



Clerk's Office
Leanne Scott, City Clerk

From: Leanne Scott
To: Reapportionment Committee
Dale Hetrick, Theresa Munglioli and David Walker
Date: February 22, 2022
Re: City Council Districts

Attached are copies of the Home Rule Cities Act, Section 117.27a, the approved County Commission, Congressional, State Senate and State House District maps. Also attached are the current and proposed City Council Districts map, the proposed precinct listing by District with population counts (map, chart and summary of changes), City Charter, and Chapter 34 of the Code of Ordinances. In addition, John Staran has provided a memo regarding the legal standards being applied.

On November 9, 2021, the Oakland County Apportionment Commission adopted the county's 2023-2032 commission districts. On December 28, 2021, the Michigan Independent Citizens Redistricting Commission adopted the final maps for Michigan's Congressional, State Senate, and State House district lines. Having those maps, along with the 2020 Census data, allowed us to move forward with the redistricting/reapportionment process.

In order to thoroughly review our precinct and district boundaries, we were assisted by our GIS Department. The use of their software to execute this process ensured the accuracy of our final results. We took into consideration Commissioner and school boundaries, Census blocks and tracts, as well as any proposed, under construction and approved development, population numbers and polling place locations. To balance the districts, we did have to combine and/or realign many of our precinct boundaries; giving consideration to where the current district Council members reside. We are pleased to have been able to maintain our 32 precincts. Doing so has eliminated the need to purchase any additional voting equipment. During this reapportionment process, we also took the liberty of renumbering our precincts in order to create a more consistent and cohesive numbering system for the precincts within each district.

The Bureau of Elections provided a Redistricting Timeline which identifies the deadline for final precinct boundaries to be drawn and adopted by the local legislative body and submitted to the State is April 4, 2022. Therefore, we have reviewed the data, compared information and are proposing a new district map for your consideration.

As the City's Reapportionment Committee, you will need to review and approve the new map, and make your recommendation to City Council. In order to meet our deadline, a resolution from Council will need to be obtained at their next regular meeting scheduled for March 7, 2022. Once approved by City Council all voters will be sent new voter I.D. cards, as well as communication notifying them of their new precinct number and location.



Main (248) 731-3080
Fax (248) 731-3081

John D. Staran
Direct (248) 731-3088
jstaran@hsc-law.com

February 21, 2022

VIA EMAIL

Ms. Leanne Scott, City Clerk
City of Rochester Hills
1000 Rochester Hills Drive
Rochester Hills, Michigan 48309

City Council District Reapportionment Committee
City of Rochester Hills
1000 Rochester Hills Drive
Rochester Hills, Michigan 48309

Re: ***City Council District Reapportionment***

Dear Clerk Scott & City Council District Reapportionment Committee:

Michigan statute, City Charter, and City Ordinance require that after the official release of the U.S. decennial census, the City Council must apportion the City's council districts to provide for districts "which are as nearly of equal population as is practicable and contiguous and compact." MCL 117.27a(5). City Charter Section 7.3 further provides "Following each official United States Census, District boundaries shall be redrawn by the Council as necessary to maintain the population balance between the Districts." After a pandemic-related delay, the official 2020 census results have been released, which starts the reapportionment process. In Rochester Hills, the process is governed further by City Code Chapter 34, Article II, which establishes a city council committee comprised of the 3 elected at-large councilmembers who, together with the City Clerk, are charged with the responsibility to meet, analyze census data, and recommend a reapportionment plan to the entire City Council.

The requirement for district reapportionment is grounded in the "one person, one vote" legal rule, which the U.S. Supreme Court has held derives from the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution. Yet, federal and state case law throughout the country, and in Michigan, has condoned minor deviation in population among districts. For instance, in *In re: Apportionment of Tuscola County Board of Cmrs*, 466 Mich 78 (2002), the Michigan Supreme Court upheld an 11.9% deviation in population between county districts.

Clerk Scott and Deputy Clerk Brown have developed and shown to me a proposed reapportionment plan that I believe meets the requirements of law, charter, and ordinance, in that:

1. *It purports to equalize and maintain the population balance among the districts.* The City Clerk's plan would result in a district population range of 18,516 to 19,675, with only a 1,159 population variance between the highest (District 1) and the lowest (District 2). This is an

Leanne Scott, City Clerk
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Page 2

approximately 6% differential, and is less than the 1,560 population variance that exists between the highest and lowest population districts currently.

2. *It is contiguous and compact.* The City Clerk's plan does not significantly break up the districts or create split districts or unusual boundaries. The boundaries follow visible, geographic delineations such as major roads and, between proposed districts 1 and 3, a school district boundary.

3. *It recognizes the quadrants of the City.* Although the plan does adjust the district boundary lines, most noticeably between districts 1 and 3 in the southwest part of the City, the Clerk's proposed plan recognizes the 4 quadrants of the City, and district boundaries do not appear to be derived from inappropriate manipulation or gerrymandering.

4. *It proposes a reasonable plan for election precincts.* As proposed, the reapportionment plan presents a reasonable and efficient plan for election precincts.

Therefore, it is my opinion, as City Attorney, that the reapportionment plan presented by the City Clerk is reasonable and satisfies applicable legal requirements.

Very truly yours,

A handwritten signature in black ink, appearing to read 'J. Staran', with a stylized flourish at the end.

John D. Staran

JDS/dh

THE HOME RULE CITY ACT (EXCERPT)
Act 279 of 1909

117.27a Apportionment of wards; definitions.

Sec. 27a. (1) For the purposes of this section:

(a) "Local legislative body" means the council, common council or commission of a city.

(b) "Ward" means a district comprising less than all of the area of a city which constitutes the political unit from which 1 or more members of the local legislative body is nominated, elected or nominated and elected.

(2) The population of each city subject to the provisions of this section shall, in the first instance, be determined from the most recent official United States decennial census. Other governmental census figures of total city population may be used if taken subsequent to the latest decennial United States census and the last decennial United States census figures are inadequate for the purposes of this section. Each city shall have the power to conduct its own census for this purpose.

(3) This section shall be applicable to all cities that do not elect all the members of their local legislative body at large. This section shall not repeal any charter provisions meeting the standards established herein but shall be applicable to all charters that fail in whole or in part, to meet the standards herein, or the constitutional requirements of this state or United States constitution.

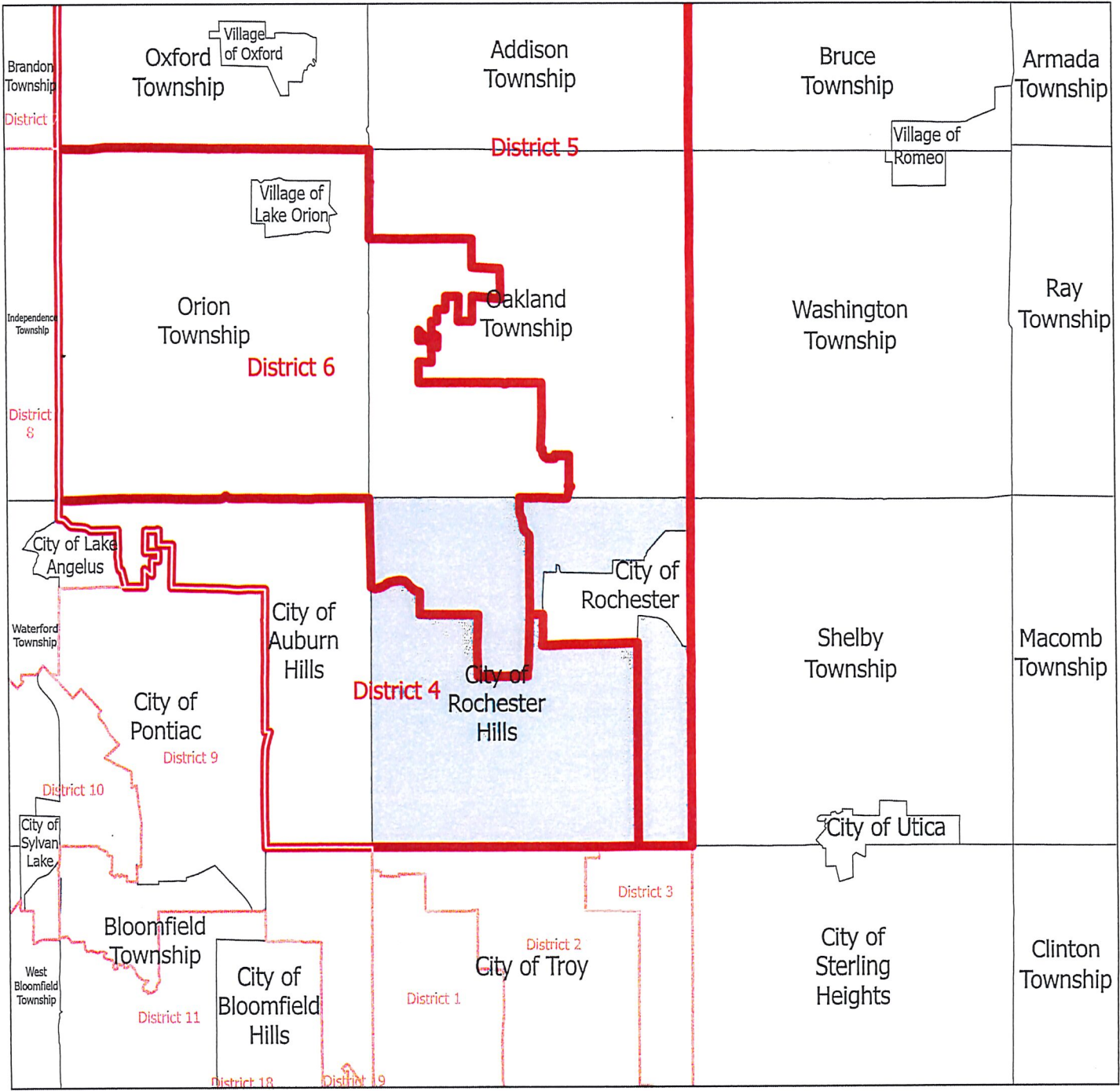
(4) In each such city subject to the provisions of this section the local legislative body, not later than December 1, 1967, shall apportion the wards of the city in accord with this section. In subsequent years, the local legislative body, prior to the next general municipal election occurring not earlier than 4 months following the date of the official release of the census figures of each United States decennial census, shall apportion the wards of the city in accord with this section.

(5) The local legislative body shall file the apportionment plan with the city clerk and make copies available at cost to any registered voter of the city. Such plan shall provide for wards which are as nearly of equal population as is practicable and contiguous and compact. Residents of state institutions who cannot by law register in the city as electors shall be excluded from population computations where the number of such persons is identifiable in the census figures available.

(6) Any registered voter of the city within 30 days after the filing of the apportionment plan for his city, or within 30 days after such apportionment plan shall be submitted, may petition the circuit court to determine if the plan meets the requirements of the laws and constitution of this state and the United States.

History: Add. 1966, Act 182, Eff. July 1, 1966.

County Commissioner Districts

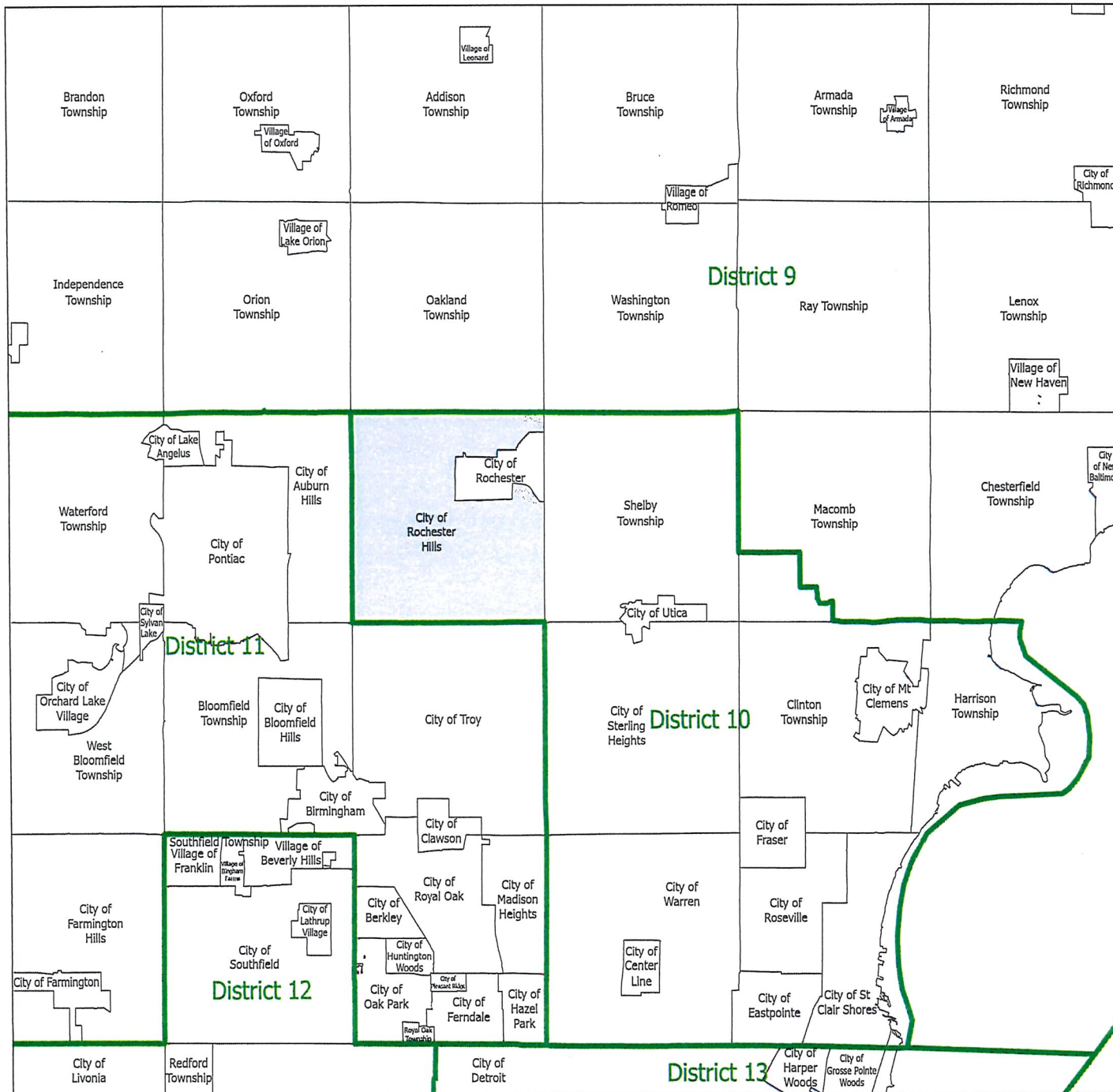


Legend

DISTRICT

- County Commissioner Districts (Rochester Hills)
- Surrounding County Commissioner Districts
- Municipal Districts
- Rochester Hills

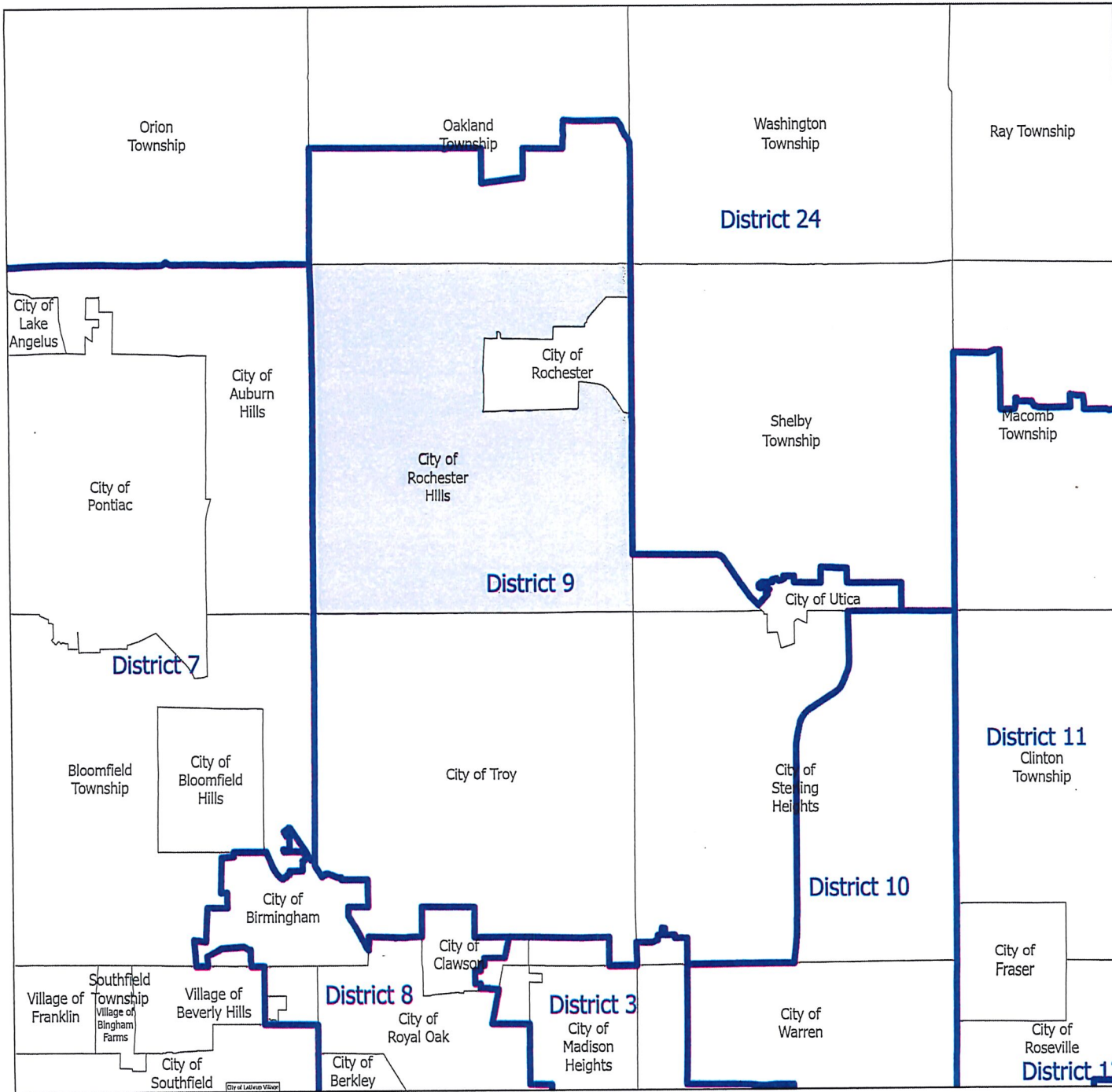
Congressional Districts



Legend

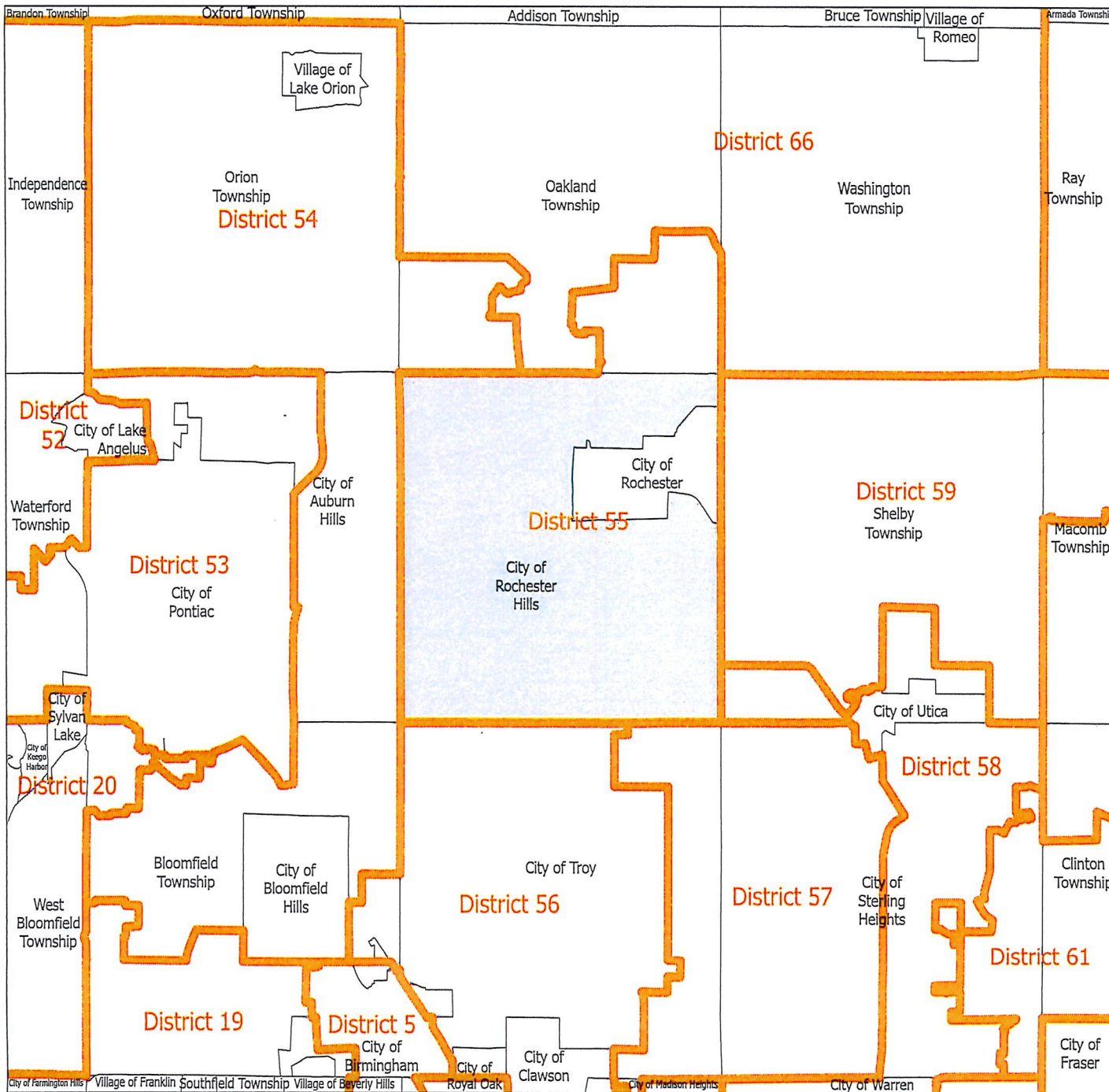
- MI Congressional Districts
- Municipal Districts
- Rochester Hills




State Senate Districts



- Legend**
- MI State Senate Districts
 - Municipal Districts
 - Rochester Hills

State House Districts



- Legend**
-  MI State House Districts
 -  Municipal Districts
 -  Rochester Hills

Council Districts/Polling Locations FOR 11/2/2021 ONLY

Council Districts

District 1 ■
Carol Morlan
 Term: 11/16/2025
 Voicemail: (248) 841-2643
 email: morlanc@rochesterhills.org

District 2 ■
David J. Blair
 Term: 11/19/2023
 Voicemail: (248) 841-2647
 email: blaird@rochesterhills.org

District 3 ■
Susan Bowyer, Ph.D.
 Term: 11/19/2023
 Voicemail: (248) 841-2645
 email: bowyers@rochesterhills.org

District 4 ■
Ryan Deel
 Term: 11/16/2025
 Voicemail: (248) 841-2648
 deelr@rochesterhills.org

At Large
David Walker
 Term: 11/16/2025
 Voicemail: (248) 841-2646
 email: walkerd@rochesterhills.org

At Large
Dale A. Hetrick
 Term: 11/19/2023
 Voicemail: (248) 841-2649
 email: hetrickd@rochesterhills.org

At Large
Theresa Munglioli
 Term: 11/19/2023
 Voicemail: (248) 841-2644
 email: mungliolit@rochesterhills.org

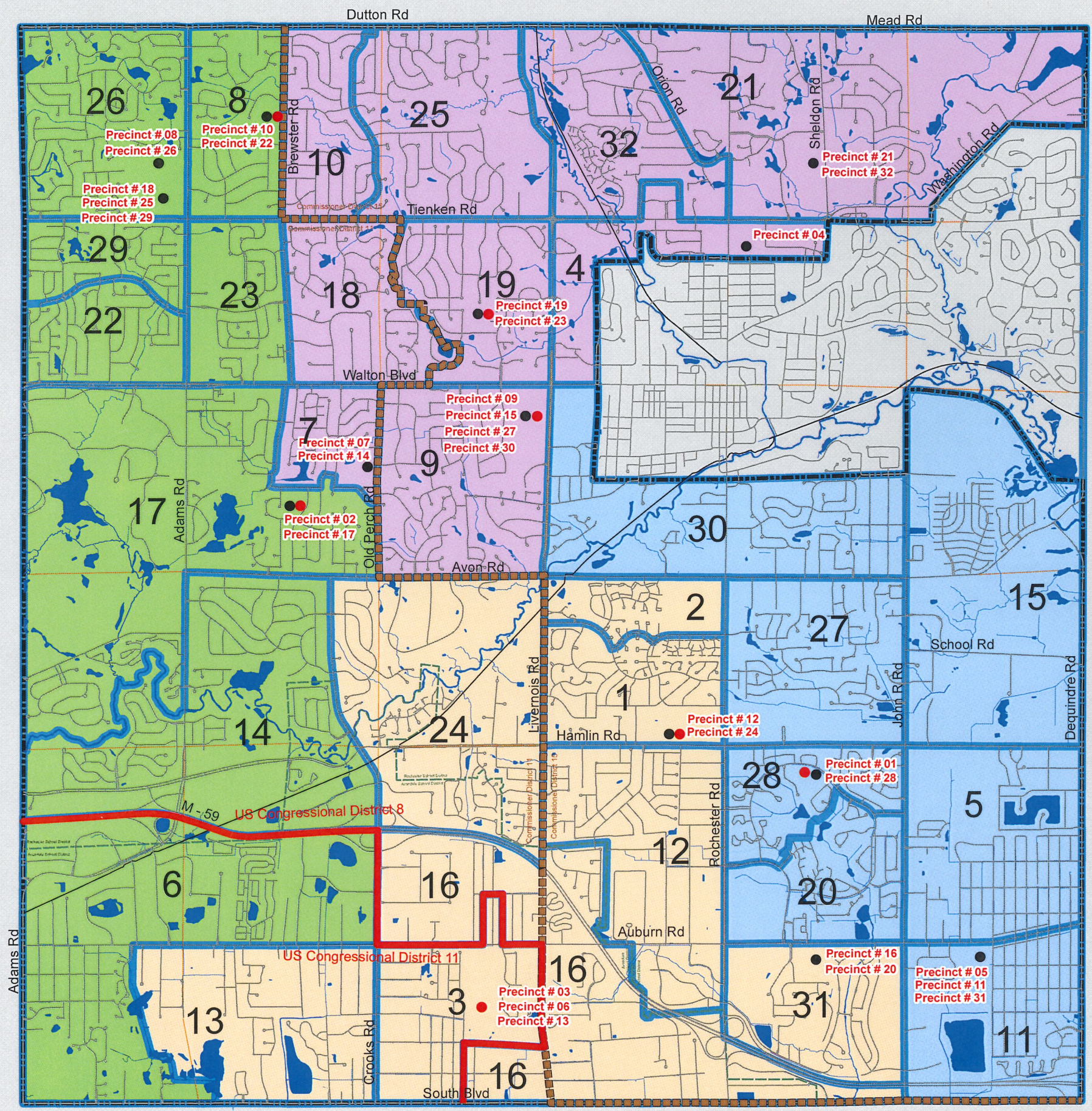
City Clerk
Leanne Scott
 (248) 841-2460

Deputy Clerk
Sheila Brown
 (248) 841-2461

Precinct Polling Locations

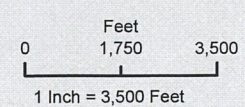
- Precinct # 1 Hampton Elementary School (prev. Faith Church)
- Precinct # 2 Meadow Brook Elementary School (prev. Bellbrook)
- Precinct # 3 Avondale Middle School (prev. Meadows School)
- Precinct # 4 North Hill Elementary School
- Precinct # 5 Reuther Middle School
- Precinct # 6 Avondale Middle School (prev. Avon Clubhouse)
- Precinct # 7 West Middle School
- Precinct # 8 Van Hoosen Middle School
- Precinct # 9 Rochester High School
- Precinct # 10 Brewster Elementary School
- Precinct # 11 Reuther Middle School
- Precinct # 12 Hamlin Elementary School
- Precinct # 13 Avondale Middle School (prev. Deerfield Elementary School)
- Precinct # 14 West Middle School
- Precinct # 15 Rochester High School (prev. St. Mary's of the Hills)
- Precinct # 16 Brooklands Elementary School
- Precinct # 17 Meadow Brook Elementary School
- Precinct # 18 Rochester Adams High School
- Precinct # 19 Long Meadow Elementary School
- Precinct # 20 Brooklands Elementary School
- Precinct # 21 Hart Middle School
- Precinct # 22 Brewster Elementary School (prev. St. Luke's Methodist Church)
- Precinct # 23 Long Meadow Elementary School (prev. Samaritas)
- Precinct # 24 Hamlin Elementary School (prev. Rochester Hills City Hall)
- Precinct # 25 Rochester Adams High School
- Precinct # 26 Van Hoosen Middle School
- Precinct # 27 Rochester High School (prev. St. Mary's of the Hills)
- Precinct # 28 Hampton Elementary School
- Precinct # 29 Rochester Adams High School
- Precinct # 30 Rochester High School (prev. St. Mary's of the Hills)
- Precinct # 31 Reuther Middle School
- Precinct # 32 Hart Middle School

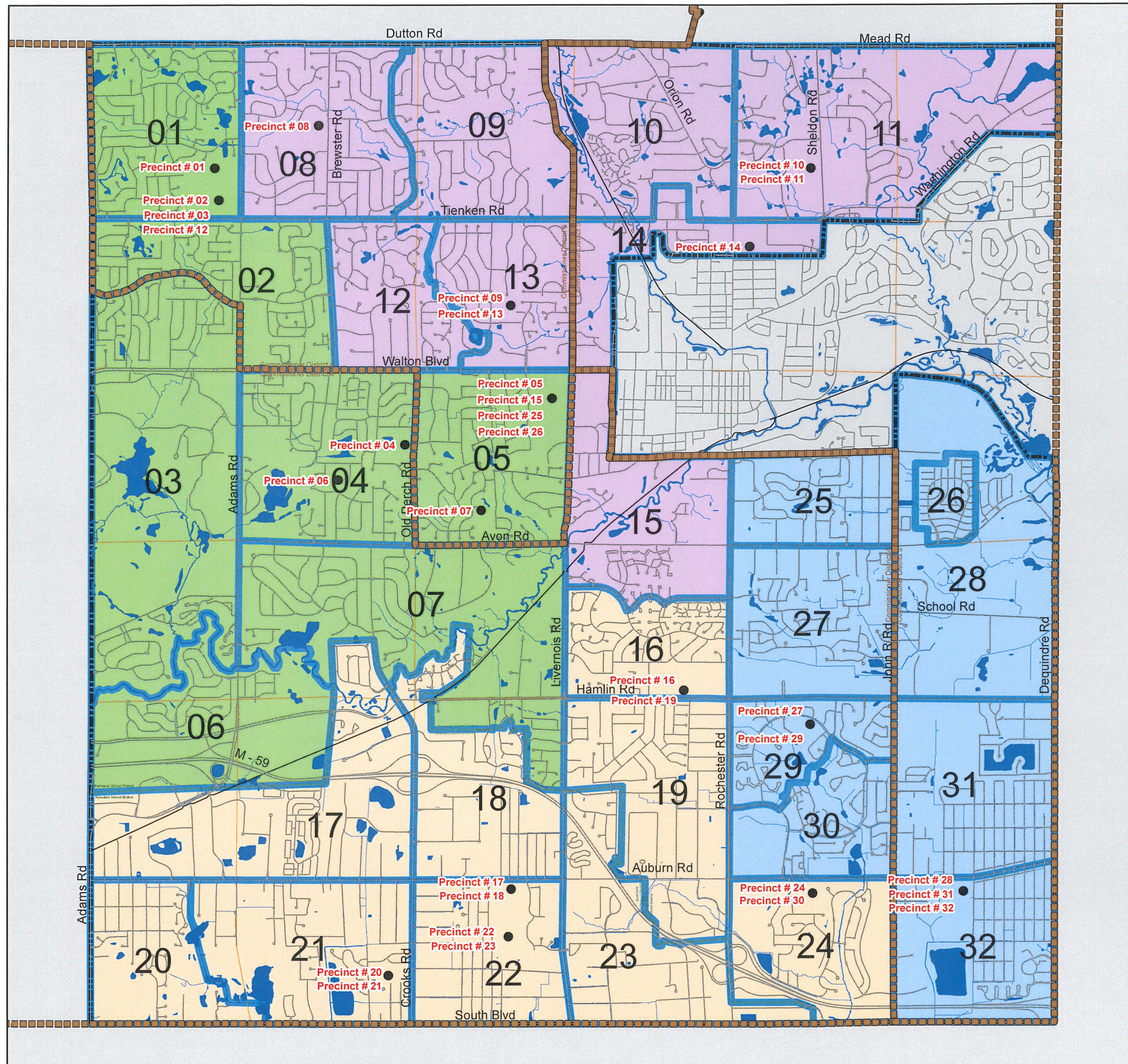
- Permanent Poll Locations
- Temporary Poll Locations
- US Congressional District Line
- County Commissioner District Line
- School District Boundary
- Sections
- Precincts



Published by MIS Department
11/29/2021

Although the information provided by this map is believed to be reliable, its accuracy is not warranted in any way. The City of Rochester Hills assumes no liability for any claims arising from the use of this map.





Council Districts/Polling Locations

PROPOSED FEB 2022

Council Districts	Precinct Polling Locations
District 1 Carol Morlan Term: 11/16/2025 Voicemail: (248) 841-2643 email: morlanc@rochesterhills.org	Precinct # 1 Van Hoosen Middle School Precinct # 2 Adams High School Precinct # 3 Adams High School Precinct # 4 West Middle School Precinct # 5 Rochester High School Precinct # 6 Meadow Brook Elementary School Precinct # 7 University Hills Elementary School Precinct # 8 Brewster Elementary School Precinct # 9 Long Meadow Elementary School Precinct # 10 Hart Middle School Precinct # 11 Hart Middle School Precinct # 12 Adams High School Precinct # 13 Long Meadow Elementary School Precinct # 14 North Hill Elementary School Precinct # 15 Rochester High School Precinct # 16 Hamlin Elementary School Precinct # 17 GATE Magnet School Precinct # 18 GATE Magnet School Precinct # 19 Hamlin Elementary School Precinct # 20 Deerfield Elementary School Precinct # 21 Deerfield Elementary School Precinct # 22 Avondale Middle School Precinct # 23 Avondale Middle School Precinct # 24 Brooklands Elementary School Precinct # 25 Rochester High School Precinct # 26 Rochester High School Precinct # 27 Hampton Elementary School Precinct # 28 Reuther Middle School Precinct # 29 Hampton Elementary School Precinct # 30 Brooklands Elementary School Precinct # 31 Reuther Middle School Precinct # 32 Reuther Middle School
District 2 David J. Blair Term: 11/19/2023 Voicemail: (248) 841-2647 email: blaird@rochesterhills.org	
District 3 Susan Bowyer, Ph.D. Term: 11/19/2023 Voicemail: (248) 841-2645 email: bowyers@rochesterhills.org	
District 4 Ryan Deel Term: 11/16/2025 Voicemail: (248) 841-2648 email: deelr@rochesterhills.org	

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 email: hetrickd@rochesterhills.org

At Large
Theresa Mungoli
 Term: 11/19/2023
 Voicemail: (248) 841-2644
 email: mungiolit@rochesterhills.org

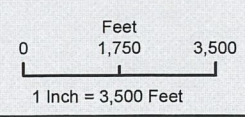
City Clerk
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- Permanent Poll Locations
- ▭ County Commissioner Districts
- ▭ School District Boundary
- ▭ Sections
- ▭ Proposed Precinct Boundary

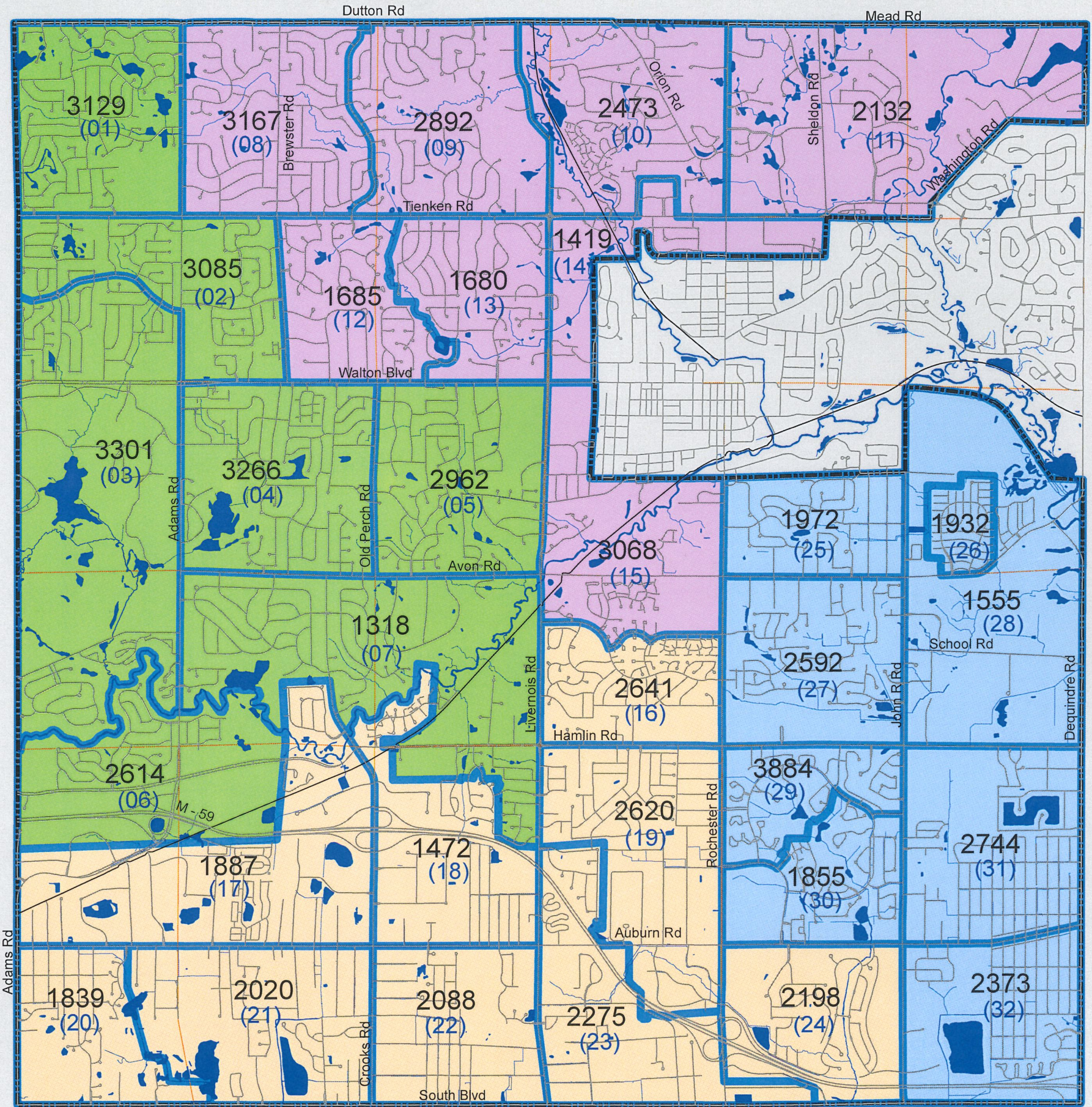
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 02/23/2022



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Proposed Council Districts Proposed Precinct Boundaries with 2020 Census Population

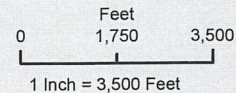
PROPOSED FEB 2022



-  Sections
-  Proposed Precinct Boundary

Published by MIS Department
02/16/2022

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2020 Precinct Population by District Data (Proposed)

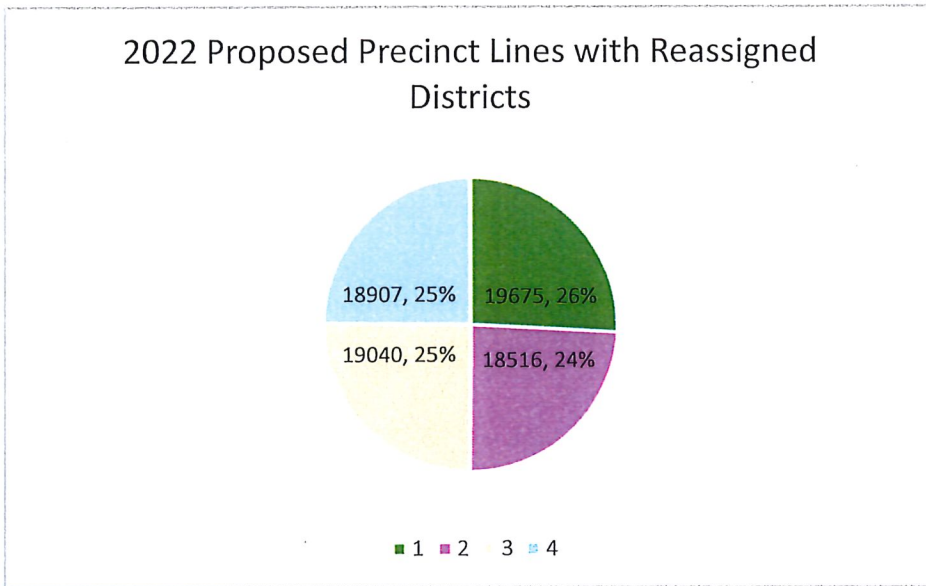
2022 Proposed Districts	2022 Proposed Precinct #'s	Population w/ 2022 Proposed Precinct Lines_V1
District 1	1	3,129
	2	3,085
	3	3,301
	4	3,266
	5	2,962
	6	2,614
	7	1,318
	Total	19,675

2022 Proposed Districts	2022 Proposed Precinct #'s	Population w/ 2022 Proposed Precinct Lines_V1
District 3	16	2,641
	17	1,887
	18	1,472
	19	2,620
	20	1,839
	21	2,020
	22	2,088
	23	2,275
	24	2,198
	Total	19,040

District 2	8	3,167
	9	2,892
	10	2,473
	11	2,132
	12	1,685
	13	1,680
	14	1,419
	15	3,068
	Total	18,516

District 4	25	1,972
	26	1,932
	27	2,592
	28	1,555
	29	3,884
	30	1,855
	31	2,744
	32	2,373
	Total	18,907

Total Population=76,138



There is a variance of 1,159 from the highest to lowest population numbers per district.

Summary of Precinct Changes

District 1	6	Previous precinct 6 was divided. Renumbered to precincts #17 & #20. Moved to District #3.
	8	Previous precinct #8 and #10 are combined. Renumbered to precinct #8. Moved to District #2.
	14	Previous precinct #14 is divided into two new precincts; half becomes renumbered to precinct #6 and the other half is combined with previous precinct #24 and renumbered to precinct #7.
	17	Previous precinct #22 and a larger portion of precinct #17 are combined. Renumbered to precinct #3.
	22	Previous precinct #22 and a larger portion of #17 are combined. Renumbered to precinct #3.
	23	Previous precinct #23 and #29 are combined. Renumbered to precinct #2.
	26	Previous precinct #26. Renumbered to precinct #1.
	29	Previous precinct #23 and #29 are combined. Renumbered to precinct #2.
District 2	4	Renumbered to precinct #1.
	7	Previous precinct #7 is combined with a smaller portion of precinct #17. Renumbered to precinct #4. Moved to District #1.
	9	Renumbered to precinct #5. Moved to District #1.
	10	Previous precinct #8 and #10 are combined. Renumbered to precinct #8. Remains in District #2.
	18	Renumbered to precinct #12.
	19	Renumbered to precinct #13.
	21	A portion of previous precinct #21 is combined with previous precinct #32. Renumbered to precinct #11
	32	Previous precinct #32 is combined with a portion of previous precinct #21. Renumbered to precinct #10.
District 3	1	Renumbered to precinct #16.
	2	Half of previous precinct #30 is combined with previous precinct #2. Renumbered to new precinct #15. Moved to District #2.
	3	Previous precinct #3 is combined with a small portion of previous precinct #16. Renumbered to precinct #22.
	12	Renumbered to precinct #19.
	13	Renumbered to precinct #21.
	16	The boundary of previous precinct #16 changes and is split into two separate precincts. Renumbered to precinct #18 and precinct #23.
	24	Previous precinct #24 is combined with half of previous precinct #14. Renumbered to precinct #7. Moved to District #1.
	31	Previous precinct #31 is combined with a small portion of previous precinct #16. Renumbered to precinct #24.
District 4	5	Renumbered to precinct #31.
	11	Renumbered to precinct #32.
	15	Previous precinct #15 is divided into two new precincts. The entire Avon Estates Park becomes the new precinct #26 and the remainder of previous precinct #15 is renumbered to precinct #28.
	20	Renumbered to precinct #30.
	27	No change.
	28	Renumbered to precinct #29.
	30	Half of previous precinct #30 is combined with previous precinct #2. Renumbered to precinct #15. Precinct #15 moved to District #2. The remainder of previous precinct #30 is renumbered to precinct #25.

Section 7.1 - City legislative body

The legislative power of the City, except as reserved by this Charter, shall be vested in a Council of seven Members elected on a nonpartisan basis. Four of the Councilmembers shall be elected on a District basis; three Members shall be elected at-large. The Council shall have the power and authority to adopt such ordinances and resolutions as it shall deem proper in the exercise of its powers.

State Law reference— Mandatory that Charter provide for a body vested with legislative power, MCL 117.3(a).

Section 7.2 - Qualifications

Each Councilmember shall be a registered elector in the City and shall have been a resident of the City for one year immediately prior to the final date of filing of nominating petitions. A Council candidate shall be a resident of the District in order to represent a District and shall maintain residency in the district during the term of office. A Councilmember or Council candidate shall not be in default of payment of any tax, assessment or obligation owed to the City.

(Ref. of 11-4-2008)

State Law reference— Mandatory that Charter prescribe qualifications of officers, MCL 117.3(d).

Section 7.3 - Council Districts

There shall be four (4) Districts, the boundaries of which are delineated on the map in the Appendix to this Charter. Following each official United States Census, District boundaries shall be redrawn by the Council as necessary to maintain the population balance between the Districts.

Section 7.4 - Term of office

The term of office of Councilmembers shall be four (4) years commencing on the second Monday next following the date of the regular City election at which they were elected. At each regular City election, two (2) District positions shall be elected. Two (2) At-Large positions shall be elected at a regular City election and the other At-Large position shall be elected at the next regular City election.

(Ref. of 11-7-1995)

Sec. 34-26. - Purpose.

Under chapter VII, section 7.3 of the Charter, the city council is required to redraw the boundaries of the city's four council districts following each official United States census. In redrawing the boundaries of the districts, the council shall follow the procedures set forth in this article.

(Code 1976, § 1-06.01)

Sec. 34-27. - Reapportionment of districts.

- (a) *Generally.* Within a reasonable amount of time following the date of the official release of the census figures for each United States decennial census, however, not to be later than 30 days after state law allows for precinct boundary changes, the city council, by resolution, shall reapportion the four districts of the city from which city councilmembers are elected.
- (b) *Effective duration.* The apportionment plan adopted as provided in this article shall be in effect for the city's primary and general election following adoption of a reapportionment plan and until a new reapportionment plan is adopted after the next decennial census.
- (c) *Elections held according to Charter.* After adoption of any reapportionment plan, councilmembers shall be elected from districts approved in the reapportionment plan, at such time and in accordance with the provisions of the Charter.

(Code 1976, § 1-06.02)

Sec. 34-28. - Population balance between districts.

- (a) *Generally.* City council district boundaries shall be redrawn by the council as necessary to maintain the population balance between the districts.
- (b) *Factors considered.* In carrying out the requirement of the Charter to maintain population balance between the districts, the council shall consider the following additional factors, giving importance to them in the order stated:
 - (1) *Contiguous and compact.* The districts shall be as contiguous and compact as possible.
 - (2) *Quadrants of city recognized.* Insofar as possible, the four districts shall recognize in separate districts the four quadrants of the city.
 - (3) *Reasonable plan for election precincts.* Insofar as possible, the drawing of district lines shall promote a reasonable and efficient plan for election precincts.

(Code 1976, §§ 1-06.03, 1-06.04)

Sec. 34-29. - Referral to council committee.

Upon receipt by the city of the official United States census data, a committee of the city council composed of the three councilmembers elected at large and the city clerk shall convene, analyze census data, and, not later than the date set by state law to change precinct boundary lines, recommend to the city council a plan for reapportionment of the city council districts.

(Code 1976, § 1-06.05)

Sec. 34-30. - Official reapportionment plan.

- (a) *Adoption of resolution.* Upon adoption of a resolution approving a reapportionment plan for redrawing of the city council districts, a certified copy of the resolution and the plan shall be filed and maintained in the office of the city clerk.
- (b) *Publication.* The resolution and the plan shall be published once, within 30 days of adoption, in the city's official newspaper.

(Code 1976, § 1-06.06)