



Amended  
2/23/18 –  
changes  
highlighted in  
yellow

## Staff Report

**Date:** February 27, 2018

**To:** City Council

**From:** Valerie J. Barone, City Manager

**Reviewed by:** Andrea Ouse, Director of Community and Economic Development

**Prepared by:** Laura Simpson, Planning and Housing Manager  
[Laura.simpson@cityofconcord.org](mailto:Laura.simpson@cityofconcord.org)  
(925) 671-3369

**Subject:** **Fourth public hearing to receive community input on City Council Districts to be established for district-based elections, including input on maps showing five potential Council District boundaries, provide direction on any preferred configurations and changes to draft maps; and to introduce Ordinance No. 18-2 and corresponding map establishing five City Council Districts by reading of the title only and waving further reading**

**CEQA: Exempt under CEQA Guidelines Sections 15320, 15378, and 15061(b)(3)**

---

### Report in Brief

On January 2, 2018, the City Council adopted a resolution of intention to transition from at-large to district-based elections. On January 16, 2018, the City held the first public hearing to receive input on the criteria for drawing the boundaries for district-based elections. The second public hearing was held on January 23, 2018, where public input was received and Council direction given to create four alternative district maps. The third public hearing for public input on the four draft maps was held on February 6, 2018. At that meeting the Council directed staff to prepare a revised map and draft Ordinance. Pursuant to California State Elections Code S10010, this is the fourth public hearing to inform the public about the districting process and receive community input on the proposed Council district boundaries map and ordinance and to introduce Ordinance No. 18-2 (Attachment 4)

### **Recommended Action**

Hold the fourth public hearing to receive input on the proposed map of Council election districts and the proposed Ordinance No. 18-2; and, if there are no revisions to the map or ordinance, introduce Ordinance No. 18-2 **by reading of the title only and waiving further reading.**

### **Background**

On January 2, 2018, the City Council adopted a resolution of intention to transition from at-large to district-based elections, in order to conform to the California Voting Rights Act of 2001 (CVRA). Pursuant to Elections Code §10010, the City is required to hold at least four public hearings, the first two over a period of no more than 30 days before any map or maps of the boundaries for the proposed voting districts are drawn. The second two public hearings must be held for input on district election map(s). This is the second public hearing for input on district election map(s) and the fourth public hearing on district elections for the city.

### Public Input

In addition to the testimony at the first three public hearings, the City has developed several others ways to allow residents to submit their input on the topic of District Elections. These include:

1. Sending an e-mail to [districtelections@cityofconcord.org](mailto:districtelections@cityofconcord.org)
2. Mailing or dropping off Community of Interest forms to the Planning Manager at 1950 Parkside Drive, MS/53, Concord, CA 94519
3. Providing input through the Community Town Hall, through the link at the City's website at [www.cityofconcord.org](http://www.cityofconcord.org) or through the link on the District Elections webpage at [www.cityofconcord.org/districtelections](http://www.cityofconcord.org/districtelections).

A webpage on district elections, [www.cityofconcord.org/districtelections](http://www.cityofconcord.org/districtelections) includes all information related to the City's process, including opportunities for when and how the public can contribute to the decision-making process.

City staff is also meeting with, upon request, interested community groups such as HOAs, businesses or service organizations, faith-based groups, and other community organizations. A community meeting was held on January 18, 2018, at Monument Crisis Center in the Monument community, and on February 12<sup>th</sup> at the Chamber of Commerce. A meeting will be held at the Dana Estates neighborhood alliance meeting on February 26<sup>th</sup>.

### Public Hearings

On January 16<sup>th</sup>, the City Council's first public hearing was held to receive input on the criteria for establishing Council District boundaries, and on the number of districts. At that meeting, eighteen people provided public testimony. The majority of the speakers were in support of establishing five Council districts and having these become effective

in the 2018 November election. Several members of the public indicated that the effect of districts on incumbents should not be a criterion for consideration. A number of the public spoke in support of keeping the Monument community as a community of interest, and others supported keeping renters in higher density residential areas as a community of interest.

On January 23<sup>rd</sup>, the second public hearing was held where information from 23 persons was received through Community Town Hall and other correspondence was provided to the Council at the hearing. After hearing public testimony from 16 speakers, Council directed staff and the independent demographer to establish four draft maps with 5 Council districts. Council directed the 4 maps to be created according to the following unranked criteria, with the exception that the first criterion (nearly equal population) is of primary importance:

- Each council district shall have the primary criterion of containing nearly equal population, with any deviations justified by other traditional redistricting criteria.
- Each council district shall be contiguous. Districts should be compact except where justified by other criteria.
- Communities of interest, such as neighborhoods, including established HOAs and the Monument, should be undivided by a district boundary, to the extent feasible, Visible natural and man-made geographical and topographical features should be respected, including parks.
- A district should include both sides of business districts on major transportation corridors such as Clayton Road, Willow Pass and Treat, where possible.
- Not splitting precincts, in order to facilitate a 2018 district election.

The four draft map alternatives were published and posted on the City's District Elections webpage and in the East Bay Times on January 30<sup>th</sup>. Maps were also posted on Community Town Hall for feedback from the community. In addition, a basemap was created for the community to use to create their own maps and submit them to the city.

On February 6, 2018, City Council held the third public hearing where the Council received public testimony on four alternative maps showing five Council Districts: Plans Blue, Green, Yellow, and Orange. The population deviation for the four maps were as follows: Plan Blue - 5.2%, Plan Green - 7.6%, Plan Yellow - 5%, and Plan Orange - 7.6%.

The Council received input through Community Town Hall from 15 registered respondents and 13 unregistered respondents. In addition, the city received 10 e-mails with input on district elections. At the public hearing 24 people provided input through public comment on district elections. The combined community input from Town Hall and public speakers is described below.

Thirteen people through Community Town Hall and in public comment supported the Plan Orange.

Five people on Town Hall preferred Plan Yellow. Several speakers indicated that they did not like the Plan Yellow because it divided up the Monument Community and also left out areas of the Monument south of Monument Boulevard.

Eleven people spoke at the meeting in support of a modified version of the Plan Yellow that was submitted to the City by the Concord Community Alliance; it was also termed the "Purple Plan."

One respondent preferred Plan Green through Town Hall.

Three speakers supported the Blue Plan.

Additionally, the majority of speakers requested that the ordinance specify that elections occur in 2018, and that there be established an independent commission to determine district boundaries in future re-districting efforts.

A few speakers indicated a preference for an at-large mayoral election, and a greater number indicated a preference for a rotational mayor.

Several speakers indicated the importance of keeping the downtown together in one district and not dividing the BART Station from other parts of the downtown, particularly given proposed development at and around the Concord BART Station.

Several speakers indicated that the Concord Naval Weapons Station Project Area (CNWS), even though not yet developed, was too large to be put in only one district and should be divided into two or three districts.

Council provided direction to staff as described in the Analysis section below.

Additionally, since the February 6<sup>th</sup> public hearing, correspondence has been received which is shown in Attachment 6. Staff received thirteen responses through Community Town Hall regarding the Cobalt Plan (Attachment 1). Several indicated a preference for the Yellow Plan. Several supported the Cobalt Plan, and a few opposed it. Several e-mails were received by staff indicating that they were not supportive of district elections overall. Two supported the Cobalt Plan. Correspondence was received from Attorney Scott Rafferty. In addition, the County confirmed via e-mail that they did not foresee any issues with implementing the Cobalt Plan map in November. A breakdown of the Precinct overlap for each district was requested and created and is shown in Attachment 3.

The fourth public hearing will be held, February 27, 2018, to introduce the ordinance and final District Election map. If approved by the City Council, the adoption would occur at the March 6, 2018, City Council meeting.

### **Analysis**

The legally required criteria that apply to the creation of the districts are:

- Each council district shall contain nearly equal population, with any deviations justified by other traditional redistricting criteria.
- A districting plan shall be drawn in a manner that complies with the state and federal Constitutions, the Federal Voting Rights Act, and state law, including the California Voting Rights Act;
- Each council district shall not be drawn with race as the predominant factor in violation of the principles established by the United States Supreme Court in *Shaw v. Reno*, 509 U.S. 630 (1993).
- Each council district shall be contiguous, meaning that there are no islands or parts of the district that are not attached to the whole.

Council also requested the following criteria:

- Compactness of districts, including their shape and appearance.
- Keeping communities of interest, such as neighborhoods, school district boundaries, etc., undivided by a district boundary, to the extent feasible.
- Keeping together business districts and/or neighborhoods along major corridors.
- Not dividing precincts, to facilitate 2018 district elections.

At the third public hearing on February 6, 2018, a community group called the Concord Community Alliance, submitted a map, termed the Purple Plan, which was a modified version of Plan Yellow. The demographer digitized the map during Council recess on February 6<sup>th</sup> and the following is the description of the Purple Plan.

- The Purple Plan made three primary changes to the draft map "Yellow".
  - It split the CNWS between three Districts.
  - It used a different division between Districts 2, 4 and 5. Essentially, it brought District 4 towards Clayton Road, it moved District 2 towards Bailey Road, and moved District 5 into areas bordering the City of Clayton.
  - It added different populations south of Monument Blvd to District 3. It added areas approximating precincts 163 and 165. Such a configuration would require a populated split of at least one precinct and/or census block, which was not permissible under Council direction because it creates a strong likelihood that the County would delay the use of districts in an election until 2020.
  - The plan was not as balanced as other draft plans. While Districts 1, 3 & 4 were all within 7% population deviation, Districts 2 and 5 have deviations of between 12-14%.

- The plan also had a lower Latino population in District 3, as a function of splitting the most commonly defined boundaries of the Monument community of interest.

After asking questions of staff and the demographer and listening to testimony and reviewing maps submitted by the public, the Council created a modified version of the Plan Blue, termed the Cobalt Plan, which responded to concerns expressed by some speakers.

Several speakers indicated that the downtown should not be split, as residents on one side of Clayton Road shop at Safeway on the other side of Clayton. BART is also considered part of the downtown and it was expressed it should stay with the downtown area. Additionally, a number of speakers expressed a preference for breaking the Concord Naval Weapons Station into two or more districts rather than have it entirely in one district. Other speakers spoke in favor of keeping the Monument community in one district rather than breaking it into two districts. In response to these and other comments, the Plan Blue which met the Council directed criteria, was modified by Council and titled the *Cobalt Plan*. It changed in the following ways:

- District 1 was renamed District 2, and District 2 was renamed District 1, to facilitate three odd numbered districts being up for election in the same year.
- The area southeast around the BART Station was moved into District 2 (formerly District 1), and removed it from District 4.
- The Concord Naval Weapons Station (CNWS) was divided into three different districts, District 2 from Willow Pass north, District 1 (formerly District 2) from Willow Pass to Bailey Road, and District 5 from Bailey Road to the Clayton border.

In addition, the Cobalt Plan has the following descriptions:

- District 3 maintains the Monument community as north of Monument Boulevard including north to Concord Avenue.
- District 4 includes areas around Oak Grove and Treat Boulevard.
- District 5 includes all the neighborhoods along southeast Concord, along Clayton border, and along Ygnacio Valley Road north to Clayton Road, as well as a portion of the CNWS.
- The total population deviation for Cobalt Plan is 4.3%, lower than any of the draft maps.

Council expressed support for the Cobalt map, in part because it divides the CNWS into three of the Council districts but does not create precinct splits which affect population

(as stated in previous reports, the County indicated that they would likely not be able to accommodate a consolidated 2018 election if precinct splits affecting population occurred). In addition it keeps the downtown together in one District. It also has the least population deviation at 4.3% of all the proposed scenarios. Council voted unanimously to direct staff to publish the Cobalt Plan, shown in Attachment 1.

Demographics for this plan are shown in Attachment 2. The Council deferred decisions on an independent commission, mayoral rotation, and a mayoral election to the next re-districting effort after the 2020 Census.

#### Timing and Sequencing of District Elections

Council directed staff to prepare an ordinance to implement elections in 2018 and that the three odd-numbered Districts in the Cobalt Map, consisting of District 1 (central City along Clayton Road including part of CNWS), District 3 (Monument area), and District 5 (south and west portions of city along Clayton border and part of the CNWS) be in the first election cycle. The remaining two district seats would have elections in 2020.

#### **Fiscal Impact**

There is a financial impact on the City's General Fund to cover staff time and cost of an outside demographer, an elections consultant and special legal counsel associated with the transition to district-based elections. These costs are estimated to be up to \$150,000. Additionally, the City will be required to reimburse the prospective plaintiffs for documented costs of up to \$30,000.

#### **Environmental Determination**

This action is not a project within the meaning of the California Environmental Quality Act (CEQA) Guidelines Sections 15320, 15378 and 15061(b)(3) as it is an organizational structure change and does not have the potential to result in either a direct or reasonable foreseeable indirect physical change in the environment.

#### **Public Contact**

The City Council Agenda was posted. In addition,

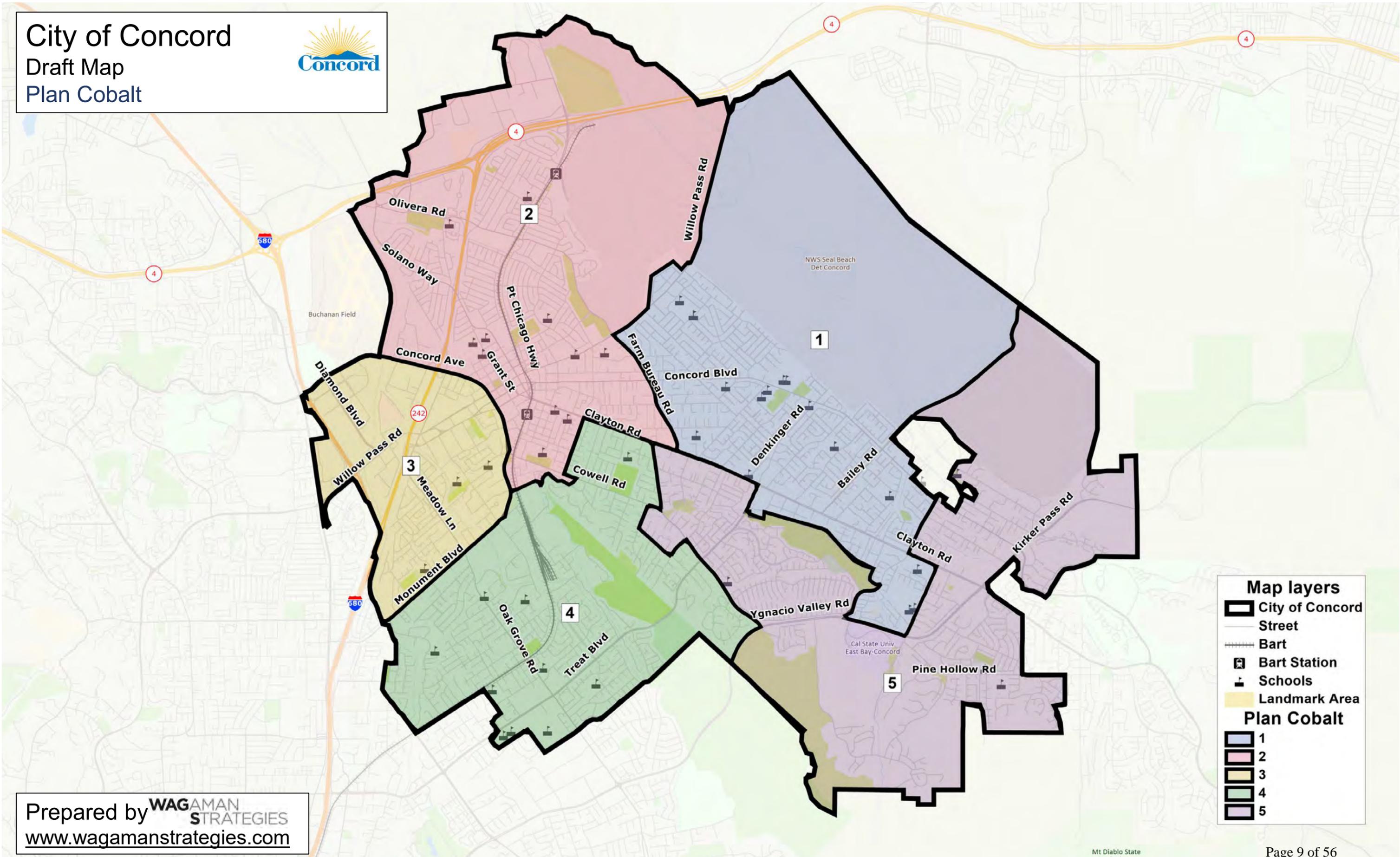
- A webpage on district elections has been created: [www.cityofconcord.org/districtelections](http://www.cityofconcord.org/districtelections).
- The City issued a news release and directed interested parties to the district elections webpage.
- A fact sheet was mailed in English to every mailing address in the City of Concord, representing 52,000 residential and business addresses (see Attachment 2). In addition, the fact sheet has been translated into Spanish and sent to approximately 5,000 Spanish-speaking households. A copy of the fact sheet can also be found on the [www.cityofconcord.org/districtelections](http://www.cityofconcord.org/districtelections) webpage.

- Notification of all meetings, updates to the webpage, and all other public outreach tools and information will be rolled out via the City's social media platforms, such as Twitter, Facebook and NextDoor.
- The City launched an interactive community engagement forum on Concord Community Town Hall which is available via a link from the [www.cityofconcord/districtelections](http://www.cityofconcord/districtelections) webpage.
- City staff created a speaker's bureau to meet with and solicit feedback from interested community groups such as HOAs, businesses or service organizations, faith-based groups, and other community organizations. Any interested groups should e-mail [districtelections@cityofconcord.org](mailto:districtelections@cityofconcord.org) and staff will work to set up a briefing.
- Information was also e-mailed to the Superintendent of the Mt. Diablo Unified School District and their public information officer.

#### **Attachments**

1. Cobalt Plan map
2. Demographics for Cobalt Plan map
3. Chart listing precincts for each of the five districts
4. Proposed Ordinance No 18-2
5. Correspondence received

City of Concord  
Draft Map  
Plan Cobalt



**Map layers**

- City of Concord
- Street
- Bart
- Bart Station
- Schools
- Landmark Area

**Plan Cobalt**

- 1
- 2
- 3
- 4
- 5

Prepared by **WAGAMAN STRATEGIES**  
[www.wagamanstrategies.com](http://www.wagamanstrategies.com)

**CITY OF CONCORD DISTRICTING  
DRAFT MAP DEMOGRAPHICS (02/20/2018)**

Plan	District	Population^							Voting Age Population^				Citizen Voting Age Population+			
		Total	Deviation	% Dev	% White*	% Latino	% Asian*	% Black*	% White*	% Latino	% Asian*	% Black*	% White*	% Latino	% Asian*	% Black*
Cobalt	1	24,702	289	1.2%	60.3%	21.1%	13.1%	3.5%	64.2%	18.2%	12.8%	3.0%	67.8%	17.1%	9.3%	4.2%
	2	24,401	-12	0.0%	51.4%	30.9%	11.7%	3.9%	56.0%	26.4%	11.9%	3.6%	61.4%	20.9%	11.8%	3.7%
	3	23,660	-753	-3.1%	18.8%	64.2%	10.2%	5.4%	23.0%	58.4%	11.6%	5.6%	40.9%	27.3%	16.7%	13.5%
	4	24,624	211	0.9%	57.2%	22.4%	14.9%	3.7%	61.0%	19.2%	14.8%	3.4%	64.1%	17.3%	12.6%	5.0%
	5	24,680	267	1.1%	62.7%	15.7%	16.9%	2.8%	65.5%	13.7%	16.5%	2.5%	67.5%	11.5%	15.7%	3.9%

\* Does not include Latinos. Calculated pursuant to OMB BULLETIN NO. 00-02.

^ 2010 Census Redistricting Data [P.L. 94-171] Summary File, U.S. Census Bureau.

+ Citizen Voting Age Population Special Tabulation from the 2011-2015 5-Year American Community Survey, U.S. Census Bureau.

**Concord Plan Cobalt  
Precinct Overlap Report**

**DISTRICT 1**

CONC112  
 CONC113  
 CONC114  
 CONC115  
 CONC121  
 CONC122  
 CONC123  
 CONC128  
 CONC129  
 CONC130  
 CONC131  
 CONC133  
 CONC134  
 CONC138  
 CONC139  
 CONC803-A (partial)  
 CONC803-B (partial)

**DISTRICT 2**

CONC101  
 CONC102  
 CONC103-A  
 CONC103-B  
 CONC104  
 CONC105  
 CONC106  
 CONC107  
 CONC108  
 CONC109  
 CONC110  
 CONC111  
 CONC119-A  
 CONC120  
 CONC802-A  
 CONC802-B  
 CONC802-C  
 CONC803-A (partial)  
 CONC803-B (partial)

**DISTRICT 3**

CONC116  
 CONC117  
 CONC118  
 CONC145  
 CONC146  
 CONC801-A  
 CONC801-B  
 CONC801-C

**DISTRICT 4**

CONC119-B  
 CONC124-A  
 CONC124-B  
 CONC127  
 CONC140  
 CONC142-A  
 CONC142-B  
 CONC147-A  
 CONC147-B  
 CONC148  
 CONC149  
 CONC150  
 CONC151  
 CONC152  
 CONC153  
 CONC154-A  
 CONC154-B  
 CONC154-C  
 CONC155  
 CONC163  
 CONC164  
 CONC165

**DISTRICT 5**

CONC125  
 CONC126  
 CONC132  
 CONC135-A  
 CONC135-B  
 CONC136  
 CONC137  
 CONC141  
 CONC143-A  
 CONC143-B  
 CONC144  
 CONC156  
 CONC157  
 CONC158  
 CONC159  
 CONC160-A  
 CONC160-B  
 CONC161  
 CONC803-B (partial)  
 CONC901

**ORDINANCE NO. 18-2**

**AN ORDINANCE OF THE CITY OF CONCORD AMENDING  
CONCORD MUNICIPAL CODE CHAPTER 2.35 (ELECTIONS) TO ESTABLISH A  
BY-DISTRICT ELECTION PROCESS**

**WHEREAS**, the City of Concord currently elects its Councilmembers using an at-large election system; and

**WHEREAS**, in the at-large election system, candidates may live in any part of the City and each Councilmember is elected by the voters of the entire City; and

**WHEREAS**, in a by-district election system, a candidate for City Council must live in the district which he or she wishes to represent, and only the voters of that district are entitled to vote to decide who their representative will be; and

**WHEREAS**, the City received a demand letter from Scott Rafferty, Attorney at Law, asserting that the City's at-large Councilmember electoral system violates the California Voting Rights Act ("CVRA") and threatening litigation if the City declines to voluntarily change to a district-based election system for electing Councilmembers; the letter was dated November 14, 2017, was emailed to the City Clerk on November 14, 2017, at 5:33 pm, and received by certified mail on November 20, 2017; and

**WHEREAS**, the City received a demand letter from the Shenkman & Hughes law firm also asserting that the City's at-large Councilmember electoral system violates the CVRA and threatening litigation if the City declines to voluntarily change to a district-based election system for electing Councilmembers; the letter was dated November 10, 2017, and received by certified mail on November 17, 2017; and

**WHEREAS**, the City denies that its at-large Councilmember electoral system violates the CVRA or any other provision of law; and

1           **WHEREAS**, despite the foregoing, the City Council has determined that the public interest  
2 would be served by transitioning to a district-based electoral system because of: 1) the extraordinary  
3 cost to defend against a CVRA lawsuit, 2) the risk of losing such a lawsuit which would require the  
4 City to pay the prevailing plaintiffs' attorneys' fees, and 3) the reimbursable costs and attorneys' fees  
5 would be capped at a maximum of \$30,000 by following the procedures set forth in Elections Code  
6 Section 10010 as amended by AB 350; and  
7

8           **WHEREAS**, California Government Code Section 34886, as amended effective January 1,  
9 2017, provides:

10           Notwithstanding Section 34871 or any other law, the legislative body of a city may adopt an  
11 ordinance that requires the members of the legislative body to be elected by district or by  
12 district with an elective Mayor, as described in subdivisions (a) and (c) of Section 34871,  
13 without being required to submit the ordinance to the voters for approval. An ordinance  
14 adopted pursuant to this section shall include a declaration that the change in the method of  
15 electing members of the legislative body is being made in furtherance of the purposes of the  
16 California Voting Rights Act of 2001 (Chapter 1.5 (commencing with Section 14025) of  
17 Division 14 of the Elections Code); and  
18

19           **WHEREAS**, California Government Code Section 34871(c) provides for the election of  
20 members of the legislative body of a city by districts in five districts; and  
21

22           **WHEREAS**, at its regular meeting on January 2, 2018, the City Council adopted a resolution  
23 of intent to establish a by-district voting process pursuant to Elections Code Section 10010; and

24           **WHEREAS**, the change in the method of electing members of the City Council of the City of  
25 Concord made by this ordinance is being made in furtherance of the purposes of the California Voting  
26 Rights Act of 2001 (Chapter 1.5 (commencing with Section 14025) of Division 14 of the Elections  
27 Code), including to implement the guarantees of Section 7 of Article I and of Section 2 of Article II of  
28

1 the California Constitution, as set forth in Section 14031 of the California Elections Code and  
2 Government Code Section 34886, and

3       **WHEREAS**, under the provisions of California Elections Code Section 10010, a political  
4 subdivision that changes from an at-large method of election to a by-district method of election shall  
5 hold at least two public hearings over a period of no more than thirty days, at which the public is  
6 invited to provide input regarding the composition of the districts before drawing a draft map or maps  
7 of the proposed boundaries of the districts; and

8  
9       **WHEREAS**, before any maps of the proposed boundaries of the districts were drawn, the City  
10 Council held public hearings on January 16, 2018 and January 23, 2018, at which time input from the  
11 public on the composition of the Council districts including criteria for determining district  
12 boundaries, the number of districts, whether to provide for a directly elected mayor, and the timing  
13 and sequence of implementing district elections, was invited and heard; and

14  
15       **WHEREAS**, at the public hearings on January 16, 2018 and January 23, 2018, the City  
16 Council considered all oral and written information, testimony, and comments received during the  
17 public review process, including information received at the public hearings, oral and written reports  
18 from City staff and the City’s demographer, exhibits, maps, and all other pertinent information prior  
19 to acting on, or making recommendations on, the district elections process and composition of maps;  
20 and

21       **WHEREAS**, at the public hearing on January 23, 2018, the City Council instructed its  
22 demographer to develop four (4) draft map options containing five (5) districts each; and

23       **WHEREAS**, on January 30, 2018, consistent with the provisions of California Elections Code  
24 Section 10010, the City published and made available for release, all of the draft maps under  
25 consideration. In addition to newspaper publication, on January 30, 2018 the draft maps were made  
26 available on the City’s website and the public was invited to provide comment via the City’s public  
27 engagement forum Concord Community Town Hall; and  
28

1           **WHEREAS**, as required by California Elections Code Section 10010, the City held additional  
2 hearings within a period of no more than 45 days, the first on February 6, 2018, and the second on  
3 February 27, 2018, at which the public was invited to provide input regarding the content of the draft  
4 maps, as well as the timing and sequence of district elections; and  
5

6           **WHEREAS**, at the public hearing on February 6, 2018, the City Council considered all oral  
7 and written information, testimony, including that received through Concord Community Town Hall,  
8 and comments received during the public review process, including information received at the public  
9 hearings, oral and written reports from City staff and the City’s demographer, exhibits, maps, and all  
10 other pertinent information prior to acting on, or making recommendations on, the content of the draft  
11 map or maps and the proposed timing and sequence of elections; and

12           **WHEREAS**, at the public hearing on February 6, 2018, the City Council instructed its  
13 demographer to develop revisions to the “Plan Blue” draft map option containing five (5) districts,  
14 including shifting certain proposed boundaries and renumbering proposed Districts 1 and 2, and  
15 terming the revised map the Cobalt Plan, attached hereto; and

16           **WHEREAS**, on February 16, 2018, consistent with the provisions of California Elections  
17 Code Section 10010, the City published and made available for release, such revised draft map. In  
18 addition to newspaper publication on February 16th, the revised draft map was made available on the  
19 City’s website on February 12th, and the public was invited to provide comment including through  
20 Concord Community Town Hall; and  
21

22           **WHEREAS**, the proposed timing and sequence of district elections was also published; and

23           **WHEREAS**, at the public hearing on February 27, 2018, the City Council considered all oral  
24 and written information, testimony, and comments received during the public review process,  
25 including information received at the public hearings, oral and written reports from City staff and the  
26 City’s demographer, exhibits, maps, and all other pertinent information prior to acting on the revised  
27 draft map and the timing and sequence of elections; and  
28

1           **WHEREAS**, at the public hearing on February 27, 2018, the City Council voted to proceed  
2 with the revised map hereto and commence district elections in 2018 for Districts 1, 3, and 5; and

3           **WHEREAS**, the purpose of this Ordinance is to enact, pursuant to California Government  
4 Code Section 34886, an ordinance providing for the election of the members of the City Council of  
5 the City of Concord by district in five single-member districts.

6           **NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CONCORD DOES**  
7 **ORDAIN AS FOLLOWS:**

8 **Section 1.**     CEQA. The City Council finds that the proposed amendments to the Concord  
9 Municipal Code are exempt from the requirements of the California Environmental Quality Act  
10 (CEQA) pursuant to Title 14 of the California Code of Regulations, Section 15061(b)(3) because it  
11 can be seen with certainty that there is no possibility that the activity in question may have a  
12 significant effect on the environment.  
13

14 **Section 2.**     Concord Municipal Code Amended. Concord Municipal Code Chapter 2.35  
15 (Elections) shall be amended to include the following language

16 Article III. District Elections

17 2.35.120       By-district electoral system for five Councilmembers.

18 (a)     Pursuant to California Government Code Sections 34886 and 34871(c), Councilmembers shall  
19 be elected by-districts in five (5) single-member districts.

20 (b)     Except as provided in subdivision (c) hereof, the Councilmember elected to represent a district  
21 must live in that district and be a registered voter in that district, and any candidate for City Council  
22 must live in, and be a registered voter in, the district in which he or she seeks election at the time  
23 nomination papers are issued, pursuant to California Government Code Section 34882 and Elections  
24 Code Section 10227.  
25

26 (c)     A Councilmember in office at the time this Article takes effect shall continue in office until the  
27 expiration of the full term to which he or she was elected or appointed and until his or her successor is  
28

1 qualified. If vacancies in Councilmember offices elected at-large occur before expiration of the full  
2 term thereof, such vacancies may be filled according to law from the City at-large.

3 (d) Upon expiration of the full term of each Councilmember elected at-large, that  
4 Councilmember's successor shall be elected on a by-district basis in the districts established in  
5 Section 2.35.130 and as provided in Section 2.35.140. A vacancy in a Councilmember office elected  
6 by-district shall be filled according to law by a person qualified to hold the office, who lives in the  
7 district.  
8

9 2.35.130 Districts.

10 (a) Elections shall take place, and Councilmembers shall be elected, "by-districts" as that term is  
11 defined in California Government Code Section 34871, meaning one member of the City Council  
12 shall be elected from each district, by the voters of that district alone.  
13

14 (b) The districts are as follows:

15 District 1: All that portion of the City of Concord lying northerly of the following described  
16 line: Beginning at the intersection of Bailey Rd and the northerly boundary of the City of  
17 Concord, and proceeding southerly to boundary of the City of Concord, and proceeding  
18 southwesterly along the boundary of the City of Concord to Ayers Rd, and proceeding  
19 southerly along Ayers Rd to Clayton Rd, and proceeding easterly along Clayton Rd to Alberta  
20 Way, and proceeding southerly along Alberta Way to Ygnacio Valley Rd, and proceeding  
21 westerly along Ygnacio Valley Rd to 37°56'54"N and 121°58'45"W, and proceeding  
22 northerly to 37°56'55"N and 121°58'44"W, and proceeding northeasterly to 37°56'56"N and  
23 121°58'42"W, and proceeding easterly to 37°56'56"N and 121°58'41"W, and proceeding  
24 northerly along Ayers Dr to Newhall Community Park, and proceeding northeasterly along  
25 Newhall Community Park to Treat Blvd, and proceeding northerly along Treat Blvd to  
26 Clayton Rd, and proceeding westerly along Clayton Rd to Farm Bureau Rd, and proceeding  
27  
28

1 northerly along Farm Bureau Rd Willow Pass Rd, and proceeding northeasterly along Willow  
2 Pass Rd to 37°59'12"N and 122°00'37"W, and proceeding northerly to 37°59'27"N and  
3 122°00'35"W, and proceeding northeasterly to 37°59'33"N and 122°00'22"W, and  
4 proceeding southeasterly to 37°59'29"N and 122°00'16"W, and proceeding northerly along  
5 Willow Pass Rd to the northerly boundary of the City of Concord.  
6

7 District 2: All that portion of the City of Concord lying northerly and westerly of the  
8 following described line: Beginning at the intersection of Concord Ave with the westerly  
9 boundary of the City of Concord; and proceeding easterly along Concord Ave to Galindo St,  
10 and proceeding southerly along Galindo St to Monument Blvd, and proceeding southerly along  
11 Monument Blvd to Systron Drive, and proceeding easterly along Systron Dr to Trailside Cir,  
12 and proceeding southeasterly to 37°57'54"N and 122°01'39"W, and proceeding easterly to  
13 37°57'55"N and 122°01'38"W, and proceeding southerly to 37°57'52"N and 122°01'37"W,  
14 and proceeding northerly along Contra Costa Cnl to Cowell Rd, and proceeding westerly along  
15 Cowell Rd to Coventry Rd, and proceeding northerly along Coventry Rd to Clayton Rd, and  
16 proceeding easterly along Clayton Rd to Farm Bureau Rd, and proceeding northerly along  
17 Farm Bureau Rd Willow Pass Rd, and proceeding northeasterly along Willow Pass Rd to  
18 37°59'12"N and 122°00'37"W, and proceeding northerly to 37°59'27"N and 122°00'35"W,  
19 and proceeding northeasterly to 37°59'33"N and 122°00'22"W, and proceeding southeasterly  
20 to 37°59'29"N and 122°00'16"W, and proceeding northerly along Willow Pass Rd to the  
21 northerly boundary of the City of Concord.  
22  
23

24 District 3: All that portion of the City of Concord lying westerly of the following described  
25 line: Beginning at the intersection of Concord Ave with the westerly boundary of the City of  
26 Concord; and proceeding easterly along Concord Ave to Galindo St, and proceeding southerly  
27  
28

1 along Galindo St to Monument Blvd, and proceeding southerly along Monument Blvd to the  
2 southerly boundary of the City of Concord.

3 District 4: All that portion of the City of Concord lying southerly of the following described  
4 line: Beginning at the intersection of Monument Blvd and the southerly boundary of the City  
5 of Concord, and proceeding northerly to Systron Dr, and proceeding easterly along Systron Dr  
6 to Trailside Cir, and proceeding southeasterly to 37°57'54"N and 122°01'39"W, and  
7 proceeding easterly to 37°57'55"N and 122°01'38"W, and proceeding southerly to  
8 37°57'52"N and 122°01'37"W, and proceeding northerly along Contra Costa Cnl to Cowell  
9 Rd, and proceeding westerly along Cowell Rd to Coventry Rd, and proceeding northerly along  
10 Coventry Rd to Clayton Rd, and proceeding easterly along Clayton Rd to Babel Ln, and  
11 proceeding southerly along Babel Ln to Cowell Rd, and proceeding westerly along Cowell Rd  
12 to Court Ln, and proceeding southerly along Court Ln to Hitchcock Rd, and proceeding  
13 easterly along Hitchcock Rd to Kaski Ln, and proceeding northerly along Kaski Ln to Cowell  
14 Rd, and proceeding southeasterly along Cowell Rd to Ygnacio Valley Rd, and proceeding  
15 southerly along Ygnacio Valley Rd to the southerly boundary of the City of Concord.

16 District 5: All that portion of the City of Concord lying southerly of the following described  
17 line: Beginning at the intersection of Bailey Rd and the northerly boundary of the City of  
18 Concord, and proceeding southerly to boundary of the City of Concord, and proceeding  
19 easterly along the boundary of the City of Concord to Ayers Rd, and proceeding southerly  
20 along Ayers Rd to Clayton Rd, and proceeding easterly along Clayton Rd to Alberta Way, and  
21 proceeding southerly along Alberta Way to Ygnacio Valley Rd, and proceeding westerly along  
22 Ygnacio Valley Rd to 37°56'54"N and 121°58'45"W, and proceeding northerly to  
23 37°56'55"N and 121°58'44"W, and proceeding northeasterly to 37°56'56"N and  
24 121°58'42"W, and proceeding easterly to 37°56'56"N and 121°58'41"W, and proceeding  
25  
26  
27  
28

1 northerly along Ayers Dr to Newhall Community Park, and proceeding northeasterly along  
2 Newhall Community Park to Treat Blvd, and proceeding northerly along Treat Blvd to  
3 Clayton Rd, and proceeding westerly along Clayton Rd to Babel Ln, and proceeding southerly  
4 along Babel Ln to Cowell Rd, and proceeding westerly along Cowell Rd to Court Ln, and  
5 proceeding southerly along Court Ln to Hitchcock Rd, and proceeding easterly along  
6 Hitchcock Rd to Kaski Ln, and proceeding northerly along Kaski Ln to Cowell Rd, and  
7 proceeding southeasterly along Cowell Rd to Ygnacio Valley Rd, and proceeding southerly  
8 along Ygnacio Valley Rd to the southerly boundary of the City of Concord.

9  
10 A map showing the districts described in this Ordinance is attached hereto as Attachment 1  
11 and incorporated by this reference. To the extent there is a conflict between the descriptions  
12 contained in the Ordinance codified in this Chapter and the map incorporated herein, the map shall  
13 prevail. If necessary to facilitate the implementation of this Ordinance, the City Manager or his or her  
14 designee is authorized to make technical adjustments to the district boundaries that do not  
15 substantively affect the populations in the districts or the eligibility of candidates. The City Manager  
16 shall consult with the City Attorney concerning any technical adjustments deemed necessary and shall  
17 advise the City Council of any such adjustments required in the implementation of the districts.

18  
19 (c) The districts specified in subdivision (b) shall continue in effect until they are amended or  
20 repealed in accordance with law.

21  
22 2.35.140 Election schedule.

23 (a) Councilmembers from Districts 1, 3, and 5 shall be elected beginning at the General Municipal  
24 Election in November 2018, and every four years thereafter.

25 (b) Councilmembers from Districts 2 and 4 shall be elected beginning at the General Municipal  
26 Election in November 2020, and every four years thereafter.

1 2.35.150 Severability. If any section, subsection, sentence, clause or phrase of this ordinance is  
2 for any reason held by a court of competent jurisdiction to be invalid, such a decision shall not affect  
3 the validity of the remaining portions of this ordinance. The City Council of the City of Concord  
4 hereby declares that it would have passed this ordinance and each section or subsection, sentence,  
5 clause and phrase thereof, irrespective of the fact that any one or more sections, subsections,  
6 sentences, clauses or phrases be declared invalid.  
7

8 **Section 4.** Effective Date. This Ordinance No. 18-2 shall become effective thirty (30) days  
9 following its passage and adoption. In the event a summary of said Ordinance is published in lieu of  
10 the entire Ordinance, a certified copy of the full text of this Ordinance shall be posted in the office of  
11 the City Clerk at least five (5) days prior to its adoption and within fifteen (15) days after its adoption,  
12 including the vote of the Councilmembers. Additionally, a summary prepared by the City Attorney's  
13 Office shall be published once at least five (5) days prior to the date of adoption of this Ordinance and  
14 once within fifteen (15) days after its passage and adoption, including the vote of the  
15 Councilmembers, in the East Bay Times, a newspaper of general circulation in the City of Concord.  
16

17  
18 

---

Edi E. Birsan, Mayor

19 ATTEST:

20  
21 

---

Joelle Fockler, MMC, City Clerk

22  
23 (Seal)

24 //

25 //

26 //

27 //

28 //

1 Ordinance No. 18-2 was duly and regularly introduced at a regular meeting of the City Council  
2 of the City of Concord held on February 27, 2018, and was thereafter duly and regularly passed and  
3 adopted at a regular joint meeting of the City Council of the City of Concord on March 6, 2018 by the  
4 following vote:

5 **AYES:** Councilmembers -

6 **NOES:** Councilmembers -

7 **ABSTAIN:** Councilmembers -

8 **ABSENT:** Councilmembers -

9  
10 **I HEREBY CERTIFY** that the foregoing is a true and correct copy of an ordinance duly and  
11 regularly introduced, passed, and adopted by the City Council of the City of Concord, California.  
12

13  
14 \_\_\_\_\_  
15 Joelle Fockler, MMC  
16 City Clerk

17 Attachment 1: District Map  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

# Proposed District Elections Boundary Map!

*We need your feedback on the proposed district elections boundary map !*

All Responses sorted chronologically

As of February 21, 2018, 10:16 AM



*Concord Community Town Hall is not a certified voting system or ballot box. As with any public comment process, participation in Concord Community Town Hall is voluntary. The responses in this record are not necessarily representative of the whole population, nor do they reflect the opinions of any government agency or elected officials.*

# Proposed District Elections Boundary Map!

*We need your feedback on the proposed district elections boundary map !*

As of February 21, 2018, 10:16 AM, this forum had:

Attendees: 41

All Responses: 13

Minutes of Public Comment: 39

This topic started on February 12, 2018, 12:09 PM.

# Proposed District Elections Boundary Map!

We need your feedback on the proposed district elections boundary map !

## Responses

What do you like about Plan Cobalt and what concerns you about Plan Cobalt?

Answered 13

Skipped 0

1 2 3 4 5 area around believe best carveout clayton cobalt  
concord council crossings d different district districts do  
downtown each from good how interest like live m make map most  
neighborhoods one overall plan t they think zone

Would you suggest any changes to the proposed map?

Answered 13

Skipped 0

1 2 242 3 4 all area better boundary changes choice clayton  
cobalt concord considered council district do just like lime  
map maps monument neighborhoods north orange people  
plan proposed reason reflect ridge road see true valley which yellow

What is your community of interest and has it been kept together in any or all of the alternatives?

Answered 10

Skipped 3

4 5 area been clayton community concerned crossings district  
does don each from good high hill housing including interest

---

## Proposed District Elections Boundary Map!

We need your feedback on the proposed district elections boundary map !

---

kept like lived monument nearby neighborhood

**neighborhoods** new other particular plan pleasant relate

residents **roads** see **t** think **together** valley **versus**

---

### Additional comments:

Answered 7

Skipped 6

**5** any believe **best** cobalt community concord **council** decision

**district** districts does **each** job know led leslye like **map**

more next other out **part** plan **process** public residents

**schools** **so** term thank them **they** very VS want **was** what zones

---

Would you like to stay updated on district elections? If so, please provide your email address below.

Answered 10

Skipped 3

com gmail net pacbell sbcglobal

---

---

## Proposed District Elections Boundary Map!

We need your feedback on the proposed district elections boundary map !

---

Name not shown inside Concord City Boundaries (unverified)

February 18, 2018, 5:51 PM

Plan Cobalt

Click the map to expand and zoom.

### **What do you like about Plan Cobalt and what concerns you about Plan Cobalt?**

I do not like the boundaries in the Cobalt or Orange maps. I do not think they reflect the true "neighborhoods", schools, shopping areas, etc. My preference is the YELLOW map; however, this interactive map would not let me change to a different map to make my detailed comments.

### **Would you suggest any changes to the proposed map?**

See the YELLOW map. Those boundary lines better reflect the true neighborhoods in the City of Concord. GREEN would be my 2nd choice. ORANGE is my 3rd choice and Cobalt is my last choice. The YELLOW map keeps people more geographically aligned. Example: In Cobalt District #1, you have an area between Clayton Road and Cowell Road in the same "District" as people in Concord Estates, Hillcrest area and North Concord. The interests, school boundaries, churches, demographics, and family lives do not have much in common; which is just one reason why I prefer the Yellow Map. All of the "Districts" in the YELLOW map, in my opinion, truly reflect the true "Neighborhoods" in this City of Concord.

### **What is your community of interest and has it been kept together in any or all of the alternatives?**

I have lived in Concord since I was 6 weeks old, 68+ years and have lived in Sections #1, #2, #4 and #5; and I think I have a good understanding of which neighborhoods relate to each other. Neighborhoods that relate to each other will better support a candidate from their "District" versus someone who does not really understand the history of the "neighborhood", the true demographics of the areas and how the neighborhoods are designed (high density housing versus larger lots with older/unique family dwellings).

### **Additional comments:**

Thank you for giving the residents the opportunity to voice our opinions. I wish I could have more detailed comments on each colored map.

### **Would you like to stay updated on district elections? If so, please provide your email address below.**

Yes: lizmwood@pacbell.net

---

## Proposed District Elections Boundary Map!

We need your feedback on the proposed district elections boundary map !

---

Name not shown inside Concord City Boundaries (registered)

February 18, 2018, 10:59 AM

Plan Cobalt

Click the map to expand and zoom.

### What do you like about Plan Cobalt and what concerns you about Plan Cobalt?

1. I like that the two BART stations are in different districts.
2. A concern is that District 5 is not "contiguous" as specified by the California Voter Rights Act.
3. I'd like to see 3 districts intersecting in the downtown because it prompts cooperation of 3 representatives on important downtown issues.

### Would you suggest any changes to the proposed map?

Changes to the map that I would like to see:

1. District 3 (Monument district) should straddle Monument Blvd as there are residences and businesses there that should not be pushed into District 4.
2. By including the area just south of Monument (considered part of "the Monument") in District 4 their votes and voices are watered down by their own district negating the reason for this process.
2. District 3 (Monument district) should not extend north of 242.
3. District 2 (North Concord district) should be included the area north of 242. Highway 242 should be considered a boundary line.

### What is your community of interest and has it been kept together in any or all of the alternatives?

No response

### Additional comments:

1. I was disappointed that the Council moved so quickly to select a map and so early in the process. It felt like the end of public decision and collaboration.
2. I definitely want to see an independent commission for the next map redistricting after the next census. This is very important as I believe the Council should not be part of the process because they all inherently have a self-interest in the process. Also necessary, interactive community workshops should be part of the process.
3. I was appalled to hear Council Member Ron Leone say that the reason he liked the Blue map was that it 'does not pit any council members against each other in any specific district, the way it works out, and so I think it's only fair for them.' The incumbent protection should not be part of the decision making process.
4. When discussing whether a district should get to start out with a 2-year term vs a 4-year term, the residents of that district should be able to state what they believe is best for them - this decision should not be made on their behalf. Do not presume to know what is best for, or what they want. We need to undo the structural processes in our country that have led to the inequities in our society.

---

## Proposed District Elections Boundary Map!

We need your feedback on the proposed district elections boundary map !

---

5. I'd like to know more about the distribution of schools in each of the districts and why? There very few schools in District 5 vs the other districts on this Cobalt map.

**Would you like to stay updated on district elections? If so, please provide your email address below.**  
I'm well informed on this issue. But I believe that many Concord residents are not aware of this process.

---

## Proposed District Elections Boundary Map!

We need your feedback on the proposed district elections boundary map !

---

Name not available (unclaimed)

February 17, 2018, 1:10 PM

Plan Cobalt

Click the map to expand and zoom.

### **What do you like about Plan Cobalt and what concerns you about Plan Cobalt?**

The north parts of zones 1 & 2 look good. The carveout for zone 5 is bad. I'd make everything up to Ayers zone 5, then bring The Crossings, Crystal Ranch and Montecito, and Lime Ridge into zone 4. Zone 1 could add the area around Treat, eliminating the weird zone 5 carveout. The zone 4 carveout around Cowell seems odd too. I would also make zone 3 come down to David Ave.

### **Would you suggest any changes to the proposed map?**

Yes. See above

### **What is your community of interest and has it been kept together in any or all of the alternatives?**

I live in The Crossings and have relatives near Landana Drive

### **Additional comments:**

Thanks for gathering community input

### **Would you like to stay updated on district elections? If so, please provide your email address below.**

No response

---

## Proposed District Elections Boundary Map!

We need your feedback on the proposed district elections boundary map !

---

Mike McDermott inside Concord City Boundaries (registered)

February 16, 2018, 11:59 AM

Plan Cobalt

Click the map to expand and zoom.

### **What do you like about Plan Cobalt and what concerns you about Plan Cobalt?**

Overall Cobalt is the best map so far. It does the best job of identifying communities with common interests.

### **Would you suggest any changes to the proposed map?**

The only major flaw it has - like all the earlier maps - is it puts people in district 4 on both sides of lime ridge open space. Lime ridge is a physical boundary which should have been respected in the maps. Hopefully after the 2020 census this problem can be rectified.

### **What is your community of interest and has it been kept together in any or all of the alternatives?**

My community of interest is Turtle Creek including the Clayton Road Area and Newhall Park. This map does a good job, but I would also like to see Bel Aire shopping center included in future iterations of district 5.

### **Additional comments:**

No response

### **Would you like to stay updated on district elections? If so, please provide your email address below.**

No response

---

## Proposed District Elections Boundary Map!

We need your feedback on the proposed district elections boundary map !

---

George Fulmore inside Concord City Boundaries (registered)

February 16, 2018, 9:25 AM

Plan Cobalt

Click the map to expand and zoom.

### **What do you like about Plan Cobalt and what concerns you about Plan Cobalt?**

I think that Plan Cobalt fairly represents Concord voting Districts, and I think that it evolved via a fair and open process. I have been to just about every public meeting involving Districts. I urge the Council to approve Plan Cobalt.

### **Would you suggest any changes to the proposed map?**

The deviations in populations seem to be within the guidelines. That is good. I also support each Council member who wishes to stay on the Council to have his/her own District, which Plan Cobalt does. I do not suggest any more changes to the proposed Plan Cobalt.

### **What is your community of interest and has it been kept together in any or all of the alternatives?**

I follow the Monument Community and its multiple communities of interest, including relatively high percentages of renters, Latinos, families with children, local schools with high nearby attendees, public parks that attract nearby residents, and the physical continuity of the housing structures north of Monument Blvd from Pleasant Hill up Galindo and back to Pleasant Hill.

### **Additional comments:**

I applaud Concord City staff for its hard work putting out materials on District Elections and arranging the series of public meetings that have led to Plan Cobalt.

### **Would you like to stay updated on district elections? If so, please provide your email address below.**

Yes.

---

## Proposed District Elections Boundary Map!

We need your feedback on the proposed district elections boundary map !

---

Name not shown inside Concord City Boundaries (registered)

February 16, 2018, 8:22 AM

Plan Cobalt

Click the map to expand and zoom.

### **What do you like about Plan Cobalt and what concerns you about Plan Cobalt?**

It does an adequate job of separating Concord based on their community of interests. I like the way it handled Districts 2, 3 and 4.

I'm satisfied with the way the map handled the Monument and North Concord.

### **Would you suggest any changes to the proposed map?**

I'd like the Council to explain why the Park Plaza neighborhood and Clayton Valley Charter High are in District 1. This is not a suggestion to change just a need for an explanation.

### **What is your community of interest and has it been kept together in any or all of the alternatives?**

Meadow Homes and Ellis Lake are my community of interest and yes, they have been kept together.

### **Additional comments:**

The Cobalt map does an adequate job of dividing Concord into Districts. It was not an easy task and I commend the City for their effort.

### **Would you like to stay updated on district elections? If so, please provide your email address below.**

haberkorn@gmail.com

---

## Proposed District Elections Boundary Map!

We need your feedback on the proposed district elections boundary map !

---

Mitch Kopp inside Concord City Boundaries (registered)

February 14, 2018, 12:30 PM

Plan Cobalt

Click the map to expand and zoom.

### **What do you like about Plan Cobalt and what concerns you about Plan Cobalt?**

I strongly oppose the Cobalt Plan, I do not believe that this plan serves the best interest of my neighborhood (Walnut Country/The Crossings) nor my area of Concord that I live, play and do most of my business in. I do patronize all neighborhoods in Concord and enjoy what each has to offer and brings to the culture of Concord. Having said this I believe that the Orange Plan is the best plan to serve Concord and those who live here.

### **Would you suggest any changes to the proposed map?**

I do patronize all neighborhoods in Concord and enjoy what each has to offer and brings to the culture of Concord. Having said this I believe that the Orange Plan is the best plan to serve Concord and those who live here.

### **What is your community of interest and has it been kept together in any or all of the alternatives?**

My neighborhood Walnut Country/The Crossings is not served well at all with the Cobalt Plan, I see the Orange Plan serving my community and those around me the best.

### **Additional comments:**

Please consider the Orange Plan as the best plan.

### **Would you like to stay updated on district elections? If so, please provide your email address below.**

mdkopp@astound.net

---

## Proposed District Elections Boundary Map!

We need your feedback on the proposed district elections boundary map !

---

richard bamberger inside Concord City Boundaries (registered)

February 13, 2018, 7:40 PM

Plan Cobalt

Click the map to expand and zoom.

### What do you like about Plan Cobalt and what concerns you about Plan Cobalt?

I like having a council person representing district. wish map showed population of each area

### Would you suggest any changes to the proposed map?

1 and 5 should be squared off better, it appears to be designed for ??? instead of residents and their schools

### What is your community of interest and has it been kept together in any or all of the alternatives?

No response

### Additional comments:

No response

### Would you like to stay updated on district elections? If so, please provide your email address below.

No response

---

## Proposed District Elections Boundary Map!

We need your feedback on the proposed district elections boundary map !

---

Name not shown inside Concord City Boundaries (registered)

February 13, 2018, 6:44 PM

Plan Cobalt

Click the map to expand and zoom.

### **What do you like about Plan Cobalt and what concerns you about Plan Cobalt?**

I like the Community aspect of the plan, however, we live directly across from CSUEB on Ygnacio Valley Road and are in Plan Cobalt 1. Not sure how much in common we would have with Plan 1 since majority of focus will most likely be about the NWS. Suggesting Clayton Valley area should be included in Zone 5 since most of our concerns would changes affecting our Concord/Clayton border area.

### **Would you suggest any changes to the proposed map?**

Include Clayton Valley area in Zone 5 and move the line for Zone 1 over towards Ygnacio Valley Road/Kirker Pass and include areas affected by the upcoming changes that back up to the NWS development.

### **What is your community of interest and has it been kept together in any or all of the alternatives?**

Clayton Valley area doesn't appear to be kept together.

### **Additional comments:**

Will be interesting to see if our current Council Members would be representative of the Zones proposed. If not how would that be resolved? Just a suggestion that if you look at the Nextdoor breakdown of communities it might help in clarifying the zones. Community Relations Manager Leslye Asera does a fantastic job in keeping our neighborhoods updated. thank you Leslye !

### **Would you like to stay updated on district elections? If so, please provide your email address below.**

Not directly, however, appreciate the continued updates on Nextdoor.

---

## Proposed District Elections Boundary Map!

We need your feedback on the proposed district elections boundary map !

---

Name not shown inside Concord City Boundaries (unverified)

February 13, 2018, 6:23 PM

Plan Cobalt

Click the map to expand and zoom.

### **What do you like about Plan Cobalt and what concerns you about Plan Cobalt?**

Each district seems to be evenly distributed by population and ethnicity of all districts except one. Proposed district three is clearly a "carve- out" for one ethnicity. I'm not sure how I feel about it and I realize from the city council meetings how important it is to many in the group to have representation. I worry overall that the redistricting isn't good for the city. It may result in our elected officials acting with one district interest vs. the overall interest of the city. I'm not thrilled overall with the proposition because I don't think it's good for the city and a democratic process. I realize the city doesn't have a choice.

### **Would you suggest any changes to the proposed map?**

I live in a proposed district where and the majority of the are homeowners vs. densely populated apartment housing. I don't think there is a good solution to incorporate the two competing interests. I'm hoping the district takes one side of Monument vs. both sides of the street although proposed district three seems to take in to consideration the special district interest.

### **What is your community of interest and has it been kept together in any or all of the alternatives?**

I don't have a community of interest. I like some of the alternate maps that have been proposed for upcoming elections starting in 2020. I hope we have an opportunity to consider these as an option at a later date. I don't think it's possible to keep every community together unless you add another district and everyone is comfortable with this "special" district not representing the racial and population of one particular group. I'm not a fan of carve outs, I don't want my district for example to represent any particular vocal community.

### **Additional comments:**

No response

### **Would you like to stay updated on district elections? If so, please provide your email address below.**

svp2x@sbcglobal.net

---

## Proposed District Elections Boundary Map!

We need your feedback on the proposed district elections boundary map !

---

Carol Kitchens inside Concord City Boundaries (registered)

February 13, 2018, 4:54 PM

Plan Cobalt

Click the map to expand and zoom.

### **What do you like about Plan Cobalt and what concerns you about Plan Cobalt?**

I like that each District will be represented by a council member ! They will be able to share the concerns of the district they represent because they live there and know the wishes of their neighbors!

### **Would you suggest any changes to the proposed map?**

No! Looks fair!

### **What is your community of interest and has it been kept together in any or all of the alternatives?**

District 5! I am concerned about the increase in traffic in our neighborhoods coming from East County on Treat and Ignacio Valley Roads! I am extremely concerned about the development of the Naval Weapons Station and that these roads will be even more impacted in the morning and evenings. Roads need to be built that will take new residents to highway 4 and not through The New Pine Hollow District! We are already gridlocked!

### **Additional comments:**

No response

### **Would you like to stay updated on district elections? If so, please provide your email address below.**

carolkitchens@gmail.com

---

## Proposed District Elections Boundary Map!

We need your feedback on the proposed district elections boundary map !

---

miguel gonzalez inside Concord City Boundaries (registered)

February 13, 2018, 4:49 PM

Plan Cobalt

Click the map to expand and zoom.

### What do you like about Plan Cobalt and what concerns you about Plan Cobalt?

I don't like that the triangular are bordered by Farm Bureau, Willow Pass and Clayton Rod is in district 2. The housing and general makeup of the area is very different from the rest of district 2. It rightly belongs in district 1 or 4.

### Would you suggest any changes to the proposed map?

Go with Yellow

### What is your community of interest and has it been kept together in any or all of the alternatives?

No response

### Additional comments:

No response

### Would you like to stay updated on district elections? If so, please provide your email address below.

elkilo@pacbell.net

---

## Proposed District Elections Boundary Map!

We need your feedback on the proposed district elections boundary map !

---

Mark Weinmann inside Concord City Boundaries (registered)

February 12, 2018, 8:01 PM

Plan Cobalt

Click the map to expand and zoom.

### **What do you like about Plan Cobalt and what concerns you about Plan Cobalt?**

As a resident of the Crossings and the "South" part of Concord that is often overlooked by City Staff and Services, I believe that this plan is fracturing our neighborhoods. Live Oak HOA to our East and Limeridge to the West, whom we often collaborate with are each in separate districts from ours. If District elections are to provide better representation, this is not how to do it.

### **Would you suggest any changes to the proposed map?**

Yes, the Orange plan for this are of South Concord offers a better districting to retain our neighborhood alliances

### **What is your community of interest and has it been kept together in any or all of the alternatives?**

My community of interest are the HOA neighborhoods that have like make-up, current under representation and service by the city and a commitment to work together. These include the Crossings, Limeridge, Live Oak, Turtle Creek Montecito, Crystl Ranch. The Cobalt Blue plan effectively tears this apart.

### **Additional comments:**

*No response*

### **Would you like to stay updated on district elections? If so, please provide your email address below.**

markweinmann@sbcglobal.net

## Simpson, Laura

---

**From:** Carol Scolini <mamacas369@yahoo.com>  
**Sent:** Thursday, February 15, 2018 12:53 PM  
**To:** District Elections  
**Subject:** District Elections

I don't think anyone has adequately explained why we're better off with district elections. I lived in SF years ago when the city first went to district elections and all we got was a stop sign on every corner. As they say, "if it ain't broke, don't fix it".

Don Scolini

**Simpson, Laura**

---

**From:** Dustin <drluddite@yahoo.com>  
**Sent:** Wednesday, February 14, 2018 9:00 PM  
**To:** District Elections  
**Subject:** District map feedback

The ClayCord website suggested we give feedback regarding proposed district maps. I was born in the old Mt. Diablo hospital and we were able to buy our first home in Concord in 2009 and 2nd home in Concord in 2014, so we have some skin in the game.

I like the way the Plan Yellow is structured most. It makes sense in my mind. I do worry that the area harboring the Monument corridor would be under represented either by population or likely political participation. If those are valid concerns, then the Plan Orange map would be my second preferred option.

Good luck,  
Dustin Reed

Sent from my iPad

## Simpson, Laura

---

**From:** Herbert Lee <herblee@yahoo.com>  
**Sent:** Wednesday, February 14, 2018 11:10 AM  
**To:** District Elections  
**Subject:** District Election Maps Feedback

Since I may not be able to attend the meetings, I would like to say that the Orange plan seems to be the most appropriate. It feels like it has the least cutouts and the most straight lines among the 4 maps.

## Simpson, Laura

---

**From:** Robert S. <[robert@shurbet.net](mailto:robert@shurbet.net)>  
**Sent:** Wednesday, February 14, 2018 10:50 AM  
**To:** District Elections  
**Subject:** Re: Cobalt District Map Feedback

Apologies, Claycord.com did something confusing and put an older BLUE map plan in their post. <http://claycord.com/2018/02/14/one-more-chance-concord-residents-encouraged-to-comment-on-proposed-district-map/>

Please disregard this feedback. The COBALT plan as drawn is acceptable.

Thanks,

Robert Shurbet  
Resident of proposed *District 1*

---

**From:** Robert S. <[robert@shurbet.net](mailto:robert@shurbet.net)>  
**Sent:** Wednesday, February 14, 2018 10:31 AM  
**To:** [districtelections@cityofconcord.org](mailto:districtelections@cityofconcord.org)  
**Subject:** Cobalt District Map Feedback

Hello planning team,

The Cobalt plan is a definite improvement, however it makes little sense for the section of the Weapons Station south of Willow Pass Road to be assigned to District 1. That part of the Weapons Station should belong to District 2, since any development that happens in that area would significantly and directly impact District 2.

Thank you.

Robert Shurbet  
Resident of proposed District 2

## Simpson, Laura

---

**From:** Greg Teal <gteal@me.com>  
**Sent:** Wednesday, February 14, 2018 10:46 AM  
**To:** District Elections  
**Subject:** Re: Cobalt Plan Feedback

Hi again planning team,

Please disregard my previous message. I was looking at an old map that was posted to Claycord.com this morning. The current Cobalt plan looks good!

Thanks and apologies for the confusion.

Greg

> On Feb 14, 2018, at 10:02 AM, Greg Teal <[gteal@me.com](mailto:gteal@me.com)> wrote:

>

> Hello planning team,

>

> Overall I like this plan, however it makes no sense for the section of the NWS south of Willow Pass Road to belong to District 1. That part of the NWS should belong to District 2, as whatever development happens in that area would significantly impact District 2. And since there are zero people living there, it should be easy to reassign that section of the NWS to District 2.

>

> Thank you.

>

> Greg Teal

> Resident of proposed District 2

>

>

> Sent from my iPhone

>

**Simpson, Laura**

---

**From:** Robert S. <robert@shurbet.net>  
**Sent:** Wednesday, February 14, 2018 10:31 AM  
**To:** District Elections  
**Subject:** Cobalt District Map Feedback

Hello planning team,

The Cobalt plan is a definite improvement, however it makes little sense for the section of the Weapons Station south of Willow Pass Road to be assigned to District 1. That part of the Weapons Station should belong to District 2, since any development that happens in that area would significantly and directly impact District 2.

Thank you.

Robert Shurbet  
Resident of proposed District 2

## Simpson, Laura

---

**From:** Greg Teal <gteal@me.com>  
**Sent:** Wednesday, February 14, 2018 10:03 AM  
**To:** District Elections  
**Subject:** Cobalt Plan Feedback

Hello planning team,

Overall I like this plan, however it makes no sense for the section of the NWS south of Willow Pass Road to belong to District 1. That part of the NWS should belong to District 2, as whatever development happens in that area would significantly impact District 2. And since there are zero people living there, it should be easy to reassign that section of the NWS to District 2.

Thank you.

Greg Teal  
Resident of proposed District 2

Sent from my iPhone

## Simpson, Laura

---

**From:** Scott Rafferty <rafferty@gmail.com>  
**Sent:** Friday, February 09, 2018 12:42 PM  
**To:** Edi Birsan; Brown, Susanne  
**Subject:** Re: Independent Redistricting Commission

Edi -  
I am writing to clarify that I contacted you, Edi, and understood that you had contacted Susanne, before Susanne called me.  
The provisions of AB350, which have not been interpreted in court, limit the extent that a diligent attorney can consult and investigate without triggering someone else to file without evidence. I realize that Susanne is busy before the 27th, but you cannot expect me to forego actions that may not be as effective after that date. An oral attempt to settle these questions would be privileged and not subject to disclosure.

Scott Rafferty  
1913 Whitecliff Ct  
Walnut Creek CA 94596  
mobile 202-380-5525

On 9 February 2018 at 12:11, Scott Rafferty <rafferty@gmail.com> wrote:

I hope my letter yesterday is helpful, Edi.\*

It would have been an appropriate time to shift to an elected mayor, as well, but it did not seem productive to repeat that proposal. For the same reason, I did not repeat my suggestion that a "short term" sync the Monument to the presidential election year. I believe that the CVRA remedy should reflect the needs of the community. Therefore, having listened to you and to community testimony, I wanted to identify these opportunities on which my client has no substantive position.

I agree with Susanne that the council can adopt a independent commission at a later time, but if Concord does become the first city to use the statutory authorization, the commission won't be composed as you suggested and probably won't be authorized to deal with population shifts from naval weapons station development until 2031. The statute is pretty specific about applying to decennial reapportionment only, which could disappoint some proponents.

I hope you take credit for reducing long-term elections costs by 50%, as Lompoc did when its districted. Its county is transparent about election charges and charges \$1.40 per registered voter, each of whom will now vote every four years instead of every two. So you should be paying \$80,000 every four years instead of every two - \$20,000 a year saved. You probably pay much more for elections, given our registrar's surcharge for his ill-conceived plan to replace current equipment with touchscreens. If so, Concord's savings may be higher!

I have been trying to talk to Suzanne on the city's plans for compensation. As you may know, she called me last November (not the other way around) and advised me to file a demand letter (when another attorney already had one in the mail). Even if this does not give rise to a claim outside the statutory authorization, the equities are quite compelling. She seems to feel my documentation is premature, which may reflect a different understanding of the statute than its authors. It would be better for the two of us to discuss this orally than for me to respond to her written positions, which would likely escalate concerns unnecessarily. I provided evidence and continue to support the city's

process. It would be both an injustice and a miscalculation to pay the entire \$30,000 to another attorney out of fear, when the city has not yet responded to a Public Records Act request seeking to determine the extent to which this attorney provided any evidence or advocacy for minority voters, or has engaged in any investigation, other than a letter that is largely formulaic and duplicative of letters that other jurisdictions have already compensated. As I have said many times, I do not want to litigate, but I do not expect to sit on my rights to be compensated fairly and at least to the extent required by law.

So, I do hope that Suzanne will return my calls soon.

Scott Rafferty  
1913 Whitecliff Ct  
Walnut Creek CA 94596  
mobile 202-380-5525

\* I assumed [citycouncil@cityofconcord.org](mailto:citycouncil@cityofconcord.org) already went to the city attorney or I would have copied her on yesterday's email.

On 9 February 2018 at 10:58, Edi Birsan <[edibirsan@gmail.com](mailto:edibirsan@gmail.com)> wrote:  
Thank you! Scott. Legal be able stuff has to be barked at Ms. Brown who IMe. Relaying this to.

Edi

On Feb 8, 2018 10:06 PM, "Scott Rafferty" <[rafferty@gmail.com](mailto:rafferty@gmail.com)> wrote:  
Mayor Birsan:

Attached please find comments on optional terms for the ordinance being prepared.

Scott Rafferty  
1913 Whitecliff Ct  
Walnut Creek CA 94596  
mobile 202-380-5525

# SCOTT J. RAFFERTY

ATTORNEY AT LAW

1913 WHITECLIFF COURT  
WALNUT CREEK CA 94596

(202)-380-5525  
RAFFERTY@GMAIL.COM

February 8, 2018

VIA ELECTRONIC MAIL

Mr. Edi Birsan  
Mayor  
City of Concord  
1950 Parkside Drive, MS/01  
Concord, CA 94519

Re: Independent Redistricting Commission

Dear Mayor Birsan:

Last November, based on a call initiated by your city attorney, I submitted a petition pursuant to AB 350 calling upon the city of Concord to comply with the California Voting Rights Act.<sup>1</sup> I examined the experience of litigation in Southern California and attempted to facilitate a process that was more economical, more collaborative, and more responsive to the conditions in Concord.

In that spirit, I note that the CVRA provides some unique opportunities for general law cities to implement election law changes that are not generally available. Therefore, I wanted to comment on two observations you made Tuesday night. First, you noted that an independent redistricting commission might be appropriate, especially if it included former council members. Second, you noted that the population influx in the Naval Weapons Station would likely occur mid-decade. On previous occasions, your colleagues and members of the public had referred to the possibility of deferring any expansion of the council to seven members until that time.

### Independent Redistricting Commission

Until last year, a general law city could only implement an independent redistricting commission as part of a CVRA remedy. SB 1108 provided a statutory basis for such a commission, but there are demanding requirements. These include a prohibition of persons who served on the council within the past eight years. Furthermore, Election Code, Section 23003 *only* allows such a commission to operate immediately after the decennial census. So far, no city has adopted a statutory independent commission.

CVRA settlements have adopted several models with greater flexibility. In Santa

---

<sup>1</sup> Although others have described this as a "demand letter," it contains no threat of litigation. On the contrary, it invokes the alternative process set forth in the statute. A consequence was a 45-day bar on litigation. Although the process is not complete, it has never been my expectation that litigation is likely.

Barbara, the council appoints three retired judges from outside the county, pursuant to a court-approved settlement. Banales, et al. v. City of Santa Barbara, Case No. 1468167 (Mar. 10, 2015). The Escondido settlement has the city manager appoint three retired judges, who in turn selected seven commissioners.<sup>2</sup> While the selection process and instructions prepared for such a Commission should focus on enhancing minority representation, the people of Concord have shown over the past month that they can implement such a mandate fairly themselves, without delegating to out-of-town judges.

### Council Expansion and Mid-Decade Redistricting

It is not unusual for city charters to provide a mechanism for increasing the number of council members upon the occurrence of a foreseeable circumstance or threshold. Until 2010, Fresno's charter provided for automatic expansion when the city population exceeded 540,000. Measure A, amending Fresno charter Sect. 1504. Absent a charter provision, Government Code, Section 34871 requires cities to obtain voter approval for changes in the number of council members. In the case of districted cities, it probably requires the costs of a special election to allow for redistricting before the general election. However, AB 1171 (2016) allowed larger cities which are districting under the CVRA to change district size without the costs and uncertainties of voter approval. Section 34886. Fremont, one of the first cities to use AB 1171, increased its size from five to seven in the course of its CVRA process.<sup>3</sup> A size increase could facilitate creating a second minority influence district in Concord, but there was strong sentiment to defer such a change until the Naval Weapons Station is developed.

As you explained, the population increase will not occur until after the 2021 reapportionment, so it is not relevant to the initial districting ordinance. The 2021 redistricting may distribute the area of anticipated population increase among more than one district, which will probably not include the Monument. There is normally no opportunity for mid-decade redistricting unless there is an annexation, consolidation or referendum to council size increase. Elections Code, Section 21603. So, an imbalance would normally continue until 2031.

The council may wish to consider whether the ordinance being drafted should include provisions allowing the council to increase its size and/or design an independent redistricting commission. An option to add two seats would avoid the costs and delay of a referendum. Unless authorized now in this ordinance, an independent commission could not include most former council members as well as

---

<sup>2</sup> In the event that your city attorney determines that judicial approval of such a remedy is desirable, the "prospective plaintiff" that I represent would be a willing counterparty to a settlement proposal submitted to the court.

<sup>3</sup> The city should consult with Fremont, since there has been a legal challenge, which in my view lacks merit. <https://www.eastbaytimes.com/2018/01/11/fremont-city-threatened-with-lawsuit-for-increasing-councils-size/>

some former city employees, and we would be subject to the additional strictures of SB 1108. If the council increased its size mid-decade (with or without voter approval), neither an advisory nor mandatory commission could design the districts, because the Election Code will not allow either form of citizen commission to convene until 2031. Election Code, Section 2300, et seq.

CONCLUSION

If the council and its constituents find favor in any of these options, adopting them at the time of enacting the CVRA remedy will either avoid the cost of a special election or make possible provisions that the Elections Code does not otherwise allow for general law cities. If they are of interest, you may consider them as well-deserved bonuses for the intense work that they have done to comply with the CVRA.

Sincerely,



Scott J. Rafferty

**From:** Kenji Yamada  
**To:** [Fockler, Joelle](#); [Concord City Council](#)  
**Subject:** Correspondence for 2018-02-27 City Council meeting  
**Date:** Thursday, February 15, 2018 8:37:33 PM

---

At non-agenda public comment in the Feb 13 City Council meeting, I accused Councilmember Ron Leone of having openly cited protection of incumbents as a reason to choose Plan Blue (in a modified form, “Cobalt”) at the third district hearing on Feb 6.

Councilmember Leone responded, “That’s not what I said.”

Here is what he said on Feb 6, verbatim.

“Now, I am also thinking of my fellow colleagues in looking at this, because the Blue map, if you look at it like this, does not pit any Councilmembers against each other in any specific district, the way it works out. And so I think that’s only fair to them. And like I said, I’m not caring about myself. I’m just – I’m concerned that we don’t want them to get pushed out of a seat just because we’re going to a district. So why force them to have two against each other? So, that was my idea on that.”

**From:** michael [<mailto:michael@wagamanstrategies.com>]  
**Sent:** Friday, February 09, 2018 4:53 PM  
**To:** Simpson, Laura; [rj@rjp.com](mailto:rj@rjp.com)  
**Subject:** Fwd:RE: Legal Descriptions

So looking all good from the county.

Michael Wagaman  
Wagaman Strategies  
916.440.0883  
[www.wagamanstrategies.com](http://www.wagamanstrategies.com)

=====  
Forwarded Message  
=====  
From : [Sara.Brady@vote.cccounty.us](mailto:Sara.Brady@vote.cccounty.us)  
To : [michael@wagamanstrategies.com](mailto:michael@wagamanstrategies.com), [Joel.Paschall@vote.cccounty.us](mailto:Joel.Paschall@vote.cccounty.us)  
Cc : [Evan.Ayers@vote.cccounty.us](mailto:Evan.Ayers@vote.cccounty.us)  
Date : Fri, 09 Feb 2018 16:50:04 -0800  
Subject : RE: Legal Descriptions  
=====  
Forward Message  
=====

Hey Michael,

We took a look at the Shapfiles you sent over and what's proposed in them will have minimal impact on our end and we don't foresee any issues.

Thanks for sharing once again.

Have a good weekend.

--

Sara Brady  
  
Election Services Manager  
Contra Costa County  
925-335-7807  
[www.cocovote.us](http://www.cocovote.us)

**From:** michael [mailto:[michael@wagamanstrategies.com](mailto:michael@wagamanstrategies.com)]  
**Sent:** Thursday, February 08, 2018 9:27 AM  
**To:** Joel Paschall <[Joel.Paschall@vote.cccounty.us](mailto:Joel.Paschall@vote.cccounty.us)>  
**Cc:** Sara Brady <[Sara.Brady@vote.cccounty.us](mailto:Sara.Brady@vote.cccounty.us)>; Evan Ayers <[Evan.Ayers@vote.cccounty.us](mailto:Evan.Ayers@vote.cccounty.us)>  
**Subject:** Re: Legal Descriptions

Shape file of the new draft map per your request. City is interested when you can review to let them know if any issues.

Michael Wagaman

Wagaman Strategies

916.440.0883

[www.wagamanstrategies.com](http://www.wagamanstrategies.com)

**From:** Tim Carr [<mailto:tcarr925@yahoo.com>]  
**Sent:** Friday, February 16, 2018 8:41 AM  
**To:** Concord City Council  
**Subject:** Raising pay for City Council

Before I start, let me say the Council members may refuse individually to accept any raise offered them per .Cal. Govt . Code 36516 (f).

With District Elections, new candidates will want to run and perhaps may not be able to afford being a council member since the amount of time consumed is large, and the pay is below the poverty line. So adjusting the salary to some real world pay I feel is appropriate. I have observed Concord Council members and all of them spend lots of time and their own money to do this job. I feel with such low pay, it may be a form of discrimination to keep non-wealthy candidates away from running. And having a typical citizen run for District representative is what this whole thing of district elections is all about.

Now if you don't want to adjust the base salary, how about allowing a 5% per year increase be automatic? Gov. code 36516 (4). In 20 years, the pay will have increased 100%. Make the ordinance only last 20 years. Future councils may want to reenact the law- that's up to them.

Tim Carr  
Sun Terrace  
[tcarr925@yahoo.com](mailto:tcarr925@yahoo.com)



# Concord City Council Districting

Concord City Council  
District Elections: Public Hearing #4

February 27, 2018

# Council Action Requested

---

- 1) Hold public hearing Number 4 to receive input on the Cobalt map and draft ordinance establishing five Council districts; and
- 2) Introduce the ordinance and waive further reading.

# Background

---

- **January 2<sup>nd</sup>, 2018**, Council adopted a resolution to transition to district elections to comply with the California Voting Rights Act of 2001. Safe harbor timeframe requires adoption by April.
- **January 16<sup>th</sup>**, first City Council public hearing held to receive input
- **January 23<sup>rd</sup>**, second public hearing held and received direction to provide 4 draft maps showing five Council districts.
- **February 6<sup>th</sup>**- first public hearing with maps.
- **February 27<sup>th</sup>**- hold second public hearing with maps (4<sup>th</sup> hearing) and introducing the ordinance

# Council Direction

---

- On January 23<sup>rd</sup>, Council provided direction to demographer:
  - 1) Each district must have nearly equal population
  - 2) Districts shall be compact and contiguous
  - 3) Community of interests, such as neighborhoods, including established HOAs, and the Monument should be undivided to the extent possible
  - 4) district should include both sides of business districts on major corridors
  - 5) Maintain precinct boundaries

# Four Map Alternatives

---

- Four maps were published on January 30<sup>th</sup>, as well as a base map.
- A map titled "slice geography" was developed of the building blocks for map creation, essentially keeping precincts intact. The public was asked to use this base if they proposed new map alternatives.
- Plan Blue- population deviation 5.2%
- Plan Green- population deviation 7.6%
- Plan Yellow- population deviation 5%
- Plan Orange- population deviation 7.6%

# FEBRUARY 6<sup>TH</sup> COUNCIL MEETING

- Council reviewed the four maps and heard testimony from 24 people who provided input through public testimony and 28 through Community Town Hall on the website.
- 13 supported the Orange Plan
- 11 supported the Yellow plan as modified by the Concord Community Alliance, also titled the “Purple Plan”.
- Several supported the Blue Plan and several the Green Plan.

# FEBRUARY 6<sup>TH</sup> COUNCIL MEETING

- Council then modified the Blue Plan in response to public comments to create the Cobalt Plan which:
  - Divided the CNWS into 3 districts
  - Joined downtown together with BART station into one district
  - Switched District 1 to become District 2, and vice versa
  - Resulted in lower total population deviation of 4.3%
- Feedback on Cobalt Map through Community Town Hall began February 12<sup>th</sup> through February 27<sup>th</sup>- included in packet.

# SCHEDULE

- **February 27, 2018** – Tonight is Public hearing #4 – view Cobalt map and ordinance, take testimony, if no changes, select map and introduce ordinance
- **March 6, 2018-** Public hearing 5 – adoption of ordinance

# Community Outreach

---

- Launched District Elections webpage at [www.cityofconcord.org/districtelections](http://www.cityofconcord.org/districtelections)
- Activated e-mail at [districtelections@cityofconcord.org](mailto:districtelections@cityofconcord.org)
- Fact sheet mailers in English and Spanish to residents, NextDoor notifications, e-mailed to over 2,000 individuals
- Community Town Hall survey
- Community meetings held at Monument Crisis Center on 1/18, in Dana Estates Feb. 26<sup>th</sup> and with the Chamber of Commerce on February 13<sup>th</sup> 4:00pm.
- Concord Rotary to be held March 1<sup>st</sup>, and Neto Community Network, March 24<sup>th</sup>.