

RESOLUTION NO. 2022-12

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEMOORE ADOPTING
THE BOUNDARIES OF THE CITY COUNCIL DISTRICTS IN ACCORDANCE WITH
CALIFORNIA ELECTIONS CODE §§ 21601-21609 AND MUNICIPAL CODE § 2-
2.102(c)**

WHEREAS, in March 2018, the City adopted its current district boundaries, approving the change of the City's electoral system from an at-large to a "by-district" electoral system; and

WHEREAS, the districts adopted were used at the 2018 and 2020 elections; and

WHEREAS, California Elections Code § 21601 requires each city that uses by-district elections to readjust those district boundaries in the year following the release of a new Census, to ensure compliance with constitutional equal population requirements; and

WHEREAS, the existing council districts have a "total deviation" of population between the districts of 6.11% based on the 2020 Census; and

WHEREAS, the United States Supreme Court has held that a "total deviation" exceeding 10% is presumptively unconstitutional; and

WHEREAS, state law has incorporated that standard; and

WHEREAS, the existing council districts are "still balanced"; and

WHEREAS, the City has retained experienced legal Counsel, and experienced redistricting/demographic consulting firm, National Demographics Corporation, to advise it on the process of preparing a trustee area plan; and

WHEREAS, the City has maintained a detailed redistricting website as required by law, drawlemoore.org; and

WHEREAS, the City made available to the public paper and online mapping tools to permit them to submit draft maps if so desired; and

WHEREAS, on December 8, 2021 and January 5, 2021, the Council conducted duly noticed first and second public hearings at special meetings to receive public testimony regarding the composition of the districts; and

WHEREAS, on March 1, 2022, the City presented a draft council district map, prepared according to the criteria set forth in state law at a duly noticed third public hearing; and

WHEREAS, on April 5, 2022, the City conducted a fourth duly-noticed public hearing regarding the draft map; and

WHEREAS, the Council has considered all public comments on the proposed council district map; and

NOW THEREFORE BE IT RESOLVED,

SECTION 1. All of the recitals set forth above are true and correct, and the District Governing Board so finds and determines.

SECTION 2. Pursuant to California Elections Code section 21601 and Municipal Code § 2-2.102(c), the City Council prefers the district boundaries in proposed Draft, attached hereto as Exhibit “A” and incorporated herein by this reference; believes that its adoption would serve the public interest of the City’s residents and voters; and by this resolution hereby adopts the district boundaries in that Draft for use at the City’s November 2022 election and subsequent elections until a further re-alignment is required pursuant to Elections Code § 21601 and Municipal Code § 2-2.102(c), following the release of the 2030 Census.

SECTION 3. That the City Manager and/or his designee shall take all actions necessary to notify the Kings County Registrar’s Office of the Council’s determination forthwith and provide whatever assistance may be required by the Registrar’s Office to implement the new lines.

SECTION 4. Because the new district plan may contain technical anomalies caused by errors in the 2020 Census line files that do not substantively affect the populations in the districts, the district boundaries, or the intent of this resolution, which anomalies are not revealed until implementation begins, the City Manager and/or her designee is authorized to make technical emendations to the new plan that do not substantively affect the populations in the districts, the district boundaries, or the intent of this resolution, and shall advise the Council of any such emendations that are found to be required in plan implementation by the County Registrar's Office.

PASSED AND ADOPTED by the City Council of the City of Lemoore at a regular meeting held on the 5th day of April 2022, by the following vote:

AYES: Orth, Gornick, Chaney, Matthews, Lyons

NOES: None

ABSENT: None

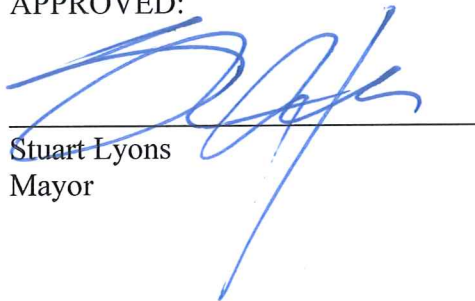
ABSTAIN: None

ATTEST:



Marisa Avalos
City Clerk

APPROVED:



Stuart Lyons
Mayor