ORDINANCE NO. 1004B

ORDINANCE OF THE COUNCIL OF THE CITY OF LINCOLN ADDING
CHAPTER 2.05 OF TITLE 2 OF THE LINCOLN MUNICIPAL CODE
REGARDING DISTRICT BASED MUNICIPAL ELECTIONS

THE CITY OF LINCOLN ORDAINS:

SECTION 1. Chapter 2.05 of Title 2 of the Lincoln Municipal Code is hereby added to read as follows:

Chapter 2.05
MUNICIPAL ELECTIONS

2.05.010   Purpose.

The purpose of this chapter is to enact, pursuant to California Government Code Section 34886, an ordinance providing for the election of the members of the city council of the City of Lincoln by-district in five (5) single-member districts. It is also declared that the purpose of the change in the method of electing members of the city council made by this ordinance is to implement the guarantees of Section 7 of Article I and of Section 2 of Article II of the California Constitution, as set forth in Sections 14025 through 14032 of the California Elections Code.

2.05.020   By-District elections.

A.   City Councilmember Districts and District Elections. Pursuant to California Government Code Section 34886, all members of the city council of the City of Lincoln shall be elected "by-district" as that term is defined in Government Code Section 34871, meaning that each of the five (5) councilmembers shall be elected one (1) from each district, by the voters of that district alone. All five (5) councilmembers shall be elected in the electoral districts established by this chapter and as subsequently reapportioned pursuant to state law.

B.   District Map. All five (5) councilmembers shall be elected on a by-district basis from the council districts shown and numbered on the city council approved district map titled "City of Lincoln District Map", a copy of which shall be kept on file in the city clerk's office.

C.   Amendment of District Boundaries. Pursuant to California Elections Code Section 21620 et seq., as it may be amended from time to time, the approval authority shall update the City of Lincoln District Map and adjust the boundaries of any or all of the districts following each federal decennial census to ensure that the districts are in compliance with all applicable provisions of law. The approval authority shall be the city council.

D.   District Sequencing and Timing. In November, 2020, and every four (4) years thereafter, the following three (3) city council seats shall be elected by-district: District 3; District 4; and District 5. In November, 2022, and every four (4) years thereafter, the following two (2) city council seats shall be elected by-district: District 1 and District 2. The city council may, by future enactment, change the dates of these elections as required and/or authorized by applicable law.

E.   Residency. Any councilmember elected or appointed to represent a district must reside in that district and be a registered voter in that district, and any candidate for city council must reside in, and be a registered voter in, the district in which he or she seeks election at the time nomination papers are issued. Termination of residency in a district by a councilmember shall create a vacancy for that city council district unless a substitute residence within the district is immediately declared and established within thirty (30) calendar days after the termination of residency. Vacancies shall be filled in accordance with Section 2.04.140.

F.   Incumbent City Councilmembers at Time of Adoption. Notwithstanding any other provision of this Section 2.05.020, all councilmembers in office at the time this Chapter 2.05 takes effect shall continue in office until the expiration of the at-large term to which they were elected. Additionally, the vice-mayor shall become mayor following the November 2020 general election and serve a one (1) year term as mayor in accordance with Section 2.06. In the event a vacancy occurs before the expiration of the term of a councilmember in office at the time this Chapter 2.05 takes effect, a person who is appointed or elected by special election to fill such vacancy may reside anywhere within the corporate boundaries of the city and shall serve only through the remainder of the vacated term.

G.   Mayor and Vice Mayor. Commencing following the year 2020 general election, the vice-mayor shall be selected by the City Council following each general election. Commencing following the year 2022 general election, the mayor shall be selected by the city council following each general election. Selection shall be made as soon as practicable following each general election. Selection shall be made generally on a rotating basis among the districts. With respect to the selection of a mayor, a district may be temporarily passed over based on the following factors, including but not limited to, whether the councilmember: is new to the city council, has not previously served as vice-mayor, has recently served as mayor, is unavailable for ceremonial duties, or is disinterested in serving in the role of mayor. The mayor and vice-mayor shall each serve a one (1) year term and in the event of a vacancy of the mayor or vice-mayor, the remaining council members shall appoint from themselves a replacement for the remaining term.

H.   General Principles of Governance. The city council understands the value of at-large governance regardless of the method from which city councilmembers are elected. Governing at-large allows for the continuation of accessible customer service, the most effective use of taxpayer resources, and consistency in city services. Therefore, the city council will govern on an at-large basis, considering the needs and interests of the entire community. The city council shall remain united in its service to the community, and understands that customer service is a priority. Any member of the city council may respond to and assist anyone in the community who calls or contacts them. Professional management in a city manager form of government will continue, with all of the best management practices that the city council expects, and supporting resources will be allocated based on expenses and expertise. Current practices regarding invitations to members of the city council to events and activities, and the process with respect to appointments to committees and various bodies will remain in effect, unless and until changed by the city council.

2.05.030   Rules and regulations.

The city elections official may issue rules, regulations, notices, memoranda, or conditions from time to time as the city elections official deems appropriate or necessary, consistent with the provisions of this chapter, the Lincoln Municipal Code, and state law.

2.05.040   Severability.

The provisions of this chapter are hereby declared to be severable. If any provision, clause, word, sentence, or paragraph of this chapter or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application of this chapter.

SECTION 2. This ordinance shall be effective at the expiration of thirty (30) days from

the date of adoption.

SECTION 3. The City Clerk is hereby directed to cause this ordinance to be published in full at least once within fifteen (15) days after it is adopted in a newspaper of general circulation in the City, or shall within fifteen (15) days after its adoption cause this ordinance to be posted in full in at least three (3) public places in the City and enter in the Ordinance Book a certificate stating the time and place of said publication by posting.

This ordinance was PASSED AND ADOPTED at the February 4, 2020 meeting of the City Council, by the following vote on roll call:

AYES   COUNCILMEMBERS: Gilbert, Silhi, Andreatta, Joiner, Karleskint

NOES   COUNCILMEMBERS:

ABSENT   COUNCILMEMBERS:

Dan Karleskint

Dan Karleskint, Mayor

ATTEST:

Gwen Scanlon

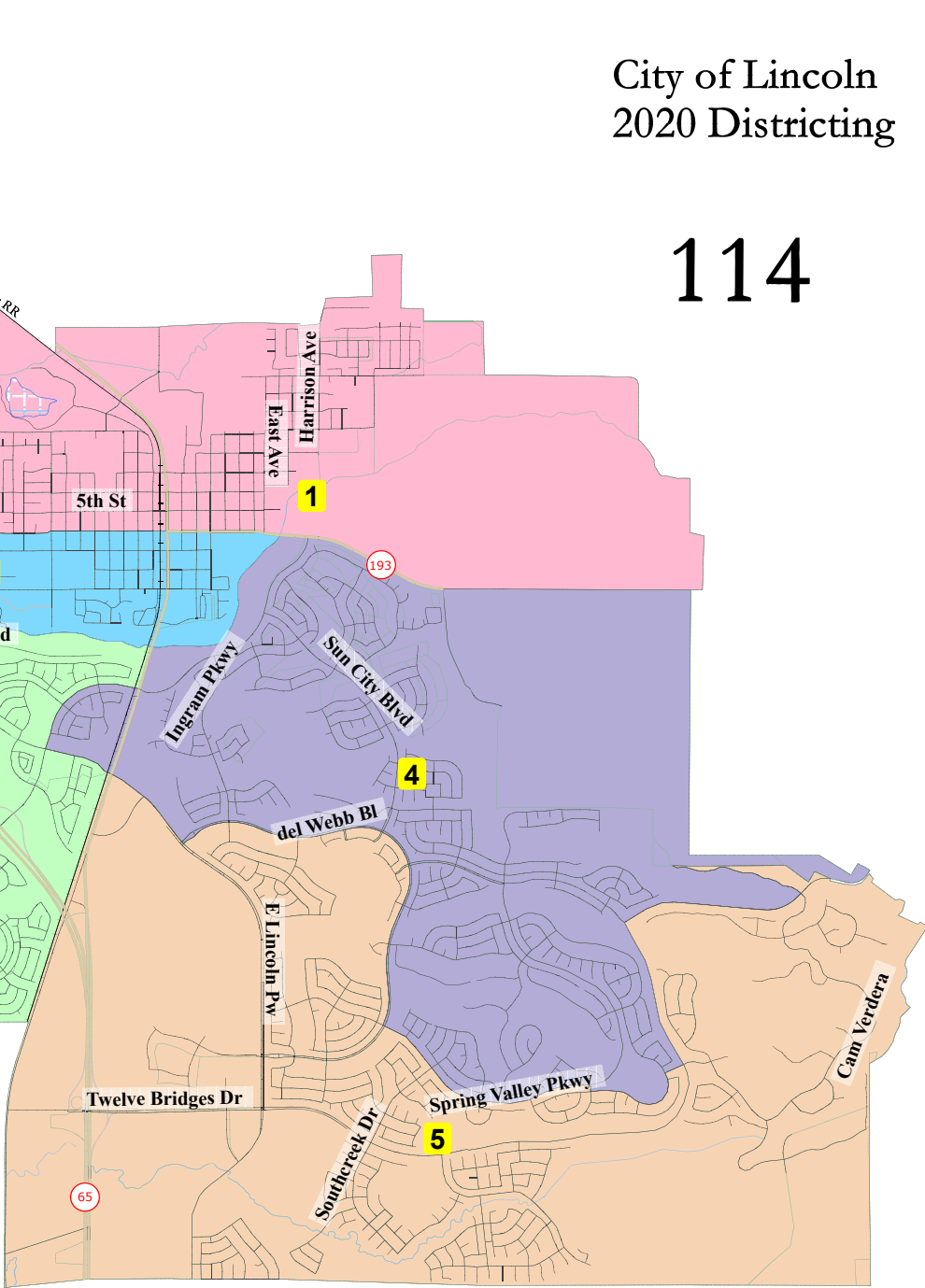Gwen Scanlon, City Clerk

City of Lincoln
2020 Districting

114

Map layers
- 114
- Census Block
- Water Area
- Railroad
- River
- Streets

Proposed Election Sequence:
2020: Districts 3, 4 and 5
2022: Districts 1 and 2

National Demographics Corporation, January 21, 2020

◇2016 CALIPER

District		1	2	3	4	5	Total
Lincoln City - Map 114 (with annexation)							
	Total Pop	8,586	8,916	8,626	8,478	8,357	42,963
	Deviation from ideal	-7	323	33	-115	-236	559
	% Deviation	-0.08%	3.76%	0.38%	-1.34%	-2.75%	6.51%
Total Pop	% Hisp	26%	34%	14%	5%	9%	18%
	% NH White	67%	57%	66%	88%	78%	71%
	% NH Black	1%	2%	3%	1%	2%	2%
	% Asian-American	4%	4%	14%	5%	9%	7%
Citizen Voting Age Pop	Total	6,417	5,170	6,615	8,040	7,001	33,243
	% Hisp	15%	24%	16%	4%	12%	13%
	% NH White	76%	64%	67%	90%	78%	76%
	% NH Black	2%	2%	4%	1%	2%	2%
	% Asian/Pac.Isl.	5%	5%	11%	4%	7%	7%
Voter Registration (Nov 2018)	Total	5,353	3,932	5,724	7,570	6,608	29,188
	% Latino est.	19%	21%	13%	5%	8%	12%
	% Spanish-Surnamed	17%	19%	12%	5%	7%	11%
	% Asian-Surnamed	1%	1%	4%	2%	3%	2%
	% Filipino-Surnamed	1%	1%	2%	1%	1%	1%
	% NH White est.	72%	75%	78%	92%	86%	82%
	% NH Black	2%	3%	5%	1%	3%	3%
Voter Turnout (Nov 2018)	Total	3,654	2,595	3,913	6,760	5,392	22,315
	% Latino est.	17%	18%	12%	5%	7%	10%
	% Spanish-Surnamed	15%	16%	11%	4%	7%	9%
	% Asian-Surnamed	1%	1%	4%	2%	3%	2%
	% Filipino-Surnamed	1%	1%	2%	1%	1%	1%
	% NH White est.	74%	78%	79%	93%	87%	84%
	% NH Black	2%	2%	5%	1%	3%	2%
Voter Turnout (Nov 2016)	Total	4,217	3,209	4,169	6,855	5,496	23,945
	% Latino est.	16%	19%	12%	4%	8%	10%
	% Spanish-Surnamed	15%	17%	11%	4%	7%	9%
	% Asian-Surnamed	1%	1%	4%	2%	2%	2%
	% Filipino-Surnamed	1%	1%	2%	1%	1%	1%
	% NH White est.	77%	76%	78%	92%	87%	84%
	% NH Black est.	2%	3%	4%	1%	2%	2%
ACS Pop. Est.	Total	9,031	9,567	10,083	8,276	9,123	46,080
Age	age0-19	27%	30%	33%	4%	22%	24%
	age20-60	54%	54%	52%	12%	38%	43%
	age60plus	19%	16%	15%	84%	39%	33%
Immigration	immigrants	16%	17%	13%	10%	11%	13%
	naturalized	32%	31%	75%	88%	92%	58%
Language spoken at home	english	74%	69%	81%	90%	89%	81%
	spanish	21%	27%	5%	3%	4%	12%
	asian-lang	1%	2%	8%	3%	4%	4%
	other lang	4%	3%	5%	4%	3%	3%
Language Fluency	Speaks Eng. "Less than Very Well"	11%	13%	6%	3%	4%	8%
Education (among those age 25+)	hs-grad	62%	66%	57%	57%	55%	59%
	bachelor	16%	15%	27%	25%	29%	23%
	graduatedegree	7%	4%	11%	15%	14%	10%
Child in Household	child-under18	35%	43%	48%	2%	23%	27%
Pct of Pop. Age 16+	employed	59%	64%	62%	18%	47%	49%
Household Income	income 0-25k	15%	16%	8%	18%	9%	13%
	income 25-50k	21%	19%	11%	20%	15%	18%
	income 50-75k	17%	17%	16%	19%	15%	17%
	income 75-200k	44%	45%	57%	37%	48%	45%
	income 200k-plus	3%	3%	8%	6%	13%	7%
Housing Stats	single family	88%	79%	98%	98%	99%	93%
	multi-family	12%	21%	2%	2%	1%	7%
	rented	34%	36%	19%	13%	11%	21%
	owned	66%	64%	81%	87%	89%	79%

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 2013-2017 American Community Survey and Special Tabulation 5-year data.