



City of Muscatine



AGENDA ITEM SUMMARY

DATE: 12-16-2021

City Council

STAFF

Andrew Fangman, Assistant Community Development Director

SUBJECT

Ordinance Amending Title 1, Chapter 5 of the City Code, Precinct and Ward Boundaries.

EXECUTIVE SUMMARY

State law requires that upon release of the new decennial census information that ward and precinct boundaries be adjusted, to ensure that they comply with the standards contained in state law, the attached ordinance makes these required adjustments to ward precinct boundaries.

STAFF RECOMMENDATION

Staff recommends approval.

BACKGROUND/DISCUSSION

State law requires that upon release of the new decennial census information that ward and precinct boundaries be adjusted, no later than 60 days after the General Assembly's completion of the statewide redistricting process (December 28, 2021), to ensure that they comply with the standards contained in state law. The following are the relevant standards.

- Precinct population cannot exceed 3,500 [§49.3(1)]
- Precinct must lie within one legislative district [§49.3(1)(b)(1)]
- Precincts must be composed of contiguous territory [§49.3(1)(c)]
- Precincts boundaries must follow census block boundaries. [§49.3(1)(c)]
- Precinct boundaries must be drawn to best serve the convenience of voters while promoting electoral efficiency. The convenience of voters means the precinct boundaries are easy to describe and identify and provide voters with relatively direct routes of travel to polling places. Electoral efficiency means reducing election costs by only creating as many precincts as necessary. [§49.5]
- Wards must follow precinct boundaries [§372.13(7)(a)]
- Wards must be composed of contiguous territory [§§42.4(3), 372.13(7)(c)]
- Wards must be as compact as possible. Detailed standards for compactness are found in Iowa Code §42.4(4). [§§42.4(4), 372.13(7)(c)]
- Ward populations must be as close as possible to the Ideal Ward Population unless it is necessary to deviate in order to comply with other standards in Iowa Code §42.4. To find the Ideal Ward Population, divide the population of the city by the number of wards in the city. [§§49.3, 372.13(7)(b), IAC 721—21.32(372)]

The following items **cannot** be taken into consideration when drawing ward boundaries:
 [§§42.4(5), 49.3(2)(d), 372.13(7)(d)]

- Addresses of incumbents
- Political affiliations of registered voters
- Past election results
- Other demographic information beyond census head counts

Upon the General Assembly's completion, the statewide redistricting process, which occurred on October 28, 2020, City Councils are then allowed to begin the process to adjust ward and precinct boundaries. City Council may adopt the precinct and ward boundaries as proposed by staff, or direct that staff amend or redraw them.

Because of a significant delay, due to the Covid-19 pandemic, of the release of results of the 2020 Census, the process for Council to adopt new precinct and ward boundaries is happening later in the year, with less time available for all required steps, than in previous years. In 2011 the City Council had between April 19 and September 1 to complete the process that must be completed between October 28th and December 28th this year.

The following outlines the steps council must take, and when they should be taken:

- **November 18, 2021** – public hearing
- **November 18, 2021** – first reading of ordinance, if Council decides to adopt without change, the precinct and ward boundaries being proposed by Staff
- **December 2, 2021** – second reading of unchanged ordinance, or first reading of an amended ordinance
- **December 9, 2021** – third and final reading of unchanged ordinance, or second reading of an amended ordinance
- **December 16, 2021** – third and final reading of amended ordinance

	Current Ward Boundaries Population		
	2010	2020	Change
1st Ward	4,585	4,710	125
2nd Ward	4,574	4,773	199
3rd Ward	4,574	4,523	-51
4th Ward	4,568	4,388	-180
5th Ward	4,585	5,403	818

Table 1: Population Change by Ward

The 2020 Census reported a population of 23,797 for the City of Muscatine. This an increase of 911, 3.98% from the 2010 Census count of 22,886. Much of this growth can be attributed to annexations in 2012 and 2013, which added existing residential areas on Shamrock Drive, Heatherlynn Drive, and the Ripley Mobile Home Park, all of which were placed into the adjoining 5th Ward upon their annexation.

Table 1 shows how the population of each ward changed between 2010 and 2020.

The population of the 1st, 2nd, and 5th Ward all grew over the past decade. The population growth was significantly boosted by the 2012 and 2013 annexations. Excluding the annexed areas, the population of the 5th ward grew by 145 between 2010 and 2020, including the annexed areas it grew by 818.

	Current Ward Boundaries Population		
	Current	Ideal	Variance
1st Ward	4,710	4,759	-49
2nd Ward	4,773	4,759	14
3rd Ward	4,523	4,759	-236
4th Ward	4,388	4,759	-371
5th Ward	5,403	4,759	644

Table 2: Variance of Current Wards from the Ideal Ward Population

State Code requires that ward populations must be as close as possible to the ideal ward population unless it is necessary to deviate in order to comply with other standards in Iowa Code. To find the Ideal Ward Population, divide the population of the city by the number of wards in the city. Based on the 2020 Census Population 23,797, each ward must have a population as close to 4,759 as possible. Table 2 depicts how much the population of wards as they currently exist vary, based on 2020 Census data from the ideal ward population.

	Proposed Ward Boundaries Population		
	Current	Ideal	Variance
1st Ward	4,746	4,759	-13
2nd Ward	4,770	4,759	11
3rd Ward	4,755	4,759	-4
4th Ward	4,760	4,759	1
5th Ward	4,766	4,759	7

Table 3: Variance of Proposed Wards from the Ideal Ward Population

The attached maps and ordinance depict the precinct and ward boundaries that staff feels most closely conform to the standards contained in state law. Table 3 depicts how much the population of the newly redrawn wards vary from the ideal ward population of 4,759.

The maps on the following page show the proposed new ward and precinct boundaries, and show how the ward boundaries would change.

CITY FINANCIAL IMPACT

None.

ATTACHMENTS

ORDINANCE NO. 2021-0427

**AN ORDINANCE AMENDING CHAPTER FIVE OF TITLE ONE
OF THE CITY CODE, PRECINCT AND WARD BOUNDARIES**

WHEREAS, State law requires that upon release of the new decennial census information that ward and precinct boundaries be adjusted to ensure that they comply with the standards contained in state law.

WHEREAS, State law requires ward boundaries to follow precinct boundaries, have nearly equal population counts, and be composed of contiguous territory and be as compact as possible.

WHEREAS, The proposed precinct and ward boundaries must best meet the standards set forth in the Code of Iowa.

WHEREAS, The City Council has conducted a public hearing concerning an ordinance amending Chapter Five of Title One of the City Code, precinct and ward boundaries;

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MUSCATINE, IOWA:

SECTION 1. The currently adopted versions of Chapter Five of Title One of the City Code are hereby deleted and Exhibit A as attached hereby to is adopted in lieu thereof.

SECTION 2. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. Any Ordinance or part thereof in conflict or inconsistent with the provisions of this Ordinance is repealed.

SECTION 4. This ordinance shall be in effect from and after January 15 2022.

PASSED, APPROVED AND ADOPTED this 16th day of December 2021.

Attest

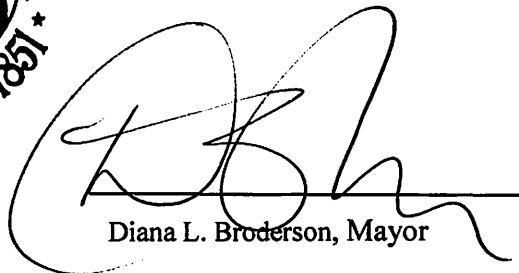


Carol Webb
City Clerk

Public Hearing: 11-18-2021
First Reading: 11-18-2021
Second Reading: 12-2-2021
Third Reading: 12-16-2021
Publication:



By the City Council of the City of
Muscatine, Iowa



Diana L. Broderson, Mayor

***** Proof of Publication *****

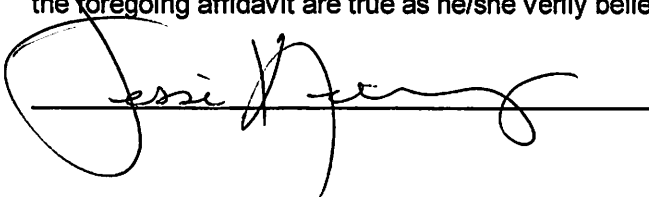
The undersigned, being first duly sworn, on oath does say that he/she is an authorized employee of THE MUSCATINE JOURNAL, morning edition, a daily newspaper printed and published by Lee Enterprises, Incorporated, in the City of Davenport, Scott County, Iowa, and that a notice, a printed copy of which is made a part of this affidavit, was published in said THE MUSCATINE JOURNAL, on the dates listed below.

CITY OF MUSCATINE- Legals account

215 Sycamore Street
MUSCATINE, IA 52761

ORDER NUMBER 114602

The affiant further deposes and says that all of the facts set forth in the foregoing affidavit are true as he/she verily believes.

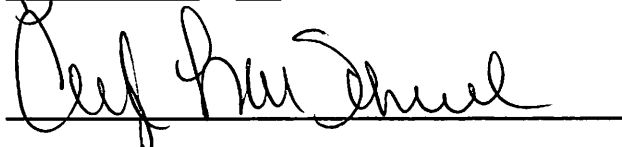


NOTICE
ORDINANCE NO. 2021-0427
AN ORDINANCE AMENDING CHAPTER FIVE OF TITLE ONE OF THE CITY CODE, PRECINCT AND WARD BOUNDARIES
WHEREAS, State law requires that upon release of the new decennial census information that ward and precinct boundaries be adjusted to ensure that they comply with the standards contained in state law.
WHEREAS, State law requires ward boundaries to follow precinct boundaries, have nearly equal population counts, and be composed of contiguous territory and be as compact as possible.
WHEREAS, The proposed precinct and ward boundaries must best meet the standards set forth in the Code of Iowa.
WHEREAS, The City Council has conducted a public hearing concerning an ordinance amending Chapter Five of Title One of the City Code, precinct and ward boundaries;
NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MUSCATINE, IOWA:
SECTION 1. The currently adopted versions of Chapter Five of Title One of the City Code are hereby deleted and Exhibit A- as attached hereby- to be adopted in lieu thereof.
SECTION 2. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.
SECTION 3. Any Ordinance or part thereof in conflict or inconsistent with the provisions of this Ordinance is repealed.
SECTION 4. This ordinance shall be in effect from and after January 15, 2022.
PASSED, APPROVED AND ADOPTED this 16th day of December, 2021.
By the City Council of the City of Muscatine, Iowa
Carol Webb
City Clerk
Diana L. Broderson, Mayor

Section: Notices & Legals
Category: 2635 Legal Ordinance
PUBLISHED ON: 12/23/2021

TOTAL AD COST: 26.49
FILED ON: 12/23/2021

Subscribed and sworn to before me by said affiant this 23 day of December 2021.



Notary Public in and for Scott County, Iowa

