

CLAREMONT CITY COUNCIL

SPECIAL MEETING AGENDA

City Council Chamber
225 Second Street
Claremont, CA 91711



Thursday
January 17, 2019
6:30 PM

COUNCILMEMBERS

**COREY CALAYCAY
MAYOR**

LARRY SCHROEDER

ED REECE

JED LEANO

JENNIFER STARK

NOTICE IS HEREBY GIVEN that a special meeting of the City Council of the City of Claremont, California, as called by the City Council of the City of Claremont, will be held on the 17th day of January, 2019, at 6:30 p.m., at the above location for the purpose of considering the item listed below. The Brown Act provides for an opportunity for members of the public to address the City Council concerning the item described below. Each speaker will be limited to four (4) continuous minutes.

CALL TO ORDER THE MEETING OF THE CITY COUNCIL

PLEDGE OF ALLEGIANCE

ROLL CALL

CLOSED SESSION REPORT

PUBLIC HEARING

PUBLIC HEARING TO RECEIVE PUBLIC INPUT AND DISCUSS POTENTIAL TRANSITION FROM AT-LARGE TO DISTRICT ELECTIONS, PURSUANT TO ELECTIONS CODE 10010(A) (1)

Recommendation:

Staff recommends that the City Council:

- A. Receive public comment regarding the composition of the yet to be formed voting districts; and
- B. Provide direction to staff as to the number of voting districts to be established in the City.

Attachment(s):

City Council Resolution 2018-67

City Council Resolution 2019-06

Table of Results of CVRA Litigation

ADJOURNMENT

THE NEXT REGULAR MEETING OF THE CLAREMONT CITY COUNCIL WILL BE HELD ON, JANUARY 22, 2019, AT 6:30 P.M. IN THE CLAREMONT CITY COUNCIL CHAMBER, 225 SECOND STREET.

MATERIALS RELATED TO AN ITEM ON THIS AGENDA, AND SUBMITTED TO THE CITY COUNCIL AFTER PUBLICATION OF THE AGENDA, ARE AVAILABLE TO THE PUBLIC IN THE CITY CLERK'S OFFICE AT 207 HARVARD AVENUE, CLAREMONT, MONDAY THROUGH THURSDAY, 7 AM – 6 PM. SUBJECT MATERIALS WILL BE MADE AVAILABLE ON THE CITY WEBSITE AS SOON AS POSSIBLE - www.ci.claremont.ca.us. For more information, please call the City Clerk's Office at 909-399-5461.

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, THIS AGENDA WILL BE MADE AVAILABLE IN APPROPRIATE ALTERNATIVE FORMATS TO PERSONS WITH DISABILITIES. ANY PERSON WITH A DISABILITY WHO REQUIRES A MODIFICATION OR ACCOMMODATION IN ORDER TO PARTICIPATE IN A CITY MEETING SHOULD CONTACT THE CITY CLERK AT 909-399-5461 "VOICE" OR 1-800-735-2929 "TT/TTY" AT LEAST THREE (3) WORKING DAYS PRIOR TO THE MEETING, IF POSSIBLE.

I, SHELLEY DESAUTELS, CITY CLERK OF THE CITY OF CLAREMONT, CALIFORNIA, HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE FOREGOING AGENDA WAS POSTED AT CLAREMONT CITY HALL, 207 HARVARD AVENUE, ON JANUARY 10, 2019, PURSUANT TO GOVERNMENT CODE SECTION 54956.

POST THROUGH: JANUARY 18, 2019



Claremont City Council

Agenda Report

File #: 2723

Item No: N/A

TO: CITY COUNCIL
FROM: JOSEPH LARSEN, ACTING CITY ATTORNEY
DATE: JANUARY 17, 2019

Reviewed by:
City Manager: TS
Finance Director: AP

SUBJECT:

PUBLIC HEARING TO RECEIVE PUBLIC INPUT AND DISCUSS POTENTIAL TRANSITION FROM AT-LARGE TO DISTRICT ELECTIONS, PURSUANT TO ELECTIONS CODE 10010(A)(1)

SUMMARY

At its November 27, 2018 meeting, the City Council adopted Resolution No. 2018-67 (Attachment A) expressing its intention to move from its current at-large method of election for City Councilmembers to a by-district system, pursuant to Government Code Section 34886 and Elections Code Section 10010. This January 17, 2019 hearing is the second of five public hearings that must be held before an ordinance approving and implementing a by-district method of election can be adopted. The first public hearing was held on January 8, 2019, where the City Council took and discussed public input, and adopted a resolution setting forth the criteria to be considering when drawing districts (Attachment B).

The transition to district elections - which has become the trend in many cities throughout California - is to ensure all voters have equal representation, greater access, and that the City's elections are as fair as possible. Further, in recent years, voter rights advocates have successfully forced cities into districting by threatening or bringing challenges under the California Voting Rights Act (CVRA) (Elec. Code §§ 14025-14032). No City has ever successfully defended itself from a CVRA lawsuit, which have cost cities millions in legal fees, only to result in an eventual transition to district elections anyway. Provided as an attachment for reference is a table showing the results of CVRA litigation (Attachment C). By voluntarily initiating the process of districting now, the City can avoid costly legal fees and maintain local control over the districting process.

The first two of the five required public hearings must be held before any draft maps are drawn and presented to the City Council. The purpose of this hearing is to receive public comment regarding the composition of the yet to be formed voting districts, as well as providing the City Council with the opportunity to discuss and provide its own input to the City's demographer, National Demographics

Corporation (NDC).

In particular, a principal goal of this hearing to identify neighborhoods, “communities of interest,” and other local factors that should be considered or used as “building blocks” when the drawing of draft maps begins. The public is welcome to propose complete districting maps, but that is not required. Following the January 8, 2019 hearing, the City launched its online redistricting tool, a web-based tool for drawing voting districts that is accessible to the public. Paper maps have also been provided to the public, both at City Hall and in printable PDF format on the City’s website. (See, <https://www.ci.claremont.ca.us/government/district-election-transition/district-mapping>) At this January 17, 2019 hearing, the City Council will also take input and decide on the number of districts to create, within the bounds of the Government Code.

RECOMMENDATION

Staff recommends that the City Council:

- A. Receive public comment regarding the composition of the yet to be formed voting districts; and
- B. Provide direction to staff as to the number of voting districts to be established in the City.

FINANCIAL REVIEW

The estimated cost of the transition to district elections, which consists of hiring a demographer (NDC) and additional City Attorney time, will be approximately \$75,000, including the four additional public workshops, which would be attended by the City’s demographer, as proposed herein. The City Council has already appropriated these funds at its November 27, 2018 and January 8, 2019 hearings.

The ultimate cost of attempting to retain the City’s current at-large method of election could potentially be millions of dollars, significantly impacting the City’s General Fund reserve balance.

ANALYSIS

Background

The CVRA was enacted in 2002 with the specific intent of eliminating several key burden of proof requirements that exist under the Federal Voting Rights Act of 1965 (FVRA). Before the enactment of the CVRA, several jurisdictions in California successfully defended themselves in litigation brought under the FVRA. By contrast, over the relatively short history of the CVRA, and only after an initial constitutional challenge was resolved in 2006, plaintiff public agencies have paid over \$16 million to CVRA plaintiff attorneys. The City of Modesto, which challenged the CVRA’s constitutionality, ultimately paid \$3 million to the plaintiffs’ attorneys. The City of Palmdale, which also aggressively litigated a CVRA claim, ultimately paid \$4.5 million in attorneys’ fees. More recently, in 2018, the City of Santa Clara lost a CVRA trial, and the plaintiffs are seeking over \$4 million in attorneys’ fees. The City of Santa Monica also lost a CVRA trial in 2018, with its yet to be determined costs sure to be in the millions. Importantly, these figures do not include the tens of millions of dollars government agency defendants paid for their own attorneys and associated defense costs. Also important to note is that these cities - like all other CVRA defendants - ultimately ended up converting to district elections.

The City's Process for Adopting By-District Elections

The City's transition to by-district elections is not based on any admission or concession that the City would ultimately be found to have violated the CVRA; rather, the risks and costs associated with protracted CVRA litigation - particularly in light of results in all other cities that have fought to retain at-large voting - cannot be ignored. The public interest may be ultimately better served if the City converts to a by-district electoral system if converting to that system avoids a significant attorneys' fees and cost award, as well as significant sums paid to the City's own attorneys and consultants. Further, district elections are becoming the trend in California, because some experts believe district elections increase public access and result in fairer elections.

As required by Elections Code 10010, Resolution No. 2018-67 also set forth a tentative schedule for the required public hearings. As stated above, the first two hearings must be held for the purpose of receiving public comment regarding the composition of the yet to be formed voting districts. These occur before any draft maps are drawn and presented to the City Council. These hearings also give the City Council the opportunity to discuss and provide its own input to NDC. The first hearing where actual draft maps will be presented to the City Council will occur on February 4, 2019. NDC will draw these maps based on input from the City Council, the public, and compliance with all applicable law, and the City Council will also consider all legally adequate maps drawn and submitted by the public. To be considered at the City Council's February 4th hearing, a map must be submitted to the City on or before January 22, 2019.

In particular, this hearing will allow Dr. Douglas Johnson of NDC to further explain the districting process and ask that both the public and City Council provide input that identifies neighborhoods, other "communities of interest," and other local factors that should be considered or used as "building blocks" when the drawing of draft maps begins.

While all public input concerning the composition of the City's yet to be formed voting districts will be considered, there are several mandatory criteria that the City will have to comply with when the actual districts are created:

1. Population equality across districts.
2. Race cannot be the "predominant" factor or criteria when drawing districts.
3. Compliance with the FVRA, which, among other things, prohibits districts that dilute 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.

Additionally, pursuant to Elections Code section 21601 and Government Code section 34884, the City Council *may* consider the following factors when establishing districts (which are not exclusive): (a) topography, (b) geography, (c) cohesiveness, contiguity, integrity, and compactness of territory, and (d) community of interests. The City Council may also plan for future growth, consider boundaries of other political subdivisions, and consider physical and visual features, both natural and man-made. The City Council may choose to include some, all or none of these criteria, or may choose to come up with unique criteria that the City Council believes is applicable to the City. In addition, members of the community may suggest additional or alternative criteria that the City Council may want to consider.

Following this January 17, 2019 hearing, NDC will draw several proposed voting district maps, and, together with any qualified maps prepared and submitted by members of the public, present those maps to the City Council at public hearings on February 4 and 12, 2019. The City Council will have the ability to request modifications to the options presented, or a different option, as well as choose the sequencing for the transition from at-large to by-district elections.

District Election Timelines

The City Council is required to hold a total of five public hearings before a by-district electoral system can be adopted. Following input from the public and the City Council at the November 27, 2018 hearing, City staff has added four public workshops to the timeline set forth below:

November 27, 2018	Public Meeting City Council adopts resolution setting forth intention and timeline for adopting by-district elections.
Tuesday, January 8, 2019 6:30 p.m. - Council Chamber	Public Hearing No. 1 Overview of the process and city demographics. Gather input from public to be used in establishing options for district boundaries. Adopt resolution setting forth mandatory and permissive districting criteria.
Sunday, January 13, 2019 1:00 p.m. - Blaisdell Center 4:00 p.m. - Hughes Center	Public Workshop No. 1 Presentation of demographics and overview of process to draw district maps.
Thursday, January 17, 2019 6:30 p.m. - Council Chamber	Public Hearing No. 2 Second hearing to gather input from public to be used in establishing options for district boundaries.
Monday, January 28, 2019	Draft maps available for public review.
Monday, February 4, 2019 6:30 p.m. - Council Chamber	Public Hearing No. 3 Public hearing to discuss and take public comment on draft maps and proposed sequence of elections.
Saturday, February 9, 2019 11:00 a.m. –Youth Activities Center (YAC) 2:00 p.m. - Claremont Place Senior Living	Public Workshop No. 2 Public input on draft maps and proposed sequence of elections.
Tuesday, February 12, 2019 6:30 p.m. - Council Chamber	Public Hearing No. 4 Second public hearing to discuss and take public comment on draft maps and proposed sequence of elections. Public Hearing No. 5 Introduce ordinance for first reading establishing by-district elections, district boundaries and transition plan/sequence of elections.
Tuesday, February 26, 2019 6:30 p.m. - Council Chamber	Public Meeting Second reading and adoption of ordinance establishing by-district elections, district maps and transition plan/sequence of elections.

The City Council has the discretion to modify the schedule proposed above, with the understanding that the process should not take longer than ninety days.

Transition to Districts

If the City Council ultimately adopts district elections, that change would be implemented in two phases. Specifically, two district seats would be placed on the ballot in November 2020, and the remaining three seats would be placed on the ballot in November 2022. The City Council would determine which district seats are placed on the ballot in each year. Regardless of which district seats are selected for each year, the Government Code prohibits cutting short any existing terms. In other words, all City Council members elected in 2018 are entitled to continue to serve “at large” until 2022.

RELATIONSHIP TO CITY PLANNING DOCUMENTS

Staff has evaluated the agenda item in relationship to the City’s strategic and visioning documents and finds the following:

Council Priorities - This item does not relate to the Council Priorities

Sustainability Plan - This item does not relate to the Sustainability Plan.

Economic Sustainability Plan - This item does relate to the Economic Sustainability Plan.

General Plan - This item does relate to the General Plan.

2018-19 Budget - This is an unbudgeted item, and therefore does not relate to the 2018-19 Budget.

Youth and Family Master Plan - This item does not relate to the Youth and Family Master Plan.

CEQA REVIEW

In accordance with the California Environmental Quality Act (CEQA), this matter is covered by the general rule that CEQA applies only to projects that have the potential for causing a significant effect on the environment in accordance with Section 15061(b)(3) of the Guidelines. The proposed action, beginning the transition from at-large to by-district elections, does not result in a physical change to the environment that can be associated with the action. Therefore, CEQA does not apply, and no environmental review is needed.

PUBLIC NOTICE PROCESS

This item has been noticed through the regular agenda notification process. Copies are available at the City Hall public counter, the Youth Activity Center, the Alexander Hughes Community Center, and the City website.

Submitted by:

Joseph Larsen
Rutan and Tucker

Reviewed by:

Tara Schultz
City Manager

Attachments:

A - City Council Resolution 2018-67

B - City Council Resolution 2019-06

C - Table of Results of CVRA Litigation

RESOLUTION NO. 2018-67**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLAREMONT, CALIFORNIA, EXPRESSING THE CITY COUNCIL'S INTENTION, PURSUANT TO ELECTIONS CODE SECTION 10010(e)(3)(A), TO INITIATE PROCEDURES FOR ESTABLISHING AND IMPLEMENTING BY-DISTRICT ELECTIONS FOR CITY COUNCIL MEMBERS**

WHEREAS, the City of Claremont, California ("City") is a general law city, duly organized under the constitution and laws of the State of California; and

WHEREAS, the members of the Claremont City Council are currently elected in at-large elections, in which each City Council member is elected by all registered voters of the entire City; and

WHEREAS, Section 34886 of the Government Code authorizes any city to change to a by-district system or by-district system with an elective mayor without the need to put such a change to voters; and

WHEREAS, the City Council has determined that it is in the best interest of the City to move from its current at-large electoral system to a by-district election for members of the City Council, in response to the provisions of the California Voting Rights Act; and

WHEREAS, the City intends to make this transition from an at-large system to a by-district system in accordance with the procedural rules outlined in Government Code Section 34886 and Elections Code 10010; and

WHEREAS, the City will begin by working with an experienced demographer to assist the City in establishing maps for a by-district electoral system; and

WHEREAS, before drawing a draft map of the proposed boundaries of the districts, the City will hold at least two (2) public hearings over no more than thirty (30) days, at which time the public is invited to provide input regarding the composition of the districts; and

WHEREAS, the City will then publish and make available for release at least one (1) draft map of the new electoral districts, including the potential sequence of elections shown; and

WHEREAS, once the draft map(s) have been publicized for at least seven (7) days, the City will hold at least two (2) additional public hearings, over no more than forty-five (45) days, at which time the public is invited to provide input regarding the content of the draft map and the proposed sequence of elections prior to the public hearing at which the City Council adopts a map; and

WHEREAS, if a draft map is revised at or following a public hearing, the revised map will be published and made available to the public at least seven (7) days before the City chooses to adopt it; and

WHEREAS, in determining the final sequence of staggered district elections, the City Council will give special consideration to the purposes of the CVRA, and will take in to account the preferences expressed by the members of the districts; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Claremont, California as follows:

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

SECTION 2. The City Council hereby resolves, pursuant to Elections Code section 10010, to adopt a by-district election system by ordinance as authorized by California Government Code section 34886, for use in the City's General Municipal Election for City Council Members.

SECTION 3. The City Council further resolves to retain a qualified demographer, hold at least five (5) public hearings and publish at least one (1) draft map and staggering sequence, pursuant to the tentative, proposed hearing schedule attached hereto as Exhibit "1".

SECTION 4. The city's redistricting/demographic consulting firm, acting under the supervision of the City Manager, is hereby authorized to direct and formulate one or more electoral district scenarios for review by the public and City Council at two or more public hearings if necessary, in accordance with the City's proposed timeline.

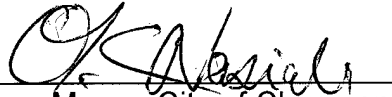
SECTION 5. Working with the demographic consulting firm, staff is directed to publicize relevant maps, information, notices, agendas and other materials regarding by-district elections and to establish means of communication to answer questions from the public.

SECTION 6. All public hearings shall be noticed on the City's website, and in addition, as follows: posting on the City's website at least ten (10) calendar days in advance of the hearing and publication at least ten (10) days in advance of the hearing in the newspaper adjudicated to provide notice within the City.


SECTION 7. The City Manager is authorized to take any and all other necessary actions to give effect to this Resolution.

SECTION 8. This Resolution shall become effective immediately upon its adoption.

PASSED, APPROVED AND ADOPTED on this 27th day of November 2018.



Mayor, City of Claremont

ATTEST:



City Clerk, City of Claremont

APPROVED AS TO FORM:



City Attorney, City of Claremont

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES)ss.
CITY OF CLAREMONT)

I, Shelley Desautels, City Clerk of the City of Claremont, County of Los Angeles, State of California, hereby certify that the foregoing Resolution No. 2018-67 was regularly adopted by the City Council of said City of Claremont at a regular meeting of said Council held on the 27th day of November, 2018, by the following vote:

AYES:	COUNCILMEMBERS:	CALAYCAY, LYONS, NASIALI, SCHROEDER
NOES:	COUNCILMEMBERS:	NONE
ABSTENSIONS:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	PEDROZA



City Clerk of the City of Claremont

Exhibit "1"

District Election Timeline

November 27, 2018	Public Meeting City Council adopts resolution setting forth intention and timeline for adopting by-district elections.
January 8, 2019	Public Hearing No. 1 Overview of the process and city demographics. Gather input from public to be used in establishing options for district boundaries. Adopt resolution setting forth mandatory and permissive districting criteria.
January 17, 2019	Public Hearing No. 2 Second hearing to gather input from public to be used in establishing options for district boundaries.
Minimum 7 days before third public hearing	Draft maps available for public review.
February 4, 2019	Public Hearing No. 3 Public hearing to discuss and take public comment on draft maps and proposed sequence of elections.
February 12, 2019	Public Hearing No. 4 Second public hearing to discuss and take public comment on draft maps and proposed sequence of elections. Public Hearing No. 5 Introduce ordinance for first reading establishing by-district elections, district boundaries and transition plan/sequence of elections.
February 26, 2019	Public Meeting Second reading and adoption of ordinance establishing by-district elections, district maps and transition plan/sequence of elections.

RESOLUTION NO. 2019-06**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLAREMONT, CALIFORNIA, ADOPTING LINE DRAWING CRITERIA FOR ADJUSTING COUNCIL DISTRICT BOUNDARIES**

WHEREAS, the City of Claremont (“City”) currently elects its Councilmembers “at-large,” whereby all Councilmembers are elected by voters of the entire City; and

WHEREAS, the City Council is considering a change to the “by-district” elections whereby each Councilmember must reside within a designated district boundary, and is elected only by voters of 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 approximating five to ten percent may pass muster under the equal protection clause where required to meet an official criteria; and

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

NOW, THEREFORE, IT IS HEREBY RESOLVED that the City Council of the City of Claremont does hereby adopt the following criteria to guide the establishment of districts for council elections:

SECTION 1. Each Council District shall contain a nearly equal number of inhabitants; and

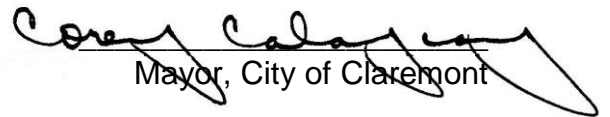
SECTION 2. Council District borders shall be drawn in a manner that complies with the Federal Voting Rights Act; and

SECTION 3. Council districts shall consist of contiguous territory in as compact form as possible; and

SECTION 4. Council districts shall respect communities of interest as much as possible; and

SECTION 5. Council district borders shall follow visible natural and man-made geographical and topographical features as much as possible.


PASSED, APPROVED, AND ADOPTED this 8th day of January, 2019.


Mayor, City of Claremont

ATTEST:


City Clerk, City of Claremont

APPROVED AS TO FORM:


City Attorney, City of Claremont

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES)ss.
CITY OF CLAREMONT)

I, Shelley Desautels, City Clerk of the City of Claremont, County of Los Angeles, State of California, hereby certify that the foregoing Resolution No. 2019-06 was regularly adopted by the City Council of said City of Claremont at a regular meeting of said Council held on the 8th day of January, 2019, by the following vote:

AYES: COUNCILMEMBERS: CALAYCAY, LEANO, REECE, SCHROEDER, STARK

NOES: COUNCILMEMBERS: NONE

ABSTENSIONS: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: NONE



City Clerk of the City of Claremont

<u>City/Political Subdivision Defendant</u>	<u>Settlement Conditions</u>	<u>Attorneys' Fees</u>	<u>Notes</u>
City of Palmdale	Agreed to have voters choose elected officials by districts, including two with Latino majorities	\$4,500,000	City lost trial on the merits, held an election that plaintiffs argued was illegal, and unsuccessfully challenged an injunction stopping the City from certifying the results of that election; settlement subsequently reached
City of Modesto	Moved to District elections; voters had already approved a move to districts before settlement	\$3,000,000	Settlement; Additional \$1,700,000 to defense attorneys
Madera Unified School District; Madera County Board of Education	Moved to "by trustee area" elections via admission of liability	\$162,500	court award
City of Compton	Moved to by-district elections via ballot measure; kept mayor at large	confidential	settlement
Tulare Local Healthcare District	Agreed to hold an election re changing to district elections in 2012 and agreed to cancel 2010 elections	\$500,000	Settlement
City of Tulare	City agreed to place a ballot measure before voters regarding a move to district elections	\$225,000	Settlement
Hanford Unified School District	Agreed to move to by-trustee district elections	\$110,000	Settlement
Compton Community College District	Agreed to move to by-district elections	\$40,000	Settlement
Ceres Unified School District	Moved to by-trustee district elections before litigation was filed	\$3,000	Settlement
Cerritos Community College District	Moved to by-trustee district elections	\$55,000	Settlement

San Mateo County	County moved to by-District elections (through a ballot measure) and further agreed to redraw its previously-approved District boundaries by forming a nine-person redistricting committee	\$650,000	Settlement
City of Anaheim	Agreed to place ballot measure on November 2016 ballot re moving to by district elections	\$1,200,000	Settlement after first litigating; expected costs include at least another \$800,000
City of Highland	Placed issue on ballot, which was rejected by the voters; districts ultimately ordered by the Court, who chose Plaintiff's map	\$1,300,000	
City of Whittier	Case dismissed as moot when City changed voting system; unsuccessful post election challenge re at large mayor	\$1,000,000	Court awarded fees under catalyst theory, even though case was dismissed
Santa Clarita Community College District	Moved to by trustee voting	\$850,000	Settlement
City of Garden Grove	Moved to by district elections via stipulated judgment	\$290,000	Settlement
City of Escondido	Settled via court order (consent decree) after vote of the people failed to adopt by district elections	\$385,000	Settlement
City of Santa Clarita	Attempted move to cumulative voting method, court overruled	\$600,000	Settlement
City of Visalia	Stipulated judgment, court ordered by districts	\$125,000	Settlement
City of Santa Barbara	Agreed to move to by district; mayor remains elected at large	\$599,500	Settlement

City of Fullerton	Agreed to pay attorneys fees - negotiate in good faith; required placing measure on November 2016 ballot to move to districts	undisclosed	Settlement
City of Merced	Settled before lawsuit filed; agreed to ballot measure	\$43,000	Settlement
City of Bellflower	Agreed to place ballot measure on November 2016 ballot; measure adopted	\$250,000	Settlement
Sulphur Springs School District	Agreed to move to by district elections	\$144,000	Settlement
City of Costa Mesa	Moved to districts before lawsuit was filed	\$55,000	pre-litigation settlement
City of West Covina	Waited until after lawsuit was filed to hire demographer and voluntarily move to by district elections via ordinance	\$220,000	Settlement
Newport Mesa School District	Settled, moved to by trustee elections	\$106,000	Settlement
City of Rancho Cucamonga	Settled after litigation and voter approved move to by district elections	not yet determined; likely high six figures to millions	settlement
City of Santa Clara	Lost at trial court	not yet determined; millions	ongoing
City of Santa Monica	Lost at trial court	not yet determined; millions	ongoing
City of San Marcos	Moved to districts within safe harbor, before lawsuit could be filed	\$0 (does not include \$30,000 capped reimbursement)	transitioned to districts before lawsuit could be filed
City of Carlsbad	Moved to districts within safe harbor, before lawsuit could be filed	\$0 (does not include \$30,000 capped reimbursement)	transitioned to districts before lawsuit could be filed
City of Poway	Moved to districts within safe harbor, before lawsuit could be filed	\$0 (does not include \$30,000 capped reimbursement)	transitioned to districts before lawsuit could be filed
City of Duarte	Moved to districts within safe harbor, before lawsuit could be filed	\$0 (does not include \$30,000 capped reimbursement)	transitioned to districts before lawsuit could be filed

City of Lake Forest	Moved to districts within safe harbor, before lawsuit could be filed	\$0 (does not include \$30,000 capped reimbursement)	transitioned to districts before lawsuit could be filed
City of Torrance	Moved to districts within safe harbor, before lawsuit could be filed	\$0 (does not include \$30,000 capped reimbursement)	transitioned to districts before lawsuit could be filed
City of Encinitas	Moved to districts within safe harbor, before lawsuit could be filed	\$0 (does not include \$30,000 capped reimbursement)	transitioned to districts before lawsuit could be filed
City of Solana Beach	Moved to districts within safe harbor, before lawsuit could be filed	\$0 (does not include \$30,000 capped reimbursement)	transitioned to districts before lawsuit could be filed
City of Dana Point	Moved to districts within safe harbor, before lawsuit could be filed	\$0 (does not include \$30,000 capped reimbursement)	transitioned to districts before lawsuit could be filed
City of Twentynine Palms	Moved to districts within safe harbor, before lawsuit could be filed	\$0 (does not include \$30,000 capped reimbursement)	transitioned to districts before lawsuit could be filed
TOTAL PAYMENTS TO PLAINTIFFS' ATTORNEYS			\$16,413,000