

ORDINANCE NO. 753

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA AMENDING TITLE 2, CHAPTER 2.06 ("CITY COUNCIL DISTRICT ELECTIONS"), BY ADDING REGULATIONS ESTABLISHING THE SEQUENCE OF ELECTIONS FOR COUNCILMEMBER DISTRICTS

WHEREAS, the City of Carpinteria ("City") is a general law city and municipal corporation that uses an at-large method of election for its five council members to a four-year term, including its mayor, who is selected by his or her fellow council members; and,

WHEREAS, in response to a Notice of Violation alleging the City's method of election violates the California Voting Rights Act ("CVRA"), the City adopted a resolution of intention to transition to district elections in time for the November 2022 election, thereby avoiding the high cost of litigation and furthering the City's commitment to diversity and inclusion; and,

WHEREAS, in conformity with Elections Code section 10010, the City Council has held public meetings on this matter on July 31, 2017; August 14, 2017; April 8, 2019; June 28, 2021; July 26, 2021; November 8, 2021; December 13, 2021; January 24, 2022; February 28, 2022, March 14, 2022, and March 28, 2022, in addition to public workshops that were held on September 20, 22, and 26, 2021, in both remote and in-person formats due to the coronavirus (COVID-19) pandemic; and,

WHEREAS, at its regular meeting on March 28, 2022, the City Council held a public hearing at which the public was invited to provide input regarding the content of the draft Council District Maps and the potential sequence of elections; and,

WHEREAS, the Council District Map adopted as part of this Ordinance complies with the legal criteria and order of priority established by Elections Code Section 21601; and,

WHEREAS, the City Council transitioned to district-based election of the five Councilmembers of the City and added Chapter 2.06 ("City Council District Elections") to the Carpinteria Municipal Code; and,

WHEREAS, the City Council has considered all information related to this matter, as presented at the public meetings of the City Council and published on the City's District Elections webpage, including any supporting reports by City staff.

NOW THEREFORE, the City Council of the City of Carpinteria does hereby ordain as follows:

SECTION 1. INCORPORATION OF RECITALS

The above recitals are true and correct and are incorporated herein, and are each relied upon independently by the City Council for its adoption of this Ordinance.

SECTION 2. AMENDING TITLE 2, CHAPTER 2.06 ("CITY COUNCIL DISTRICT ELECTIONS"), OF THE CARPINTERIA MUNICIPAL CODE TO ADD SECTION 2.06.040

New section 2.06.040 shall be added to Chapter 2.06 ("City Council District Elections") as follows:

"2.06.040 – Commencement and Sequence of District Elections.

(a) The district-based election system established by this chapter shall be first implemented for the general municipal election in November 2022 and every two years thereafter.

(b) Beginning November 2022, and every four years thereafter, the voters in districts 1, 3, and 5 shall elect members of the City Council by district for four (4) year terms. At the general municipal election in 2024 and every four years thereafter, the voters in districts 2 and 4 shall elect members of the City Council by district to four (4) year terms.

(c) The term of office of any council member who has been elected and whose term of office has not expired shall not be affected by any change in the boundaries of the district from which he or she was elected."

SECTION 3. COUNCIL DISTRICT MAP AMMENDMENT

Exhibit 1 of Ordinance 752, District Map, consistent with the sequencing schedule, appended is hereby amended by replacing the alphabetic district labels with numeric district labels as included in Exhibit 1 attached hereto.

SECTION 4. IMPLEMENTATION

If necessary to facilitate the implementation of this Ordinance, the City Council hereby authorizes the City Manager, or his or her designee, to make technical adjustments to the district boundaries adopted in this Ordinance that do not substantively affect the populations in the districts, the eligibility of candidates, or the residence of elected officials within any district. The City Manager shall consult with the City Attorney concerning any technical adjustments deemed necessary and shall advise the City Council of any such adjustments required in the implementation of the districts.

SECTION 5. CEQA

The City Council finds that the actions authorized by this Ordinance are not subject to the requirements of the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines Sections 15060(c)(2) and 15061(b)(3) since the actions will not result in a direct or reasonably foreseeable indirect physical change in the environment.

SECTION 6. SEVERABILITY

If any section, sub-section, subdivision, paragraph, clause or phrase in this Ordinance, or any part thereof, is for any reason held to be invalid or unconstitutional by a decision

of any court of competent jurisdiction, such decision shall not affect the validity of the remaining sections or portions of this Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance, irrespective of the fact that any one or more sections, sub-sections, subdivisions, paragraphs, sentences, clauses or phrases may be declared invalid or unconstitutional.

SECTION 7. CERTIFIED COPY TO COUNTY BOARD OF SUPERVISORS AND DEPARTMENT OF ELECTIONS

The City Clerk is hereby directed to forward without delay to the Board of Supervisors and to the County Department of Elections each a certified copy of this Ordinance.

SECTION 8. EFFECTIVE DATE

This Ordinance shall become effective thirty (30) days following adoption.

PASSED, APPROVED AND ADOPTED on April 11, 2022, by the following vote:

AYES: COUNCILMEMBER(S): Alarcon, Carty, Lee, Clark, Nomura

NOES: COUNCILMEMBER(S): None

ABSENT: COUNCILMEMBER(S): None

ABSTAIN: COUNCILMEMBER(S): None



Mayor, City of Carpinteria

ATTEST:



Brian C. Barrett, City Clerk
City of Carpinteria

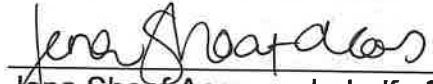
I hereby certify that the foregoing Ordinance was duly and regularly introduced and adopted at a regular meeting of the City Council of the City of Carpinteria held on April 11, 2022.



Brian C. Barrett, City Clerk
City of Carpinteria

Ordinance No. 753

APPROVED AS TO FORM:

A handwritten signature in black ink, appearing to read "Jena Shoaf Acos", written over a horizontal line.

Jena Shoaf Acos, on behalf of Brownstein
Hyatt Farber Schreck, LLP acting as
City Attorney of the City of Carpinteria

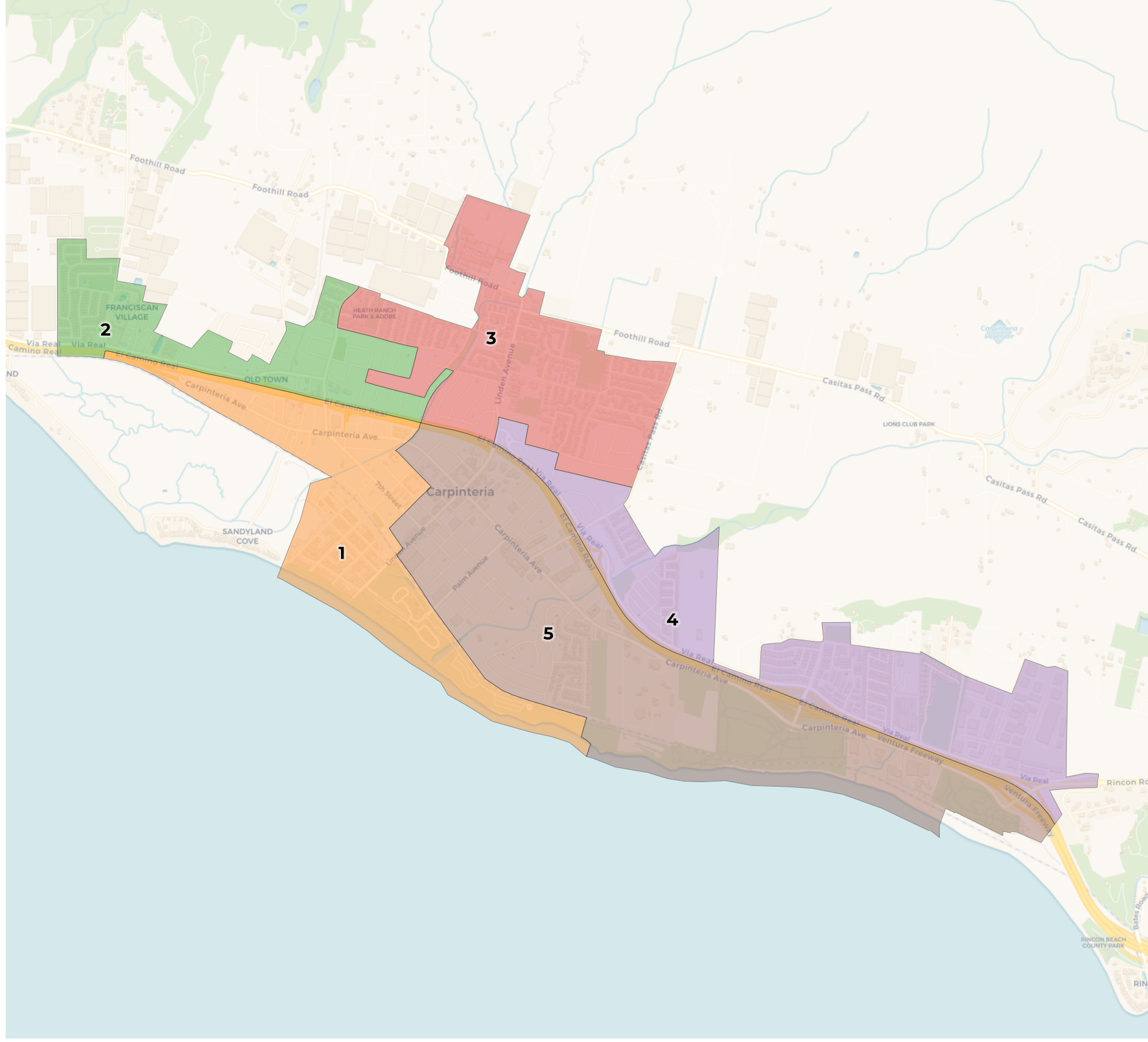
EXHIBIT 1 TO ORDINANCE NO. 753



REDISTRICTING
PARTNERS

City of Carpinteria

Final Plan



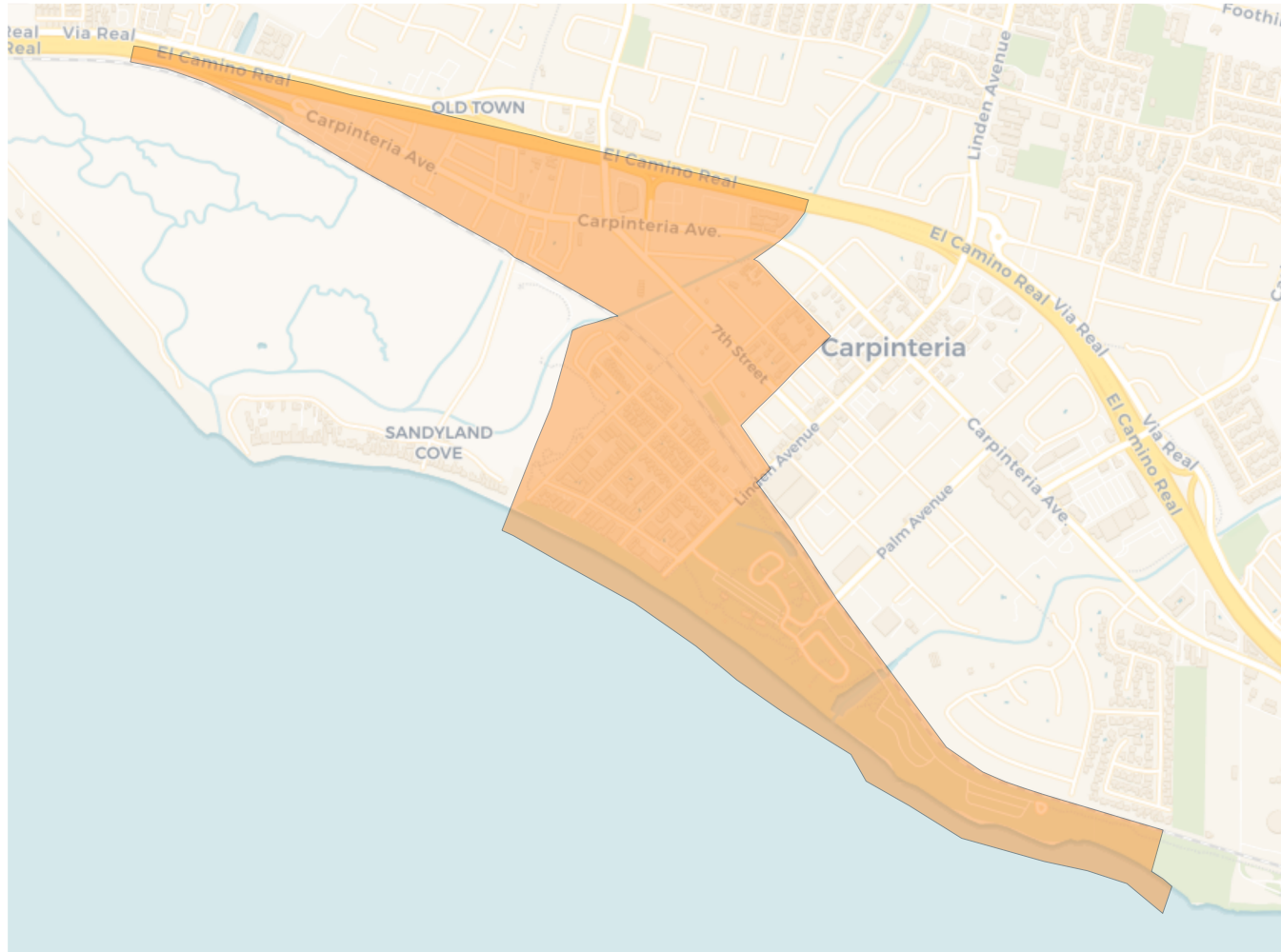
2020 Census

	1	2	3	4	5
Population	2,572	2,679	2,643	2,826	2,573
Deviation	-87	20	-16	167	-86
Deviation %	-3.3%	0.8%	-0.6%	6.3%	-3.2%
Other	1,104	1,191	1,463	1,241	1,435
Other %	42.9%	44.5%	55.4%	43.9%	55.8%
Latino	1,427	1,404	1,111	1,480	1,063
Latino %	55.5%	52.4%	42.0%	52.4%	41.3%
Asian	26	65	59	89	60
Asian %	1.0%	2.4%	2.2%	3.1%	2.3%
Black	15	19	10	16	15
Black %	0.6%	0.7%	0.4%	0.6%	0.6%

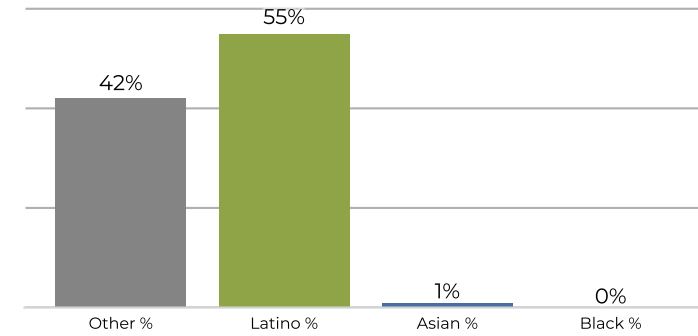
Citizen Voting Age Population (CVAP)

	1	2	3	4	5
Total CVAP	1,476	1,792	1,868	1,701	1,946
Other CVAP	976	1,101	1,402	1,037	1,484
Other CVAP %	66.1%	61.4%	75.1%	61.0%	76.3%
Latino CVAP	496	671	379	551	440
Latino CVAP %	33.6%	37.4%	20.3%	32.4%	22.6%
Asian CVAP	4	14	87	85	8
Asian CVAP %	0.3%	0.8%	4.7%	5.0%	0.4%
Black CVAP	0	6	0	28	14
Black CVAP %	0.0%	0.3%	0.0%	1.6%	0.7%

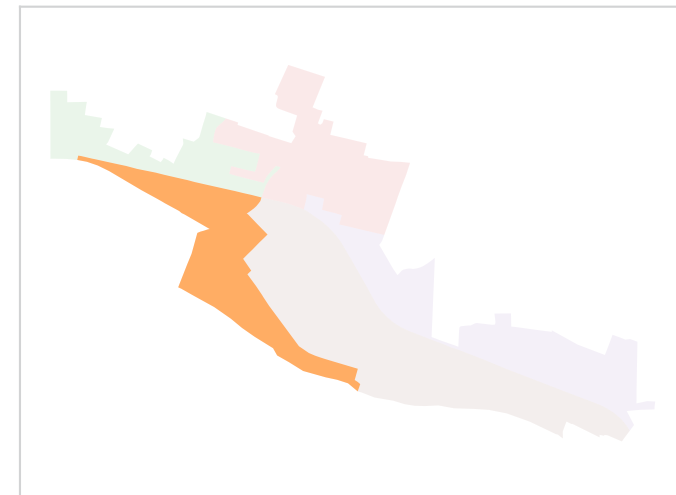
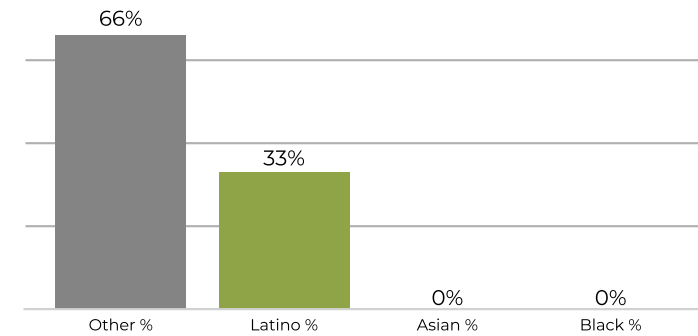
District 1



2020 Census

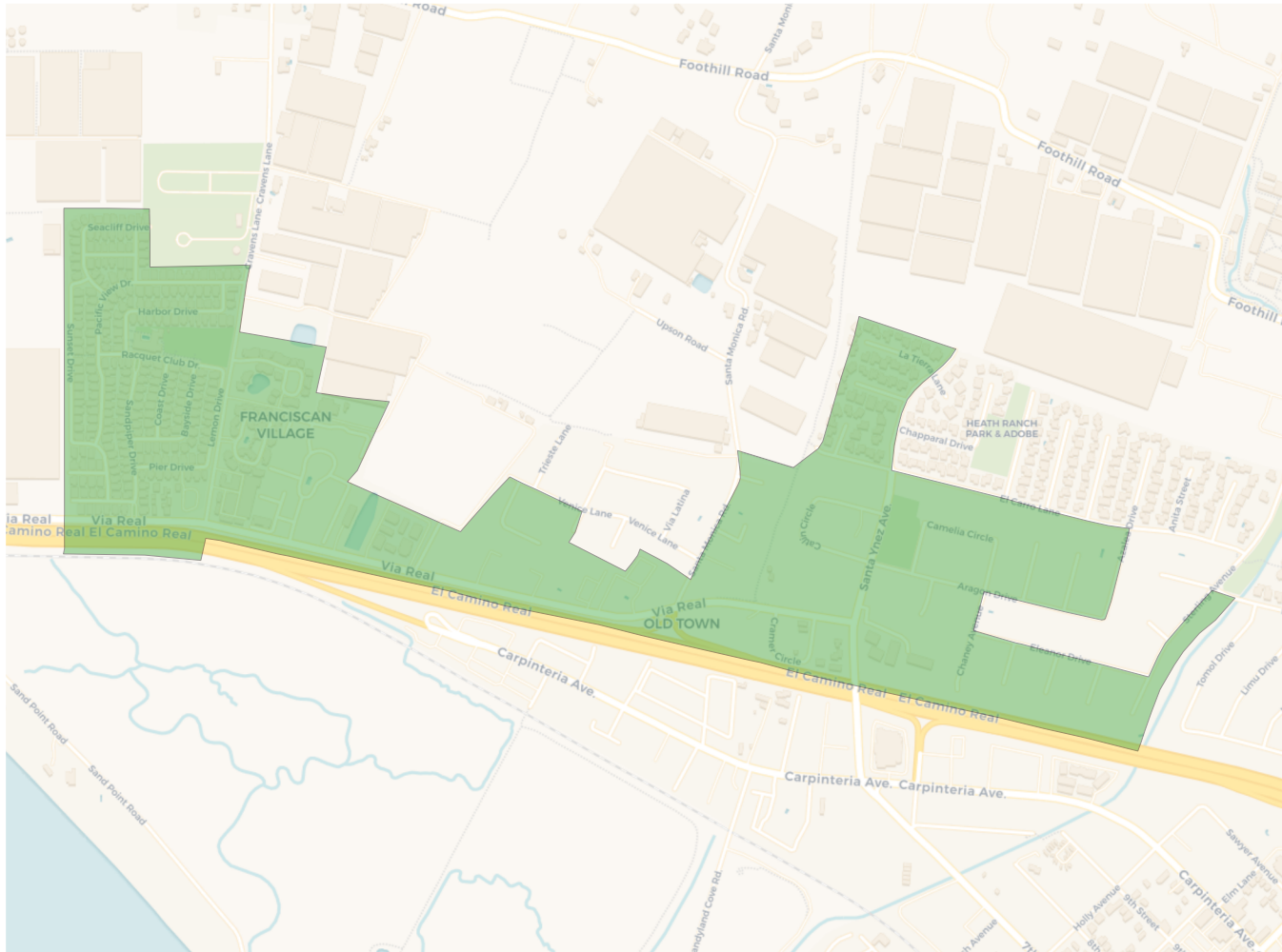


Citizen Voting Age Population

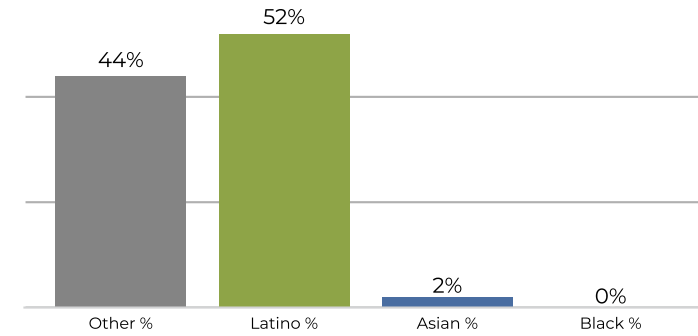


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
2,572	-87	-3.3%	1,104	42.9%	1,427	55.5%	26	1.0%	15	0.6%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
1,476	976	66.1%	496	33.6%	4	0.3%	0	0.0%		

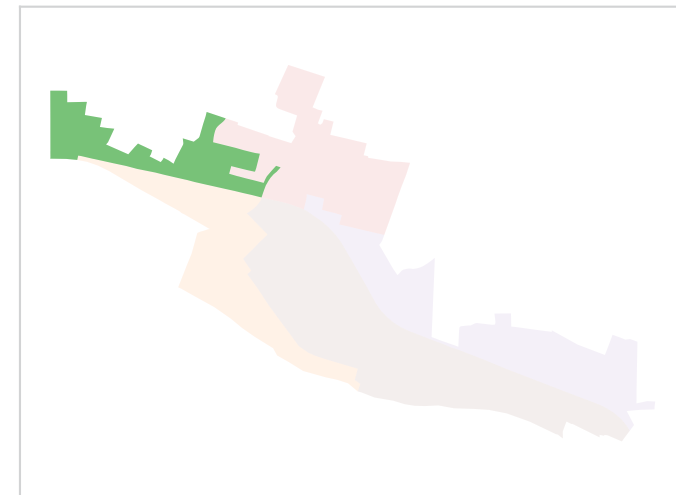
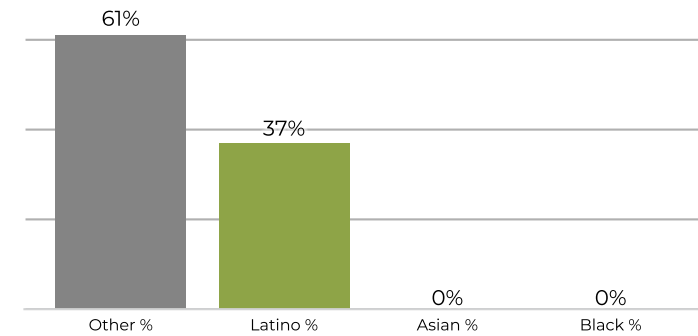
District 2



2020 Census

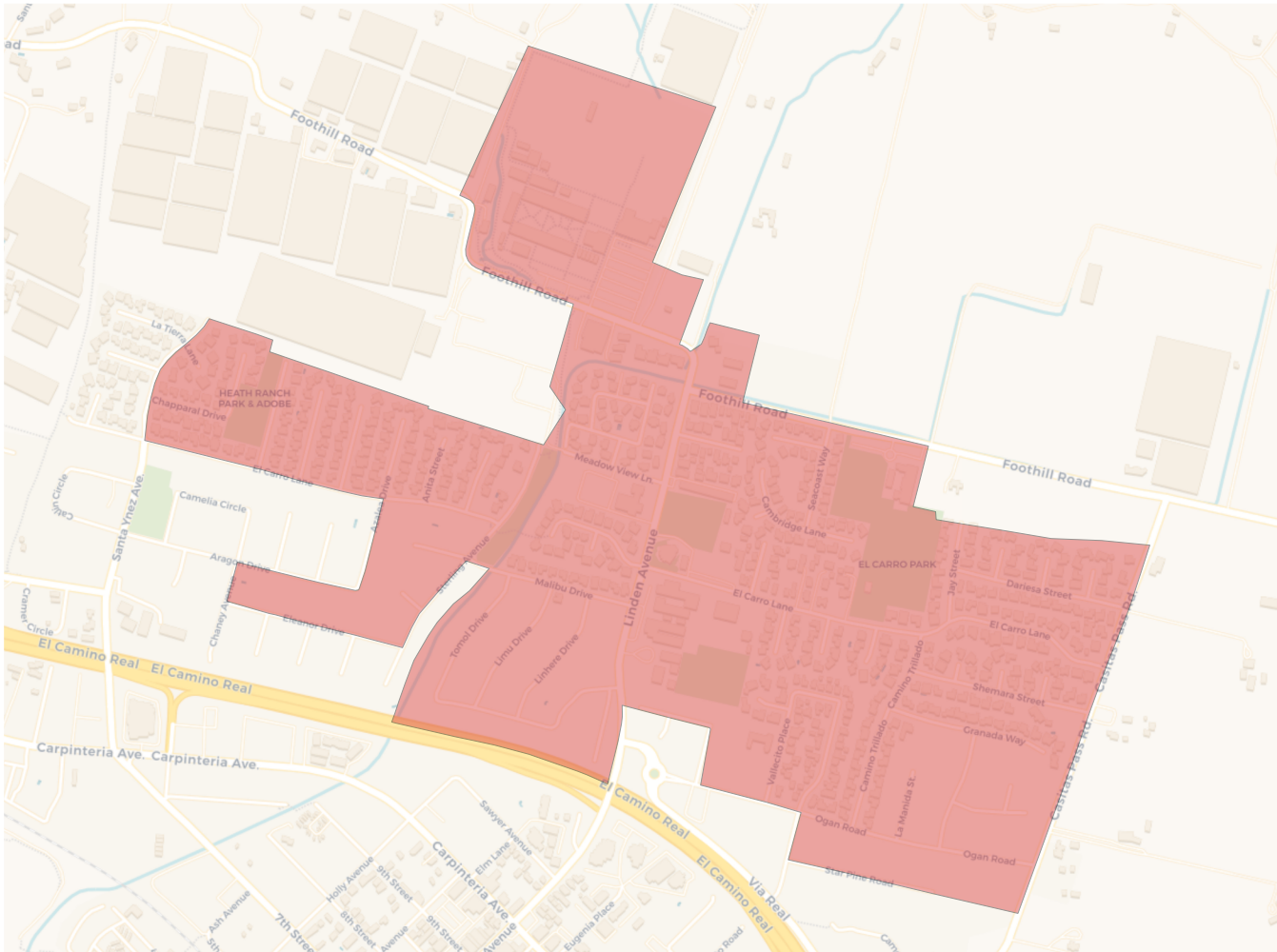


Citizen Voting Age Population

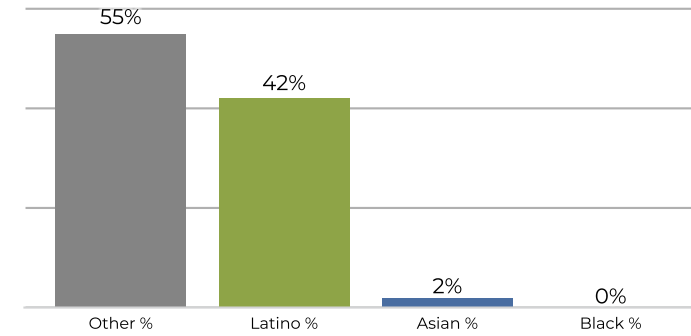


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
2,679	20	0.8%	1,191	44.5%	1,404	52.4%	65	2.4%	19	0.7%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
1,792	1,101	61.4%	671	37.4%	14	0.8%	6	0.3%		

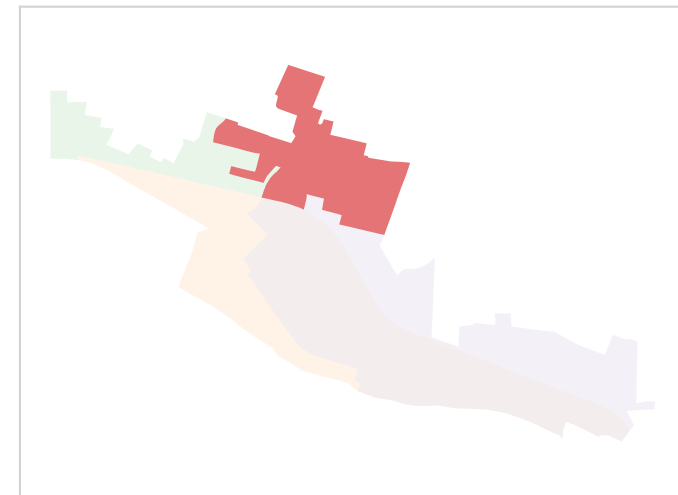
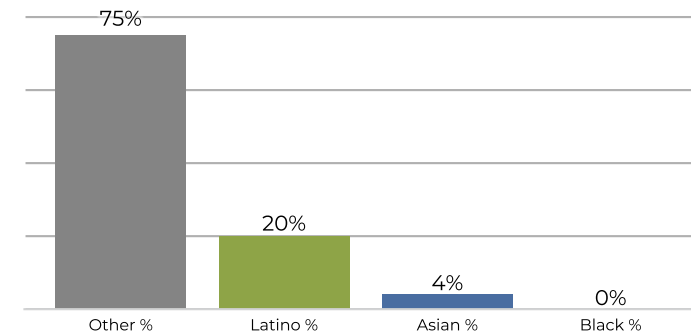
District 3



2020 Census

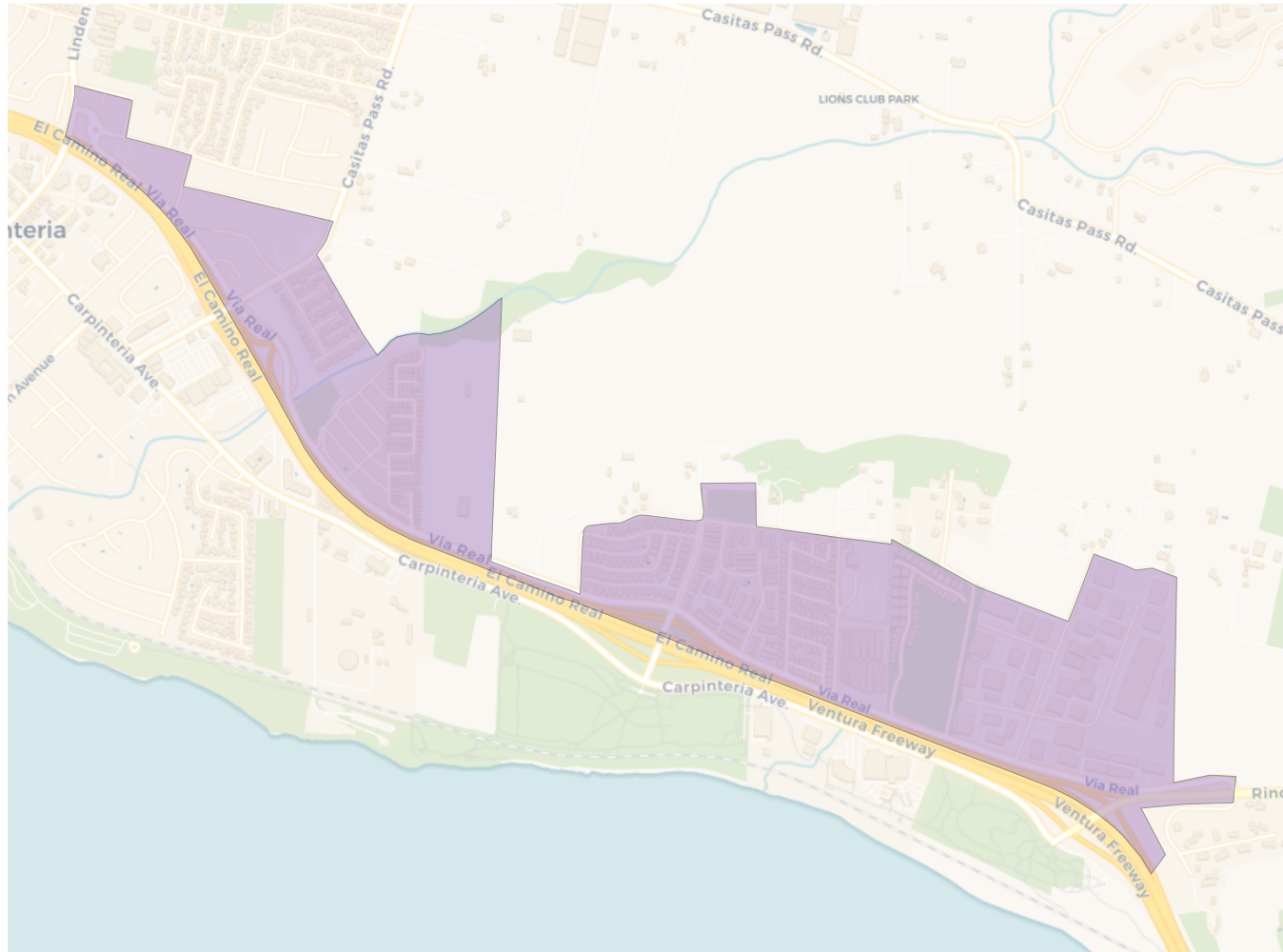


Citizen Voting Age Population

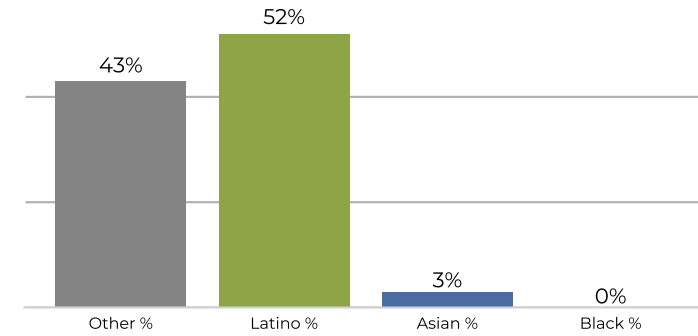


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
2,643	-16	-0.6%	1,463	55.4%	1,111	42.0%	59	2.2%	10	0.4%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
1,868	1,402	75.1%	379	20.3%	87	4.7%	0	0.0%		

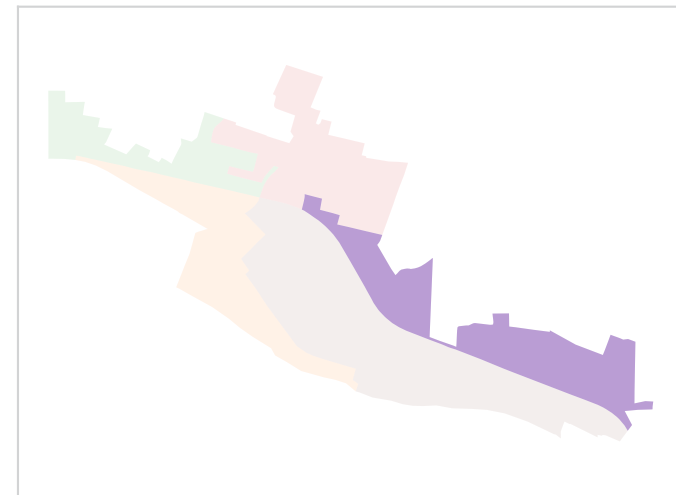
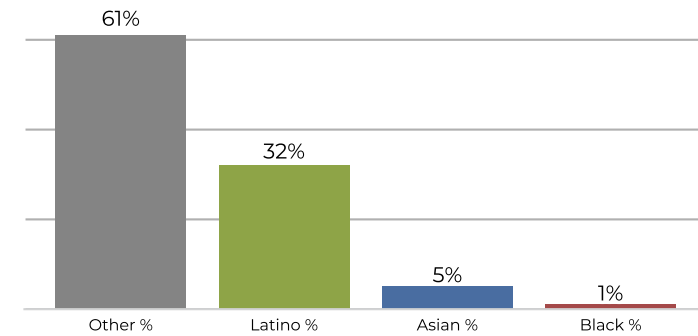
District 4



2020 Census

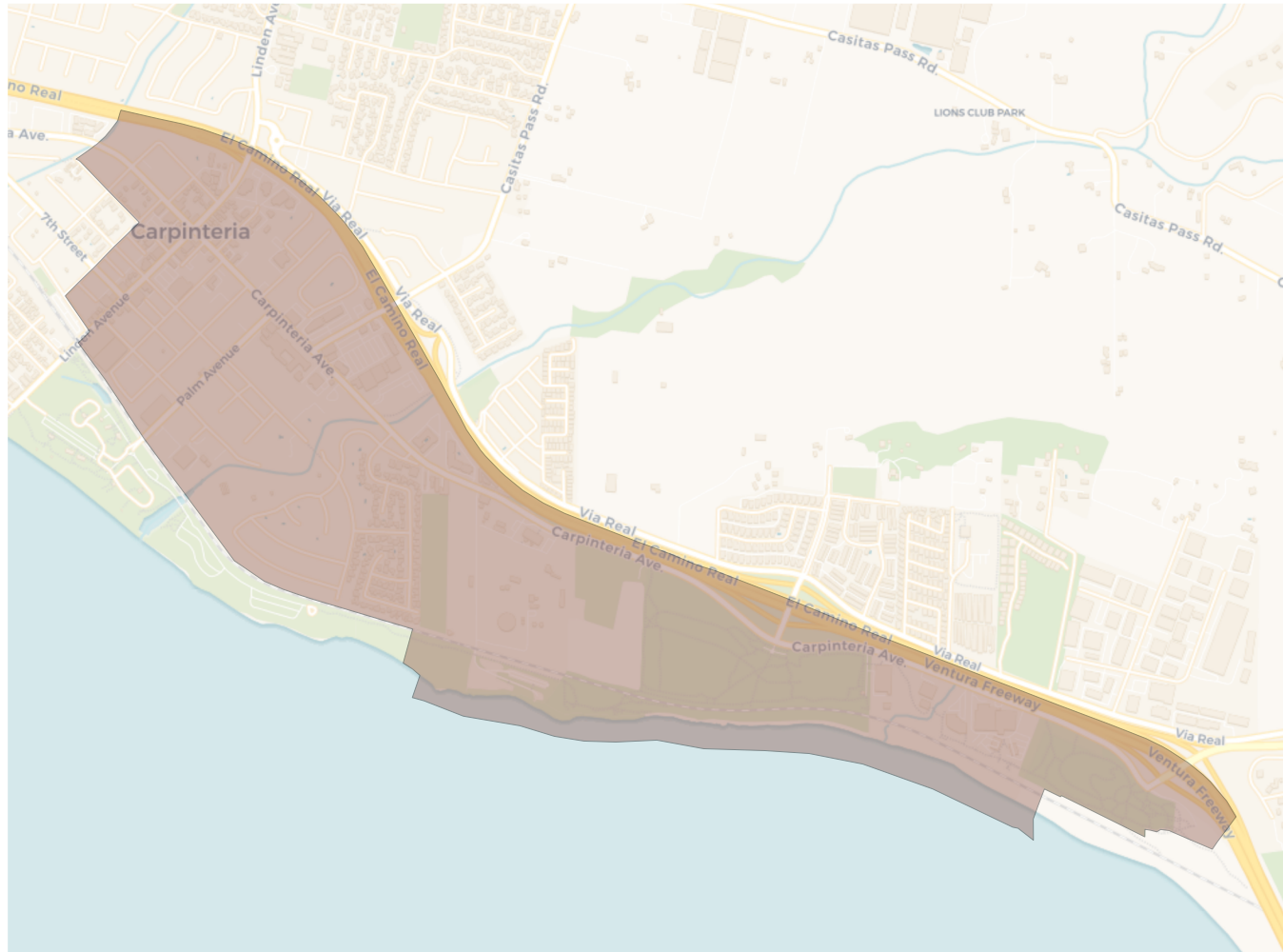


Citizen Voting Age Population

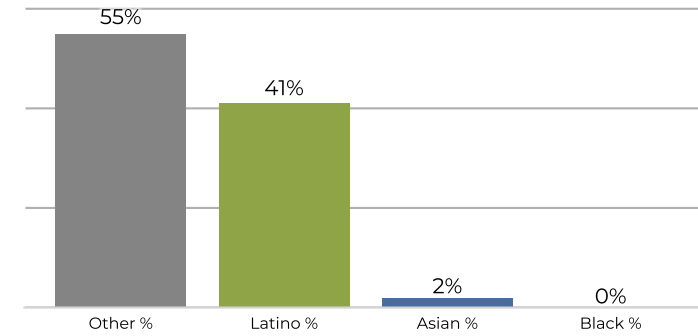


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
2,826	167	6.3%	1,241	43.9%	1,480	52.4%	89	3.1%	16	0.6%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
1,701	1,037	61.0%	551	32.4%	85	5.0%	28	1.6%		

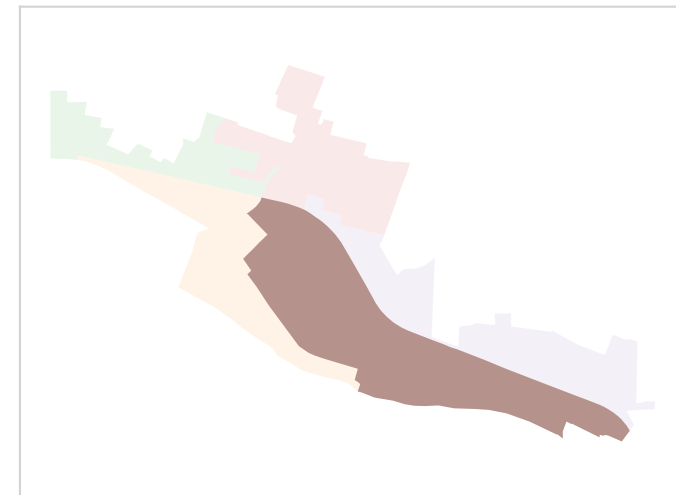
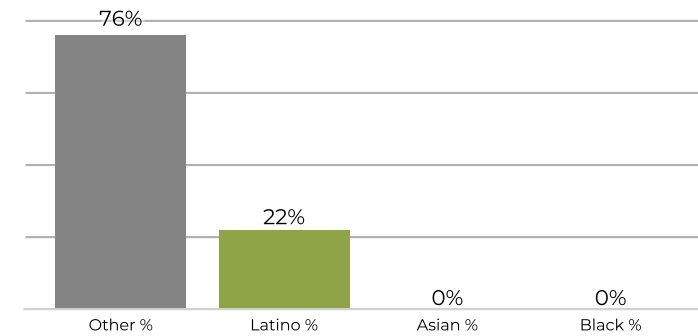
District 5



2020 Census



Citizen Voting Age Population



Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
2,573	-86	-3.2%	1,435	55.8%	1,063	41.3%	60	2.3%	15	0.6%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
1,946	1,484	76.3%	440	22.6%	8	0.4%	14	0.7%		