

RESOLUTION NO. _____

IN THE MATTER OF CALLING AN ELECTION IN THE COUNTY OF SANTA BARBARA FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF THE COUNTY AN INITIATIVE TO CREATE A COUNTY OF SANTA BARBARA INDEPENDENT REDISTRICTING COMMISSION

WHEREAS, on July 3, 2018, the Board of Supervisors accepted the Registrar of Voters' Certification of the Initiative to Create a County of Santa Barbara Independent Redistricting Commission as sufficient to qualify as a measure to be submitted to the voters; and,

WHEREAS, on July 17, 2018, the Board of Supervisors approved submitting to the voters a measure titled Initiative to Create a County of Santa Barbara Independent Redistricting Commission.

NOW, THEREFORE, IT IS RESOLVED AND ORDERED, as follows:

1. The Board of Supervisors hereby submits the ordinance attached hereto as Exhibit A to the voters at the November 6, 2018 election.
2. The Board of Supervisors hereby calls an election and requests and orders that the election be consolidated with all other elections to be conducted by the Santa Barbara County Registrar of Voters as part of the statewide election on November 6, 2018.
3. The consolidated election will be held and conducted in the manner prescribed in Elections Code Section 10418.
4. The exact form of the question to be submitted to the voters of the County as it is to appear on the ballot is as follows:

<p>INITIATIVE TO CREATE A COUNTY OF SANTA BARBARA INDEPENDENT REDISTRICTING COMMISSION</p> <p>Shall the measure adding Section 2-10.91 to the Santa Barbara County Code to create an Independent Redistricting Commission to adjust the boundaries of the supervisorial districts be adopted?</p>	<p>_____ YES</p> <p>_____ NO</p>
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5. All persons qualified to vote at the General Election in the County shall be qualified to vote upon the measures submitted at the election hereby called. Pursuant to

Elections Code Section 9122, a vote in favor by a majority of the voters voting on the proposed ordinance is required to pass the ordinance.

- 6. The County Clerk is hereby authorized, instructed, and directed to provide and furnish any and all official ballots, notices, printed matter, and all supplies, equipment, and paraphernalia that may be necessary in order to properly and lawfully conduct an election.
- 7. The County Clerk is hereby further directed to take the necessary and appropriate actions to provide the necessary election officers, polling places, and voting precincts.
- 8. In accordance with the provisions of the Election Code, the County Counsel will prepare an impartial analysis of the measure. The County Auditor is directed to review the measure and determine whether the substance thereof, if adopted, would affect the revenues or expenditures of the County. He shall prepare a fiscal impact statement which estimates the amount of any increase or decrease in revenues or costs to the County if the proposed measure is adopted.
- 9. The polls for said election shall be open during the hours required by law and said election, with respect to the foregoing ballot measure, shall be held and conducted as provided by law for the holding of County elections.
- 10. Notice of time and place of holding said election, together with any other notices required by law, shall be given by the County Clerk.

PASSED, APPROVED AND ADOPTED at a meeting of the Board of Supervisors of the County of Santa Barbara held on this ___ day of _____, 2018 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

CHAIR, BOARD OF SUPERVISORS

ATTEST:
MONA MIYASATO
CLERK OF THE BOARD

By: _____
Deputy

APPROVED AS TO FORM:
MICHAEL C. GHIZZONI
COUNTY COUNSEL

By: 

Deputy County Counsel

EXHIBIT A

JAN 29 2018

SANTA BARBARA COUNTY
ELECTIONS

TITLE: SANTA BARBARA COUNTY RESIDENTS
FOR INDEPENDENT REDISTRICTING
COMMISSION

The People of the County of Santa Barbara ordain as follows:

SECTION 1. CREATION OF INDEPENDENT REDISTRICTING COMMISSION

Section 2-10.91 is hereby added to the Santa Barbara County Code

Sec. 2-10.91, - County of Santa Barbara Independent Redistricting Commission

- (a) As used in this section, the following terms have the following meanings:
- (1) "Local Jurisdiction" means the County of Santa Barbara.
 - (2) "Legislative body" or "Board" means the Board of Supervisors of the County of Santa Barbara.
 - (3) "Clerk" means the Clerk of the Board of Supervisors of the County of Santa Barbara.
 - (4) "Independent Redistricting Commission" or "Commission" means the body established by subsection (b).
 - (5) "Family member" means a spouse, former spouse, registered domestic partner, parent, sibling, child, or in-law.
- (b)
- (1) There shall be, in the County of Santa Barbara, an Independent Redistricting Commission, the purpose of which is to create supervisorial district boundaries independent from the influence of the Board and to conduct itself with integrity and fairness in the creation of supervisorial district boundaries.
 - (2) The Independent Redistricting Commission shall be created no later than December 31, 2020 and in each year ending in the number zero thereafter.
 - (3) The Independent Redistricting Commission shall be comprised of 5 members, plus 5 alternates, each of whom shall meet the following qualifications:
 - (A) Be a registered voter who is either (i) not affiliated with a political party or (ii) who has not changed their political party affiliation in the preceding 8 years of being appointed to the commission;
 - (B) Be a resident of the County of Santa Barbara;
 - (C) Not be a person, or the family member of a person, who has done any of the following in the preceding 8 years of being appointed to the commission:
 - (i) Been elected or appointed to, or been a candidate for, an elective office of the local jurisdiction;
 - (ii) Served as an officer of, employee of, or paid consultant to, a campaign committee or a candidate for elective office of the local jurisdiction;
 - (iii) Served as an officer of, employee of, or paid consultant to, a political party or as an elected or appointed member of a political party central committee;

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- (iv) Served as a staff member of, consultant to, or contracted with, a currently serving elected officer of the local jurisdiction;
 - (v) Been registered to lobby the local jurisdiction;
 - (vi) Contributed five hundred dollars (\$500) or more in a year to any candidate for an elective office of the local jurisdiction, or to any candidate for an elective State or Federal office whose district overlaps or includes the local jurisdiction;
 - (vii) Been a public employee of the local jurisdiction, contractor with the local jurisdiction, or subcontractor to any such contractor; or
 - (viii) Been an employee of any organization representing local jurisdiction employee bargaining units.
- (4) A member of the commission (including alternates) shall not do any of the following:
- (A) While serving on the commission, endorse, work for, volunteer for, or make a campaign contribution to, a candidate for an elective office of the local jurisdiction;
 - (B) Be a candidate for an elective office of the local jurisdiction for 10 years commencing with the date of his or her appointment to the commission;
 - (C) For 8 years commencing with the date of his or her appointment to the commission:
 - (i) Accept an appointment to an office of the local jurisdiction;
 - (ii) Accept employment as a staff member of, or consultant to, an elected official or candidate for elective office of the local jurisdiction;
 - (iii) Receive a noncompetitively bid contract with the local jurisdiction; or
 - (iv) Register as a lobbyist for the local jurisdiction.
- (5) In addition to the criteria for members established herein, a commission established pursuant to this section shall:
- (A) Not include more than 2 members who are registered to vote with the same political party, as shown on the member's most recent affidavit of registration; and
 - (B) Include a member residing in each of the 5 existing supervisorial districts, and have an alternate from each of such districts, the alternate being of the same political affiliation of the member from said district.
- (6) At least 60 days prior to choosing, the clerk shall place advertisements for potential applicants to apply. Any interested person meeting the qualifications specified herein may submit his or her name to the clerk to be included in a random drawing. The clerk shall conduct a random drawing at a regularly scheduled meeting of the Board to select the members and alternates of the commission as follows:
- (A) The first qualified applicant chosen will be a member.
 - (B) The next qualified applicant chosen will be a member or an alternate, unless:
 - (i) The applicant resides in the same district from which a member and the alternate have been chosen,
 - (ii) The applicant is of the same political affiliation of 2 members, or
 - (iii) In the case that a member has been chosen for a district, the applicant is of a different political affiliation as the member from the district.
- (c)
- (1) The commission shall adjust the supervisorial district boundaries after each decennial federal census and shall use federal census tracts and blocks in establishing the boundaries of supervisorial districts.

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- (2) The commission shall adjust the boundaries of the supervisorial districts of the local jurisdiction so that the districts are equal, or nearly equal in population.
 - (3) The resulting supervisorial districts shall comply with any applicable provisions of Section 10301 of Title 52 of the United States Code, as amended.
 - (4) The resulting supervisorial districts shall be geographically contiguous and compact.
 - (5) In addition to the requirements in subsections (c)(1) through (c)(4), the commission shall consider the following criteria when establishing the boundaries of the supervisorial districts:
 - (A) Topography, water sheds, natural and artificial barriers;
 - (B) Cohesiveness, contiguity, integrity, and compactness of population centers;
 - (C) Existing neighborhoods, city limits and community boundaries; and
 - (D) Communities of interests. A community of interest is a contiguous population that shares common social and economic interests that should be included within a single district for purposes of its effective and fair representation.
 - (6) The commission shall not draw districts for the purpose of favoring or discriminating against an incumbent, political party or political candidate.
- (d) The Board shall provide for reasonable staffing and logistical support for the commission.
- (e) Each member (including alternates) of the commission shall be a designated employee in the conflict of interest code for the commission pursuant to Article 3 (commencing with Section 87300) of Chapter 7 of Title 9 of the Government Code.
- (f) The commission is subject to the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5 of the Government Code) and the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1 of the Government Code).
- (g)
- (1) Before adopting new boundaries, the commission shall hold at least 5 public hearings, with at least 1 in each of the existing supervisorial districts, preceding the hearing at which the new boundaries are adopted.
 - (2) The commission shall submit a notice to the legislative body of its findings and changes to the boundaries within 6 months after the final population figures determined in each federal decennial census have been released, but in any event not later than August 1 of the year following the year in which the census is taken.
 - (3) The commission shall adopt by majority vote new boundaries within 6 months after the final population figures determined in each federal decennial census have been released, but in any event not later than November 1 of the year following the year in which the census is taken. A map of the proposed boundaries shall be published and made available to the public for at least 7 days before being adopted.
 - (4) The commission shall issue, along with the final map, a report that explains the bases on which the commission made its decisions in achieving compliance with the criteria described in subsection (c).
 - (5) Within 7 days of adoption, the final map shall be filed with the clerk, and shall be effective 30 days after filing.
 - (6) Should the commission not adopt new boundaries within the time prescribed herein, the clerk shall immediately petition the Superior Court of California, County of Santa Barbara for an order

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directing the appointment of special masters to adjust the boundaries in accordance with the redistricting criteria and requirements set forth in subdivision (c). Upon its approval of the masters' map, the court shall certify the resulting map to the clerk, which map shall constitute the certified final map.

(7) The final map shall be subject to referendum in the same manner as ordinances.

SECTION 2. GENERAL PROVISIONS

- (a) If any provision of this measure, or any part thereof, is for any reason held to be invalid or unconstitutional, the remaining provisions shall not be affected, but shall remain in full force and effect, and to this end the provisions of this measure are severable.
- (b) This measure is intended to be comprehensive. It is the intent of the People of the County of Santa Barbara that in the event that another measure or measures relating to the same subject shall appear on the same local election ballot, the provisions of the other measure or measures shall be deemed to be in conflict with this measure. In the event that this measure receives a greater number of affirmative votes, the provisions of this measure shall prevail in their entirety, and all provisions of the other measure or measures shall be null and void.