

GREENWOOD COMMON COUNCIL

ORDINANCE NO. 22-34

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF GREENWOOD,
INDIANA, FOR THE PURPOSE OF ESTABLISHING
COUNCILMANIC DISTRICTS**

WHEREAS, Ind. Code §36-4-6-3 requires the Common Council (the “Council”) of the City of Greenwood, Indiana (the “City”) to redistrict the City’s legislative body districts in the second year after a year in which a federal decennial census is conducted; and

WHEREAS, pursuant to Resolution No. 22-19 adopted on August 1, 2022, the Common Council adopted Guidelines for Common Council Legislative Redistricting (the “Guidelines”) setting forth the procedures and requirements for accomplishing the redistricting process; and

WHEREAS, pursuant to the Guidelines, the City caused to be published a “Notice Regarding Division of the Common Council of the City of Greenwood, Indiana into Legislative Body Districts” (the “Notice”) in the *Daily Journal* on August 5, 2022 and made the Notice available in the office of the Clerk of the City; and

WHEREAS, the Council made provision for members of the public to object to the provisions of the Guidelines and to submit proposed maps in compliance with the Guidelines and gave public notice of the same in the Notice and no objections or maps were submitted by members of the public; and

WHEREAS, the Council has received and considered a proposed Redistricting Plan submitted by the Redistricting Coordinator appointed by the Council (the “Coordinator’s Plan”) which the Council finds has a total deviation of 5.15%, and otherwise fully complies with the Guidelines and the Act; and

WHEREAS, while greater than the 5% total deviation goal contained in the Guidelines, the Council finds that the Coordinator’s Plan maintains precincts in a manner that preserves precinct integrity, promotes election efficiency and minimizes voter confusion; and

WHEREAS, pursuant to the Notice, the Council held a public hearing on September 19, 2022, on the plans received by the Council at which members of the public could present testimony and render objections to or support for the plans to be considered for adoption; and

WHEREAS, the Council now desires to adopt the Coordinator’s Plan and establish new City legislative body districts for the elections occurring in 2023 utilizing the 2020 decennial census data as required by Ind. Code §1-1-3.5-3.

NOW THEREFORE, THE COMMON COUNCIL OF THE CITY OF GREENWOOD, INDIANA ORDAINS AND ENACTS THE FOLLOWING:

Section 1. **Recitals Incorporated.** The foregoing Recitals are incorporated herein by this reference.

Section 2. **Legislative Findings.** Greenwood Municipal Code Chapter 3, Article 1, Section 3-3 is hereby replaced and amended and shall hereafter read as follows:

Sec. 3-3 Legislative Findings.

- (a) The purpose of Sections 3-3 and 3-4 is to reapportion the six (6) legislative districts of the Common Council of the City of Greenwood, Indiana, so that each district is as equal in population as possible.
- (b) The statutory authority for this action is Ind. Code §36-4-6-3.
- (c) The Greenwood Common Council makes the following legislative findings:

(1) The Common Council of the City of Greenwood, Indiana, is required by law in 2022 to perform a reapportionment of its legislative districts.

(2) The Common Council of the City of Greenwood, Indiana, is divided into six (6) election districts with each district electing a member of the Common Council while three (3) members of the Common Council are elected at-large by all registered voters of the City of Greenwood, Indiana.

(3) That according to the final totals of the 2020 United States Census, the present Common Council Districts have the following population:

District 1 – 8,548
District 2 – 11,419
District 3 – 12,592
District 4 – 8,851
District 5 – 11,601
District 6 – 10,819

(d) The present Common Council Districts do not contain, as nearly as is possible, equal populations.

(e) The Common Council of the City of Greenwood, Indiana, shall continue to consist of six (6) representative districts and three (3) members elected at large.

(f) The boundaries of the six (6) legislative districts should be modified so that each election district contains, as nearly as is possible, equal population.

(g) The redistricting plan contained in this Section 3-3, Section 3-4 and set out in the map depicting the districts, which is on file in the Office of the Clerk and incorporated herein and attached as Exhibit A, describes legislative districts that:

- (1) are composed of contiguous territory;
- (2) are reasonably compact;
- (3) do not cross precinct boundary lines within the Greenwood corporate limits;
- (4) do contain, as nearly as is possible, equal population as follows:

District 1 - 10,703
District 2 - 10,750
District 3 - 10,309
District 4 - 10,468
District 5 - 10,743
District 6 - 10,857

(h) If a conflict exists between the Maps and the descriptions set forth in Section 3-4 (the “Descriptions”), in accordance with Ind. Code §3-5-10-9, the Descriptions shall determine the boundaries of the council district.

(i) If any territory in the City is not included in one of the council districts, in accordance with Ind. Code §3-5-10-10, the excluded territory shall be included in the council district that: (i) is contiguous to that territory; and (ii) contains the least population of all council districts contiguous to that territory.

(j) If any territory in the City is included in more than one (1) of the council districts, in accordance with Ind. Code §3-5-10-11, the territory shall be included in the council district that: (i) is one (1) of the districts in which the territory is described in this Ordinance; (ii) is contiguous to that territory; and (iii) contains the least population of all council districts contiguous to that territory.

(k) In accordance with Ind. Code §36-4-6-3(1) this Ordinance must be construed, if possible, to comply with the provisions of Ind. Code §36-4-6-3. The provisions of this

Ordinance are severable and if any provision is found to be invalid, the invalidity shall not affect the other provisions of this Ordinance that can be given effect without the invalid provision.

Section 3. **Districts Established.** Greenwood Municipal Code Chapter 3, Article 1, Section 3-4 is hereby replaced and amended and shall hereafter read as follows:

Sec. 3-4 Councilmanic Districts.

The city shall be divided into six council districts for the purposes of electing councilmembers.

The six council districts are described as follows (descriptions include only those portions of the listed precincts which are within the City's corporate boundaries):

- (1) District 1 (Ward #1) includes the following precincts: Pleasant 04; Pleasant 09; Pleasant 10; Pleasant 17; Pleasant 24; Pleasant 26; Pleasant 29; Pleasant 30; Pleasant 32; Pleasant 47; and Pleasant 48.
- (2) District 2 (Ward #2) includes the following precincts: Pleasant 05; Pleasant 08; Pleasant 15; Pleasant 25; Pleasant 27; Pleasant 39; Pleasant 40; Pleasant 42; Pleasant 44; and Pleasant 46.
- (3) District 3 (Ward #3) includes the following precincts: Pleasant 03; Pleasant 14; Pleasant 20; Pleasant 43; Pleasant 45; Clark 02; and Clark 03.
- (4) District 4 (Ward #4) includes the following precincts: White River 05; White River 19; White River 23; White River 25; Pleasant 06; Pleasant 11; Pleasant 13; Pleasant 16; Pleasant 23; and Pleasant 36.
- (5) District 5 (Ward #5) includes the following precincts: White River 11; White River 13; White River 20; White River 21; White River 27; White River 30; White River 31; White River 37; White River 39; White River 44; White River 46; and Pleasant 28.
- (6) District 6 (Ward #6) includes the following precincts: Pleasant 12; Pleasant 22; Pleasant 33; Pleasant 35; Pleasant 37; Pleasant 38; Pleasant 49; and Pleasant 50.

Section 4. **Ordinances Repealed.** All prior ordinances or parts thereof inconsistent with any provision of this Ordinance are hereby repealed to the extent of such inconsistency, as of the effective date of this Ordinance, such repeal to have prospective application only.

Section 5. **Effective Date.** This Ordinance shall be in full force and effect from and after the date of its passage and signing by the Mayor.

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PASSED by the Common Council of the City of Greenwood, Indiana, this _____ day of _____, 2022.

Michael Campbell, President
Greenwood Common Council

ATTEST:

I hereby certify that the foregoing within and attached ordinance was duly passed by the Common Council of the City of Greenwood, Indiana, at a meeting thereof held on the _____ day of _____, _____, by the following vote:

	AYE:	NAY:
Ronald Bates	<input type="checkbox"/>	<input type="checkbox"/>
Michael Campbell	<input type="checkbox"/>	<input type="checkbox"/>
Andrew K. Foster	<input type="checkbox"/>	<input type="checkbox"/>
Linda S. Gibson	<input type="checkbox"/>	<input type="checkbox"/>
Ezra J. Hill	<input type="checkbox"/>	<input type="checkbox"/>
J. David Hopper	<input type="checkbox"/>	<input type="checkbox"/>
David Lekse	<input type="checkbox"/>	<input type="checkbox"/>
Bradley Pendleton	<input type="checkbox"/>	<input type="checkbox"/>
Michael Williams	<input type="checkbox"/>	<input type="checkbox"/>

The foregoing within and attached ordinance passed by the Common Council of the City of Greenwood, Indiana, on the _____ day of _____, 2022, is presented by me this _____ day of _____, 2022, at _____ o'clock _____m., to the Mayor of the City of Greenwood, Indiana.

Jeannine Myers, Clerk

The foregoing within and attached ordinance passed by the Common Council of the City of Greenwood, Indiana, on the _____ day of _____, 2022, is approved by me this _____ day of _____, 2022, at _____ o'clock _____m.

MARK W. MYERS, Mayor of
the City of Greenwood, Indiana