

**RESOLUTION NO. 871 OF THE BOARD OF DIRECTORS OF THE SANTA MARIA PUBLIC AIRPORT DISTRICT ENACTING AN ORDINANCE ESTABLISHING A BY-DISTRICT ELECTION PROCESS PURSUANT TO ELECTIONS CODE SECTION 10010**

WHEREAS, the Santa Maria Public Airport District (the “District”) supports the full participation of all residents in electing members of the District’s Board of Directors; and

WHEREAS, the District elects all five (5) of its Board of Directors using an at-large election system in which each Board member is elected by all registered voters of the entire District; and

WHEREAS, in the at-large election system, candidates may reside in any part of the District and each Board member is elected by the voters of the entire District; and

WHEREAS, in a by-district election system, a candidate for the Board of Directors must reside in the district which he or she wishes to represent, and only the voters of that district are entitled to vote for the representative of said district; and

WHEREAS, on or about October 15, 2018, the District received a letter from Kevin I. Shenkman, an attorney representing Southwest Voter Registration Education Project, asserting that the District’s at-large electoral system violated the California Voting Rights Act, and threatening litigation if the District declined to adopt by-district elections; and

WHEREAS, the letter received on or about October 15, 2018, did not contain any evidence of a violation, but the cost of defending against a claim under the California Voting Rights Act is extremely high, even if the District were successful, and at this time such an expensive defense would severely burden the District's budget; and

WHEREAS, California Elections Code section 10010(e)(3)(A) permits the legislative body of a special district to change its method of election by ordinance from an "at-large" system to a "by-district" system in which each member of the legislative body is elected only by the voters in the district in which the candidate resides; and

WHEREAS, the Board of Directors adopted a resolution of intention to establish a by-district voting process pursuant to Elections Code section 10010 at a special meeting on November 19, 2018; and

WHEREAS, before any maps of the proposed boundaries of the districts were drawn, the District held two public hearings on December 13, 2018, and December 18, 2018, at which input from the public on the proposed district boundaries was invited and heard; and

WHEREAS, consistent with the provisions of California Elections Code section 10010, after all draft maps were drawn, the District published and made available for release, all of the draft maps on January 3, 2019, and the sequence of elections was also published; and

WHEREAS, as required by California Elections Code section 10010, the District held two additional hearings within a period of no more than 45 days, the first on January 10, 2019 and the second, on January 24, 2019, at which the public was invited to provide input regarding the content of the draft maps and the proposed sequence of elections; and

WHEREAS, on January 24, 2019, the District held a final public hearing to consider draft maps of voting districts and a proposed sequence of elections and formally selected the five-district voting district map and the election sequence, which was introduced for a first reading at the same regular meeting of the Board of Directors; and

WHEREAS, the Board of Directors has determined that that the change in the method of electing members is being made in furtherance of the purposes of the California Voting Rights Act of 2001 (Chapter 1.5 (commencing with Section 14025) of Division 14 of the Elections Code); and

WHEREAS, the purpose of this Resolution is to enact an Ordinance, pursuant to California Elections Code 10010 providing for the election of the Board of Directors of the Santa Maria Public Airport District by district in five (5) single-member districts, as reflected in Exhibit A attached hereto and incorporated herein by this reference.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Santa Maria Public Airport District does hereby enact the following Ordinance:

SECTION 1. The above recitals are true and correct and are incorporated herein by this reference.

SECTION 2.

(A) Beginning with the general municipal election in November of 2020, Board members shall be elected in the electoral district reflected on the map contained in Exhibit A, attached hereto and incorporated herein by this reference, and as subsequently reapportioned as provided by law. Elections shall take place on a by-district basis as that term is defined in California Government Code section 34871, meaning one member of the Board of Directors shall be elected from each district, by the voters of that district alone. Each Board member shall serve a four-year term until his or her successor has qualified.

(B) Except as provided in subdivision (C) below, the Board member elected to represent a district must reside in that district and be a registered voter in that district, and any candidate for the Board of Directors must live and be a registered voter in the district in which he or she seeks election at the time nomination papers are issued, pursuant to California Government Code section 34882 and Elections Code section 10227. Termination of residency in a district by a Board member shall create an immediate vacancy for the Board of Directors unless a substitute residence within the district is established within thirty (30) days after the termination of residence.

(C) Notwithstanding any other provision of this section, each of the Board members in office at the time this Ordinance takes effect shall continue in office until the expiration of the full term to which he or she was elected and until his or her successor is qualified. Vacancies in Board member offices elected at-large may be filled from the District at-large. At the end of the term of each Board member currently in office, that member's successor shall be elected on a by-district basis in the districts established in Section 2(A) above and the map contained in Exhibit A. A vacancy in a Board member office elected by-district shall be filled by a person qualified to hold office, who is a resident of that district.

SECTION 3. The Board members from election districts 1, 3, and 5 shall be elected beginning at the general municipal election in November of 2020, and every four years thereafter. The Board members from election districts 2 and 4 shall be elected beginning at the general municipal election in November of 2022 and every four years thereafter.

SECTION 4. The Board of Directors find that this proposed ordinance is exempt from the requirements of the California Environmental Quality Act pursuant to Title 14 of the California Code of Regulations, Section 15061(b)(3) in that it is not a project which has the potential for causing a significant effect on the environment.

SECTION 5. If any part or provision of this Ordinance, or the application thereof to any person or circumstance, is held invalid, the remainder of the Ordinance, including the application of that part or provision to other persons or circumstances, shall not be affected thereby and shall continue in full force and effect. To this end, the provisions of this Ordinance are severable.

SECTION 6. To the extent the terms and provisions of this Ordinance may be inconsistent or in conflict with the terms or conditions of any prior ordinance, motion, resolution, rule or regulation governing the same subject, the terms of this Ordinance shall prevail with respect to the subject matter thereof.

The Ordinance incorporated herein was INTRODUCED on January 24, 2019. This Resolution enacting the Ordinance was PASSED AND ADOPTED at a regular meeting of the Santa Maria Public Airport District on the 14 day of February, 2019, by the following roll call vote:

PRESIDENT RAFFERTY: "Yes"

DIRECTOR BROWN: "Yes"

VICE-PRESIDENT ADAMS: "Yes"

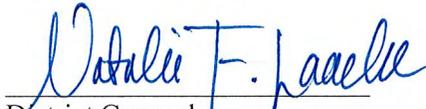
DIRECTOR BASKETT: "Yes"

DIRECTOR ENGEL: "Yes"

**Approved as to content for  
District:**

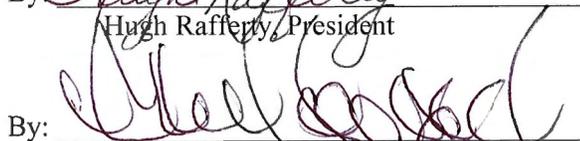
  
Chris Hastert, General Manager

**Approved as to form for District:**

  
District Counsel

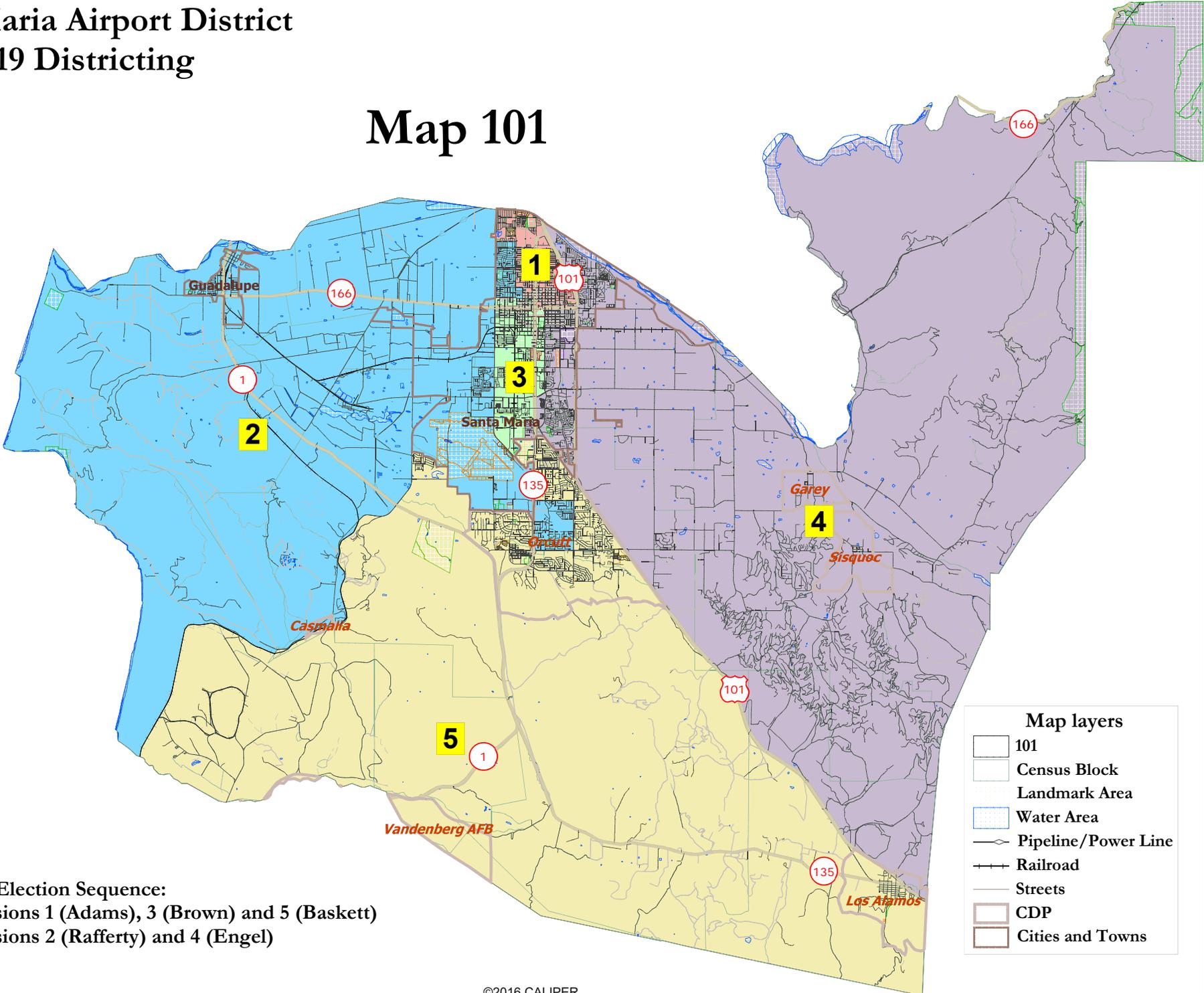
**SANTA MARIA PUBLIC AIRPORT DISTRICT,  
a public agency**

By:   
Hugh Rafferty, President

By:   
Carl Engel, Secretary

**Santa Maria Airport District  
2018/2019 Districting**

**Map 101**

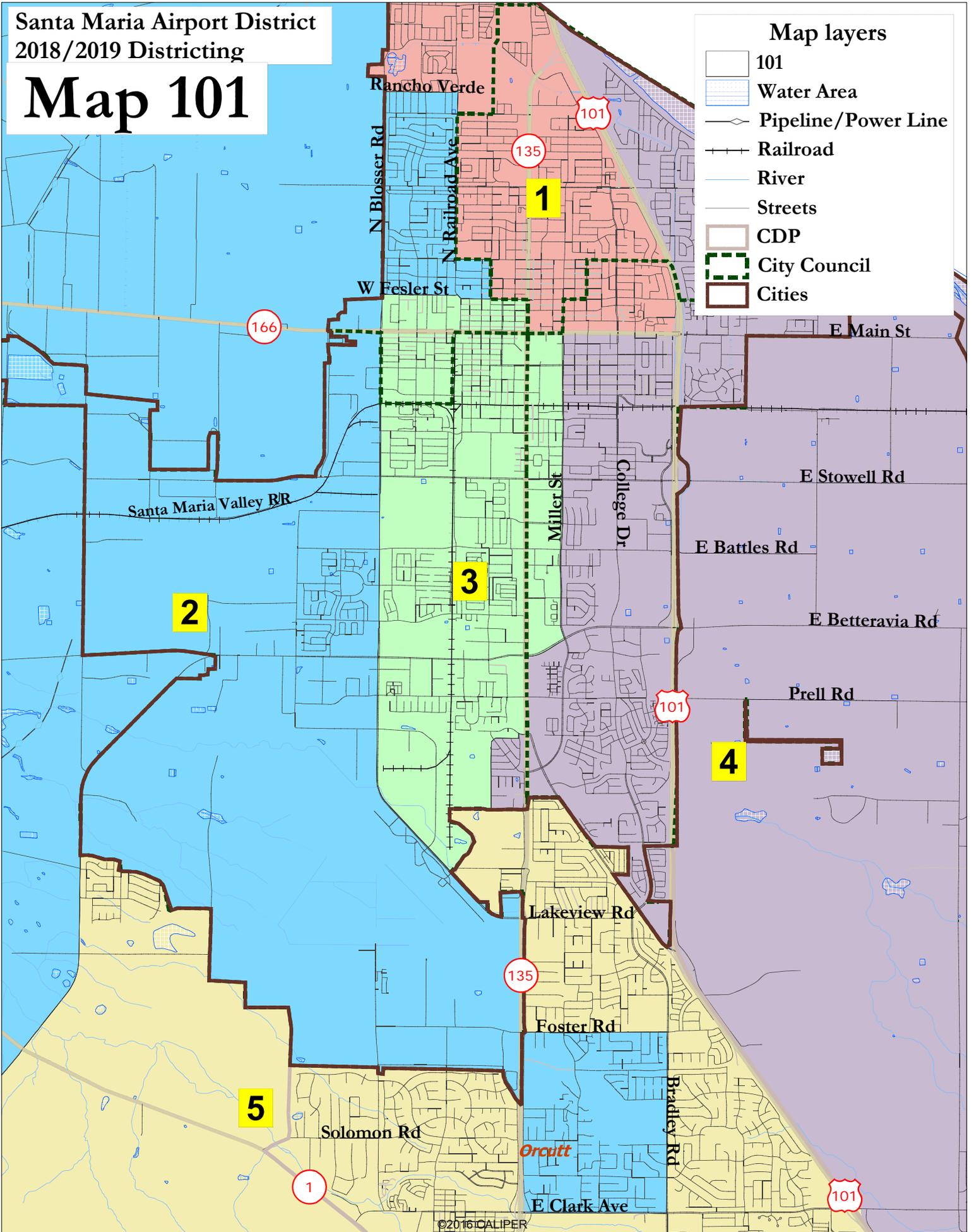


**Proposed Election Sequence:**  
 2020: Divisions 1 (Adams), 3 (Brown) and 5 (Baskett)  
 2022: Divisions 2 (Rafferty) and 4 (Engel)

# Map 101

**Map layers**

- 101
- Water Area
- Pipeline/Power Line
- Railroad
- River
- Streets
- CDP
- City Council
- Cities



## Santa Maria Airport District - Map 101

District		1	2	3	4	5	Total
Ideal	Total Pop	28,232	28,274	29,412	28,935	27,916	142,769
28,554	Deviation from ideal	-322	-280	858	381	-638	1,496
	% Deviation	-1.13%	-0.98%	3.00%	1.33%	-2.23%	5.24%
Total Pop	% Hisp	73%	73%	81%	48%	28%	61%
	% NH White	20%	19%	13%	42%	64%	32%
	% NH Black	1%	1%	1%	2%	2%	1%
	% Asian-American	5%	5%	4%	6%	4%	5%
Citizen Voting Age Pop	Total	12,164	13,722	9,411	19,704	20,265	75,267
	% Hisp	55%	58%	56%	38%	23%	43%
	% NH White	36%	34%	33%	52%	70%	48%
	% NH Black	1%	1%	2%	2%	2%	2%
	% Asian/Pac.Isl.	7%	6%	8%	7%	3%	6%
Voter Registration (Nov 2016)	Total	8,951	10,059	6,708	14,525	16,999	57,242
	% Latino est.	64%	61%	60%	41%	22%	45%
	% Spanish-Surnamed	58%	55%	54%	37%	20%	40%
	% Asian-Surnamed	1%	1%	1%	2%	2%	1%
	% Filipino-Surnamed	3%	3%	3%	2%	1%	2%
	% NH White est.	30%	33%	30%	53%	73%	49%
Voter Turnout (Nov 2016)	Total	6,344	7,377	4,791	11,062	14,196	43,769
	% Latino est.	60%	57%	56%	36%	20%	40%
	% Spanish-Surnamed	53%	51%	50%	33%	18%	36%
	% Asian-Surnamed	1%	1%	1%	1%	2%	1%
	% Filipino-Surnamed	3%	3%	3%	2%	1%	2%
	% NH White est.	35%	37%	34%	58%	75%	54%
Voter Turnout (Nov 2014)	Total	3,697	4,543	2,596	7,588	10,181	28,604
	% Latino est.	44%	47%	43%	26%	15%	29%
	% Spanish-Surnamed	40%	42%	38%	23%	13%	26%
	% Asian-Surnamed	1%	1%	1%	1%	2%	1%
	% Filipino-Surnamed	2%	3%	3%	2%	1%	2%
	% NH White est.	50%	47%	49%	68%	81%	65%
ACS Pop. Est.	Total	28,828	28,722	31,632	30,858	28,923	148,963
	Age						
Age	age0-19	34%	35%	40%	27%	26%	33%
	age20-60	51%	51%	51%	54%	50%	51%
	age60plus	15%	14%	8%	19%	24%	16%
Immigration	immigrants	36%	35%	42%	22%	11%	29%
	naturalized	27%	29%	14%	44%	55%	28%
Language spoken at home	english	32%	35%	22%	59%	81%	46%
	spanish	61%	60%	73%	34%	15%	48%
	asian-lang	5%	4%	3%	5%	2%	4%
	other lang	2%	1%	2%	2%	1%	2%
Language Fluency	Speaks Eng. "Less than Very Well"	36%	34%	44%	18%	7%	28%
Education (among those age 25+)	hs-grad	48%	46%	34%	57%	62%	51%
	bachelor	6%	8%	7%	16%	17%	11%
	graduatedegree	3%	3%	2%	7%	11%	5%
Child in Household	child-under18	43%	46%	52%	32%	33%	40%
Pct of Pop. Age 16+	employed	60%	60%	63%	60%	59%	60%
Household Income	income 0-25k	22%	19%	25%	16%	11%	18%
	income 25-50k	30%	30%	31%	22%	19%	26%
	income 50-75k	19%	17%	20%	19%	19%	19%
	income 75-200k	29%	31%	23%	39%	44%	34%
	income 200k-plus	1%	2%	1%	4%	7%	3%
Housing Stats	single family	80%	80%	50%	82%	92%	78%
	multi-family	20%	20%	50%	18%	8%	22%
	rented	47%	45%	69%	34%	23%	42%
	owned	53%	55%	31%	66%	77%	58%

Total 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 2012-2016 American Community Survey and Special Tabulation 5-year data.