

POLICY REPORT NO. [Board staff only: click [HERE](#) and enter #]

Consider and Adjust Proposed Redistricting Plan(s) if Necessary; Adopt Final Redistricting Plan; Authorize Trustees to Serve Out Their Terms and Direct Redistricting Legal Counsel to Seek Voting Rights Act Section 5 Preclearance of Adopted Plan

It is recommended that the Board approve the attached resolution adopting a final redistricting plan; authorizing trustees to serve out the remainder of their terms under Education Code Section 130.0826; and directing redistricting legal counsel to seek Voting Rights Act Section 5 preclearance of the adopted plan.

Effective date: August 2, 2011

**RESOLUTION
DALLAS COUNTY COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES
REDISTRICTING 2011 PROCESS**

A RESOLUTION OF THE BOARD OF TRUSTEES OF DALLAS COUNTY COMMUNITY COLLEGE DISTRICT APPROVING THE REDISTRICTING OF TRUSTEE DISTRICTS AND ESTABLISHING NEW TRUSTEE DISTRICT BOUNDARY LINES BASED ON 2010 CENSUS DATA FOR DALLAS COUNTY COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEE ELECTIONS; PROVIDING THAT TRUSTEES NOW SERVING SHALL COMPLETE THEIR TERMS OF OFFICE; DIRECTING THE DISTRICT'S REDISTRICTING CONSULTANT TO SUBMIT THE ADOPTED PLAN FOR PRECLEARANCE UNDER SECTION 5 OF THE FEDERAL VOTING RIGHTS ACT AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the results of the 2010 federal Census have been considered and indicate that Dallas County Community College District's single-member trustee districts are sufficiently out of population balance to require redistricting in order to comply with the "one-person, one-vote" (equal population) principle established by the U.S. Constitution; and

WHEREAS, Dallas County Community College District ("DCCCD") engaged the law firm of Bickerstaff Heath Delgado Acosta LLP to act as DCCCD's redistricting consultant, including advising and assisting the Board of Trustees in preparation of a new redistricting plan for DCCCD in compliance with applicable requirements of state and federal law; and

WHEREAS, on April 5, 2011, the Board of Trustees adopted redistricting guidelines regarding the submission of comments and proposed plans by the public, to ensure the ability of the DCCCD to timely receive and adequately consider them; and also developed redistricting criteria developed to assist DCCCD and the public in developing redistricting plans which comply with applicable federal and state laws, and the adopted redistricting criteria were applied in the development of DCCCD's redistricting plan; and

WHEREAS, during the redistricting process the District provided notice to the public of its proposed discussions and development of a redistricting plan through meeting agendas posted in compliance with the Texas Open Meetings Act, notices on DCCCD's website, publication of newspaper notices as well as providing certain individual notices regarding public hearings; and

WHEREAS, the Board of Trustees has considered the proposed redistricting plan at various Board meetings and has considered oral testimony, written comments, reports from DCCCD's redistricting consultant, regarding the appropriate reconfiguration of the trustee districts; and

WHEREAS, the Board of Trustees finds that the attached trustee district plan is in the best interests of the citizens of Dallas County Community College District, complies with the adopted redistricting criteria, and is believed to comply with all state and federal requirements, including requirements for preclearance under Section 5 of the federal Voting Rights Act; and

WHEREAS, Texas Education Code section 130.082 otherwise requires that all trustee positions of a junior college district be elected in the first election following a redistricting, but Texas Education Code section 130.0826 permits the board of trustees of any junior college district to provide for the trustees in office when the redistricting plan is adopted to serve for the remainder of their terms; and

WHEREAS, the Board of Trustees finds it will be in the best interests of DCCCD if the trustees now in office continue to serve until their current terms expire, and the Board has authority under section 130.0826 of the Texas Education Code to so provide;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE BOARD OF TRUSTEES OF DALLAS COUNTY COMMUNITY COLLEGE DISTRICT, TEXAS:

- A. That, the existing trustee district boundary lines for Dallas County Community College District are hereby amended, and the new districting plan depicted on the map attached hereto as **Exhibit A**, defining new trustee districts, as such new trustee districts are further described in the tables attached hereto as **Exhibit B** reporting populations and demographic statistics for each such new trustee district, is hereby adopted and designated to define DCCCD's seven trustee districts from and after the Effective Date; that **Exhibits A** and **B** are incorporated by reference in and made a part of this Resolution, and shall be kept on file with the Board Secretary; and, further, that DCCCD's redistricting consultant is hereby authorized and directed to submit the adopted plan to the United States Department of Justice for preclearance under Section 5 of the Voting Rights Act.
- B. That, in implementing the new districts at elections of Dallas County Community College District, pursuant to section 130.0826 of the Texas

Education Code, the trustees currently in office shall serve out the remainder of their terms.

- C. That, this Resolution shall take and be given effect immediately upon preclearance under Section 5 of the Voting Rights Act; and that thereafter all Dallas County Community College District Board of Trustee elections shall be held under and in accordance with the new trustee districting plan here adopted by the Board of Trustees and precleared by the Department of Justice, until such time as a subsequent lawfully-enacted districting plan shall be adopted to replace this plan and has been precleared under Section 5 or its replacement statute, as applicable.

PASSED AND APPROVED by the Board of Trustees of the Dallas County Community College District, Texas this _____ day of _____, 2011.

DALLAS COUNTY COMMUNITY COLLEGE DISTRICT

By: _____
Jerry Prater, Chair of the Board of Trustees

ATTEST

By: _____
Wright L. Lassiter, Jr.
Secretary to the Board of Trustees

Exhibit A
Defining New Trustee Districts

Exhibit B
Population and Demographic Statistics for New Districts

TO BE DETERMINED AT THE MEETING