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From the Chairwoman, Independent Redistricting Commission, submitting a supervisorial district reapportionment plan to the Milwaukee County Board of Supervisors pursuant to Section 3.01 of the Milwaukee County Code of General Ordinances, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in File No. 19-781, Milwaukee County issued an advisory referendum on April 7, 2020 to the people of Milwaukee County asking, “Should the Wisconsin Legislature create a nonpartisan procedure for the preparation of Legislative and Congressional district plans and maps?”, to which 79.49 percent of electors voted “Yes”; and

WHEREAS, the County Board of Supervisors created an Independent Redistricting Commission (IRC) in Section 3.01 of the Milwaukee County Code of General Ordinance (MCGO), composed of six retired judges “in the interest of good government reform” in File No. 15-691, which the County Board of Supervisors amended in File No. 21-567 to account for extraordinary circumstances created by the COVID-19 Pandemic; and

WHEREAS, Section 3.01(2)(a) MCGO specifies the IRC shall comply with the following criteria:

- 1. Federal equal population mandates
- 2. Reapportionment criteria established by federal and State laws
- 3. Upholding minority voting rights pursuant to the federal Voting Rights Act of 1965
- 4. Drawing district boundaries which strive to maintain the integrity of existing neighborhoods and communities of interest

; and

WHEREAS, the IRC prioritized the criteria of Section 3.01(2)(a) MCGO in the following order:

- 1. Honoring the intent of the Voting Rights Act of 1965
- 2. Respecting municipal boundaries
- 3. Equalizing the population between districts within +/- four percent
- 4. Making the districts as compact as possible

42 ; and

43

44 WHEREAS, the IRC was mindful of the Wisconsin redistricting case, *Baldus v.*
45 *Members of the Wisconsin Government Accountability Board*, 849 F.Supp. 2d 840 (E.D.
46 Wis. 2012), particularly Section 3.5: Voting Rights Act Claim of Latinos; and

47

48 WHEREAS, since 2010, Milwaukee County has become more diverse and
49 integrated with the White majority of 2010 and before has become a plurality in 2020;
50 leading the IRC to draw nine White-majority districts, six Black-majority districts, two
51 Latino-majority districts, and one plural majority-minority district in Map E; and

52

53 WHEREAS, pursuant to Wis. Stat. § 59.10 and the Wisconsin Counties
54 Association’s handbook, as an independent entity the IRC began the redistricting
55 process with a “clean slate” and made no considerations for incumbency nor the
56 political ideology or voting patterns of electors within the considered districts; and

57

58 WHEREAS, after due deliberation of six different maps drafted with the technical
59 assistance of the Southeastern Wisconsin Regional Planning Commission (SEWRPC),
60 the two finalists being “Map E” and “Map F”, the IRC by a vote of 5-1 determined “Map
61 E” to be most suitable based on the criteria of 3.01(2)(a) MCGO and the criteria
62 prioritization the IRC established; and

63

64 WHEREAS, Map E was submitted to the County Board of Supervisors as File
65 No. 21-898, where it was reviewed by the Committee on Judiciary, Safety and General
66 Services at its meeting on September 29, 2021; and

67

68 WHEREAS, the Committee on Judiciary, Safety and General Services discussed
69 Map E and expressed dissatisfaction with the recommendation based on several factors
70 including, but not limited to:

71

- 72 • Disregard for the addresses of incumbent County Supervisors
- 73 • The creation of an over-empowered and County-asset rich district along the
74 lakefront/downtown
- 75 • The inclusion of a portion of Zip Code 53206 in another district that do not share
76 the same communities of interest
- 77 • Desire to increase the percentage of Black voters in Black Districts

78 ; and

79

80 WHEREAS, the Committee on Judiciary, Safety and General Services voted
81 (Vote 5-0) to reject the recommendation from the IRC to the Milwaukee County Board of
82 Supervisors; and

83 WHEREAS, at its meeting on October 1, 2021, the County Board of Supervisors
84 affirmed the recommendation of the Committee on Judiciary, Safety and General
85 Services and voted to reject the recommendation from the IRC (Vote 16-0); and
86

87 WHEREAS, the IRC held a meeting on October 1, 2021 to consider the feedback
88 provided by the Committee on Judiciary, Safety and General Services and took an
89 action to direct SEWRPC staff to modify Map E to reflect the aforementioned concerns;
90 and
91

92 WHEREAS, at its meeting on October 6, 2021, the IRC reviewed two new
93 versions prepared by SEWRPC including Maps H & J; and
94

95 WHEREAS, the IRC also heard testimony from several individuals expressing,
96 among other things, support for the Voting Rights Act, maximizing districts represented
97 by People of Color, and the desire to disregard the addresses of incumbent County
98 Board Supervisors; and
99

100 WHEREAS, at its meeting on October 8, 2021, the IRC reviewed a new Map K
101 and recommended to forward it to the County Board after authorizing SEWRPC to make
102 two changes; affecting Districts #7 (formerly District #5 in previous iterations) and #10,
103 and the boundary of Districts #9 & #17; and
104

105 WHEREAS, at its meeting on October 12, 2021, the Committee on Judiciary,
106 Safety and General Services reviewed Map K recommended by the IRC and voted to
107 reject (Vote 4-1) the proposal after a lengthy discussion that, among other things,
108 expressed concerns about the Voting Rights Act and the division of municipalities into
109 multiple districts; and
110

111 WHEREAS, the Milwaukee County Board of Supervisors, at its meeting on
112 October 13, 2021, affirmed the recommendation by the Committee on Judiciary, Safety
113 and General Services by voting to reject Map K (Vote 18-0) and asking the IRC to
114 produce a third proposed redistricting map; and
115

116 WHEREAS, on October 15, 2021, the IRC met to review and consider Map L for
117 recommendation to the Milwaukee County Board of Supervisors and, after discussing
118 the new map and receiving public comments, voted (Vote 4-2) to forward Map L as the
119 third and final proposed map from the IRC; and
120

121 WHEREAS, the Committee on Judiciary, Safety, and General Services, at its
122 meeting of October 21, 2021, recommended adoption of File No. 21-972
123 (vote 3-2); now, therefore,
124

125 BE IT RESOLVED, pursuant to the criteria and specifications in Section 3.01 of
126 the Milwaukee County Code of General Ordinances, Wis. Stat. § 59.10, and relevant

127

128 case law, the Independent Redistricting Commission hereby recommends Map L
129 (hereto attached to this file) to the Milwaukee County Board of Supervisors; and

130

131 BE IT FURTHER RESOLVED, the Milwaukee County Board of Supervisors
132 hereby adopts Map L as the proposed redistricting plan for elections to the Milwaukee
133 County Board of Supervisors for elections beginning in 2022, and hereby authorizes
134 and directs the County Clerk and Office of Corporation Counsel, working in conjunction
135 with other staff as needed, to transmit the plan to municipalities in Milwaukee County to
136 develop local ward maps.

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10/21/21

S:\Committees\2021\Oct\JSGS October 21\Resolution\21-972 IRC 3rd redistricting map submission ars no edits.docx