



AGENDA

February 17, 2022

ROSEVILLE INDEPENDENT REDISTRICTING COMMISSION

6:00 p.m.

Martha Riley Library
1501 Pleasant Grove Blvd.
Roseville, California
www.roseville.ca.us/IRC

If you need disability-related accommodation
to participate in this meeting,
please contact the City at:
Voice: 916-774-5200 TDD: 916-774-5220.
Requests must be made as early as possible.

THE CITY OF ROSEVILLE WELCOMES YOUR PARTICIPATION

If an agenda item is open to public comment, such public comment shall be addressed to the chair of the meeting.

Public Comment - Speakers have three minutes under Public Comment to speak on issues that are not listed on the agenda and are within the City's jurisdiction. The Brown Act does not permit any action or discussion on items not listed on the agenda.

Agenda Items - Speakers have five minutes to address items that are listed on the agenda.

Americans with Disabilities Act - Notify the City Clerk or Secretary at least 72 hours in advance if special assistance is required to participate in a meeting including the need of auxiliary aids or services.

Audio/Visual Presentations - If making a presentation regarding an agenda item, audio/visual materials must be submitted to the City Clerk or Secretary at least 72 hours in advance.

Roseville City Clerk 311 Vernon Street, Roseville, CA 916-774-5200 TDD 916-774-5220

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **PLEDGE OF ALLEGIANCE**
4. **PUBLIC COMMENTS**

5. REPORTS/PRESENTATIONS

5.1. Consideration of a Resolution by the Independent Redistricting Commission to Reauthorize Remote Telephonic Participation in Meetings Pursuant to the Brown Act as Amended by AB 361 for the period of February 20, 2022 – March 22, 2022

Memo from Senior Deputy City Attorney Joe Mandell providing information for consideration of a Resolution by the Independent Redistricting Commission to Reauthorize Remote Telephonic Participation in meetings pursuant to the Brown Act as amended by AB 361 for the period of February 20, 2022 – March 22, 2022.

CONTACT: Joe Mandell 916-774-5325 jmandell@roseville.ca.us

5.2. Overview of Preliminary Redistricting Plan and Draft Map B-1

Senior Deputy City Attorney Joe Mandell to provide an informational update and overview of the Preliminary Redistricting Plan and Draft Map B-1. The Independent Redistricting Commission will also receive public comments and testimony on Draft Map B-1.

CONTACT: Joe Mandell 916-774-5325 jmandell@roseville.ca.us

6. ADJOURNMENT



ROSEVILLE INDEPENDENT REDISTRICTING COMMUNICATION

Title: Consideration of a Resolution by the Independent Redistricting Commission to Reauthorize Remote Telephonic Participation in Meetings Pursuant to the Brown Act as Amended by AB 361 for the period of February 20, 2022 – March 22, 2022

Contact: Joe Mandell 916-774-5325 jmandell@roseville.ca.us

Meeting Date: 2/17/2022
Item #: 5.1.

RECOMMENDATION

Options for Consideration:

1. Adopt a Resolution of the Independent Redistricting Commission of the City of Roseville to Reauthorize Remote Telephonic Participation in Meetings for the period of February 20, 2022 – March 22, 2022. If this option is pursued, then future meetings of the Independent Redistricting Commission during the period of February 20, 2022 – March 22, 2022 could accept remote telephonic public comment if technologically feasible in accordance with the Brown Act, as amended by AB 361. If the Independent Redistricting Commission desires to continue accepting remote telephonic public comment beyond the 30 days that are authorized by this resolution, it must re-confirm the circumstances of the state of emergency and make various required findings at least 30 days after adoption of this renewal resolution and every 30 days thereafter. In-person public comment and emailed public comment would still be accepted.
2. Decline to adopt a Resolution of the Independent Redistricting Commission of the City of Roseville to Reauthorize Remote Telephonic Participation in Meetings for the period of February 20, 2022 – March 22, 2022. If this option is pursued, then future meetings of the Independent Redistricting Commission beyond February 19, 2022 could not allow remote telephonic public comment pursuant to the Brown Act, as amended by AB 361. In-person public comment and emailed public comment would still be accepted.

BACKGROUND

Beginning in March of 2020 and because of the COVID-19 pandemic, the City Council of the City of Roseville and its Boards and Commissions, including the Independent Redistricting Commission, began meeting remotely pursuant to the Governor's Executive Order N-29-20, which suspended certain teleconference requirements of the Brown Act. On June 11, 2021, the Governor issued Executive Order N-08-21, which rescinded these suspensions effective September 30, 2021.

In recognition of the fact that the COVID-19 pandemic is ongoing, on September 16, 2021, the Governor signed AB 361, an urgency measure, which amended the Brown Act and authorizes teleconferenced public meetings under certain circumstances where the participation is from a remote location. AB 361 went into effect on October 1, 2021 and will expire on January 1, 2024.

If the Independent Redistricting Commission desires to authorize remote participation in its meetings by accepting remote telephonic public comment pursuant to the Brown Act, it must comply with the new provisions of AB 361. AB 361 applies to meetings during a state of emergency as declared by the Governor. There must also be either: (1) imposed or recommended measures to promote social distancing by state or local officials, or (2) a finding by the legislative body that meeting in person would present imminent risks to the health or safety of attendees as a result of the emergency.

AB 361 requires several important procedural safeguards to protect public participation during a remote meeting, including:

- The public must have the ability to address the legislative body directly and must be given information on how to address the body.
- The public must be provided either a call-in or internet-based service option.
- The legislative body must stop the meeting if the call-in or internet-based option fails.
- The legislative body cannot require that public comments be submitted in advance.
 - o Note – public comments may still be submitted anytime via email.
- Speakers cannot be required to pre-register (except as required by an independent call-in or internet platform).
- Members of the public must be given a reasonable time to register to provide public comment.
- Agencies that provide a timed public comment period shall not close the public comment period until that timed period has expired.

Accordingly, if the Independent Redistricting Commission wishes to be able to allow remote telephonic public comment during the current declared state of emergency pursuant to AB 361, it should adopt a resolution finding that measures to promote social distancing by state or local officials have been imposed or recommended, and/or meeting in person would present imminent risks to the health or safety of attendees as a result of the emergency. To the best of staff's knowledge, since there are no social distancing measures imposed or recommended by state or local officials at this time, the Independent Redistricting Commission must make findings that meeting solely in person would present imminent risks to the health or safety of the public as a result of the emergency. One item to note for the Commission's consideration is that, due to a recent increase in COVID cases, the California Department of Public Health has mandated that everyone in California wear a mask in indoor public spaces. The order is in effect December 15, 2021 to February 15, 2022. As of the date that this staff report was written, it is unknown whether additional masking guidelines or other restrictions will be in effect after February 15, 2022.

The Resolution being considered by the Independent Redistricting Commission is similar to the renewal Resolution that was passed at the January 15, 2022 meeting and the Resolutions that were passed by the Commission at its October 25, 2021 and December 20, 2021 meeting. If the Independent Redistricting Commission desires to continue using the remote telephonic exception beyond the 30-day period contemplated by the most recent Resolution, it must re-confirm the circumstances of the state of emergency by renewing its Resolution. It is important to note that the ability to renew a Resolution is subject to certain requirements and conditions. In order to renew the Resolution, the IRC must reconsider the circumstances of the state of emergency and determine that the state of emergency remains active and continues to have ongoing and direct

impacts on the ability to meet safely in person.

If passed, the renewal Resolution being considered would reauthorize the use of remote telephonic public comment pursuant to AB 361 for a maximum period of thirty (30) days from February 20, 2022 – March 22, 2022.

Respectfully Submitted,

Joe Mandell, Senior Deputy City Attorney

ATTACHMENTS:

Description

Reauthorization Resolution



ROSEVILLE INDEPENDENT REDISTRICTING COMMUNICATION

Title: Overview of Preliminary Redistricting Plan and Draft Map B-1

Contact: Joe Mandell 916-774-5325 jmandell@roseville.ca.us

Meeting Date: 2/17/2022

Item #: 5.2.

ATTACHMENTS:

Description

Presentation



Roseville Independent Redistricting Commission

Overview of Preliminary Redistricting Plan and Draft Map B-1

Purpose of Commission

- Article XI of Roseville City Charter - Added by Measure R in the General Municipal Election on November 3, 2020.
- To establish a redistricting process that is open and transparent and allows public comment on the drawing of City Council district boundaries, ensure that the district boundaries are drawn according to the redistricting criteria set forth in the City Charter and applicable state and federal laws, and ensure that the redistricting process is conducted with integrity, fairness, and without personal or political considerations.

Redistricting Criteria

City Charter – Article XI, Section 11.09

A. The commission shall draw its final map so that:

1. Council districts are substantially equal in population as required by the United States Constitution. Population equality shall be based on the total population of residents of the City as determined by the latest federal decennial census.

2. Council district boundaries comply with the United States Constitution, the California Constitution, the federal Voting Rights Act of 1965, and any other requirement of state or federal law applicable to charter cities.

Redistricting Criteria

B. The commission shall adopt district boundaries using the following criteria as set forth in the following order of priority:

1. To the extent practicable, 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. Areas that are separated by a railyard or a highway are not contiguous.

2. To the extent practicable, the **geographic integrity** of any local neighborhood, local neighborhood association boundaries, 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.

Redistricting Criteria

3. Council district boundaries should be **easily identifiable and understandable** by residents. To the extent practicable, council districts shall be bounded by natural and artificial barriers, by streets, or by the boundaries of the City.

4. Where it does not conflict with the preceding criteria in this subdivision, 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.

5. Other commission-adopted criteria that do not conflict with the other requirements and criteria listed in this section or with state or federal law.

Redistricting Criteria

C. The commission shall not adopt council district boundaries for the purpose of favoring or discriminating against a political party.

D. The commission shall not consider place of residence of any individual, including any incumbent or political candidate, in the creation of a map.

Adoption of Map and Report

City Charter – Article XI, Section 11.10

A. 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 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 at least thirty (30) calendar days prior to the adoption of a final redistricting report and final map.

Adoption of Map and Report

B. During the thirty (30) calendar day period after publication, the commission shall hold at least five (5) public hearings, including one (1) public hearing in each existing council district.

- Thursday, February 3, 2022 at 6pm – City Council Chambers at 311 Vernon Street
- Wednesday, February 9, 2022 at 6pm – Maidu Community Center at 1550 Maidu Drive
- Tuesday, February 15, 2022 at 6pm - Mike Shellito Indoor Pool at 10210 Fairway Drive
- Thursday, February 17, 2022 at 6pm – Martha Riley Library at 1501 Pleasant Grove Blvd.
- Tuesday, February 22, 2022 at 6pm – St. John's Episcopal Church at 2351 Pleasant Grove Blvd.

Adoption of Map and Report

C. 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 is effective thirty (30) calendar days 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 rescind, supersede, or revise the district boundaries adopted by the commission.

Final Map Adoption date – TBD

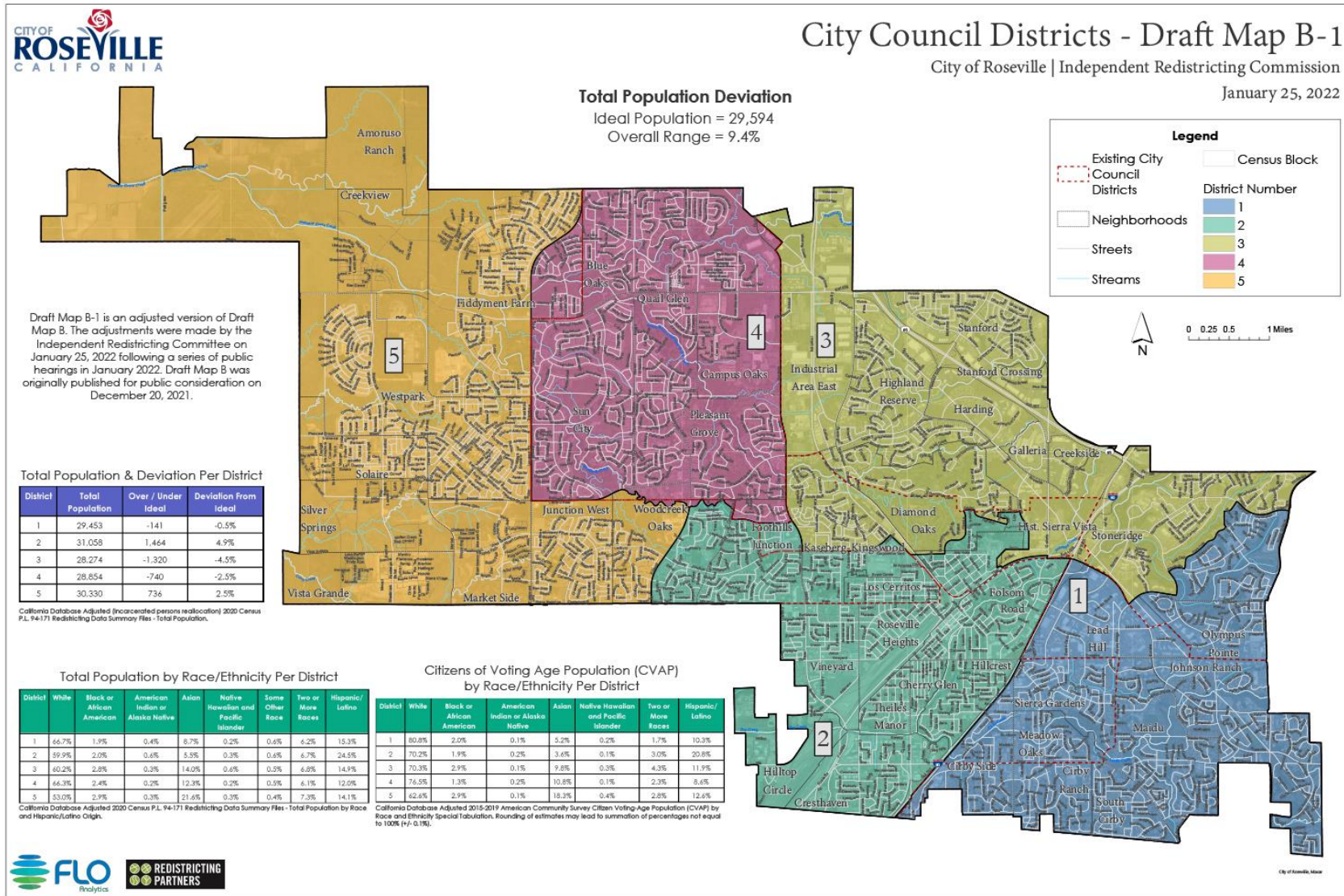
Stay updated on dates and meetings: Roseville.ca.us/Redistricting

Adoption of Map and Report

D. After the final map is adopted, the City Clerk shall number each council district such that, for as many residents as possible, the number of the council district they reside in remains the same.

E. The final redistricting report and final map shall be subject to referendum in the same manner as ordinances.

Draft Map B - 1





Roseville.ca.us/Redistricting

Need assistance or have questions about the redistricting process?

Please contact the Roseville City Clerk at cityclerkroseville@roseville.ca.us or (916) 774-5200.