

ORDINANCE NO. 1720

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF INDIO, CALIFORNIA, AMENDING CHAPTER 30 OF THE INDIO MUNICIPAL CODE PROVIDING FOR THE ELECTION OF FIVE MEMBERS OF THE CITY COUNCIL BY DISTRICTS, ESTABLISHING THE BOUNDARIES AND IDENTIFICATION NUMBER OF EACH DISTRICT, AND ESTABLISHING THE ELECTION ORDER OF EACH DISTRICT

THE CITY COUNCIL OF THE CITY OF INDIO DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. This Ordinance is adopted with respect to the following purposes:

(a) Pursuant to California Government Code Section 34886 and Elections Code Section 10010, the City Council votes to approve the change to a district-based election system for the members of the City Council whereby all five members of the City Council shall be elected by the voters of five City Council districts rather than at-large.

(b) Pursuant to California Government Code Section 34886, it is declared the change in the method of electing members of the City Council of the City of Indio made by this ordinance is in furtherance of the purposes of the California Voting Rights Act of 2001.

Section 2. Sections 30.19, 30.20, 30.21 and 30.22 are hereby added to Chapter 30 of the Indio Municipal Code to read as follows:

“§ 30.19 CITY COUNCIL DISTRICTS ESTABLISHED.

Five City Council districts are hereby established in the City of Indio. The boundaries and identifying number of each district shall be as described on the official “Council District Map” on file in the Office of the City Clerk.

§ 30.20 ELECTION OF MEMBERS OF THE CITY COUNCIL BY DISTRICT

A. Commencing with the November 2018 general municipal election, Members of the City Council shall be elected “by District” as defined in California Government Code Section 34871. A person shall not be eligible to be elected to be a Member of the City Council unless he or she is otherwise qualified as required by law, resides in the geographical area making up the district from which he or she is nominated to be elected and is a registered voter of the City of Indio at the time nomination papers are issued to the candidate as provided in Section 10227 of the California Elections Code. No term of any Member of the City Council that commenced on or prior to the effective date of this Chapter shall be affected prior to its expiration date.

B. Registered voters signing nomination papers or voting for a Member of the City Council shall be residents of the geographical area making up the district from which the Member is to be elected.

C. The terms of the office of each Member elected to the City Council shall be four (4) years.

§ 30.21 COMMENCEMENT OF DISTRICT ELECTIONS.

Commencing with the general municipal election in November of 2018 and thereafter, the voters in Council Districts 2, 3, and 4 shall elect Members of the City Council by district for full four (4) year terms. At the general municipal election in 2020 and thereafter, the voters in Council Districts 1 and 5 shall elect Members of the City Council by district for full four (4) year terms.

§ 30.22 ADJUSTMENT OF COUCIL DISTRICT BOUNDARIES.

A. Pursuant to Elections Code Section 21601 the City Council shall adjust the boundaries of any or all of the districts following each decennial federal census. Using the census as a basis, the City Council shall adjust the boundaries so that the districts shall be as nearly equal in population as practicable and in compliance with all applicable provisions of law. Any adjustment of district boundaries shall be made by ordinance adopted by the City Council before the first day of November of the year following the year in which each decennial federal census is taken commencing with the 2020 federal census. The City Council shall hold a public hearing on the proposed district boundaries as required by Election Code Section 21607 prior to the introduction of an ordinance adjusting of the district boundaries,.

B. At the time of any annexation of territory to the City, the City Council shall designate, by resolution adopted by a vote of at least a majority of the City Council, the contiguous district to which the annexed territory shall be a part and shall amend the district boundaries if necessary in accordance with Elections Code Section 21603.

C. Pursuant to Elections Code Section 21606 the term of office of any council member 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 he or she was elected.

D. At the first election for council following adjustment of the boundaries of the districts, a person meeting the requirements of Government Code Section 34882 shall be elected to the City Council for each district under the readjusted district plan that has the same district number as a district whose incumbent's term on the council is due to expire.

Section 3. The Official Council District Map referenced in Section 30.19 is hereby approved and is attached hereto as Exhibit "A" and incorporated herein by this reference. The Official Council District Map shall be kept on file in the Office of the City Clerk.

Section 4. This Ordinance shall take effect upon its adoption pursuant to Government Code Section 36937(a) as it is an Ordinance relating to an election for the City.

Section 5. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unenforceable by a court of competent jurisdiction, the remaining portions of this Ordinance shall nonetheless remain in full force and effect. The City Council of the City of Indio hereby declares that it would have adopted each section, subsection, sentence, clause, phrase, or portion of this Ordinance, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions of this Ordinance be declared invalid or unenforceable.

Section 6. The City Clerk shall certify to the adoption of this Ordinance and shall cause the same to be published or posted in the manner prescribed by law.

INTRODUCED as first reading, by title only, this 6th day of September, 2017, by the following vote:

PASSED, APPROVED AND ADOPTED this 20th day of September, 2017, by the following vote:

AYES: Miller, Strange, Wilson, Holmes
NOES: None
ABSENT: Ramos Watson



ELAINE HOLMES
MAYOR

ATTEST:



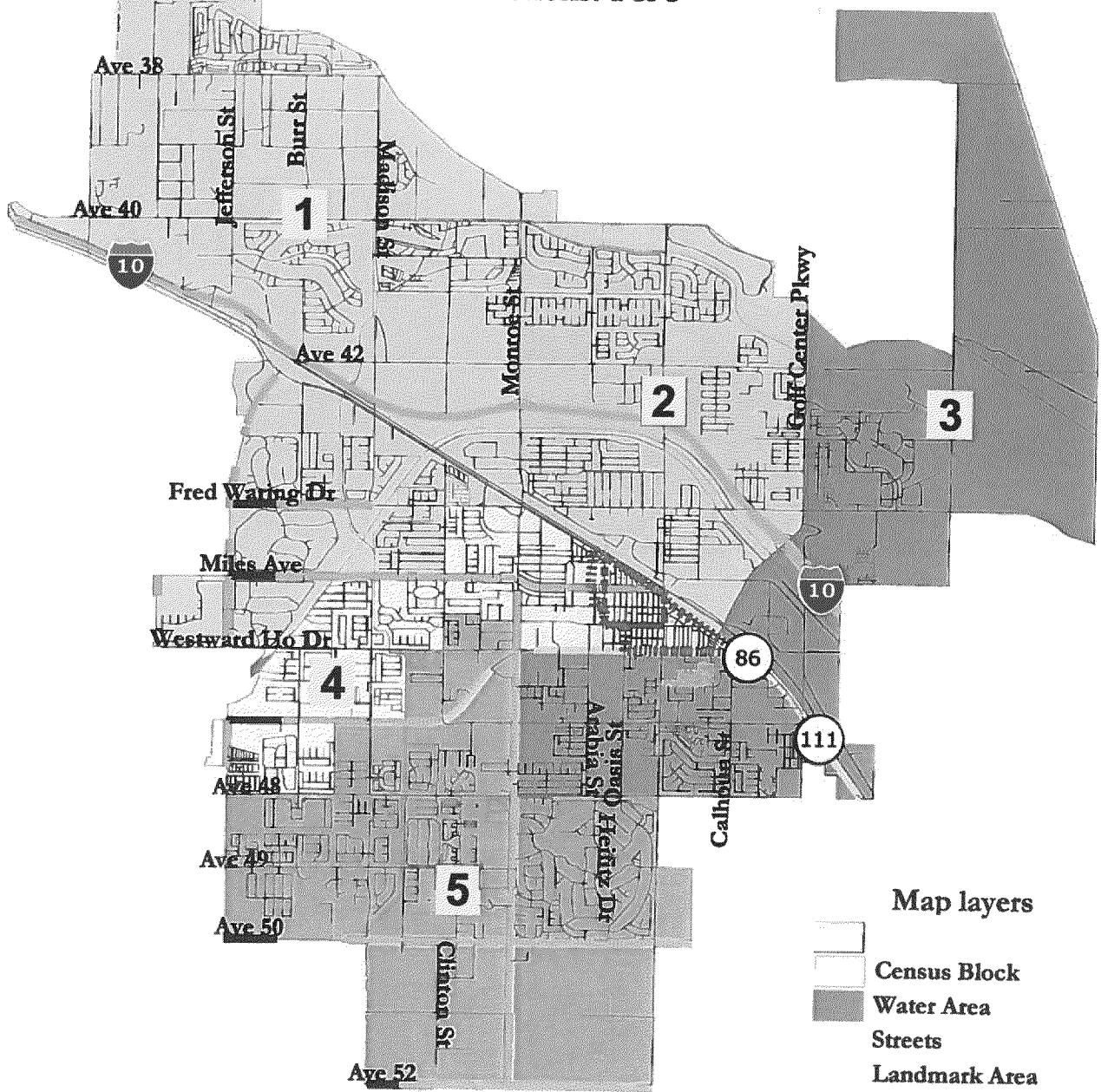
CYNTHIA HERNANDEZ, CMC
CITY CLERK

EXHIBIT A
OFFICIAL COUNCIL DISTRICT MAP









10/10/2010 10:10:10 AM

City of Indio 2017 Districting

Proposed Election Sequence:
2018 Elections: 2, 3 & 4
2020 Elections: 1 & 5



Map layers

-  Census Block
-  Water Area
-  Streets
-  Landmark Area
-  Pipeline/Power Line
-  Railroad
-  Early Indio
-  Mid 20th Century Ind

City of Indio - Map							
District		1	2	3	4	5	Total
Ideal	Total Pop	16,328	16,196	15,085	15,611	15,767	78,987
	Deviation from ideal	531	399	-712	-186	-30	1,243
15,797	% Deviation	3.36%	2.53%	-4.51%	-1.18%	-0.19%	7.87%
	% Hisp	46%	74%	81%	79%	62%	68%
Total Pop	% NH White	48%	21%	13%	17%	33%	27%
	% NH Black	3%	2%	3%	2%	2%	2%
	% Asian-American	3%	3%	2%	2%	2%	2%
	Total	12,312	10,791	9,958	10,632	11,364	55,057
Voting Age Pop	% Hisp	38%	70%	77%	75%	54%	62%
	% NH White	56%	24%	17%	20%	40%	33%
	% NH Black	3%	2%	3%	2%	2%	2%
	% Asian-American	3%	3%	2%	2%	2%	2%
Citizen Voting Age Pop	Total	11,709	8,598	7,370	8,539	9,525	45,741
	% Hisp	33%	65%	71%	72%	51%	56%
	% NH White	59%	28%	22%	23%	44%	37%
	% NH Black	3%	3%	5%	4%	2%	3%
Voter Registration (Nov 2014)	% Asian/Pac.Isl.	3%	2%	2%	1%	3%	3%
	Total	7,886	6,003	4,390	5,570	5,831	29,680
	% Latino est.	29%	66%	73%	73%	48%	55%
	% Asian-Surnamed	1%	1%	1%	1%	1%	1%
Voter Turnout (Nov 2014)	% Filipino-Surnamed	1%	1%	2%	1%	1%	1%
	% Spanish-Surnamed	26%	59%	66%	66%	43%	49%
	% NH White est.	64%	27%	21%	22%	49%	39%
	% NH Black	4%	3%	3%	2%	1%	3%
Voter Turnout (Nov 2012)	Total	4,499	2,163	1,404	1,970	2,481	12,518
	% Latino	17%	56%	66%	65%	35%	40%
	% Asian-Surnamed	1%	1%	0%	1%	1%	1%
	% Filipino-Surnamed	1%	1%	1%	1%	1%	1%
Voter Turnout (Nov 2012)	% Spanish-Surnamed	15%	50%	59%	59%	31%	36%
	% NH White est.	76%	36%	29%	30%	62%	54%
	% NH Black	5%	4%	3%	2%	1%	3%
	Total	5,562	3,631	2,145	3,197	3,946	18,481
ACS Pop. Est.	% Latino	22%	56%	72%	64%	40%	45%
	% Asian-Surnamed	1%	1%	1%	1%	1%	1%
	% Filipino-Surnamed	1%	1%	1%	1%	1%	1%
	% Spanish-Surnamed	19%	50%	65%	58%	36%	41%
Age	% NH White est.	69%	37%	22%	31%	57%	48%
	% NH Black est.	3%	5%	3%	3%	1%	3%
	Total	18,809	16,147	15,172	17,383	16,211	83,722
	age0-19	28%	35%	31%	33%	29%	31%
Immigration	age20-60	41%	51%	54%	52%	50%	49%
	age60plus	30%	14%	14%	15%	21%	19%
	immigrants	22%	24%	36%	32%	27%	28%
Language spoken at home	naturalized	37%	40%	33%	32%	32%	34%
	english	57%	43%	30%	35%	47%	43%
	spanish	39%	53%	67%	63%	51%	54%
	asian-lang	1%	1%	2%	1%	1%	1%
Language Fluency	other lang	3%	2%	1%	1%	1%	2%
	Speaks Eng. "Less than Very Well"	15%	24%	33%	29%	22%	24%
Education (among those age 25+)	hs-grad	58%	55%	53%	56%	63%	57%
	bachelor	15%	11%	7%	7%	9%	10%
	graduatedegree	9%	4%	3%	4%	7%	6%
Child in Household	employed	48%	58%	54%	58%	53%	54%
Household Income	Commute on Public Transit	0%	0%	3%	2%	1%	1%
	income 0-25k	21%	20%	25%	29%	26%	24%
	income 25-50k	22%	22%	35%	28%	24%	26%
	income 50-75k	20%	21%	20%	17%	20%	20%
	income 75-200k	32%	36%	20%	24%	26%	28%
Housing Stats	income 200k-plus	5%	2%	1%	2%	3%	3%
	single family	96%	93%	71%	72%	72%	82%
	multi-family	4%	7%	29%	28%	28%	18%
	vacant	19%	10%	18%	12%	24%	17%
	occupied	81%	90%	82%	88%	76%	83%
Total and Voting Age population data from the 2010 Decennial Census.	rented	24%	31%	45%	47%	41%	37%
	owned	76%	69%	55%	53%	59%	63%

Total and Voting Age population data from the 2010 Decennial Census.

Surname-based Voter Registration and Turnout data from the California Statewide Database.

Latino voter registration and turnout data are Spanish-surname counts adjusted using Census Population Department undercount estimates. NH White and NH Black registration and turnout counts estimated by NDC. Citizen Voting Age Pop., Age, Immigration, and other demographics from the 2011-2015 American Community Survey and Special Tabulation 5-year data.