

ORDINANCE NO. 2013-17

AN ORDINANCE OF THE CITY COUNCIL OF  
THE CITY OF ESCONDIDO, CALIFORNIA,  
AMENDING THE ESCONDIDO MUNICIPAL  
CODE TO PROVIDE FOR CITY COUNCIL  
ELECTIONS BY DISTRICTS

THE CITY COUNCIL OF THE CITY OF ESCONDIDO DOES ORDAIN AS  
FOLLOWS:

SECTION 1. Future elections for the City of Escondido's four City Council members will be conducted under a district-based method of election in which the four City Council members will be elected from four districts and the Mayor will remain elected at-large.

SECTION 2. The Consent Decree entered in San Diego Superior Court Case No. 37-2011-00060480-CU-CR-NC establishes the guidelines and criteria for districting of the City of Escondido.

SECTION 3. The City Council makes the following findings:

1. The City of Escondido established a seven-member independent districting commission vested with the authority to develop an initial district-based plan for future City Council elections; and

2. The Independent Districting Commission has considered the matter of drawing four council districts in the City of Escondido, and has considered the population of the City of Escondido as reflected in the United States 2010 Census; and

3. The Independent Districting Commission has held six public hearings in geographically diverse locations throughout Escondido where all Escondido citizens had an equal opportunity to comment on the drawing of district lines; and

4. After the six public hearings, the Independent Districting Commission published a preliminary districting plan and report for public consideration and comment; and

5. The Independent Districting Commission has held three public hearings in various geographic areas of the City where Escondido citizens had an equal opportunity to comment on the drawing of district lines and the preliminary districting plan; and

6. After having heard comments from the public on the preliminary districting plan, the Independent Districting Commission held a public meeting and approved a recommended districting plan by majority vote; and

7. The Independent Districting Commission submitted the recommended districting plan to the City for approval or disapproval; and

8. Proper notice of a public hearing has been given and the City Council has held one public hearing on the recommended districting plan; and

9. The City Council has listened to public comment on this issue and has reviewed and considered the recommended districting plan; and

10. That upon consideration of the staff report and all public testimony presented, the City Council finds that the proposed Council districts reflected in the recommended districting plan, as set forth in Exhibit A, comply with the criteria set forth in the consent decree, are as equal as practicable in population as shown by the United States 2010 Census, were drawn to comply with the federal Voting Rights Act, are

geographically contiguous and drawn to encourage compactness, were drawn with respect for the geographic integrity of neighborhoods and communities of interest and were not drawn for the purpose of favoring or discriminating against an incumbent, political candidate, or political party.

SECTION 4. The City of Escondido is hereby divided in to four Council districts, and the boundaries of the districts are more particularly depicted in Exhibit A, which is attached and incorporated by this reference.

The Escondido Municipal Code is hereby amended to add Sections 2-32, 2-33 and 2-34 to Chapter 2, Article 2, as follows.

**Section 2-32 Election of Council Members**

The four City Council members shall be elected from four districts and the Mayor shall be elected at-large. Each district Councilmember shall reside within and be elected by voters within their respective district. Such districts shall be used in all matters concerning the appointment, recall, vacancy or any other aspects of that particular Council seat.

**Section 2-33 Map of Council Districts**

The City Clerk shall maintain a map of the City showing the current boundaries and numbers of each City Council district as may be established and amended from time to time by ordinance of the City Council.

**Section 2-34 2014 and 2016 City Council Elections**

- a. The City shall hold elections for the seats representing City Council Districts One and Two in November of 2014. The two individuals so elected shall fill the seats of the Council Members whom were elected in November of 2010.
- b. The City shall hold elections for the seats representing City Council Districts Three and Four in November of 2016. The two individuals so elected shall fill the seats of the Council Members whom were elected in November of 2012.

SECTION 5. SEPARABILITY. If any section, subsection, sentence, clause, phrase or portion of this ordinance is held invalid or unconstitutional for any reason by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions.

SECTION 6. That as of the effective date of this ordinance, all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 7. That the City Clerk is hereby directed to certify the passage of this ordinance and to cause the same or a summary to be published in a newspaper of general circulation, printed and published in the City of Escondido.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Escondido at a regular meeting thereof this 11<sup>th</sup> day of December, 2013 by the following vote to wit:

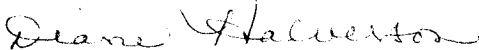
AYES : Councilmembers: DIAZ, GALLO, MASSON, MORASCO, ABED  
NOES : Councilmembers: NONE  
ABSENT : Councilmembers: NONE

APPROVED:



SAM ABED, Mayor of the  
City of Escondido, California

ATTEST:



DIANE HALVERSON, City Clerk of the  
City of Escondido, California

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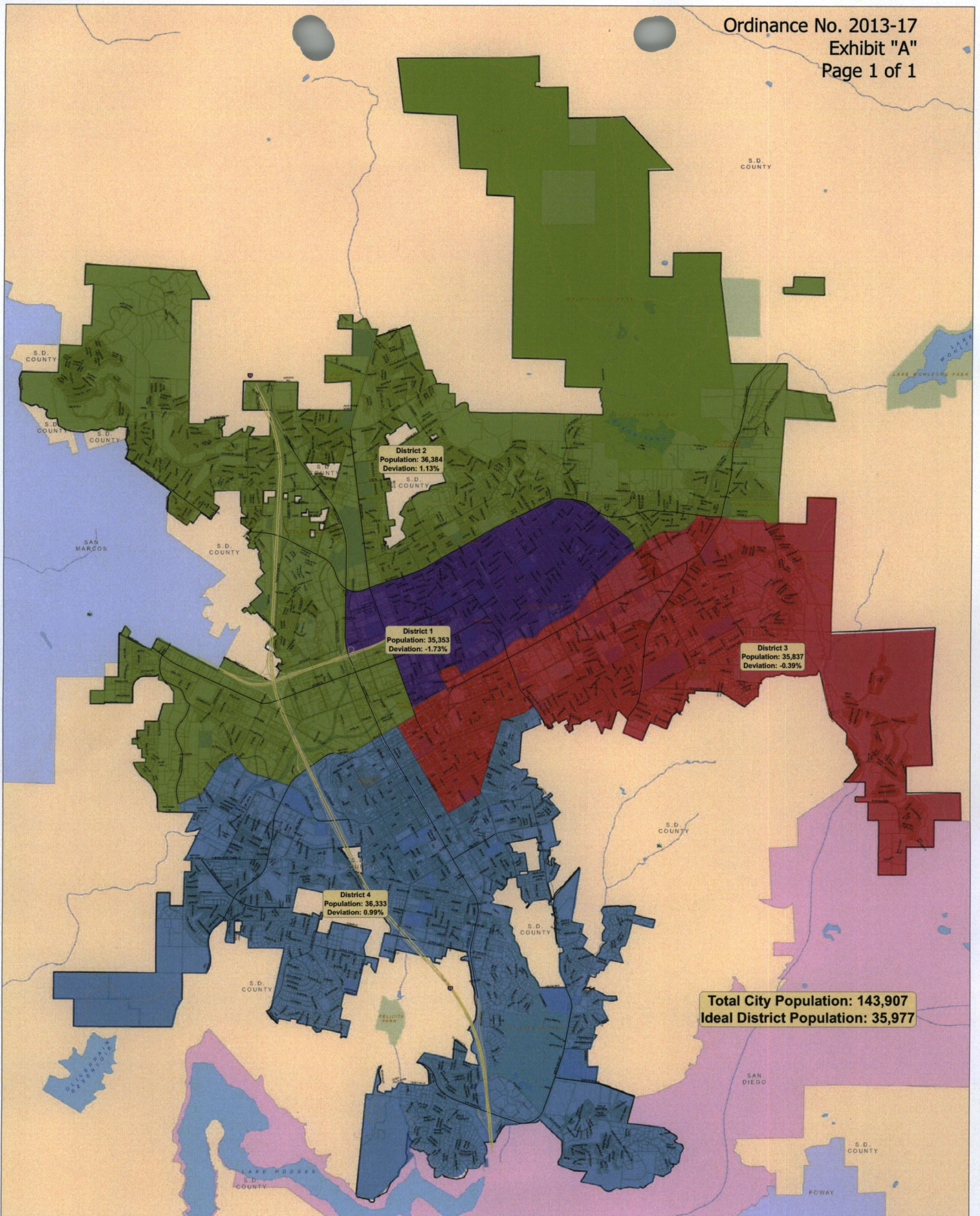
STATE OF CALIFORNIA )  
COUNTY OF SAN DIEGO : ss.  
CITY OF ESCONDIDO )

I, DIANE HALVERSON, City Clerk of the City of Escondido, hereby certify that the foregoing ORDINANCE NO. 2013-17 was adopted at a regular meeting of the City Council of the City of Escondido held on the 11th day of December, 2013, after having been read at the regular meeting of said City Council held on the 4th day of December, 2013.



DIANE HALVERSON, City Clerk of the  
City of Escondido, California

ORDINANCE NO. 2013-17



**CITY OF ESCONDIDO**  
 Map for the  
 Independent Districting Commission

- Park
- School

**Recommended Districting Plan**



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