

County of Santa Clara
2021 Advisory Redistricting Commission



DATE: August 18, 2021, Regular Meeting
TIME: 6:30 PM
PLACE: ****By Virtual Teleconference Only****

AGENDA

Pursuant to the provisions of California Governor's Executive Order N-08-21, issued on June 11, 2021, this meeting will be held by teleconference only. No physical location will be available for this meeting; however, members of the public will be able to participate in the meeting as noted below.

To address the Commission in public comment, please review the Public Comment Instructions below, then access the teleconference at <https://sccgov-org.zoom.us/j/92782626587> (recommended) or (669) 900-6833, meeting ID 92782626587# (participant ID not required).

Further instructions for accessing the teleconference will be posted online at: www.sccgov.org/bosmeeting.

Notice to the Public - Meeting Procedures

In compliance with the Americans with Disabilities Act and the Brown Act, those requiring accommodations in this meeting should notify the Clerk of the 2021 Advisory Redistricting Commission no less than 24 hours prior to the meeting at (408) 299-5001, or TDD (408) 993-8272.

Please note: To contact the Commission and/or to inspect any disclosable public records related to an open session item on a regular meeting agenda and distributed by the County to all or a majority of the Board of Supervisors (or any other commission, board, or committee) less than 72 hours prior to that meeting, visit our website at <http://www.sccgov.org> or contact the Clerk at (408) 299-5001 or 70 West Hedding Street, 10th Floor, San Jose, CA 95110, during normal business hours.

Persons wishing to address the Commission are requested to limit their comments to two minutes. Groups of speakers on a specific item are asked to limit their total presentation to a maximum of twenty minutes for each side of the issue.

Translation Services

English: Language interpretation services are available. Please contact the Office of the Clerk of the Board at (408) 299-5001 no less than three business days prior to the meeting to request an interpreter.

Español: Hay servicios disponibles de interpretación de idiomas. Por favor, póngase en contacto con la Oficina del Secretario de la Junta de Supervisores al (408) 299-5001 no menos de tres días antes de la junta para solicitar un intérprete.

Tiếng Viê: Có dịch vụ thông dịch cho ngôn ngữ của quý vị. Hãy liên lạc Văn Phòng Thư Ký Ban Quản Trị tại số (408) 299-5001 ít nhất ba ngày làm việc trước cuộc hẹn để yêu cầu cho người thông dịch.

中文: 提供語言翻譯服務。請在會議召開前至少三個工作日致電 (408) 299-5001 聯絡書記委員辦公室 (Clerk of the Board) 尋求翻譯服務。

Tagalog: Ang mga serbisyo sa interpretasyon ng wika ay available. Mangyaring makipag-ugnayan sa Office of the Clerk of the Board sa (408) 299-5001 ng hindi bababa sa tatlong araw ng negosyo bago ang pulong upang humiling ng interpreter.

Public Comment Instructions

Members of the Public may provide public comments at this meeting as follows:

- Written public comments may be submitted by email to 2021redistricting@ceo.sccgov.org. Written comments will be distributed to the Commission and posted to the agenda outline as quickly as possible.
- Spoken public comments will be accepted through the teleconference meeting. To address the Commission, click on the link above for the appropriate meeting to access the Zoom-based meeting. Please read the following instructions carefully.

1. You may download the Zoom client or connect to the meeting in-browser. If using your browser, make sure you are using a current, up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers including Internet Explorer.
2. You will be asked to enter an email address and name. The Clerk requests that you identify yourself by name as this will be visible online and will be used to notify you that it is your turn to speak.
3. When the Chairperson calls for the item on which you wish to speak, click on “raise hand.” The Clerk will activate and unmute speakers in turn. Speakers will be notified shortly before they are called to speak. (Call in attendees press *9 to request to speak, and *6 to unmute when prompted.)
4. When called to speak, please limit your remarks to the time limit allotted.

Opening

1. Roll Call.
2. Public Comment.

This item is reserved for persons desiring to address the Committee on any matter not on this agenda. Members of the public who wish to address the Committee on any item not listed on the agenda should request to speak at this time. Individuals will be called to speak in turn.

Speakers are limited to the following: three minutes if the Chairperson or designee determines that five or fewer persons wish to address the Committee; two minutes if the Chairperson or designee determines that between six and fourteen persons wish to address the Committee; and one minute if the Chairperson or designee determines that fifteen or more person wish to address the Committee.

The law does not permit Committee action or extended discussion of any item not on the agenda except under special circumstances. If Committee action is requested, the Committee may place the matter on a future agenda. Statements that require a response may be referred to staff for reply in writing.

3. Approve Consent Calendar and changes to the Commission's Agenda.

Items removed from the Consent Calendar will be considered at the end of the regular agenda for discussion. The Commission may also add items on the regular agenda to the Consent Calendar.

Notice to the public: There is no separate discussion of Consent Calendar items, and the recommended actions are voted on in one motion. If an item is approved on the consent vote, the specific action recommended by staff is adopted. Members of the public who wish to address the Commission on Consent Calendar items should comment under this item. Each speaker is limited to two minutes total.

Regular Agenda - Items for Discussion

4. Consider recommendations relating to applicants for Seat No. 12 of the 2021 Advisory Redistricting Commission. (ID# 107211)

Possible action:

- a. Appoint Amy Carlson to Seat No.12 of the 2021 Advisory Redistricting Commission.

OR

- b. Appoint Zhaohui Hong to Seat No. 12 of the 2021 Advisory Redistricting Commission.

5. Discuss and approve revised 2021 Advisory Redistricting Commission meeting schedule for Calendar Year 2021. (ID# 107218)
6. Receive report from Redistricting Partners relating to redistricting law and criteria and Communities of Interest strategies. (ID# 107215)

Other Business

7. Receive report from the Office of the County Executive relating to the 2021 redistricting process. (ID# 107216)
8. Propose Future Agenda Items.
 - a. Outreach: Sophia Garcia, GIS and Outreach Director, Redistricting Partners - September 1, 2021
 - b. Redistricting 201: Paul Mitchell, Owner, Redistricting Partners - September 1, 2021

Announcements

9. Announcements and correspondence:
 - a. Chairperson's announcements.
 - b. Commissioners' announcements.
 - c. The County of Santa Clara provides reimbursement to appointed Commissioners for family care expenses incurred during the time spent performing their official County duties. For additional information, please contact the Office of the Clerk of the Board at (408) 299-5001.

Consent Calendar

10. Receive report from the Office of the County Executive relating to the 2011 redistricting process. (ID# 107217)
11. Approve minutes of the August 4, 2021 Regular Meeting.

Adjourn

12. Adjourn to the next regular meeting on Wednesday, September 1, 2021 at 6:00 p.m., by virtual teleconference.

County of Santa Clara
Office of the County Executive



107211

DATE: August 18, 2021
TO: 2021 Advisory Redistricting Commission
FROM: Miguel Marquez, Chief Operating Officer
SUBJECT: Appoint Commissioner for Seat No. 12

RECOMMENDED ACTION

Consider recommendations relating to applicants for Seat No. 12 of the 2021 Advisory Redistricting Commission.

Possible action:

- a. Appoint Amy Carlson to Seat No.12 of the 2021 Advisory Redistricting Commission.
- OR
- b. Appoint Zhaohui Hong to Seat No. 12 of the 2021 Advisory Redistricting Commission.

REASONS FOR RECOMMENDATION

At the August 4, 2021 meeting of the 2021 Advisory Redistricting Commission (Commission), Chair Smith announced the resignation of the selected applicant to fill Seat No. 12 on the Commission. The remaining applicants from District 2 who can be appointed by the Commission for Seat No. 12 are:

Name	Gender	Ethnic/ Race	Political Party	Age	Housing	City	Skill/ Occupation
Amy Carlson	Female	White	Democrat	45-54	Rent	Campbell	Litigation Attorney
Zhaohui Hong	Male	Non- Hispanic	Decline to State	45-54	Own	San José	Software Engineer

Their respective applications are attached to this report for Commissioner review. Administration has also confirmed the applicants will attend the Commission meeting and are available to join the Commission immediately upon appointment.

CHILD IMPACT

The recommended action will have no/neutral impact on children and youth.

SENIOR IMPACT

The recommended action will have no/neutral impact on seniors.

SUSTAINABILITY IMPLICATIONS

The recommended action will have no/neutral sustainability implications.

BACKGROUND

At the July 7, 2021 (Item No. 7) Special Meeting of the 2021 Advisory Redistricting Commission, the Administration presented recommendations for consideration regarding the appointment process for Seats 11 through 15.

At the July 21, 2021 (Item No. 5) Commission meeting, the Commissioners appointed individuals to Seat Nos. 11-15 of the 2021 Advisory Redistricting Commission.

At the August 4, 2021 meeting of the Commission, Chair Smith announced the resignation of the selected commissioner to fill Seat No. 12 on the Commission.

CONSEQUENCES OF NEGATIVE ACTION

The Commission would not appoint a commissioner to fill seat No. 12 on the 2021 Advisory Redistricting Commission.

ATTACHMENTS:

- Amy Carlson Application (PDF)
- Zhaohui Hong Application (PDF)

Application for 2021 Advisory Redistricting Commission

The County of Santa Clara provides reimbursement to appointed Commissioners for family care expenses during the time spent performing their official County Duties. For additional information, please contact the Office of the Clerk of the Board at 408-299-5001.

Applicant must be a resident of Santa Clara County and must NOT be an elected official of the County, or a family member, staff member, or paid campaign staff of an elected official of the County.

Questions with a red asterisk (*) are mandatory and must be completed to be considered for appointment.

SECTION 1. APPLICANT INFORMATION

- 1. Title*: Ms.
 - 2. Submission Date*: 5/22/2021
 - 3. Last Name*: Carlson
Middle Name:
 - First Name*: Amy
 - 4. Address*: [REDACTED]
City*: Campbell State*: CA Zip Code*: 95008
 - 5. Main Phone Number*: [REDACTED] Type of Number*: Cell
 - 6. Alternate Phone Number: [REDACTED] Type of Number: Work
 - 7. Email Address*: [REDACTED]
 - 8. Preferred Method of Contact*: Email
 - 9. Occupation and Title*: Attorney, Litigation Attorney III
 - 10. How long have you been a resident of the County of Santa Clara?*
 - Years*: 19 Months*: 8
 - 11. In which supervisorial district do you live?* District 2
- Don't know which district you live in? Use our on-line [District Lookup Application](#)

SECTION 2. DEMOGRAPHIC INFORMATION

- 12. Education (check all that apply):
- GED High School College Degree
- Master's Degree Doctoral Degree Other:
- 13. Gender: How do you identify?
- Female Male Nonbinary
- Prefer Not to Say Prefer to Self-describe:

Attachment: Amy Carlson Application (107211 : Appoint Commissioner for Seat No. 12)

14. What is your sexual orientation?

- Asexual
- Heterosexual
- Queer
- Bisexual
- Lesbian
- Prefer to Self-describe:
- Gay
- Pansexual

15. Do you consider yourself transgender?

- Yes
- No

16. Do you consider yourself to be gender non-conforming?

- Yes
- No

17. Which ethnicity do you consider yourself?

- Hispanic/ Latino
- Non-Hispanic/Latino

18. Which racial categories do you most closely identify with? Choose all that apply.

- American Indian or Alaska Native
- Asian
- Black or African American
- Native Hawaiian or Other Pacific Islander
- White
- Other:

19. Age:

- 18-24
- 45-54
- 25-34
- 55-64
- 35-44
- 65 and over

20. Which best describes your individual income last year?

- \$ 0 to \$ 9,999
- \$ 10,000 to \$ 24,999
- \$ 25,000 to \$ 49,999
- \$ 50,000 to \$ 74,999
- \$ 75,000 to \$ 99,999
- \$ 100,000 to \$ 149,999
- \$ 150,000 to \$ 199,999
- \$ 200,000 to \$ 249,999
- \$ 250,000 to \$ 299,999
- \$ 300,000 and greater
- Prefer Not to Answer

21. Please choose which option best describes your current housing situation:

- Rent
- Own
- Other:

Attachment: Amy Carlson Application (107211 : Appoint Commissioner for Seat No. 12)

SECTION 3. QUALIFICATIONS

22. Are you a registered voter in Santa Clara County? * Yes No
If you answered "no" to Question 22, you do not meet the required qualifications to be a Commissioner.

23. How many of the last five elections did you participate in?
 0-1 2-3 4-5

24. Are you registered with a political party? Yes No

25. If you selected yes, please specify which political party you are registered with: **Democratic**

26. Are you an elected or appointed member of a political party or political party central committee? * Yes No
If you answered "yes" to Question 26, you do not meet the required qualifications to be a Commissioner.

27. Are you currently an appointed member of a Santa Clara County Board/Commission/Committee? * Yes No
If you answered "yes" to Question 27, you do not meet the required qualifications to be a Commissioner.

28. Are you a County employee? * Yes No
If you answered "yes" to Question 28, you do not meet the required qualifications to be a Commissioner.

SECTION 4. APPLICABLE EXPERIENCE

29. Please list your qualifications thought applicable for appointment. *

I was previously appointed to the Senior Care Commission of Santa Clara County and became the vice-chair of the committee within the first year of my appointment. Unfortunately, due to work demands with Covid, I had to resign my seat. Given that this is a temporary commission and my work load lessening with the lessening of the pandemic, I am freed up to participate in such an important public service. I have been on the Pro Bono Project of Silicon Valley board of trustees for the last 4 years. I have been the co-chair of the board for the last year. That will not impact my ability to participate in this commission. I have been the chair of several committees in the Santa Clara County Bar Association. As an attorney, I understand how to read and apply the laws of the state in order to provide assistance in redistricting.

30. Are there any interests or activities that you wish to bring to attention of the Board of Supervisors? *

As noted above, I have been on many committees for the County Bar Association (as either a member or chair). I have been an attorney for as long as I've lived in this County. I have lived in several different areas around the County and have seen the beautiful diversity living in the County. We need people with a true interest in public service and that's why I am applying for this position.

31. Do you have any obligations that might affect your attendance at scheduled meetings? * Yes No
If you answered "yes" to Question 31, please provide additional information:

32. How did you learn about this vacancy? **Twitter**

Attachment: Amy Carlson Application (107211 : Appoint Commissioner for Seat No. 12)

33. Please provide *at least one*, but up to three references:

Reference 1 Name:*

Angela Storey

Reference 2 Name:

Reference 1 Address:*

[Redacted]

Reference 2 Address:

Reference 1 Phone:*

[Redacted]

Reference 2 Phone:

Reference 1 Email:*

[Redacted]

Reference 2 Email:

Reference 3 Name:

Reference 3 Address:

Reference 3 Phone:

Reference 3 Email:

SECTION 5. WRITTEN STATEMENT

34. Provide a written statement of qualifications not longer than three hundred (300) words expressing why you believe you are qualified and wish to serve on the Commission. Please share any additional experience, community activities, or other qualifications that make you a strong candidate for the 2021 Advisory Redistricting Commission.*

When I moved to Santa Clara County, the world was a very different place. It was 9/9/2001. We were two days away from the worst attack on American soil. We did not know what was about to happen. Silicon Valley had just suffered a huge burst of the "dot com" bubble. The place was a ghost town. Truth be told, I didn't know where San Jose was when I moved here from San Diego. But I've raised two girls here. They've gone to elementary, middle and high school here. I've watched Silicon Valley come back. I've watched it survive the 2008 economic crisis. I've watched it rise out of this pandemic. I want to be part of something bigger in this Valley. The Advisory Redistricting Commission would allow me to be part of something that will last for at least a decade---maybe longer.

Attachment: Amy Carlson Application (107211 : Appoint Commissioner for Seat No. 12)

SECTION 6. CERTIFICATION

35. I hereby certify under penalty of perjury that the information provided on this application is true and correct to the best of my knowledge and belief. By submitting this application, I grant permission to the County of Santa Clara to verify my answers. I have also reviewed the commission qualifications and commission meeting schedule to confirm my eligibility. By entering my name in the space provided, that the statements contained in the application are true and correct to the best of my knowledge.*

DocuSigned by:

061CC7A6CE0E4D1...
Type Name Amy Carlson

Date Signed 5/22/2021

SECTION 7. SUBMISSION INSTRUCTIONS

Applications must be submitted no later than **9:00 am Pacific Daylight Time on Tuesday, June 1, 2021**. No late submissions will be considered. Additional information regarding qualifications or applicable experience may be submitted for consideration in addition to the required application via e-mail to 2021redistricting@ceo.sccgov.org. Supplemental information must be received by the deadline.

Applications completed through Docusign will automatically be submitted upon completion. If you need assistance with the application, prefer to download and complete, or would like to obtain a hard copy, please send an e-mail to 2021redistricting@ceo.sccgov.org

SECTION 8. APPLICATION APPEAL PROCESS

Applicants will be notified by 9:00 am Pacific Daylight Time on Wednesday, June 2, 2021 whether they have met the qualifications. Applicants who have not met the qualifications may elect to provide additional information for review by 9:00 am Pacific Daylight Time on Thursday, June 3, 2021. No late submissions will be considered. For those applicants who provide additional information by 9:00 am Pacific Daylight Time on Thursday, June 3, 2021, a final decision will be provided to them by 5:00 pm Pacific Daylight Time on Thursday, June 3, 2021.

Attachment: Amy Carlson Application (107211 : Appoint Commissioner for Seat No. 12)

Application for 2021 Advisory Redistricting Commission

The County of Santa Clara provides reimbursement to appointed Commissioners for family care expenses during the time spent performing their official County Duties. For additional information, please contact the Office of the Clerk of the Board at 408-299-5001.

Applicant must be a resident of Santa Clara County and must NOT be an elected official of the County, or a family member, staff member, or paid campaign staff of an elected official of the County.

Questions with a red asterisk (*) are mandatory and must be completed to be considered for appointment.

SECTION 1. APPLICANT INFORMATION

- 1. Title*: Mr.
- 2. Submission Date*: 5/26/2021
- 3. Last Name*: Hong
Middle Name:
- First Name*: Zhaohui
- 4. Address*: [REDACTED]
City*: San Jose State*: CA Zip Code*: 95122
- 5. Main Phone Number*: [REDACTED] Type of Number*: Cell
- 6. Alternate Phone Number: Type of Number:
- 7. Email Address*: [REDACTED]
- 8. Preferred Method of Contact*: Email
- 9. Occupation and Title*: Software Engineer
- 10. How long have you been a resident of the County of Santa Clara?*:
Years*: 3 Months*: 0
- 11. In which supervisorial district do you live?* District 2
Don't know which district you live in? Use our on-line [District Lookup Application](#)

SECTION 2. DEMOGRAPHIC INFORMATION

- 12. Education (check all that apply):
 - GED
 - High School
 - College Degree
 - Master's Degree
 - Doctoral Degree
 - Other:
- 13. Gender: How do you identify?
 - Female
 - Male
 - Nonbinary
 - Prefer Not to Say
 - Prefer to Self-describe:

Attachment: Zhaohui Hong Application (107211 : Appoint Commissioner for Seat No. 12)

14. What is your sexual orientation?

- Asexual
- Bisexual
- Gay
- Heterosexual
- Lesbian
- Pansexual
- Queer
- Prefer to Self-describe:

15. Do you consider yourself transgender?

- Yes
- No

16. Do you consider yourself to be gender non-conforming?

- Yes
- No

17. Which ethnicity do you consider yourself?

- Hispanic/ Latino
- Non-Hispanic/Latino

18. Which racial categories do you most closely identify with? Choose all that apply.

- American Indian or Alaska Native
- Asian
- Black or African American
- Native Hawaiian or Other Pacific Islander
- White
- Other:

19. Age:

- 18-24
- 25-34
- 35-44
- 45-54
- 55-64
- 65 and over

20. Which best describes your individual income last year?

- \$ 0 to \$ 9,999
- \$ 10,000 to \$ 24,999
- \$ 25,000 to \$ 49,999
- \$ 50,000 to \$ 74,999
- \$ 75,000 to \$ 99,999
- \$ 100,000 to \$ 149,999
- \$ 150,000 to \$ 199,999
- \$ 200,000 to \$ 249,999
- \$ 250,000 to \$ 299,999
- \$ 300,000 and greater
- Prefer Not to Answer

21. Please choose which option best describes your current housing situation:

- Rent
- Own
- Other:

Attachment: Zhaohui Hong Application (107211 : Appoint Commissioner for Seat No. 12)

SECTION 3. QUALIFICATIONS

22. Are you a registered voter in Santa Clara County? * Yes No
If you answered "no" to Question 22, you do not meet the required qualifications to be a Commissioner.

23. How many of the last five elections did you participate in?
 0-1 2-3 4-5

24. Are you registered with a political party? Yes No

25. If you selected yes, please specify which political party you are registered with:

26. Are you an elected or appointed member of a political party or political party central committee? * Yes No
If you answered "yes" to Question 26, you do not meet the required qualifications to be a Commissioner.

27. Are you currently an appointed member of a Santa Clara County Board/Commission/Committee? * Yes No
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28. Are you a County employee? * Yes No
If you answered "yes" to Question 28, you do not meet the required qualifications to be a Commissioner.

SECTION 4. APPLICABLE EXPERIENCE

29. Please list your qualifications thought applicable for appointment. *

I'm always passionate about public service and I want to contribute to our community. I have participated in the 2020 census work. This work seems directly related to the result of 2020 census. So I am interested in learning how the data coming out of the 2020 census can be utilized to matters like this.

I work in software industry and I have the discipline, integrity, skills, reasonable and objective mind to complete tasks I ke this.

30. Are there any interests or activities that you wish to bring to attention of the Board of Supervisors? *

I am interested in politics and analysis of international affairs.

31. Do you have any obligations that might affect your attendance at scheduled meetings? * Yes No
If you answered "yes" to Question 31, please provide additional information:

32. How did you learn about this vacancy? Other

Attachment: Zhaohui Hong Application (107211 : Appoint Commissioner for Seat No. 12)

33. Please provide *at least one*, but up to three references:

Reference 1 Name:*

Ty Greaves

Reference 2 Name:

Reference 1 Address:*

[Redacted]

Reference 2 Address:

Reference 1 Phone:*

[Redacted]

Reference 2 Phone:

Reference 1 Email:*

[Redacted]

Reference 2 Email:

Reference 3 Name:

Reference 3 Address:

Reference 3 Phone:

Reference 3 Email:

SECTION 5. WRITTEN STATEMENT

34. Provide a written statement of qualifications not longer than three hundred (300) words expressing why you believe you are qualified and wish to serve on the Commission. Please share any additional experience, community activities, or other qualifications that make you a strong candidate for the 2021 Advisory Redistricting Commission.*

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I work in software industry and I have the discipline, integrity, skills, reasonable and objective mind to complete tasks I ke this.

Attachment: Zhaohui Hong Application (107211 : Appoint Commissioner for Seat No. 12)

SECTION 6. CERTIFICATION

35. I hereby certify under penalty of perjury that the information provided on this application is true and correct to the best of my knowledge and belief. By submitting this application, I grant permission to the County of Santa Clara to verify my answers. I have also reviewed the commission qualifications and commission meeting schedule to confirm my eligibility. By entering my name in the space provided, that the statements contained in the application are true and correct to the best of my knowledge.*

DocuSigned by:
Zhaohui Hong
237CB77F97184E6...
Type Name Zhaohui Hong

Date Signed 5/26/2021

SECTION 7. SUBMISSION INSTRUCTIONS

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Attachment: Zhaohui Hong Application (107211 : Appoint Commissioner for Seat No. 12)

County of Santa Clara
Office of the County Executive



107218

DATE: August 18, 2021
TO: 2021 Advisory Redistricting Commission
FROM: Miguel Marquez, Chief Operating Officer
SUBJECT: Approve Updated Meeting Schedule

RECOMMENDED ACTION

Discuss and approve revised 2021 Advisory Redistricting Commission meeting schedule for Calendar Year 2021.

REASONS FOR RECOMMENDATION

At the Special Meeting of the 2021 Advisory Redistricting Commission meeting on July 7, 2021 (Item No. 5), the meeting schedule for Calendar Year 2021 was approved by the Commissioners. Given the compact timeline and potential for significant public comment, Administration recommends adjusting the start time for meetings from 6:30 pm to 6:00 pm, starting with the September 1, 2021 Commission meeting. A Revised Meeting Schedule is attached to this item for consideration. Should the Commission approve, the Administration would conduct public outreach to ensure the community is aware of the change to the start time of commission meetings.

CHILD IMPACT

The recommended action will have no/neutral impact on children and youth.

SENIOR IMPACT

The recommended action will have no/neutral impact on seniors.

SUSTAINABILITY IMPLICATIONS

The recommended action will have no/neutral sustainability implications.

BACKGROUND

As part of the 2021 Redistricting Process approved by the Board of Supervisors on April 6, 2021 (Item No. 22), the “*ability to serve from June through December 2021 and attend all meetings,*” was established as eligibility criteria to evaluate potential commissioners. This requirement was also included in the application completed by potential commissioners.

Attached for discussion is a proposed meeting schedule for the 2021 Advisory Redistricting Commission. The Committee may discuss and approve the schedule by a duly seconded motion approved by a majority of the membership.

CONSEQUENCES OF NEGATIVE ACTION

The Commission would not approve the revised meeting schedule and Commission meetings would continue to begin at 6:30 pm.

ATTACHMENTS:

- Revised Meeting Schedule (PDF)

COUNTY OF SANTA CLARA



Redistricting

Advisory Redistricting Commission Meetings

DRAFT

Meetings of the 2021 Advisory Redistricting Commission will occur by virtual teleconference every other Wednesday at 6:00pm from July through September.

MEETINGS ARE SCHEDULED:

- July 7, 2021
- July 21, 2021
- August 4, 2021
- August 18, 2021
- September 1, 2021
- September 22, 2021
- September 29, 2021

In October, Advisory Redistricting Commission meetings will occur weekly on Wednesdays at 6:00pm as scheduled at the Board of Supervisors' Chambers of the County Government Center at 70 West Hedding Street, 1st Floor, San José, CA 95110.

MEETINGS ARE SCHEDULED:

- October 6, 2021
- October 13, 2021
- October 20, 2021
- October 27, 2021

A Joint Hearing will occur with the Board of Supervisors on November 2, 2021 at 6:00pm.

Additional meetings may be scheduled to finalize a recommendation to the Board of Supervisors

www.sccgov.org/2021redistricting
2021redistricting@ceo.sccgov.org



County of Santa Clara
Office of the County Executive



107215

DATE: August 18, 2021
TO: 2021 Advisory Redistricting Commission
FROM: Miguel Marquez, Chief Operating Officer
SUBJECT: Redistricting Law and Criteria and Communities of Interest Strategies

RECOMMENDED ACTION

Receive report from Redistricting Partners relating to redistricting law and criteria and Communities of Interest strategies.

REASONS FOR RECOMMENDATION

This item is for the Commission to receive the attached presentation, which is anticipated to last 30-45 minutes and covers the following topic areas:

- Redistricting Law and Criteria
- Communities of Interest Strategies

Redistricting Partners has scheduled Angelo Ancheta to provide this presentation. Angelo was a member and rotating chair of the inaugural California Citizens Redistricting Commission in the 2011-2020 cycle. A lawyer and an academic, Ancheta was a professor at the Santa Clara University School of Law from 2005 to 2014 and has also taught at the Harvard Law School, the New York University School of Law, and the UCLA School of Law. From 2000 to 2004, he was the Director of Legal and Advocacy Programs for The Civil Rights Project at Harvard University.

Ancheta has written numerous journal articles and book chapters focusing on voting rights, race-conscious policies, and the use of scientific evidence in constitutional litigation, and he is the author of the books "*Race, Rights, and the Asian American Experience*" and "*Scientific Evidence and Equal Protection of the Law.*" Ancheta has also worked on appellate litigation and has written amicus curiae briefs in numerous U.S. Supreme Court appeals involving race-conscious policies in education. Prior to his academic work, Ancheta was a legal services lawyer and nonprofit executive director in both Northern and Southern California,

where he focused on immigration and civil rights law. He received his bachelor's and law degrees from UCLA and holds master's degrees from Harvard University and Claremont Graduate University.

This presentation serves as a precursor to the September 1, 2021 commission presentations which include a more in-depth conversation on outreach and Redistricting 201: a deeper dive into demographics, estimated population growth, and the timeline of process.

CHILD IMPACT

The recommended action will have no/neutral impact on children and youth.

SENIOR IMPACT

The recommended action will have no/neutral impact on seniors.

SUSTAINABILITY IMPLICATIONS

The recommended action will have no/neutral sustainability implications.

BACKGROUND

Every 10 years, following the release of data from the decennial Census, jurisdictions that elect members of their legislative body by districts must revise district boundary lines to ensure the districts are consistent with federal, state, and local legal requirements.

In April 2021, the Board of Supervisors established a framework for the 2021 Redistricting Process, which included the establishment of a fifteen-member 2021 Advisory Redistricting Commission. The framework also included the use of a consultant to help facilitate community engagement and participation in the Redistricting Process.

The County has contracted with Redistricting Partners to serve as expert consultants to assist with the 2021 Redistricting Process. They will be hosting a series of trainings to assist the Commissioners and the community to understand the redistricting process. The firm has worked at the statewide and local level, with the tools to help local governments complete the process and make redistricting bring people closer to their government.

CONSEQUENCES OF NEGATIVE ACTION

The Commission would not receive this informational report.

ATTACHMENTS:

- Item 7 Presentation (PDF)

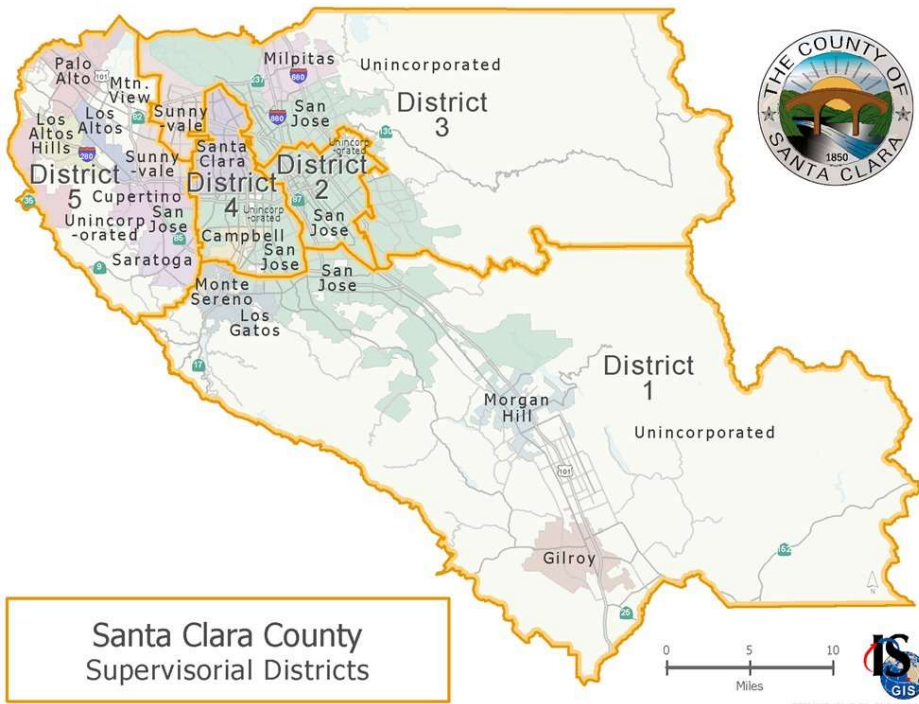
I. Redistricting Law & Criteria

II. Communities of Interest Strategies

Santa Clara County Advisory Redistricting Commission
August 18, 2021

Angelo Ancheta
angelo@ancheta.law

Overview



Santa Clara County
Supervisory Districts

Sources of Law

FAIR MAPS Act and Redistricting Criteria

Strategies for Legal Compliance

Communities of Interest and Public Input Strategies

Q & A

Sources of Law

- Federal Constitution & Case Law
- Federal Voting Rights Act of 1965
- California FAIR MAPS Act and Election Code Amendments
 - Criteria (Cal. Elec. Code § 21500)
 - Federal and State Requirements
 - Timelines (Cal. Elec. Code § 21501)
 - Public Hearings (Cal. Elec. Code § 21507, 21507.1)
 - Outreach & Accessibility (Cal. Elec. Code § 21508)

Federal Requirements

- 14th Amendment – Equal Protection Clause
 - One Person-One Vote and Population Equality Requirements
 - Limitations on Race-Based Redistricting

- 15th Amendment
 - Prohibits Intentional Discrimination Based on Race

- Voting Rights Act of 1965
 - Section 2 and Minority Vote Dilution (Intentional and Non-Intentional)
 - Case Law: *Thornburg v. Gingles*

Population Equality

- Federal Case Law: Districts should be “substantially equal” in population
 - State and local districts, unlike congressional districts, do not need to be near “absolute equality”
- Population Basis: Total Population (Cal. Elec. Code § 21500(a)(1))
 - All Residents, Not Just Citizens, Voting-Age Citizens, or Voters
- Census Data Will Be Adjusted to Reallocate Prisoners (Cal. Elec. Code § 21500(a)(2))
 - Statewide Database Will Adjust 2020 Census Data to Exclude Incarcerated Persons and Reassign to Last Known Address

14th Amendment: Population Equality

- Federal Case Law: Total Plan Deviation Should Be <10%
 - Consultant and Redistricting Software Will Keep Running Calculations
 - Calculation:
 - (1) Calculate Ideal District Size: Divide Total Population by Number of Seats
 - (2) Calculate Deviation Range: Subtract Smallest District From Largest District
 - (3) Total Plan Deviation = Divide Deviation Range by Ideal District Size
- Redistricting Body Can Go Below 10%, but Must Have Strong Justifications for Exceeding 10%
 - Not Necessary to Set Target %

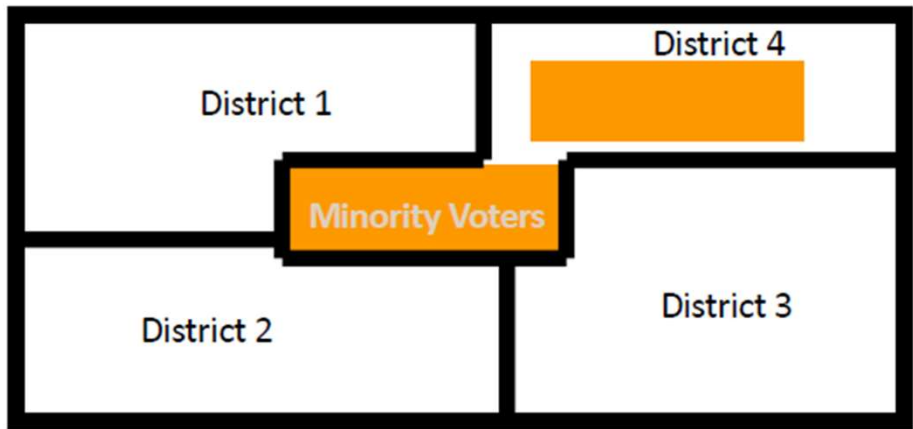
14th Amendment: Prohibitions on Racial Gerrymandering

- Race and Ethnicity Can Be Considered as Factors and Can Be Used to Comply with the Federal Voting Rights Act, But
- If Race is the Predominant Factor, or As a Result of Considering Race, the Districts Are Very Oddly Shaped, then the Lines may be Unconstitutional
 - Voting Rights Act Compliance Can Justify Districts
 - Considering Multiple Factors in Addition to Race (Race Doesn't Predominate) Can Justify Districts

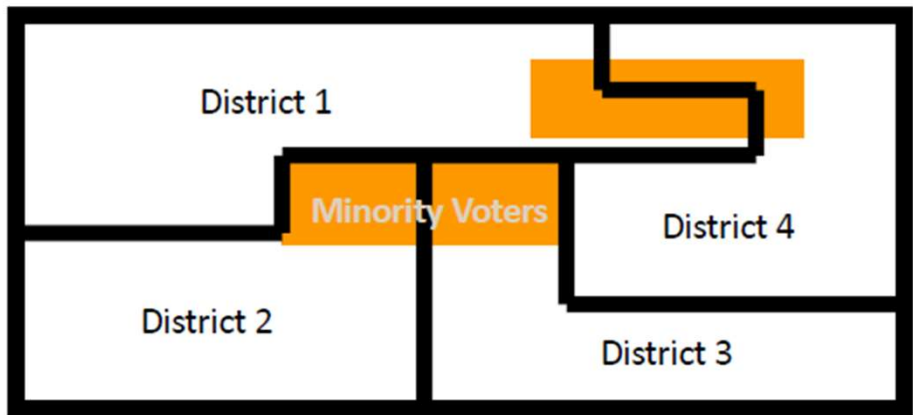
15th Amendment: Minority Vote Dilution and Intentional Discrimination Based on Race

- Typical Forms of Minority Vote Dilution in Redistricting:
 - **Packing:** Overconcentrating minority voters in one district to prevent them from influencing elections in other districts
 - **Cracking:** Dividing a minority population into several districts to prevent them from exercising electoral influence or control within one or more districts

Packing



Cracking



Federal Voting Rights Act of 1965

- Section 2 Prohibits Minority Vote Dilution in Redistricting
 - Covers racial minorities and “language minorities” (Latinos, Asian Americans, Native Americans)
 - Populations not covered by VRA might still be kept together through neighborhoods or communities of interest
 - Typically Occurs Through Packing or Cracking Minority Populations That Could Be in Majority-Minority Districts
 - Section 2 Compliance is Essentially Defensive
 - No Affirmative Requirements, but Anticipating Lawsuits and Preventing Violations
 - Redistricting Case Law Not Impacted By *Brnovich v. Democratic Nat’l Committee* (2021)

Federal Voting Rights Act: *Thornburg v. Gingles*

- Three Preconditions (“Gingles Factors”):
 - (1) Minority Group is Sufficiently Large and Geographically Compact to Constitute a Majority in a Single-Member District
 - >50% of Citizen Voting Age Population (CVAP)
 - (2) Minority Group is Politically Cohesive
 - (3) Non-Minority Voters Vote as a Bloc To Enable It . . . Usually to Defeat Minority-Preferred Candidates
 - Factors (2) + (3) often considered together as “**Racially Polarized Voting**” (RPV)
- Additional “Totality of Circumstances” Test (including past discrimination, electoral history)

Federal Voting Rights Act: Compliance Issues

- Questions re Legal and Demographic/RPV Analyses
 - Analyses of U.S. Census American Community Survey (ACS) Data to Confirm Large Minority Concentrations
 - Assumptions About Racially Polarized Voting
- Creating Districts That Adjust >50% Upwards with Larger Immigrant Populations
 - E.g., 55-65% of CVAP
- Multiple Minority Coalition Districts Are Allowed in California, But Not Required -- Unsettled Law
- “Influence Districts” (Large minority populations < 50%) Are Not Available as Section 2 Claim, But Can Be Drawn by Redistricting Bodies Based on COIs or Neighborhood
 - Challenges on whether to create a single majority-minority district or spread groups among two or more influence districts -- not necessarily cracking

FAIR MAPS Act and Ranked Criteria

- Federal Criteria:
 - Population Equality
 - Federal/State Constitutional and Federal Voting Rights Act Requirements
 - Note: California Voting Rights Act Does Not Apply to Redistricting
- Ranked “Traditional Criteria”
 - Contiguity
 - Maintaining Integrity of Neighborhoods and Communities of Interest
 - Maintaining Integrity of Cities and Census Designated Places
 - Bounding by Natural/Artificial Barriers, Streets, and County Boundaries
 - Compactness
 - Prohibition on Favoring or Discriminating Against Political Parties

Ranked Criteria: Contiguity

- “To the extent practicable, supervisorial districts shall be geographically contiguous. Areas that meet only at the points of adjoining corners are not contiguous. Areas that are separated by water and not connected by a bridge, tunnel, or regular ferry service are not contiguous.” (Cal. Elec. Code § 21500(c)(1))
- Areas of district need to be connected
- Prohibits “point” contiguity

Ranked Criteria: Contiguity



Ranked Criteria: Neighborhoods and COIs

- “To the extent practicable, the geographic integrity of any local neighborhood or local community of interest shall be respected in a manner that minimizes its division. A ‘community of interest’ is a population that shares common social or economic interests that should be included within a single district for purposes of its effective and fair representation. Communities of interest do not include relationships with political parties, incumbents, or political candidates.” (Cal. Elec. Code § 21500(c)(2))

Ranked Criteria: Local Neighborhoods

- Some Neighborhoods Defined by Well-Known Boundaries:
 - Official city neighborhoods/neighborhood associations
 - Historical or commonly known boundaries
 - Other Sources: Real estate designations, Nextdoor.com
- Neighborhood Boundaries Obtainable through Census Data and through Public Input

Ranked Criteria: Local Communities of Interest (COIs)

- “[A] population that shares common social or economic interests that should be included within a single district for purposes of its effective and fair representation.”
- Common examples include:
 - Urban vs. rural communities
 - Populations with similar economic interests and income-levels
 - Populations with common interests around:
 - Natural geographies (e.g., lakes, mountains)
 - Transportation hubs (e.g., airports)
 - Racial or ethnic communities

Ranked Criteria: Cities and CDPs

- “To the extent practicable, the geographic integrity of a city or census designated place shall be respected in a manner that minimizes its division.” (Cal. Elec. Code § 21500(c)(3))
- Largest cities (e.g., San Jose) cannot be kept intact because of federal population equality requirements
- Census Designated Places (CDPs): Defined by federal Census regulations (86 Federal Register 56290 (2018))
 - “[S]tatistical geographic entities representing closely settled, unincorporated communities that are locally recognized and identified by name.”
 - Examples in Santa Clara County: Burbank, San Martin, Stanford

Ranked Criteria: Geographic Integrity Rankings

- Unlike State-Level Criteria, where
 - Counties = Cities = Neighborhoods = Communities of Interest
- County-Level Criteria:
 - Neighborhoods = COIs, but are higher ranked than
 - Cities = CDPs

Ranked Criteria: Identifiable Boundaries

- “Supervisory district boundaries should be easily identifiable and understandable by residents. To the extent practicable, supervisory districts shall be bounded by natural and artificial barriers, by streets, or by the boundaries of the county.” (Cal. Elec. Code § 21500(c)(4))
- Examples:
 - Natural Barriers: Rivers, canyons, mountains
 - Artificial Barriers: Freeways/highways, railroad tracks, canals

Ranked Criteria: Compactness

- “To the extent practicable, and where it does not conflict with the preceding criteria in this subdivision, supervisorial districts shall be drawn to encourage geographical compactness in a manner that nearby areas of population are not bypassed in favor of more distant populations.” (Cal. Elec. Code § 21500(c)(5))
- “Eyeball” Testing vs. Mathematical or Algorithmic Testing

Prohibited Criteria: Political Parties

- “The board shall not adopt supervisorial district boundaries for the purpose of favoring or discriminating against a political party.” (Cal. Elec. Code § 21500(d))

General Strategies for Legal Compliance

- Remain Attentive to Criteria Rankings and Articulate Them in Educational Materials and Documentation
 - Public May Try to Prioritize Criteria Differently, Particularly Around District Shape and Compactness
- Determine VRA Compliance Strategies Early in Process
- Develop Principles for Reconciling Potential Conflicts Among Criteria
 - Neighborhoods, COIs
 - Cities, CDPs
- Use Smaller Units, such as Neighborhoods, Communities of Interest, CDPs as Potential Building Blocks

Why are Communities of Interest Important?

- Tied to Public Participation in Redistricting Process
- Requires Consideration of Level of Government and Effective Representation
- Can Obtain Information Prior To 2020 Census Data Availability
- Can Serve as Building Blocks for Districts
- Can Provide a Basis for Distinctions and District Boundaries
- May Intersect with Other Criteria, such as Voting Rights Act Compliance

Defining Communities of Interest

- “To the extent practicable, the geographic integrity of any local neighborhood or local community of interest shall be respected in a manner that minimizes its division. **A ‘community of interest’ is a population that shares common social or economic interests that should be included within a single district for purposes of its effective and fair representation.** Communities of interest do not include relationships with political parties, incumbents, or political candidates.” (Cal. Elec. Code § 21500(c)(2) (emphasis added))

Elements of COIs: Locality

- Communities of Interest Must be Local
 - COI Should Not Be Too Expansive
 - Contiguity or Compactness of COI Not Required By Law, But Limits May Be Helpful in Setting COI Boundaries and Fitting Within Potential Districts
 - Can Recognize COI That Crosses County Boundaries, But Can Only Maintain COI Within Your Own County

Elements: Sharing Common Social or Economic Interests

- Example of Articulated Listings (Source: Colorado Law – State Level):

“(II) Such interests include but are not limited to matters reflecting:

(A) Shared public policy concerns of urban, rural, agricultural, industrial, or trade areas; and

(B) Shared public policy concerns such as education, employment, environment, public health, transportation, water needs and supplies, and issues of demonstrable regional significance.

(III) Groups that may comprise a community of interest include racial, ethnic, and language minority groups”

Elements: Effective and Fair Representation

- Relationships Between Interests, Representation, and Level of Government
- County Government and Board of Supervisors' Responsibilities, including:
 - Administration of Justice
 - Agriculture
 - Property Assessment and Taxation
 - Health Care Administration
 - Human Services
 - Land Use
 - Environmental Health
 - Waste Management

COI Example

- Residential Areas Near a Local Airport
 - Geographic Proximity
 - Common Policy Issues:
 - Noise Abatement
 - Traffic
 - Zoning
 - Additional Commonalities:
 - Income Levels
 - Property Values; Renter vs. Homeowner
 - Representational Interests Because of Board of Supervisors' Oversight or Policy-Setting Powers

Special Consideration: Racial or Ethnic COIs

- Special Consideration: Race or Ethnicity
 - Close Relationship to Federal Voting Rights Act and Population Size
 - Federal Constitutional Issues When Using Race as a “Predominant Factor”
 - Should Look at Multiple Factors That Overlap With Race
 - E.g., Neighborhood Proximity, Socioeconomic Status
 - Be Attentive to Geography and Population Concentrations, As Well As Dispersion
 - Be Careful With Non-Compact Populations

Challenges in Implementation

- Definitions and Expectations
 - Open-Ended vs. Enumerated Lists of COIs
 - Local COIs and Sizes of Districts
- Relative Rankings and Conflicts
 - COIs vs. Cities/CDPs
 - Neighborhoods vs. COIs
 - COIs vs COIs
- Subjective vs. Objective Information
 - Public Comments, Testimony, Maps
 - Demographic Information, Including Census Data (ACS & 2020) and State/County Data
 - Statistical Analyses, such as Clustering and Factor Analysis
 - Electoral Data (e.g., Ballot Initiative Voting), But Be Careful About Prohibited COIs

Common Problems

- Gaps in Information
 - No Public Testimony from Certain Areas
 - Missing or Imprecise Boundaries
- Inconsistent Information
- Overlapping COIs
- Potential Manipulation
 - Mass Mobilization
 - Partisan or Incumbent-Based Interests vs. Community Interests

Public Input and Processing Strategies

- Education and Outreach (See Cal. Elec. Code § 21508)
 - Accessibility Issues: Disability, Language Groups
- Multiple Channels for Input – Recommend But Do Not Require Specific Formats
 - Public Hearings and Testimony
 - FAIR MAPS Act Minimums (Cal. Elec. Code § 21507.1)
 - Attention to Expanding Participation, Community Locations, Hours
 - Submissions
 - Commission-Generated Forms
 - Low-Tech Submissions Can Be Just as Effective
 - Online Tools:
 - DistrictR

Public Input and Processing Strategies

- Cataloguing
- Mapping Decisions
 - Reconciling Overlapping COIs
 - Weighting
 - Individual vs. Mobilized Testimony
 - Advocacy Group Submissions
 - Problem of Cherry Picking COI Information
 - Optional: Develop Pre-Draft COI and Neighborhood Visualizations
- Iterative Mapping
 - Drafts and Comments

Questions & Answers

Angelo Ancheta
angelo@ancheta.law



107216

DATE: August 18, 2021
TO: 2021 Advisory Redistricting Commission
FROM: Miguel Marquez, Chief Operating Officer
Melanie Jimenez Perez, Program Manager II
Danielle Christian, Legislative Manager
SUBJECT: Update on the 2021 Redistricting Process

RECOMMENDED ACTION

Receive report from the Office of the County Executive relating to the 2021 redistricting process.

REASONS FOR RECOMMENDATION

CHILD IMPACT

The recommended action will have no/neutral impact on children and youth.

SENIOR IMPACT

The recommended action will have no/neutral impact on seniors.

SUSTAINABILITY IMPLICATIONS

The recommended action will have no/neutral sustainability implications.

BACKGROUND

CONSEQUENCES OF NEGATIVE ACTION

The Commission would not receive this update regarding the 2021 redistricting process.

County of Santa Clara
Office of the County Executive



107217

DATE: August 18, 2021
TO: 2021 Advisory Redistricting Commission
FROM: Miguel Marquez, Chief Operating Officer
SUBJECT: Overview of the 2011 Redistricting Process

RECOMMENDED ACTION

Receive report from the Office of the County Executive relating to the 2011 redistricting process.

REASONS FOR RECOMMENDATION

At the request of Commissioner Nguyen during the August 4, 2021 Advisory Redistricting Commission (Commission) meeting, the redistricting team is providing a synopsis of the last redistricting process which occurred with the 2010 Census results in 2011. While this information provides the Commission with historical information, new legal requirements for redistricting were enacted at the state and federal level since the redistricting process in 2011. These requirements include extensive public outreach requirements, additional public hearing requirements, and a new prioritization of redistricting criteria that dramatically constrains the map drawing process compared to prior redistricting processes. These new requirements also provide the Board of Supervisors (Board) with additional options for conducting the redistricting process:

- Board completes the entire process without establishing a commission; or
- Receive assistance from a redistricting advisory commission; or
- Establish an independent redistricting commission to determine new district boundaries; or
- Form a hybrid redistricting commission to present the Board with map options for adoption without revision.

Of these options, the Board elected to establish the 2021 Advisory Redistricting Commission at the April 6, 2021 Board of Supervisors meeting (Item No. 22).

The Fair Maps Act, passed in 2019, sets forth a clear hierarchy of redistricting criteria in Elections Code section 21500, whereas in prior redistricting cycles, counties had discretion to weight the different redistricting criteria so long as the districts otherwise conformed with

state and federal law. Therefore, the boundaries drawn ten years ago may or may not have prioritized the criteria in a similar order. One criteria that has not changed is that legislative districts must be “substantially equal” in population.^[1] In California, for redistricting purposes, population is defined as residents of the county and is not to be limited to only citizens or only voting age population.^[2] Also, generally the law regarding the consideration of race and ethnicity in redistricting has not changed substantially since 2010 – districts cannot be drawn using race/ethnicity as a predominate factor but also boundaries must not be drawn with intent or impact of diluting the voting power of racial and language minorities.

For the first time in the 2021 redistricting cycle, the County must prioritize the traditional redistricting criteria pursuant to recently enacted Elections Code section 21500(c). Those criteria, in priority order, are drawing boundaries, to the extent practicable that:

1. Shall be geographically contiguous (areas that meet only at adjoining corners or are separated by water without an adjoining bridge or tunnel are not contiguous).
2. Preserve the integrity of neighborhoods and local communities of interest, which are populations that share common social or economic interests that should be included within a single supervisorial district for purposes of effective and fair representation.^[3] Communities of interest do not include relationships with political parties, incumbents, or political candidates.^[4]
3. Preserve the integrity of a city or census designated place.^[5]
4. Are easily understandable—i.e., “bounded by natural and artificial barriers, by streets, or by the boundaries of the county.”^[6]
5. Shall encourage compactness—i.e., do not bypass nearby populations to reach distant populations—when it would not conflict with criteria above.

For the first time in California, counties are prohibited from drawing district boundaries with the intent to favor, or disfavor, a political party under state law.^[7] However, the Board and

^[1] Cal. Elec. Code § 21500(a). Courts have tolerated differences in population between districts of as much as 10% so long as the districts otherwise comply with state and federal requirements and there is no evidence of discrimination in the deviation. *See Abbott v. Perez*, 138 S. Ct. 2305, 2333 n. 26 (2018) (discussing doctrine that deviations of less than 10% are generally insufficient to show invidious discrimination, citing *Brown v. Thomson*, 462 U.S. 835, 842–843 (1983)).

^[2] Cal. Elec. Code § 21500(a)(1). Further, persons who are incarcerated are *not* to be counted in the county’s population unless, and only to the extent possible, the person’s last known residential address was in the county. *See* Cal. Elec. Code § 21500(a)(2). One of the more complex tasks for the state will be implementing that provision when creating the redistricting database pursuant to Government Code section 8253(b).

^[3] Cal. Elec. Code §21500(c)(2).

^[4] *Id.*

^[5] Both San Martin and Stanford are communities in Santa Clara County that have been identified as census designated places.

^[7] Cal. Elec. Code. § 21500(d). The Supreme Court has essentially removed federal constitutional constraints on consideration of partisanship in drawing of districts, while reiterating that racial discrimination in redistricting is impermissible. However, Congress as well as state constitutions and state legislatures may limit or prohibit the consideration of partisanship in redistricting. *See Rucho v. Common Cause*, 139 S. Ct. 2484, 2507-2508 (2019).

Commission may consider additional criteria that are not in conflict with the mandatory criteria so long as the mandatory criteria are prioritized as required above any other considerations. As a result of the mandatory prioritization of criteria, counties have significantly less discretion in how to prioritize the traditional redistricting criteria when drawing supervisorial boundaries than in the past. Instead, by prioritizing communities of interest above several criteria, the new redistricting framework emphasizes the need for the Board and for the Commission to gather input from members of the public regarding those communities of interest. Further, members of the Board and members of the Commission may have their own input and expertise regarding communities of interest, as well as other criteria such as the relevant natural and artificial boundaries that make district boundaries easier to understand. Additionally, considering where incumbents and political candidates live was an acceptable factor in previous redistricting processes, but the communities of interest definition now explicitly excludes relationships with incumbents and other political candidates.

Prior Redistricting Processes

In 2001 and 2011 the Board used an advisory redistricting commission which issued recommendations to the Board regarding district boundaries. The 2001 commission was comprised of fifteen members, with three being appointed by each supervisor.

In 2011, the redistricting process began in September 2010 with Administration's recommendation for a redistricting process, which was formalized in November 2010. The Board resolution establishing the 11-member advisory Citizen's Redistricting Commission (*2 per supervisorial district and the Board Chair appointed the Commission Chair*) was adopted on December 7, 2010. Commissioners were appointed following a two-month appointment period. An initial educational meeting on redistricting was held in January 2011 and the Commission held its first meeting on March 3, 2011. Census data was expected in March 2011 but became available in April 2011. After, five public hearings were held:

- April 7, 2011, 6:30 – 8:30 p.m. – Morgan Hill Community and Cultural Center, El Toro Room, 17000 Monterey Road
- April 14, 2011, 6:30 – 8:30 p.m. – Sunnyvale Library, 665 West Olive Avenue
- April 21, 2011, 6:30 – 8:30 p.m. – Mountain View City Hall, 500 Castro Street
- May 5, 2011, 6:30 – 8:30 p.m. – County Government Center, Lower-Level Conference Room, 70 West Hedding Street, San Jose
- May 19, 2011, 6:30 – 8:30 p.m. – County Government Center, Board Chambers, 70 West Hedding Street, San Jose

Numerous subcommittee meetings were also held over a five-month period to prepare a recommendation for Board consideration. Updates on the Committee's progress were provided to the Board's Legislative Committee. A total of 12 maps were received and

reviewed by the Commission. Seven options were selected by the Commission on May 19, 2011 to move forward to the Board for consideration under the following categories:

1. Map of Existing Districts with no changes
2. Map Placing Sunnyvale in District 3
3. Map Splitting Sunnyvale between Districts 4 and 5
4. Map Placing Sunnyvale in District 5

On June 7, 2011 the Board reviewed the recommendation, added an additional map, and moved four of the 13 maps forward for further consideration. On June 21, 2011 the Board unanimously approved the new map to be submitted to the state.

CHILD IMPACT

The recommended action will have no/neutral impact on children and youth.

SENIOR IMPACT

The recommended action will have no/neutral impact on seniors.

SUSTAINABILITY IMPLICATIONS

The recommended action will have no/neutral sustainability implications.

BACKGROUND

At the request of Commissioner Nguyen during the August 4, 2021 Advisory Redistricting Commission (Commission) meeting, the redistricting team is providing a synopsis of the redistricting process that occurred with the 2010 Census results.

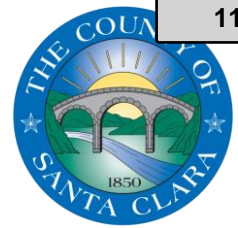
A link to the June 7, 2011 Citizens Redistricting Commission Recommendations to the Board of Supervisors (Item No. 24) is provided as reference:

http://sccgov.iqm2.com/Citizens/Detail_LegiFile.aspx?Frame=SplitView&MeetingID=1881&MediaPosition=16502.000&ID=13640&CssClass=

CONSEQUENCES OF NEGATIVE ACTION

The Commission would not receive this informational report.

County of Santa Clara
2021 Advisory Redistricting Commission



DATE: August 4, 2021, Regular Meeting
TIME: 6:30 PM
PLACE: By Virtual Teleconference Only

MINUTES

Opening

1. Roll Call.

Chairperson Smith called the meeting to order at 6:31 p.m. A quorum was present via virtual teleconference, pursuant to the provisions of Executive Order N-08-21 issued on June 11, 2021 by the Governor of the State of California.

Attendee Name	Title	Status	Arrived
Nancy Smith	Chairperson, Seat No. 8	Remote	
Bob Staedler	Vice Chairperson, Seat No. 2	Remote	
Cynthia Cooper	Commissioner, Seat No. 1	Remote	
Mario Burnias	Commissioner, Seat No. 3	Remote	
Juan Velazquez	Commissioner, Seat No. 4	Remote	
Dana Tom	Commissioner, Seat No. 5	Remote	
Dolores Alvarado	Commissioner, Seat No. 6	Remote	
Peter Pham	Commissioner, Seat No. 7	Remote	
Laura McAllister	Commissioner, Seat No. 9	Remote	
Katie Zoglin	Commissioner, Seat No. 10	Remote	
Maria Pineda	Commissioner, Seat No. 11	Remote	
Katie Swenson	Commissioner, Seat No. 12	Absent	
Edwin Tony Tan	Commissioner, Seat No. 13	Remote	
Daniel Nguyen	Commissioner, Seat No. 14	Remote	
Raven Malone	Commissioner, Seat No. 15	Remote	

2. Public Comment.

One individual addressed the Commission.

Regular Agenda - Items for Discussion

3. Approve minutes of the July 21, 2021 Regular Meeting.

The minutes were approved as amended to reflect 9-0 votes and deleting the names of the Commissioners appointed to Seat Nos. 11-15 in Item Nos. 3 and 4.

Minutes Acceptance: Minutes of Aug 4, 2021 6:30 PM (Consent Calendar)

3 RESULT: APPROVED AS AMENDED [13 TO 0]
MOVER: Cynthia Cooper, Commissioner, Seat No. 1
SECONDER: Daniel Nguyen, Commissioner, Seat No. 14
AYES: Smith, Staedler, Cooper, Burnias, Velazquez, Tom, Alvarado, Pham, McAllister, Zoglin, Pineda, Tan, Nguyen
ABSENT: Swenson, Malone

4. Receive report from the Office of the County Executive relating to the 2021 Redistricting Process. (ID# 106927)

Melanie Jimenez Perez, Program Manager II, Office of the County Executive, provided a presentation relating to the redistricting process, including Commission meetings, community engagement process, and the redistricting toolkit.

Discussion ensued relating to the Community of Interest form, scope of individual Commissioner outreach, options for distributing the toolkit, clarification of the term Community of Interest, languages provided for the toolkit, coordination of outreach and interested parties lists, explanation of county services provided to residents, significantly reduced timeline to finalize redistricting maps, difficulty engaging community leaders without mapping data, importance of expedited and proactive engagement in the redistricting process, ensuring public awareness of language translation, and providing maps based on current data.

4 RESULT: RECEIVED

5. Receive report from the Office of the County Executive and Redistricting Partners relating to mapping software. (ID# 107003)

Paul Mitchell, Owner, Redistricting Partners, provided a demonstration of the Districtr software mapping tool that Redistricting Partners is developing for County residents to draw and submit Communities of Interest forms.

Discussion ensued relating to the Districtr program, including tools and features, the American Community Survey data upon which Districtr is based, ability to disaggregate categories of data, available categories of data, limited public-facing purpose of the program, more robust programs utilized by Redistricting Partners to analyze Districtr data and provide the Commission with consolidated information, ability to identify Black population in Districtr, concern regarding undercounting, balance between Districtr functionality and ease of use, estimated timeline of availability and use of 2020 census data, future public access to current redistricting process, other software programs utilized by Restricting Partners to analyze redistricting data, and anonymity of Communities of Interest submissions.

Mr. Mitchell stated that Redistricting Partners will work with Administration to present mapping process options to the Commission; for most agencies, it will provide

summaries, data files, and maps at least one week prior to the draft map hearing in October 2021; and, the Commission may choose to propose publicly submitted maps, request that Redistricting Partners draw maps based on criteria the Commission wishes to promote, revise publicly submitted or Redistricting Partners maps, or draw its own maps.

Ms. Jimenez-Perez stated that Administration will publish on the County redistricting web page on August 5, 2021 a link to the Districtr program for Commission and public use.

Mr. Mitchell introduced Elizabeth Stitt, Redistricting Project Manager, and Kay Montplaisir, Redistricting Project Manager, as members of the Redistricting Partners team supporting the County.

5 RESULT: RECEIVED

6. Receive report from Redistricting Partners relating to redistricting principles. (ID# 107002)

Kathay Feng, National Redistricting Director, Common Cause, provided a presentation relating to the concept and significance of redistricting; California redistricting history; core principles of redistricting, including suggestions for implementation; and, publicly available redistricting resources.

Discussion ensued relating to allowing public testimony regarding Communities of Interest on camera during meetings, mandatory redistricting based on equal population at all levels of government, 10 percent standard of deviation in determining equal population, and consideration of communities of sufficient size and cohesive voting to trigger an expert Voting Rights Act analysis.

6 RESULT: RECEIVED

7. Receive report from Redistricting Partners relating to the role of the Commissioner in the redistricting process. (ID# 107045)

Connie Malloy, Chief Executive Officer, Panta Rhea Foundation, provided information relating to her experience as a member of the 2010-2020 California Citizens Redistricting Commission, issues considered by the San Diego Redistricting Commission, and the impact of COVID-19 on the outreach process.

Cynthia Dai, Chief Executive Officer, Dainamic Consulting, Inc., provided information relating to her background, motivation, and experience serving on the 2010-2020 California Citizens Redistricting Commission.

Carlos Marquez, Owner, CM3 Advocacy, LLC, provided information relating to his experience on the 2011-2012 San Diego Redistricting Commission and specific issues the Commission faced during the redistricting process.

Ms. Dai and Mr. Marquez also provided information relating to their experience and suggestions regarding the integration of diverse community perspectives into a cohesive set of redistricting maps.

Discussion ensued relating to community outreach.

Commissioner Nguyen requested that Administration provide the Commission on date uncertain information relating to the County 2010 redistricting process.

7 RESULT: RECEIVED

Announcements

8. Announcements and correspondence:

a. Chairperson's announcements.

Chairperson Smith announced that Katie Swenson declined her appointment to Seat No. 12, and that the August 18, 2021 agenda will include appointment of a replacement.

8.a RESULT: RECEIVED

b. Commissioners' announcements.

Vice Chairperson Staedler expressed concern relating to the length of Commission meetings.

Discussion ensued relating to the anticipated length of meetings, agenda process, public nature of the meetings, and options for efficiency.

8.b RESULT: RECEIVED

c. The County of Santa Clara provides reimbursement to appointed Commissioners for family care expenses incurred during the time spent performing their official County duties. For additional information, please contact the Office of the Clerk of the Board at (408) 299-5001.

Adjourn

9. Adjourn to the next regular meeting on Wednesday, August 18, 2021 at 6:30 p.m., by virtual teleconference.

Chairperson Smith adjourned the meeting at 9:34 p.m.

Respectfully submitted,

Peggy Doyle
Deputy Clerk