



# Independent Redistricting Commission

## REGULAR MEETING AGENDA

**Date:** 4/14/2022

**Time:** 6:00 p.m.

**Location:** [Zoom.us/join](https://zoom.us/join) – ID# 815 8822 4299

City Council Chambers, 701 Laurel St., Menlo Park, CA 94025

### NOVEL CORONAVIRUS, COVID-19, EMERGENCY ADVISORY NOTICE

Consistent with Government Code section 54953(e), and in light of the declared state of emergency, and maximize public safety while still maintaining transparency and public access, members of the public can listen to the meeting and participate using the following methods.

- How to participate in the meeting
  - Submit a written comment online up to 1-hour before the meeting start time:  
[SESandoval@menlopark.org](mailto:SESandoval@menlopark.org) \*  
Please include the agenda item number you are commenting on.
  - Access the meeting real-time online at:  
[Zoom.us/join](https://zoom.us/join) – Meeting ID 815 8822 4299
  - Access the meeting real-time via telephone at:  
(669) 900-6833  
Meeting ID 815 8822 4299  
Press \*9 to raise hand to speak

Subject to Change: Given the current public health emergency and the rapidly evolving federal, state, county and local orders, the format of this meeting may be altered or the meeting may be canceled. You may check on the status of the meeting by visiting the City's website [menlopark.org](http://menlopark.org). The instructions for logging on to the webinar and/or the access code is subject to change. If you have difficulty accessing the webinar, please check the latest online edition of the posted agenda for updated information ([menlopark.org/agenda](http://menlopark.org/agenda)).

### Special Session ([Zoom.us/join](https://zoom.us/join) – ID# 815 8822 4299)

#### A. Call To Order

#### B. Roll Call

#### C. Public Comment

Under "Public Comment," the public may address the Independent Redistricting Commission on any subject not listed on the agenda. Each speaker may address the Independent Redistricting Commission once under public comment for a limit of three minutes. Please clearly state your name and address or political jurisdiction in which you live. The Independent Redistricting Commission cannot act on items not listed on the agenda and, therefore, the Independent Redistricting Commission cannot respond to non-agenda issues brought up under public comment other than to provide general information.

#### D. Consent Calendar

- D1. Accept the Independent Redistricting Commission minutes for April 7, 2022 ([Attachment](#))

**E. Public Hearing – 6:10 p.m.**

- E1. Seventh public hearing to receive public input regarding the preliminary redistricting plan, proposed final map and composition of City Council district boundaries; and adopt a resolution approving a final redistricting report with findings and reasons for adoption and a final map (Map 131.1) establishing new City Council district boundaries ([Staff Report #22-014-IRC](#))

**F. Commissioner Reports**

- F1. Commissioner reports

**G. Adjournment**

At every regular meeting of the Independent Redistricting Commission, in addition to the public comment period where the public shall have the right to address the Independent Redistricting Commission on any matters of public interest not listed on the agenda, members of the public have the right to directly address the Independent Redistricting Commission on any item listed on the agenda at a time designated by the chair, either before or during the Independent Redistricting Commission's consideration of the item.

At every special meeting of the Independent Redistricting Commission, members of the public have the right to directly address the Independent Redistricting Commission on any item listed on the agenda at a time designated by the chair, either before or during consideration of the item.

If you challenge any of the items listed on this agenda in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City of Menlo Park at, or prior to, the public hearing.

Any writing that is distributed to a majority of the Independent Redistricting Commission by any person in connection with an agenda item is a public record (subject to any exemption under the Public Records Act) and is available by request by emailing the city clerk at [jaherren@menlopark.org](mailto:jaherren@menlopark.org). Persons with disabilities, who require auxiliary aids or services in attending or participating in Independent Redistricting Commission meetings, may call the City Clerk's Office at 650-330-6620.

Agendas are posted in accordance with Government Code Section 54954.2(a) or Section 54956. Members of the public can view electronic agendas and staff reports by accessing the City website at [menlopark.org/agenda](http://menlopark.org/agenda) and can receive email notification of agenda and staff report postings by subscribing to the "Notify Me" service at [menlopark.org/notifyme](http://menlopark.org/notifyme). Agendas and staff reports may also be obtained by contacting City Clerk at 650-330-6620. (Posted: 4/11/2022)

Independent Redistricting Commission



REGULAR MEETING MINUTES – DRAFT

Date: 4/7/2022
Time: 6:00 p.m.
Location: Zoom

Regular Session

A. Call To Order

Vice Chair Gilmer called the meeting to order at 6:03 p.m.

B. Roll Call

Present: Bahles (exited at 7:44 p.m. and returned at 7:45 p.m.), Erhart, Gilmer, Hill, Marquardt, Saad, Wolter
Absent: Arellano, Kissel
Staff: City Clerk Judi A. Herren, Administrative Assistant Sarah Sandoval, Assistant City Attorney Tamar Burke

C. Public Comment

None.

D. Consent Calendar

D1. Accept the Independent Redistricting Commission minutes for March 31, 2022 (Attachment)

Administrative Assistant Sandoval provided an update on item D1.

ACTION: Motion and second (Bahles/ Hill), to accept the Independent Redistricting Commission meeting minutes for March 31, 2022, passed 6-0 (Arellano absent).

E. Public Hearing – 6:10 p.m.

E1. Sixth public hearing to receive public input regarding draft maps of the City’s proposed voting Districts, and select by minute order the final map for adoption at the Commission’s final meeting and approve a preliminary redistricting plan and draft map along with a written statement of findings and reasons for proposed adoption, which shall include the criteria employed in the process and a full analysis and explanation of decisions made by the IRC. (Staff Report #22-013-IRC)

Assistant City Attorney Tamar Burke and GEOinovo Demographer Alex Sainz introduced the item.

Vice Chair Gilmer opened the public hearing.

Vice Chair Gilmer closed the public hearing.

ACTION: Motion and second (Bahles/ Erhart), to remove maps 1-115 and 1-115.1 from further consideration, passed 6-0 (Arellano absent).

The Independent Redistricting Commission (IRC) took a recess at 7:18 p.m.



The IRC reconvened at 7:32 p.m.

**ACTION:** Motion and second (Saad/ Erhart), to remove map 131.2 from further consideration, passed 6-0 (Arellano absent).

**ACTION:** Motion and second (Erhart/ Saad), to remove map 1-131 from further consideration, passed 6-0 (Arellano absent).

Vice Chair Gilmer reopened the public hearing.

- Joan Skurnick requested the remaining two maps to be displayed on the screen.
- Pam Jones spoke on developments in District 1 that will lead to eventual changes in population.

Vice Chair Gilmer closed the public hearing.

The Commission received clarification on which Districts will vote in the next election.

Vice Chair Gilmer reopened the public hearing.

Vice Chair Gilmer closed the public hearing.

**ACTION:** Motion and second (Bahles/ Erhart), to select proposed map 1-131.1 for adoption at the April 14, 2022 meeting, failed 3-3 (Hill, Saad, and Gilmer dissenting, Arellano absent).

**ACTION:** Motion and second (Saad/ Hill), to select proposed map 1-120.2 for adoption at the April 14, 2022 meeting, failed 3-3 (Bahles, Erhart, and Wolter dissenting, Arellano absent).

**ACTION:** Motion and second (Gilmer/ Saad), to select proposed map 1-131.1 for adoption at the April 14, 2022 meeting, passed 6-0 (Arellano absent).

The Commission drafted a report for their reasoning and findings to include in the preliminary redistricting plan.

## **F. Reports and Announcements**

F1. Commissioner reports

None.

## **G. Staff Updates**

G1. Staff updates

Administrative Assistant Sandoval informed the Commission of current vacancies in other advisory bodies and encouraged them to apply before the application deadline of April 13, 2022 at 5 p.m.

## **H. Adjournment**

Vice Chair Gilmer adjourned the meeting at 9:14 p.m.

Sarah Sandoval, Administrative Assistant



## STAFF REPORT

### Independent Redistricting Commission

**Meeting Date:** 4/14/2022  
**Staff Report Number:** 22-014-IRC

**Regular Business:** Seventh public hearing to receive public input regarding the preliminary redistricting plan, proposed final map and composition of City Council district boundaries; and adopt a resolution approving a final redistricting report with findings and reasons for adoption and a final map (Map 131.1) establishing new City Council district boundaries

### Recommendation

Staff recommends the Independent Redistricting Commission (IRC) conduct the seventh public hearing to receive public input regarding the preliminary redistricting plan, proposed final map and composition of City Council district boundaries; and adopt a resolution (Attachment A) approving a final redistricting report with findings and reasons for adoption and a final map (Map 131.1) establishing new City Council district boundaries.

### Policy Issues

Upon completion of the U.S. Census every 10 years, State law requires the City Council to review and, if necessary, adjust the boundaries of its districts that were established October 4, 2017 with the adoption of Ordinance No. 1044 (Attachment B) to ensure compliance with State and Federal law.

On August 31, 2021, the City Council adopted Resolution No. 6659 (Attachment C) to establish the IRC to redraw district boundary lines, as authorized by state and federal law. These district boundaries shall be used for the establishment of City Council electoral districts as set forth in Menlo Park Municipal Code section 2.04.210 and 2.04.220.

### Background

Until 2017, Menlo Park's five City Councilmembers were elected at large. In 2017, the City transitioned from at large to by district elections. In 2018, elections in Districts 1, 2 and 4 took place. In November 2020, elections in Districts 3 and 5 took place, completing the full transition to district-based elections.

Since the City Council's transition to district elections in 2017, the State has enacted additional laws governing the redistricting process, including the Fair and Inclusive Redistricting for Municipalities and Political Subdivisions Act ("Fair Maps Act"), which creates standardized redistricting criteria aimed to keep communities together and to prohibit partisan gerrymandering. It also contains expanded community outreach and public hearing requirements and timelines, which more closely track the State redistricting schedule.

Over the course of six public hearings, the IRC has reviewed a total of twenty-four draft maps. Those draft maps all met 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.

Additionally, the draft maps all satisfied the Fair Maps Act requirements in the following prioritized order:

- District boundaries must be geographically contiguous;
- District boundaries must minimize the division of neighborhoods and communities of interest;
- District 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.

At the April 7, 2022 IRC meeting the Commission formally selected map 131.1 and prepared a preliminary redistricting plan and composition of City Council district boundaries, which included the criteria employed in the process and a full analysis and explanation of decisions made by the IRC.

The selected map and preliminary redistricting plan were published on the City website (Attachment D), pursuant to Elections Code section 21608(d)(1) and Resolution No. 6659 section 13(f), for a seven-day period.

The IRC has met or exceeded the requirements for outreach as prescribed in City Council Resolution No. 6659 and in the Fair Maps Act. The IRC has held a total of seven public hearings, two were held prior to any review of submitted draft maps. On December 11 and 18, 2021, the IRC held public in-person workshops at the Belle Haven Library and City Council Chambers; both accessible to persons with disabilities. Staff have implemented several public engagement efforts throughout the redistricting process and provided monthly updates to the Commission. Redistricting information has been provided to residents, community groups and local media, in both digital and hard copy, with all hard copy material printed in both English and Spanish. This includes but is not limited to: social media, web digest articles, updates to the redistricting webpage, flyers and map worksheets at City facilities, map workstations at both City libraries, and web and print ads in local news publications.

All IRC meetings have included Spanish interpretation and a majority have been recorded in both English and Spanish. Agendas, draft maps, draft minutes, meeting recordings, and all other similar materials have been posted for public review in a timely manner and in compliance with any legal requirements regarding when they must be made available to the public.

Public comment has been accepted live at all IRC meetings and via email.

A calendar of all IRC meetings and workshops has been made available on the City redistricting website (Attachment D.)

## **Analysis**

At the public hearing on April 14, 2022, the IRC will conduct the seventh public hearing to receive input from the public on the preliminary redistricting plan and map 131.1. As evidenced by the preliminary redistricting report, Map 1-131.1 is population balanced across all districts with a total population deviation of 8.08 percent based on the 2020 federal census data. Map 131-1 complies with both the federal Voting Rights Act of 1965 and Fair Maps Act requirements.

Pursuant to Menlo Park Municipal Code Section 2.04.210, staff has prepared a draft resolution for the IRC's consideration, which would adopt the final map to establish the City Council district boundaries for the City Council general municipal election on November 7, 2022 and for every general municipal election thereafter. The sequencing of the elections is identified in Menlo Park Municipal Code 2.04.230 and shall remain unchanged with Districts 1, 2 and 4 electing members of the City Council in 2018 and every four years thereafter and Districts 3 and 5 electing members of the City Council in 2020 and every four years thereafter.

By adopting the proposed resolution the IRC is adopting map 1-131.1 to establish new City Council district boundaries.

## **Impact on City Resources**

There is no impact on City resources.

## **Public Notice**

Public notification was achieved by posting the agenda, with the agenda items being listed, at least 72 hours prior to the meeting.

## **Environmental Review**

The adoption of a resolution approving a final redistricting report and a final map (Map 1-131.1) establishing new City Council district boundaries action is exempt from environmental review as the adoption of City Council district boundaries does not qualify as a "project" pursuant to Public Resource Code section 21065 and CEQA Guidelines Sections 15320, 15378 and 15061(b)(3), since it can be seen with certainty that there is no possibility that adoption of the City Council district boundaries would cause either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.

## **Attachments**

- A. Resolution
- B. Ordinance No. 1044
- C. Resolution No. 6659
- D. Hyperlink – Redistricting webpage: [menlopark.org/Redistricting](https://menlopark.org/Redistricting)



Staff Report #: 22-014-IRC

Report prepared by:  
Sarah Sandoval, Administrative Assistant

Report reviewed by:  
Judi A. Herren, City Clerk  
Denise Bazzano, Assistant City Attorney  
Tamar Burke, Assistant City Attorney

**RESOLUTION NO. 2022-XX-IRC****RESOLUTION OF THE CITY OF MENLO PARK INDEPENDENT  
REDISTRICTING COMMISSION ADOPTING CITY COUNCIL DISTRICT  
BOUNDARIES**

WHEREAS, on October 7, 2017, with the adoption of Ordinance No. 1044, the City Council of the City of Menlo Park established by district elections for City Councilmembers and sequencing of elections; and

WHEREAS, Ordinance No. 1044 established five districts from which the City Councilmembers would be elected with City Council District Nos. 1, 2, and 4 beginning at the general municipal election in November 2018, and every four (4) years thereafter, and City Council District Nos. 3 and 5 beginning at the general municipal election in November 2020, and every four (4) years thereafter; and

WHEREAS, California Elections Code section 21600 *et seq.*, requires, among other things, that following each decennial federal census, and using that census as a basis, the city council by ordinance or resolution, must adopt boundaries for any or all of the city council districts of the city so that the city council districts shall be substantially equal in population as required by the United States Constitution (“redistricting”); and

WHEREAS, California Elections Code section 23000 *et seq.*, governs the formation of local independent redistricting commissions; and

WHEREAS, California Elections Code section 23001 provides that a local jurisdiction may establish by resolution, ordinance, or charter amendment an independent redistricting commission, a hybrid redistricting commission, or an advisory redistricting commission composed of residents of the local jurisdiction to change the legislative body’s district boundaries or to recommend to the legislative body changes to those district boundaries; and

WHEREAS, on December 14, 2021 the City Council of the City of Menlo Park adopted Ordinance No. 1081, amending Menlo Park Municipal Code Chapter 2.04 to allow adoption of new district boundaries via resolution of the Independent Redistricting Commission after completion of the redistricting process; and

WHEREAS, on August 31, 2022, the City Council of the City of Menlo Park adopted Resolution No. 6659 creating an Independent Redistricting Commission; and

WHEREAS, Resolution No. 6659 section 13(f) requires that the Independent Redistricting Commission adopt a final map and a final redistricting plan, including the final map and a written statement of findings and reasons for adoption, which shall include the criteria employed in the process and a full analysis and explanation of the decisions made by the Independent Redistricting Commission; and

WHEREAS, pursuant to Elections Code section 21607.1(a)(1) and (2), seven (7) public hearings were conducted on the following dates: January 27, 2022, February 10, 2022, March 10, 2022, March 24, 2022, March 31, 2022, April 7, 2022, and April 14, 2022, two (2) of which were held before the draft maps or maps of the proposed City Council boundaries were drawn and five (5) of which were held after the draft maps or maps of the proposed City Council boundaries were drawn; and

WHEREAS, in compliance with Elections Code section 21607.1 (b), (c) and (d), two public workshops were held on a Saturday and five of the public hearings began after 6:00 p.m. on weekdays, and all were accessible to persons with disabilities; and

WHEREAS, in compliance with Elections Code section 21608(a), steps were taken to encourage residents, including those in underrepresented communities and non-English speaking communities, to participate in the redistricting public review process. These steps include, but are not limited to the following:

- Dedicated webpage for the redistricting process, including mapping tools and redistricting survey: [beta.menlopark.org/Government/Commissions-and-committees/Independent-Redistricting-Commission](https://beta.menlopark.org/Government/Commissions-and-committees/Independent-Redistricting-Commission)
  - 662 unique page views
- Almanac web banner advertisement from January 2, 2022 through April 2, 2022
- Redistricting flyers posted at open City facilities
- Redistricting map worksheets placed at Arrillaga Family Gymnasium, Arrillaga Family Recreation Center, Belle Haven Branch Library, City Hall, Menlo Park Library, and Policy Department
- Weekly digest updates via email to approximately 1500 subscribers
- Social Media content beginning January 1, 2022
  - 27 posts
  - 45 post clicks
  - 9,663 post impressions/views
- Community Workshops
  - December 11, 2021 at the Belle Haven Branch Library; and
  - December 18, 2021 at City Council Chambers
  - Seven participants
- Public Submissions
  - IRC reviewed 24 draft maps; and

WHEREAS, in addition to the public engagement process described above, the City also noticed each public hearing in the City's Adjudicated Newspaper, The San Francisco Examiner. The City has also posted notice on the City's website, bilingual available, and at City; and

WHEREAS, pursuant to Elections Code section 21608(c), the City established a redistricting website which provided a schedule with the date, time, and location for any public hearing relating to redistricting on the internet at least five days before the hearing and also provided access to redistricting data and software for the purposes of drawing draft maps; and

WHEREAS, on April 7, 2022, pursuant to Elections Code section 21608(d)(1) and Resolution No. 6659 section 13(f), the final draft map was selected along with a written statement of findings and reasons for proposed adoption of Map 131.1 and included the criteria employed in the process and a full analysis and explanation of the section of Map 131.1 by the Independent Redistricting Commission; and

WHEREAS, the City Clerk published the preliminary redistricting plan and final draft map in accordance with Elections Code section 21608(d) on April 7, 2022; and

WHEREAS, on April 14, 2022, the Independent Redistricting Commission heard comments from the public on the preliminary redistricting plan and final draft map.

NOW THEREFORE, THE INDEPENDENT REDISTRICTING COMMISSION OF THE CITY OF MENLO PARK DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Independent Redistricting Commission hereby finds that the foregoing recitals are a true and accurate and are incorporated herein by reference.

Section 2. California Environmental Quality Act (CEQA) Determination. This action is exempt from environmental review as the adoption of City Council district boundaries does not qualify as a “project” pursuant to Public Resource Code section 21065 and CEQA Guidelines Sections 15320, 15378 and 15061(b)(3), since it can be seen with certainty that there is no possibility that adoption of the City Council district boundaries would cause either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.

Section 3. Adoption of City Council District Boundaries and Final Redistricting Plan. Pursuant to City of Menlo Park Municipal Code Section 2.04.210 and in compliance with California Elections Code 21601(a), the City of Menlo Park Independent Redistricting Commission hereby adopts the boundary lines set forth in Map 131.1 for the City Council general municipal election on November 7, 2022, and every city council election thereafter, as depicted in Attachment A, attached hereto and hereinafter incorporated by reference. The Independent Redistricting Commission also adopts its Final Redistricting Plan, attached hereto and hereinafter incorporated by reference as Attachment B and makes the findings, analysis and explanation of decisions relating to the adoption of Map 131.1 set forth therein.

Section 4. Census Blocks and Tracts. The listing of the census blocks and tracts in each City Council district shall be based on the boundaries in Map 131.1 (as depicted in Attachment A), attached hereto as Attachment C and hereinafter incorporated by reference.

Section 5. Authorization for Technical Adjustments. The City’s demographer, GEOinovo, is hereby authorized to make non-substantive technical adjustments to Map 131.1 to finalize Map 131.1 and as necessary to prepare a GIS shapefile which identifies the City Council district boundaries consistent with Map 131.1 as well as the census blocks and tracts in Attachment B attached hereto. The final Map 131.1, the census blocks and tracts and the GIS shapefile shall be in a form approved by the City Clerk and City Attorney.

Section 6. Direction to File Map 131.1. The City Clerk is authorized and directed to file this resolution, Map 131.1, the census blocks and tracts, the GIS shapefile, and any other documents necessary to effectuate the adoption of Map 131.1 with the San Mateo County Assessor-County Clerk-Recorder-Elections Office (“County”). In the case of any parcels that are split across City Council district boundaries, the County shall apply a uniform methodology to adjust the boundary line to a border of the parcel without materially affecting the population within each affected district.

Section 7. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption.

Section 8. Severability. If any section, subsection, sentence, clause, phrase, or portion of this Resolution is for any reason held to be invalid or unenforceable by a court of competent jurisdiction, the remaining portions of this Resolution shall nonetheless remain in full force and effect. The City Council hereby declares that it would have adopted each section, subsection, sentence, clause, phrase, or portion of this Resolution, irrespective of the fact that any one or

more sections, subsections, sentences, clauses, phrases, or portions of this Resolution be declared invalid or unenforceable.

I, Judi A. Herren, City Clerk of Menlo Park, do hereby certify that the above and foregoing Independent Redistricting Commission Resolution was duly and regularly passed and adopted at a meeting by said Independent Redistricting Commission on the fourteenth day of April, 2022, by the following votes:

AYES:

NOES:

ABSENT:

ABSTAIN:

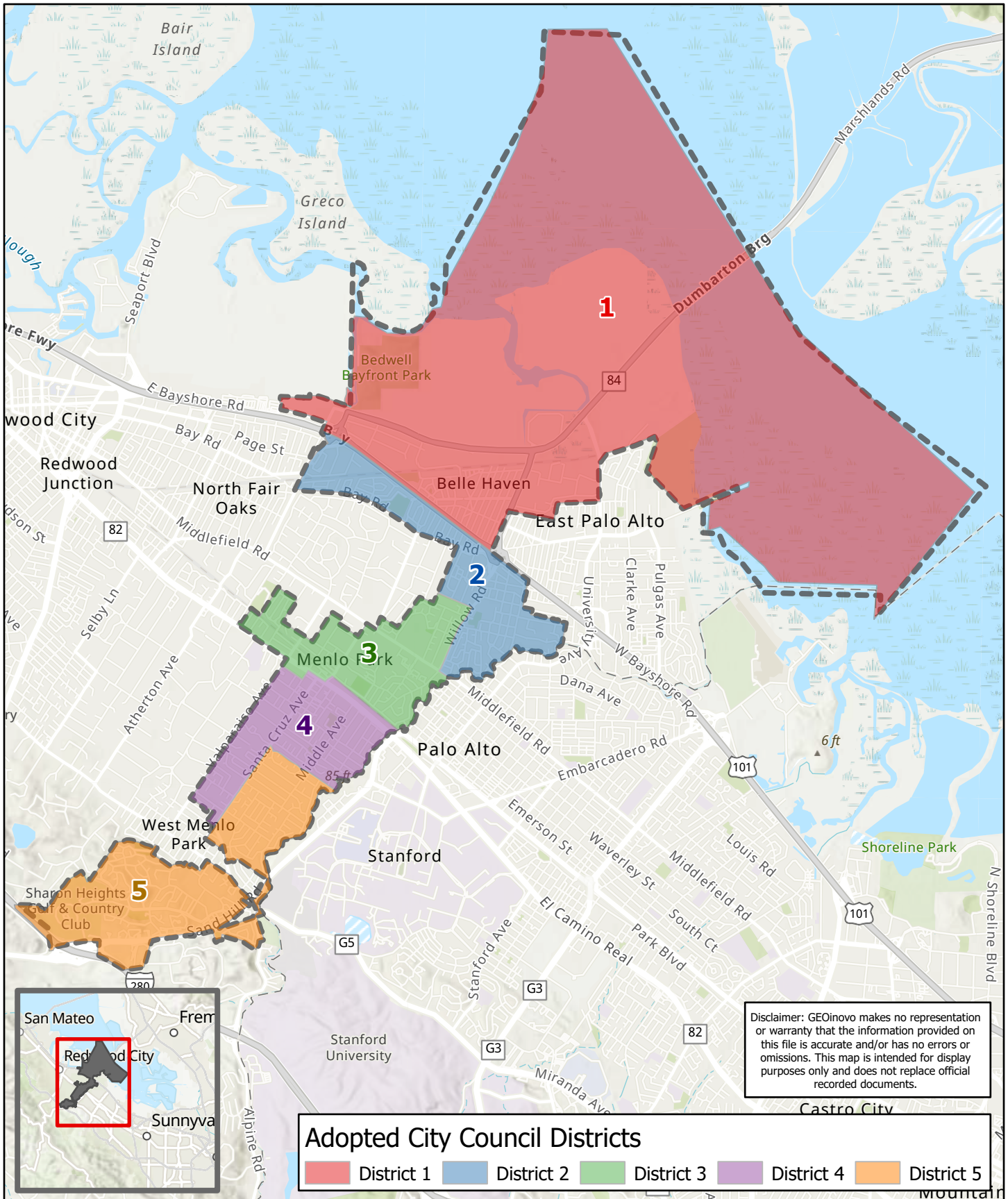
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Official Seal of said City on this \_\_ day of April, 2022.

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Judi A. Herren, City Clerk

Exhibits

- A. Map 131.1
- B. Final redistricting plan
- C. Map 131.1 – census blocks and tracts



Disclaimer: GEOinovo makes no representation or warranty that the information provided on this file is accurate and/or has no errors or omissions. This map is intended for display purposes only and does not replace official recorded documents.

**Adopted City Council Districts**

<span style="display:inline-block; width:15px; height:15px; background-color: #e67e22; border: 1px solid black;"></span> District 1	<span style="display:inline-block; width:15px; height:15px; background-color: #3498db; border: 1px solid black;"></span> District 2	<span style="display:inline-block; width:15px; height:15px; background-color: #27ae60; border: 1px solid black;"></span> District 3	<span style="display:inline-block; width:15px; height:15px; background-color: #9b59b6; border: 1px solid black;"></span> District 4	<span style="display:inline-block; width:15px; height:15px; background-color: #f39c12; border: 1px solid black;"></span> District 5
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0 0.5 1 Miles  
1 inch = 6,000 feet

# Menlo Park City Council Districts

*Adopted Council Districts: 2022 Redistricting*

Created By: GEOinovo Solutions Inc  
4/7/2022  
Data Sources: City of Menlo Park  
US Census Bureau  
Esri Living Atlas

# City of Menlo Park Demographic Data by District: Pub 131.1 ID 121034

## Population

District Number (Pub 131.1)	Total Pop	Latino	Latino %	White	White %	Black	Black %	Native American	Native American %	Asian	Asian %	Hawaiian/Pac Islander	Hawaiian/Pac Islander %	Other	Other %	Two or More Races	Two or More Races %
<b>Total</b>	33,830	6,008	17.8%	18,583	54.9%	1,159	3.4%	185	0.5%	6,814	20.1%	390	1.2%	453	1.3%	238	0.7%
<b>District 1</b>	6,478	3,621	55.9%	832	12.8%	745	11.5%	21	0.3%	911	14.1%	223	3.4%	49	0.8%	76	1.2%
<b>District 2</b>	6,558	739	11.3%	4,054	61.8%	150	2.3%	61	0.9%	1,347	20.5%	70	1.1%	112	1.7%	25	0.4%
<b>District 3</b>	6,850	820	12.0%	4,067	59.4%	108	1.6%	36	0.5%	1,598	23.3%	64	0.9%	113	1.6%	44	0.6%
<b>District 4</b>	6,919	453	6.5%	4,740	68.5%	95	1.4%	32	0.5%	1,423	20.6%	19	0.3%	113	1.6%	44	0.6%
<b>District 5</b>	7,025	375	5.3%	4,890	69.6%	61	0.9%	35	0.5%	1,535	21.9%	14	0.2%	66	0.9%	49	0.7%

## Population Variance

City of Menlo Park	District 1	District 2	District 3	District 4	District 5	Ideal/Balance	Variance from Ideal
Pub 131.1	6,478	6,558	6,850	6,919	7,025	6,766	8.08%

## Citizen Voting Age Population (CVAP)

District Number (Pub 131.1)	Total Pop	Latino	Latino %	White	White %	Black	Black %	Asian	Asian %	Other	Other %
<b>Total</b>	21,440	2,418	11.3%	14,229	66.4%	1,274	5.9%	3,348	15.6%	171	0.8%
<b>District 1</b>	3,237	1,308	40.4%	517	16.0%	816	25.2%	484	15.0%	112	3.5%
<b>District 2</b>	4,879	293	6.0%	3,308	67.8%	289	5.9%	978	20.0%	11	0.2%
<b>District 3</b>	3,959	351	8.9%	2,746	69.4%	131	3.3%	731	18.5%	0	0.0%
<b>District 4</b>	4,228	168	4.0%	3,620	85.6%	8	0.2%	416	9.8%	16	0.4%
<b>District 5</b>	5,137	298	5.8%	4,038	78.6%	30	0.6%	739	14.4%	32	0.6%

**I. Findings**

A. Total Population deviation: **8.08%**

B. Population variance:

City of Menlo Park	District 1	District 2	District 3	District 4	District 5	Ideal/Balance	Variance from Ideal
Pub 131.1	6,478	6,558	6,850	6,919	7,025	6,766	8.08%

C. Total population by race/ethnicity per district:

District Number	Total Pop	Latino	Latino %	White	White %	Black	Black %	Native American	Native American %	Asian	Asian %	Hawaiian/Pac Islander	Hawaiian/Pac Islander %	Other	Other %	Two or More Races	Two or More Races %
<b>Total</b>	33,830	6,008	17.8%	18,583	54.9%	1,159	3.4%	185	0.5%	6,814	20.1%	390	1.2%	453	1.3%	238	0.7%
<b>District 1</b>	6,478	3,621	55.9%	832	12.8%	745	11.5%	21	0.3%	911	14.1%	223	3.4%	49	0.8%	76	1.2%
<b>District 2</b>	6,558	739	11.3%	4,054	61.8%	150	2.3%	61	0.9%	1,347	20.5%	70	1.1%	112	1.7%	25	0.4%
<b>District 3</b>	6,850	820	12.0%	4,067	59.4%	108	1.6%	36	0.5%	1,598	23.3%	64	0.9%	113	1.6%	44	0.6%
<b>District 4</b>	6,919	453	6.5%	4,740	68.5%	95	1.4%	32	0.5%	1,423	20.6%	19	0.3%	113	1.6%	44	0.6%
<b>District 5</b>	7,025	375	5.3%	4,890	69.6%	61	0.9%	35	0.5%	1,535	21.9%	14	0.2%	66	0.9%	49	0.7%

D. Citizens of voting age (CVAP) by race/ethnicity per district:

District Number (Pub 131.1)	Total Pop	Latino	Latino %	White	White %	Black	Black %	Asian	Asian %	Other	Other %
<b>Total</b>	21,440	2,418	11.3%	14,229	66.4%	1,274	5.9%	3,348	15.6%	171	0.8%
<b>District 1</b>	3,237	1,308	40.4%	517	16.0%	816	25.2%	484	15.0%	112	3.5%
<b>District 2</b>	4,879	293	6.0%	3,308	67.8%	289	5.9%	978	20.0%	11	0.2%
<b>District 3</b>	3,959	351	8.9%	2,746	69.4%	131	3.3%	731	18.5%	0	0.0%
<b>District 4</b>	4,228	168	4.0%	3,620	85.6%	8	0.2%	416	9.8%	16	0.4%
<b>District 5</b>	5,137	298	5.8%	4,038	78.6%	30	0.6%	739	14.4%	32	0.6%

E. Contiguity Criterion (i.e. are the Districts contiguous?): **Yes.**

F. Preservation of Geographic Integrity Criteria (i.e. minimize division of communities of interest, etc.): **Yes.**

G. Compactness: **The IRC finds that the City Council Districts created by this Map # 131.1 are compact.**

**II. Criteria Employed in the Decision Process**

- Consistent with the United States Constitution, the IRC sought to adopt new district boundaries that are substantially equal in population, determined by the total population of the 2020 census. Incarcerated persons were counted among the City’s population where their last known residence was within the City’s boundaries.
- The IRC also considered the following criteria in the order prescribed by the California Fair Maps Act (Elections Code section 21601).
  - The IRC chose a map with geographically contiguous City Council districts. This Map # 131.1 does not contain any areas that meet only at points of adjoining corners, and no bodies of water separate otherwise contiguous district lines.
  - The IRC was aware of and sensitive to maintaining geographic integrity of local communities of interest, focusing largely on ensuring identifiable neighborhoods were not split into many separate districts. In considering communities of interest to maintain, the IRC did not consider relationships with political parties, incumbents, or political candidates.
    - The following communities of interest are maintained within a single district under Map # 131.1
      - Allied Arts/Stanford Park



- Belle Haven
- Central Menlo
- Felton Gables
- Linfield Oaks
- Park Forest/Spruce/San Antonia
- Sharon Heights
- South of Seminary Oaks
- Suburban Park Lorelei Manor Flood Triangle
- The Willows
- The following communities of interest are separated by this Map # 131.1
  - Downtown: The split in this neighborhood under this Map # 131.1 closely follows current districts while making minor adjustments for population balance
  - West Menlo: Map # 131.1 splits this neighborhood because the Sharon Heights Community does not have sufficient population to create a single district in the southwest end of the City, to maintain geographic contiguity for District 4 and 5, and to ensure proper population balance.
- The IRC also endeavored to avoid splitting areas encompassing multi-family housing developments, opting where possible to keep such developments in the same district.
- This Map # 131.1 represents easily identifiable and understandable City Council District boundaries, because to the extent possible, this Map follows major roads and thoroughfares in the City. The Map also keeps neighborhoods together which facilitates easily identifiable district lines.
- This Map # 131.1 also represents geographical compactness to the extent such compactness was possible and did not conflict with the preceding interests.
  - A single definitive measure of compactness does not exist. In practice, compactness tends to be assessed by a visual test – a district in which people generally live near each other is usually more compact than one in which they do not. In California, districts are compact when they do not bypass a nearby population for people farther away. Thus, based on the IRC Commissioners’ knowledge of the neighborhoods in the City, the IRC believes that the new Districts envisioned by this Map # 131.1 are sufficiently compact.
- The IRC ensured that the City Council District boundaries were not chosen for the purpose of favoring or discriminating against any political party or incumbent.
- Due to the demographic make up of the City at the 2020 Census, it was not possible to create a majority protected-class district pursuant to Section 2, Federal Voting Rights Acts.

GEOID20	CNTYNAME	PLACENAME	District Number
60816126003018	San Mateo County	Menlo Park city	4
60816125003011	San Mateo County	Menlo Park city	3
60816127001002	San Mateo County	Menlo Park city	4
60816117002009	San Mateo County	Menlo Park city	1
60816125001012	San Mateo County	Menlo Park city	3
60816128001006	San Mateo County	Menlo Park city	5
60816125001014	San Mateo County	Menlo Park city	3
60816117002019	San Mateo County	Menlo Park city	1
60816117002005	San Mateo County	Menlo Park city	1
60816125002004	San Mateo County	Menlo Park city	3
60816117001000	San Mateo County	Menlo Park city	1
60816117004033	San Mateo County	Menlo Park city	1
60816116001016	San Mateo County	Menlo Park city	2
60816139003010	San Mateo County	Menlo Park city	2
60816139005011	San Mateo County	Menlo Park city	3
60816128001014	San Mateo County	Menlo Park city	5
60816130001016	San Mateo County	Menlo Park city	5
60816116002007	San Mateo County	Menlo Park city	2
60816128002019	San Mateo County	Menlo Park city	5
60816125001001	San Mateo County	Menlo Park city	3
60816117001004	San Mateo County	Menlo Park city	1
60816117004034	San Mateo County	Menlo Park city	1
60816128001008	San Mateo County	Menlo Park city	5
60816129004003	San Mateo County	Menlo Park city	5
60816117003004	San Mateo County	Menlo Park city	1
60816139005003	San Mateo County	Menlo Park city	3
60816117004032	San Mateo County	Menlo Park city	1
60816126001009	San Mateo County	Menlo Park city	4
60816139001005	San Mateo County	Menlo Park city	2
60816116002002	San Mateo County	Menlo Park city	2
60816125001015	San Mateo County	Menlo Park city	3
60816126001013	San Mateo County	Menlo Park city	4
60816117003002	San Mateo County	Menlo Park city	1
60816117004026	San Mateo County	Menlo Park city	1
60816125002003	San Mateo County	Menlo Park city	3
60816130001006	San Mateo County	Menlo Park city	5
60816126002007	San Mateo County	Menlo Park city	4
60816130001009	San Mateo County	Menlo Park city	5
60816116001010	San Mateo County	Menlo Park city	2
60816130002012	San Mateo County	Menlo Park city	5
60816117004024	San Mateo County	Menlo Park city	1
60816117004018	San Mateo County	Menlo Park city	1
60816117004027	San Mateo County	Menlo Park city	1
60816126003001	San Mateo County	Menlo Park city	4
60816125002007	San Mateo County	Menlo Park city	3
60816128002010	San Mateo County	Menlo Park city	5

60816139002012	San Mateo County	Menlo Park city	2
60816126002010	San Mateo County	Menlo Park city	4
60816117002011	San Mateo County	Menlo Park city	1
60816125003009	San Mateo County	Menlo Park city	3
60816117002003	San Mateo County	Menlo Park city	1
60816126003002	San Mateo County	Menlo Park city	4
60816127002003	San Mateo County	Menlo Park city	4
60816126002000	San Mateo County	Menlo Park city	4
60816125003008	San Mateo County	Menlo Park city	3
60816125003001	San Mateo County	Menlo Park city	3
60816139002005	San Mateo County	Menlo Park city	2
60816129004004	San Mateo County	Menlo Park city	5
60816125001007	San Mateo County	Menlo Park city	3
60816128002017	San Mateo County	Menlo Park city	5
60816117003001	San Mateo County	Menlo Park city	1
60816128002001	San Mateo County	Menlo Park city	4
60816127001003	San Mateo County	Menlo Park city	4
60816127001009	San Mateo County	Menlo Park city	4
60816126002009	San Mateo County	Menlo Park city	4
60819901000027	San Mateo County	Menlo Park city	1
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60816117002021	San Mateo County	Menlo Park city	1
60816117002026	San Mateo County	Menlo Park city	1
60816129003008	San Mateo County	Menlo Park city	5
60816130001015	San Mateo County	Menlo Park city	5
60816121011005	San Mateo County	Menlo Park city	2
60816116001014	San Mateo County	Menlo Park city	2
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60816118001007	San Mateo County	Menlo Park city	1
60816125002005	San Mateo County	Menlo Park city	3
60816130002010	San Mateo County	Menlo Park city	5
60816125001002	San Mateo County	Menlo Park city	3
60816116002010	San Mateo County	Menlo Park city	2
60816139003006	San Mateo County	Menlo Park city	2
60816126002002	San Mateo County	Menlo Park city	4
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60816126003007	San Mateo County	Menlo Park city	4
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60816117001005	San Mateo County	Menlo Park city	1
60816129004006	San Mateo County	Menlo Park city	5
60816126004000	San Mateo County	Menlo Park city	4
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60816116001019	San Mateo County	Menlo Park city	2
60816116001006	San Mateo County	Menlo Park city	2
60816117004006	San Mateo County	Menlo Park city	1
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60816130002028	San Mateo County	Menlo Park city	5
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60816117004028	San Mateo County	Menlo Park city	1
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60816116001004	San Mateo County	Menlo Park city	2
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60816118001009	San Mateo County	Menlo Park city	1
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60816128002012	San Mateo County	Menlo Park city	5
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60816130002027	San Mateo County	Menlo Park city	5
60816128002016	San Mateo County	Menlo Park city	5
60816139002001	San Mateo County	Menlo Park city	2
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60816128002015	San Mateo County	Menlo Park city	5
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60816130002011	San Mateo County	Menlo Park city	5
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60816127002006	San Mateo County	Menlo Park city	4

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60816128001007	San Mateo County	Menlo Park city	5
60816139002003	San Mateo County	Menlo Park city	2
60816130002005	San Mateo County	Menlo Park city	5
60816129002010	San Mateo County	Menlo Park city	5
60816117001007	San Mateo County	Menlo Park city	1
60816117002015	San Mateo County	Menlo Park city	1
60816130001010	San Mateo County	Menlo Park city	5
60816116001007	San Mateo County	Menlo Park city	2
60816126003003	San Mateo County	Menlo Park city	4
60816121011007	San Mateo County	Menlo Park city	2
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60816125003004	San Mateo County	Menlo Park city	3
60816125001004	San Mateo County	Menlo Park city	3

60816129002011	San Mateo County	Menlo Park city	5
60816117002002	San Mateo County	Menlo Park city	1
60816116001005	San Mateo County	Menlo Park city	2
60816127002005	San Mateo County	Menlo Park city	4
60816118001000	San Mateo County	Menlo Park city	1
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60816127002007	San Mateo County	Menlo Park city	4
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60816139001001	San Mateo County	Menlo Park city	2
60816117001013	San Mateo County	Menlo Park city	1
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60816117004002	San Mateo County	Menlo Park city	1
60816139002013	San Mateo County	Menlo Park city	2
60816139003009	San Mateo County	Menlo Park city	2
60816139005014	San Mateo County	Menlo Park city	3
60816128001003	San Mateo County	Menlo Park city	5
60816130001012	San Mateo County	Menlo Park city	5
60816126003011	San Mateo County	Menlo Park city	4
60816139003011	San Mateo County	Menlo Park city	2
60816127002008	San Mateo County	Menlo Park city	4
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60816130002001	San Mateo County	Menlo Park city	5
60816125003020	San Mateo County	Menlo Park city	3
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60816130001005	San Mateo County	Menlo Park city	5
60816139002010	San Mateo County	Menlo Park city	2



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60816125001000	San Mateo County	Menlo Park city	3
60816139003003	San Mateo County	Menlo Park city	2
60816127001012	San Mateo County	Menlo Park city	4
60816125002008	San Mateo County	Menlo Park city	3
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60816125003005	San Mateo County	Menlo Park city	3
60816139001002	San Mateo County	Menlo Park city	2
60816121011004	San Mateo County	Menlo Park city	2
60816116002006	San Mateo County	Menlo Park city	2
60816126001001	San Mateo County	Menlo Park city	4
60816139001008	San Mateo County	Menlo Park city	2
60816121011003	San Mateo County	Menlo Park city	2
60816139002004	San Mateo County	Menlo Park city	2
60816126002003	San Mateo County	Menlo Park city	4
60816117002010	San Mateo County	Menlo Park city	1
60816117002001	San Mateo County	Menlo Park city	1
60816139001007	San Mateo County	Menlo Park city	2
60816139002006	San Mateo County	Menlo Park city	2
60816125001016	San Mateo County	Menlo Park city	4
60816127001001	San Mateo County	Menlo Park city	4
60816127002011	San Mateo County	Menlo Park city	5
60816117004031	San Mateo County	Menlo Park city	2
60816139005006	San Mateo County	Menlo Park city	3
60816126003009	San Mateo County	Menlo Park city	4
60816139003012	San Mateo County	Menlo Park city	2
60816117002022	San Mateo County	Menlo Park city	1
60816117001011	San Mateo County	Menlo Park city	1
60816126001006	San Mateo County	Menlo Park city	4
60816139002002	San Mateo County	Menlo Park city	2
60816127001004	San Mateo County	Menlo Park city	4
60816116001013	San Mateo County	Menlo Park city	2
60816125002014	San Mateo County	Menlo Park city	3
60816128002000	San Mateo County	Menlo Park city	4
60816139003000	San Mateo County	Menlo Park city	2
60816125002006	San Mateo County	Menlo Park city	3
60816126003008	San Mateo County	Menlo Park city	4
60816130002000	San Mateo County	Menlo Park city	5
60816129002005	San Mateo County	Menlo Park city	5
60816125002000	San Mateo County	Menlo Park city	3

60816125001008	San Mateo County	Menlo Park city	3
60816116001012	San Mateo County	Menlo Park city	2
60816129004002	San Mateo County	Menlo Park city	5
60816118001006	San Mateo County	Menlo Park city	1
60816116001008	San Mateo County	Menlo Park city	2
60816139001000	San Mateo County	Menlo Park city	2
60816139003002	San Mateo County	Menlo Park city	2
60816139005010	San Mateo County	Menlo Park city	3
60816139004001	San Mateo County	Menlo Park city	2
60816125001006	San Mateo County	Menlo Park city	3
60816117004007	San Mateo County	Menlo Park city	1
60816116001003	San Mateo County	Menlo Park city	2
60816139004000	San Mateo County	Menlo Park city	2
60816117002017	San Mateo County	Menlo Park city	1
60816125002009	San Mateo County	Menlo Park city	3
60816139004014	San Mateo County	Menlo Park city	2
60816139003005	San Mateo County	Menlo Park city	2
60816118001023	San Mateo County	Menlo Park city	1
60816127001010	San Mateo County	Menlo Park city	4
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60816127001005	San Mateo County	Menlo Park city	4
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60816117002016	San Mateo County	Menlo Park city	1
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60816117002014	San Mateo County	Menlo Park city	1
60816139005000	San Mateo County	Menlo Park city	3
60816116001017	San Mateo County	Menlo Park city	2
60816117002024	San Mateo County	Menlo Park city	1
60816117004008	San Mateo County	Menlo Park city	1
60816117002013	San Mateo County	Menlo Park city	1
60816126001012	San Mateo County	Menlo Park city	4
60816117002025	San Mateo County	Menlo Park city	1
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60816117004016	San Mateo County	Menlo Park city	1
60816117002030	San Mateo County	Menlo Park city	1
60816125003015	San Mateo County	Menlo Park city	3
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60816126002008	San Mateo County	Menlo Park city	4
60816127002010	San Mateo County	Menlo Park city	5

**ORDINANCE NO. 1044****ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MENLO PARK  
AMENDING CHAPTER 2.04, CITY COUNCIL, OF TITLE 2,  
ADMINISTRATION AND PERSONNEL TO ESTABLISH A DISTRICT  
BASED ELECTORAL SYSTEM AND TO ADOPT A MAP DESCRIBING  
THE BOUNDARIES OF EACH DISTRICT (ELECTIONS CODE § 10010)**

The City Council of the City of Menlo Park does hereby ordain as follows:

**SECTION 1. FINDINGS AND DETERMINATIONS.**

A. The City of Menlo Park supports the full participation of all citizens in electing council members; and

B. The City of Menlo Park currently elects its five (5) council members using an at-large election system, where candidates may reside in any part of the City and each council member is elected by the voters of the entire City; and,

C. Under the provisions of California Elections Code Section 10010, a city that changes from at-large City Council method of election to a district-based City Council method of election requires a total of four 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,

D. At a regular meeting of the City Council of the City of Menlo Park held on October 4, 2017, the City Council adopted Resolution No. 6404 expressing its intent to transition from an at-large to a district-based election system; and,

E. On October 30, 2017, pursuant to California Elections Code Section 10010(a)(1), the City Council held a public hearing 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 Menlo Park considered and discussed the same; and,

F. On November 29, 2017, the City Council conducted a second public hearing to invite public input to provide input regarding the composition of the City's voting districts before any draft maps were drawn. In addition, the City Council elected to form an advisory districting committee.

G. On December 12, 2017, the City Council adopted Resolution 6418 establishing an Advisory Districting Committee consisting of nine members. Many aspects of the Advisory Committee were modeled after the independent districting committee provided under State law. Committee members were required to adhere to strict pre-, during- and post-service conflict of interest rules. Commissioners were also required to file Disclosure of Economic Interest Statements (Form 700) and the Committee was subject to the Brown Act.

H. The City Council directed the Committee to provide recommendations to the City Council on districting boundaries and election sequencing. The City Council charged the Committee with providing five and six district maps and related election sequencing recommendations to the City Council no later than February 23, 2018. The Committee

recommendations must be made by a 2/3 vote of the seated members. The City Council resolution provided that it was the City Council's intention to adopt one of the districting maps recommended by the Committee; and

I. The Committee was provided staff, legal and demographic consultant support as well as access to an online mapping tool and specialize training. The Committee met eight times in six weeks and considered over 40 draft maps. On February 23, 2018, the Committee issued a final report consisting of recommendations for a five district map (Map 5-007a), a six district map with an elected at large mayor (Map 6-007b) and related election sequencing. In addition, the Committee issued an advisory recommendation expressing a preference for a five district solution over a six district solution; and

J. On March 21, 2018, the City Council conducted a third public hearing and to consider the Committee' recommendations. The City Council directed staff to move forward with the five district map and related election sequencing recommended by the Committee; and

K. On April 17, 2018, the City Council held a final public hearing on the proposal to establish district boundaries, reviewed additional public input, formally selected the five district voting district map and the election sequence recommended by the Advisory Districting Committee, which was introduced for a first reading at the same regular meeting of the City Council of the City of Menlo Park; and

L. 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, but not limited to soliciting public input through fliers, "sandwich boards" placed at strategic locations, Nextdoor, and public meetings at City Hall and in Belle Haven. The Advisory Districting Committee also drafted and posted a poll on Nextdoor and Facebook and established a Districting Committee website that allowed for email comments from the public. All of the Committee's meetings were open to the public and complied with the Brown Act.; and,

M. The purpose of this Ordinance is to enact an ordinance providing for the election of Members of the City Council of the City of Menlo Park on a district-based system for single-member districts as reflected in Exhibit A to this Ordinance, in furtherance of the purposes of the California Voting Rights Act of 2001, Elections Code Section 14025 *et seq.*, and to implement the guarantees of Section 7 of Article 1 and of Article II of the California Constitution.

**SECTION 2. AMENDMENT OF CODE.** Chapter 2.04 [City Council] of Title 2 [Administration and Personnel] is hereby amended as follows with additions shown in underline and deletions shown as ~~strikeout~~:

**"Chapter 2.04  
CITY COUNCIL**

- Sections:  
2.04.210 District Based Electoral System  
2.04.220 Establishment of City Council Electoral Districts  
2.04.230 Election Schedule

#### 2.04.210 District-Based Electoral System.

Pursuant to California Government Code Section 34886 and 34871 (c), council members shall be elected on a district-based electoral system from five (5) single-member City Council Districts. For purposes of this Chapter, the term 'district-based electoral system' shall mean the election of City Council members by the voters of the district alone. The City's district-based electoral system shall be conducted in accordance with California Government Code Section 34871, subdivision (a).

#### 2.04.220 Establishment of City Council Electoral Districts.

a. Pursuant to Section 2.04.210 of this Chapter, council shall be elected on a district-based electoral system, from the five City Council Districts described as follows, which shall continue in effect until they are amended or repealed in accordance with law:

1. City Council District 1 shall comprise all that portion of the City reflected in Exhibit A.
2. City Council District 2 shall comprise all that portion of the City reflected in Exhibit A.
3. City Council District 3 shall comprise all that portion of the City reflected on Exhibit A.
4. City Council District 4 shall comprise all that portion of the City reflected in Exhibit A.
5. City Council District 5 shall comprise all that portion of the City reflected in Exhibit A.

b. City Council members 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 council member 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 Elections Code 10227. Termination of residency in a district by a council member shall create an immediate vacancy for that City 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 35612, the council members 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 council member, the successor of that council member shall be elected on a district-based system in the districts established in this Section.

#### 2.04.230 Election Schedule.

Except as otherwise required by California Government Code Section 36512, the council members of the City Council shall be elected in City Council Districts Nos. 1, 2 and 4 beginning



at the General Municipal Election in November, 2018, and every four years thereafter, as such City Council Districts shall be amended. City Council members shall be elected from City Council Districts Nos. 3 and 5 beginning at the General Municipal Election in November 2020, and every four years thereafter, as such City Council Districts shall be amended."

**SECTION 3. MAP.** A map showing the districts described in this Ordinance and codified in Section 2.210.020 of the City of Menlo Park Municipal Code is attached hereto as Exhibit A and incorporated herein by reference.

**SECTION 4. TECHNICAL ADJUSTMENTS.** 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

**SECTION 5. SEVERABILITY.** If any section of this ordinance, or part hereof, is held by a court of competent jurisdiction in a final judicial action to be void, voidable or unenforceable, such section, or part hereof, shall be deemed severable from the remaining sections of this ordinance and shall in no way affect the validity of the remaining sections hereof.

**SECTION 6. CALIFORNIA ENVIRONMENTAL QUALITY ACT DETERMINATION.** This action is not a project within the meaning of the California Environmental Quality Act (CEQA) Guidelines Section 15378 and 15061(b)(3) as it is an organizational structure change that will not result in any direct or indirect physical change in the environment.

**SECTION 7. EFFECTIVE DATE AND PUBLISHING.** Under Government Code Section 36937(a), this ordinance shall take effect immediately as it relates to elections.

INTRODUCED on the seventeenth day of April, 2018.

PASSED AND ADOPTED as an ordinance of the City of Menlo Park at a regular meeting of said City Council on the twenty-fourth day of April, 2018, by the following vote:

AYES: Carlton, Cline, Keith, Mueller, Ohtaki

NOES: None

ABSENT: None

ABSTAIN: None

APPROVED:

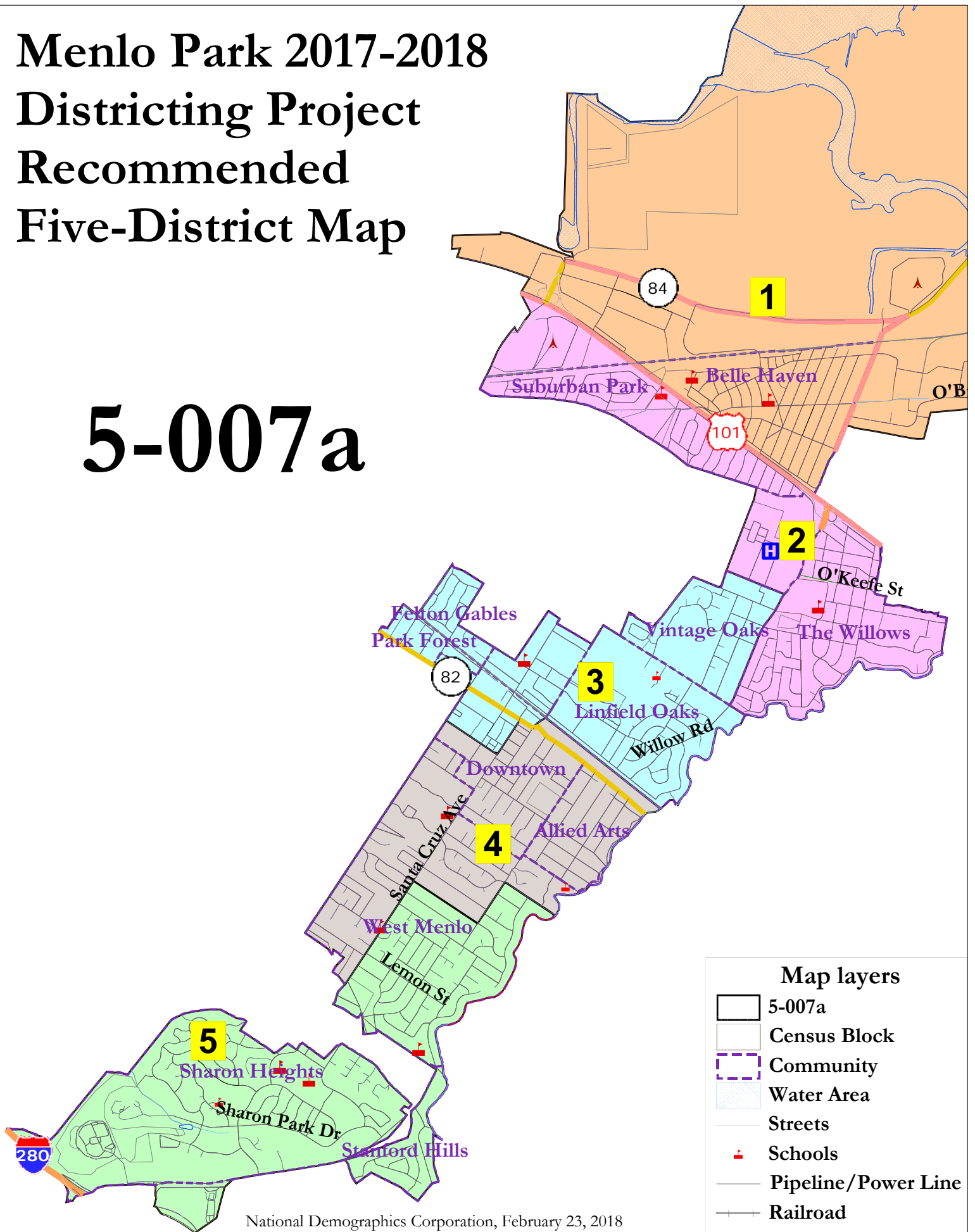
  
Peter I. Ohtaki, Mayor

ATTEST:

  
Judi A. Herren, City Clerk

# Menlo Park 2017-2018 Districting Project Recommended Five-District Map

## 5-007a



**Map layers**

- 5-007a
- Census Block
- Community
- Water Area
- Streets
- Schools
- Pipeline/Power Line
- Railroad
- River

National Demographics Corporation, February 23, 2018

**RESOLUTION NO. 6659****RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MENLO PARK  
CREATING AN INDEPENDENT REDISTRICTING COMMISSION**

WHEREAS, the United States Constitution, as interpreted by the courts, prohibits violations of equal protection, including intentional dilution or abridgement of the right to vote of protected classes, and racial gerrymandering; and

WHEREAS, on October 4, 2017, with the adoption of Ordinance No. 1044, the City Council established five electoral districts for the election of City Councilmembers; and

WHEREAS, Ordinance No. 1044 established five districts from which City Councilmembers would be elected with City Council District Nos. 1, 2 and 4 beginning at the general municipal election in November 2018, and every four (4) years thereafter, and City Council District Nos. 3 and 5 beginning at the general municipal election in November 2020, and every four (4) years thereafter; and

WHEREAS, California Elections Code section 21600 et seq., requires, among other things, that following each decennial federal census, and using that census as a basis, the city council by ordinance or resolution, adopt boundaries for any or all of the city council districts of the city so that the city council districts shall be substantially equal in population as required by the United States Constitution ("redistricting"); and

WHEREAS, California Elections Code section 23000 et seq., governs the formation of local independent redistricting commissions; and

WHEREAS, California Elections Code section 23001 provides that a local jurisdiction may establish by resolution, ordinance, or charter amendment an independent redistricting commission, a hybrid redistricting commission, or an advisory redistricting commission composed of residents of the local jurisdiction to change the legislative body's district boundaries or to recommend to the legislative body changes to those district boundaries; and

WHEREAS, establishing a redistricting process that is open and transparent and allows public comment on the drawing of City Council district boundaries, ensures that the district boundaries are drawn in accordance with state and federal law, and ensures that the redistricting process is conducted with integrity, fairness, and without personal or political considerations, the City Council hereby desires to establish an Independent Redistricting Commission; and

WHEREAS, the City Council has determined that it is in the City of Menlo Park's interest to establish and appoint a seven (7) member Independent Redistricting Commission, to redraw district boundary lines, as authorized by state and federal law.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Menlo Park finds the foregoing recitals are true and correct, and they are hereby incorporated by reference into this Resolution.



BE IT FURTHER RESOLVED that the City Council of the City of Menlo Park hereby resolves as follows:

1. For the purposes of this Resolution, the following words and phrases shall have the meanings respectively ascribed to them below:
  - a. "Commission" means the City of Menlo Park Independent Redistricting Commission.
  - b. "Consultant" means a person, whether or not compensated, retained to advise the Commission or a Commissioner regarding any aspect of the redistricting process. Consultant excludes outside legal counsel.
  - c. "Family member" means a spouse, parent, sibling, child, or in-law.
  - d. "Federal decennial census" means the national decennial census taken under the direction of the United States Congress at the beginning of each decade.
2. That the Menlo Park Independent Redistricting Commission ("Commission") is hereby established. The exclusive authority to redraw City Council district boundaries shall be vested in the Commission, until such time as the City Council rescinds this Resolution. Accordingly, the City Council shall have no role in developing a redistricting report or map.
3. The Commission shall:
  - a. Be independent of City Council control;
  - b. Conduct an open and transparent redistricting process, enabling full public consideration of and comment on the drawing of City Council district boundaries;
  - c. Comply with the provisions of state and federal law; and
  - d. Conduct itself with integrity and fairness.
4. Duties. The Commission shall, following each decennial federal census, adopt a final map establishing City Council district boundaries and a final report explaining its decision in accordance with this Resolution, within the redistricting deadlines as established by state law. These district boundaries shall be used for the establishment of City Council electoral districts as set forth in Menlo Park Municipal Code section 2.04.210 and 2.04.220.
5. The Commission may adopt for itself rules of procedure that do not conflict with state or federal law or this Resolution.
6. Composition. The Commission shall be comprised of seven (7) commissioners ("Commissioners") and two (2) alternate commissioners ("Alternates"). Alternates may fully participate in Commission deliberations but may not vote and may not be counted toward the establishment of a quorum. Alternates are subject to the same qualifications, restrictions, and standards of conduct as all other Commissioners. At its first meeting, the Commission shall select one (1) Commissioner to serve as Chair and one (1) Commissioner to serve as Vice Chair. The Commission may designate other officers from its membership and may establish subcommittees and ad hoc committees. Subcommittees and ad hoc committees shall report on their actions at the next meeting of the Commission.

7. Qualifications and restrictions.

- a. Qualifications. Applicants shall comply with the eligibility requirements in California Elections Code Sections 23001 and 23002(b), (c) and (d) and shall meet all of the following minimum qualifications at the time an application is filed:
  - i. Be at least eighteen (18) years of age on the date of application; and
  - ii. Be a resident of the City for at least three (3) years immediately preceding the date of application.
- b. A person shall not be appointed to serve on the Commission if any of the following applies:
  - i. If the person or any family member of the person has been elected or appointed to, or been a candidate for, City Council in the eight (8) years preceding the person's application.
  - ii. If the person or the person's family member has done any of the following in the four (4) years preceding the person's application:
    1. Served as an officer of, employee of, or paid political consultant to, a campaign committee or a candidate for City Council.
    2. Served as a staff member or a political consultant to, or who has contracted with, a currently serving City Councilmember or San Mateo County supervisor.
    3. Contributed five hundred dollars (\$500) or more in a year to any seated City Councilmember or current candidate for City Council.
  - iii. If the person or the person's family member served as an officer of, employee of, or paid consultant to, a political party or as an elected or appointed member of a political party central committee in the eight (8) years preceding the person's application.
  - iv. If the person currently serves as a staff member or a political consultant to an elected official holding a partisan office.
    - v. If the person is a paid employee of the City or a current City Councilmember.
    - vi. If the person is a paid employee of any redistricting contractor or consultant.
    - vii. Any other restrictions identified in Elections Code section 23003 applicable to Independent Redistricting Commissions, as may be amended from time to time.
- c. All applicants shall attest to compliance with all of the criteria in subsections 7(a) and (b).
- d. In addition to an application, all applicants shall file a Statement of Economic Interests (Form 700) with the City Clerk.
- e. If an applicant to the Commission currently serves on another City of Menlo Park board or commission, he or she may serve on the Commission if selected, as long as he or she agrees not to serve on another board or commission during his or her term of office on the Commission. Once sworn into office on the Commission, the Commissioner shall be deemed to have forfeited their previous board or commission position.
- f. Commissioners shall serve without compensation.

8. Selection.

- a. The City Clerk shall in each year ending in the number zero initiate and widely publicize an application process, open to all City residents who meet the requirements listed in section 7 above in a manner that promotes a qualified Commissioner applicant pool that is large and reflective of the diversity of the City.

- b. Commissioners shall be selected through an open application process.
- c. The City Clerk shall initiate and widely publicize the Commission application process. To promote a large and diverse applicant pool, the City Clerk shall seek assistance from a broad range of community-based organizations to encourage qualified persons to apply. The application period shall be open for at least one month and shall specify a closing date for submission of all applications.
- d. The City Clerk shall review each submitted application for completeness. If the City Clerk deems an application to be incomplete, the City Clerk shall notify the applicant of such and provide the applicant an opportunity to complete the application. The submittal deadline shall not be extended to allow correction of incomplete applications.
- e. Upon close of the application submittal period, the City Clerk shall review all applications and remove incomplete or untimely applications and remove individuals who do not meet the qualification criteria listed in Sections 7(a) and (b) from among the Commission applicants.
- f. The City Clerk shall attempt to obtain at least twelve (12) qualified applicants during the one-month application submittal period. If the City Clerk receives less than twelve (12) applications upon the close of the application submittal period, the City Clerk may extend the application deadline for a period of two weeks and continue to seek assistance from a broad range of community-based organizations to encourage qualified persons to apply. If at the end of the two week extended application period the City Clerk has at least nine (9) qualified applications the City Clerk may close the application period. If the City Clerk does not have at least nine (9) qualified applications at the end of the two week extended application period, the City Clerk may continue to extend the application period until such time as the minimum of nine (9) applications are received.
- g. The City Clerk shall, at a public meeting, randomly select three (3) names from the pool of qualified applicants. Those three (3) shall serve as Commissioners and shall, by majority vote at a separate noticed public hearing, select the final four (4) Commissioners and two (2) Alternates from the remaining pool of qualified applicants.
- h. The initial three (3) Commissioners should select applicants that are best qualified to carry out the Commission's duties under this Section and that, as a group, reasonably reflect the diversity of the City, provided that no quotas, formulas, or ratios may be applied for this purpose. The initial three (3) Commissioners shall select the additional four (4) Commissioners such that the Commission shall not be comprised entirely of Commissioners who are registered to vote with the same political party preference.
- i. In evaluating applications, the initial three (3) Commissioners shall consider each applicant's:
  - i. Competency to carry out the responsibilities of the Commission;
  - ii. Ability to serve with impartiality in a nonpartisan role;
  - iii. Familiarity with the City's neighborhoods and communities;
  - iv. Appreciation for the diverse demographics and geography of the City.
  - v. Apparent ability to work cooperatively with other Commissioners;
  - vi. Relevant civic and/or volunteer activities.
- j. The Commission shall be fully established no later than December 1, 2021, and thereafter no later than December 1 in each year ending in the number zero, unless otherwise prescribed by the City Council.
- k. If a Commissioner resigns or is removed from the Commission, the next Alternate in line shall fill the vacancy as a voting Commissioner.

- I. For purposes of this subsection, “diverse” means diversity of ability, geography, race and ethnicity, gender, and age.
9. Appeal. There is no right of appeal to a determination by the Clerk or a Commissioner regarding the appointment process or appointment of a Commissioner.
  10. Restrictions after appointment. If appointed to the Commission, A Commissioner or Alternate shall not do any of the following:
    - a. While serving on the Commission, endorse, work for, volunteer for, or make a campaign contribution to, a candidate for City Council.
    - b. Be a candidate for City Council if less than five (5) years has elapsed since the date of the member's appointment to the Commission.
    - c. For four (4) years commencing with the date of his or her appointment to the Commission:
      - i. Accept employment as a staff member of, or political consultant to, a City Councilmember or candidate for City Council.
      - ii. Receive a noncompetitively bid contract with the City.
      - iii. For two (2) years commencing with the date of his or her appointment to the Commission, accept an appointment to the City Council.
  11. Removal. The Commission by a 2/3 vote may remove a Commissioner or Alternate for substantial neglect of duty, gross misconduct in office, or inability to discharge the duties of office, but only after providing the subject Commissioner or Alternate with written notice and an opportunity for response at a public Commission meeting.
  12. Redistricting criteria.
    - a. The Commission shall do the following:
      - i. Following each decennial federal census, and using that census as a basis, shall, by resolution, adopt boundaries for any or all of the City Council districts of the City so that the City Council districts shall be substantially equal in population as required by the United States Constitution.
        1. Population equality shall be based on the total population of residents of the City as determined by that census.
        2. Notwithstanding paragraph (1), an incarcerated person as that term is used in Section 21003, shall not be counted as part of a city’s population, except for an incarcerated person whose last known place of residence may be assigned to a census block in the City, if information about the last known place of residence for incarcerated persons is included in the computerized database for redistricting that is developed in accordance with subdivision (b) of Section 8253 of the Government Code, and that database is made publicly available.
    - b. The City Council district boundaries must comply with the United States Constitution, the California Constitution, and the federal Voting Rights Act of 1965 (52 U.S.C. Sec. 10301 et seq.).
    - c. The Commission shall adopt district boundaries using the following criteria as set forth in the following order of priority in accordance with California Elections Code section 21601:
      - i. To the extent practicable, City Council districts shall be geographically contiguous. Areas that meet only at the points of adjoining corners are not contiguous. Areas that

are separated by water and not connected by a bridge, tunnel, or regular ferry service are not contiguous.

- ii. To the extent practicable, the geographic integrity of any local neighborhood or local community of interest shall be respected in a manner that minimizes its division. A “community of interest” is a population that shares common social or economic interests that should be included within a single district for purposes of its effective and fair representation. Communities of interest do not include relationships with political parties, incumbents, or political candidates.
  - iii. City Council district boundaries should be easily identifiable and understandable by residents. To the extent practicable, City Council districts shall be bounded by natural and artificial barriers, by streets, or by the boundaries of the City.
  - iv. To the extent practicable, and where it does not conflict with the preceding criteria in this subdivision, City Council districts shall be drawn to encourage geographical compactness in a manner that nearby areas of population are not bypassed in favor of more distant populations.
- d. The Commission shall not adopt City Council district boundaries for the purpose of favoring or discriminating against a political party.

13. Adoption of redistricting report and map.

- a. The Commission shall conduct at least two (2) public hearings prior to the drawing of any draft map or maps of the proposed City Council boundaries.
- b. The Commission shall conduct at least three (3) public hearings after drawing of any draft map or maps of the proposed City Council boundaries.
- c. At least one public hearing or public workshop shall be held on a Saturday, on a Sunday, or after 6 p.m. on a weekday Monday through Friday.
- d. Public hearing buildings shall be accessible to persons with disabilities.
- e. The Commission shall, at a minimum, take the applicable steps identified in Elections Code section 21608 to encourage residents, including those in underrepresented communities and non-English speaking communities, to participate in the redistricting public review process.
- f. Prior to adoption of a final map, the Commission shall file a preliminary redistricting plan and draft map with the City Clerk, along with a written statement of findings and reasons for proposed adoption, which shall include the criteria employed in the process and a full analysis and explanation of decisions made by the Commission. The City Clerk shall publish the preliminary redistricting plan and draft map in accordance with Elections Code section 21608(d). After having heard comments from the public on the preliminary redistricting plan and draft map, the Commission shall adopt a final redistricting report and final map. A Commission-adopted final redistricting report and final map has the force and effect of law and shall be effective after it is filed with the City Clerk and shall remain effective until the adoption of new district boundaries following the next federal decennial census. The City Council may not revise the district boundaries adopted by the Commission.
- g. The final redistricting report and final map shall be subject to referendum in the same manner as ordinances.

14. Administration.

- a. The City Council shall appropriate sufficient funds to support the work of the Commission, including funds necessary to recruit Commissioners and Alternates, meet the operational needs of the Commission, conduct any community outreach to solicit broad public participation in the redistricting process, pay for City staff time associated with supporting the work of the Commission, hire any necessary consultants, and obtain any necessary redistricting tools or resources.
- b. The City Manager, City Clerk, and City Attorney shall assign sufficient staff to support the Commission. The City Clerk or the City Clerk's designee shall serve as secretary to the Commission. The City Attorney or the City Attorney's designee shall serve as legal counsel to the Commission.
- c. Subject to funds appropriated to the Commission, the Commission may retain consultants following the City's standard procurement processes and the City Council shall approve any applicable consultant agreements. The Commission shall retain the sole authority for determining the selection criteria for consultants, except however, the Commission shall utilize the consultant, GEOinovo Solutions, Inc., retained by the City prior to the adoption of this resolution for demographic analysis and census mapping services for the City Council 2020 census redistricting process.
- d. The Commission is subject to the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5 of the Government Code), the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1 of the Government Code), and the Political Reform Act (Chapter 7 (commencing with Section 87100) of Title 9).

15. Dissolution.

- a. The Commission shall cease operations and dissolve on the ninety-first day following approval of a final redistricting report and final map, unless a referendum against the final redistricting report and final map has qualified or a lawsuit has been filed to enjoin or invalidate the final redistricting report and final map, in which case the Commission shall continue operations until a final redistricting report and final map is implemented by the City. Notwithstanding the foregoing, if a lawsuit to enjoin or invalidate a final redistricting report and final map is filed later than the ninety-first day following approval of a final redistricting report and final map, the Commission shall automatically revive and continue operations during the pendency of such lawsuit and until a final redistricting report and final map is implemented by the City.

BE IT FURTHER RESOLVED, if any term, provision, or portion of this Resolution is held by a court to be invalid, void or unenforceable, the remaining provisions of this Resolution shall continue in full force and effect unless amended or modified or repealed by the City.

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I, Judi A. Herren, City Clerk of Menlo Park, do hereby certify that the above and foregoing City Council Resolution was duly and regularly passed and adopted at a meeting by said City Council on the thirty-first day of August, 2021, by the following votes:

AYES: Nash, Wolosin, Taylor

NOES: Mueller, Combs

ABSENT: None

ABSTAIN: None

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Official Seal of said City on this thirty-first day of August, 2021.

DocuSigned by:



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Judi A. Herren, City Clerk