

**SAN JUAN WATER DISTRICT
SPECIAL BOARD MEETING AGENDA**

July 8, 2020

6:00 p.m.

**9935 Auburn Folsom Road
Granite Bay, CA 95746**

This Board meeting will be conducted both in-person at the District's Boardroom at the address above, and via videoconference. Due to State guidelines on physical distancing in public gatherings, the Boardroom can accommodate a maximum of 10 members of the public. The District recommends that members of the public participate in Board meetings via videoconference per the instructions below. Persons who do plan to attend the meeting in person are urged to contact the Board Secretary prior to the meeting, to ensure that there will be adequate space available in the Boardroom for them to attend. The contact information for the Board Secretary is:

**Teri Grant
(916) 791-6905
tgrant@sjwd.org**

For members of the public interested in viewing and having the ability to comment at the public meeting via GoToMeeting, an internet enabled computer equipped with a microphone and speaker or a mobile device with a data plan is required. Use of a webcam is optional. You also may call in to the meeting using teleconference without video. Please use the following login information for videoconferencing or teleconferencing:

Join the meeting from a computer, tablet or smartphone:

<https://global.gotomeeting.com/join/695725661>

You can also dial in using your phone: [+1 \(646\) 749-3122](tel:+16467493122)

Access Code: 695-725-661

(Use your assigned Audio PIN when you dial in so that it consolidates your profiles)

New to GoToMeeting? Get the app now and be ready when your first meeting starts:

<https://global.gotomeeting.com/install/695725661>

Please mute your line.

*****Important Notice:** The public conference lines will be terminated when the Board adjourns into closed session. Members of the public who would like to receive the report out from closed session and time of adjournment from closed session into open session and adjournment of the meeting should provide their name and an email address to the District's Board Secretary, Teri Grant, at: tgrant@sjwd.org, before or during the meeting. No other business will be conducted after the Board adjourns from closed session into open session. The Secretary will email the written report to all persons timely requesting this information promptly after the meeting.

The public is invited to listen, observe, and provide comments during the meeting by any of the methods described above. The Board President will call for public comment on each agenda at the appropriate time and all votes will be taken by roll call.

The Board may take action on any item on the agenda, including items listed on the agenda as information items. The Board may add an item to the agenda (1) upon a determination by at least three Board members that an emergency situation exists, or (2) upon a determination by at least four Board members (or by three Board members if there are only three Board members present) that the need to take action became apparent after the agenda was posted.

The public may address the Board concerning an agenda item either before or during the Board's consideration of that agenda item. Public comment on items within the jurisdiction of the Board is welcome, subject to reasonable time limitations for each speaker. Upon request, agenda items may be moved up to accommodate those in attendance wishing to address that item. Please inform the General Manager.

Documents and materials that are related to an open session agenda item that are provided to the District Board less than 72 hours prior to a regular meeting will be made available for public inspection and copying at the District office during normal District business hours.

If you are an individual with a disability and need assistance or accommodation to participate in this Board meeting, please call Teri Grant, Board Secretary, at 916-791-0115, or email Ms. Grant at tgrant@sjwd.org.

Please silence cell phones and refrain from side conversations during the meeting.

I. ROLL CALL

II. TRANSITION TO DIVISION-BASED ELECTIONS
Public Engagement Process

III. ADJOURN

UPCOMING MEETING DATES

July 22, 2020
August 26, 2020

I declare under penalty of perjury that the foregoing agenda for the July 8, 2020 special meeting of the Board of Directors of San Juan Water District was posted by July 2, 2020, on the outdoor bulletin boards at the District Office Building, 9935 Auburn Folsom Road, Granite Bay, California, and was freely accessible to the public.

Teri Grant, Board Secretary

STAFF REPORT

To: Board of Directors
From: Paul Helliker, General Manager
Date: July 8, 2020
Subject: Division-based Elections – Public Hearing No. 2

RECOMMENDED ACTION

Receive public input.

BACKGROUND

On May 13, 2020, the Board of Directors adopted a resolution of intention to transition from at large to division-based elections. Pursuant to Elections Code 10010, the District is required to hold at least two public hearings over a period of no more than 30 days before any map or maps of the boundaries for the proposed voting districts are drawn. The hearing on July 8, 2020 is the second in this series.

At the public hearings, the community is invited to provide input regarding the composition of the districts. The Board of Directors will then define the criteria used to create one or more proposed district maps, and present the draft map or maps for public comment and review in two subsequent public hearings. The Board will then provide further direction to finalize the map, which will be presented to the Board for a final vote. The Board is the final decision-making body on adopting districting boundaries. To ensure a cap of \$30,000 on the limitation of the District's reimbursement to prospective plaintiffs challenging the District's compliance with 10010 of the Election Code (known at the "limited safe harbor" provision), adoption of the ordinance must occur within a 180 day timeframe.

Criteria for Creating Division Maps

Jurisdictions must comply with the following criteria required by federal law:

1. Each district must have equal populations or "shall be as nearly equal in population as may be," which is known as the one person, one vote rule. (Elections Code § 21601; Gov. Code § 34884(a)(1); Equal Protection Clause of the U.S. Constitution.)
2. Race cannot be the "predominant" factor or criteria when drawing districts. (Shaw v. Reno (1993) 509 U.S. 630; Miller v. Johnson (1995) 515 U.S. 900.)
3. The districting plan must comply with the Federal Voting Rights Act ("FVRA"), which prohibits districts from diluting minority voting rights and encourages a majority minority district if the minority group is sufficiently large and such a district can be drawn without race being the predominant factor. (Bartlett v. Strickland (2009) 556 U.S. 1.)

Additionally, jurisdictions may, but are not required to, give consideration to the following factors: (a) topography, (b) geography, (c) cohesiveness, contiguity, integrity, and compactness of territory, and (d) community of interests of the Board member districts. (Elections Code § 21601; Government Code § 34884(a)(1).)

Public Outreach

To increase public awareness of the transition to district elections, the District will be using a variety of public communication channels to engage members of the community. Districting information will be featured on the District's website and social media channels (e.g., Facebook, Twitter, Nextdoor). The District's website will be populated with information related to this process and frequently asked districting questions. Members of the public can submit draft maps electronically or on paper. District staff will be available for assistance and questions throughout the process.

Schedule

| Task | Date/Timeline | Notes |
|---|-------------------|--|
| Board meeting/Public Hearing #1 – Introduce Public Engagement Process | June 10, 2020 | Before draft map(s) are released, the date of the first hearing establishes the deadline to hold two public hearings within 30 days. |
| Board meeting/Public Hearing #2 – Public Engagement Process. | July 8, 2020 | Must be held within 30 days of Hearing #1. |
| Board meeting/Public Hearing #3 – Board and public input on draft maps of proposed divisions. | September 9, 2020 | First draft of map(s) shall be published 7 days before Hearing #3. |
| Board meeting/Public Hearing #4 – Map approval and introduction of ordinance. | October 14, 2020 | Must be held within 45 days of Hearing #3. |
| Board regular meeting – Second reading and enactment of ordinance and final division map. Final map must be filed with Registrars of Voters. | November 9, 2020 | Draft ordinance must be introduced 5 days before second reading and adoption. |