

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM: 3.5
(ID # 17877)**

MEETING DATE:
Tuesday, December 07, 2021

FROM : COUNTY COUNSEL:

SUBJECT: EXECUTIVE OFFICE: ADOPTION OF ORDINANCE NO. 813.1 REPEALING ORDINANCE NO. 813, AN ORDINANCE OF THE COUNTY OF RIVERSIDE ESTABLISHING BOUNDARIES OF SUPERVISORIAL DISTRICTS OF SAID COUNTY (All Districts) [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt Ordinance No. 813.1, an ordinance of the County of Riverside repealing Ordinance No. 813, An Ordinance of the County of Riverside Establishing Boundaries of Supervisorial Districts of Said County. Repeal of Ordinance No. 813 is contingent upon and contemporaneous with the adoption of a resolution establishing new boundaries for supervisorial districts in the County.

ACTION:

Juan C. Perez, Chief Operating Officer 12/2/2021

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Perez, seconded by Supervisor Jeffries and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended and Ordinance 813.1 is adopted with waiver of the reading.

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None
Date: December 7, 2021
xc: CO.CO., E.O

Kecia R. Harper
Clerk of the Board
By:
Deputy

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BACKGROUND:

Every ten years, after the federal census, district boundaries for federal, state, and local elected offices are redrawn to reflect new population data and shifting populations to ensure equal voter representation to the extent possible. This process is called redistricting.

Under State law, the Board of Supervisors may establish, by resolution, ordinance or charter amendment, an independent redistricting commission, a hybrid redistricting commission, or an advisory redistricting commission composed of residents of the County to complete the redistricting of the five County Supervisorial districts.

Elections Code 23002 applies to Advisory Redistricting Commissions. It states in relevant part, “(b) Notwithstanding any other law, the local jurisdiction may prescribe the manner in which members are appointed to the commission; (c) A person who is an elected official of the local jurisdiction, or a family member, staff member, or paid campaign staff of an elected official of the local jurisdiction shall not be appointed to serve on the commission; (d) A local jurisdiction may impose additional requirements or restrictions on the commission, members of the commission, or applicants to the commission in excess of those prescribed by this section.”

On November 17, 2020 (Agenda Item 3.3), the Riverside County Board of Supervisors established the 2021 Advisory Redistricting Commission by resolution, which is the existing Planning Commission for the County of Riverside and is a Brown Act body of five members selected by the Board of Supervisors. Each Planning Commissioner is a resident of the County, with one Planning Commissioner representing each Supervisorial District. The Planning Commission receives support through the County of Riverside Planning Department and regularly meets on the first and third Wednesdays of each month.

The 2021 Advisory Redistricting Commission (ARC) receives direct support through a Technical Committee established by the County Executive Office (EOTC), which is comprised of staff from the Executive Office, County Counsel, Riverside County Information Technology Department, Registrar of Voters, and Transportation Land Management Agency, as well as the five Chiefs of Staff for each Supervisorial District. Both the ARC and the EOTC have been committed to ensuring as much public participation as possible in the Redistricting process and ensuring that the final Board recommended map(s) will accurately and fairly represent the residents of Riverside County pursuant to applicable laws.

In prior census years, data collection was complete by July of the census year. However, due to challenges in collecting data posed by the COVID-19 pandemic, the Census Bureau extended data collection to October 2020. In addition, during prior census and redistricting cycles, the Census Bureau released data to the states for distribution to local governments by April of the year following the census. This year, the Redistricting Data was forecasted for release to states by September 2021, nearly five months later than prior redistricting cycles. The significant

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delays on the release of data by both the federal and state governments have created a very tight timeline for local jurisdictions to complete the redistricting process, which by law must be complete by no later than December 15, 2021, to allow for those districts to be ready for use in the June 7, 2022 primary election.

Numerous maps have been prepared and submitted by the public and the EOTC. As of November 9, 2021, the Advisory Redistricting Commission and the Board have reviewed over twenty maps. The Board will be adopting a final map by resolution on either December 7, 2021 or December 14, 2021. As such, the Board must repeal Ordinance 813, which established boundaries using the previous federal census.

Although the supervisorial district boundary changes are considered adjusted once a plan proposal has been approved and the necessary implementing ordinance has been adopted, they do not go into effect immediately. California Elections Code section 21506 states in pertinent part:

“The term of office of any supervisor who has been elected and whose term of office has not expired shall not be affected by any change in the boundaries of the district from which the supervisor was elected.”

“At the first election for county supervisors in each county following adoption of the boundaries of supervisorial districts, excluding a special election to fill a vacancy or a recall election, a supervisor shall be elected for each district under the new district plan that has the same district number as a district whose incumbent’s term is due to expire. This subdivision does not apply when a county transitions from at-large to district-based elections.”

Given the above, the boundary adjustments to District 1 and District 3 will not take effect until the election that is held in 2024 (for elected supervisor taking office in January 2025), and District 2, 4 and 5 will not take effect until the election that is held in 2022 (for elected supervisor taking office in January 2023). As a result, during the elections held in 2022 and 2024, voters will vote according to the new adjusted boundary lines.

Action on today’s agenda item will finalize the Board’s adoption of the repeal. The repeal will be effective 30 days after adoption.

Impact on Residents and Businesses

The County’s redistricting efforts will have a direct impact on the residents and businesses of Riverside County as the results will maintain a proportionate number of voters between supervisorial districts and will determine representation at the County level.

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Gregory V. Priaplos, Director County Counsel 12/1/2021

1 ORDINANCE NO. 813.1

2 AN ORDINANCE OF THE COUNTY OF RIVERSIDE REPEALING ORDINANCE NO. 813
3 ESTABLISHING BOUNDARIES OF SUPERVISORIAL DISTRICTS

4
5 The Board of Supervisors of the County of Riverside ordains as follows:

6 Section 1. Ordinance No. 813 is repealed in its entirety.

7 Section 2. This Ordinance shall take effect thirty (30) days after its adoption.
8
9

10 BOARD OF SUPERVISORS OF THE COUNTY
11 OF RIVERSIDE, STATE OF CALIFORNIA

12 By: Karen S. Spiegel
13 Chair, Board of Supervisors
14 KAREN SPIEGEL

13 ATTEST:
14 CLERK OF THE BOARD

15 By: [Signature]
16 Deputy

17 (SEAL)

18 APPROVED AS TO FORM
19 November 16, 2021

20
21 By: [Signature]
22 RONAK N PATEL
23 Deputy County Counsel
24
25
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27
28

DEC 07 2021 3.5

10:53

Riverside County Board of Supervisors Request to Speak

Submit request to Clerk of Board (right of podium), Speakers are entitled to three (3) minutes, subject to Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: Ray Burkert

Address: _____

City: _____ Zip: _____

Phone #: _____

Date: _____ Agenda # 3.5
REPEATING OKD 813

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:

Support Oppose Neutral

Note: If you are here for an agenda item that is filed for "Appeal", please state separately your position on the appeal below:

Support Oppose Neutral

I give my 3 minutes to: _____

BOARD RULES

Requests to Address Board on "Agenda" Items:

You may request to be heard on a published agenda item. Requests to be heard must be submitted to the Clerk of the Board before the scheduled meeting time.

Requests to Address Board on items that are "NOT" on the Agenda/Public Comment:

Notwithstanding any other provisions of these rules, a member of the public shall have the right to address the Board during the mid-morning "Oral Communications" segment of the published agenda. Said purpose for address must pertain to issues which are under the direct jurisdiction of the Board of Supervisors. YOUR TIME WILL BE LIMITED TO THREE (3) MINUTES. Donated time is not permitted during Public Comment.

Power Point Presentations/Printed Material:

Speakers who intend to conduct a formalized Power Point presentation or provide printed material must notify the Clerk of the Board's Office by 12 noon on the Monday preceding the Tuesday Board meeting, insuring that the Clerk's Office has sufficient copies of all printed materials and at least one (1) copy of the Power Point CD. Copies of printed material given to the Clerk (by Monday noon deadline) will be provided to each Supervisor. If you have the need to use the overhead "Elmo" projector at the Board meeting, please ensure your material is clear and with proper contrast, notifying the Clerk well ahead of the meeting, of your intent to use the Elmo.

Individual Speaker Limits:

Individual speakers are limited to a maximum of three (3) minutes. Please step up to the podium when the Chairman calls your name and begin speaking immediately. Pull the microphone to your mouth so that the Board, audience, and audio recording system hear you clearly. Once you start speaking, the "green" podium light will light. The "yellow" light will come on when you have one (1) minute remaining. When you have 30 seconds remaining, the "yellow" light will begin to flash, indicating you must quickly wrap up your comments. Your time is up when the "red" light flashes. The Chairman adheres to a strict three (3) minutes per speaker. ***Note: If you intend to give your time to a "Group/Organized Presentation", please state so clearly at the very bottom of the reverse side of this form.***

Group/Organized Presentations:

Group/organized presentations with more than one (1) speaker will be limited to nine (9) minutes at the Chairman's discretion. The organizer of the presentation will automatically receive the first three (3) minutes, with the remaining six (6) minutes relinquished by other speakers, as requested by them on a completed "Request to Speak" form, and clearly indicated at the bottom of the form.

Addressing the Board & Acknowledgement by Chairman:

The Chairman will determine what order the speakers will address the Board, and will call on all speakers in pairs. The first speaker should immediately step to the podium and begin addressing the Board. The second speaker should take up a position in one of the chamber aisles in order to quickly step up to the podium after the preceding speaker. This is to afford an efficient and timely Board meeting, giving all attendees the opportunity to make their case. Speakers are prohibited from making personal attacks, and/or using coarse, crude, profane or vulgar language while speaking to the Board members, staff, the general public and/or meeting participants. Such behavior, at the discretion of the Board Chairman, may result in removal from the Board Chambers by Sheriff Deputies.

THE PRESS-ENTERPRISE

1825 Chicago Ave, Suite 100
Riverside, CA 92507
951-684-1200
951-368-9018 FAX

PROOF OF PUBLICATION (2010, 2015.5 C.C.P)

Publication(s): The Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Adoption of Ordinance No. 813.1 /

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, under date of August 25, 1995, Case Number 267864, and under date of September 16, 2013, Case Number RIC 1309013; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

12/16/2021

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: December 16, 2021
At: Riverside, California



Legal Advertising Representative, The Press-Enterprise

BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
PO BOX 1147
RIVERSIDE, CA 92502

Ad Number: 0011507025-01

P.O. Number:

Ad Copy:

BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA

ORDINANCE NO. 813.1

AN ORDINANCE OF THE COUNTY OF RIVERSIDE REPEALING ORDINANCE NO. 813 ESTABLISHING BOUNDARIES OF SUPERVISORIAL DISTRICTS

The Board of Supervisors of the County of Riverside ordains as follows:

Section 1. Ordinance No. 813 is repealed in its entirety.
Section 2. This Ordinance shall take effect thirty (30) days after its adoption.

K. Spiegel, Chair of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on December 7, 2021, the foregoing Ordinance was adopted by said Board by the following vote:

AYES: Jeffries, Spiegel, Washington, Perez, and Hewitt
NAYS: None
RECUSE: None

Kecia R. Harper, Clerk of the Board
By: Zuly Martinez, Board Assistant

Press-Enterprise: 12/16

E.O.

12/17/21

Item 3.5



PROOF OF PUBLICATION

STATE OF CALIFORNIA SS.
COUNTY OF RIVERSIDE

RIVERSIDE COUNTY-BOARD OF SUP.
4080 LEMON ST
RIVERSIDE CA 92501

BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA
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NAYS: None
RECUSE: None

Kecia R. Harper, Clerk of the Board
By: Zuly Martinez, Board Assistant

Published: 12/15/2022

I am over the age of 18 years old, a citizen of the United States and not a party to, or have interest in this matter. I hereby certify that the attached advertisement appeared in said newspaper (set in type not smaller than non pariel) in each and entire issue of said newspaper and not in any supplement thereof of the following issue dates, to wit:

12/16/2021

I acknowledge that I am a principal clerk of the printer of The Desert Sun, printed and published weekly in the City of Palm Springs, County of Riverside, State of California. The Desert Sun was adjudicated a Newspaper of general circulation on March 24, 1988 by the Superior Court of the County of Riverside, State of California Case No. 191236.

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NAYS: None
RECUSE: None

Kecia R. Harper, Clerk of the Board
By: Zuly Martinez, Board Assistant

Published: 12/15/2022

I certify under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct.. Executed on this 16th of December 2021 in Green Bay, WI, County of Brown.

DECLARANT

Ad#:0005044419

P O :

This is not an invoice

of Affidavits: 1

RECEIVED RIVERSIDE COUNTY CLERK / BOARD OF SUPERVISORS
2021 DEC 27 PM 1:45

CO.CO. item 3.5 12/07/21

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Gannett Co., Inc.
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Green Bay, WI 54301



KGLXSNM 925504



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