

RESOLUTION NO. 2017-34

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA ESTABLISHING CRITERIA FOR SINGLE-MEMBER VOTING DISTRICTS FOR THE ELECTION OF COUNCIL MEMBERS

WHEREAS, the City Council of the City of Stanton ("City") was elected under an "at-large" election system where Council Members were elected by voters of the entire City; and

WHEREAS, the City Council is considering a change to "by-district" elections where each Council Member must reside within the designated district boundary and is elected only by those voters in that district; and

WHEREAS, the Federal Voting Rights Act (42 U.S.C. section 1973) prohibits the use of any voting qualification, or prerequisite to voting, or standard, practice, or procedure, in a manner which results in a denial or abridgement of the right of any citizen of the United States to vote on account of race or color; and

WHEREAS, federal law and the Equal Protection Clause require that each district be equal in population to ensure compliance with the "one person, one vote" rule; however deviations of less than a total of ten percent (10%) are presumptively valid under the Equal Protection Clause where required to meet an official criteria; and

WHEREAS, the Council has instructed its City Manager, City Clerk, and demographer to develop draft maps that fully comply with legal requirements and desires to provide official criteria for any needed population deviations.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, DOES HEREBY RESOLVE, DETERMINE, FIND AND ORDER AS FOLLOWS:

SECTION 1: The following criteria is hereby adopted to guide the establishment of four districts, where each Council Member must reside within the designated district boundary and is elected only by the voters in that district and the office of Mayor shall be directly elected.

1. Each Council district shall contain a nearly equal number of inhabitants; and
2. Council district borders shall be drawn in a manner that complies with the Federal Voting Rights Act; and
3. No Council district shall be drawn with race as the predominate factor in violation of the principles established by the United States Supreme Court in Shaw v. Reno, 509 U.S. 630 (1993), and its progeny; and
4. Council districts shall consist of contiguous territory in as compact form as possible; and
5. Council districts shall respect communities of interest as much as possible; and

6. Council district borders shall follow visible natural and man-made geographical and topographical features as much as possible; and
7. Council districts known to be areas of higher-than-average population growth in the two to five years following this boundary line adjustment may be under populated within the population deviation amounts allowed by law.

SECTION 2: The City Attorney shall be authorized to clarify these general line drawing criteria so long as such changes are consistent with all requirements of law.

SECTION 3: Effective Date. This Resolution shall become effective upon its adoption.

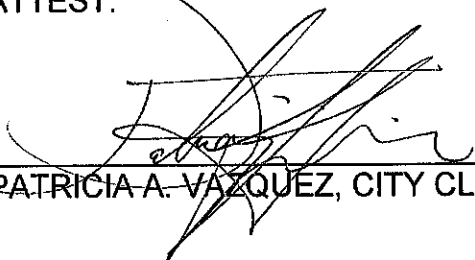
SECTION 4: The City Clerk shall attest as to the adoption and execution of this Resolution and cause the same to be maintained in the permanent records of the City.

ADOPTED, SIGNED AND APPROVED by the City Council of the City of Stanton at a special meeting held on October 11, 2017 by the following vote, to wit:



CAROL WARREN, MAYOR

ATTEST:



PATRICIA A. VAZQUEZ, CITY CLERK

APPROVED AS TO FORM:



MATTHEW E. RICHARDSON, CITY ATTORNEY

ATTEST:


I, PATRICIA A. VAZQUEZ, City Clerk of the City of Stanton, California DO HEREBY CERTIFY that the foregoing Resolution, being Resolution No. 2017-34 has been duly signed by the Mayor and attested by the City Clerk, all at a special meeting of the Stanton City Council, held on October 11, 2017, and that the same was adopted, signed and approved by the following vote to wit:

AYES: Donahue, Ethans, Ramirez, Shawver, Warren

NOES: None

ABSENT: None

ABSTAIN: None



PATRICIA A. VAZQUEZ, CITY CLERK