This meeting has been noticed according to the Brown Act rules. The Board of Directors meets regularly on the third Monday of each month, except in January and February. The meetings begin at 6:00 PM.



Agenda Special Meeting Board of Directors Monterey Peninsula Water Management District ********

Friday, April 1, 2022 at 2:00 PM, Virtual Meeting

As a precaution to protect public health and safety, and pursuant to provisions of AB 361, this meeting will be conducted via Zoom Video/Teleconference only.

Join the meeting at this link: https://us06web.zoom.us/j/88184090043?pwd=TUMyT3FPUjN1WkJ0ZmFPU05MZ2I3UT09

> Or join at: https://zoom.us/ Webinar ID: 881 8409 0043 Passcode: 04012022 Participate by phone: (669) 900-9128

For detailed instructions on how to connect to the meeting, please see page 2 of this agenda.

Staff notes will be available on the District web site at http://www.mpwmd.net/who-we-are/board-of-directors/bod-meeting-agendas-calendar/ by 5:00 PM on Monday, March 28, 2022

CALL TO ORDER / ROLL CALL

PLEDGE OF ALLEGIANCE

ADDITIONS AND CORRECTIONS TO AGENDA - *The General Manager will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.*

Board of Directors

Karen Paull, Chair – Division 4 Mary L. Adams, – Monterey County Board of Supervisors Representative Alvin Edwards – Division 1 George Riley – Division 2 Safwat Malek – Division 3 Amy Anderson – Division 5 Clyde Roberson – Mayoral Representative

> General Manager David J. Stoldt

This agenda was posted at the District office at 5 Harris Court, Bldg. G Monterey, California on Tuesday, March 29, 2022. After staff reports have been posted and distributed, if additional documents are produced by the District and provided to a majority of the Board regarding any item on the agenda, they will be posted on the District website. Documents distributed on the afternoon of the meeting will be available upon request, and posted to the web within five days of adjournment of the meeting. The next regularly scheduled meeting of the MPWMD Board of Directors will be on Monday, April 18, 2022 **ACTION ITEMS** – *Public Comment will be received. Please limit your comments to three (3) minutes per item.*

1. Consider Adjusted Division Boundaries Recommended by the Redistricting Advisory Commission and Adopt Resolution No. 2022-10 To Adopt Redistricting Map Plan 4 that Establishes New Voter Divisions for District Elections

<u>Recommended Action:</u> (a) Hold a public hearing on redistricting and receive public input on Draft Map Plan 4; and (b) the Board will consider the adjusted division boundaries recommended by the Redistricting Advisory Commission and adopt Resolution No. 2022-10 to adopt Redistricting Map Plan 4 that establishes new voter divisions for District Elections.

ADJOURNMENT

Board Meeting Schedule										
Monday, April 18, 2022	Regular Meeting	6:00 pm	Virtual - Zoom							
Monday, May 16, 2022	Regular Meeting	6:00 pm	Virtual – Zoom							
Monday, May 26, 20222	Special- Budget Workshop	6:00 pm	Virtual Zoom							

Upon request, MPWMD will make a reasonable effort to provide written agenda materials in appropriate alternative formats, or disability-related modification or accommodation, including auxiliary aids or services, to enable individuals with disabilities to participate in public meetings. MPWMD will also make a reasonable effort to provide translation services upon request. Submit requests by noon on Wednesday March 30, 2022 to joel@mpwmd.net, or at (831) 658-5652. Alternatively, you may reach Sara Reyes, Admin Services Division at (831) 658-5610.

Instructions for Connecting to the **Zoom Meeting**

Note: If you have not used Zoom previously, when you begin connecting to the meeting you may be asked to download the app. If you do not have a computer, you can participate by phone.

Begin: Within 10 minutes of the meeting start time from your computer click on this link: <u>https://us06web.zoom.us/j/88184090043?pwd=TUMyT3FPUjN1WkJ0ZmFPU05MZ213UT09</u> or paste the link into your browser.

DETERMINE WHICH DEVICE YOU WILL BE USING (PROCEED WITH ONE OF THE FOLLOWING INSTRUCTIONS)

USING A DESKTOP COMPUTER OR LAPTOP

- 1. In a web browser, type: <u>https://www.zoom.us</u>
- 2. Hit the enter key
- 3. At the top right-hand corner, click on "Join a Meeting"
- 4. Where it says "Meeting ID", type in the Meeting ID# above and click "Join Meeting"

5. Your computer will begin downloading the Zoom application. Once downloaded, click "Run" and the application should automatically pop up on your computer. (If you are having trouble downloading, alternatively you can connect through a web browser – the same steps below will apply).

6. You will then be asked to input your name. It is imperative that you put in your first and last name, as

participants and attendees should be able to easily identify who is communicating during the meeting.

7. From there, you will be asked to choose either ONE of two audio options: Phone Call or Computer Audio:

COMPUTER AUDIO

1. If you have built in computer audio settings or external video settings – please click "Test Speaker and Microphone".

2. The client will first ask "Do you hear a ringtone?" •If no, please select "Join Audio by Phone".



• If yes, proceed with the next question:

- 3. The client will then ask "Speak and pause, do you hear a replay?" •If no, please select "Join Audio by Phone" •If yes, please proceed by clicking "Join with Computer Audio"
- PHONE CALL
- 1. If you do not have built in computer audio settings or external video settings please click "Phone Call"
- 2. Select a phone number based on your current location for better overall call quality.

+1 669-900-9128 (San Jose, CA)	+1 253-215-8782 (Houston, TX)
+1 346-248-7799 (Chicago, IL)	+1 301-715-8592 (New York, NY)
+1 312-626-6799 (Seattle, WA)	+1 646-558-8656 (Maryland)

3. Once connected, it will ask you to enter the Webinar ID No. and press the pound key

4. It will then ask you to enter your participant ID number and press the pound key.

5. You are now connected to the meeting.

USING AN APPLE/ANDROID MOBILE DEVICE OR SMART PHONE

- 1. Download the Zoom application through the Apple Store or Google Play Store (the application is free).
- 2. Once download is complete, open the Zoom app.
- 3. Tap "Join a Meeting"
- 4. Enter the Meeting ID number

5. Enter your name. It is imperative that you put in your first and last name, as participants and attendees should be able to easily identify who is communicating during the meeting.

- 6. Tap "Join Meeting"
- 7. Tap "Join Audio" on the bottom left hand corner of your device
- 8. You may select either ONE of two options: "Call via Device Audio" or "Dial in"

DIAL IN

- 1. If you select "Dial in", you will be prompted to select a toll-free number to call into.
- 2. Select a phone number based on your current location for better overall call quality.

+1 669-900-9128 (San Jose, CA)	+1 253-215-8782 (Houston, TX)
+1 346-248-7799 (Chicago, IL)	+1 301-715-8592 (New York, NY)
+1 312-626-6799 (Seattle, WA)	+1 646-558-8656 (Maryland)

3. The phone will automatically dial the number, and input the Webinar Meeting ID No. and your Password.

- 4. Do not hang up the call, and return to the Zoom app
- 5. You are now connected to the meeting.

Presenting Public Comment

Receipt of Public Comment – the Chair will ask for comments from the public on all items. Limit your comment to 3 minutes but the Chair could decide to set the time for 2 minutes.

(a) Computer Audio Connection: Select the "raised hand" icon. When you are called on to speak, please identify yourself.

(b) Phone audio connection with computer to view meeting: Select the "raised hand" icon. When you are called on to speak, dial *6 to unmute and please identify yourself.

(c) Phone audio connection only: Press *9. Wait for the clerk to unmute your phone and then identify yourself and provide your comment. Press *9 to end the call.



Submit Written Comments

If you are unable to participate via telephone or computer to present oral comments, you may also submit your comments by e-mailing them to <u>comments@mpwmd.net</u> with one of the following subject lines "PUBLIC COMMENT ITEM #" (insert the item number relevant to your comment) or "PUBLIC COMMENT – ORAL COMMUNICATIONS". Comments must be received by noon on Friday, April 1, 2022. Comments submitted <u>by</u> <u>12:00 p.m.</u> will be provided to the Board of Directors and compiled as part of the record of the meeting.

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ITEM: ACTION ITEM

1. CONSIDER ADJUSTED DIVISION BOUNDARIES RECOMMENDED BY THE REDISTRICTING ADVISORY COMMISSION AND ADOPT RESOLUTION NO. 2022-10- TO ADOPT REDISTRICTING MAP PLAN 4 THAT ESTABLISHES NEW VOTER DIVISIONS FOR DISTRICT ELECTIONS

Meeting Date:	April 1, 2022	Budgeted:	N/A
From:	David J. Stoldt, General Manager	Program/ Line Item No.:	N/A
Prepared By:	Joel G. Pablo	Cost Estimate:	N/A

General Counsel Review: Fran Farina with De Lay and Laredo

Commission Recommendation: The Commission unanimously recommended approval of Draft Map 4 to be considered by the Full Board for further consideration and adoption.

CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

BACKGROUND/SUMMARY:

Every ten years upon the release of the decennial census data, the District must redraw its Director Division boundaries based on new census data. California Elections Code 22000 et seq., in addition to various federal and state laws, requires the Board to review the Director Division boundaries of each of the five divisions (Division 1, 2, 3, 4 and 5). The boundaries of each division shall be adjusted if needed in accordance with Section 22000 of the CA Elections Code so that each Director Division is relatively equal in population to the other divisions as closely as possible. In addition, pursuant to SB 594 (*Glazner*), special districts "conducting elections in 2022... require a governing board to adopt adjusted division boundaries no later than April 17, 2022, if the board has a regular election to elect members of its governing board on the same date as the 2022 statewide general election."

On June 2021, the District entered into an agreement with Lapkoff & Gobalet Demographic Research, Inc. (LGDR) to provide demographic redistricting services to the District. LGDR's evaluation of the 2020 Census data revealed that the District needed to adjust the division boundaries to balance the populations.

Redistricting Advisory Commission (Commission)

On October 18, 2021, the District Board of Directors established a Commission to assist with the completion of the redistricting process and garner community input. The Commissioners comprised of nine (9) representatives from each of the Divisions, a mayoral representative, a county representative and two At-Large representatives. The individuals comprising the Commission include: Susan Schiavone (Division 1); Esther Malkin (Division 2); Nancy Selfridge (Division 3), Tama Olver (Division 4); Myrleen Fisher (Division 5); Troy Ishikawa (County Representative); Steven Lilley (Mayoral Representative) and two At-Large Commissioners Marc Eisenhart and N. Monica Lal.

The Commission had three public meetings held on Monday, February 7, 2022, Monday, March 7, 2022 and Thursday, March 17, 2022 with LGDR in an inclusive, transparent manner. The District encouraged community input throughout the process. On Thursday, March 17, 2022, at the Commission's final meeting, the Commissioners voted unanimously (9-Ayes, 0-Noes) to recommend Draft Map 4 to the MPWMD Board of Directors for their consideration and adoption.

Board of Directors Action

The District Board of Directors received the Commission's recommendation from LGDR on Monday, March 21, 2022, provided comments to the demographers and received public input.

The District Board of Directors will now hold a public hearing on redistricting and after public input, the Board will review the adjusted Director Division boundaries, make possible modifications, and consider approving the Draft Map Plan 4 (Exhibit 1-C) and Resolution No. 2022-10 (Exhibit 1-B). During the hearing on this item, the District's demographers will give a short presentation (Exhibit 1-A) on the recommendations of the Commission and answer questions raised by the Directors. Public comment will be received.

Today's hearing, along with the hearing held on Monday, March 21, 2022 were properly noticed in the Monterey County Weekly on Thursday, March 17, 2022 and Thursday, March 24, 2022

STAFF RECOMMENDATION:

- a. Hold a public hearing on redistricting and receive public input on Draft Map Plan 4; and
- b. The Board will consider the adjusted division boundaries recommended by the Redistricting Advisory Commission and adopt Resolution No. 2022-10- to adopt Redistricting Map Plan 4 that establishes new voter divisions for District Elections.

EXHIBITS

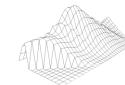
- **1-A** Post-2020 Census Redistricting: Recommendation From Your Redistricting Advisory Commission (RAC)
- **1-B** Resolution No. 2022-10- A Resolution Adopting Redistricting Map Plan 4 that Establishes New Voter Divisions for District Elections
- **1-C** Plan 4 Maps

EXHIBIT 1-A



Post-2020 Census Redistricting: Recommendation from your Redistricting Advisory Commission (RAC)

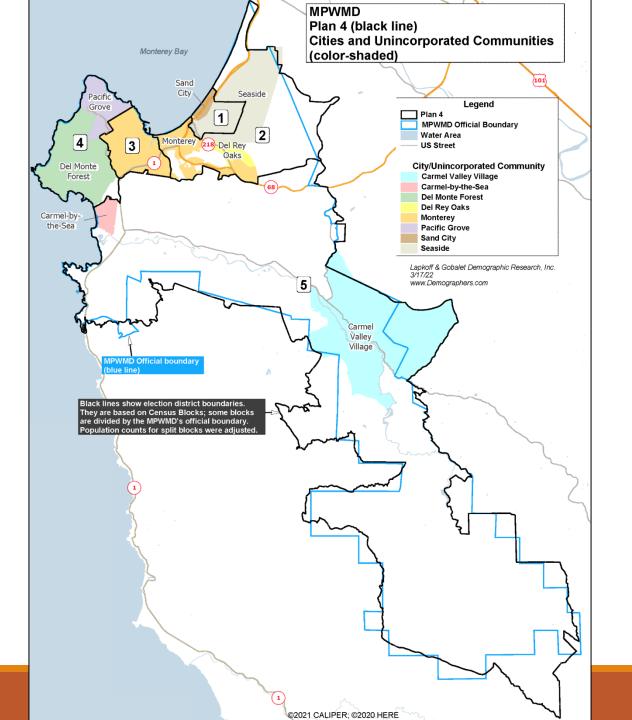
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT APRIL 1, 2022



Shelley Lapkoff, Ph.D. & Jeanne Gobalet, Ph.D. LAPKOFF & GOBALET DEMOGRAPHIC RESEARCH, INC. www.demographers.com Oakland and Saratoga, California

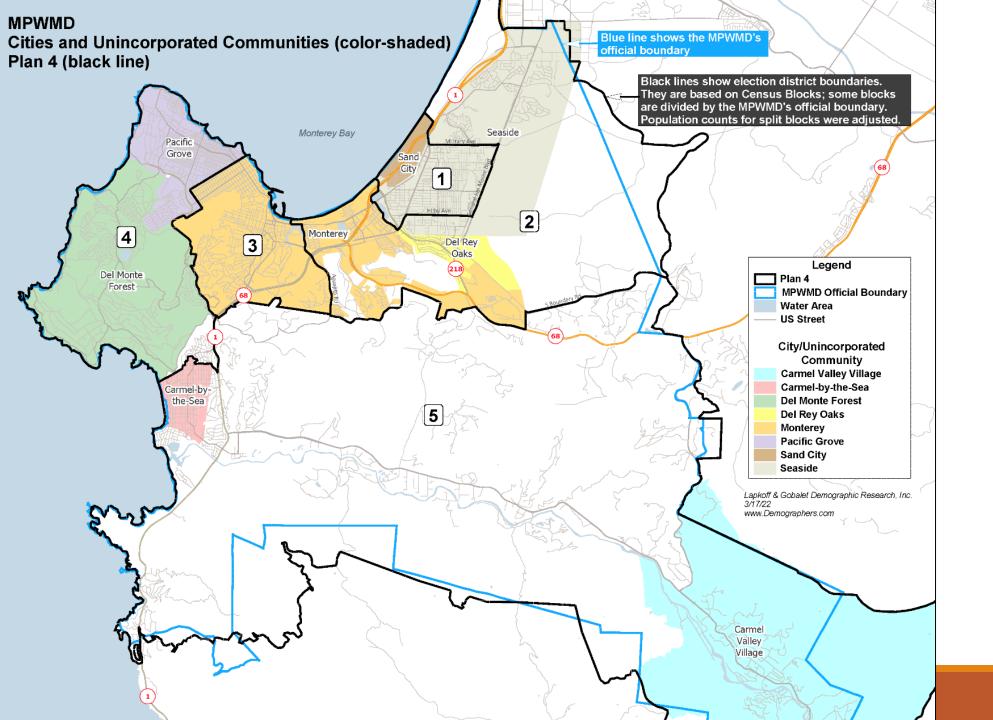
Topics Covered at March 21 Public Hearing

- The need to redistrict
- Legal requirements when redistricting
- Redistricting Advisory Commission (RAC) process, including factors they explored and considered
- RAC Recommended Plan
 - Strong Latinx/Black district
 - **Continued use of city boundaries when possible**
 - Population-balanced districts



Plan recommended by RAC: overview map

Cities/Unincorporated Communities color-shaded



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Non-Hispanic District Population Hispanic White Black Asian Other Total District Population Hispanic White Black 1 21,398 56% 21% 7% 10% 5% 100% 1 10,408 31% n/a n/a 2 22,125 28% 52% 4% 100% 4% 100% 3 11,311 9% n/a n/a 4 20,488 12% 72% 2% 10% 4% 100% 5 16,541 5% n/a n/a Total 105,911			M	PWMD P	Plan 4						MP	WMD Plan 4	ļ		7
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5

Total

17,511

78,829

6%

13%

86%

68%

0%

4%

4%

8%

4%

6%

100%

100%

5

Total

Ideal

20,739

105,911

21,182

-443

1,637

-2.1%

7.7%

Questions/Board Discussion



EXHIBIT 1-B

DRAFT RESOLUTION NO. 2022-10

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA WATER MANAGEMENT DISTRICT ADOPTING REDISTRICTING MAP PLAN 4 THAT ESTABLISHES NEW VOTER DIVISIONS FOR DISTRICT ELECTIONS

WHEREAS, the Monterey Peninsula Water Management District (District) currently elects its Directors using a by-division election system with five (5) distinct election Divisions (Division 1, 2, 3, 4 and 5) and each Director is elected only by the registered voters of the division area they represent; and

WHEREAS, following each decennial federal census, the District must consider adjusting the division boundaries of any or all of the areas to meet population criteria as required by the United States Constitution, the California Constitution, the Federal Voting Rights Act of 1965, the California Voting Rights Act of 2001 and California Elections Code 22000 et seq.; and

WHEREAS, the District Board of Directors on June 21, 2021 retained the services of Lapkoff and Gobalet Demographic Research, Inc., a demographic consulting firm experienced in redistricting; and

WHEREAS, the 2020 Decennial Census was conducted and the data was made available in September 2021. The data made apparent the need to adjust the District's Division boundaries; and

WHEREAS, on October 18, 2021, the District Board of Directors established a Redistricting Advisory Commission (Commission) comprised of nine (9) representatives from each of the Divisions, a mayoral representative, a county representative and two At-Large representatives to evaluate population and demographic data from the 2020 Census and recommend appropriate changes in division areas to ensure compliance with Federal and State laws; and

WHEREAS, on December 13, 2021, the District Board of Directors adopted the Rules of Procedure for the MPWMD Redistricting Advisory Commission; and

WHEREAS, on January 27, 2022, the District Board of Directors ratified appointments and selected two At-Large representatives formalizing the Commission; and

WHEREAS, the Demographer assisted the District and the Commission to formulate possible alternative redistricting scenarios for review by the public and allowed for public input at Commission meetings held on Monday, February 14, 2022; Monday, March 7, 2022 and Thursday, March 17, 2022; and

WHEREAS, on Thursday, March 17, 2022 the Commission voted unanimously (9-Ayes, 0-Noes) to recommend Redistricting Map Plan 4 to the Board of Directors; and

WHEREAS, on March 21, 2022, at a duly noticed public meeting of the Board, the Board of Directors received from the District's retained demographer an overview of redistricting, received the Commission's recommendation to consider adopting Redistricting Map Plan 4, and received public input; and

WHEREAS, on April 1, 2022, at a duly noticed public meeting of the Board, the Board of Directors held a Special Board meeting to conduct a public hearing to consider adopting Redistricting Map Plan 4, and receive public input; and

WHEREAS, both the Commission and the District Board of Directors has considered all public testimony, input and comments regarding the 2020 Census and the Demographer's analysis; and

WHEREAS, the Board of Directors at its meeting on April 1, 2022 adopted Redistricting Map Plan 4 and determined the population found in the plan is reasonably equal, in compliance with legal requirements; and

WHEREAS, Redistricting Map Plan 4 complies with the federal Voting Rights Act, and with all applicable laws and regulations set forth in the California Elections Code.

NOW, THEREFORE, by the Board of Directors of the Monterey Peninsula Water Management District resolves as follows:

- 1. <u>Determination of Recitals:</u> The above recitals are true and correct.
- 2. <u>Adoption of Plan for Adjustment of the Division Areas:</u> The Board hereby adopts Redistricting Map Plan 4, attached hereto as **Exhibit A** and incorporated herein by reference, as its division area redistricting plan pursuant to Election Code 22000 and other relevant applicable Federal and State laws.
- 3. <u>Direction to Staff:</u> The General Manager, District Counsel or designee, in conjunction with the Demographer, is hereby authorized and directed to send a copy of this Resolution to the Monterey County Elections Department to conduct any additional acts necessary to complete the redistricting process in a timely fashion to permit implementation of these division areas in connection with the election to be held on November 8, 2022, including, without limitation, minor adjustments to the adopted map as may be necessary for its implementation.
- 4. Effective Date: The Resolution shall be effective as of the earliest day possible under the



law until otherwise rescinded by the Board.

PASSED AND ADOPTED on this 1st day of April 2022 on a motion by Director with a second by Director, by the following vote, to wit:

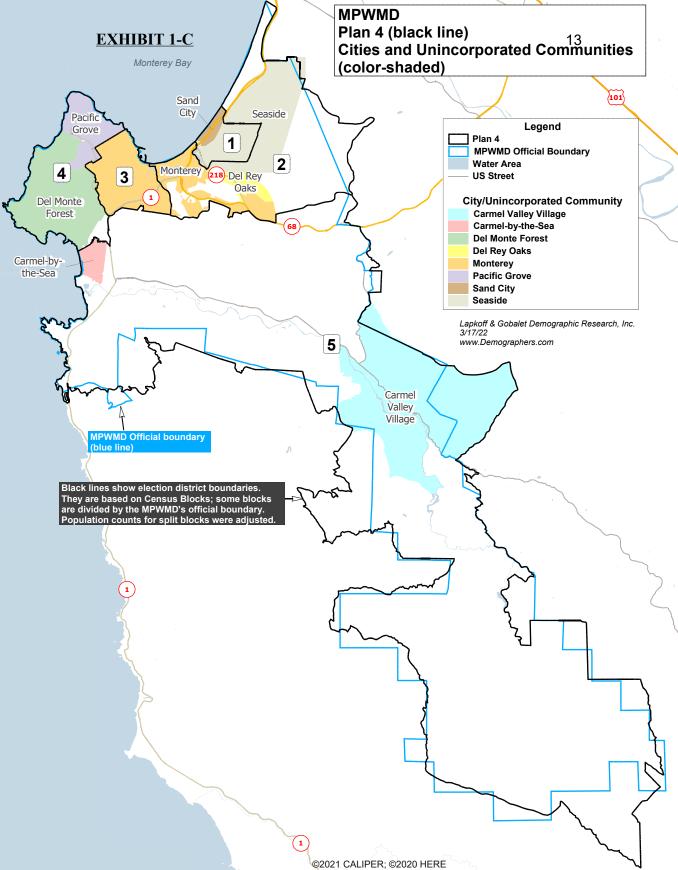
AYES: Director NAYS: None ABSENT: None

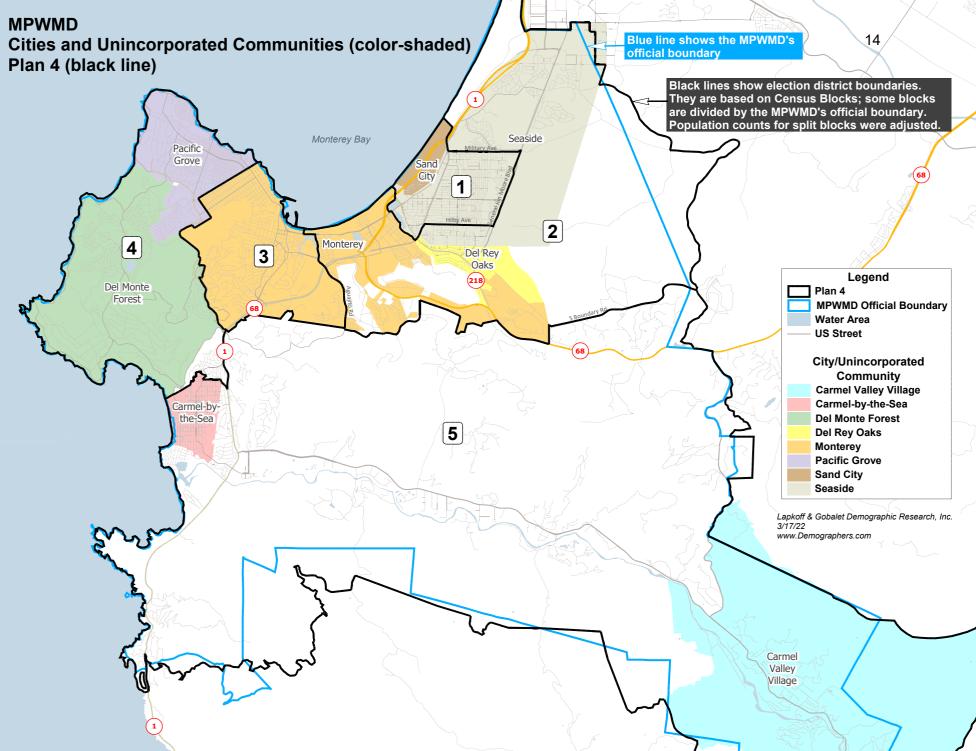
I, David J. Stoldt, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify that the foregoing is a resolution duly adopted on the 1st day of April 2022.

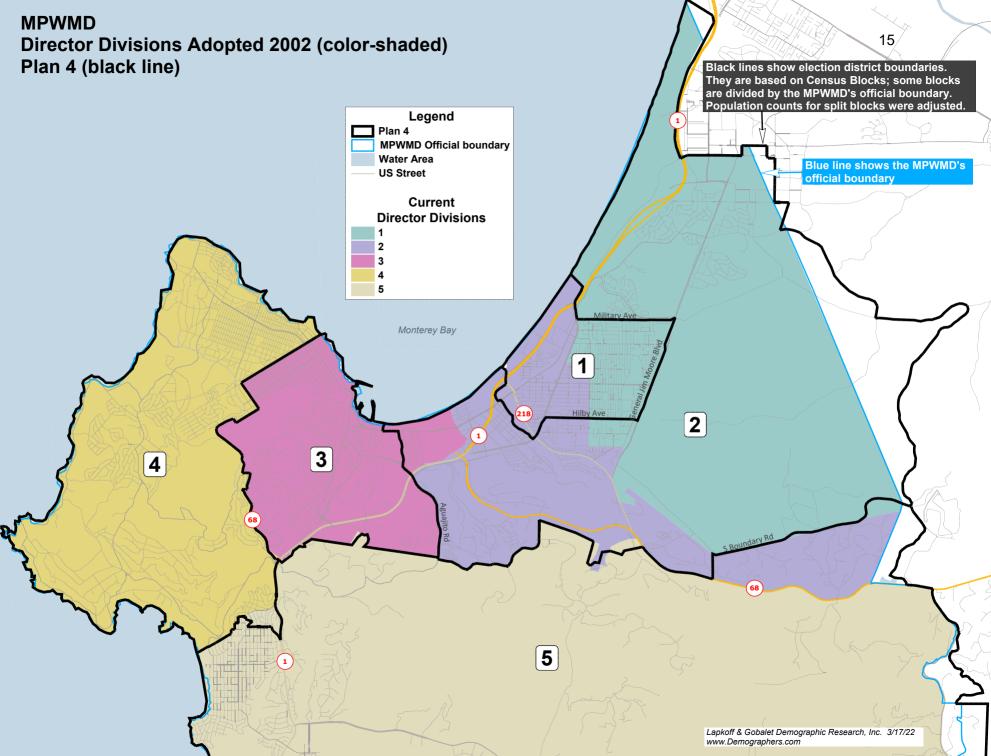
David J. Stoldt, Secretary to the Board

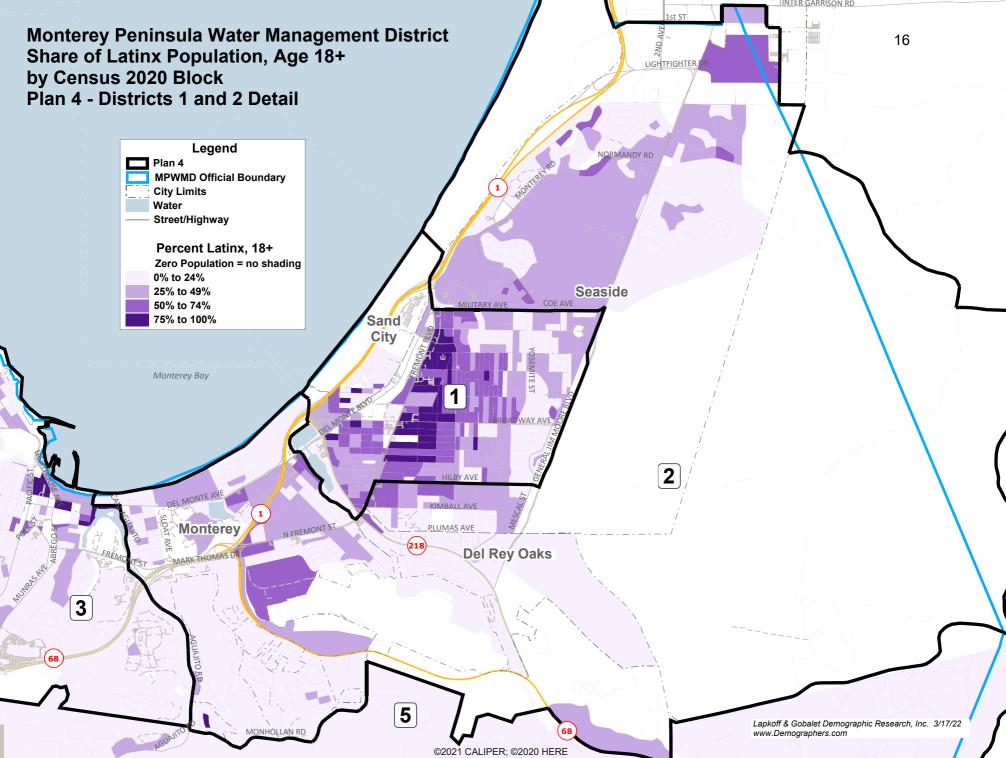
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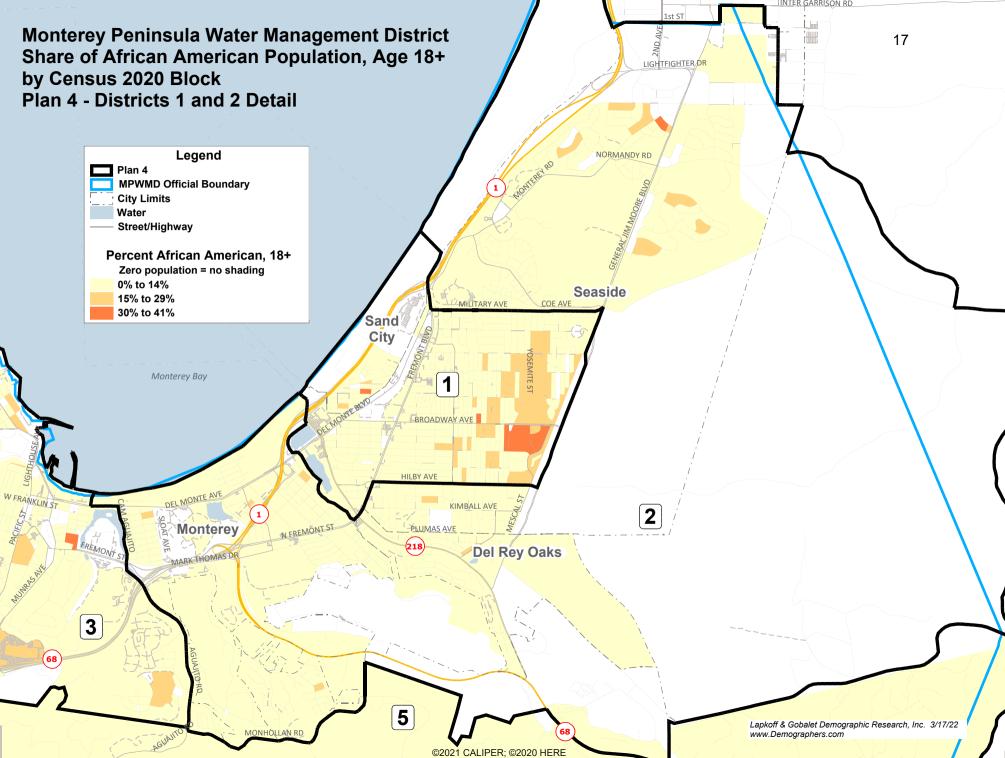




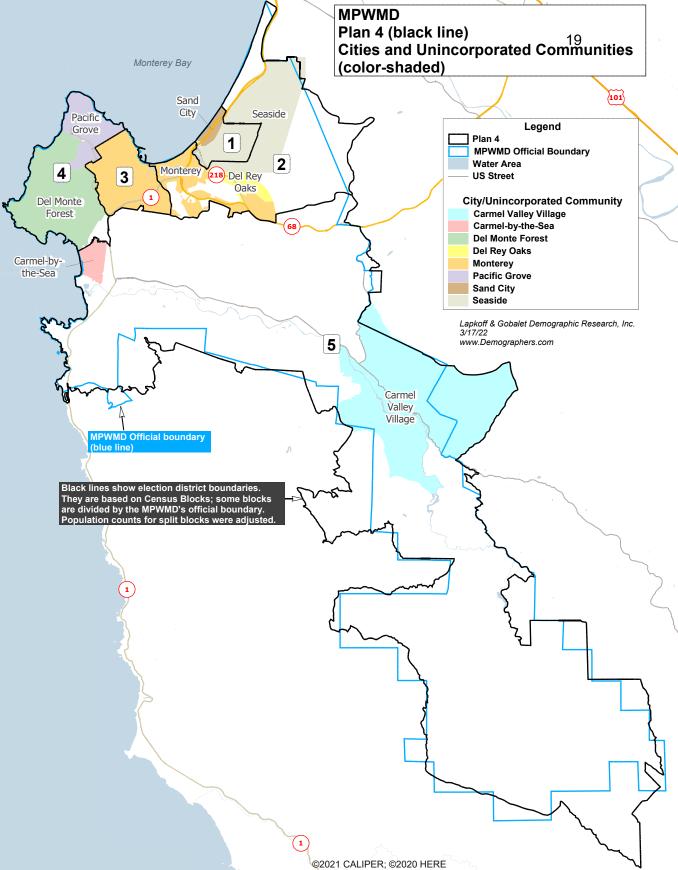


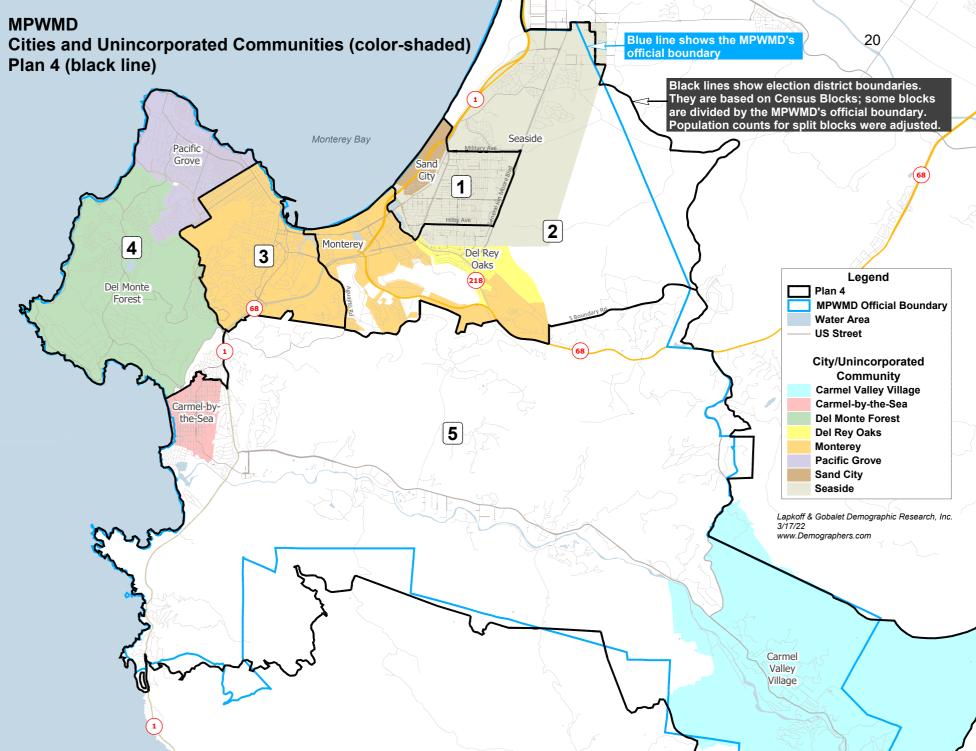






		PWMD P	Plan 4			MPWMD Plan 4									
	Total	Non-Hispanic							Total	Latino/	Non-Hispanic				
District	Population	Hispanic	White	Black	Asian	Other	Total	District	Population	Hispanic	White	Black	Asian	Other	
					Percentage							ered Vote			
1	21,398 -	56%	21%	7%	10%	5%	100%	1	10,408	31%	n/a	n/a	8%	n/a	
2	22,125	28%	52%	4%	11%	6%	100%	2	11,968	16%	n/a	n/a	6%	n/a	
3	21,161	15%	66%	4%	10%	4%	100%	3	11,311	9%	n/a	n/a	6%	n/a	
4	20,488	12%	72%	2%	10%	4%	100%	4	15,112	7%	n/a	n/a	4%	n/a	
5	20,739	9%	81%	1%	6%	4%	100%	5	16,541	5%	n/a	n/a	4%	n/a	
Total	105,911	24%	58%	4%	9%	5%	100%	Total	65,340	12%	n/a	n/a	5%	n/a	
	1	Age 18+ (Voting Age) Population Percentages									Actual Voters				
1	16,451 -	50%	25%	8%	11%	5%	100%	1	8,184	29%	n/a	n/a	8%	n/a	
2	17,661	25%	55%	4%	11%	5%	100%	2	10,139	15%	n/a	n/a	6%	n/a	
3	18,676	14%	68%	4%	10%	4%	100%	3	9,775	9%	n/a	n/a	5%	n/a	
4	16,981	10%	76%	2%	8%	4%	100%	4	13,509	6%	n/a	n/a	4%	n/a	
5	17,768	7%	83%	1%	6%	3%	100%	5	14,903	5%	n/a	n/a	4%	n/a	
Total	87,537	21%	62%	4%	9%	4%	100%	Total	56,510	11%	n/a	n/a	5%	n/a	
		Cit	izens of Vo	ting Age ((VAP) Perc	entages	_	District	Total Pop	Deviation	% Deviation				
1	12,957	30%	34%	13%	14%	9%	100%	1	21,398	216	1.0%				
2	15,522	18%	62%	5%	9%	6%	100%	2	22,125	943	4.5%				
3	16,306	10%	72%	4%	8%	6%	100%	3	21,161	-21	-0.1%				
4	16,533	8%	79%	2%	6%	5%	100%	4	20,488	-694	-3.3%				
5	17,511	6%	86%	0%	4%	4%	100%	5	20,739	-443	-2.1%				
Total	78,829	13%	68%	4%	8%	6%	100%	Total	105,911	-					
	,							Ideal	21,182	1,637	7.7%				
									,						
							-								





MPWMD Plan 4								MPWMD Plan 4						
		Non-Hispanic								/	Non-Hispanic			
District	Total Population	Latino/ Hispanic	White	Black	Asian	Other	Total	District	Total Population	Latino/ Hispanic	White	Black	Asian	Other
District	Population	Inspanic			Percentage		Total	District	ropulation	Inspanic		ered Vote		Other
1	21,398	56%	21%	7%	10%	5%	100%	1	10,408	31%	n/a	n/a	8%	n/a
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	,								,		,			,
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4	16,981	10%	76%	2%	8%	4%	100%	4	13,509	6%	n/a	n/a	4%	n/a
5	17,768	7%	83%	1%	6%	3%	100%	5	14,903	5%	n/a	n/a	4%	n/a
Total	87,537	21%	62%	4%	9%	4%	100%	Total	56,510	11%	n/a	n/a	5%	n/a
	-													
		Citi	izens of Vo	ting Age (C	CVAP) Perce	entages		District	Total Pop	Deviation	% Deviation			
1	12,957	30%	34%	13%	14%	9%	100%	1	21,398	216	1.0%			
2	15,522	18%	62%	5%	9%	6%	100%	2	22,125	943	4.5%			
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5	17,511	6%	86%	0%	4%	4%	100%	5	20,739	-443	-2.1%			
Total	78,829	13%	68%	4%	8%	6%	100%	Total	105,911					
								Ideal	21,182	1,637	7.7%			