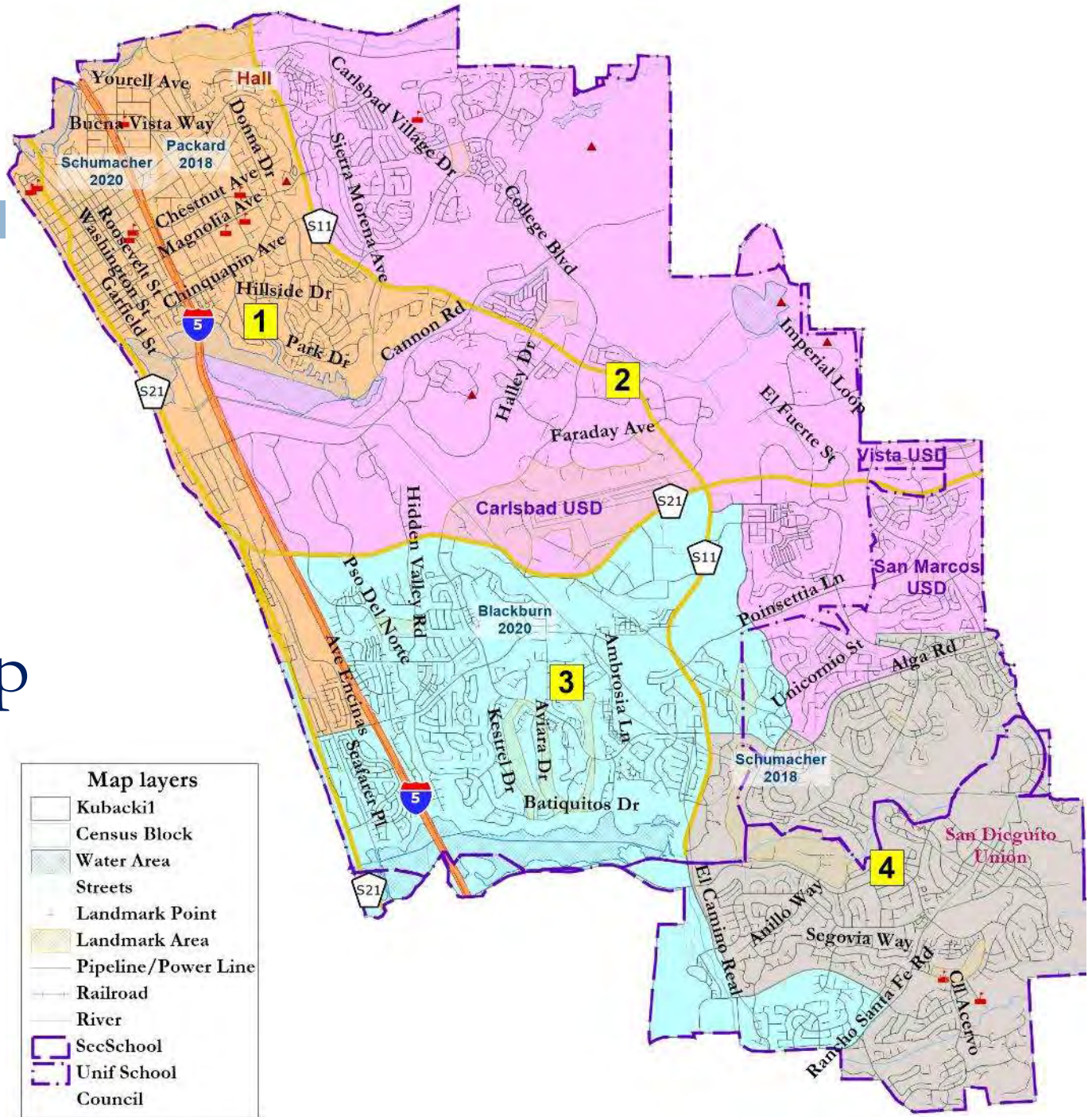
[interactive map](#)



Hawney 1 Map

Map layers	
	Hawney1
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	Streets
	Landmark Point
	Landmark Area
	Pipeline/Power Line
	Railroad
	River
	SecSchool
	Unif School
	Council

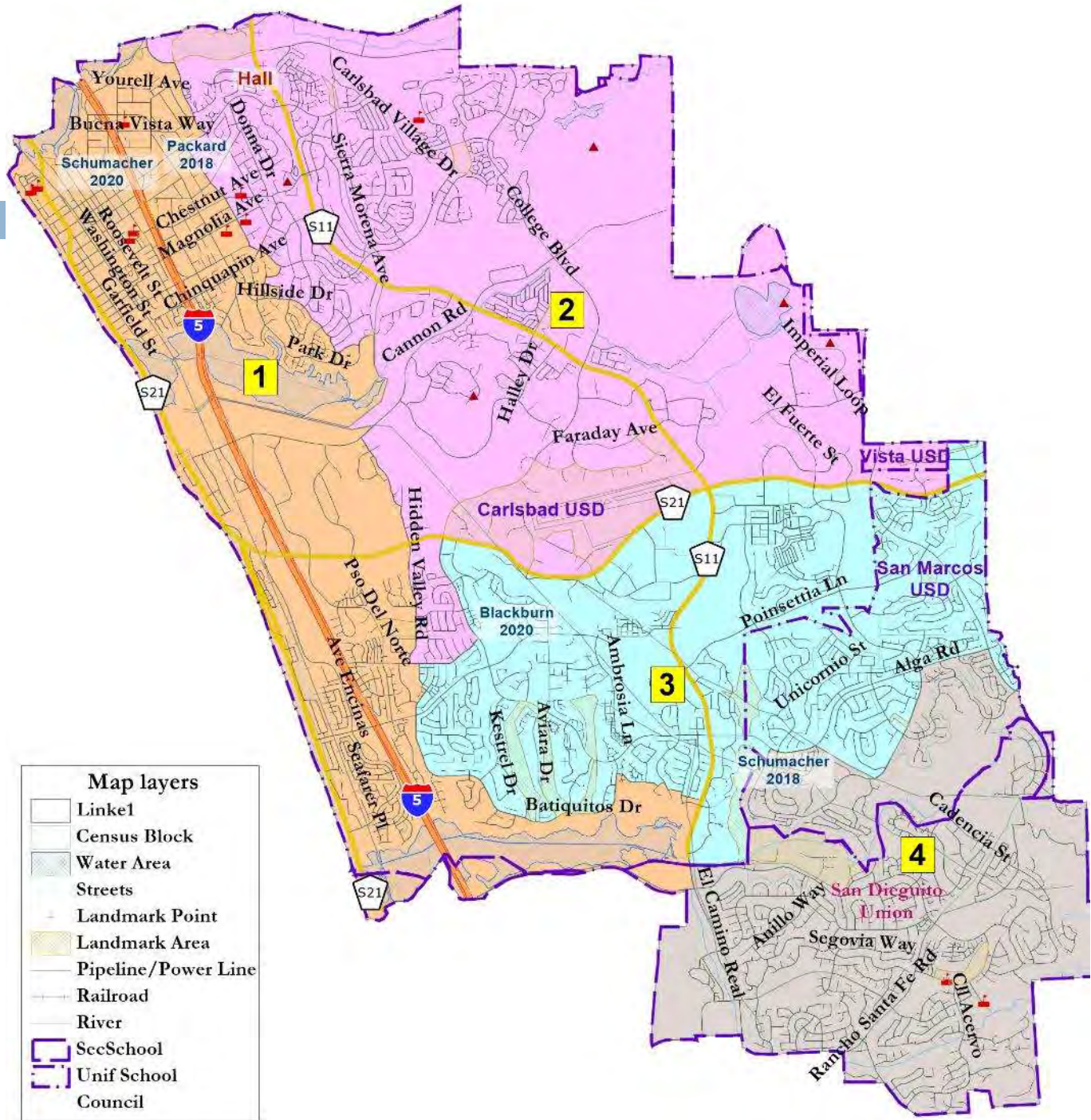
[interactive map](#)



Kubacki 1 Map

Map layers	
	Kubacki1
	Census Block
	Water Area
	Streets
	Landmark Point
	Landmark Area
	Pipeline/Power Line
	Railroad
	River
	SecSchool
	Unif School
	Council

[interactive map](#)



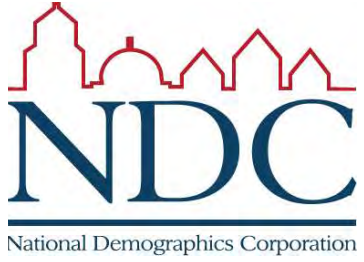
Map layers	
	Linke1
	Census Block
	Water Area
	Streets
	Landmark Point
	Landmark Area
	Pipeline/Power Line
	Railroad
	River
	SecSchool
	Unif School
	Council

Linke 1 Map

[interactive map](#)

July 11, 2017

Nov. 13, 2021

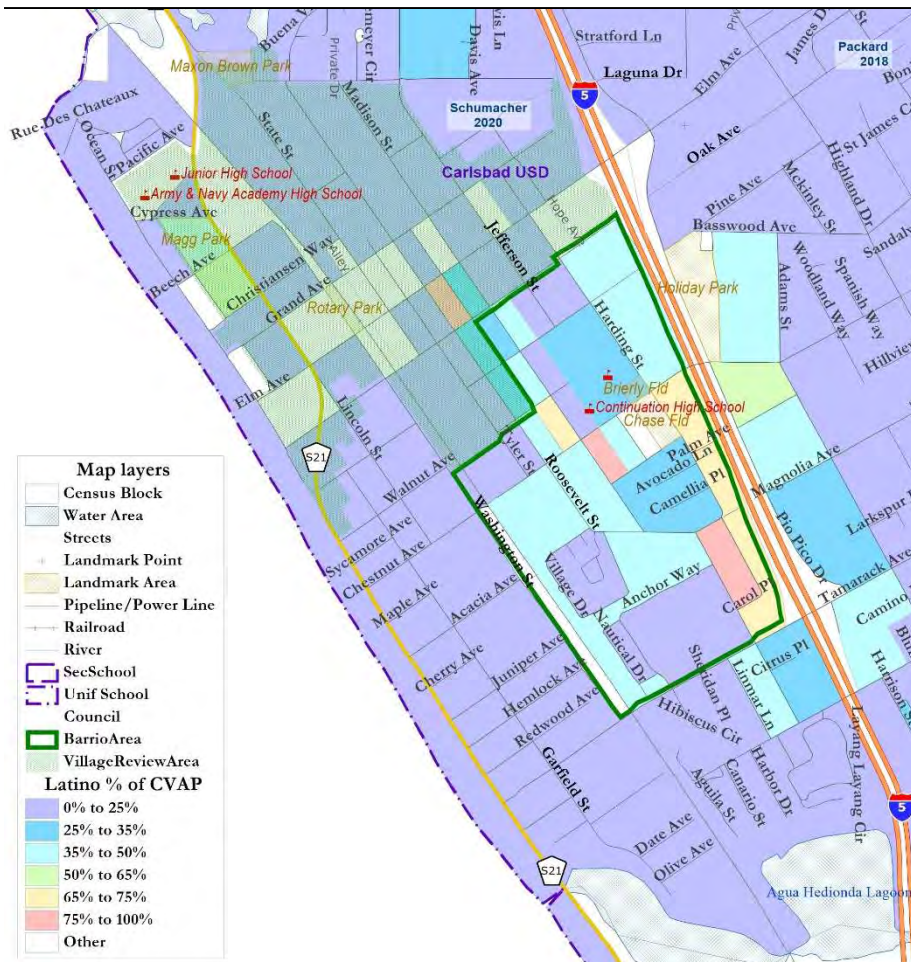


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“Old Carlsbad” Detail

July 11, 2017

Latino CVAP / Barrio / Village Map



Nov. 13, 2021

Green Map



Green and all but two other maps keep the area united.

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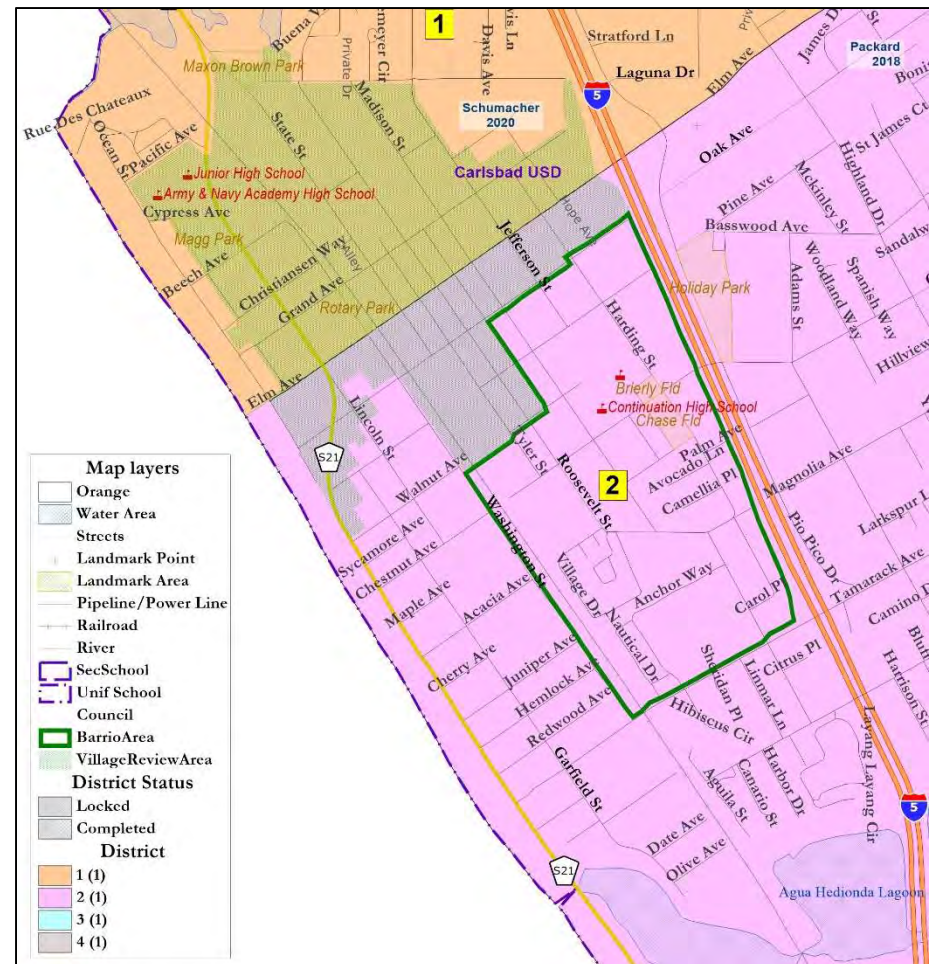
Two Maps That Divide the Area

Hawney Map



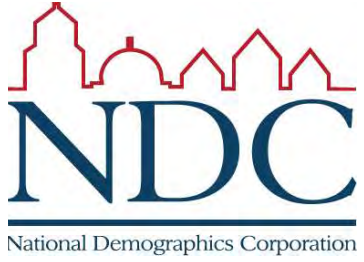
Nov. 13, 2021

Orange Map



Item #2

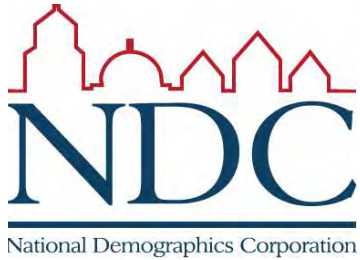
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Plan Statistics

July 11, 2017

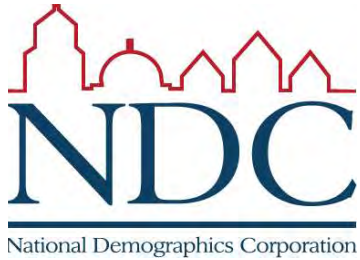


Plan Comparison

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Plan Name	Pop. Dev.	Pairs	Districts Touching Airport Area	Districts Touching Coast
Cohen-Flock 1	6.94%	C. Shumacher & Packard in D1	2	4
Cohen-Flock 2	7.11%	C. Shumacher & Packard in D1	2	3
Drelleshak 1	5.69%	none	3	2
Drelleshak 2	7.10%	C. Shumacher & Packard in D1	2	2
Egeland 1b	3.49%	C. Shumacher & Packard in D1 Blackburn & M. Schumacher in D3	3	2
Hawney 1	4.85%	C. Shumacher & Packard in D1	2	4
Kubacki 1	3.76%	C. Shumacher & Packard in D1	2	2
Linke 1	1.15%	None	2	1
LSchlesinger1	1.14%	C. Shumacher & Packard in D1	1	4
Mead1	6.57%	C. Shumacher & Packard in D1	2	2
NDC Green	4.17%	none	4	1
NDC Orange	2.69%	none	3	4
NDC Purple	3.20%	none	4	3
NDC Yellow		none	2	4

July 11, 2017 *This summary is meant to provide a comparison of the draft options, not an endorsement for any specific plan*



Election Sequencing Options

Map	2018	2020
Cohen-Flock 1	Option 1: 1 & 3 Option 2: 3 & 4	Option 1: 2 & 4 Option 2: 1 & 2
Cohen-Flock 2	Option 1: 1 & 4 Option 2: 2 & 4	Option 1: 2 & 3 Option 2: 1 & 3
Drelleshak 1	3 & 4	1 & 2
Drelleshak 2	Option 1: 1 & 4 Option 2: 3 & 4	Option 1: 2 & 3 Option 2: 1 & 2
Egeland 1b (other options possible)	Option 1: 1 & 2 Option 2: 3 & 4	Option 1: 3 & 4 Option 2: 1 & 2
Hawney 1	Option 1: 1 & 4 Option 2: 3 & 4	Option 1: 2 & 3 Option 2: 1 & 2
Kubacki 1	Option 1: 1 & 4 Option 2: 2 & 4	Option 1: 2 & 3 Option 2: 1 & 3
Linke 1	2 & 4	1 & 3
LSchlesinger1	Option 1: 1 & 4 Option 2: 3 & 4	Option 1: 2 & 3 Option 2: 1 & 2
Mead 1	Option 1: 1 & 4 Option 2: 2 & 4	Option 1: 2 & 3 Option 2: 1 & 2
NDC Green	3 & 4	1 & 2
NDC Orange	2 & 4	1 & 3
NDC Purple	2 & 4	1 & 3
NDC Yellow	2 & 4	1 & 3

Note: Council may approve alternative sequences to these listed here

July 11, 2017

Sequencing Effects on Council

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	Councilmember term ends in 2018	Councilmember term ends in 2020
Resides in 2018 district	Runs for re-election at end of current term	<p>In 2018, runs for district seat. If victorious, resigns at-large 2020 seat and is sworn into by-district 2018 seat for 4-year term.</p> <p>-- OR --</p> <p>If chooses not to run in 2018, or if not victorious in 2018 by-district election, finishes current term in 2020 and leaves the Council. Can run (but not as an incumbent) in 2022.</p>
Resides in 2020 district	<p>Finishes current term in 2018 and leaves the Council.</p> <p>Can run (but not as an incumbent) in 2020 or move to a 2018 district and run in 2018.</p>	Runs for re-election at end of current term

July 11, 2017

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CITY COUNCIL
Minutes

Council Chamber
1200 Carlsbad Village Drive
Carlsbad, CA 92008

July 11, 2017, 6 p.m.

CALL TO ORDER: 6:00 p.m.

ROLL CALL: M. Hall, K. Blackburn, M. Schumacher, C. Schumacher, M. Packard.

INVOCATION: None.

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Keith Blackburn led the Pledge of Allegiance.

APPROVAL OF MINUTES:

Minutes of the Regular Meeting held May 23, 2017.

Motion by Mayor Pro Tem K. Blackburn, seconded by Council Member M. Schumacher, to approve the minutes as presented. Motion carried unanimously, 5/0.

PUBLIC REPORT OF ACTION TAKEN IN CLOSED SESSION: None.

PRESENTATION:

Presentation in recognition of a donation from Friends of the Carlsbad Library.

Mayor Hall introduced Library & Cultural Arts Director Heather Pizzuto. President of Friends of the Library Linda Swink thanked the Council for their support.

Presentation of proclamation in recognition of Planning Commissioner Hap L'Heureux.

Mayor Hall read the proclamation to Hap L'Heureux in recognition of his service on the Planning Commission.

CONSENT CALENDAR:

ACTION: Motion by Mayor Pro Tem K. Blackburn, seconded by Council Member M. Schumacher, to approve Consent Calendar Item Nos. 1-6. Motion carried unanimously, 5/0.

1. **ANNUAL LEVY OF BENEFIT ASSESSMENTS FOR BUENA VISTA CHANNEL MAINTENANCE DISTRICT AREA NO. 1.** – Adoption of Resolution No. 2017-129 authorizing the annual levy of benefit assessments for the Buena Vista Channel Maintenance District Benefit Area No. 1 for Fiscal Year 2017-18. (Staff contact: Roxanne Muhlmeister, Administrative Services)
2. **ACCEPTANCE OF DONATION FROM FRIENDS OF THE CARLSBAD LIBRARY.** – Adoption of Resolution No. 2017-130 accepting a Fiscal Year 2017-18 donation of \$79,415 and a pledge of \$39,985 in additional support from the Friends of the Carlsbad Library to the City of Carlsbad Library and Cultural Arts Department. (Staff contact: Heather Pizzuto, Library & Cultural Arts)

- 3. PROFESSIONAL SERVICES AGREEMENT WITH MICHAEL BAKER INTERNATIONAL, INC. – Adoption of Resolution No. 2017-131 approving a Professional Services Agreement with Michael Baker International, Inc. for an amount not to exceed \$153,400 for the El Camino Real and College Boulevard intersection improvements, Project No. 6071. (Staff contact: Brandon Miles, Public Works)
- 4. AWARD OF CONTRACT TO ATP GENERAL ENGINEERING CONTRACTORS. – Adoption of Resolution 2017-132 accepting bids and awarding a contract to ATP General Engineering Contractors for an amount not to exceed \$1,797,777 for construction of the 2017 Pavement Overlay Project, Project No. 6001-17OL. (Staff contact: Emad Elias, Public Works)
- 5. MEMORANDUM OF UNDERSTANDING WITH ENCINA WASTEWATER AUTHORITY. – Adoption of Resolution 2017-133 authorizing execution of a Memorandum of Understanding with the City of Vista and Encina Wastewater Authority for operation and maintenance of the Buena Vista and Agua Hedionda pump stations. (Staff contact: Terry Smith, Public Works)
- 6. AGREEMENT WITH DOMUS STUDIO ARCHITECTURE, INC. – Adoption of Resolution 2017-134 authorizing execution of an agreement with Domus Studio Architecture, Inc. to provide Bridging Consultant Services for the reconstruction of Fire Station 2 for an amount not to exceed \$237,310, Project No. 4060. (Staff contact: Steven Stewart, Public Works)

ORDINANCES FOR INTRODUCTION: None.

ORDINANCES FOR ADOPTION: None.

- 7. ADOPTION OF ORDINANCE NO. CS-320 ADDING SECTION 1.08.030 TO THE CARLSBAD MUNICIPAL CODE – Adoption of Ordinance No. CS-320 adding Section 1.08.030 to the Carlsbad Municipal Code to authorize Carlsbad Police Rangers to issue Notices to Appear for misdemeanor violations and infractions of the Carlsbad Municipal Code and the Animal Control Provisions of the San Diego County Code. (Staff contact: Sheila Cobian, City Clerk Department)

City Manager’s Recommendation: Adopt the ordinance.

Laurie Boone spoke about enforcement of dog leash rules.

City Attorney Celia Brewer titled the Ordinance.

ACTION: Motion by Mayor Pro Tem K. Blackburn, seconded by Council Member M. Schumacher, to adopt Ordinance No. CS-320. Motion carried unanimously, 5/0.

- 8. ADOPTION OF ORDINANCE NO. CS-321 ADDING SECTION 3.38.095 TO THE CARLSBAD MUNICIPAL CODE – Adoption of Ordinance No. CS-321 adding Section 3.38.095 to the Carlsbad Municipal Code relating to opting out of the Carlsbad Golf Lodging Business Improvement District. (Staff contact: Sheila Cobian, City Clerk Department)

City Manager’s Recommendation: Adopt the ordinance.

City Attorney Celia Brewer titled the Ordinance.

ACTION: Motion by Mayor Pro Tem K. Blackburn, seconded by Council Member M. Schumacher, to adopt Ordinance No. CS-321. Motion carried unanimously, 5/0.

PUBLIC COMMENT:

Brian Connor spoke about various subjects including dog injuries to the elderly.

Jay R. Kratt requested emergency assistance from the Council for his displacement.

PUBLIC HEARINGS:

Item Nos. 9 and 10 were presented together.

9. STREET LIGHTING AND LANDSCAPING DISTRICT NO. 1 – Approval of Resolution No. 2017-135 confirming the diagram and assessment and providing for the levy of the annual assessment for Fiscal Year 2017-18 for Street Lighting and Landscaping District No. 1, a special assessment district. (Staff contact: Roxanne Muhlmeister, Administrative Services)

City Manager's Recommendation: Take public input, close the public hearing and adopt the resolution.

Senior Accountant Roxanne Muhlmeister presented the staff report for both Item #9 and Item #10 and reviewed a PowerPoint presentation (on file in the Office of the City Clerk).

Mayor Hall opened the Public Hearing at 6:28 p.m.

Seeing no one wishing to speak, Mayor Hall closed the duly noticed Public Hearing at 6:28 p.m.

ACTION: Motion by Mayor Pro Tem K. Blackburn, seconded by Council Member M. Schumacher, to adopt Resolution No. 2017-135 and Resolution No. 2017-136. Motion carried, 5/0.

Item Nos. 9 and 10 were presented together. See Item No. 9 for details.

10. STREET LIGHTING AND LANDSCAPING DISTRICT NO. 2 – Approval of Resolution No. 2017-136 confirming the diagram and assessment and providing for the levy of the annual assessment for Fiscal Year 2017-18 for Street Lighting and Landscaping District No. 2, a special assessment district. (Staff contact: Roxanne Muhlmeister, Administrative Services)

City Manager's Recommendation: Take public input, close the public hearing and adopt the resolution.

ACTION: Motion by Mayor Pro Tem K. Blackburn, seconded by Council Member M. Schumacher, to adopt Resolution No. 2017-135 and Resolution No. 2017-136. Motion carried, 5/0.

11. PUBLIC HEARING REGARDING DRAFT MAPS OF THE CITY'S PROPOSED VOTING DISTRICTS -

That the City Council hold a Public Hearing and receive public comment regarding the draft maps of voting district boundaries, and if desired, eliminate any draft maps the Council no longer wishes to consider adopting. (Staff contact: Celia Brewer, City Attorney)

City Manager's Recommendation: Receive the report and conduct the public hearing.

Demographer Doug Johnson and Attorney Alan Fenstermacher presented the staff report and reviewed a PowerPoint presentation (on file in the Office of the City Clerk).

In response to Council Member M. Packard, Attorney Fenstermacher confirmed that if the Council chose to draft a new map, it would create a timeline conflict unless it was published that same night to allow for the 7 day noticing period.

In response to Mayor Hall's inquiry, Attorney Fenstermacher stated that all maps were legally defensible except for the Hawney 1 map.

In response to Council Member C. Schumacher, Attorney Fenstermacher explained that showing a preference of concentrating a minority group to give them a higher chance of electing a candidate is the court's preference.

Mayor Matt Hall opened the Public Hearing at 6:46 p.m.

Speakers: Laura Drelleshak, Arnie Cohen, Stacy King, Barbara Mead, Simon Angel, Casey Cintorelli, Dale Kubaki

Mayor Matt Hall closed the duly noticed Public Hearing at 7:05 p.m.

In response to Council Member C. Schumacher, Attorney Fenstermacher explained that showing a preference of concentrating a minority group to give them a higher chance of electing a candidate is the court's preference.

ACTION: Motion by Mayor Pro Tem K. Blackburn, seconded by Council Member M. Schumacher, to select the Cohen-Flock 1 map. Motion carried, 4/1 (No – C. Schumacher).

ACTION: Motion by Mayor M. Hall, seconded by Council Member M. Packard, to select the Districts 1 and 3 sequence for election in 2018. Motion carried, 5/0.

12. MAJOR REVIEW PERMIT AND TENTATIVE TRACT MAP FOR PROPERTY LOCATED AT 2677

STATE STREET - That the City Council hold a Public Hearing and adopt Resolution No. 2017-137 approving Major Review Permit 2016-0001 and Tentative Tract Map No. 2016-0002 for the construction of a four-story mixed-use building consisting of 1,622 square feet of ground floor office space and seven condominium units located at 2677 State Street; and, Adopt Resolution No. 2017-138 approving a request to participate in the Parking In-Lieu Fee program for the purchase of two parking credits at a cost of \$11,240 each to satisfy half of the office parking requirement of four spaces. Project Name: Townhouse. Project No: RP 2016-0001/CT 2016-0002 (DEV 2016-0031) (Staff contact: Austin Silva, Community & Economic Development)

City Manager's Recommendation: Take public input, close the public hearing and adopt the resolutions.

Associate Planner Austin Silva and City Planner Don Neu presented the staff report and reviewed a PowerPoint presentation (on file in the Office of the City Clerk).

In response to Mayor Pro Tem Blackburn's inquiry, Associate Planner Silva confirmed that the project does meet every development standard and is not seeking a variance.

In response to Council Member C. Schumacher, Associate Planner Silva stated that the width of the project site and adjacent property combined would be 135 feet wide with no break between the two buildings.

In response to Council Member C. Schumacher's inquiry, Housing and Neighborhood Services Director Debbie Fountain explained that the housing credit has an age and income limitation and 50 credits are still available for the combined project.

In response to Council Member C. Schumacher, Associate Planner Silva confirmed that the developer will be paying parking-in-lieu fees on two parking spaces.

Project Designer and Builder Mark Benjamin and Ed Leonard presented a PowerPoint presentation illustrating the proposed project (on file in the Office of the City Clerk).

In response to Council Member C. Schumacher's inquiry, Project Designer Benjamin stated that he used the guidelines of the current existing plans and nothing related to the new Village and Barrio Master Plan to design and build this project.

In response to Council Member C. Schumacher, Project Designer Benjamin confirmed that the parking is secured parking and the public will park on the street.

Mayor Hall opened the Public Hearing at 8:11 p.m.

Speakers in opposition of staff's recommendation: Tom Rudden, Brian Connor.

Speakers in support of staff's recommendation: Robert Wilkinson.

Mayor Hall closed the duly noticed Public Hearing at 8:20 p.m.

Project Designer Benjamin stated that the applicant is willing to install street trees on this project.

In response to Council Member C. Schumacher, Associate Planner Silva confirmed that a below grade parking lot would not have been financially feasible with the proposed project.

ACTION: Motion by Mayor Pro Tem K. Blackburn, seconded by Council Member M. Schumacher, to adopt Resolution No. 2017-137 and Resolution No. 2017-138 with the addition of the applicant to install street trees. Motion carried, 4/1 (C. Schumacher – No).

13. PACIFIC WIND APPEAL - That the City Council hold a Public Hearing and adopt Resolution No. 2017-139 denying the appeal and upholding the decision of the Planning Commission to approve a Site Development Plan, Coastal Development Permit and Minor Subdivision to allow for the demolition of 44 residential units and the construction of a 93-unit apartment (92 affordable units) development, including a Development Standards modification, and a street abandonment for a portion of Harding Street near the intersection of Carol Place, in the Residential-Density Multiple Zone in Local Facilities Management Zone 1. Case Name: Pacific Wind. Case No.: SDP 15-18/CDP 16-04/MS 16-01 (Dev 15-058) (Staff contact: Austin Silva, Community & Economic Development)

City Manager's Recommendation: Take public input, close the public hearing and adopt the resolution.

Appellant Everett DeLano, Will Rogers and Dr. Fred Johnson spoke in opposition of staff's recommendation and reviewed a PowerPoint presentation (on file in the Office of the City Clerk).

Associate Planner Austin Silva and City Planner Don Neu presented the staff report and reviewed a PowerPoint presentation (on file in the Office of the City Clerk).

Mayor Hall opened the Public Hearing at 9:12 p.m.

Speakers in opposition of staff's recommendation: Tom Rudden, Jan Neff-Sinclair, Linda Breen, John Bailey, Elizabeth Banks, Socorro Anderson, Mr. Monroy, Emilio Gonzalez, Julia, Casey Cintorelli.

Speakers in support of staff's recommendation with modifications: Marissa Torres, Bonnie Hammer.

Speakers that did not state their position on staff's recommendation: Patricia Amador.

Speakers neutral of staff's recommendation: Matt Cappuccilli.

Mayor Hall closed the duly noticed Public Hearing at 9:46 p.m.

In response to Council Member C. Schumacher's inquiry, Housing and Neighborhood Services Director Debbie Fountain explained that a lot of the funding is done through loan repayments, housing credit purchases, grants, and in-lieu and impact fees.

In response to Council Member C. Schumacher, Director Fountain stated that the City would be receiving 92 housing credits from this project.

In response to Mayor Pro Tem Blackburn's inquiry, City Attorney Celia Brewer explained that the Council is able to either uphold, modify or reverse the planning commission decision based on substantial evidence.

In response to Council Member M. Schumacher, City Planner Neu confirmed that the noise levels and air quality can be mitigated.

In response to Council Member C. Schumacher, Engineering Manager Jason Geldert confirmed that there have been plans for freeway widening in this area.

ACTION: Motion by Mayor Pro Tem K. Blackburn, seconded by Council Member M. Packard, to adopt Resolution No. 2017-139. Motion carried, 3/2. (No – M. Schumacher and C. Schumacher)

Mayor Hall adjourned to the Joint Special Meeting of the City Council and Carlsbad Municipal Water District at 10:42 p.m.

Mayor Hall reconvened the Regular Meeting of the City Council at 10:44 p.m. with all members present.

DEPARTMENTAL AND CITY MANAGER REPORTS:

16. WINNING TEAMS GRANT REQUEST FROM CARLSBAD BREAK – Consider the request from *Carlsbad Break* for a Winning Teams Grant in the amount of \$6,320. (Staff contact: Debbie Fountain, Housing & Neighborhood Services)

City Manager's Recommendation: Deny the request.

Housing & Neighborhood Services Director Debbie Fountain presented the staff report (on file in the Office of the City Clerk).

Carlsbad Break Coach Chris Lopez and two members of the baseball team requested that Council consider and approve their request.

ACTION: Motion by Mayor Pro Tem K. Blackburn, seconded by Mayor Matt Hall, to approve request. Motion failed, 2/3 (No – Council Member M. Schumacher, C. Schumacher and M. Packard).

17. COMMUNITY CHOICE ENERGY – REGIONAL FEASIBILITY STUDY – Adoption of Resolution No. 2017-141 authorizing the City Manager to negotiate, execute and fund a Cost Share Agreement allowing for the City of Carlsbad's participation in the preparation of a Community Choice Energy Technical Feasibility Study in an amount not to exceed \$60,000, and to request energy load data from San Diego Gas & Electric Company. (Staff contact: Jason Haber, City Manager Department)

City Manager's Recommendation: Adopt the resolution.

Assistant to the City Manager Jason Haber presented the staff report and reviewed a PowerPoint presentation (on file in the Office of the City Clerk).

Paige DeCino from the Sierra Club spoke in support of staff's recommendation.

Submitted speaker cards in support of staff's recommendation but did not speak: Stacy King, Barbara Mead, Liz Myers-Chamberlin, Michael Hetz, Natalie Shapiro, Bruce Bekkar, Brian Connor, Sarah Benson, Sophie Wolfram, Alex DeTaboada, Vicki Geehan, Jim Wang, Jan Neff-Sinclair.

ACTION: Motion by Mayor Pro Tem K. Blackburn, seconded by Council Member M. Schumacher, to adopt Resolution No. 2017-141 with the option to review the Category 3 Certificates. Motion carried, 5/0.

COUNCIL REPORTS AND COMMENTS:

Mayor Hall and Council Members reported on activities and meetings of some committees and sub-committees of which they are members.

CITY MANAGER COMMENTS: None.

CITY ATTORNEY COMMENTS: None.

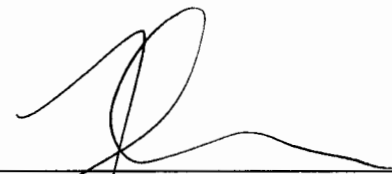
CITY CLERK COMMENTS:

ANNOUNCEMENTS:

Saturday, July 15, 2017 – 6:00 p.m.
 Agua Hedionda Lagoon Foundation Discovery Gala
 Sheraton Carlsbad Resort & Spa
 5480 Grand Pacific Drive
 Carlsbad, CA

ADJOURNMENT:

Meeting was adjourned at 11:14 p.m.



Faviola Medina
Deputy City Clerk



CITY COUNCIL
Staff Report

Meeting Date: July 18, 2017
To: Mayor and City Council
From: Kevin Crawford, City Manager
Staff Contact: Celia Brewer, City Attorney
 760-434-2891

Subject: Final Public Hearing Regarding Consideration of Ordinance Implementing By-District Elections pursuant to Government Code section 34886 Elections Code section 10010

Recommended Action

That the City Council hold the fifth of five public hearings regarding the implementation of by-district elections and introduce for first reading an Ordinance implementing a by-district electoral system, voting district boundaries and election sequence (Exhibit 1).

Executive Summary

In response to a threat to sue the City for alleged violations of the California Voting Rights Act ("CVRA") (Elec. Code §§ 14025-14032) (Exhibit 2), and in order to avoid the potentially significant litigation expenses that are likely to occur if the City retains its at-large election method of election, at the City Council's May 9, 2017 hearing, the Council adopted Resolution No. 2017-083 (Exhibit 3) outlining its intention to transition from at-large to district based elections.

Pursuant to Elections Code section 10010(a)(1), on May 30, 2017 and June 13, 2017, the City held two public hearings to receive public input regarding the composition of the City's voting districts before any draft maps of voting districts were drawn. Based on public input, the Council's direction regarding the number of districts, and other legally required criteria, the City's districting consultant/demographer prepared proposed draft district maps for public review and comment. These maps, along with maps drawn by members of the public that meet the population and other mandatory districting criteria, were discussed by the public and the Council at public hearings on June 29, 2017 and July 11, 2017, pursuant to Elections Code section 10010(a)(2). At the conclusion of the July 11, 2017 hearing, the Council directed staff to prepare an ordinance implementing by-district elections, adopting the "Cohen-Flock 1" map (Attachment A to the proposed Ordinance) and the Council's preferred election sequence.

The purpose of this July 18, 2017 hearing is to provide for any additional public comment and then introduce for first reading an Ordinance implementing a by-district electoral system, voting district boundaries pursuant to the Cohen-Flock 1 map, and election sequence whereby Council Districts 1 & 3 will be on the November 2018 ballot, and Council Districts 2 & 4 will be on the November 2020 ballot.

Discussion

On April 11, 2017, the City received a letter from the law firm of Shenkman & Hughes threatening to sue the City for alleged violations of the CVRA unless the City voluntarily converts to elections by district. The CVRA applies to jurisdictions, including charter cities, that utilize an “at-large” method of election, where voters of the entire jurisdiction elect the members of the City Council.

The CVRA was specifically enacted in 2002 to eliminate several key burden of proof requirements that exist under the federal Voting Rights Act of 1965 (“FVRA”) (52 U.S.C. § 10301 *et seq.*) after several jurisdictions in California successfully defended themselves in litigation brought under the FVRA. The CVRA is tilted heavily in favor of plaintiffs’ attorneys because after the removal of these federal burden of proof requirements, the threshold to establish liability under the CVRA is extremely low, and prevailing plaintiffs are guaranteed to recover their attorneys’ fees and costs. Every government defendant in the history of the CVRA that has challenged the conversion to district elections has either lost in court or settled, and has also been forced to pay at least some portion of the plaintiffs’ attorneys’ fees and costs; indeed, over the relatively short 15-year history of the CVRA, and only after an initial challenge to it was resolved in 2006, plaintiff public agencies have paid nearly \$15 million to CVRA plaintiff attorneys (Exhibit 4). In sum, all CVRA cases that have been filed have ended with the defendant governmental agency implementing a district election system and paying some sort of attorneys’ fee payment.

In response to the substantial costs imposed upon cities and other public agencies in defending CVRA suits, in 2016, the California Legislature amended the Elections Code to simplify the process of converting to by-district method of election and to provide a “safe harbor” process to protect agencies from litigation. Because the City Council enacted Resolution No. 2017-083 declaring its intent to convert to a by-district method of election within 45 days of receiving the Shenkman & Hughes demand letter, a CVRA lawsuit cannot be filed before August 7, 2017 (90 days after the Council’s May 9 adoption of the Resolution). (Elec. Code § 10010(e)(3).)

The first step of the process in the City’s conversion from its current at-large method of election to a by-district system was to hold two public hearings and receive public comment regarding the composition of the yet to be formed voting districts, before any maps are drawn. (Elec. Code § 10010(a).) These hearings were held on May 30, 2017 and June 13, 2017, and the City held two public workshops on Saturday, June 10, 2017 for this same purpose. The City also allowed the public to submit input regarding district boundaries via an online redistricting tool, provided by the City’s districting consultant/demographer (National Demographics Corporation, or NDC), available at <http://www.carlsbadca.gov/cityhall/clerk/maps.asp>. Further background information relating to the districting process was made available for the public on the City’s website at <http://www.carlsbadca.gov/cityhall/clerk/district.asp>.

At the June 13, 2017 hearing, the City Council directed the City’s districting consultant to develop maps containing four districts, which results in the City retaining a separately elected mayor. The City Council made this decision based on the fact that the separately elected position of mayor was established by a voter-sponsored initiative in 1964. When drawing districts to present to the public and Council, the City’s consultant considered several mandatory districting criteria required by federal law, as well as other permissive criteria under state and federal law. These

criteria were discussed at the May 30, 2017 hearing, and are set forth in Resolution No. 2017-097 adopted by the City Council (Exhibit 5).

Pursuant to these factors, the Council's direction and the input provided by the public, the City's districting consultant developed maps for public review and comment, which were presented along with eligible maps submitted by the public at the City Council's June 29, 2017 and July 11, 2017 public hearings, pursuant to Elections Code section 10010(a)(2).

At the conclusion of the July 11, 2017 hearing, the Council voted to direct staff to prepare an ordinance adopting as the City's voting district map an eligible map submitted by the public referred to as the Cohen-Flock 1 map, as well as a sequence of elections where Council Districts 1 & 3 from that map will be on the November 2018 ballot, and Council Districts 2 & 4 will be on the November 2020 ballot. The proposed Ordinance is now before the Council for its consideration.

Fiscal Analysis

The costs of defending the City's current at-large election system in court would be significant due to the risk of having to pay the plaintiffs' fees and costs. Awards in these cases have reached upwards of \$3,500,000. When sued, even the settlements reached by cities have included paying the plaintiffs' attorneys fees. If the City Council chooses to maintain its at-large elections and defend the threatened lawsuit, the costs and attorneys' fees would likely exceed \$1,000,000.

The demographic consultant cost is anticipated to be approximately \$35,000. Special counsel fees required to voluntarily convert to district elections are estimated to be \$30,000. Additional legal costs will be incurred for additional analysis and public hearings. The City's good faith and considered approach to by-district elections may forestall further threats and demands for attorneys' fees, but other jurisdictions have suffered such demands even after initiating such efforts.

Next Steps

If the proposed Ordinance is introduced for first reading, the Council will consider adopting the Ordinance following a second reading at the Council's July 25, 2017 meeting, which will conclude the transition to by-district elections.

Environmental Evaluation (CEQA)

The requested action is not a project within the definition of the California Code of Regulations, Title 14, Chapter 3, section 15378(a) since the action has no potential for resulting in either a direct change in the environment or a reasonably foreseeable indirect change in the environment.

Public Notification

Prior to this hearing, the City conducted outreach in both English and Spanish to encourage public participation in both the districting process in general, and this public hearing in particular. A press release was issued and posted on the City's website on July 12, 2017. In addition, staff held two community workshops (one at the Carlsbad City Library on Dove Lane and one at the Harding Community Center) on June 10, 2017. Notice of this Public Hearing was published in English and

Spanish in the July 7 and July 14, 2017 editions of the San Diego Union Tribune and the July 14 edition of the Coast News. Staff also published the Spanish version of the legal notice in the July 14, 2017 edition of the La Prensa San Diego Newspaper.

Exhibits

1. Ordinance establishing and implementing by-district elections
2. April 11, 2017 Correspondence
3. Resolution No. 2017-083
4. Table of Results of CVRA Litigation
5. Resolution No. 2017-097

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARLSBAD,
CALIFORNIA, ESTABLISHING AND IMPLEMENTING BY-DISTRICT ELECTIONS
(GOVERNMENT CODE §34886 AND ELECTION CODE §10010)

WHEREAS, the City of Carlsbad supports the full participation of all citizens in electing members of the City Council; and

WHEREAS, the City of Carlsbad currently elects its four (4) members of the City Council using an at-large election system, with a separately elected mayor, where candidates may reside in any part of the City and each member of the City Council is elected by the voters of the entire City; and

WHEREAS, California Government Code Section 34886, effective January 1, 2017, permits the City Council of any city to change the City's method of election by ordinance to a "by-district" system in which each member of the City Council is elected only by the voters in the district in which the candidate resides, and permits the mayor to continue to be elected at-large, in accordance with California Government Code Section 34871, subdivision (c); and

WHEREAS, under the provisions of California Elections Code Section 10010, a city that changes from an at-large city council method of election to a by-district city council method of election requires a total of five public hearings, which includes at least two public hearings regarding potential voting district boundaries prior to the release and consideration of any draft voting district maps, and two public hearings following the release of draft voting district map(s); and

WHEREAS, at regular meeting of the City Council of the City of Carlsbad held on the 9th day of May, 2017, the City Council adopted Resolution No. 2017-083 that initiated the process of establishing a by-district election system and adopting the schedule therefore; and

WHEREAS, thereafter, at a special and regular meeting of the City Council of the City of Carlsbad held on the 30th day of May, 2017 and the 13th day of June, 2017, respectively, pursuant to California Elections Code Section 10010(a)(1), the City Council held public hearings where the public was invited to provide input regarding the composition of the City's voting districts before any draft maps were drawn, and the City Council of the City of Carlsbad considered and discussed the same; and

WHEREAS, at the special meeting of the City Council of the City of Carlsbad held on the 30th day of May, 2017, the City Council adopted Resolution No. 2017-097 setting forth the mandatory and permissive criteria to be considered when drawing voting district maps; and

WHEREAS, thereafter, at a special and regular meeting of the City Council of the City of Carlsbad held on the 29th day of June, 2017 and the 11th day of July, 2017, respectively, pursuant to California Elections Code Section 10010(a)(2), the City Council held public hearings where the public was invited to provide input regarding the content of the draft maps that had been released at least seven (7) days before each meeting, and the proposed sequence of elections, and the City Council of the City of Carlsbad considered and discussed the same; and

WHEREAS, at the regular meeting of the City Council of the City of Carlsbad held on the 11th day of July, 2017, the City Council directed staff to draft an ordinance adopting the voting district map known as the "Cohen-Flock 1" map (Attached hereto as Attachment A), and putting the Council District 1 and 3 seats on the 2018 ballot, and the Council District 2 and 4 seats on the 2020 ballot; and

WHEREAS, at the regular meeting of the City Council of the City of Carlsbad held on the 18th day of July, 2017, the City Council held a final public hearing on the proposal to establish district boundaries, reviewed additional public input, formally selected the voting district map and the election sequence attached to, incorporated in, and set forth in this Ordinance, which was introduced for a first reading at the same regular meeting of the City Council of the City of Carlsbad; and

WHEREAS, throughout the foregoing process, the City engaged in a significant amount of public outreach and engagement above and beyond the public hearings and other procedures required by California Elections Code Section 10010, including, but not limited to, two public workshops; and

WHEREAS, the purpose of this Ordinance is to enact, pursuant to California Government Code Section 34886, an ordinance providing for the election of members of the City Council of the City of Carlsbad by-district in four single-member districts as reflected in Exhibit 1 to this Ordinance, with the Mayor elected at-large, in furtherance of the purposes of the California Voting Rights Act of 2001 (Chapter 1.5 (commencing with Section 14025) of Division 14 of the Elections Code) and to implement the guarantees of Section 7 of Article 1 and of Section of Article II of the California Constitution.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, ordains as follows that:

SECTION 1. The foregoing recitals are true and correct.

SECTION 2. Chapter 2.04 of the Carlsbad Municipal Code is hereby amended by adding new Sections 2.04.070, 2.04.080 and 2.04.090 to read as follows:

2.04.070 By-District Electoral System.

Pursuant to California Government Code Section 34886 and the schedule established in Section 2.04.090 of this Chapter, beginning in November 2018, members of the city council shall be elected on a by-district basis from four (4) single-member Council Districts. The mayor shall be separately elected on a City-wide basis. The City's by-district electoral system shall be conducted in accordance with California Government Code Section 34871, subdivision (c).

2.04.080 Establishment of City Council Electoral Districts.

A. Pursuant to Section 2.04.070 of this Chapter, members of the city council shall be elected on a by-district basis, as that term is defined in California Government Code Section 34871, subdivision (c), from the four Council Districts described as follows, which shall continue in effect until they are amended or repealed in accordance with law:

1. Council District 1 shall comprise all that portion of the City reflected on Attachment A.
2. Council District 2 shall comprise all that portion of the City reflected on Attachment A.
3. Council District 3 shall comprise all that portion of the City reflected on Attachment A.
4. Council District 4 shall comprise all that portion of the City reflected on Attachment A.

B. Members of the city council, excluding the mayor, shall be elected in the electoral districts established by this Section and subsequently reapportioned pursuant to applicable State and federal law.

C. Except as provided in subdivision D herein and notwithstanding any other provision of this Chapter, once this Ordinance is fully phased in, the member of the city council elected to represent a district must reside in that district and be a registered voter in that district, and any candidate for city council must live in, and be a registered voter in, the district in which he or she seeks election at the time nomination papers are issued, pursuant to California Government Code section 34882 and Elections Code section 10227. Termination of residency in a district by a member of the city council shall create an immediate vacancy for that Council district unless a substitute residence within the district is established within thirty (30) days after the termination of residency.

D. Notwithstanding any other provision of this Section, and consistent with the requirements of California Government Code Section 36512, the members of the city council in office at the time the Ordinance codified in this Chapter 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. At the end of the term of each member of the city council, excluding the separate office of mayor, that member of the city council's successor shall be elected on a by-district basis in the districts established in this Section and as provided in Section 2.04.090 of this Chapter.

E. Nothing in this Section shall effect the election of the mayor, who shall remain elected on a City-wide basis, in accordance with Sections 2.04.020 and 2.04.060 of this Chapter and Chapter 2.06 of this code.

2.04.090 Election Schedule.

Except as otherwise required by California Government Code Section 36512, the members of the city council shall be elected in Council Districts 1 and 3 beginning at the General Municipal Election in November 2018, and every four years thereafter, as such Council Districts shall be amended. Members of the city council shall be elected from Council Districts 2 and 4 beginning at the General Municipal Election in November 2020, and every four years thereafter, as such

Council Districts shall be amended. The election schedule for the mayor is not affected by this Section.

SECTION 3. A map showing the districts described in this Ordinance and codified in Section 2.04.080 of the City of Carlsbad Municipal Code is attached hereto as Attachment A and incorporated herein by reference.

SECTION 4. If necessary to facilitate the implementation of this Ordinance, the City Clerk 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 Clerk shall consult with the City Manager and 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 5. To the extent the terms and provisions of this Ordinance may be inconsistent or in conflict with the terms or conditions of any prior City ordinance, motion, resolution, rule or regulation governing the same subject, the terms of this Ordinance shall prevail with respect to the subject matter thereof.

SECTION 6. In interpreting this Ordinance or resolving any ambiguity, this Ordinance shall be interpreted in a manner that effectively accomplishes its stated purposes.

SECTION 7. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, then such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of Carlsbad hereby declares the Council would have adopted this Ordinance, and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that anyone or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

EFFECTIVE DATE: This ordinance shall be effective thirty days after its adoption (scheduled for July 25, 2017); and the City Clerk shall certify the adoption of this ordinance and cause the full text of the ordinance or a summary of the ordinance prepared by the City Attorney to be published at least once in a newspaper of general circulation in the City of Carlsbad within fifteen days after its adoption.

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INTRODUCED AND FIRST READ at a Regular Meeting of the Carlsbad City Council on the _____ day of _____, 2017, and thereafter

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the __ day of _____, 2017, by the following vote, to wit:

AYES:

NOES:

ABSENT:

APPROVED AS TO FORM AND LEGALITY:

CELIA A. BREWER, City Attorney

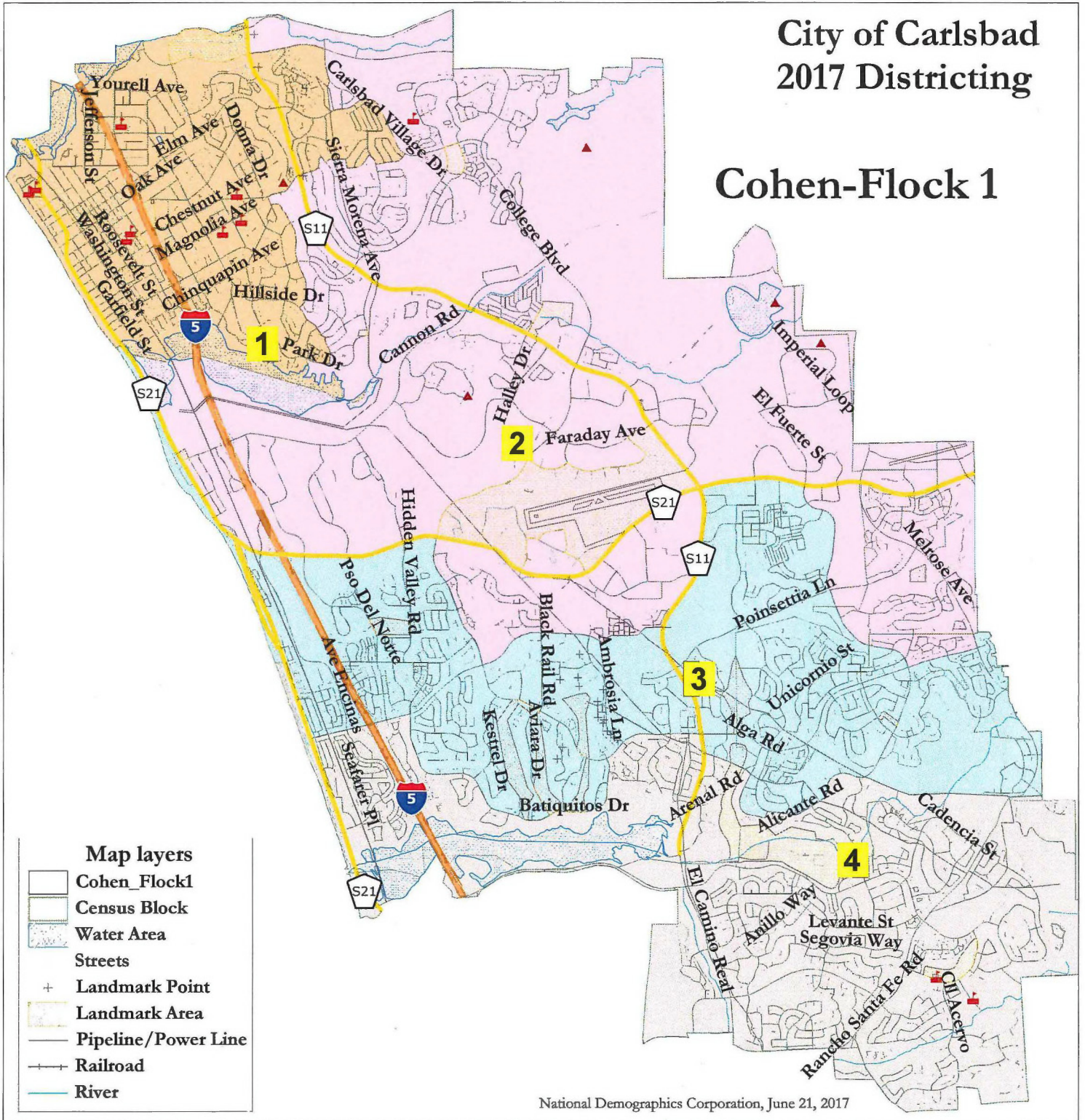
MATT HALL, Mayor

BARBARA ENGLESON, City Clerk

(SEAL)

City of Carlsbad 2017 Districting

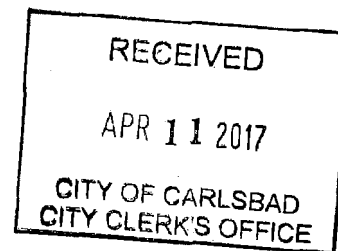
Cohen-Flock 1



City of Carlsbad - Cohen-Flock 1 map							
District		1	2	3	4	Total	
Ideal	Total Pop	25,457	25,434	27,175	27,262	105,328	
	Deviation from ideal	-875	-898	843	930	1,828	
	% Deviation	-3.32%	-3.41%	3.20%	3.53%	6.94%	
21,066	% Hisp	20%	15%	11%	8%	13%	
	% NH White	72%	71%	75%	82%	75%	
	% NH Black	1%	2%	2%	1%	2%	
	% Asian-American	5%	11%	11%	8%	9%	
Total Pop	Total	20,823	18,597	20,210	20,332	79,962	
	% Hisp	17%	13%	9%	7%	12%	
	% NH White	75%	74%	78%	84%	78%	
	% NH Black	1%	2%	2%	1%	1%	
	% Asian-American	5%	10%	10%	7%	8%	
Voting Age Pop	Total	19,059	18,012	21,316	20,882	79,269	
	% Hisp	16%	12%	11%	7%	11%	
	% NH White	78%	76%	77%	84%	79%	
	% NH Black	1%	1%	2%	1%	1%	
	% Asian/Pac.Isl.	5%	9%	9%	6%	7%	
Citizen Voting Age Pop	Total	14,484	15,321	16,993	18,168	64,966	
	% Latino est.	12%	10%	7%	5%	8%	
	% Asian-Surnamed	2%	5%	5%	3%	4%	
	% Filipino-Surnamed	1%	1%	1%	0%	1%	
	% Spanish-Surnamed	11%	9%	6%	5%	7%	
Voter Registration (Nov 2014)	% NH White est.	82%	84%	84%	90%	85%	
	% NH Black	1%	1%	2%	1%	1%	
	Total	6,647	7,541	8,336	9,635	32,159	
	% Latino	9%	7%	5%	4%	6%	
	% Asian-Surnamed	2%	4%	4%	3%	3%	
	% Filipino-Surnamed	0%	1%	1%	0%	1%	
Voter Turnout (Nov 2014)	% Spanish-Surnamed	8%	6%	5%	4%	5%	
	% NH White est.	86%	88%	87%	91%	88%	
	% NH Black	1%	1%	2%	1%	1%	
	Total	11,130	12,378	13,676	15,380	52,563	
	% Latino	10%	8%	7%	5%	7%	
	% Asian-Surnamed	2%	4%	4%	3%	3%	
Voter Turnout (Nov 2012)	% Filipino-Surnamed	1%	1%	1%	1%	1%	
	% Spanish-Surnamed	9%	7%	6%	4%	6%	
	% NH White est.	85%	86%	86%	90%	87%	
	% NH Black est.	1%	1%	2%	1%	1%	
	ACS Pop. Est.	Total	25,216	27,033	29,693	27,974	109,917
	Age	age0-19	18%	28%	26%	26%	25%
age20-60		58%	53%	54%	52%	54%	
age60plus		24%	19%	20%	22%	21%	
Immigration	immigrants	15%	15%	16%	12%	14%	
	naturalized	44%	67%	69%	72%	63%	
Language spoken at home	english	79%	80%	82%	89%	83%	
	spanish	14%	10%	8%	4%	9%	
	asian-lang	2%	5%	5%	3%	4%	
	other lang	4%	5%	5%	4%	4%	
Language Fluency	Speaks Eng. "Less than Very Well"	9%	6%	6%	4%	6%	
Education (among those age 25+)	hs-grad	49%	43%	38%	38%	42%	
	bachelor	24%	32%	35%	34%	31%	
	graduatedegree	18%	21%	24%	26%	22%	
Child in Household	child-under18	20%	35%	34%	34%	31%	
	employed	60%	59%	60%	56%	59%	
Work (percent of pop age 16+)	Commute on Public Transit	3%	2%	2%	1%	2%	
	income 0-25k	15%	14%	14%	15%	14%	
Household Income	income 25-50k	20%	13%	11%	12%	14%	
	income 50-75k	18%	15%	11%	10%	14%	
	income 75-200k	39%	43%	46%	42%	42%	
	income 200k-plus	8%	15%	19%	22%	16%	
	single family	52%	31%	31%	20%	34%	
Housing Stats	multi-family	38%	63%	61%	73%	59%	
	vacant	10%	6%	8%	7%	8%	
	occupied	90%	94%	92%	93%	92%	
	rented	57%	33%	34%	21%	36%	
	owned	43%	67%	66%	79%	64%	
Total and Voting Age population data from the 2010 Decennial Census.							
Surname-based Voter Registration and Turnout data from the California Statewide Database.							
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estim							
NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.							



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 Malibu, California 90265
 (310) 457-0970
kshenkman@shenkmanhughes.com



VIA CERTIFIED MAIL

April 5, 2017

Barbara Engleson
 City Clerk - City of Carlsbad
 1200 Carlsbad Village Drive
 Carlsbad, CA 92008

Re: Violation of California Voting Rights Act

The City of Carlsbad (“Carlsbad”) relies upon an at-large election system for electing candidates to its City Council. Moreover, voting within Carlsbad is racially polarized, resulting in minority vote dilution, and therefore Carlsbad’s at-large elections violate the California Voting Rights Act of 2001 (“CVRA”).

The CVRA disfavors the use of so-called “at-large” voting – an election method that permits voters of an entire jurisdiction to elect candidates to each open seat. *See generally Sanchez v. City of Modesto* (2006) 145 Cal.App.4th 660, 667 (“*Sanchez*”). For example, if the U.S. Congress were elected through a nationwide at-large election, rather than through typical single-member districts, each voter could cast up to 435 votes and vote for any candidate in the country, not just the candidates in the voter's district, and the 435 candidates receiving the most nationwide votes would be elected. At-large elections thus allow a bare majority of voters to control *every* seat, not just the seats in a particular district or a proportional majority of seats.

Voting rights advocates have targeted “at-large” election schemes for decades, because they often result in “vote dilution,” or the impairment of minority groups’ ability to elect their preferred candidates or influence the outcome of elections, which occurs when the electorate votes in a racially polarized manner. *See Thornburg v. Gingles*, 478 U.S. 30, 46 (1986) (“*Gingles*”). The U.S. Supreme Court “has long recognized that multi-member districts and at-large voting schemes may operate to minimize or cancel out the voting strength” of minorities. *Id.* at 47; *see also id.* at 48, fn. 14 (at-large elections may also cause elected officials to “ignore [minority] interests without fear of political consequences”), citing *Rogers v. Lodge*, 458 U.S. 613, 623 (1982); *White v. Register*, 412 U.S. 755, 769 (1973). “[T]he majority, by virtue of its numerical superiority, will regularly

defeat the choices of minority voters.” *Gingles*, at 47. When racially polarized voting occurs, dividing the political unit into single-member districts, or some other appropriate remedy, may facilitate a minority group's ability to elect its preferred representatives. *Rogers*, at 616.

Section 2 of the federal Voting Rights Act (“FVRA”), 42 U.S.C. § 1973, which Congress enacted in 1965 and amended in 1982, targets, among other things, at-large election schemes. *Gingles* at 37; *see also* Boyd & Markman, *The 1982 Amendments to the Voting Rights Act: A Legislative History* (1983) 40 Wash. & Lee L. Rev. 1347, 1402. Although enforcement of the FVRA was successful in many states, California was an exception. By enacting the CVRA, “[t]he Legislature intended to expand protections against vote dilution over those provided by the federal Voting Rights Act of 1965.” *Jauregui v. City of Palmdale* (2014) 226 Cal. App. 4th 781, 808. Thus, while the CVRA is similar to the FVRA in several respects, it is also different in several key respects, as the Legislature sought to remedy what it considered “restrictive interpretations given to the federal act.” Assem. Com. on Judiciary, Analysis of Sen. Bill No. 976 (2001-2002 Reg. Sess.) as amended Apr. 9, 2002, p. 2.

The California Legislature dispensed with the requirement in *Gingles* that a minority group demonstrate that it is sufficiently large and geographically compact to constitute a “majority-minority district.” *Sanchez*, at 669. Rather, the CVRA requires only that a plaintiff show the existence of racially polarized voting to establish that an at-large method of election violates the CVRA, not the desirability of any particular remedy. *See* Cal. Elec. Code § 14028 (“A violation of Section 14027 *is established* if it is shown that racially polarized voting occurs ...”) (emphasis added); *also see* Assem. Com. on Judiciary, Analysis of Sen. Bill No. 976 (2001–2002 Reg. Sess.) as amended Apr. 9, 2002, p. 3 (“Thus, this bill puts the voting rights horse (the discrimination issue) back where it sensibly belongs in front of the cart (what type of remedy is appropriate once racially polarized voting has been shown).”)

To establish a violation of the CVRA, a plaintiff must generally show that “racially polarized voting occurs in elections for members of the governing body of the political subdivision or in elections incorporating other electoral choices by the voters of the political subdivision.” Elec. Code § 14028(a). The CVRA specifies the elections that are most probative: “elections in which at least one candidate is a member of a protected class or elections involving ballot measures, or other electoral choices that affect the rights and privileges of members of a protected class.” Elec. Code § 14028(a). The CVRA also makes clear that “[e]lections conducted prior to the filing of an action ... are more probative to

establish the existence of racially polarized voting than elections conducted after the filing of the action.” *Id.*

Factors other than “racially polarized voting” that are required to make out a claim under the FVRA – under the “totality of the circumstances” test – “are probative, but not necessary factors to establish a violation of” the CVRA. Elec. Code § 14028(e). These “other factors” include “the history of discrimination, the use of electoral devices or other voting practices or procedures that may enhance the dilutive effects of at-large elections, denial of access to those processes determining which groups of candidates will receive financial or other support in a given election, the extent to which members of a protected class bear the effects of past discrimination in areas such as education, employment, and health, which hinder their ability to participate effectively in the political process, and the use of overt or subtle racial appeals in political campaigns.” *Id.*

Carlsbad’s at-large system dilutes the ability of Latinos (a “protected class”) – to elect candidates of their choice or otherwise influence the outcome of Carlsbad’s council elections.

The elections of 2004 and 2006 are illustrative. In 2004, a Latino candidate – Ofelia Escobedo – ran for city council and lost. In 2006, two Latino candidates – Ron Alvarez and Roland Chicas – ran for city council and lost. Each of those candidates received significant support from Latino voters, but fell short of securing a seat in Carlsbad’s at-large election due to the bloc voting of Carlsbad’s majority non-Latino electorate. In fact, as a result of this racially polarized voting, Carlsbad appears to have had no Latino council members in its recent history.

According to recent data, Latinos comprise approximately 13.3% of the population of Carlsbad. The contrast between the significant Latino proportion of the electorate and the absence of Latinos to be elected to the City Council is telling.

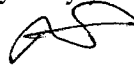
As you may be aware, in 2012, we sued the City of Palmdale for violating the CVRA. After an eight-day trial, we prevailed. After spending millions of dollars, a district-based remedy was ultimately imposed upon the Palmdale city council, with districts that combine all incumbents into one of the four districts.

Given the lack of Latino representation on the city council in the context of racially polarized elections, we urge Carlsbad to voluntarily change its at-large system of electing council members. Otherwise, on behalf of residents within the jurisdiction, we will be forced to seek judicial relief. Please advise us no later than May 22, 2017 as to whether you would like to discuss a voluntary change to

your current at-large system.

We look forward to your response.

Very truly yours,



Kevin I. Shenkman

RESOLUTION NO. 2017-083

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, EXPRESSING THE CITY COUNCIL'S INTENTION, PURSUANT TO ELECTIONS CODE SECTION 10010(e)(3)(A), TO INITIATE PROCEDURES FOR ESTABLISHING AND IMPLEMENTING BY-DISTRICT ELECTIONS FOR CITY COUNCIL MEMBERS

WHEREAS, the City of Carlsbad, California ("City") is a charter city, duly organized under the constitution and laws of the State of California; and

WHEREAS, four of the members of the Carlsbad City Council are currently elected in at-large elections, in which each City Council member is elected by all registered voters of the entire City, with the mayor being separately elected by all registered voters of the entire City, pursuant to California Government Code sections 34871 and 34900 et seq.; and

WHEREAS, Section 34886 of the Government Code authorizes any city to change to a by-district system or by-district system with an elective mayor without the need to put such a change to voters; and

WHEREAS, the City Council has determined that it is in the best interest of the City to move from its current at-large electoral system to a by-district election for members of the City Council in furtherance of the purposes of California Voting Rights Act; and

WHEREAS, the City moves to make this transition from an at-large system to a by-district system in accordance with the new procedural rules outlined in Government Code Section 34886 and Elections Code 10010; and

WHEREAS, the City received a letter threatening action under the California Voting Rights Act on April 11, 2017, less than forty-five (45) days before the date of this Resolution; and

WHEREAS, the City will begin by working with an experienced demographer to assist the City in establishing maps for a by-district electoral system; and

WHEREAS, before drawing a draft map of the proposed boundaries of the districts, the City will hold at least two (2) public hearings over no more than thirty (30) days, at which time the public is invited to provide input regarding the composition of the districts; and

WHEREAS, the City will then publish and make available for release at least one (1) draft map of the new electoral districts, including the potential sequence of elections shown; and

WHEREAS, once the draft map has been publicized for at least seven (7) days, the City will hold at least two (2) additional public hearings, over no more than forty-five (45) days, at which time the public is invited to provide input regarding the content of the draft map and the proposed sequence of elections prior to the public hearing at which the City Council adopts a map; and

WHEREAS, if a draft map is revised at or following a public hearing, the revised map will be published and made available to the public at least seven (7) days before the City chooses to adopt it; and

WHEREAS, in determining the final sequence of staggered district elections, the City Council will give special consideration to the purposes of the CVRA, and will take in to account the preferences expressed by the members of the districts; and

WHEREAS, the City Council now wishes to adopt criteria to guide the establishment of electoral districts consistent with legal requirements including reasonable equal population and section 2 of the federal Voting Rights Act, as well as other concerns and considerations important to the City.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. The above recitals are true and correct and are incorporated herein by this reference.
2. The City Council hereby resolves, pursuant to Elections Code section 10010, to adopt a by-district election system by ordinance as authorized by California Government Code section 34886, for use in the City's General Municipal Election for City Council Members.
4. The City Council further resolves to retain a qualified demographer, hold at least five (5) public hearings and publish at least one (1) draft map and staggering sequence.
5. The City's redistricting/demographic consulting firm, acting under the supervision of the City Manager, is hereby authorized to direct and formulate one or more electoral district scenarios for review by the public and City Council at two or more public hearings if necessary, in accordance with the City's proposed timeline.
6. Working with the demographic consulting firm, staff is directed to publicize relevant maps, information, notices, agendas and other materials regarding by-district elections and to establish means of communication to answer questions from the public.

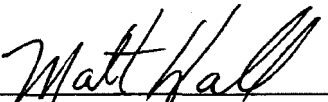
7. All public hearings shall be noticed as follows: posting on the City's website at least ten (10) calendar days in advance of the hearing and publication at least ten (10) days in advance of the hearing in the newspaper adjudicated to provide notice within the City.
8. The City Manager is authorized to take any and all other necessary actions to give effect to this Resolution.
9. This Resolution shall become effective immediately upon its adoption.

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the 9th day of May, 2017, by the following vote, to wit:

AYES: K. Blackburn, M. Schumacher, C. Schumacher.

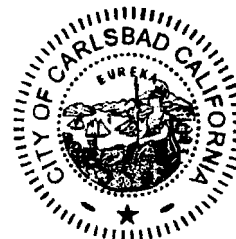
NOES: M. Hall, M. Packard.

ABSENT: None.


MATT HALL, Mayor


BARBARA ENGLERSON, City Clerk

(SEAL)



<u>City/Political Subdivision</u> <u>Defendant</u>	<u>Settlement Conditions</u>	<u>Attorneys' Fees</u>	<u>Notes</u>
City of Palmdale	Agreed to have voters choose elected officials by districts, including two with Latino majorities	\$4,500,000	City lost trial on the merits, held an election that plaintiffs argued was illegal, and unsuccessfully challenged an injunction stopping the City from certifying the results of that election; settlement subsequently reached
City of Modesto	Moved to District elections; voters had already approved a move to districts before settlement	\$3,000,000	Settlement; Additional \$1,700,000 to defense attorneys
Madera Unified School District; Madera County Board of Education	Moved to "by trustee area" elections via admission of liability	\$162,500	court award
City of Compton	Moved to by-district elections via ballot measure; kept mayor at large	confidential	settlement
Tulare Local Healthcare District	Agreed to hold an election re changing to district elections in 2012 and agreed to cancel 2010 elections	\$500,000	Settlement
City of Tulare	City agreed to place a ballot measure before voters regarding a move to district elections	\$225,000	Settlement
Hanford Unified School District	Agreed to move to by-trustee district elections	\$110,000	Settlement
Compton Community College District	Agreed to move to by-district elections	\$40,000	Settlement

Ceres Unified School District	Moved to by-trustee district elections before litigation was filed	\$3,000	Settlement
Cerritos Community College District	Moved to by-trustee district elections	\$55,000	Settlement
San Mateo County	County moved to by-District elections (through a ballot measure) and further agreed to redraw its previously-approved District boundaries by forming a nine-person redistricting committee	\$650,000	Settlement
City of Anaheim	Agreed to place ballot measure on November 2016 ballot re moving to by district elections	\$1,200,000	Settlement; expected costs include at least another \$800,000
City of Whittier	Case dismissed as moot when City changed voting system; unsuccessful post election challenge re at large mayor	\$1,000,000	Court award under catalyst theory, even though case was dismissed
Santa Clarita Community College District	Agreed to conduct cumulative voting, and by trustees	\$850,000	Settlement

City of Garden Grove	Moved to by district elections via stipulated judgment; mayor elected at large	\$290,000	Settlement
City of Escondido	Settled via court order (consent decree) after vote of the people failed to adopt by district elections; mayor elected at large	\$385,000	Settlement
City of Santa Clarita	Agreed to move to cumulative voting method	\$600,000	Settlement
City of Visalia	Stipulated judgment, court ordered by districts	\$125,000	Settlement
City of Santa Barbara	Agreed to move to by district; mayor remains elected at large	\$599,500	Settlement
City of Fullerton	Agreed to pay attorneys fees - negotiate in good faith; required placing measure on November 2016 ballot to move to districts	undisclosed	Settlement
City of Merced	Settled before lawsuit filed; agreed to ballot measure	\$43,000	Settlement
City of Bellflower	Agreed to place ballot measure on November 2016 ballot	undisclosed	Settlement
Sulphur Springs School District	Agree to move to by district method	\$144,000	Settlement
TOTAL PAYMENTS TO PLAINTIFFS' ATTORNEYS		\$14,482,000	

RESOLUTION NO. 2017-097

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD,
CALIFORNIA, ADOPTING LINE DRAWING CRITERIA FOR ADJUSTING
COUNCIL DISTRICT BOUNDARIES**

WHEREAS, the City Council of the City of Carlsbad ("City") was elected under an "at large" election system whereby Councilmembers were elected by voters of the entire City; and

WHEREAS, the City Council is considering a change to the "by district" elections whereby each Councilmember must reside within the designated district boundary and is elected only by voters of that district; and

WHEREAS, the Federal Voting Rights Act (42 U.S.C. Section 1973) prohibits the use of any voting qualification, or prerequisite to voting, or standard practice or procedure in a manner which results in a denial or abridgement of the right of any citizen of the United States to vote on account of race or color; and

WHEREAS, federal law and the equal protection clause require that each district be equal in population to ensure compliance with the "one person, one vote" rule; however, deviations approximating five to ten percent may pass muster under the equal protection clause where required to meet an official criteria; and

WHEREAS, the City Council has instructed its demographer and city staff to develop draft maps that fully comply with legal requirements and intends to provide official criteria for any needed deviations.

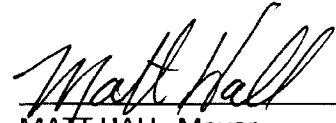
NOW, THEREFORE, IT IS HEREBY RESOLVED that the City Council of the City of Carlsbad does hereby adopt the following criteria to guide the establishment of districts for council elections:

1. Each Council District shall contain a nearly equal number of inhabitants; and
2. Council District borders shall be drawn in a manner that complies with the Federal Voting Rights Act; and
3. Council districts shall consist of contiguous territory in as compact form as possible; and

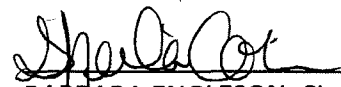
4. Council districts shall respect communities of interest as much as possible; and
5. Council district borders shall follow visible natural and man-made geographical and topographical features as much as possible; and
6. District borders shall respect the previous choices of voters by avoiding the creation of head-to-head contests between Councilmembers previously elected by the voters, insofar as this does not conflict with Federal or State Law.

PASSED, APPROVED AND ADOPTED at a Special Meeting of the City Council of the City of Carlsbad on the 30th day of May, 2017, by the following vote, to wit:

AYES: M. Hall, K. Blackburn, M. Schumacher, C. Schumacher, M. Packard.
NOES: None.
ABSENT: None.

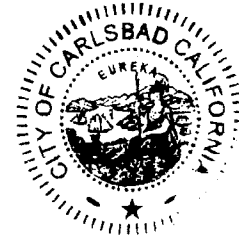


MATT HALL, Mayor



BARBARA ENGLESON, City Clerk

(SEAL)





CITY COUNCIL
Staff Report

Meeting Date: July 18, 2017
To: Mayor and City Council
From: Kevin Crawford, City Manager
Staff Contact: Celia Brewer, City Attorney
760-434-2891

Subject: Supplemental Memorandum – Agenda Item No. 1: Minor Revision to Voting District Map

Following the City Council’s July 11, 2017 public hearing, where the Council directed staff to prepare an Ordinance adopting the “Cohen-Flock 1” map as the City’s voting district map, the City has received comments from the public that a very small portion of the Terramar Homeowners’ Association (affecting 111 people) was not included in Voting District 2 with the remainder of the Association.

In response to this concern, the City’s demographer has prepared a slightly revised version of the Cohen-Flock 1 map (attached to Exhibit 1) that divides a census block and moves these 111 people into Voting District 2 to keep the Terramar Homeowners’ Association intact.

If the Council is so inclined, instead of introducing for first reading the Ordinance adopting the original version of the Cohen-Flock 1 map, the Council may, at its July 18 hearing, instead introduce for first reading the attached Ordinance adopting the slightly revised version.

Elections Code section 10010 states, in pertinent part, “[t]he first version of a draft map shall be published at least seven days before consideration at a hearing. If a draft map is revised at or following a hearing, it shall be published and made available to the public for at least seven days before being adopted.” Here, the first version of the Cohen-Flock 1 map has been posted for well over seven days before this July 18 hearing. The map will not actually be adopted until, at the earliest, the Council’s July 25, 2017 meeting, following a second reading of the Ordinance. As a result, this revised version of the map – which was published on July 16, 2017 – will have been published seven days before its adoption.

Exhibits

1. Ordinance with revised map attached

ORDINANCE NO. CS-322

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, ESTABLISHING AND IMPLEMENTING BY-DISTRICT ELECTIONS (GOVERNMENT CODE §34886 AND ELECTION CODE §10010)

WHEREAS, the City of Carlsbad supports the full participation of all citizens in electing members of the City Council; and

WHEREAS, the City of Carlsbad currently elects its four (4) members of the City Council using an at-large election system, with a separately elected mayor, where candidates may reside in any part of the City and each member of the City Council is elected by the voters of the entire City; and

WHEREAS, California Government Code Section 34886, effective January 1, 2017, permits the City Council of any city to change the City's method of election by ordinance to a "by-district" system in which each member of the City Council is elected only by the voters in the district in which the candidate resides, and permits the mayor to continue to be elected at-large, in accordance with California Government Code Section 34871, subdivision (c); and

WHEREAS, under the provisions of California Elections Code Section 10010, a city that changes from an at-large city council method of election to a by-district city council method of election requires a total of five public hearings, which includes at least two public hearings regarding potential voting district boundaries prior to the release and consideration of any draft voting district maps, and two public hearings following the release of draft voting district map(s); and

WHEREAS, at regular meeting of the City Council of the City of Carlsbad held on the 9th day of May, 2017, the City Council adopted Resolution No. 2017-083 that initiated the process of establishing a by-district election system and adopting the schedule therefore; and

WHEREAS, thereafter, at a special and regular meeting of the City Council of the City of Carlsbad held on the 30th day of May, 2017 and the 13th day of June, 2017, respectively, pursuant to California Elections Code Section 10010(a)(1), the City Council held public hearings where the public was invited to provide input regarding the composition of the City's voting districts before any draft maps were drawn, and the City Council of the City of Carlsbad considered and discussed the same; and

WHEREAS, at the special meeting of the City Council of the City of Carlsbad held on the 30th day of May, 2017, the City Council adopted Resolution No. 2017-097 setting forth the mandatory and permissive criteria to be considered when drawing voting district maps; and

WHEREAS, thereafter, at a special and regular meeting of the City Council of the City of Carlsbad held on the 29th day of June, 2017 and the 11th day of July, 2017, respectively, pursuant to California Elections Code Section 10010(a)(2), the City Council held public hearings where the public was invited to provide input regarding the content of the draft maps that had been released at least seven (7) days before each meeting, and the proposed sequence of elections, and the City Council of the City of Carlsbad considered and discussed the same; and

WHEREAS, at the regular meeting of the City Council of the City of Carlsbad held on the 11th day of July, 2017, the City Council directed staff to draft an ordinance adopting the voting district map known as the "Cohen-Flock 1" map and putting the Council District 1 and 3 seats on the 2018 ballot, and the Council District 2 and 4 seats on the 2020 ballot; and

WHEREAS, at the regular meeting of the City Council of the City of Carlsbad held on the 18th day of July, 2017, the City Council chose to consider the afore referenced map with a minor modification known as the "Cohen-Flock 1 Map with central beach Census Blocks adjustments" (Attached hereto as Attachment A); and

WHEREAS, at the regular meeting of the City Council of the City of Carlsbad held on the 18th day of July, 2017, the City Council held a final public hearing on the proposal to establish district boundaries, reviewed additional public input, formally selected the voting district map and the election sequence attached to, incorporated in, and set forth in this Ordinance, which was introduced for a first reading at the same regular meeting of the City Council of the City of Carlsbad; and

WHEREAS, throughout the foregoing process, the City engaged in a significant amount of public outreach and engagement above and beyond the public hearings and other procedures required by California Elections Code Section 10010, including, but not limited to, two public workshops; and

WHEREAS, the purpose of this Ordinance is to enact, pursuant to California Government Code Section 34886, an ordinance providing for the election of members of the City Council of the City of Carlsbad by-district in four single-member districts as reflected in Attachment A to this Ordinance, with the Mayor elected at-large, in furtherance of the purposes of the California Voting Rights Act of 2001 (Chapter 1.5 (commencing with Section 14025) of Division 14 of the Elections Code) and to implement the guarantees of Section 7 of Article 1 and of Section of Article II of the California Constitution.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, ordains as follows that:

SECTION 1. The foregoing recitals are true and correct.

SECTION 2. Chapter 2.04 of the Carlsbad Municipal Code is hereby amended by adding new Sections 2.04.070, 2.04.080 and 2.04.090 to read as follows:

2.04.070 By-District Electoral System.

Pursuant to California Government Code Section 34886 and the schedule established in Section 2.04.090 of this Chapter, beginning in November 2018, members of the city council shall be elected on a by-district basis from four (4) single-member Council Districts. The mayor shall be separately elected on a City-wide basis. The City's by-district electoral system shall be conducted in accordance with California Government Code Section 34871, subdivision (c).

2.04.080 Establishment of City Council Electoral Districts.

A. Pursuant to Section 2.04.070 of this Chapter, members of the city council shall be elected on a by-district basis, as that term is defined in California Government Code Section 34871, subdivision (c), from the four Council Districts described as follows, which shall continue in effect until they are amended or repealed in accordance with law:

1. Council District 1 shall comprise all that portion of the City reflected on Attachment A.
2. Council District 2 shall comprise all that portion of the City reflected on Attachment A.
3. Council District 3 shall comprise all that portion of the City reflected on Attachment A.
4. Council District 4 shall comprise all that portion of the City reflected on Attachment A.

B. Members of the city council, excluding the mayor, shall be elected in the electoral districts established by this Section and subsequently reapportioned pursuant to applicable State and federal law.

C. Except as provided in subdivision D herein and notwithstanding any other provision of this Chapter, once this Ordinance is fully phased in, the member of the city council elected to represent a district must reside in that district and be a registered voter in that district, and any candidate for city council must live in, and be a registered voter in, the district in which he or she seeks election at the time nomination papers are issued, pursuant to California Government Code section 34882 and Elections Code section 10227. Termination of residency in a district by a member of the city council shall create an immediate vacancy for that Council district unless a substitute residence within the district is established within thirty (30) days after the termination of residency.

D. Notwithstanding any other provision of this Section, and consistent with the requirements of California Government Code Section 36512, the members of the city council in office at the time the Ordinance codified in this Chapter 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. At the end of the term of each member of the city council, excluding the separate office of mayor, that member of the city council's successor shall be elected on a by-district basis in the districts established in this Section and as provided in Section 2.04.090 of this Chapter.

E. Nothing in this Section shall effect the election of the mayor, who shall remain elected on a City-wide basis, in accordance with Sections 2.04.020 and 2.04.060 of this Chapter and Chapter 2.06 of this code.

2.04.090 Election Schedule.

Except as otherwise required by California Government Code Section 36512, the members of the city council shall be elected in Council Districts 1 and 3 beginning at the General Municipal Election in November 2018, and every four years thereafter, as such Council Districts shall be amended. Members of the city council shall be elected from Council Districts 2 and 4 beginning at the General Municipal Election in November 2020, and every four years thereafter, as such Council Districts shall be amended. The election schedule for the mayor is not affected by this Section.

SECTION 3. A map showing the districts described in this Ordinance and codified in Section 2.04.080 of the City of Carlsbad Municipal Code is attached hereto as Attachment A and incorporated herein by reference.

SECTION 4. If necessary to facilitate the implementation of this Ordinance, the City Clerk 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 Clerk shall consult with the City Manager and 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 5. To the extent the terms and provisions of this Ordinance may be inconsistent or in conflict with the terms or conditions of any prior City ordinance, motion, resolution, rule or regulation governing the same subject, the terms of this Ordinance shall prevail with respect to the subject matter thereof.

SECTION 6. In interpreting this Ordinance or resolving any ambiguity, this Ordinance shall be interpreted in a manner that effectively accomplishes its stated purposes.

SECTION 7. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, then such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of Carlsbad hereby declares the Council would have adopted this Ordinance, and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that anyone or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

EFFECTIVE DATE: This ordinance shall be effective thirty days after its adoption (scheduled for July 25, 2017); and the City Clerk shall certify the adoption of this ordinance and cause the full text of the ordinance or a summary of the ordinance prepared by the City Attorney to be published at least once in a newspaper of general circulation in the City of Carlsbad within fifteen days after its adoption.

//

INTRODUCED AND FIRST READ at a Regular Meeting of the Carlsbad City Council on the _____ day of _____, 2017, and thereafter

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ___ day of _____, 2017, by the following vote, to wit:

AYES:

NOES:

ABSENT:

APPROVED AS TO FORM AND LEGALITY:

CELIA A. BREWER, City Attorney

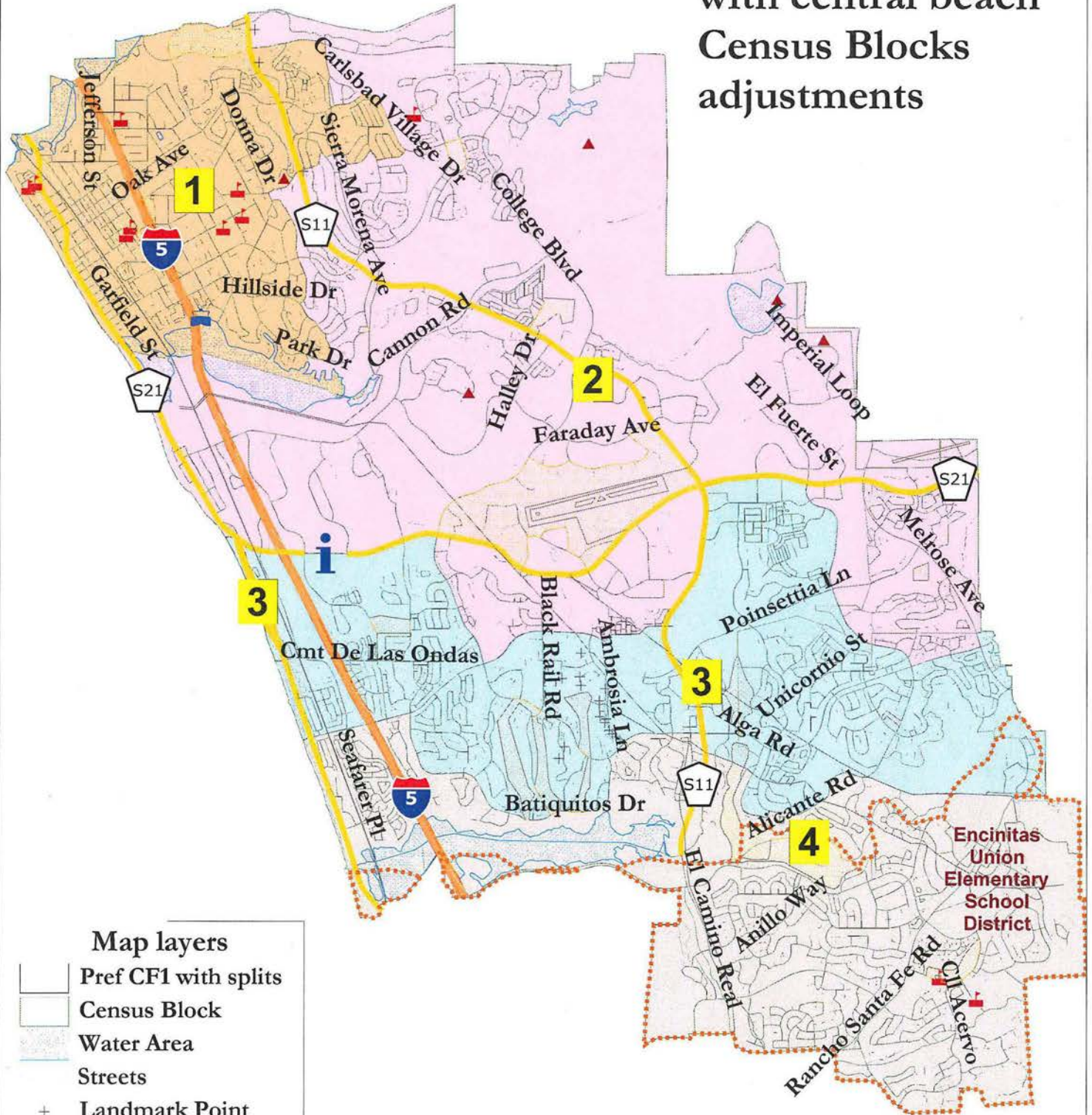
MATT HALL, Mayor

BARBARA ENGLESON, City Clerk

(SEAL)

City of Carlsbad 2017 Districting

Council's Preferred Cohen-Flock 1 Map with central beach Census Blocks adjustments



Map layers

- Pref CF1 with splits
- Census Block
- Water Area
- Streets
- Landmark Point
- Landmark Area
- Pipeline/Power Line
- Railroad
- ElemSchool

Nov. 13, 2021

City of Carlsbad - Cohen-Flock 1 with block splits map

District		1	2	3	4	Total
Ideal	Total Pop	25,457	25,544	27,065	27,262	105,328
	Deviation from ideal	-875	-788	733	930	1,805
	% Deviation	-3.32%	-2.99%	2.78%	3.53%	6.85%
Total Pop	% Hisp	20%	15%	11%	8%	13%
	% NH White	72%	71%	75%	82%	75%
	% NH Black	1%	2%	2%	1%	2%
	% Asian-American	5%	11%	11%	8%	9%
Voting Age Pop	Total	20,823	18,696	20,111	20,332	79,962
	% Hisp	17%	13%	9%	7%	12%
	% NH White	75%	74%	78%	84%	78%
	% NH Black	1%	2%	2%	1%	1%
	% Asian-American	5%	10%	10%	7%	8%
Citizen Voting Age Pop	Total	19,059	18,106	21,222	20,882	79,269
	% Hisp	16%	12%	11%	7%	11%
	% NH White	78%	77%	77%	84%	79%
	% NH Black	1%	1%	2%	1%	1%
	% Asian/Pac.Isl.	5%	9%	9%	6%	7%
Voter Registration (Nov 2014)	Total	14,484	15,405	16,909	18,168	64,966
	% Latino est.	12%	9%	7%	5%	8%
	% Asian-Surnamed	2%	5%	5%	3%	4%
	% Filipino-Surnamed	1%	1%	1%	0%	1%
	% Spanish-Surnamed	11%	9%	6%	5%	7%
	% NH White est.	82%	84%	84%	90%	85%
	% NH Black	1%	1%	2%	1%	1%
Voter Turnout (Nov 2014)	Total	6,647	7,583	8,295	9,635	32,159
	% Latino	9%	7%	5%	4%	6%
	% Asian-Surnamed	2%	4%	4%	3%	3%
	% Filipino-Surnamed	0%	1%	1%	0%	1%
	% Spanish-Surnamed	8%	6%	5%	4%	5%
	% NH White est.	86%	88%	87%	91%	88%
% NH Black	1%	1%	2%	1%	1%	
Voter Turnout (Nov 2012)	Total	11,130	12,474	13,579	15,380	52,563
	% Latino	10%	8%	7%	5%	7%
	% Asian-Surnamed	2%	4%	4%	3%	3%
	% Filipino-Surnamed	1%	1%	1%	1%	1%
	% Spanish-Surnamed	9%	7%	6%	4%	6%
	% NH White est.	85%	86%	86%	90%	87%
% NH Black est.	1%	1%	2%	1%	1%	
ACS Pop. Est.	Total	25,216	27,149	29,578	27,974	109,917
Age	age0-19	18%	28%	26%	26%	25%
	age20-60	58%	53%	54%	52%	54%
	age60plus	24%	19%	20%	22%	21%
Immigration	immigrants	15%	15%	16%	12%	14%
	naturalized	44%	67%	69%	72%	63%
Language spoken at home	english	79%	80%	82%	89%	83%
	spanish	14%	10%	8%	4%	9%
	asian-lang	2%	5%	5%	3%	4%
	other lang	4%	5%	5%	4%	4%
Language Fluency	Speaks Eng. "Less than Very Well"	9%	6%	6%	4%	6%
Education (among those age 25+)	hs-grad	49%	43%	38%	38%	42%
	bachelor	24%	32%	35%	34%	31%
	graduatedegree	18%	21%	24%	26%	22%
Child in Household	child-under18	20%	35%	34%	34%	31%
Work (percent of pop age 16+)	employed	60%	59%	60%	56%	59%
	Commute on Public Transit	3%	2%	2%	1%	2%
Household Income	income 0-25k	15%	14%	14%	15%	14%
	income 25-50k	20%	13%	11%	12%	14%
	income 50-75k	18%	15%	11%	10%	14%
	income 75-200k	39%	43%	46%	42%	42%
	income 200k-plus	8%	15%	19%	22%	16%
Housing Stats	single family	52%	31%	31%	20%	34%
	multi-family	38%	63%	61%	73%	59%
	vacant	10%	6%	8%	7%	8%
	occupied	90%	94%	92%	93%	92%
	rented	57%	33%	34%	21%	36%
	owned	43%	67%	66%	79%	64%
Total and Voting Age population data from the 2010 Decennial Census.						
Surname-based Voter Registration and Turnout data from the California Statewide Database.						
Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estim						
NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.						

**CITY OF CARLSBAD
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN the City Council of the City of Carlsbad will hold a public hearing at 9 a.m., or as soon thereafter as it may be heard, in the Council Chamber at Carlsbad City Hall, 1200 Carlsbad Village Drive, Carlsbad, California, on the following dates:

Tuesday, July 18, 2017

The purpose of the public hearing is to receive public input regarding the draft maps of potential Council election district boundaries created by members of the public and National Demographics Corporation. The proposed maps to be discussed will be made publicly available at least seven days before that hearing. Following further public input and discussion regarding the proposed district maps, the Council will consider introducing an Ordinance for first reading establishing by-district elections, adopting district boundaries and setting forth the election transition plan.

All interested parties are invited to attend the public hearing(s) and express opinions or submit information. The public hearings may be continued from time to time, as necessary, by giving notice at the aforementioned hearing.

Copies of the staff report will be available Thursday, July 13, 2017. If you have any questions, please contact the City Attorney's Office at 760-434-2891 or attorney@carlsbadca.gov.

Information about district elections, why the city is making this change and the process is available on the city website, <http://www.carlsbadca.gov/districts>

If a person wishes to challenge, in court, any action the City Council may take regarding the subject matter of the public hearing, then that person may be limited to raising only those issues raised at the subject public hearing or in written correspondence timely delivered to the City Clerk at, or prior to, the public hearing.

CITY OF CARLSBAD
CITY COUNCIL

Publish: July 14, 2017.

3

**CIUDAD DE CARLSBAD
NOTIFICACIÓN DE AUDIENCIA PÚBLICA**

SE NOTIFICA POR MEDIO DEL PRESENTE que el Concejo Municipal de la Ciudad de Carlsbad tendrá una audiencia pública a las 9:00 a.m., o lo antes posible después de esto que se pueda escuchar, en la Cámara de Concejo en la Sala Municipal de Carlsbad, 1200 Carlsbad Village Drive, Carlsbad, California, en las siguientes fechas:

Martes, 18 de julio de 2017

El propósito de las audiencia pública es para recibir comentarios del público sobre los mapas en borrador de fronteras potenciales de distritos electorales del Concejo creados por los miembros del público y por La Corporación Nacional de Demógrafos. Los mapas propuestos que serán discutidos se pondrá a disposición del público por lo menos siete días antes de esa audiencia. Después de recibir más comentarios y discusión del público acerca de los mapas distritales propuestos, el Consejo Municipal podrá considerar la introducción de una Ordenanza que establezca elecciones por distrito, la adopción de los límites del distrito y el establecimiento del plan de transición electoral.

Se invita a todas las partes interesadas a asistir a la o las audiencias públicas y a expresar opiniones o a presentar información. Es posible que se continúen las audiencias públicas de vez en cuando, según surja la necesidad, dando notificación en la audiencia antes mencionada.

Las copias del informe del personal estarán disponibles a partir del lunes, 13 de julio de 2017. Si tuviera alguna pregunta, por favor póngase en contacto con la Oficina del Abogado de la Ciudad a 760-434-2891 o por correo electrónico a attorney@carlsbadca.gov.

Hay más información sobre las elecciones de distrito, la razón por este cambio, y el proceso, en el sitio web de la ciudad, <http://www.carlsbadca.gov/districts>.

Si alguna persona quisiera desafiar en corte cualquier acción que el Concejo Municipal pudiera tomar acerca del tema de la audición pública, tal persona estará limitada a plantear sólo aquellos temas que se planteen en la audición pública del tema, o en correspondencia entregada oportunamente a la Oficina de la Secretaria de la Ciudad, antes de la fecha de la audiencia pública.

CIUDAD DE CARLSBAD
CONCEJO MUNICIPAL

Publicar: 14 de julio de 2017.

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Si alguna persona quisiera desafiar en corte cualquier acción que el Concejo Municipal pudiera tomar acerca del tema de la audición pública, tal persona estará limitada a plantear sólo aquellos temas que se planteen en la audición pública del tema, o en correspondencia entregada oportunamente a la Oficina de la Secretaria de la Ciudad, antes de la fecha de la audiencia pública.

CIUDAD DE CARLSBAD
CONCEJO MUNICIPAL

Publicar: 14 de julio de 2017.



**AFFIDAVIT OF MAILING
NOTICE OF PUBLIC HEARING**

TO: CITY CLERK
DATE OF PUBLIC HEARING: ~~7/18/17~~ 7/18/17
SUBJECT: District Elections
LOCATION: _____
DATE NOTICES MAILED TO PROPERTY OWNERS: _____
NUMBER MAILED: _____

NO I declare under penalty of perjury under the laws of the State of California that I am employed by the City of Carlsbad and the foregoing is true and correct.

CITY CLERK'S OFFICE

(Signature) (Date)

SENT TO FOR PUBLICATION VIA E-MAIL TO: Union Tribune
 Coast News

PUBLICATION DATE: Union Tribune 7/6/17
Coast News _____

I declare under penalty of perjury under the laws of the State of California that I am employed by the City of Carlsbad in the City Clerk's Office and the foregoing is true and correct.

Date: 7/6/17
[Signature]
(Signature)

- Attachments: 1) Mailing Labels
2) Notice w/ attachments

**CITY OF CARLSBAD
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN the City Council of the City of Carlsbad will hold a public hearing at 9 a.m., or as soon thereafter as it may be heard, in the Council Chamber at Carlsbad City Hall, 1200 Carlsbad Village Drive, Carlsbad, California, on the following dates:

Tuesday, July 18, 2017

The purpose of the public hearing is to receive public input regarding the draft maps of potential Council election district boundaries created by members of the public and National Demographics Corporation. The proposed maps to be discussed will be made publicly available at least seven days before that hearing. Following further public input and discussion regarding the proposed district maps, the Council will consider introducing an Ordinance for first reading establishing by-district elections, adopting district boundaries and setting forth the election transition plan.

All interested parties are invited to attend the public hearing(s) and express opinions or submit information. The public hearings may be continued from time to time, as necessary, by giving notice at the aforementioned hearing.

Copies of the staff report will be available Thursday, July 13, 2017. If you have any questions, please contact the City Attorney's Office at 760-434-2891 or attorney@carlsbadca.gov.

Information about district elections, why the city is making this change and the process is available on the city website, <http://www.carlsbadca.gov/districts>

If a person wishes to challenge, in court, any action the City Council may take regarding the subject matter of the public hearing, then that person may be limited to raising only those issues raised at the subject public hearing or in written correspondence timely delivered to the City Clerk at, or prior to, the public hearing.

CITY OF CARLSBAD
CITY COUNCIL

Posted: July 7, 2017

Publish: July 7, 2017 and July 14, 2017.

**CIUDAD DE CARLSBAD
NOTIFICACIÓN DE AUDIENCIA PÚBLICA**

SE NOTIFICA POR MEDIO DEL PRESENTE que el Concejo Municipal de la Ciudad de Carlsbad tendrá una audiencia pública a las 9:00 a.m., o lo antes posible después de esto que se pueda escuchar, en la Cámara de Concejo en la Sala Municipal de Carlsbad, 1200 Carlsbad Village Drive, Carlsbad, California, en las siguientes fechas:

Martes, 18 de julio de 2017

El propósito de las audiencia pública es para recibir comentarios del público sobre los mapas en borrador de fronteras potenciales de distritos electorales del Concejo creados por los miembros del público y por La Corporación Nacional de Demógrafos. Los mapas propuestos que serán discutidos se pondrá a disposición del público por lo menos siete días antes de esa audiencia. Después de recibir más comentarios y discusión del público acerca de los mapas distritales propuestos, el Consejo Municipal podrá considerar la introducción de una Ordenanza que establezca elecciones por distrito, la adopción de los límites del distrito y el establecimiento del plan de transición electoral.

Se invita a todas las partes interesadas a asistir a la o las audiencias públicas y a expresar opiniones o a presentar información. Es posible que se continúen las audiencias públicas de vez en cuando, según surja la necesidad, dando notificación en la audiencia antes mencionada.

Las copias del informe del personal estarán disponibles a partir del lunes, 13 de julio de 2017. Si tuviera alguna pregunta, por favor póngase en contacto con la Oficina del Abogado de la Ciudad a 760-434-2891 o por correo electrónico a attorney@carlsbadca.gov.

Hay más información sobre las elecciones de distrito, la razón por este cambio, y el proceso, en el sitio web de la ciudad, <http://www.carlsbadca.gov/districts>.

Si alguna persona quisiera desafiar en corte cualquier acción que el Concejo Municipal pudiera tomar acerca del tema de la audición pública, tal persona estará limitada a plantear sólo aquellos temas que se planteen en la audición pública del tema, o en correspondencia entregada oportunamente a la Oficina de la Secretaria de la Ciudad, antes de la fecha de la audiencia pública.

CIUDAD DE CARLSBAD
CONCEJO MUNICIPAL

Enviado: 7 de julio de 2017

Publicar: 7 de julio de 2017 y 14 de julio de 2017.



CITY COUNCIL
Minutes

Council Chamber
1200 Carlsbad Village Drive
Carlsbad, CA 92008

July 18, 2017, 9 a.m.

CALL TO ORDER: 9:00 a.m.

ROLL CALL: M. Hall, K. Blackburn, M. Schumacher, C. Schumacher, M. Packard.

INVOCATION: None.

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Blackburn led the Pledge of Allegiance.

APPROVAL OF MINUTES: None.

PUBLIC REPORT OF ACTION TAKEN IN CLOSED SESSION: None.

PRESENTATION: None.

CONSENT CALENDAR: None.

PUBLIC COMMENT:

Bonnie Dominguez thanked Council for honoring her and Mr. Dominguez as Citizens of the Year.

Larry Posner expressed concerns relating to adequate housing throughout the state of California.

PUBLIC HEARINGS:

1. **FINAL PUBLIC HEARING REGARDING CONSIDERATION OF ORDINANCE IMPLEMENTING BY-DISTRICT ELECTIONS PURSUANT TO GOVERNMENT CODE SECTION 34886 ELECTIONS CODE SECTION 10010** - That the City Council hold the fifth of five public hearings regarding the implementation of by-district elections and introduce for first reading Ordinance No. CS-322 implementing a by-district electoral system, voting district boundaries and election sequence. (Staff contact: Celia Brewer, City Attorney)

City Manager's Recommendation: Take public input, close the public hearing and introduce the ordinance.

City Attorney Celia Brewer introduced the item and Demographer Douglas Johnson and Attorney Alan Fenstermacher.

Mr. Johnson gave a brief overview of the report and stated that staff is recommending a minor revision to the Cohen-Flock 1 map as explained in the Supplemental Information report distributed on July 17, 2017 (on file in the office of the City Clerk) that divides a census block and moves 111 people into Voting District 2 to keep the Terramar Homeowners' Association intact.

Council Member Packard confirmed that the result of the change would move the line for District 2 to include all of the Terramar Association.

Council Member C. Schumacher expressed concerns relating to the changes being proposed to the Cohen-Flock 1 map.

Mr. Fenstermacher explained that the changes being proposed to the map are viewed as “clean-up” changes and legal under the Elections Code.

In response to an inquiry from Council Member M. Schumacher, Mr. Johnson explained that the “clean-up” would result in an improved population balance.

Mayor Hall opened the duly noticed Public Hearing at 9:10 a.m.

Speakers in Support: Larry Posner; Brian Flock; Socorro Anderson.

Speakers in Opposition: Julie Ajdour; Linda Schlesinger; Kris Wright.

Mayor Hall closed the duly noticed Public Hearing at 9:26 a.m.

Mayor Pro Tem Blackburn spoke in support of placing all of Terramar into District 2.

Council Member M. Schumacher also spoke in support of moving Terramar into District 2.

Council Member C. Schumacher expressed concerns relating to the verbiage in Section 4 of the proposed Ordinance that gives the City Clerk, City Manager and City Attorney authority to adjust district boundaries. She suggested that a quantitative boundary definition be established for substantive changes.

Council Member Packard stated that the maps have been well thought out and provide a very good starting point for the next four years. He stated that he is looking forward to seeing how this works and can support the map as presented with Terramar to be included in District 2.

In response to Council Member C. Schumacher’s suggestion, Mr. Johnson explained that staff would notify the City Council of any changes to the maps. He further explained that the Registrar of Voters may require minor changes relating to parcel and census block technicalities.

Council Member C. Schumacher stated she would like clarification and specificity relating to the changes that could be authorized by Section 4 of the Ordinance.

City Attorney Celia Brewer suggested the following minor language modification to address the concerns raised by Council Member C. Schumacher:

SECTION 4. **if Only when** necessary to facilitate the implementation of this Ordinance, **is** the City Clerk ~~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 Clerk shall consult with the City Manager and 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.

On a motion by Council Member C. Schumacher, seconded by Council Member M. Schumacher, the City Council voted 4/1 (M. Packard – No) to amend the ordinance language as follows:

SECTION 4. ~~#~~ Only when necessary to facilitate the implementation of this Ordinance, is the City Clerk ~~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 Clerk shall consult with the City Manager and 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.

City Attorney Brewer titled the Ordinance for introduction.

ACTION: Motion by Mayor Pro Tem Blackburn, seconded by Council Member M. Schumacher to introduce Ordinance No. CS-322 as amended. Motion carried, 4/1 (C. Schumacher – No).

This item was continued to August 22, 2017 at the request of the appellant.

- 2. APPEAL OF NOTICE AND ORDER TO REPAIR PROPERTY AT 3745 ADAMS STREET – That the City Council hold a public hearing and approve a resolution denying the appeal of Catherine Bryan of the Notice and Order to Repair the property at 3745 Adams Street and upholding the Notice and Order to Repair. (Staff contact: Mike Peterson, Community & Economic Development and Heather Stroud, City Attorney Department)

City Manager’s Recommendation: Continue the item to the Regular Meeting of August 22, 2017.

ACTION: Council continued item to the Regular Meeting of August 22, 2017.

DEPARTMENTAL AND CITY MANAGER REPORTS: None.

COUNCIL REPORTS AND COMMENTS: None.

CITY MANAGER COMMENTS: None.

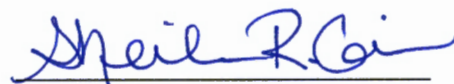
CITY ATTORNEY COMMENTS: None.

CITY CLERK COMMENTS: None.

ANNOUNCEMENTS: None.

ADJOURNMENT:

Meeting was adjourned at 9:51 a.m.



Sheila R. Cobian, CMC
City Clerk Services Manager



CITY COUNCIL
Staff Report

Meeting Date: July 25, 2017
To: Mayor and City Council
From: Kevin Crawford, City Manager
Staff Contact: Sheila Cobian, City Clerk Services Manager
sheila.cobian@carlsbadca.gov or 760-434-2917
Subject: Adopt Ordinance No. CS-322 Establishing and Implementing By-District Elections (Government Code §34886 and Election Code § 10010)

Recommended Action

Adopt Ordinance No. CS-322 establishing and implementing By-District Elections (Government Code §34886 and Election Code §10010.)

Executive Summary /Discussion

Ordinance No. CS-322 was introduced and first read at the City Council meeting held on July 18, 2017. On a motion by Council Member C. Schumacher, seconded by Council Member M. Schumacher, the City Council voted 4/1 (M. Packard – No) to amend the ordinance as follows:

SECTION 4. ~~if~~ Only when necessary to facilitate the implementation of this Ordinance, is the City Clerk ~~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 Clerk shall consult with the City Manager and 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.

On a motion by Mayor Pro Tem Blackburn, seconded by Council Member M. Schumacher, the City Council voted 4/1 (C. Schumacher – No) to introduce the Ordinance as amended. The second reading allows the City Council to adopt the ordinance which will become effective thirty days after adoption.

Fiscal Analysis

There is no anticipated fiscal impact from this item.

Next Steps

The City Clerk will have the ordinance or a summary of the ordinance published in a newspaper of general circulation within fifteen days following adoption of the ordinance.

Environmental Evaluation (CEQA)

The requested action is not a project within the definition of the California Code of Regulations, Title 14, Chapter 3, section 15378(a) since the action has no potential for resulting in either a direct change in the environment or a reasonably foreseeable indirect change in the environment.

Public Notification

This item was noticed in accordance with the Ralph M. Brown Act and was available for public viewing and review at least 72 hours prior to the scheduled meeting date.

Exhibits

1. Ordinance No. CS-322

ORDINANCE NO. CS-322

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, ESTABLISHING AND IMPLEMENTING BY-DISTRICT ELECTIONS (GOVERNMENT CODE §34886 AND ELECTION CODE §10010)

WHEREAS, the City of Carlsbad supports the full participation of all citizens in electing members of the City Council; and

WHEREAS, the City of Carlsbad currently elects its four (4) members of the City Council using an at-large election system, with a separately elected mayor, where candidates may reside in any part of the City and each member of the City Council is elected by the voters of the entire City; and

WHEREAS, California Government Code Section 34886, effective January 1, 2017, permits the City Council of any city to change the City's method of election by ordinance to a "by-district" system in which each member of the City Council is elected only by the voters in the district in which the candidate resides, and permits the mayor to continue to be elected at-large, in accordance with California Government Code Section 34871, subdivision (c); and

WHEREAS, under the provisions of California Elections Code Section 10010, a city that changes from an at-large city council method of election to a by-district city council method of election requires a total of five public hearings, which includes at least two public hearings regarding potential voting district boundaries prior to the release and consideration of any draft voting district maps, and two public hearings following the release of draft voting district map(s); and

WHEREAS, at regular meeting of the City Council of the City of Carlsbad held on the 9th day of May, 2017, the City Council adopted Resolution No. 2017-083 that initiated the process of establishing a by-district election system and adopting the schedule therefore; and

WHEREAS, thereafter, at a special and regular meeting of the City Council of the City of Carlsbad held on the 30th day of May, 2017 and the 13th day of June, 2017, respectively, pursuant to California Elections Code Section 10010(a)(1), the City Council held public hearings where the public was invited to provide input regarding the composition of the City's voting districts before any draft maps were drawn, and the City Council of the City of Carlsbad considered and discussed the same; and

WHEREAS, at the special meeting of the City Council of the City of Carlsbad held on the 30th day of May, 2017, the City Council adopted Resolution No. 2017-097 setting forth the mandatory and permissive criteria to be considered when drawing voting district maps; and

WHEREAS, thereafter, at a special and regular meeting of the City Council of the City of Carlsbad held on the 29th day of June, 2017 and the 11th day of July, 2017, respectively, pursuant to California Elections Code Section 10010(a)(2), the City Council held public hearings where the public was invited to provide input regarding the content of the draft maps that had been released at least seven (7) days before each meeting, and the proposed sequence of elections, and the City Council of the City of Carlsbad considered and discussed the same; and

WHEREAS, at the regular meeting of the City Council of the City of Carlsbad held on the 11th day of July, 2017, the City Council directed staff to draft an ordinance adopting the voting district map known as the "Cohen-Flock 1" map and putting the Council District 1 and 3 seats on the 2018 ballot, and the Council District 2 and 4 seats on the 2020 ballot; and

WHEREAS, at the regular meeting of the City Council of the City of Carlsbad held on the 18th day of July, 2017, the City Council chose to consider the afore referenced map with a minor modification known as the "Cohen-Flock 1 Map with central beach Census Blocks adjustments" (Attached hereto as Attachment A); and

WHEREAS, at the regular meeting of the City Council of the City of Carlsbad held on the 18th day of July, 2017, the City Council held a final public hearing on the proposal to establish district boundaries, reviewed additional public input, formally selected the voting district map and the election sequence attached to, incorporated in, and set forth in this Ordinance, which was introduced for a first reading at the same regular meeting of the City Council of the City of Carlsbad; and

WHEREAS, throughout the foregoing process, the City engaged in a significant amount of public outreach and engagement above and beyond the public hearings and other procedures required by California Elections Code Section 10010, including, but not limited to, two public workshops; and

WHEREAS, the purpose of this Ordinance is to enact, pursuant to California Government Code Section 34886, an ordinance providing for the election of members of the City Council of the City of Carlsbad by-district in four single-member districts as reflected in Attachment A to this Ordinance, with the Mayor elected at-large, in furtherance of the purposes of the California Voting Rights Act of 2001 (Chapter 1.5 (commencing with Section 14025) of Division 14 of the Elections Code) and to implement the guarantees of Section 7 of Article 1 and of Section of Article II of the California Constitution.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, ordains as follows that:

SECTION 1. The foregoing recitals are true and correct.

SECTION 2. Chapter 2.04 of the Carlsbad Municipal Code is hereby amended by adding new Sections 2.04.070, 2.04.080 and 2.04.090 to read as follows:

2.04.070 By-District Electoral System.

Pursuant to California Government Code Section 34886 and the schedule established in Section 2.04.090 of this Chapter, beginning in November 2018, members of the city council shall be elected on a by-district basis from four (4) single-member Council Districts. The mayor shall be separately elected on a City-wide basis. The City's by-district electoral system shall be conducted in accordance with California Government Code Section 34871, subdivision (c).

2.04.080 Establishment of City Council Electoral Districts.

A. Pursuant to Section 2.04.070 of this Chapter, members of the city council shall be elected on a by-district basis, as that term is defined in California Government Code Section 34871, subdivision (c), from the four Council Districts described as follows, which shall continue in effect until they are amended or repealed in accordance with law:

1. Council District 1 shall comprise all that portion of the City reflected on Attachment A.
2. Council District 2 shall comprise all that portion of the City reflected on Attachment A.
3. Council District 3 shall comprise all that portion of the City reflected on Attachment A.
4. Council District 4 shall comprise all that portion of the City reflected on Attachment A.

B. Members of the city council, excluding the mayor, shall be elected in the electoral districts established by this Section and subsequently reapportioned pursuant to applicable State and federal law.

C. Except as provided in subdivision D herein and notwithstanding any other provision of this Chapter, once this Ordinance is fully phased in, the member of the city council elected to represent a district must reside in that district and be a registered voter in that district, and any candidate for city council must live in, and be a registered voter in, the district in which he or she seeks election at the time nomination papers are issued, pursuant to California Government Code section 34882 and Elections Code section 10227. Termination of residency in a district by a member of the city council shall create an immediate vacancy for that Council district unless a substitute residence within the district is established within thirty (30) days after the termination of residency.

D. Notwithstanding any other provision of this Section, and consistent with the requirements of California Government Code Section 36512, the members of the city council in office at the time the Ordinance codified in this Chapter 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. At the end of the term of each member of the city council, excluding the separate office of mayor, that member of the city council's successor shall be elected on a by-district basis in the districts established in this Section and as provided in Section 2.04.090 of this Chapter.

E. Nothing in this Section shall effect the election of the mayor, who shall remain elected on a City-wide basis, in accordance with Sections 2.04.020 and 2.04.060 of this Chapter and Chapter 2.06 of this code.

2.04.090 Election Schedule.

Except as otherwise required by California Government Code Section 36512, the members of the city council shall be elected in Council Districts 1 and 3 beginning at the General Municipal Election in November 2018, and every four years thereafter, as such Council Districts shall be amended. Members of the city council shall be elected from Council Districts 2 and 4 beginning at the General Municipal Election in November 2020, and every four years thereafter, as such Council Districts shall be amended. The election schedule for the mayor is not affected by this Section.

SECTION 3. A map showing the districts described in this Ordinance and codified in Section 2.04.080 of the City of Carlsbad Municipal Code is attached hereto as Attachment A and incorporated herein by reference.

SECTION 4. Only when necessary to facilitate the implementation of this Ordinance, is the City Clerk 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 Clerk shall consult with the City Manager and 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 5. To the extent the terms and provisions of this Ordinance may be inconsistent or in conflict with the terms or conditions of any prior City ordinance, motion, resolution, rule or regulation governing the same subject, the terms of this Ordinance shall prevail with respect to the subject matter thereof.

SECTION 6. In interpreting this Ordinance or resolving any ambiguity, this Ordinance shall be interpreted in a manner that effectively accomplishes its stated purposes.

SECTION 7. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, then such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of Carlsbad hereby declares the Council would have adopted this Ordinance, and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that anyone or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

EFFECTIVE DATE: This ordinance shall be effective thirty days after its adoption (scheduled for July 25, 2017); and the City Clerk shall certify the adoption of this ordinance and cause the full text of the ordinance or a summary of the ordinance prepared by the City Attorney to be published at least once in a newspaper of general circulation in the City of Carlsbad within fifteen days after its adoption.

//

INTRODUCED AND FIRST READ at a Regular Meeting of the Carlsbad City Council on the 18th day of July, 2017, and thereafter

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the 25th day of July, 2017, by the following vote, to wit:

AYES: M. Hall, K. Blackburn, M. Schumacher, M. Packard.

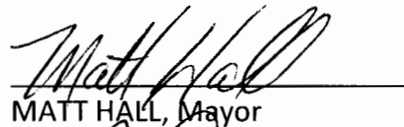
NOES: C. Schumacher.

ABSENT: None.

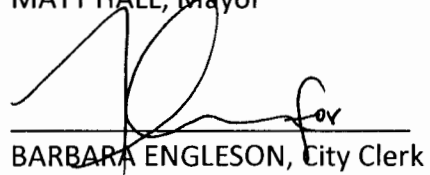
APPROVED AS TO FORM AND LEGALITY:



CELIA A. BREWER, City Attorney



MATT HALL, Mayor



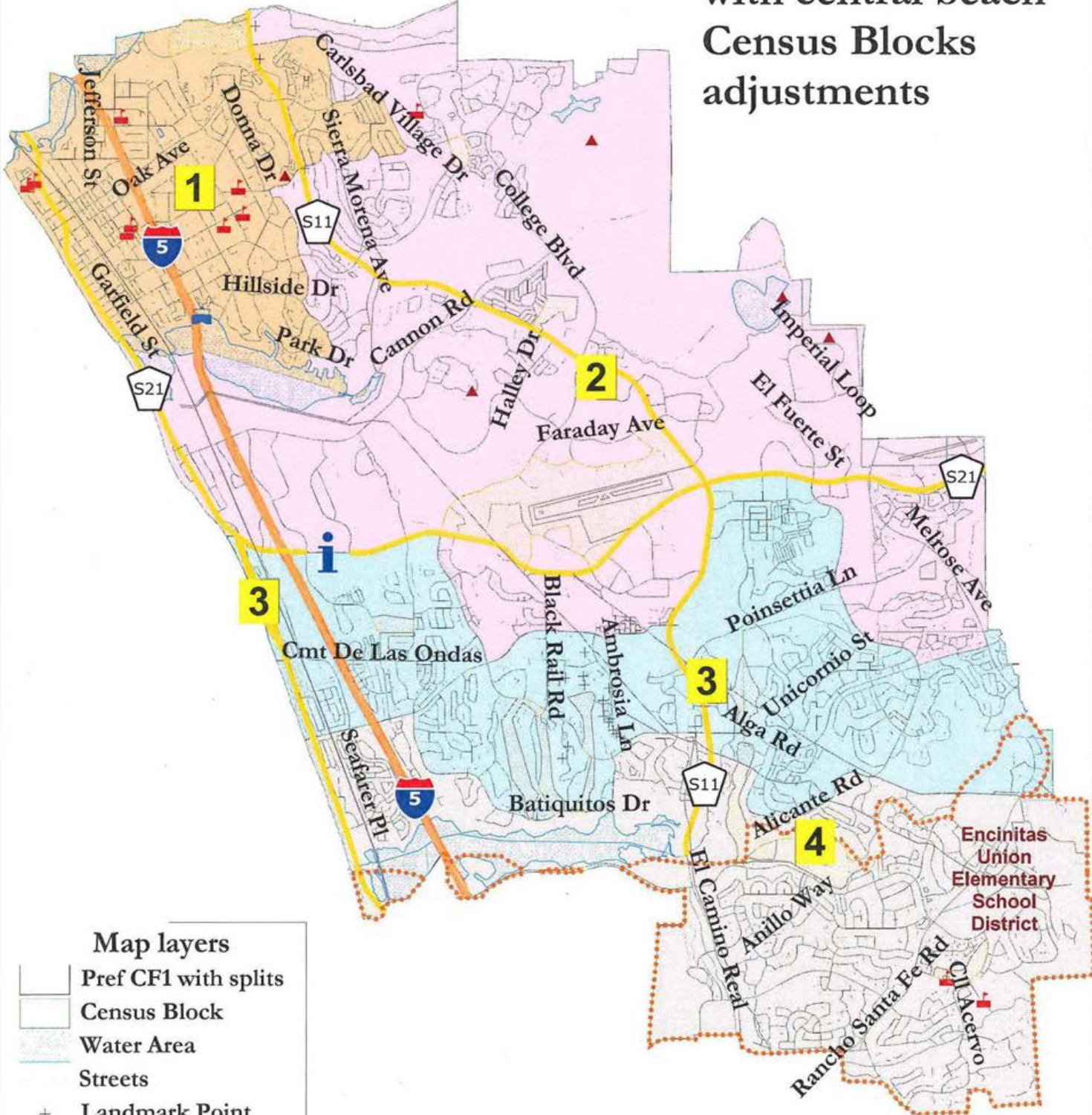
BARBARA ENGLESON, City Clerk

(SEAL)



City of Carlsbad 2017 Districting

Council's Preferred Cohen-Flock 1 Map with central beach Census Blocks adjustments



- Map layers**
- Pref CF1 with splits
 - Census Block
 - Water Area
 - Streets
 - Landmark Point
 - Landmark Area
 - Pipeline/Power Line
 - Railroad
 - ElemSchool

Nov. 13, 2021



CITY COUNCIL
Minutes

Council Chamber
1200 Carlsbad Village Drive
Carlsbad, CA 92008

July 25, 2017 6 p.m.

CALL TO ORDER: 6:00 p.m.

ROLL CALL: M. Hall, K. Blackburn, M. Schumacher, C. Schumacher, M. Packard.

INVOCATION: None.

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Blackburn led the Pledge of Allegiance.

APPROVAL OF MINUTES:

Minutes of the Special Meeting held May 9, 2017.
Minutes of the Regular Meeting held May 9, 2017.
Minutes of the Joint Special Meeting held May 23, 2017.
Minutes of the Joint Special Meeting held June 13, 2017.
Minutes of the Special Meeting held June 15, 2017.
Minutes of the Regular Meeting held June 20, 2017.
Minutes of the Special Meeting held June 27, 2017.
Minutes of the Regular Meeting held June 27, 2017.
Minutes of the Special Meeting held June 29, 2017.
Minutes of the Special Meeting held July 11, 2017.
Minutes of the Joint Special Meeting held July 11, 2017.

Motion by Mayor Pro Tem K. Blackburn, seconded by Council Member M. Schumacher, to approve the minutes as presented. Motion carried, 5/0.

PRESENTATIONS:

Presentation of San Diego MSA Training Skills Competition Trophy to Public Works.

The City Council recognized the Public Works team for winning the San Diego MSA Training Skills Competition trophy.

Presentation from San Diego County Water Authority.

San Diego County Water Authority General Manager Maureen Stapleton provided an update on water issues in the region. She also requested that the Council consider drafting a resolution or letter of support for the Authority's efforts in resolving the dispute with Metropolitan Water District.

CONSENT CALENDAR:

Item No. 2 was pulled for discussion and Item No. 3 was returned to staff.

ACTION: Motion by Mayor Pro Tem K. Blackburn, seconded by Council Member M. Schumacher, to approve Consent Calendar Item Nos. 1, 4 and 5. Motion carried unanimously, 5/0.

1. ADVERTISE FOR BIDS FOR 2017-18 SLURRY SEAL PROJECT – Adoption of Resolution No. 2017-142 approving the plans and specifications and authorizing the City Clerk to advertise for bids for the 2017-18 Slurry Seal Project, Project No. 6001-17SS. (Staff contact: Emad Elias, Public Works)

This item was pulled for discussion.

2. APPROVAL OF CITY INVESTMENT POLICY – Adoption of a resolution approving the City's Investment Policy dated July 25, 2017. (Staff contact: Nancy Sullivan, Administrative Services)

This item was returned to staff.

3. AWARD OF CONTRACT TO SEASIDE HEATING & AIR CONDITIONING, INC. FOR DOVE LIBRARY HVAC CONTROLS – Adoption of a resolution approving the plans and specifications, accepting bids and awarding a contract to Seaside Heating & Air Conditioning, Inc. for an amount not to exceed \$241,744 for the Dove Library HVAC controls, Project No. 4030. (Staff contact: Steve Didier, Public Works)
4. AGREEMENT WITH MICHAEL BAKER INTERNATIONAL, INC. FOR ENGINEERING PLANCHECK SERVICES – Adoption of Resolution No. 2017-144 approving a professional services agreement with Michael Baker International (MBI, Inc.) to provide engineering plancheck services for up to five years. (Staff contact: Jason Geldert, Community & Economic Development)
5. AGREEMENT WITH NV5, INC. FOR ENGINEERING PLANCHECK SERVICES – Adoption of Resolution No. 2017-145 approving a professional services agreement with NV5, Inc. to provide engineering plancheck services for up to five years. (Staff contact: Jason Geldert, Community & Economic Development)

CONSENT CALENDAR ITEM PULLED FOR DISCUSSION

Council Member C. Schumacher requested further discussion of Item No. 2.

2. APPROVAL OF CITY INVESTMENT POLICY – Adoption of Resolution No. 2017-143 approving the City's Investment Policy dated July 25, 2017. (Staff contact: Nancy Sullivan, Administrative Services)

In response to an inquiry from Council Member C. Schumacher, City Treasurer Craig Lindholm confirmed that this would be the first time the City would be investing outside the United States.

Barbara Mead expressed concerns relating to investments in oil companies such as Exxon and Chevron.

Treasurer Lindholm explained that the City's investments in Chevron and Exxon have done well and that they are well-run diversified energy type companies headquartered in the U.S. He further explained that they are AA credit rated corporate note structured companies.

ACTION: Motion by Mayor Pro Tem K. Blackburn, seconded by Council Member M. Schumacher, to adopt Resolution No. 2017-143 approving the City’s Investment Policy dated July 25, 2017. Motion carried, 4/1 (C. Schumacher – No).

ORDINANCES FOR INTRODUCTION: None.

ORDINANCES FOR ADOPTION:

- 6. ADOPTION OF ORDINANCE ESTABLISHING AND IMPLEMENTING BY-DISTRICT ELECTIONS – Adoption of Ordinance No. CS-322 establishing and implementing By-District Elections (Government Code §34886 and Election Code §10010.). (Staff contact: Sheila Cobian, City Clerk Department)

City Manager’s Recommendation: Adopt the ordinance.

City Attorney Celia Brewer titled the Ordinance.

Paige DeCino commented that she lives on Skyline Road and that her neighbor across the street is in a different district than her.

ACTION: Motion by Mayor Pro Tem K. Blackburn, seconded by Council Member M. Schumacher, to adopt Ordinance No. CS-322. Motion carried, 4/1 (C. Schumacher – No).

PUBLIC COMMENT:

Walt Meier spoke in opposition to permitting dogs to be off leash on the Village H trails.

Josh Brock spoke in favor of Renovate America and the programs they offer.

Craig (no last name given) expressed concerns relating to drug trafficking.

Frank Merchat expressed concerns relating to businesses adjacent to his home. He explained that the noise generated between the hours of 10 p.m. and 6:30 a.m. at the Home Depot and Forum is disruptive.

PUBLIC HEARING:

This item was continued to August 22, 2017 at the request of the project applicant.

- 7. APPEAL OF AMEND 2017-0002–K1 SPEED INDOOR KART RACING - 6212 CORTE DEL ABETO – Appeal hearing relating to Conditional Use Permit Amendment (Amend 2017-0002). (Staff contact: Teri Delcamp, Community & Economic Development)

City Manager’s Recommendation: Continue the item to the August 22, 2017 City Council Meeting.

8. ESTABLISH AN ELECTRIC VEHICLE CHARGING FEE – Adoption of Resolution No. 2017-146 amending the Master Fee Schedule to establish an Electric Vehicle Charging Fee. (Staff contact: Jason Haber, City Manager Department)

City Manager’s Recommendation: Take public input, close the public hearing and adopt the resolution.

Assistant to the City Manager Jason Haber presented the report and reviewed a PowerPoint presentation (on file in the Office of the City Clerk).

Mayor Hall opened the duly noticed Public Hearing at 7:15 p.m.

Speaker opposed to staff recommendation: Kevin Sabellico.

Seeing no one else wishing to speak, Mayor Hall closed the Public Hearing at 7:19 p.m.

ACTION: Motion by Mayor Pro Tem Blackburn, seconded by Council Member M. Schumacher, to adopt Resolution No. 2017-146. Motion carried, 5/0.

9. WEED ABATEMENT COST ASSESSMENT – Adoption of Resolution No. 2017-147 approving the cost assessments for abatement and directing the City Clerk to file a certified copy of the resolution with the San Diego County Assessor. (Staff contact: Randy Metz, Fire Department)

City Manager’s Recommendation: Take public input, close the public hearing and adopt the resolution.

Fire Marshal Randy Metz gave an overview of the report.

Mayor Hall opened the duly noticed Public Hearing at 7:23 p.m.

Barbara Meade requested Round-Up not be used for the abatement of weeds.

Kim Trujillo suggested the use of white vinegar for the abatement of weeds.

Seeing no one else wishing to speak, Mayor Hall closed the Public Hearing at 7:25 p.m.

ACTION: Motion by Mayor Pro Tem Blackburn, seconded by Council Member M. Schumacher, to adopt Resolution No. 2017-147. Motion carried, 5/0.

10. VILLAGE MASTER PLAN AMENDMENT FOR DISTILLERIES AND RESTAURANTS – Adoption of a resolution approving an amendment to the Village Master Plan and Design Manual to allow distilleries and restaurants as provisional uses within Land Use District 6 (outside the Coastal Zone) of the Village Review Zone and to add new special provisional use standards for distilleries to the Master Plan for property generally located in the City’s downtown area and zoned “Village Review” (V-R) in Local Facilities Management Zone 1. Project Name: Village Master Plan Amendment for Distilleries and Restaurants. Project No. AMEND 2017-0005 / DEV 2017-0023 (Staff contact: Teri Delcamp, Community & Economic Development)

City Manager’s Recommendation: Take public input, close the public hearing and adopt the resolution.

Due to a conflict of interest (property owner in Land Use District 6), Mayor Hall recused himself from participating in discussion of the item and left the dais at 7:25 p.m.

Mayor Pro Tem Blackburn announced that due to the number of speakers wishing to address the Council regarding this item, speaker time would be reduced to two minutes.

Principal Planner Teri Delcamp presented the report and reviewed a PowerPoint presentation (on file in the Office of the City Clerk).

Sergeant Scott Meritt reviewed the regulations relating to distillers license type 74.

The applicant Nicholas Hammond presented a presentation (on file in the office of the City Clerk) providing details of the proposed project.

Mayor Pro Tem Blackburn opened the duly noticed Public Hearing at 8:15 p.m.

Speaker in opposition to staff’s recommendation representing a group: Linda Breen (representing Kris Wright, Crocker Price, Hope Nelson, Mary Anne Viney and Ed Simpson).

Recess:

Mayor Pro Tem Blackburn declared a recess at 8:22 p.m.

Mayor Pro Tem Blackburn reconvened the meeting at 8:27 p.m.

Speakers in support of staff’s recommendation: Alexis Smith; Nicole Hammond; Marta Hammond-Ashby; Karen Smith; Nick Schaller; Joan Schaller; Paige Jensen; John Prietto; Peter Loyola; Gary Raskin; Laurie Boone; Chloe Euse; Kevin Ashby; Adam Carruth; Cindy Vigne; Anna Santos; Bill Blackledge; John Revell; Erica Engell; David Taylor; Sean Heal; Casey Miles; Larry Cambra; Shelley Brown; Becky Mendoza; Taylor Knox; Lindsey Olson; Marc Rizzle; Chris Van Aly; Heather Olson; Carter Peterson.

Submitted speaker card in support; however, did not speak: Erik Luedeke; Matthew Fernandes; Joseph Arguello.

Speakers in opposition to staff's recommendation: Diana Ricker; Robin Hansen; Pat Amador; Barbara Mead; Penny Johnson; Karen Hemmingway; Laura Drelleshak; Kim Trujillo; Erica Leary on behalf of North Coastal Prevention Coalition (provided a PowerPoint – on file in the Office of the City Clerk); Simon Angel; Gary Nessim; Donna Rencsak; Julie Ajdour; TJ Childs; Kelly McCormick; Janet Asaro; Adriana Sanchez; Corinna Contreras; Cipriano Vargas; Madge Torres; Stacy King; Esther Sanchez; Lauren Cornett; Jan Neff-Sinclair; Barbara Campbell; Elizabeth Dates; Monica; Meir.

Submitted speaker card in opposition; however, did not speak: Jan Bandich.

The applicant Nicholas Hammond concluded by stating that he walked the neighborhood and received support from residents in the area for his proposed project.

Mayor Pro Tem Blackburn closed the duly noticed Public Hearing at 10:24 p.m.

Council Member Packard spoke in favor of bifurcating the vote to allow a vote on permitting restaurant use in District 6 separate from the vote on allowing distillery use in District 6.

Council Member M. Schumacher stated he could support staff's recommendation to allow restaurant and distillery use in District 6.

Council Member C. Schumacher spoke in support of Council Member Packard's suggestion to bifurcate the vote regarding restaurant and distillery use.

ACTION: Motion by Mayor Pro Tem Blackburn, seconded by Council Member M. Schumacher, to adopt the resolution. Motion failed due to lack of majority support, 2/2/1 (Packard and C. Schumacher – No / Hall – Absent).

City Attorney Celia Brewer explained that if the Council wishes to bifurcate the vote on the uses within the Resolution, staff will return with a consent calendar resolution at a future council meeting for council consideration.

ACTION: Motion by Mayor Pro Tem Blackburn, seconded by Council Member M. Schumacher, to direct staff to return with a consent calendar resolution allowing restaurant use in District 6. Motion carried, 4/1 (Hall – Absent).

Recess:

Mayor Pro Tem Blackburn declared a recess at 11:14 p.m.

Mayor Hall returned to the dais at 11:17 p.m.

Mayor Hall reconvened the meeting at 11:17 p.m.

DEPARTMENTAL AND CITY MANAGER REPORTS:

11. DESIGNATION OF VOTING DELEGATE AND ALTERNATES AT THE LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE – Adoption of Resolution No. 2017-149 designating a voting delegate and alternates for the League of California Cities Annual Conference in Sacramento, California, September 13 – 15, 2017.

City Manager’s Recommendation: Adopt the resolution.

ACTION: Motion by Mayor Hall, seconded by Mayor Pro Tem Blackburn, adopting Resolution No. 2017-149 appointing Council Member Cori Schumacher as Voting Delegate and Council Member Michael Schumacher as Alternate Voting Delegate. Motion carried unanimously, 5/0.

12. HOUSING COMMISSION APPOINTMENT - Adoption of Resolution No. 2017-150 appointing one member to the Housing Commission. (Staff contact: Tammy McMinn, City Clerk Department)

City Manager’s Recommendation: Adopt the resolution.

ACTION: Motion by Mayor Hall, seconded by Mayor Pro Tem Blackburn, adopting Resolution No. 2017-150 appointing Kristy Randall to the Housing Commission. Motion carried unanimously, 5/0.

13. TRAFFIC SAFETY COMMISSION APPOINTMENTS - Adoption of Resolution No. 2017-151 appointing two members to the Traffic Safety Commission. (Staff contact: Tammy McMinn, City Clerk Department)

City Manager’s Recommendation: Adopt the resolution.

ACTION: Motion by Mayor Hall, seconded by Mayor Pro Tem Blackburn, adopting Resolution No. 2017-151 reappointing Fred Muir and Chuck Hunter to the Traffic Safety Commission. Motion carried, 4/1 (C. Schumacher – No).

14. AGRICULTURAL CONVERSION MITIGATION FEE AD HOC CITIZENS’ COMMITTEE APPOINTMENTS - Adoption of Resolution Nos. 2017-152, 2017-153 and 2017-154 appointing three members to the Agricultural Conversion Mitigation Fee Ad Hoc Citizens’ Committee. (Staff contact: Tammy McMinn, City Clerk Department)

City Manager’s Recommendation: Adopt the resolution.

ACTION: Motion by Mayor Hall, seconded by Mayor Pro Tem Blackburn, adopting Resolution No. 2017-152 appointing Pat Smerdu to the Agricultural Conversion Mitigation Fee Ad Hoc Citizens’ Committee. Motion carried unanimously, 5/0.

ACTION: Motion by Mayor Hall, seconded by Mayor Pro Tem Blackburn, Resolution No. 2017-153 appointing Carolyn Alkire to the Agricultural Conversion Mitigation Fee Ad Hoc Citizens’ Committee. Motion carried unanimously, 5/0.

ACTION: Motion by Mayor Hall, seconded by Mayor Pro Tem Blackburn, Resolution No. 2017-154 appointing Brian Flock to the Agricultural Conversion Mitigation Fee Ad Hoc Citizens’ Committee. Motion carried, 4/1 (C. Schumacher – No).

COUNCIL REPORTS AND COMMENTS:

Mayor Hall and Council Members reported on activities and meetings of some committees and sub-committees of which they are members.

CITY MANAGER COMMENTS: None.

CITY ATTORNEY COMMENTS: None.

ANNOUNCEMENTS:

Mayor Hall announced that Council Members may be participating in the upcoming events:

Friday, August 18, 2017 – 11 a.m. - 1:30 p.m.

Carlsbad Chamber of Commerce & the Carlsbad State of the City Luncheon
Sheraton Carlsbad Resort & Spa
5480 Grand Pacific Drive
Carlsbad, CA

Monday, August 21, 2017 – 6 p.m.

State of the City Video Presentation
Carlsbad City Library – Schulman Auditorium
1775 Dove Lane
Carlsbad, CA

ADJOURNMENT:

Meeting was adjourned at 11:21 p.m.


Sheila R. Cobian, CMC
City Clerk Services Manager