

ORDINANCE NO. 2022-01

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROSENBREG, TEXAS, ADOPTING A NEW REAPPORTIONMENT PLAN THEREBY REVISING CITY COUNCIL MEMBER DISTRICT BOUNDARIES IN RESPONSE TO THE 2020 CENSUS; PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR ELECTION PRECINCTS; PROVIDING THIS ORDINANCE BE CUMULATIVE; PROVIDING FOR SEVERABILITY; PROVIDING FOR GOVERNMENTAL IMMUNITY; AND PROVIDING FOR INJUNCTIONS.

WHEREAS, the 2020 decennial census disclosed that existing council member districts in the City of Rosenberg, Texas, are substantially unequal in population; and

WHEREAS, the City Council of the City of Rosenberg has undertaken to redraw the four council member districts for the convenience of the people and to equalize population and assure compliance with the applicable requirements of state and federal law; and

WHEREAS, on September 7, 2021, the City Council appointed the Redistricting Committee to advise the City Council on matters related to modifying the single-member city council district boundaries in response to the 2020 U.S. Census, to study and discuss the current district configurations, receive input from the community, and forward a recommended reapportionment plan for the City Council's consideration; and

WHEREAS, on December 6, 2021, the Redistricting Committee reviewed three proposed maps, Draft Map A, Draft Map B, and Draft Map C, and voted to approve Draft Map C as its official recommendation to the City Council of a new reapportionment plan; and

WHEREAS, through the work of the Redistricting Committee and a series of public meetings of the City Council as well as the Redistricting Committee, the City Council has received and considered oral testimony and written evidence regarding the need for new council member districts and an appropriate configuration of these districts; and

WHEREAS, the City Council finds the attached map of the new council member districts reflects the division of the City of Rosenberg into four districts that satisfy all legal requirements including the United States and Texas Constitution and Statutes and the Federal Voting Rights Act and the City Charter; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ROSENBERG:

Section 1. Findings of Fact. That all of the above premises are hereby found to be true and correct legislative and factual findings of the City of Rosenberg City Council

and are hereby approved and incorporated into the body of this ordinance as if copied in their entirety.

Section 2. Adoption of Plan. That the boundaries of the four single-member council member districts are hereby modified, amended, and redrawn for the purposes of apportioning the population of the City between the council member districts and, as modified, amended, and redrawn the boundaries of the four council member districts shall be in accordance with Draft Map E, a map of which is attached hereto as Exhibit "A" and is incorporated by reference into and made a part of this ordinance.

Section 3. Election Precincts. That the City Attorney is hereby instructed to send a copy of this ordinance and the new council member district maps and legal descriptions to the proper officials of Fort Bend County so the County can make the necessary changes in the County's election precincts, as required by the Texas Election Code, and effective for the May 2022 City Council Election.

Section 4. Effective Date. This Ordinance shall take effect after its passage on reading and approval by the Mayor. This ordinance is to be in effect for application to the May 2022 General Election for the City Council.

Section 5. Proper Notice and Meeting. It is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

Section 6. Cumulative Ordinance. This ordinance shall be and is hereby declared to be cumulative of all other ordinances of the City of Rosenberg, and this ordinance shall not operate to repeal or affect any of such other ordinances except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this ordinance, in which event such conflicting provisions, if any, in such other ordinance or ordinances are hereby repealed.

Section 7. Severability. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be unconstitutional, such holding shall not affect the validity of the remaining portions of this ordinance.

Section 8. Governmental Immunity. All of the regulations provided in this ordinance are hereby declared to be governmental and for the health, safety, and welfare of the general public. Any member of the City Council or any City official or employee charged

with the enforcement of this ordinance, acting for the City of Rosenberg in the discharge of their duties, shall not thereby render themselves personally liable; and they are hereby relieved from all personal liability for any damage that might accrue to persons or property as a result of any act required or permitted in the discharge of their said duties.

Section 9. Injunctions. Any violation of this ordinance can be enjoined by a suit filed in the name of the City of Rosenberg in a court of competent jurisdiction, and this remedy shall be in addition to any penal provision in this ordinance or the Code of the City of Rosenberg.

PASSED AND APPROVED by a vote of 7 "ayes" in favor and 0 "noes" against on this first and final reading in full compliance with the provisions of Section 3.10 of the Charter of the City of Rosenberg on the 4th day of January 2022.

ATTEST:

APPROVED:



Danyel Swint, TRMC, **CITY SECRETARY**



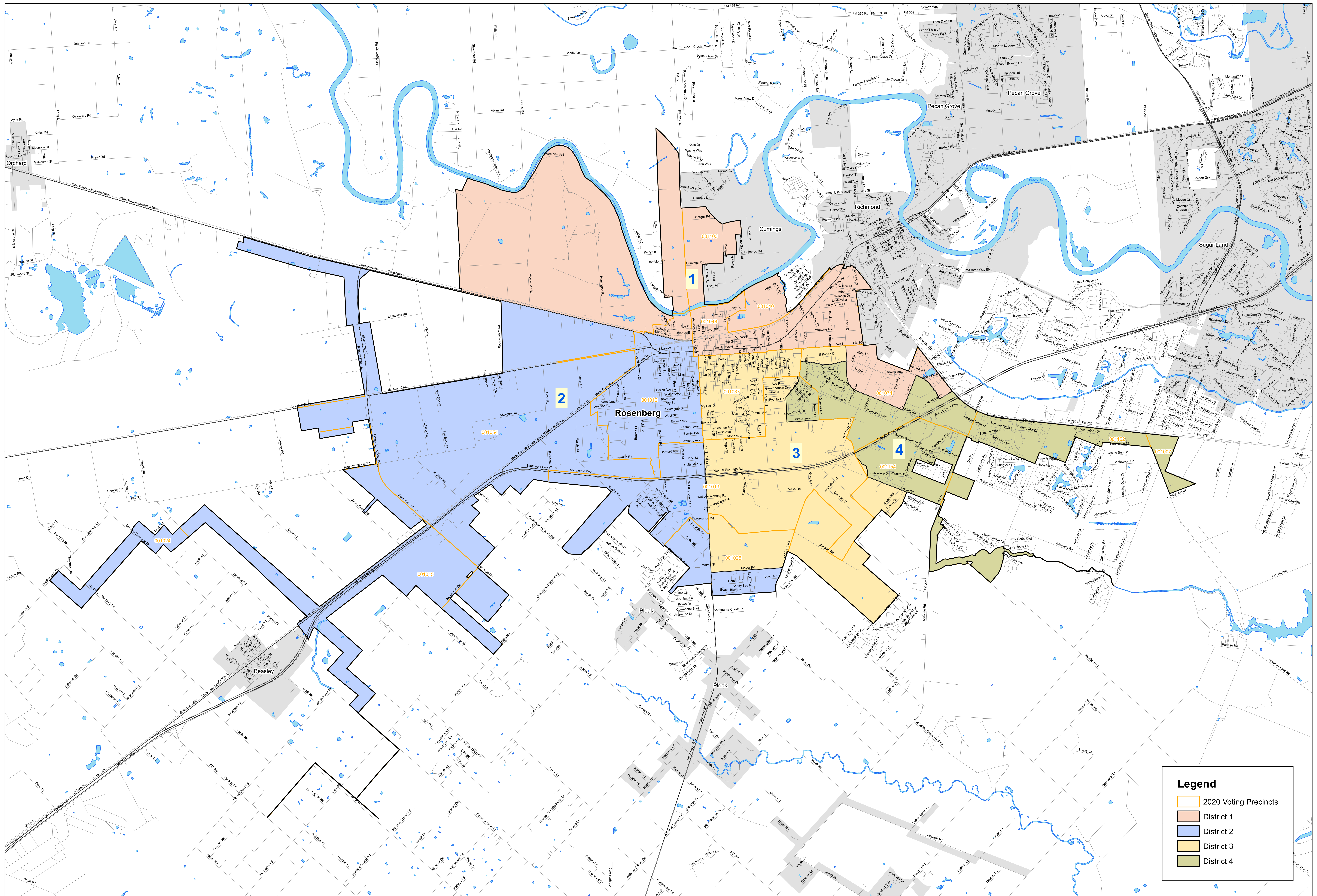
Kevin Raines, **MAYOR**

APPROVED AS TO FORM:



CITY ATTORNEY
Randle Law Office, Ltd., L.L.P.





DISTRICT	Total Population Tabulation				Demographics as a Percent of Total Population															
	All Persons	Target	Dev.	Difference	White	Black	%	Hispanic	%	Amer Indian	%	Asian	%	Hawaiian	%	Other Race	%	Two or More Races	%	
1	9,200	9,535	-3.51%	-335	1,361	14.79%	2,411	26.21%	4,733	51.45%	7	0.08%	474	5.15%	1	0.01%	41	0.45%	172	1.87%
2	9,474	9,535	-0.64%	-61	1,946	20.54%	961	10.14%	6,233	65.79%	30	0.32%	127	1.34%	0	0.00%	32	0.34%	145	1.53%
3	9,450	9,535	-0.89%	-85	2,205	23.33%	932	9.86%	5,947	62.93%	27	0.29%	115	1.22%	2	0.02%	58	0.61%	164	1.74%
4	10,016	9,535	5.04%	481	2,664	26.60%	1,915	19.12%	4,125	41.18%	16	0.16%	940	9.38%	2	0.02%	66	0.66%	288	2.88%
Total	38,140		8.55%		8,176	21.44%	6,219	16.31%	21,038	55.16%	80	0.21%	1,656	4.34%	5	0.01%	197	0.52%	769	2.02%

City of Rosenberg, Texas Draft Map E

Data Source:
2020 TIGER/LINE GEOGRAPHY
2020 CENSUS (PL 94-171)
CITY OF ROSENBERG - CITY LIMITS - SEPTEMBER 2021

0 0.25 0.5 1 1.5 2 Miles



City of Rosenberg, Texas - Draft Map E

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Voting Age Population

DISTRICT	Total Population Tabulation				Demographics as a Percent of Total Population															
	All Persons				White	%	Black	%	Hispanic	%	Amer Indian	%	Asian	%	Hawaiian	%	Other Race	%	Two or More Races	%
1	6,606				1,169	17.70%	1,636	24.77%	3,276	49.59%	7	0.11%	384	5.81%	1	0.02%	30	0.45%	103	1.56%
2	6,694				1,605	23.98%	643	9.61%	4,202	62.77%	23	0.34%	103	1.54%	0	0.00%	27	0.40%	91	1.36%
3	6,928				1,905	27.50%	647	9.34%	4,131	59.63%	17	0.25%	93	1.34%	2	0.03%	34	0.49%	99	1.43%
4	7,463				2,229	29.87%	1,388	18.60%	2,876	38.54%	16	0.21%	716	9.59%	2	0.03%	44	0.59%	192	2.57%
Total	27,691				6,908	24.95%	4,314	15.58%	14,485	52.31%	63	0.23%	1,296	4.68%	5	0.02%	135	0.49%	485	1.75%

Source:
 2020 US CENSUS (PL 94-171)
 2020 TIGER/LINE GEOGRAPHY
 CITY OF ROSENBERG - CITY LIMITS - SEPTEMBER 2021