



MEMORANDUM

TO: Indiana State Board of Education

FROM: Dana L. Long, Legal Counsel

Re: Amended Governing Body Selection Plan:
Board of School Trustees, South Bend Community School Corporation

DATE: August 1, 2012

The Board of School Trustees, South Bend Community School Corporation, has submitted the attached Resolution to amend its governing body selection plan to provide for the transition in electoral districts to reflect the population change outlined in the 2010 decennial census. The Board has tendered the certificate from the St. Joseph County Circuit Clerk indicating no protests or counter-petitions have been filed as well as a publisher's affidavit indicating satisfaction of the publishing requirement of I.C. 20-23-8-14.

The plan as submitted satisfies the requirements of I.C. 20-23-8 and is recommended for approval by the State Board of Education pursuant to I.C. 20-23-8-15.

Enclosures

cc. File

**RESOLUTION OF THE BOARD OF SCHOOL TRUSTEES OF THE
SOUTH BEND COMMUNITY SCHOOL CORPORATION APPROVING THE
REALIGNMENT OF ELECTORAL DISTRICTS**

WHEREAS, the Board of School Trustees (the "Board") of the South Bend Community School Corporation (the "Corporation") has adopted a Governing Body Selection Plan establishing electoral districts, a copy of which is attached hereto as Exhibit A; and

WHEREAS, the Corporation's Governing Body Selection Plan has been amended from time to time, pursuant to the Corporation's obligations under Ind. Code §§ 20-23-15-7 and 20-23-8-8(4) and pursuant to resolution of this Board; and

WHEREAS, the Corporation is required, pursuant to Ind. Code §§ 20-23-15-7(2) and 20-23-8-8(4), to review the population of each electoral district prior to the election next following the effective date of each decennial census to ensure that the electoral districts are "as nearly as practicable, of equal population, with the population of the largest district not to exceed the population of the smallest district by more than five percent (5%);" and

WHEREAS, the Corporation is required, pursuant to Ind. Code §§ 20-23-15-7(1) and (3) to ensure the electoral districts are "drawn on the basis of precinct lines" and "district lines [do] not cross precinct lines;"

WHEREAS, at its meeting on Monday, January 23, 2012, the Board was presented with the 2010 census data regarding the current population of the electoral districts, a copy of which is attached hereto as Exhibit B; and

WHEREAS, based on the information presented, the Board understands that the electoral district boundaries must be realigned in order for the Corporation to comply with its obligations under Ind. Code §§ 20-23-15-7 and 20-23-8-8(4); and

WHEREAS, at its meeting on Monday, January 23, 2012, the Board was presented with three options (described fully in Exhibit B) for realigning the electoral district boundaries, any of which bring the Corporation into compliance with its statutory obligations as set forth above; and

WHEREAS, the Board has considered the various options for realigning the district boundaries;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SCHOOL TRUSTEES OF THE SOUTH BEND COMMUNITY SCHOOL CORPORATION AS FOLLOWS:

1. The Board has chosen Option 1 as the plan for realigning electoral district boundaries in order to comply with the obligations of the Corporation under Ind. Code §§ 20-23-15-7 and 20-23-8-8(4).

2. The Board amends its Governing Body Selection Plan as needed to reflect the realigned electoral districts.

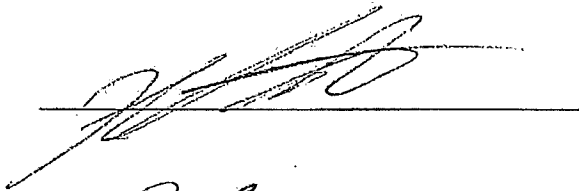
3. The Board directs the Administration to take all necessary steps to comply with the Corporation's additional statutory obligations with respect to the publication and approval of these changes.


* * * * *

ADOPTED this 6th day of February, 2012.

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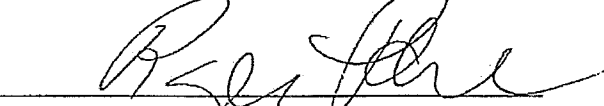
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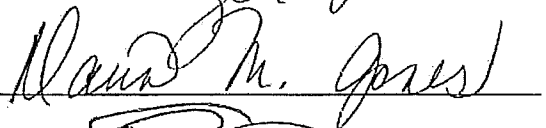






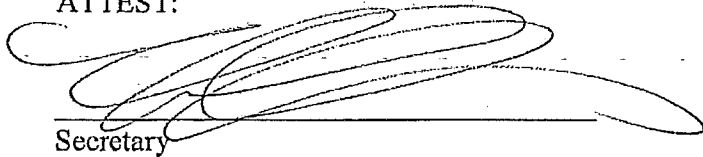








ATTEST:


Secretary