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STATE OF ARIZONA

ARIZONA INDEPENDENT REDISTRICTING COMMISSION

REPORTER'S TRANSCRIPT OF PROCEEDINGS

PUBLIC SESSION

Tempe, Arizona
October 13, 2001
8:30 a.m.

ARIZONA INDEPENDENT
REDISTRICTING
COMMISSION

LISA A. NANCE, RPR, CCR
Certified Court Reporter
Certificate No. 50349

1 The State of Arizona Independent Redistricting
2 Commission convened in public session on October 13,
3 2001, at 8:30 o'clock a.m., at the Sheraton Airport
4 Resort, 1600 South 52nd Street, Tempe, Arizona, 85281,
5 in the presence of:

6

7 APPEARANCES:

8

CHAIRMAN STEVEN W. LYNN

9

VICE CHAIRMAN ANDI MINKOFF

10

COMMISSIONER JAMES R. HUNTWORK

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COMMISSIONER JOSHUA M. HALL

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COMMISSIONER DANIEL R. ELDER

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ADDITIONAL APPEARANCES:

- LISA T. HAUSER, Commission Counsel
- JOSE de JESUS RIVERA, Commission Counsel
- DR. ALAN HESLOP, NDC, Consultant
- DR. FLORENCE ADAMS, NDC, Consultant
- DOUG JOHNSON, NDC, Consultant
- MARGUERITE MARY LEONI, NDC Counsel
- MARION PORCH, NDC, Support Staff
- LOU JONES, IRC Staff
- CINDY LE, IRC Staff
- AMY REZZONICO, IRC Press Information Officer
- TIM JOHNSON, MC, Computer Consultant
- LISA A. NANCE, RPR, CCR, Court Reporter

1

2 SPEAKERS FROM CALL TO THE PUBLIC:

3 MAYOR WILLIAM O. ARNOLD

4 LAURA DEAN-LYTTLE

5 FRANK SEANEZ

6 SANDY REAGAM

7 LIZ ARCHULETA

8 STEVE PERU

9 MIKE FLANNERY

10 LEONARD GORMAN

11 JOSE SOLAREZ

12 JIM HARTDEGEN

13 MAYOR TOM HESSLER

14 MAYOR JOSEPH DONALDSON

15 JOSE SOLAREZ

16 JIM HARTDEGEN

17 MR. VALDEZ

18 SENATOR RIOS

19

20 AGENDA DESIGNATED SPEAKERS:

21

 DR. ALAN HESLOP

22

 DR. FLORENCE ADAMS

23

 MR. DOUG JOHNSON

24

25

1 Public Session
2 Tempe, Arizona
3 October 13, 2001
4 8:30 o'clock a.m.

5 P R O C E E D I N G S

6
7 CHAIRMAN LYNN: The record will show we
8 have all five Commissioners, legal staff, consultants,
9 and their legal staff.

10 Let's get started.

11 As is custom, we'll start with public
12 comment.

13 This is the time for consideration and
14 discussion of comments and complaints from the public.
15 Those wishing to address the Commission shall request
16 permission in advance by filling out a speaker slip.
17 Action taken as a result of public comment will be
18 limited to directing staff to study the matter or
19 rescheduling the matter for further consideration and
20 decision at a later date unless it is the subject of an
21 item already on the agenda.

22 Mayor Hessler, Sierra Vista.

23 MAYOR HESSLER: Before I start, this is
24 the first time I've addressed you. I appreciate the
25 obvious sincere concern and all the input you've gotten

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1 throughout the state and appreciate the concern you've
2 shown for Sierra Vista as you have throughout the
3 county.

4 In short, if we all agree Legislative 4H
5 is best, I'll slide out quietly. Assuming that's not
6 the case, I'll continue, but not quite so brief.

7 For quick history, of some sort, Sierra
8 Vista is the cultural and historical educational driver
9 of all Cochise County. It's unfortunate that what we're
10 doing now is on the edge of Cochise County. It's an
11 entirely different edge of Cochise County.

12 The long history, we're very much tied to
13 Cochise County.

14 Legislative 4H is our preference. You're
15 taking a risk, going down alternatives. Probably the
16 most important thing is to keep Cochise intact, if at
17 all possible. That's what I say officially. The rest,
18 I mean, I don't have the backing of the City Council, or
19 anything, but I think it's important, basically, to keep
20 the western half of Cochise County intact. I don't know
21 if that's a personal one. The other one is important to
22 me. Keep Fort Huachuca with the city. It's important.
23 We are split now. I would ask, if worse comes to worse,
24 if we are split, we'd much rather be split north-south
25 than east to west. Don't have the Fort put separate

1 from the city. If you don't understand what I'm saying,
2 if you do a horizontal split through the city, half the
3 Fort rather than half it the way around. Leave that pie
4 with the Fort, if at all possible.

5 I believe you have my statements from
6 before.

7 If there are no questions?

8 CHAIRMAN LYNN: I think there will be.

9 COMMISSIONER ELDER: Mr. Mayor, thank you.
10 It's a conundrum for the morning.

11 Could you please give me reasons it's
12 advantageous to split the Fort? If we had to do that,
13 the benefits for legislative and state relations, the
14 state being tied to the portion, northeast, southwest,
15 my problem --

16 MAYOR HESSLER: Let me preface, it's my
17 own feeling. I don't know if that's the consensus of
18 everyone in the community.

19 COMMISSIONER ELDER: Funding, benefits, we
20 need it economically?

21 MAYOR HESSLER: The merits are a difficult
22 question for me. I just see -- I just don't want it
23 split. The Fort is Sierra Vista. I can't be any more
24 clear than that.

25 CHAIRMAN LYNN: Ms. Minkoff.

1 COMMISSIONER MINKOFF: You mentioned the
2 second choice, keeping the San Pedro Valley whole. Can
3 you describe for us, me, the boundaries of the San Pedro
4 Valley?

5 MAYOR HESSLER: Everything -- everything,
6 probably, to the west of Tombstone.

7 COMMISSIONER MINKOFF: Is Tombstone in or
8 out of the valley?

9 MAYOR HESSLER: Bisbee is maybe in with
10 the valley. Bisbee.

11 CHAIRMAN LYNN: In?

12 MAYOR HESSLER: In.

13 COMMISSIONER MINKOFF: Runs north-south.

14 CHAIRMAN LYNN: Southeast to northwest?

15 MAYOR HESSLER: Yes.

16 CHAIRMAN LYNN: Other questions?

17 Mr. Mayor, thank you very much for coming
18 up and back to put this on the record. We understand
19 your comments are yours except the first one which is a
20 comment we heard many, many times in Cochise Valley.

21 Thank you very much.

22 Next slip, William Arnold, City of
23 Goodyear.

24 I don't believe he's here. I'll call him
25 again. I know he was yesterday.

1 There will be another public comment,
2 public comment period, if we end today.

3 Next is Sandy Reagam, also not here. I'll
4 call it again.

5 Mayor Joseph Donaldson, City of Flagstaff.

6 MAYOR DONALDSON: Thank you for your work
7 as citizens you've chosen to undertake. Thank you for
8 the long hours you've dedicated. Please convey to your
9 families our gratitude.

10 My remarks are made, and I'm speaking on
11 behalf of the Flagstaff Council. My gratitude is spoken
12 for these long months and my points pertain to policy
13 positions:

14 One, the Council emphasizes it's
15 imperative the Flagstaff Metropolitan Planning Area be
16 in one Legislative District, one Congressional District;
17 two, Legislative boundaries be established recognizing
18 the district's economic and natural resources; three,
19 that the Flagstaff Metropolitan Planning Area mostly
20 identifies with Flagstaff and Verde Valley.

21 Thank you for the action to keep Flagstaff
22 whole on the Legislative map considered Monday and
23 yesterday.

24 Flagstaff being split, which is no more
25 satisfactory today than Monday, continues to be an

1 unacceptable condition.

2 Flagstaff pursues strong relationships
3 with its Flagstaff counterparts of its independent
4 partners, but it is not, as you heard, Flag and the
5 Navajo Nation are not partners. We considered the
6 differences with sovereign nations, and we believe you
7 understood the differences of structure, transportation,
8 traffic, property rights, judicial systems, public
9 safety, among others. I believe you understand and
10 support of the community interests, discussions, and
11 listened to the communities of interest which engaged in
12 this week's economic, social, geographical, and economic
13 issues.

14 We watched you take into consideration,
15 successfully addressing the communities of interests
16 defining Prescott, the Tri-City areas, Sierra Vista,
17 Kingman, Arcadia, the areas of EACO, and others.

18 We'd ask you again to make the same
19 efforts as to the needs of the northeastern area, the
20 needs of Flagstaff, and to appreciate the needs made at
21 the request and direction of the consultants with full
22 flexibility for the solution that addresses the needs.

23 We understand the consultants are
24 directing and reworking maps previously regarded as not
25 satisfactory one way, reworking maps all on the table,

1 all on each, and each community's needs that are
2 important. Some cannot be held fixed. We're trying to
3 relate a map that shows the best interests of the state
4 as a whole. All the options and alternatives must be
5 considered. You do not consider the needs of Flagstaff,
6 EACO, Yavapai County, Kearny, the Tri-City area, neither
7 do I, consider them less significant. Neither are the
8 limits of finding needs, the needs of Flagstaff, less
9 significant.

10 Again, I appreciate the need of looking
11 for a solution. Now, I know several maps do not work.
12 The challenge is finding maps that do work. I'm
13 confident with all is considered, no maps being held
14 fixed, we'd offer alternative test map F2.

15 CHAIRMAN LYNN: Thank you, Mr. Mayor.

16 Mr. Huntwork has a question.

17 COMMISSIONER HUNTWORK: I have a question
18 for you. We've been receiving, are almost inundated
19 with e-mails, citizen kits from Flagstaff, to supportive
20 the idea of Flagstaff, District A, being along with the
21 Navajo Nation, a couple dozen, maybe more, in just the
22 last few days. I'm wondering if you could comment on
23 that. Do you know anything about those, the source? Is
24 it spontaneous citizen comment or what is going on?

25 MAYOR DONALDSON: Citizen advant. Anyone

1 can create a phone tree, bombard any government agency.
2 There's one going through now with Regional Planning.
3 Everything goes through a decisive meeting, people send
4 through a flood of e-mails, and they either know nothing
5 about the issue or something that has been this sort of
6 transfer of this idea.

7 All I can say to you is the Flagstaff City
8 Council, as you heard with Northern Arizona, the county
9 and city governing entities, represent communities, a
10 county with a wider perspective than the city does, and
11 it has got to give a perspective of two governments
12 elected to govern people recognizing some small fact of
13 innovative putout. If there's any message system they
14 want to put out en masse as a position, taken as they've
15 discussed it many times in sessions of city meetings,
16 many they've televised the challenge for, keeping the
17 challenge for whole, there are two guys in the council
18 chamber as a whole, wouldn't it be better to wait, it
19 looks great on paper, but it's effectively nonexistent.
20 It goes to where the numbers are. E-mails are taken
21 with a grain of salt. I've done that information, which
22 I did. Somebody is elected to make a decision. Those
23 are people identified to listen to.

24 COMMISSIONER HUNTWORK: All right.

25 CHAIRMAN LYNN: Comments or questions?

1 Mr. Mayor, thank you. Thanks for being
2 with us all week. We appreciate that.

3 Next, Jose Solarez.

4 Mr. Solarez represents the Gila River
5 Indian Community.

6 Mr. Solarez.

7 MR. SOLAREZ: Jose Solarez, Gila River
8 Indian Community, S O L A R E Z.

9 Let us take this opportunity to present
10 the position of the Gila River Indian Community for
11 keeping the urban tribes together. The urban Indian
12 Community wishes to continue the four Indian
13 communities, specifically the Salt River, out of the
14 four -- the Salt River Gila River Indian Community,
15 Akimel O'otham, the Pima and Pee Posh, known as the
16 Maricopa -- with plans shown to -- with the Apaches,
17 side by side. You haven't divided them, haven't created
18 divisions. Supported divisions, a strong division,
19 strong divisions, one-third within Maricopa County.

20 The community interest for Indian
21 communities that needs to be addressed are the unique
22 division with a strong voting base.

23 The four Hispanic communities in the
24 basis, the Indian Community elected a strong basis
25 designed to bring together four Indian Tribes, the Salt

1 River Gila Indian Community, Fort McDowell, and Ak-Chin,
2 the unique Indian River community today, and continue
3 with a proposed district of a minority coalition, unique
4 for communities governing reservations, to address needs
5 through self-determination;

6 Second, the Salt River Gila, Akimel
7 O'otham, Pima and Pee Posh, only exist within two
8 reservations, they are, in fact, two dialects of
9 cultures only found within the two Indian tribes
10 described based back to the Hohokom area found within
11 the Hohokom.

12 To go back to the comment of Mr. Elder,
13 the Hohokom in Tucson, they were the first homesettlers.

14 Urban growth, air quality, urban growth,
15 it was a private first community. The rural setting,
16 rural gave way to many urban settlers, economic
17 activities, which grew to be the fifth largest in the
18 nation. Some from that community, Tucson or the
19 Southern Arizona area, as far east as the Douglas
20 Cochise area, the four areas gained area toward the
21 Phoenix area, not through Tucson or Southern Arizona
22 efforts. Others with Phoenix business in tourism,
23 mining, sand and gravel, are depending on Phoenix, not
24 Tucson or southern Arizona.

25 Education issues are common. Low

1 education has improved. We're developing education
2 groups that include bilingual education, increasing
3 education, forestry schools. Maricopa and Pinal County
4 have got those.

5 To go back, Vice Chairman Minkoff stressed
6 school districts being together with the Tucson or Mesa
7 area. Stressed that. Go place tax on the Kyrene School
8 District, Tempe, Chandler area, many are not aware of,
9 they attend areas in Tempe, the Kyrene area, Casa Grande
10 High School. Casa Grande High School, they're putting a
11 school in an outside area that shows an interest
12 educationally.

13 Municipal government in the Phoenix Metro
14 area, the Salt River, cities of Mesa government, the
15 landfill, City of Chandler, Municipal Mesa, two more
16 Mesa governments, the Salt River Gila, air quality with
17 Salt River is expanding, Maricopa Salt River. Combining
18 with both Pinal Council Governments, CAG, joining MAG,
19 putting together, joining Council government, doing
20 this, it's totally not government interest. There's
21 urban growth.

22 The Phoenix Metro government joins four
23 areas that are not same the growth issues as Tucson or
24 Southern Arizona areas, held four districts in the
25 Phoenix area, offices of the Phoenix Health Center, in

1 existing areas, four communities not in the Tucson Metro
2 area that the Southern Arizona Tucson area tribes
3 proposed for opportunities to support candidates of
4 choice to represent respective concerns at the state
5 level, a Native American candidate in the State
6 Legislature, specifically, for communities of American
7 Indians and the Hispanic Legislature, a proposed Indian
8 district, proposed historic district, those existing for
9 the Indian Community and Hispanic community within Pinal
10 community. You have to understand which map this is
11 proposed for. The last map, pull out Ak-Chin, Gila
12 River. We're opposed to that. You originally had a
13 base map. Now map G shows the Ak-Chin, Gila River to
14 Fort McDowell. We support that. The Arizona
15 Redistricting in streets, in reality it's retrogression,
16 for the river community, Indians to elect candidates of
17 their choice. They need support. They're the first one
18 at risk with the federal government. When this is
19 submitted to the DOJ, federal court systems, we want to
20 make sure the population, majority-minority, for the
21 government is not diluted, that special registration,
22 any party, Democrat, Republican, minority that borders
23 the proposed district be addressed and minority
24 exclusion.

25 Other than that, those are my comments.

1 Any other comments or questions, I'd be
2 glad to answer those.

3 CHAIRMAN LYNN: Thank you, Mr. Solarez,
4 very much.

5 Laura Dean Lytle.

6 MS. DEAN-LYTLE: I live at 1333 West Dean,
7 Apache Junction, and I'm here representing myself. I'm
8 the Pinal County Recorder.

9 I want to compliment you on your staff. I
10 had issues to compliment the staff on. I got lost
11 yesterday. I don't get down here often. They assisted
12 me.

13 It's wonderful to see all this going on,
14 and I appreciate the opportunity to come speak to you.

15 I wanted to clarify the record. I spoke
16 to you in Florence, and I did a poor job, apparently,
17 stating how I felt. I didn't come across well with what
18 I wanted to say. I'll try again.

19 I'm a private citizen, and as a county
20 recorder, my life inter-twines. What I say goes on both
21 sides of the fence. As the County Recorder for the
22 Department of Justice, they have assigned tasks to me.
23 I'm responsible for overseeing the needs of minority
24 voter registration, so I'm very conscious of the very
25 fine balance of ethnically diversified population I

1 think Pinal County has, et al. The numbers are good.
2 We need that population.

3 I'm very conscious of the very
4 well-balanced ethnically balanced population we have in
5 smaller, balanced towns, which are what make up Pinal
6 County.

7 We are our own community of interest.
8 This has been my thought all the way through it.

9 I know it's challenging for us.

10 I think the county is a community of
11 interest. There are so many ways the county affects our
12 lives. That is our community of interest.

13 I think Pinal County needs to remain
14 intact as much as it possibly can to have a voice in
15 what affects the lives of Pinal County.

16 I respect putting Pinal County together as
17 a whole.

18 My understanding is Saddlebrooke suggested
19 their community of interest is with Pima County. If we
20 lose that, there are numbers, what you have to address.
21 Otherwise, I truly believe you need to leave Pinal
22 County as a whole. It's so spread out like a shoulder,
23 leave it on. Smaller communities very many times give
24 guidance to the whole.

25 Thank you. That's what I wanted to share

1 with you.

2 CHAIRMAN LYNN: Thank you.

3 Next is Jim Hartdegen representing Casa
4 Grande and the Casa Grande Chamber.

5 Mr. Hartdegen.

6 MR. HARTDEGEN: Jim Hartdegen representing
7 the City, Greater City of Casa Grand and Farm Bureau.
8 I'll be talking off of, I guess, call it test map G4,
9 Division W and Z, Pinal County, the separation westward
10 of Pinal County which represented 450,000 irrigated
11 acres of farm land. It represented 12 dairies, some
12 under construction as we speak, and five major feed
13 lots. Even though in the end we're picking interests,
14 it's the major community of interest in Pinal County.
15 Somebody in Western Pinal County is a bedroom community.
16 We're not there yet, because we don't have to have cars
17 inspected.

18 I don't know, it's a wide range.

19 COMMISSIONER MINKOFF: It's not that bad,
20 Jim. Tell them.

21 MR. HARTDEGEN: Schools, kids in the high
22 school, Casa Grande, young people in Sacaton go to Casa
23 Grand. We have probably one of the largest bus fleets
24 in the state. That shows something about rural areas.

25 A little more food for thought on the

1 agricultural part of that. There's tremendous interest
2 in the irrigated farm acres, not acres under
3 cultivation, the acres of the Gila Indian Community.
4 They'll have the largest farms. That doesn't represent
5 farm land on the Ak-Chin. Those farmers on the Ak-Chin
6 are probably some of the more progressive farmers in the
7 central farmers for years. That's two communities in
8 Western Pinal.

9 10 years ago we were talking about the
10 ground water code in Arizona. Most people in the
11 greater theater thought agriculture would be dead in
12 Pinal County by now. The price of cotton would be a lot
13 nicer if they were still there. We're going to be there
14 for a number of years, at least 10 years, and probably
15 beyond that.

16 One last. Please, if you keep that, from
17 the boundary line over, it would be nice to take in
18 Superior, Superior, Kearny, if numbers are there and
19 it's possible to do.

20 I want to call your attention one more
21 time to a major community of interest: Now, rather than
22 later, for the smiles on faces, my number is 2:00
23 o'clock.

24 CHAIRMAN LYNN: Your number in the pool.

25 MR. HARTDEGEN: My number is 2:01 p.m.

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1 CHAIRMAN LYNN: We'll do what we can.

2 Not a moment too soon, Liz Archuleta,
3 Speaker, Coconino Board of Supervisors.

4 SUPERVISOR ARCHULETA: I'll Speak with
5 greetings from the Board of Supervisors.

6 My colleagues on moved on behalf,
7 commenting on the redistricting plans, adopted yesterday
8 thanks for the alternate to let the move of the Hopi to
9 Mohave, the Havasupai Tribe being placed in the
10 district, and it was an understanding they felt clear
11 with them they were wanting to be placed and more
12 closely aligned with Coconino, aligned with Williams and
13 Flagstaff.

14 On the Legislative maps, let me preface
15 the maps, community of interest used extensively
16 throughout the process, without the term ever being
17 defined, the community of interest, geographic areas,
18 citizens' interests relate to each other in the proposed
19 plan in place in Flagstaff in A. And I urge the
20 Commission to think what the community of interest is or
21 is not, and when considering this proposal, that
22 Coconino County respects issues in District A, that
23 Districts in C share more similarities in A than C. It
24 does not mean A or C is the same with citizens, it means
25 they're just different. It means those in A or C are

1 just different. We support the city, that which places
2 Flagstaff in District C, not District A.

3 There's also discussion of the possibly of
4 splitting Flagstaff, a proposal of 5,000, or 25,000, the
5 concept of a community, of splitting Flagstaff.

6 Again, we return to the concept and what
7 it means, taking a community of 55,000 and splitting it,
8 regardless of the size of the split.

9 Finally, I understand you placed district
10 A, Kachina in A, included Mountaineer directly across
11 where they would not be. When you look at Kachina and
12 Mountaineer as one community, the interstate splits
13 where they live. Rural is where they live. Kachina in
14 A, it splits them.

15 People consider that one large community,
16 one community. It makes little sense to separate the
17 districts.

18 That concludes my remarks.

19 Thank you for the opportunity to share my
20 thoughts. I know we said over and over again your jobs
21 are not easy today in trying to make final decisions.
22 It's true work doing and going through these tough
23 decisions. It's a tough job.

24 Thank you for your efforts.

25 CHAIRMAN LYNN: Thank you.

1 Mr. Elder has a comment for you.

2 COMMISSIONER ELDER: Supervisor Archuleta,
3 it appears as though there are three options: Keep the
4 community of Flagstaff whole, Flagstaff whole as a city,
5 one said you prefer not to be in District A, north,
6 prefer to be in District C. We have an option of in,
7 out, or split. Can you prioritize C, the community's
8 interest, and how they'd best be served?

9 SUPERVISOR ARCHULETA: Remain in C, split.

10 COMMISSIONER ELDER: Stay in C. And
11 number two: Whole in C, whole in A, and split as an
12 option?

13 SUPERVISOR ARCHULETA: I'm going to say
14 we'd like to see retaining Flagstaff in District C. And
15 the Mayor may want to comment regarding a split.

16 COMMISSIONER ELDER: C, a comment on whole
17 or split before you go with A.

18 SUPERVISOR ARCHULETA: Split before A.
19 And I'd just refer to the Deputy County Manager as well
20 for communicating.

21 CHAIRMAN LYNN: We'll give the Mayor an
22 opportunity.

23 SUPERVISOR ARCHULETA: My preference,
24 intact in C; but split over A, though clearly not like
25 to see it.

1 C.

2 CHAIRMAN LYNN: Mr. Mayor.

3 MAYOR DONALDSON: Whole in C. I wouldn't
4 even consider the other two. Compromise might be
5 necessary. Talked about compromise, look at the split,
6 effect of that split, which we shared with the
7 Commissioners before for Flagstaff in a rural district.
8 The communities of the district was the city with the
9 dominant political population alternative. That's only
10 a push come to shove last effort. Preference is total
11 whole in C.

12 CHAIRMAN LYNN: Mr. Hall has a question.

13 COMMISSIONER HALL: Mr. Donaldson, I
14 assume you were here yesterday reviewing the variety of
15 options. One of the options you may recall was to split
16 Flag, increase the percentages to the north, 25 north,
17 remainder to the south. What that did, the southern
18 portion was put into District C, and it then created a
19 situation in order for a favorable split in Yavapai
20 County which made both Yavapai districts influenced
21 heavy. I ask you this question: The fourth was
22 favorable. The issue maintaining is the rural nature of
23 the district versus having bulk, the majority of
24 Flagstaff in District C, have the district in northern
25 Maricopa County.

1 That, I wonder if you can comment on those
2 stark realities.

3 MAYOR DONALDSON: As a resident of
4 Flagstaff, as the Mayor of Flagstaff, I'd represent, as
5 interests become diluted and split the effectiveness as
6 the dilution goes through, so let's say the Mayor of
7 Flagstaff, dominant by a proven politician, it's where
8 you spend your time, spend time, and the city is split
9 there. You spend time where the numbers were, where
10 they make an impact.

11 COMMISSIONER HALL: What I heard
12 Ms. Archuleta say, split with the bulk in C. The second
13 option appears to me, help me understand, a town with a
14 53, 55 option, keeping it whole no matter where you were
15 in the town, with 171, you're the influence.

16 MAYOR DONALDSON: To have you confirm,
17 53,000 whole, yes. Add another dominant, yes. Dominant
18 attitude, yes. Dominant area, yes. Winslow, Holbrook,
19 St. Johns, Williams, Ashbrook, those guys, you don't
20 have effectiveness, take our power and represent other
21 communities. Ms. Archuleta is coming with us. The
22 comment is the force, if we split and don't have a
23 dominant force, there's no reason to be aligned, no
24 reason to help them get it done, share our power.

25 CHAIRMAN LYNN: Ms. Archuleta, anything

1 you wish to add or Mr. Peru? We're happy to give you an
2 opportunity.

3 We're happy to give you a speaker slip,
4 Mr. Peru, Deputy Manager.

5 MR. PERU: I've done checking with the
6 Havasupai Tribe, and I'd refer you to the letter of
7 August 16th regarding the wishes of the Havasupai Tribe.
8 I'm not here to testify on their behalf, just to make
9 sure the Commissioners are aware of it.

10 CHAIRMAN LYNN: If you'd share the
11 contents, since we don't have the files up here.

12 MR. PERU: I'll go down to the paragraph
13 in question.

14 "We are a small tribe, sovereign
15 government, closely affiliated with officials in
16 Coconino County, no officials in the White Mountain
17 region."

18 That's just the paragraph I think you all
19 would be interested in.

20 CHAIRMAN LYNN: Thank you, Mr. Peru.

21 I'll read names from yesterday. My sense
22 is I haven't seen Mayor Arnold, Goodyear, nor have I
23 seen Sandy Reagam, Executive Director, a nonprofit group
24 from that part of the valley.

25 The last speaker of the group, Mike

1 Flannery, a nonprofit group, nonprofit group from
2 Prescott Valley.

3 MR. FLANNERY: Thank you. I was sitting
4 back there, was not going to address anyone, feeling you
5 were doing well. I was not going to address anyone.

6 The ripple effect, the considerations of
7 the effect from Flagstaff, I should restate our
8 positions. We have great empathy for Flagstaff, the
9 Tri-City area, and I'd restate our position.

10 When you came and visited us September
11 15th, something like that, we came out full force and
12 visited with you in regard to visiting with you. Even
13 though I have empathy for Flagstaff, the consequence of
14 what takes place there, I don't want to see them remain
15 whole at our cause. I want to mention our cost.

16 I appreciate what happened at these
17 meetings, what I've seen happen: F2, F4, G2, 4G, H,
18 seeing each of the maps take shape.

19 I believe it's a priority of yours, to
20 keep rural representation, if possible. What I see in
21 the rural population, I like what is happening in G3 and
22 F4. Not having the advantage of knowing what we're
23 looking at today, I wanted to bring in some features.

24 G3, G4, I wanted to express some concern I
25 believe of the Vice Chairman to the attention of

1 Dewey-Humboldt being extracted out of the features, if
2 at all possible. We're pushing the possibles. If at
3 all possible, they'd like inclusion with the Tri-City
4 area, if that could be included.

5 COMMISSIONER HALL: It is pushing the
6 envelope as far as population.

7 You'd prefer to have the area entirely.
8 To have the area combined in districts, both districts,
9 both districts influenced as an urban area?

10 MR. FLANNERY: If possible, we'd like
11 rural.

12 CHAIRMAN LYNN: Thank you, Mr. Flannery.

13 Are there other members of the public that
14 wish to be heard at this time?

15 Mr. Gorman, Leonard Gorman, would wish to
16 be heard at this time.

17 Mr. Leonard Gorman.

18 COMMISSIONER HALL: I didn't recognize you
19 without Frank sitting beside you.

20 MR. GORMAN: Good morning.

21 Perhaps a comment to Mr. Huntwork's
22 question about the influx of e-mail from the area.
23 Perhaps the Hopis and Navajos have a number in the area.
24 Perhaps they have e-mail from the University area.

25 Also a comment from Mr. Hall's statement

1 to missing Mr. Seanez. Most of the delegation went back
2 to Navajo land for the Fall Session. Most people went
3 back. It signifies the order of importance of people.
4 Myself and another person were left behind. I think
5 I'll be heard here.

6 CHAIRMAN LYNN: You'll be heard.

7 MR. GORMAN: A comment on the
8 Congressional plans. At length we've gone on addressing
9 the plans. The feeling is you've put a lot of effort
10 and time and travel in, they've been put into the task.
11 When completed there will be a tremendous amount of
12 relief, especially with what stands as a tremendous
13 amount of work. I'm sure you'll feel very relieved at
14 adopting a Congressional plan, that being out of the
15 way.

16 I think in the Congressional plan, of all
17 the 21 Indian Nations in the State of Arizona, the
18 Navajo Nation is most in feeling impact. While the
19 Commission stated time and again a plan was not to split
20 reservations, they reported 10 people, and those are
21 Navajos separated from the mainland, from the district.
22 I add to that, there are an additional two people not
23 revealed to you yesterday, so all together 12 in that
24 corridor on the Navajo Nation portion.

25 There is one Coconino tribe area, the

1 Coconino County, likewise at the Heard Museum hearing a
2 few weeks back. Fort Mojave said part they were part of
3 it, and there were two tribes specific requests where
4 they'd like Congressional requests that were not
5 complied with.

6 The second letter is a request received by
7 e-mail, a letter dated 2001 from Chairman Dallas Massey,
8 Sr., Chairman of the White Mountain Tribe. I'd refer to
9 about the fifth paragraph in the letter. Concluding it
10 reads, the e-mail reads, "Finally, please note the White
11 Mountain Tribe does not support the individual plan or
12 individual proposal of any entity so testifying unless
13 conformed through a formal statement from my office or
14 resolution of the Tribal Office."

15 There was a specific statement, as far as
16 the Navajo is concerned. The Navajo Nation shared that
17 from the beginning, at the onset, at the June meeting
18 where the Navajo reported to the Commission the White
19 Mountain submitted not only statements but documents the
20 White Mountain stated support, they need to be with the
21 Navajo Nation in these districts.

22 Again, at the Heard Museum hearing in
23 August and/or September, around there, August, when we
24 were over there, Chairman Massey made the statement,
25 taken by Atwood Reporting Service, Phoenix, Arizona, in

1 the minutes, on that day, Chairman Massey made a
2 statement, "We also agree with the Navajo Nation
3 proposal, keeping them together, the San Carlos office
4 keeping them together." That's a specific statement for
5 keeping them together, a specific statement for keeping
6 them together.

7 October 11th, 2001, a letter, formal
8 letters, submitted to the Commission, both stating to
9 the Commission in legislative proposals: In addition,
10 the White Mountain San Carlos to the south submitted the
11 San Carlos Resolution SP2001-285, San Carlos 185, which
12 passed a resolution, provided copies of documents
13 September 15th at the Show Low hearing, in there, that
14 the San Carlos Apache Council stated it "Hereby supports
15 the Navajo Nation's proposal for the Legislative
16 District, attached as Exhibit B, and recommends that the
17 Arizona Independent Redistricting Commission adopt the
18 same as the Northeastern and the East Central Arizona
19 Legislative District."

20 Those are two tribes that have submitted
21 formal statements from governing bodies the same as a
22 governing body and also respective governing bodies.

23 The other matter I also want to address,
24 comments I understand from yesterday's meeting, I was
25 unavailable, the Navajo Nation was involved in a meeting

1 with other Indian tribes throughout the state regarding
2 a federal issue which impacts Native Americans which is
3 the Navajo native voting performance, Navajo voting
4 outcome, participation performance, as contrasted with
5 those that vote off reservation. We went back and
6 looked at some data provided to counties, Navajo County,
7 Apache County, we don't have Coconino numbers, and we
8 have numbers we want to share with the Commission.

9 CHAIRMAN LYNN: Please. Thank you,
10 Mr. Gorman.

11 COMMISSIONER ELDER: Apache, Navajo
12 County?

13 MR. GORMAN: Apache, Navajo. I'll go over
14 Apache County first.

15 MR. RIVERA: Wait so we have -- everybody
16 has it, first, so everybody can follow along.

17 MR. GORMAN: Apache County general
18 election 1998, basically the data comes up, those are
19 data provided to us from Apache County received from
20 them had to go with this information. The top rows are
21 those precincts on the Navajo Nation side, Navajo, rows
22 off the Navajo Nation. Precinct starts with Canyon de
23 Chelly, starts at Alpine, then is off the nation.
24 Apache County averages, bottom figure, 49.2. Average
25 percentage turnout, off nation average turnout. Third

1 turnout, average turnout, 45.03 percent.

2 Obviously it demonstrates below those, off
3 the Navajo Nation, general election, general election,
4 2000, top rows, the precinct, precincts off the Navajo
5 Nation, you start off with Chilchinbito, Sicbintuit
6 (phonetic), and go to the last page of the document,
7 third page, the average, again, 47.27 percent, off the
8 Navajo Nation, 46.27 percent.

9 As you can see in particular, as to the
10 Nation, the Navajo Nation, it would be detrimental to
11 effectively lower the Navajo Nation, as stated in the
12 inclusion statement on behalf of Navajo Nation, and as
13 we stated as we participated in the hearing. The Navajo
14 Nation has been available during times for input,
15 available, when impacted, particularly participated in
16 as many sessions as possible. The Navajo submitted a
17 proposal described as the June 2000 showing flexibility
18 and compromise between the first proposal and second
19 proposal, between test D, test D and test F, and has
20 come forward to the Commission with a recent test 2,
21 similar test F. We would support test F2.

22 CHAIRMAN LYNN: May I ask some questions
23 on the document, for voter clarification? I want to
24 clarify. I want to be clear we're communicating.

25 My understanding is the Navajo turnout,

1 the Navajo turnout on Navajo elections, that turnout,
2 non-Navajo turnout, my understanding is turnout, Navajo
3 members, on reservation or not, they participate to a
4 higher degree in nontribal elections. Am I wrong or --

5 MR. RIVERA: This is not the same document
6 you provided two days previously.

7 MR. GORMAN: No.

8 MR. RIVERA: You ran two specific races,
9 school superintendent races, general election, general
10 elections and Apache County. Is there a reason they're
11 '98 and not 2000, and November 2, thought not 2000? Two
12 different elections, two different places?

13 MR. GORMAN: The questions as to different
14 dates, for the Navajo County election, that's the
15 most -- the package we received, the package that's most
16 recent. The package, you refer to the package, 2000, we
17 were unable to determine what the numbers, codes
18 signified. We went back to the nearest, next time frame
19 we were able to work with, November 13, '98, is why
20 there are two dates.

21 MR. RIVERA: Neither of the two documents
22 are the total Native American vote off-reservation.

23 MR. GORMAN: No.

24 MR. RIVERA: Or how they vote off
25 reservation or on reservation.

1 MR. GORMAN: Right.

2 MR. RIVERA: How on reservation, off
3 reservation.

4 MR. GORMAN: Yes.

5 MR. RIVERA: Judge It, that takes specific
6 races, shows how people, the voter turnout is in a
7 manner in which they voted. This doesn't covered, step
8 one, in that direction, take step one to bridge the gap
9 in those two places?

10 MR. GORMAN: We asked for that information
11 from specific county offices, the break-out of party
12 lines, party affiliation.

13 CHAIRMAN LYNN: Two more quick things.

14 Chairman Massey from the White Mountain
15 Apache Tribe, I direct your attention to the fourth
16 paragraph in which the Chairman says, "Common issues,"
17 talking about Eastern Arizona and "Quite common issues,
18 mining, health, open space, farming, transportation,
19 water issues, health."

20 What he seems to be saying in the letter,
21 as I read it, is he sees a connection with counties to
22 the east. The suggestion is his comments or feeling is
23 of interest with those communities.

24 The Chairman is not here to tell us what
25 he meant by what he said. Let me pose a hypothetical:

1 I recognize the danger in a hypothetical. I recognize
2 that danger. Recognize the White Mountain San Carlos
3 Apache Tribes didn't take the position they did not wish
4 to be with the San Carlos Tribe with the Navajo. Should
5 we not respect that point of view?

6 MR. GORMAN: My response is we're not
7 speaking hypothetically to this Commission. We're
8 talking to the Commission based on facts.

9 I've informed you at least twice I'm aware
10 of Mr. Massey's specified information. He supported the
11 Navajo Nation's proposal, not only by himself as
12 Chairman, but by the Tribal Council. I can't
13 hypothesize beyond that.

14 CHAIRMAN LYNN: Fair enough.

15 Let's go beyond that to the fact the Hopi
16 said they want to be separate. Should we not respect
17 that?

18 MR. GORMAN: The Navajo Nation
19 respectfully sent the Hopi Nation a letter and
20 specifically asked them, let's get together, sit down,
21 and discuss the issues and reminded our Chairman and me
22 we want a meeting aimed at, I believe, our peace, which
23 was sent in a letter. And we haven't received any
24 responses. I don't know if for one reason or another.
25 Probably elected officials in that regard, we made those

1 agreements.

2 CHAIRMAN LYNN: To date that meeting
3 hasn't occurred?

4 MR. GORMAN: As far as I'm aware, I know
5 the Navajo Chairman had the opportunity to meet with the
6 Hopi Chairman. I haven't heard anything, as I'm
7 concerned, that the President had an opportunity to meet
8 with the Hopi Chairman beyond that.

9 MR. GORMAN: Also, thank you to the
10 Members of the Commission and good look.

11 2:01 out of here!

12 CHAIRMAN LYNN: Your number, too. You'll
13 have to share the pot with Mr. Hartdegen.

14 Thank you, Mr. Gorman.

15 Are there other members of the public that
16 wish to be heard at this time?

17 If not, I've been informed, and that blows
18 Mr. Hartdegen's chances out of the water, I've been
19 informed we won't be ready until 11:30, approximately.
20 Many may have had breakfast. I'd invite you to an early
21 lunch.

22 There are other issues that need to come
23 before the Commission at this time. We'll adjourn,
24 recess until 11:30, and work straight through as best we
25 can with the material available.

1 COMMISSIONER ELDER: One issue is left.
2 There's one issue left. On the CD adopted map, changing
3 the Alpha to numeric, 1 to 8, district numbers.

4 For district numbers, we need to discuss,
5 get that out of the way now as opposed to entertaining
6 that later.

7 CHAIRMAN LYNN: We have been in the
8 entirety of the process using letters for the districts.
9 We're not doing districts from the current districts in
10 the state. Notwithstanding some similarities, we're not
11 tweaking 6 and 30, we're creating 8 and 30 new
12 districts. That's why the numbering system is so
13 difficult to follow. DD, E4/V2.

14 At this point we would be talking about
15 how that might be numbered.

16 COMMISSIONER ELDER: My only preference is
17 as we heard at meetings and from the public, Prescott be
18 the original number one. They felt they should be
19 number one, and I propose we take it out of order from
20 the rest of the alphabet.

21 MR. RIVERA: Congress or Legislative?

22 COMMISSIONER ELDER: Congressional only.

23 COMMISSIONER HALL: I didn't understand
24 what you said.

25 COMMISSIONER ELDER: Take that district.

1 COMMISSIONER MINKOFF: C.

2 COMMISSIONER ELDER: Make that district
3 number one. Let A, B, D, E, F run right down through F.
4 Take C out of order. Leave them as number one per want
5 of no better order.

6 CHAIRMAN LYNN: Before a motion, let's see
7 if we like one better than another.

8 COMMISSIONER MINKOFF: I don't object. I
9 think there's some geographic order. C in the northwest
10 corner, if we do it that way. It's randomly
11 alphabetical. That one northwest to Maricopa County,
12 not hopping all over the state.

13 CHAIRMAN LYNN: Mr. Huntwork?

14 COMMISSIONER HUNTWORK: I think we should
15 confuse the voters as little as possible.

16 CHAIRMAN LYNN: I'm confident the voters
17 are confused.

18 COMMISSIONER HUNTWORK: Look at the
19 existed map superimposed. To the extent they are
20 helped, we'll minimize the confusion by keeping it the
21 same as much as possible.

22 CHAIRMAN LYNN: I suggest new districts,
23 numbered like the old districts is a negative.

24 COMMISSIONER HUNTWORK: Why a negative?

25 CHAIRMAN LYNN: Only in so far as if we

1 create brand-new districts using the old, we're offering
2 an opinion we don't feel all that strongly on any of it.
3 Let's figure something out.

4 COMMISSIONER HALL: The first maps
5 created, a new one, we're creating a significant
6 historical change.

7 COMMISSIONER MINKOFF: I think I've got
8 it.

9 CHAIRMAN LYNN: Number 1 got it.

10 COMMISSIONER HALL: 1 for Apache County.

11 CHAIRMAN LYNN: 1 Apache.

12 COMMISSIONER MINKOFF: One brand-new, new
13 redistricting, with geographic integrity: C1, B2, D3,
14 E4, F5, G7 and H number 8, and everybody in a new
15 district.

16 COMMISSIONER ELDER: Sounds good.

17 CHAIRMAN LYNN: Think about it over the
18 break. There are various ways to do it. Yesterday I
19 should have said, coming to conclusion on districts, if
20 you haven't yet bought stock in a Winnebago, candidates
21 will be looking at the map and relocating. Today there
22 are a lot of new offices that will need new stationery.
23 Anyone interested in a printing press may have a return
24 on their investment, think about investing in a press.

25 If we have the opportunity, do not go too

1 far away, if the consultants are ready prior to 11:30,
2 I'd like to resume as soon as they're ready. Hang out.
3 As soon as they look at it, as soon as they're ready,
4 we'll resume.

5 (Whereupon, a recess was taken at
6 approximately 10:13 a.m.)

7 CHAIRMAN LYNN: I'll call the Commission
8 to order.

9 The record will show the Commissioners,
10 consultants, and legal staff are present.

11 If you would like to call us to order on
12 Legislative, take us through the results of that
13 direction, and let us know where we are now.

14 MR. JOHNSON: Thank you, Mr. Chairman,
15 Commissioners.

16 There are three major areas of testing.
17 The first is looking at the Northern District, District
18 A. The second, reconfiguration of Districts D, F, G, A,
19 North Phoenix, Central Maricopa. Last, a detailed look
20 at the option for Tucson, the Gila Bend area. Each one
21 stands independently.

22 Let me look first through the northern
23 district. I didn't get a chance to put it on your
24 computers. There is a free-style handout, base map.

25 The comparison, you can see the changes in

1 the other handouts we've given you. The first handout,
2 the Northern District, the instruction here was to look
3 at ways we could better comply with the Navajos, comply
4 with voting power of the district. The Commission's
5 instruction was a variety of ways for this district.
6 One of the ways was decreasing the total population of
7 District A.

8 Other options all looked at negative
9 impacts on a variety of criteria, excessively large
10 populations, splits in Flagstaff, Winslow, Kingman. All
11 of this we have an extensive record, testimony on.
12 Others led to similar ideas to which we saw the other
13 day. The impact was ripples throughout the state, the
14 impact we've seen.

15 One test had some promise I'm bringing to
16 you to present, to decide on: Underpopulating District
17 A.

18 What we tried to do, essentially follow
19 the reservation borders of the Navajo reservation, other
20 reservations in the district. There were two
21 exceptions, one small one was in north Flagstaff. West
22 Grand Canyon Village was left in there and there's an
23 increase in the voting strength of the Navajo people.
24 The other is the City of Flagstaff did include the
25 entire city in this map. Dropping out non-Flagstaff,

1 non-Reservation areas, there's a two percent population
2 deviation. I'll get numbers in front here. And
3 resulting voting strength in that Northern District,
4 total population of Native Americans in that district
5 now is 68.1 percent voting age. Native Americans is
6 68.12 percent in the district with 2.08 percent negative
7 deviation.

8 Deviation was picked up partially by
9 District B which has 0.04 deviation, partially district
10 E, partially district C, and picks up District C,
11 dropped off non-Flagstaff.

12 CHAIRMAN LYNN: Let's stick to the test.

13 Ms. Minkoff.

14 COMMISSIONER MINKOFF: Can you overlay the
15 original lines? Too close to see anything.

16 COMMISSIONER ELDER: Big.

17 COMMISSIONER MINKOFF: Ones
18 unincorporated?

19 COMMISSIONER ELDER: So we know which one
20 it is.

21 COMMISSIONER MINKOFF: The one you showed
22 last night looked like it was working toward it. Last
23 night counsel was presenting it, and it looks like it,
24 like it feels acceptable.

25 Short.

1 MR. RIVERA: Yes:

2 COMMISSIONER HALL: We like short answers
3 without "it depends."

4 COMMISSIONER MINKOFF: Have we split Page?

5 COMMISSIONER HALL: I thought there were a
6 couple other interesting points. Total minority
7 population, 75.83. Total minority, 69.84. This is
8 relevant in light of the fact there's evidence that
9 minorities sometimes have a tendency to vote together.
10 The other factor is in light of the fact, or appears on
11 the face of the Democratic representative that
12 represented the area, this particular area, and that
13 registration numbers are significantly higher for
14 Democrats, 52.17 Democrats, 42.63 Republican.

15 CHAIRMAN LYNN: From the spread.

16 MR. JOHNSON: Blue line of the district.
17 The small portion above the Winslow section, the blue
18 line of the district there, and small lines along the
19 Colorado River.

20 COMMISSIONER MINKOFF: Highlight along
21 Flagstaff, any change there?

22 MR. JOHNSON: Dropped a small part along
23 the city border and some population along the connector.

24 CHAIRMAN LYNN: Comments or questions on
25 this map?

1 MS. LEONI: Does it correspond to the new
2 line?

3 MR. JOHNSON: The new line follows the
4 boundary of the Flagstaff connector, connector to other
5 reservations, and the small line notch of the other
6 reservation.

7 CHAIRMAN LYNN: Doing so is a deviation of
8 the reservation boundary, inhabited boundary. Moved
9 population or no?

10 MR. JOHNSON: A small notch, taking out,
11 reduced the voting strength of Native American
12 population. The others essentially minimized
13 population, are minimizing goals of compactness and
14 other goals.

15 CHAIRMAN LYNN: Other goals. Some Native
16 Americans are separated from the remainder of the
17 reservation. That's the goal.

18 MR. JOHNSON: Taken out of the district by
19 changes?

20 MR. JOHNSON: The rest are some definitely
21 who live in essentially Census blocks with non Native
22 Americans. Add the Census block in to reduce.

23 COMMISSIONER HUNTWORK: Deviation,
24 additional land, not leaving out portions of the
25 reservation. Is that right?

1 MR. JOHNSON: Right.

2 CHAIRMAN LYNN: Let me make sure I
3 understand. I apologize if I'm not getting it. One of
4 the AURs not violated, the complete AUR of the
5 reservations. Have we violated that or not?

6 MR. JOHNSON: No, we have not.

7 CHAIRMAN LYNN: Comments, questions on
8 this map? Mr. Elder?

9 COMMISSIONER ELDER: Mr. Johnson, I'm
10 still fighting in my mind the Flagstaff area.

11 Where you took the notch and shifted
12 population, the Metropolitan Planning Area, how many
13 people of the Metropolitan Planning Area were included
14 in this? How many are affected by the Metropolitan
15 Planning AUR?

16 MR. JOHNSON: Commissioner, a significant
17 number of people are in the Metropolitan Planning Area.
18 We have a map of the area. It does encompass Kachina,
19 Mountaineer. Including eliminating the population
20 deviation, it could take us the other way.

21 COMMISSIONER ELDER: I'd like to know to
22 some extent how far the other way. I guess my sense is,
23 I haven't really formulated a final feeling for it yet,
24 if we take and put Flagstaff, in effect, where it
25 doesn't want to be, take all of it, not just part of it,

1 I know this is 106, and we had jurisdictions, all along
2 I've focused on what are ancillary effects of not taking
3 urbanized ancillary populations, outside boundaries.
4 That's a social functional urbanary thing, metropolitan
5 planning thing.

6 I'm pointing out if it dilutes but still
7 provides attorneys or consultants directions on how the
8 law may be applied for ability for the Native American
9 to elect a person of choice, I'm not concerned. There's
10 a chance for ability to evaluate that a little bit more
11 deeply.

12 CHAIRMAN LYNN: Let me get a number on
13 that.

14 COMMISSIONER MINKOFF: I'd like to know
15 something about the character of the notch. He might
16 have to listen, have it taken out of Flagstaff in the
17 north.

18 CHAIRMAN LYNN: He'll get to that,
19 Mr. Hall.

20 COMMISSIONER HALL: To Mr. Elder's point,
21 I think the primary situation is factors beyond our
22 control, the tail wagging the dog, the wagging dog
23 factor. The point is to insure we created a district
24 that provided more than adequate opportunity for Native
25 Americans to elect a candidate of choice. That's our

1 challenge. To include surrounding areas will provide a
2 decrease in percentages that may well be perceived the
3 other way. I'm not sure the benefits of those
4 conclusions will outweigh the negatives.

5 MR. JOHNSON: By concluding and using the
6 quickest method to add 14,700 people to the district, it
7 puts us six percent over the ideal population for the
8 district, 14,700 people. You see at the bottom, nine
9 percent Native American.

10 COMMISSIONER MINKOFF: Where, Kachina,
11 Mountaineer?

12 MR. JOHNSON: The area, Kachina, help us
13 out with geography, Sunset Crater National Monument,
14 Camp Monument Square down to the bottom, Mountaineer.

15 COMMISSIONER MINKOFF: Big.

16 CHAIRMAN LYNN: Comments or questions from
17 this portion of the map?

18 CHAIRMAN LYNN: Mr. Huntwork.

19 COMMISSIONER HUNTWORK: I wanted to see in
20 detail what happened to Yavapai County as a result of
21 the 3,000-person adjustment down there.

22 MR. JOHNSON: Commissioner, we
23 underpopulated District A, overpopulated District C.
24 The lines in Yavapai district were over the ideal for
25 population by two percent. The lines, you see from the

1 blue line there, are the exact same district border.

2 CHAIRMAN LYNN: Ms. Minkoff.

3 COMMISSIONER MINKOFF: I'd like to ask
4 Mayor Donaldson, Supervisor Archuleta, other than you
5 don't like it, the tiny little pockets we're missing
6 here, I won't disturb the consultants trying to do
7 something, they belong in, Kachina, Mountaineire, that's
8 a few thousand people. If there's something small we're
9 missing, I'd like to hear about it.

10 CHAIRMAN LYNN: I'd ask you to do it at
11 the microphone. If you have comments, we'd like you to
12 share it with us.

13 MAYOR DONALDSON: Other than not liking
14 it, a lot of the area of Kachina, Mountaineire, is
15 Forest Highlands. Forest Highlands, Winona, Camp
16 Townsends, Greaterville, they're closely connected with
17 the City of Flagstaff. Saying one is more important
18 than the other or to select one over another, I wouldn't
19 want to do that. They're all important that surround
20 Flagstaff. That's it.

21 CHAIRMAN LYNN: More like Sophie's Choice.
22 Not good.

23 CHAIRMAN LYNN: Ms. Archuleta, want to add
24 to that?

25 SUPERVISOR ARCHULETA: No. I don't think

1 so at this time.

2 CHAIRMAN LYNN: Comments? Questions?

3 COMMISSIONER HUNTWORK: Show me up around
4 Page in the northern part.

5 MR. JOHNSON: Part of the reason it shows
6 Page divided, Page B, and Page B is a Census place,
7 Nachi (phonetic). Nachi.

8 CHAIRMAN LYNN: Your Navajo is not really
9 good. Getting better.

10 COMMISSIONER HALL: Mr. Gorman will coach
11 you as you go.

12 CHAIRMAN LYNN: Comments or questions on
13 this part of the map?

14 COMMISSIONER ELDER: The only portion of
15 the map up for modification, this modification.

16 Did we ask for other modification, any
17 iteration of the map?

18 MR. JOHNSON: We looked at a number of
19 different ways of doing this. I apologize for being
20 late to staff. You can't work any more than all night.

21 Essentially they all had detrimental
22 effects. We didn't complete drawing most of them. Some
23 are very similar maps to what you saw the other day.

24 COMMISSIONER ELDER: Did I hear A was
25 overpopulated or?

1 CHAIRMAN LYNN: A is under. C is under.

2 COMMISSIONER ELDER: By the word "under,"
3 the large line, they didn't have as much population as I
4 remember it. That area in there where the cursor was.

5 MR. JOHNSON: There is population along
6 the freeway.

7 COMMISSIONER ELDER: Is population, 12s,
8 4s, 6, not much. Go down to the bottom of C, the
9 Tri-Cities' area, if we still look like we're playing
10 with the Mayor -- Dewey-Humboldt.

11 COMMISSIONER MINKOFF: In E.

12 COMMISSIONER ELDER: What I'm looking for,
13 population A, slightly overpopulated, eastern area,
14 combine with Flagstaff, get Dewey-Humboldt,
15 Dewey-Humboldt in the Tri-City area. Doug is shaking
16 his head.

17 MR. JOHNSON: All the area we took out,
18 3,500 people. Dewey-Humboldt alone is 6,500.

19 COMMISSIONER HALL: Thus the sorrowful
20 looks on everyone's faces. None of us like this. It's
21 pretty ugly.

22 If I may, just maybe for the benefit of
23 those in the public, we have no idea what other tests
24 you can run.

25 The scenario, we're striving to again

1 insure a significant percentage of Native Americans. No
2 neighboring city has a hundred percent Native American.
3 So if you add the other cities into District A, because
4 there's still insufficient population, it requires a
5 significant split of Flag. You lose cities such as
6 Page. And then you start looking at numbers more that
7 closely reduce the population A percentages.

8 Help me, Doug, if I misstate. They reduce
9 population further. There's additional reduction, a six
10 to 10,000 person split of Page, correct? I'm sorry,
11 Flagstaff.

12 I understand what this map has done is
13 attempt to remove additional population surrounding this
14 particular district, increase the percentage of Native
15 Americans without splitting Flagstaff.

16 Is that a fairly good summary?

17 MR. JOHNSON: We also looked at the side
18 effects of -- potentially beneficial side effects, as
19 Commissioner described the option, of Yavapai, divide to
20 the west, go to Maricopa, 40 percent Maricopa included
21 in the Grand Canyon.

22 COMMISSIONER HALL: For those that
23 reviewed the five scenarios, Winslow, Holbrook, increase
24 A, District A, then consequence of A, 25,000 to north,
25 remainder to south, is that about what it was?

1 I know you have a lot more numbers in your
2 head that I do. For the sake of the numbers, being
3 approximate, I don't state any effort to be redundant.
4 Those may well have lost track for a variety of
5 iterations in a general summary.

6 Our job is as a Commission, frankly, some
7 iterations, it's significant, they caused significant
8 damage throughout the remainder of the state. One, as I
9 recall, the split of Pinal County five, six times, did
10 unconscionable acts to Yavapai.

11 For my fellow Commissioners, I guess that
12 is what is the best of the worst, to try and insure that
13 we have Department of Justice approval and still have
14 maintained integrity of as many AURs throughout the rest
15 of the state.

16 Again, I would welcome any ideas from
17 anyone to help us solve this complex problem.

18 The reality, heaven forbid we look at
19 legal realities, with any of the iterations, the Native
20 American, as a practical reality, is whether it's 62,
21 61, 64, or 54, frankly. That's my opinion. The other
22 reality is we have to insure we have accommodated all of
23 the parameters we've been given.

24 CHAIRMAN LYNN: Mr. Elder.

25 COMMISSIONER ELDER: Mr. Chairman, I

1 guess, yesterday, when I was looking at the conundrum we
2 have here of not splitting communities of interest,
3 where at least we have a strong record of people stating
4 we want to stay together, they've honored very well
5 tribal communities north to A, we also heard this
6 morning we were given an option of having Flagstaff
7 entirely at the lowest level, split, please, the north
8 half south. I keep looking at splitting the city at the
9 north half axis, east portion, west portion.

10 I'm not satisfied we shouldn't at least
11 reduce portions of A. They have an extremely strong
12 probability of electing a representative of choice,
13 looking at numbers in the sixties and seventies, to do
14 that. I'd rather go in and split Flagstaff, reducing
15 the percentages in A2, Native American, and leaving part
16 of Flagstaff into C. Doing that means into Flag, again,
17 a negative to this option.

18 I'm just not convinced that it's a good
19 direction to go to put Flagstaff, a good direction, more
20 fire power, bullets, or something, in my holster, with
21 that approach. I don't know what they are. I prefer
22 more discussion, debate for 15, 20 minutes.

23 Other things are missing. Looking at dark
24 of night, 3:30, looked at it. I didn't think it would
25 work. Anything, any opportunity at all. Given

1 flexibility, deviation from a deal of risking the
2 preclearance, whatever we want to call it, Native
3 American, that is what we're looking at.

4 CHAIRMAN LYNN: Before you answer,
5 Mr. Johnson, jump in here, offer your two cents. The
6 scenario, option suggested, might be preferable to me,
7 not preferable in shape or form. Mr. Johnson explain
8 however many options we tried to make to form Mr. Hall's
9 characterization of the option preferable, a goal is
10 trying to achieve the goal that requires certain other
11 things being done, not necessarily being the other goal
12 in particular, but reminding us of an analogy: Trying
13 to fill a bus, just enough people in the bus. Tie the
14 bus down, bus seats are full, how many more people you
15 need to fill a bus. The problem is very few groups of
16 people, lots of road in between. You take people where
17 you find them. One, currently, one is this
18 configuration. We have two choices. One is this
19 configuration.

20 On a scale of preferences, it does some
21 good things. By and large, for Flagstaff, it does keep
22 most of Flagstaff whole. It does not keep it completely
23 whole. Splitting Flagstaff, it's two bad things rather
24 than one.

25 There are a number of things, able to

1 split Flagstaff with, we did what he doesn't want done,
2 split it. There are insignificant populations to the
3 ability to put in two districts. The number beyond the
4 acceptable deviation in either district, it's an even
5 split, or some other way, to have divided the community.

6 The other choice, move Flagstaff in
7 entirety south which creates a ripple effect you cannot
8 overcome without coming into Maricopa County later in
9 the process.

10 If I misstated any of that, I expect you
11 to clean that up.

12 Truthfully, those two choices pretty much
13 are the only ones we have, understanding the part, what
14 we're trying to achieve here as stated by Mr. Hall, a
15 specific range of attention to the Native American AUR
16 in the northern part of the state and their ability to
17 elect representatives in the northern part of the state.

18 MR. JOHNSON: Mr. Chairman, the numbers
19 done and matches, what you describe, doing rough
20 calculations, going with five percent deviation, meaning
21 6,000 out of Flagstaff, 10 percent of the city, leaving
22 80, 90 percent in there.

23 CHAIRMAN LYNN: Ms. Minkoff.

24 COMMISSIONER MINKOFF: Nobody likes this
25 plan. Nobody is sitting at this table. We have to look

1 at the alternatives. Moving to Flagstaff, splitting the
2 Tri-City area gives us a different plan we don't like.
3 The plan we had unified the Tri-City, Yavapai city area
4 of Flagstaff, Verde Valley, plan F2. The problem with
5 both districts is they are dominated by Maricopa County.
6 Every time we try to solve this problem, it is a
7 problem, creates so many other problems, the solution is
8 worse than the way it was before.

9 I don't like the district. If it ends up
10 in the final map, I'm going to be very uncomfortable. I
11 don't see alternatives, can't imagine you guys making it
12 better than we did it. I don't see it.

13 (Discussion off the record.)

14 COMMISSIONER ELDER: In pursuing
15 discussions after my request, I'm satisfied we probably
16 looked at as many options, and the consultants looked at
17 as many options. In response to answers, they indeed
18 endeavored to look at everything from the genesis of my
19 request, or questions, or more, to make sure we looked
20 at every possibility, including things that shouldn't be
21 questioned to be looked at. I think we need to move on.

22 I think my fellow Commissioner, Mr. Hall,
23 wherever he may be, said it: None of us, we look at it
24 to a great extent, and like it. Let's look at what this
25 plan does to the balance of the state. If a death

1 instrument is not similar, fine-tune it, work at it,
2 massage the edges, work the whole, then move on down the
3 way. I'm satisfied with the discussion, A, C,
4 Interstate.

5 COMMISSIONER HUNTWORK: I am not satisfied
6 there's been adequate discussion. There's two things I
7 want to point out.

8 Number one, as I understand it, this
9 splits Flagstaff. Pardon me. Let me explain that.
10 Immediately surrounding Flagstaff, there's an additional
11 14,000 people. It doesn't split the jurisdictional
12 boundary. It's the whole planning area we should think
13 of as the community, the whole community as a
14 subdivision, which may not technically the split city,
15 but the planning area, 90/10 split, two to one, for the
16 planning area, if I'm following the numbers right. In
17 any event, I think it's important to say that.

18 COMMISSIONER HALL: Are you saying the
19 surrounding area of Flag, 65, 70 thousand?

20 COMMISSIONER HUNTWORK: That's what I
21 understood.

22 COMMISSIONER HALL: Okay.

23 COMMISSIONER HUNTWORK: I also would say,
24 as we all recognize, the major political center in that
25 part of the state, one, deserves as much consideration

1 for being kept whole as any other.

2 I also think it's important to say there
3 is a test that we have done that does not split
4 Flagstaff, unites Yavapai County better than this plan,
5 provides the Navajo Nation the kind of demographics
6 they've requested, 4H.

7 In this part of the state, the kind of
8 requests by the public, 4H undoubtedly does a better
9 job, but you'll have to expect two things: Number one,
10 test 4H completely destroys EACO, another well-defined
11 community of interest that we have recognized from the
12 beginning.

13 Something at play here I think is the
14 decisive factor balancing all communities, in my mind,
15 at least, which is the question: What we should be
16 doing with the demographics of this district, District
17 A?

18 We have had various testimony in a
19 different context, the difference between diluting
20 versus packing. There obviously does come a point at
21 which you place too many of a particular type in a
22 district. Rather than increasing the difference of that
23 minority, you have gone too far and begin to decrease or
24 increase influence. Testimony we have received
25 regarding EACO includes some ambiguity in my mind about

1 the overall position.

2 The political position of the Apache
3 Tribes is the desire to be included with the Navajo.
4 But I think it is unambiguous that there is evidence and
5 testimony the Apache Reservations do have a community of
6 interest with EACO verses potential claims of interest
7 with the Navajos. Far from being no evidence, the
8 evidence is compelling. They developed numerous
9 political, social, economic ties within this economic
10 region. In my mind, at least, that's a very laudible
11 thing. It's a wonderful thing. And it is appropriate,
12 and it is something to be celebrated and encouraged.

13 When I look back at District A, again,
14 there is ample testimony, overwhelming testimony there
15 are political, cultural, and other ties between the
16 Navajo Nation and the City of Flagstaff. I think the
17 evidence I've listened to and from my own understanding,
18 if we find ourselves in a position where it's necessary
19 to add a metropolitan area District A in order to
20 balance the population, there is no other choice besides
21 the City of Flagstaff. It's clearly, far and away, the
22 best choice in terms of all criteria been looking at
23 despite all the issues raised at a municipal or
24 governmental level between the differences of an Arizona
25 municipality and sovereign nation, as the Mayor has so

1 eloquently explained it.

2 Those are the factors we have to balance
3 in this decision. In my judgment, personal judgment, I
4 prefer the test we are looking at rather than test 4H
5 because it unites more communities in the region, as
6 difficult as it is, and because it assures an adequate
7 level of demographics in District A so Native Americans
8 can express their will in that district without packing
9 it so full that Native Americans lose their obvious
10 influence in District E.

11 CHAIRMAN LYNN: The only thing I could add
12 to Mr. Huntwork's statement is: Well said. He seems to
13 have summed up the entire consideration of comments, the
14 addendum, and it's probably as good a summary of the
15 choices as we might have.

16 I wonder if we might move on to Maricopa
17 County and look at changes there.

18 Mr. Johnson, Phoenix, the reorientation in
19 the Phoenix area, would you walk us through that, if you
20 would, please?

21 MR. JOHNSON: Mr. Chairman, the
22 instruction was to bring up the other lines, have a
23 sense of where they were, as we previously had, the
24 result of the last testing we did. After testing the
25 other day, District K narrowly went on top of J.

1 District F was on top of the Phoenix city lines, and D
2 was coming down and picking up regions left in Peoria,
3 Surprise, and also down the eastern side of Phoenix,
4 Phoenix, the Cave Creek portion of Scottsdale.

5 Instructions are twofold, to incorporate
6 the previous test, Carefree, Cave Creek, which moved
7 into the district, did not include Yavapai, didn't
8 include F. The second part of the instruction,
9 incorporate F and K together, narrow F, K on top of I,
10 J, a goal stated a number of times in the past, more
11 northwest districts to take into account or reject as
12 potential future growth while meeting in the community
13 other goals of the areas.

14 The map here is a result of incorporating
15 two instructions. F roughly follows the freeway, comes
16 across in two places, just to the east of the New River
17 community, unincorporated west of the freeway, and is
18 linked to New River then Phoenix' northeast. Down below
19 the southern end of the district picked up considerable,
20 additional parts of Phoenix.

21 District K is northeast of Phoenix, a
22 portion of Scottsdale that could not fit into G with
23 population numbers of Cave Creek and Carefree.

24 The spread sheet you have attached gives
25 you the demographics and demographics for D, F, K, and

1 G. D did not change.

2 CHAIRMAN LYNN: Ms. Minkoff.

3 COMMISSIONER MINKOFF: We received the
4 plan earlier, and you gave us some competitive numbers.
5 Did you make any changes other than to districts D, F,
6 and K in this portion?

7 MR. JOHNSON: No.

8 COMMISSIONER MINKOFF: All the information
9 on H, I, J --

10 MR. JOHNSON: Only was F, K, G. D was
11 pushed out to the fringe.

12 COMMISSIONER MINKOFF: That was a change
13 from our earlier.

14 COMMISSIONER ELDER: Put checks on the
15 City of Scottsdale. I think it pretty well follows.

16 COMMISSIONER MINKOFF: A little follows.
17 A little is in K.

18 COMMISSIONER ELDER: Down to Tempe,
19 actually three districts, but only slightly.

20 Okay. Thank you.

21 CHAIRMAN LYNN: Other comments or
22 questions?

23 COMMISSIONER MINKOFF: I think it does
24 what we asked him to do.

25 MR. JOHNSON: Unless someone else has

1 questions, I'll move on.

2 I'll wait a moment.

3 CHAIRMAN LYNN: Appreciate that.

4 Anything that gets us toward a conclusion
5 is a good thing.

6 Move to Southern Arizona, Mr. Johnson.

7 I invite you all to go to Southern
8 Arizona. I'm on the Board of Southern Arizona Tourism.

9 COMMISSIONER ELDER: Leave your money.

10 CHAIRMAN LYNN: We're much more
11 charitable. There's a ranchette with your name on it.

12 COMMISSIONER ELDER: If not getting
13 population, not getting districts.

14 (Laughter.)

15 MR. JOHNSON: The first.

16 CHAIRMAN LYNN: Before you go through
17 solutions, solutions may or may not accomplish what you
18 do.

19 COMMISSIONER ELDER: Before you do, 4G
20 SV1, my 4G SV1.

21 COMMISSIONER MINKOFF: District Z was
22 developed ahead.

23 MR. JOHNSON: After we printed, we changed
24 the heading.

25 COMMISSIONER MINKOFF: There's a change

1 around Benson.

2 MR. JOHNSON: Same shift, about a hundred
3 people.

4 Mr. Chairman, Commissioners, let me
5 address concerns of the Eastern Pinal people, the mining
6 towns, Kearny, Superior, Dudleyville, that did not share
7 Saddlebrooke, Oro, those arrows. We put together a
8 variety of options which are addressing those concerns.

9 This is the first of the options, minimal
10 options, Y, which would only pick up minimal border
11 districts. That allowed Superior, Kearny, Dudleyville,
12 those areas, out of the District Z place with the rest
13 of Pinal County. The result of that is a few thousand
14 people, 6,000 people. Change Z, BB, Casas Adobas,
15 Catalina Foothills.

16 Most of the discussion was Sierra Vista,
17 moving 6,000 people as part of the Fort, dividing the
18 Fort.

19 The City of Benson lies right on the
20 freeway with Tucson. It allowed us to balance
21 population without touching Sierra Vista.

22 CHAIRMAN LYNN: The moving process is a
23 half-a-loaf solution. Once you divide, the loaf is
24 moldy. It doesn't fix the solution up north and makes
25 it moldy down south.

1 COMMISSIONER ELDER: Until something is
2 better.

3 MR. JOHNSON: Version one, a small touch,
4 version V: All Census tracts touch Pinal County.
5 Transfer Z, transfer Catalina, a number in, all the city
6 of Sierra Vista, Fort Huachuca, City of Tucson. Y makes
7 up the City of Gila Bend, Maricopa County. In the river
8 Ak-Chin reservations and town of Maricopa, it cuts in
9 briefly with District Z, Avra Valley, Picture Rocks, and
10 Marana generally west of the 10 freeway.

11 CHAIRMAN LYNN: Ms. Minkoff.

12 COMMISSIONER MINKOFF: Show me, I see all
13 the things out of Z, Avra Valley, Picture Rocks, eastern
14 Pinal County. Show me what you put in to compensate for
15 population and compensate from.

16 CHAIRMAN LYNN: East Catalina Mountains.

17 COMMISSIONER MINKOFF: Picked up out of
18 DD.

19 CHAIRMAN LYNN: Mr. Johnson, if you would,
20 focus in on an area of the map, District Y, that
21 includes Marana. Highlight the town of Marana when you
22 get there. Zoom out slightly, where it said Marana to
23 the right.

24 COMMISSIONER MINKOFF: You said Ina Road.

25 CHAIRMAN LYNN: I know. It is if you know

1 her well.

2 COMMISSIONER HUNTWORK: Cuts Marana in
3 half.

4 COMMISSIONER MINKOFF: Different.

5 CHAIRMAN LYNN: To some extent they are.
6 West rural and agra. Except as you move further south
7 along the freeway to where the I-10 sign is along I-10,
8 the area to the east is substantially new construction,
9 suburban new construction, lots of roof tops, lots of
10 traffic. To that extent, that part is reasonable, in
11 other words, the difference between the two.

12 Clearly the goal is not to violate the
13 rule of division, keep Sierra Vista whole, Marana whole,
14 or Sierra Vista split. Splitting Sierra Vista is not a
15 new concept. They've been split for 20 years in a
16 Legislative District.

17 MR. JOHNSON: Drawing lines, there's two
18 things in the lines. Testimony is different in the
19 character described. The Hispanic AUR did divide Marana
20 as well.

21 CHAIRMAN LYNN: Other comments on this
22 solution?

23 COMMISSIONER ELDER: Doug, a little over,
24 Flowing Wells.

25 MR. JOHNSON: Old lines.

1 CHAIRMAN LYNN: Just look at the colors on
2 this map, this version.

3 MR. JOHNSON: One thing not adopted, a
4 test the other day, backed out a competitive Z test the
5 other day, back to the other Z test.

6 CHAIRMAN LYNN: Competitive tests in
7 Tucson are much harder. There is polarized voting by
8 geography. That is a fact, not a dispute. Southwest is
9 more Democratic than northwest. Legislature is more
10 Republican east-west.

11 COMMISSIONER MINKOFF: Even though
12 competitive G plan Z, contrary to competitive Z, looking
13 at the growth plan in Z, it would not stay competitive,
14 wouldn't stay competitive long.

15 COMMISSIONER ELDER: Southern part of
16 Tucson.

17 MR. JOHNSON: I should note, make a
18 change, note we discussed Amado, Tubac, that area in
19 District Y, all the areas in Sierra Vista.

20 COMMISSIONER MINKOFF: Relatively small.

21 COMMISSIONER ELDER: Is that it?

22 Let's make sure we understood what is
23 going on between the previous map.

24 Three Points, look at that. Some
25 testimony or questions from Tohono O'odham is it's not

1 adequately connected to Tucson, any changes there.
2 Santaveer pulls in. Three Points goes on into Drexel
3 Heights as had been discussed, and it is still out.

4 The question, in keeping the Native
5 American Reservation areas together and whole, we're
6 looking at the Pascua Yaqui area whole, 3,000.

7 MR. JOHNSON: 3,300.

8 COMMISSIONER ELDER: What is the deviation
9 of Y? Is it balanced?

10 MR. JOHNSON: Balanced.

11 COMMISSIONER MINKOFF: Balanced?

12 COMMISSIONER HUNTWORK: This test, test
13 to?

14 MR. JOHNSON: Yes.

15 COMMISSIONER HUNTWORK: This test actually
16 makes Y a majority minority voting age population. It's
17 the one that does that. You might be interested in
18 making the most of that fact.

19 COMMISSIONER MINKOFF: Anything else on
20 this version, paragraph? Jim, do you have more to say
21 on this version? Hold onto this version or move on?

22 CHAIRMAN LYNN: Which is this one?

23 COMMISSIONER MINKOFF: This is 2.

24 Anything more or ready to move on?

25 COMMISSIONER HUNTWORK: Ready.

1 COMMISSIONER MINKOFF: Any other comments
2 on Version 2.

3 CHAIRMAN LYNN: Thank you.
4 Version 3.

5 MR. JOHNSON: Version 3, 4, in between
6 versions, they don't -- they involve lesser takings of
7 populations into Y. As a result, Sierra Vista ends up
8 divided, it ends up and leaves the four urban
9 reservations divided in W, has a tradeoff with the
10 Western Pinal areas, areas that are not a Casa Grande
11 string of cities, not in the reservations. Stanfield is
12 in there, a few thousand people in there. It also takes
13 Avra Valley but does not go into Marana, the Santa Cruz
14 corner of I-19.

15 Pinal is not taking as much population in
16 Y, W is not as much. You end up taking as much Oracle,
17 San Manuel, a few Census blocks.

18 We mentioned before, outside the city
19 Census place, it's a really large area, balance the
20 population in the large area, the Catalina Foothills,
21 not as much, down to Sierra Vista.

22 You see the fourth portion, Sierra Vista.
23 In this map we get less than half the non-Fort, city
24 population in with the Fort.

25 COMMISSIONER MINKOFF: How much? What

1 numbers are we talking about? 37,000 people?

2 MR. JOHNSON: Yes.

3 COMMISSIONER MINKOFF: How many green?

4 MR. JOHNSON: 19,000, 2000 in 14, 10,000
5 in the Fort. Non-Fort population discussed the other
6 day, there's a significant number not majority.

7 COMMISSIONER MINKOFF: I'd like to ask
8 Mr. Lynn or Elder, based on the testimony we heard
9 earlier today, is this a split that will achieve what
10 they are asking us to do?

11 CHAIRMAN LYNN: Mr. Elder.

12 COMMISSIONER ELDER: That little strip
13 north-south as opposed to east-west, the part
14 north-south as opposed -- this does not do this per se.
15 Prior to Mr. Johnson's direction, playing with numbers,
16 we'd take the numbers which I called the research arm
17 and parts of Libby Field and were combining them with
18 the northern part. And probably had to split all
19 components of each as opposed to --

20 COMMISSIONER ELDER: Didn't.

21 CHAIRMAN LYNN: Not the Fort.

22 COMMISSIONER MINKOFF: North-south split.

23 COMMISSIONER ELDER: Where?

24 COMMISSIONER MINKOFF: Northwest-
25 southeast.

1 As far as the City of Sierra Vista, do you
2 think we did anything close to what he was asking?

3 COMMISSIONER ELDER: Geography, not
4 density, if you keep that in mind, the area in the
5 northeast configuration is not nearly the populated
6 center of the red checker board.

7 COMMISSIONER ELDER: 10, 13 people in the
8 whole area there.

9 CHAIRMAN LYNN: Growth area.

10 This is death by degree. These four tests
11 that balance competing interests, the first halfway
12 down, this goes further down into Pinal County, not all
13 the way down to San Manuel. As that portion of Pinal
14 County is reunited, if you will, Pinal County would be
15 able to move further down into the state to
16 compensation. The issue is what other things about this
17 particular map are of value. To some extent it does
18 reunite two Native American tribes in the Phoenix area
19 with Phoenix areas they want to be with. The concern on
20 the other side of it is what it does to Sierra Vista,
21 the way it does it, and also the configuration, and also
22 the concern, which is the way I see that it does it.

23 I'll tell you, thinking out loud, I may be
24 inclined to be more content splitting Marana than the
25 configuration of Z in this way.

1 COMMISSIONER ELDER: Z or --

2 CHAIRMAN LYNN: Let's go --

3 COMMISSIONER MINKOFF: Zoom in on Z.

4 COMMISSIONER HALL: The additional down
5 side of version three is it takes a portion of Z
6 directly linked with Casa Grande.

7 The problem -- if you draw Z with Casa
8 Grande, the reason, the southeast mountain range is
9 essentially to the right, then it's south of San Manuel
10 and right of Catalina. The Catalina Mountains start
11 here and go this way. You're going around the Catalinas
12 from retirement communities of Saddlebrooke, and zoom
13 through this area where you have Sun City Vistoso, and
14 they're right next to the Catalinas. That's a
15 homogeneous population, similar voting interests as
16 well. They're generally pretty close.

17 COMMISSIONER MINKOFF: Western, west, and
18 east.

19 CHAIRMAN LYNN: West and east.

20 Reflecting on what I said earlier,
21 splitting Marana, the freeway is a relatively good place
22 to do it. With the character of the community being
23 different on the two sides, go with a different
24 configuration. We don't get two populations where they
25 belong. That's one of the chief pitfalls other of the

1 proposal.

2 Ready to go?

3 COMMISSIONER ELDER: Look at it for all
4 the reasons of the management of what the data banks
5 are.

6 CHAIRMAN LYNN: I'm thinking if Rios,
7 Solarez, whoever comes in. Helps?

8 MR. RIOS: Hands down.

9 COMMISSIONER ELDER: For the record, it's
10 2:01.

11 Mr. Hartdegen, you lost.

12 CHAIRMAN LYNN: Mr. Hartdegen isn't close.
13 He didn't say which day, though, did he.

14 MR. JOHNSON: Mr. Chairman, the main
15 difference three, four effect Pinal County. It's a
16 slight change in other parts, although the key change is
17 the Sierra Vista majority population into DD. Pinal
18 County, it takes a small piece of the far western county
19 of the Ak-Chin Reservations, District Y, and the river
20 district. The District Y Reservations, except
21 Saddlebrooke, are necessary to take out for
22 Saddlebrooke. All Pinal is overpopulated. So then we
23 come through the Catalina Foothills. Sierra Vista
24 version 4, we actually get just over 60, 70. In
25 District DD, 58, 70. Non-fort population in District DD

1 does achieve the goal of getting majority population in,
2 though it does divide.

3 CHAIRMAN LYNN: Give me the numbers again.

4 MR. JOHNSON: 25,000 people in District DD
5 including fourth population. 28 cities in non-Fort
6 population.

7 CHAIRMAN LYNN: Non-Fort population.

8 COMMISSIONER HUNTWORK: Mr. Chairman, one
9 other thing about the map, contrary to what I said, it
10 succeeds in making Y have minority voting age over 50
11 percent.

12 CHAIRMAN LYNN: Ms. Minkoff.

13 COMMISSIONER MINKOFF: The only one of the
14 tests that keeps the four Metro tribes in version three,
15 understanding the concerns, the boundaries of District
16 Z, I wonder if we can look at that and adjust just that
17 portion of it, put the southwestern areas back in it and
18 make any kind of additional change.

19 Does Sierra Vista lock us in?

20 CHAIRMAN LYNN: Hang onto that.

21 There are other comments on the floor
22 before zeroing in on possible Phoenix.

23 COMMISSIONER HUNTWORK: Following the same
24 category, the thing about all maps, really Y, in general
25 Y is no more compact than District W, or whatever it was

1 in the draft map. Zeroed in on Z, and so on. This
2 problem has been there lurking all along. As we make
3 these adjustments, Douglas is united with Buckeye rather
4 than Apache Junction. I'm not sure how to avoid that
5 without -- how to start down this path without ending up
6 there.

7 The first thing, when you put more
8 population with Pinal, you give up the western half of
9 Pinal County, all the adjustments, and have W stay west
10 by taking part of Apache Junction, Gold Canyon out of W.

11 CHAIRMAN LYNN: One of the things we might
12 want to do is finish the Fort map, per se.

13 In the same way we elicited with
14 Flagstaff, Mr. Hartdegen, Mr. Rios are still here.
15 Mr. Rios still here, Valdez from Tucson, in Tucson, the
16 best of a bad lot, and their insights might be helpful,
17 at least I find it helpful.

18 COMMISSIONER MINKOFF: The version, I have
19 the same problem you see, pretty far south and west.

20 CHAIRMAN LYNN: Doesn't go quite as far
21 west on the south side. For that reason it's a little
22 more compact. It might work okay. Marana is wholly
23 within Z.

24 Doug?

25 COMMISSIONER ELDER: Yes. Doesn't look a

1 lot different.

2 CHAIRMAN LYNN: Yes. It's not bad.

3 Any of the four people mentioned earlier
4 care to weigh in? There's no pressure to do so. If you
5 wish to offer something, Mr. Solarez, Mr. Rios, please.

6 Mr. Solarez. Let me ask question, then
7 say anything you like.

8 There's a choice. Believe me I understand
9 the first preference keeps you together with the urban
10 tribes. The issue, in particular, Commissioner Huntwork
11 points out, the two communities, it becomes one
12 community that could have significant influence. Can
13 Comment on it?

14 MR. SOLAREZ: The voting pattern shows
15 going into Tucson, et cetera, shows a pattern, of Native
16 Americans being elected there. In fact, we don't have
17 one there. The former Governor came in third. That
18 gives us the potential to have someone from one of the
19 tribes elected, if we are considered part of W with the
20 four metro tribes. She did come in third in the House
21 races. That makes an impact. Have an independent in
22 the house now. T and O letter, the existing voting
23 pattern strength, the sense is there's a possibility.
24 There's potential up there.

25 In regard to the maps, I couldn't find a

1 baseball map big enough for Jim.

2 MR. RIVERA: Let him borrow this.

3 MR. SOLAREZ: Map three is the best to
4 resolve it. It has minor effect in treating that to
5 help them out in Marana. To know you were making a
6 decision, of the three, this is the best one at this
7 stage.

8 CHAIRMAN LYNN: Thank you.

9 Mr. Rios?

10 SENATOR RIOS: Thank you, Mr. Chairman.

11 I think I have essentially support that
12 keeps the tribes united. They supported it before the
13 Commission so as to elect maybe a Native American. And
14 they've run in the past, run with Native Americans.
15 We've proposed Native Americans and that keeps most of
16 it together, and it makes sense to me.

17 Sierra Vista versus Marana, maybe you all
18 tinker with it. The other thing I noticed, if you make
19 another district competitive, instead of moving
20 Saddlebrooke, move into DD, move portions of BB into DD,
21 make that competitive.

22 CHAIRMAN LYNN: The only problem with
23 that, you can't get there from here.

24 MR. RIOS: Can't get there from here.

25 COMMISSIONER MINKOFF: His district is

1 like that already.

2 CHAIRMAN LYNN: His district is like that
3 already.

4 (Laughter.)

5 COMMISSIONER HALL: Read The Reporter.

6 MR. RIOS: I get your point.

7 What about the fact District Y is
8 majority-minority? If you look at it, District Y is a
9 majority-minority district. No longer is it if one
10 takes it down to 87 44.

11 MR. RIOS: I had not looked at it.

12 MR. RIVERA: Look at it. Does that change
13 your opinion?

14 MR. RIOS: I wouldn't want to lose
15 minority-majority.

16 MR. RIVERA: Would this override the fact
17 there are four tribes in the same district?

18 MR. RIOS: I represent four Native
19 American Tribes.

20 MR. RIVERA: Aaron Kizer represented the
21 Hispanic Coalition.

22 MS. HAUSER: Maybe it's a good time to
23 clarify the total minority for the VAP district.

24 Version 1, 49.07 VAP.

25 COMMISSIONER MINKOFF: District Y.

1 MS. HAUSER: Yes. For V, Version 2 Y,
2 52.34. 3, Jose said 47.44 VAP. 4, 51.38.

3 CHAIRMAN LYNN: The first two numbers
4 again, Lisa.

5 MS. HAUSER: 49.07. And 2, 52.34.

6 MS. LEONI: If I might, to add to the
7 information given us, in the current plan Tohono O'odham
8 is in the majority-minority plan.

9 COMMISSIONER ELDER: Current plan.

10 MS. LEONI: One of the attempts with the
11 minority population is to create additional
12 opportunities in the southern moving the
13 minority-majority district Tucson proper. These options
14 in S V2, S V4 allow a third.

15 CHAIRMAN LYNN: Mr. Kizer, I don't want to
16 put you on the spot. If you can help us, we're happy to
17 hear you.

18 MR. KIZER: I'm happy to analyze the maps.
19 The concern, as in the MALDEF letter, of
20 the nine majority letters, five majority letters, Jose,
21 I think total population, looking some maps, 4G, that's
22 down to, you've got four districts below 50 percent.
23 Cutting down majority, sometimes 49.74. We'd urge you
24 to keep in mind MALDEF's standards.

25 The big issue within the coalition is

1 working with MALDEF toward concession standards we all
2 can agree to.

3 MR. RIVERA: Not Hispanic
4 majority-minority voting age population.

5 MR. KIZER: Two issues. Put the whole
6 thing together, what it does to total districts, and how
7 many are majority Latino. That's the missing question.

8 MR. RIVERA: The letter from MALDEF,
9 minority, MALDEF was total minority. The number I gave
10 you, total minority, Hispanic, Spanish.

11 MR. KIZER: Y doesn't split the voting age
12 for Hispanic.

13 COMMISSIONER MINKOFF: Voting age.

14 MR. KIZER: Y is one of the choices. Two
15 spaces, Y, get it on the other nine.

16 MS. LEONI: Mr. Kizer, I did want to point
17 out, with the new configuration, I'd point out one
18 additional majority business, the Spanish VAP district,
19 that's District N. The plan up on the board now does
20 have five.

21 MR. KIZER: 4G would have that. N.

22 MS. LEONI: N.

23 CHAIRMAN LYNN: May be trading a district.

24 MR. KIZER: When I was looking, areas of
25 concern were -- I was looking at Hispanic populations in

1 CC, 49.74; AA, 49.44; X, 49.28, and that might be it.
2 As I look at 4G, it drops below in five Latino majority
3 districts.

4 COMMISSIONER HUNTWORK: I only wanted to
5 make a comment.

6 CHAIRMAN LYNN: No question for Mr. Kizer?

7 COMMISSIONER HUNTWORK: Not really. A
8 comment.

9 If we found here, all things being equal,
10 find another majority-minority district, we'd welcome
11 the opportunity to do that.

12 CHAIRMAN LYNN: That's the issue.

13 Mr. Hartdegen.

14 MR. HARTDEGEN: Is it possible to pull
15 back to get a look at home town?

16 COMMISSIONER HALL: Go ahead and do that,
17 Mr. Hartdegen.

18 COMMISSIONER ELDER: V2, V3.

19 MR. HARTDEGEN: For my needs, for getting
20 close, and in the spirit of compromise, I realize
21 there's some blocks, for my needs, it's getting close.
22 What I was wondering is if in the San Manuel area we
23 brought it into Z, what that would do to the rest of the
24 western side. There's not much population behind the
25 Ak-Chin population.

1 CHAIRMAN LYNN: Pull up test three. That
2 does that.

3 Here are the choices. Take San Manuel out
4 of W. Choices are to add more population to the west
5 side or add more Sierra Vista into the mix.

6 MR. HARTDEGEN: That configuration really
7 is better. We can't get into the nitty-gritty on
8 population.

9 CHAIRMAN LYNN: Unfortunately, we have a
10 situation where -- this is very symptomatic of what the
11 problem is all over the state.

12 MR. HARTDEGEN: I understand.

13 CHAIRMAN LYNN: It's not meant to change
14 your comments. We need to know what does to your
15 constituency.

16 MR. HARTDEGEN: When I addressed you, how
17 many acres are harmed there, areas of interest,
18 whatever.

19 Stanfield, for instance, their high school
20 age students go to Casa Grande at the high school. They
21 don't have a unified high school, elementary school
22 district, high school, and that creates a problem. The
23 elementary district goes to the school in Casa Grande.
24 There are so many problems between that part in Casa
25 Grande. It's hard to explain. People shop in Casa

1 Grande. They shop there, probably have their insurance
2 agents there, buy a house, have their title guy.

3 CHAIRMAN LYNN: Population of Stanfield?

4 And that was blatant.

5 COMMISSIONER HALL: Cows Title Company.

6 CHAIRMAN LYNN: How many people are in
7 Stanfield?

8 MR. HARTDEGEN: A variation of another one
9 is a lot better. Hold that one. In fact, that was one.

10 CHAIRMAN LYNN: Ms. Minkoff.

11 And would you zoom in on another map.

12 Zoom in G4.

13 COMMISSIONER MINKOFF: Let me ask a
14 question. Either Mr. -- Stanfield is small, very small,
15 between Stanfield and the border of the district. Is it
16 open or have you --

17 MR. HARTDEGEN: Francisco Grande. Other
18 than that --

19 COMMISSIONER MINKOFF: Including
20 Stanfield, is there more than 1,000?

21 CHAIRMAN LYNN: Mr. Huntwork, before you
22 move, can you relate to this map?

23 COMMISSIONER HUNTWORK: Yes. Yes, it
24 does.

25 CHAIRMAN LYNN: Go ahead.

1 COMMISSIONER HUNTWORK: The difference
2 between maps, this one is close enough in population to
3 move up and include the urban population. The previous
4 map hadn't done enough to give the consultants different
5 choices. Obviously they didn't make that choice a lot
6 better choice by uniting the Western Pinal County in
7 this map than the previous one.

8 The other thing I wanted to say is the
9 only way they want do both, there's a small piece of
10 Apache Junction in the East Valley with enough
11 population to do both, if you run the population.

12 COMMISSIONER MINKOFF: All through.

13 COMMISSIONER HUNTWORK: Up through
14 Scottsdale.

15 COMMISSIONER HALL: And Doug just passed
16 out.

17 CHAIRMAN LYNN: Wouldn't be doing it
18 today. That's for sure.

19 CHAIRMAN LYNN: Go to the other map, then,
20 and we'll allow Mr. Hartdegen to tell us how that map
21 affects the area.

22 MR. HARTDEGEN: Map 4 is a doer for Pinal,
23 Maricopa, and the Stanfield area, looking at it from an
24 agricultural standpoint. Most of the areas of Stanfield
25 are agricultural areas, feed lots. The blue area tie in

1 with the Greater Casa Grande area nicely, Maricopa
2 north. And I'll scan the field to the south. That ties
3 in good.

4 I realize there are problems to other
5 reservations. This scenario, we can compromise on.

6 CHAIRMAN LYNN: Shouldn't be. Rios?
7 Mr. Solarez is outside.

8 Mr. Solarez, come up.

9 Mr. Hall had a question, Mr. Solarez.

10 COMMISSIONER HALL: Mr. Solarez, it was
11 testified, they're the biggest farming operations which
12 is conflict with testimony of pushing farming. Farming
13 exists is the testimony, one of the most efficient
14 operations around, even, which shows W, the prior W
15 going below the Stanfield area, below Stanfield. And
16 that also has the largest number of lottery
17 millionaires.

18 CHAIRMAN LYNN: Really. Been buying my
19 tickets in the wrong place.

20 MR. SOLAREZ: I think the biggest place,
21 your attorney, what's his name, Mr. Rivera.

22 That one you're pointing to, talking about
23 total minority population, not total population, MALDEF,
24 that's apples and oranges.

25 CHAIRMAN LYNN: Apples and oranges, not

1 green chili.

2 MR. SOLAREZ: Apples, oranges, green
3 chili, not red chili.

4 COMMISSIONER HALL: Four tribes for Native
5 American. Elected?

6 MAYOR COLEMAN: Yes.

7 COMMISSIONER HALL: This configuration
8 would be in a majority-minority district. It would not
9 be minority that would be increased for inclusion in
10 this district.

11 MR. SOLAREZ: In fact, most minorities are
12 with the Democratic party. That's a major impact and
13 constant historically through that aspect. The fact
14 Hispanics are elected currently, a combination of
15 Hispanics and Anglos are elected, reflects the sense of
16 community election parties.

17 COMMISSIONER HALL: Thank you. Appreciate
18 it.

19 CHAIRMAN LYNN: We'd be delighted to hear
20 Mr. Valdez if he's here and available.

21 COMMISSIONER HALL: Sorry to interrupt you
22 with your current responsibilities.

23 MR. VALDEZ: For the record, Ramone
24 Valdez.

25 My end time, 4:30.

1 CHAIRMAN LYNN: (Spanish is spoken),
2 Valdez.

3 MR. VALDEZ: My opposite half is presented
4 by Senator Rios. In particular, as to strength of the
5 comment you stated, uniting communities in W, one of the
6 issues Senator Rios also brought up may not be an issue.
7 I understand the issue was how you get there, and that,
8 with Saddlebrooke, Saddlebrooke and DD. At initial
9 glance, there are two things we noticed. Take
10 Saddlebrook, and it does go into DD. There's a
11 connection with Saddlebrooke and some eastern community
12 issues, part, technically, of the Catalina Mountains,
13 the same changes taken in terms of deviation. You and I
14 talked about deviation of the majority-minority
15 districts.

16 In the corner --

17 DR. ADAMS: Recently to CC, if the corner
18 is taken out, deviation is taken out, a 10th
19 majority-minority district in the map. We'd urge it as
20 a possibility.

21 CHAIRMAN LYNN: What deviation do you
22 think that occurs within?

23 MR. VALDEZ: I don't have a computer with
24 me. I can't tell you.

25 CHAIRMAN LYNN: One question on

1 Saddlebrooke and the rest of DD. It's possible to
2 connect anything, if you work hard enough. As to
3 community of interest, Saddlebrooke and the rest of DD,
4 the connection is the community of interest of
5 Saddlebrooke, Sun City Vistoso, and so what do you
6 think?

7 MR. VALDEZ: In addition to Sierra Vista
8 into DD, I think so.

9 CHAIRMAN LYNN: Saddlebrooke is
10 predominantly, exclusively, retirement. With the
11 addition of Sierra Vista to the district, I think you
12 are suggesting it's highly retirement.

13 Saddlebrooke, Rancho Vistoso up the road,
14 two sides of the road, two sides of the same community.

15 MR. VALDEZ: Look at other portions of
16 Marana. If you exchange DD, Z, there's greater
17 community of interest in that area as well.

18 CHAIRMAN LYNN: Ms. Minkoff.

19 COMMISSIONER MINKOFF: Mr. Chairman,
20 looking at these four plans, doubled, doubled, one of
21 them, the plans put four urban reservations together.
22 Earlier we heard testimony, heard testimony from the
23 Salt River Pima on Congressional Districts, they have
24 much more, in fact, of a connection with Scottsdale than
25 do the Native American tribes. On the list you'll find

1 them, they made a change and it made sense.

2 We heard testimony today from the Gila
3 River, Ak-Chin, and their close relationship, not
4 ethnically, economically, with the other two Metro
5 tribes, Salt River Pima and Fourth River McDowell.

6 The other three plans, other than Version
7 3, take them out of the district that wraps around the
8 urban tribes and puts them essentially in a rural
9 district. The disadvantage of Version 3 is a version of
10 an urban county.

11 When I went to Pascua Grande, they
12 presented a plan that united most of Pinal County. I
13 said I hope we got 29 more just like it and they all
14 meshed. That didn't happen.

15 What I'm hoping is looking at District W
16 Version 3, with the authorized population deviation, to
17 authorize goals of the northern part of the state, I
18 wonder if we might do the same thing as it unites the
19 four urban tribes which they all said were extremely
20 important, pick up a portion of Western Pinal County,
21 Stanfield, areas around Stanfield that Mr. Hartdegen
22 said, 1,500 people, a smaller number than Mr. Hartdegen
23 said, and unite the area that way, unite them, the four
24 area tribes.

25 COMMISSIONER HALL: Is that a motion?

1 COMMISSIONER MINKOFF: If you second it.

2 COMMISSIONER HALL: In the interest of any
3 progress, I'll second it, for the purpose of discussion.

4 CHAIRMAN LYNN: Moved and seconded to
5 explore the possibility of addressing the issues in
6 Western Pinal County out of a Version 3 map with respect
7 to reuniting communities, Stanfield primarily.
8 Stanfield primarily.

9 COMMISSIONER MINKOFF: Majority-minority
10 communities.

11 CHAIRMAN LYNN: Mr. Johnson, Mr. Hartdegen
12 mentioned it was possible, as long as there are enough
13 votes to order the test, the options possible. We do
14 make light of some of this. The tension will kill you
15 if you don't make light some of it. It's serious work.
16 We want to pay serious interest to the Indian tribes
17 being held together.

18 If we haven't said it, we're mindful
19 Southern Arizona being slightly short of population to
20 make one more district. That shortness of population
21 means we've gotta go north, south, east or west to pick
22 up additional population. We don't want to split
23 another city if don't have to. If we do have to split
24 another city, we want to split it in a manner consistent
25 with some testimony received in a city.

1 Having said that, Mr. Valdez offers some
2 possibilities in ways districts could be looked at. I'd
3 like to try to incorporate some of that in this motion
4 or a separate motion, if we're going to make shifts.

5 I think of all options we're going to look
6 at, the one that provides some promise is 3. But there
7 are things about 3 that could use work.

8 I guess the question is, Mr. Johnson, in
9 your opinion, if you concentrate on 3 and take the
10 information into account, do you think you can give
11 better options?

12 MR. JOHNSON: Mr. Chairman, trying to
13 confirm it, I think there are 6,000 people in the
14 western portion of Pinal County.

15 COMMISSIONER MINKOFF: Not talking about
16 the entire western portion, Stanfield over.

17 CHAIRMAN LYNN: That's where they are.

18 MR. JOHNSON: I'd need to clarify what the
19 instruction is for looking.

20 COMMISSIONER MINKOFF: Look at Stanfield,
21 a Census place.

22 CHAIRMAN LYNN: Center Spring.

23 COMMISSIONER MINKOFF: East from Stanfield
24 until you hit the green line.

25 COMMISSIONER ELDER: Not Stanfield.

1 MR. JOHNSON: Stanfield right here.

2 CHAIRMAN LYNN: We're coming up on the
3 time when we need to take break.

4 Can we do that now --

5 Do you understand instruction? I think
6 what needs to happen is you run another test with that
7 particular instruction in mind as well as some other
8 possibilities we had.

9 Ms. Leoni.

10 MS. LEONI: I was interested in clarifying
11 succinctly the questions made by Mr. Valdez.

12 As I understand, it's a possible move of
13 Saddlebrooke into DD; number two, a possible move of the
14 corner of C into DD. Is that correct?

15 CHAIRMAN LYNN: I think that's accurate.

16 MR. VALDEZ: I think that's accurate.

17 CHAIRMAN LYNN: Trying to clarify your
18 suggestion.

19 MR. VALDEZ: One more. It also ties in
20 with Green Valley.

21 CHAIRMAN LYNN: Saddlebrooke.

22 Saddlebrooke put in with DD, shift with --

23 MR. VALDEZ: Dying to use it.

24 CHAIRMAN LYNN: Not anyone's idea. Take
25 this area here, shift right above BB here, create

1 another competitive district.

2 CHAIRMAN LYNN: Mr. Huntwork.

3 COMMISSIONER HUNTWORK: I'm thinking at
4 this moment Sun City has a great deal to do with Sun
5 Lakes, but it's on the opposite end of the Valley of the
6 Sun. Sun City, Saddlebrooke, you wouldn't put those
7 together. There's a mountain range between. The
8 community developing north of Tucson -- we can test
9 anything we want. I think our consultant has something
10 better to do.

11 CHAIRMAN LYNN: I'm more concerned with
12 the motion on floor, western Pinal.

13 COMMISSIONER MINKOFF: I think they are
14 separate motions.

15 COMMISSIONER ELDER: Mr. Chairman,
16 separate tests, one for Pinal, one for central Tucson,
17 one direction in one test.

18 CHAIRMAN LYNN: The motion at the moment
19 relates to western Pinal.

20 COMMISSIONER MINKOFF: I see the issues
21 one at a time. We're again going to want to do them one
22 at a time. We'll be deciding issues one at time.

23 CHAIRMAN LYNN: If that's the case,
24 withdraw your motion a moment. Reconfigure the motion.

25 COMMISSIONER MINKOFF: Combine.

1 COMMISSIONER HALL: I'll agree to
2 withdraw.

3 CHAIRMAN LYNN: Thank you.

4 COMMISSIONER ELDER: Before we go in.

5 CHAIRMAN LYNN: We need a break.

6 COMMISSIONER ELDER: I need a five-minute
7 break. Go get goodies.

8 I'm reminded what Moses said to the Pharo:
9 Let my people go.

10 CHAIRMAN LYNN: Let's take the afternoon
11 break.

12 "Let my people go."

13 (Whereupon, a recess was taken at
14 approximately 2:45 p.m.)

15 CHAIRMAN LYNN: Ladies and gentlemen,
16 Commissioners, be seated. Let's try to get started.

17 My perception could be wrong. The map,
18 the best opportunity could be wrong. The best
19 opportunity for a best conclusion, it seems to be
20 Version 3. I'd like to entertain a motion related to
21 Version 3, if I might.

22 Mr. Huntwork.

23 COMMISSIONER HUNTWORK: I'd like to
24 propose we run a test based on Version 3 which, as you
25 say, does a good job of dealing with problems such as

1 that Pinal County unites southern tribes in the
2 district. It also does not have a majority-minority
3 district in Y. It divides counties in Sierra Vista. It
4 potentially addresses a problem in this essentially
5 trading the Marana population for Sierra Vista
6 population. The way that would work is Marana comes
7 into Y, Sierra Vista comes into DD, and DD goes into Z.
8 It's a three-way circulation around Tucson that doesn't
9 affect the majority-minority districts around Tucson
10 itself.

11 To the extent -- clearly that improves the
12 demographics of Y to some extent. If it does not
13 improve them enough to achieve majority-minority
14 districts itself, consider we're using population
15 deviation as a way of finishing the job, also, to some
16 extent, we'll be uniting Pinal County, that AUR, and
17 transferring additional population into Pinal County
18 with West Casa Grande from Y into Y into which we
19 achieved appropriate population.

20 CHAIRMAN LYNN: Second?

21 COMMISSIONER MINKOFF: I'll second.

22 CHAIRMAN LYNN: Discussion on the motion.
23 It's moved and seconded.

24 COMMISSIONER MINKOFF: As we move the area
25 of Western Pinal County into western W, look in order to

1 adjust it at moving the Mammoth area immediately between
2 it and District Z, into District Z, the eastern Pinal
3 counties, there's one closest to Tucson.

4 COMMISSIONER HUNTWORK: Mammoth has a
5 small population.

6 COMMISSIONER MINKOFF: Mammoth is just
7 outside Oracle, San Manuel. Help us, it's the area just
8 outside San Manuel. Allow more into District W out of
9 District W into District Z.

10 COMMISSIONER HUNTWORK: I'd accept that.

11 COMMISSIONER MINKOFF: Since looking,
12 taking some out of District Z anyway.

13 CHAIRMAN LYNN: Mr. Elder.

14 COMMISSIONER ELDER: Just for
15 clarification, take Marana out of Y. Only the portion
16 west, southwest of the freeway.

17 COMMISSIONER HUNTWORK: I'm referring to,
18 as far as I'm concerned, and there's plenty of room for
19 disagreement, as much of Marana as there is Sierra Vista
20 to make the switch. 15,000 or something, in that range.

21 COMMISSIONER MINKOFF: And Avra Valley.

22 CHAIRMAN LYNN: The same thing west of the
23 freeway, moves to the extent necessary.

24 COMMISSIONER ELDER: If the goal is above
25 the threshold to be a majority, it makes sense to take

1 the area west of the freeway. Once you start going east
2 of the freeway, we're taking an area that would not
3 benefit that Y majority-minority demographic.

4 COMMISSIONER HALL: Let me ask you:
5 Remember trading for Sierra Vista? It seems unlikely to
6 me we're doing the same. If areas east of the freeway
7 had beneficial minority characteristics, they'd continue
8 as long as available, continue to unite. We might end
9 with one map that united only in W Sierra Vista, only
10 DD.

11 COMMISSIONER ELDER: I agree only as long
12 the eastern part of Marana doesn't gain anything.

13 COMMISSIONER HUNTWORK: As long as we
14 don't end up with a situation of moving backwards.

15 CHAIRMAN LYNN: Mr. Hall.

16 COMMISSIONER HALL: With respect to the
17 amendment, I appreciate the concerns on western Pinal,
18 but I'm not so sure on the Mammoth community of interest
19 to south. I'm not so sure half a day is going to work
20 to do half the goal. If we're going to fix eastern
21 Pinal, let's fix it. Otherwise let's adopt the map and
22 go home. Adopting Mammoth is exacerbating the problem
23 we're trying to fix.

24 CHAIRMAN LYNN: He agrees.

25 That was on the amendment or proposed

1 amendment.

2 What is the pleasure on the amendment?

3 COMMISSIONER HUNTWORK: I'm prepared to go
4 either way on the amendment. Actually, I'd like more
5 information. It appears there's development in that
6 direction. The highway runs through there and continues
7 on to Mammoth.

8 COMMISSIONER HALL: I'm not an expert on
9 the area. Not too long ago I drove the road. From an
10 outsider's perspective, Mammoth more closely relates to
11 the communities to the northwest, not to south.

12 CHAIRMAN LYNN: I think that is clear. I
13 think testimony we heard earlier today earlier in the
14 process supports that.

15 I'm not particularly in favor of amendment
16 either.

17 COMMISSIONER MINKOFF: Ask Pinal County
18 experts, Senator Rios, in looking at the population of
19 Western Pinal.

20 CHAIRMAN LYNN: Senator Rios?

21 SENATOR RIOS: I'd oppose the amendment.
22 Mammoth, that's trading people for cows. I'd rather
23 have the people.

24 COMMISSIONER HUNTWORK: When you put it
25 that way.

1 CHAIRMAN LYNN: I didn't put it any way.

2 COMMISSIONER HUNTWORK: Then I reject it.

3 COMMISSIONER MINKOFF: I just withdrew it.

4 COMMISSIONER HALL: I'd say, as a cowboy,
5 I prefer the cows; but I'm not a politician.

6 CHAIRMAN LYNN: Do you understand the
7 motion?

8 Mr. Johnson do you understand the motion?

9 MR. JOHNSON: Trade Marana, the Picture
10 Rocks area, Marana, west of the freeway for Sierra, if
11 that's not Y minority-majority voting blocks.

12 COMMISSIONER HUNTWORK: No. Keep trading
13 Marana, Sierra Vista, as long as the demographics don't
14 start getting worse, eventually trading all of Marana.
15 I think there's more population in Marana. Eventually
16 you'll run out of one or the other. When you run out of
17 the other, also when you hit a point the demographics
18 are going backwards in Y, stop sooner.

19 CHAIRMAN LYNN: Again, for what you take
20 out of District Z, Marana, into Y, then move District Z
21 in DD to pick up population.

22 You understand the goals?

23 MR. JOHNSON: Yes.

24 CHAIRMAN LYNN: Further discussion on the
25 motion?

1 Roll call.

2 Mr. Elder?

3 COMMISSIONER ELDER: "Aye."

4 CHAIRMAN LYNN: Ms. Minkoff?

5 COMMISSIONER MINKOFF: "Aye."

6 CHAIRMAN LYNN: Mr. Hall?

7 COMMISSIONER HALL: "Aye."

8 CHAIRMAN LYNN: Mr. Huntwork?

9 COMMISSIONER HUNTWORK: Aye.

10 CHAIRMAN LYNN: Two more motions, in the
11 interests of time. Two: One dealing with Phoenix. I
12 think it's a fairly simple motion. If I recall the
13 discussion about Phoenix, as we are running this test we
14 may as well incorporate other tests, the same one as
15 when it comes back and actually looks like a whole map.

16 Is there an affirmative motion on the
17 Phoenix portion of test we've looked at this afternoon?

18 Ms. Minkoff.

19 COMMISSIONER MINKOFF: I move we authorize
20 the consultants to incorporate changes D, F, and K into
21 the test map.

22 CHAIRMAN LYNN: Is there a second?

23 COMMISSIONER HALL: Second.

24 CHAIRMAN LYNN: Discussion on the motion?

25 Mr. Huntwork.

1 COMMISSIONER HUNTWORK: As I understand
2 it, all Phoenix Maricopa Districts as shown on the
3 screen at this time.

4 CHAIRMAN LYNN: Yes.

5 MR. JOHNSON: Clarify the portion H
6 through T.

7 COMMISSIONER MINKOFF: All incorporated in
8 the motion.

9 CHAIRMAN LYNN: Further discussion on the
10 motion?

11 Roll call.

12 Mr. Elder?

13 COMMISSIONER ELDER: "Aye."

14 CHAIRMAN LYNN: Ms. Minkoff?

15 COMMISSIONER MINKOFF: "Aye."

16 CHAIRMAN LYNN: Mr. Hall?

17 COMMISSIONER HALL: "Aye."

18 CHAIRMAN LYNN: Mr. Huntwork?

19 COMMISSIONER HUNTWORK: "Aye."

20 CHAIRMAN LYNN: The northern portion of
21 the state, Legislative District A.

22 I'm hopeful somewhere in Navajo lore an
23 elephant trunk up is a good sign.

24 Is there a motion to include this in the
25 test?

1 COMMISSIONER ELDER: Since I was the one
2 that beat this thing up needlessly, I'll make a motion
3 to incorporate this in the test for ledg. for the state.

4 CHAIRMAN LYNN: Second?

5 COMMISSIONER MINKOFF: With reluctance,
6 I'll second it.

7 CHAIRMAN LYNN: I'll indicate distasteful
8 elements of this are present and on the record,
9 expressed on the record. Given the goals we must meet,
10 every member present has expressed it and must mention
11 it.

12 COMMISSIONER HUNTWORK: I'd like to
13 consider dividing X, extrapolation C and E, and simply
14 moving the line.

15 MR. JOHNSON: Already done. The yellow
16 area here should be blue. It's a technical correction.
17 Other than that small area, any transfer of population
18 from C and E involve crossing the county line, given the
19 goal of avoiding that.

20 COMMISSIONER HUNTWORK: C, E, I, I thought
21 appropriate to share that.

22 CHAIRMAN LYNN: With that response, is
23 that a concern?

24 Want to add to the motion as it currently
25 exists?

1 The maker of the motion has added to it.

2 COMMISSIONER ELDER: Mr. Huntwork, for the
3 number involved, the jurisdictional edge, communities as
4 a whole, less than two-tenths of a percentage on
5 deviation balance. No?

6 COMMISSIONER MINKOFF: I agree.

7 COMMISSIONER HUNTWORK: Two percent.
8 Two-tenths.

9 COMMISSIONER HALL: Two-tenths, 268.

10 COMMISSIONER HUNTWORK: Two percent.

11 CHAIRMAN LYNN: Mr. Hall.

12 COMMISSIONER HALL: If you disburse C, D,
13 you benefit it.

14 MR. JOHNSON: The challenge --

15 CHAIRMAN LYNN: Ladies and gentlemen, if
16 you miss it, repeat it.

17 MR. JOHNSON: The challenge is the area
18 above Winslow, that section, Arizona landing strip.

19 COMMISSIONER HALL: Between C and D, is
20 the dividing line any better?

21 COMMISSIONER HUNTWORK: D is further into
22 C.

23 COMMISSIONER HALL: Configuration line.
24 Tweak it. For example, not in D.

25 MR. JOHNSON: Humboldt in B, out of C.

1 CHAIRMAN LYNN: Ms. Minkoff, let Mr. Hall
2 ask the question.

3 COMMISSIONER HALL: How does Sherman ever
4 get a word in edgewise?

5 COMMISSIONER ELDER: Got his name on the
6 record.

7 COMMISSIONER HALL: The answer, I assume,
8 is no.

9 The answer is it's the least damage is to
10 put it into C. Is that correct?

11 COMMISSIONER MINKOFF: Uh-huh.

12 COMMISSIONER HALL: Thank you, Andi.

13 CHAIRMAN LYNN: Mr. Johnson, you'll have
14 to be faster.

15 CHAIRMAN LYNN: Mr. Huntwork.

16 COMMISSIONER HUNTWORK: A is
17 underpopulated 2.80 percent. Put all into D, ends up --

18 CHAIRMAN LYNN: Underpopulated.

19 COMMISSIONER HUNTWORK: Furthermore, not
20 talking D, C. It's difficult to follow what I'm trying
21 to say. I'll try again. A is underpopulated 3,500, all
22 of which was transferred into C on this test.

23 CHAIRMAN LYNN: Almost all.

24 COMMISSIONER HUNTWORK: C is overpopulated
25 1.87 percent, or 135. It seems to me, one thing to

1 benefit the demographics of the district is
2 underpopulating it, and it's quite another, quite
3 another, to cause detriment. There is no justification
4 in overpopulating C. The consideration, disbursing the
5 detriment over more than one district. The easiest way
6 is to move the dividing line between E and C.

7 COMMISSIONER HALL: Where do you move it?

8 COMMISSIONER HUNTWORK: Move it as far as
9 necessary, pick up 1,600 people.

10 CHAIRMAN LYNN: Explain the detriment.

11 Explain the detriment to that person that does it.

12 COMMISSIONER HUNTWORK: Each person in C
13 has the right to cast one ballot. 100 persons.

14 CHAIRMAN LYNN: One person, one vote
15 argument.

16 Ms. Minkoff.

17 COMMISSIONER MINKOFF: I understand. I'm
18 not sure shifting into E is the way to do it. The
19 county line, could move line C and D to a bit rural
20 unincorporated areas, put half of the population, say,
21 half, 1,500 people, into D, not be dealing with the
22 county line, the border between C, D, right in the
23 middle of the county. I wonder about areas like Cordes
24 Landings, places in C, empty, unincorporated, Seligman.

25 CHAIRMAN LYNN: Again, without

1 micromanaging the issue, is there, within your test, an
2 opportunity to attempt to correct the issue Mr. Huntwork
3 raises along the entire border, an attempt to do so --
4 one of the issues is crossing the county line, to try to
5 do it to east, that's a trade we might be willing to
6 make.

7 COMMISSIONER HUNTWORK: Not considering
8 other opportunities. Not breaking up a county hasn't
9 already been broken.

10 CHAIRMAN LYNN: I understand.

11 COMMISSIONER HUNTWORK: Not breaking up
12 any opportunities. EACO is broken. Navajo.

13 CHAIRMAN LYNN: May break other
14 communities of interest that are already intact.

15 MR. JOHNSON: Mr. Chairman, if I might.

16 CHAIRMAN LYNN: Mr. Johnson.

17 MR. JOHNSON: Obviously the deviations,
18 looking at how to do this, the reason we didn't try to
19 take D when we originally did this is the additional
20 rural Yavapai district, the concern on that front. The
21 District E side, really at looking Gila County, part
22 that extends to Yavapai, move Gila half, the border of
23 Flagstaff, Munds Park, just because the whole square
24 compactnesswise, the whole addition to E, the whole leap
25 unpopulated connect to Apache Reservations. Certainly

1 we could do it, if it's the Commissions desire for more
2 rural population, a rural district, or E to the edge of
3 Flagstaff, or the Flagstaff community.

4 CHAIRMAN LYNN: Again, Mr. Huntwork's
5 suggestion, makers of the motion on the other side of
6 the table.

7 CHAIRMAN LYNN: A separate motion, if it
8 doesn't get included.

9 COMMISSIONER MINKOFF: Apache to
10 communities A and E. Shift the third district, Apache
11 County, which is very small population. Gila undivided,
12 all District E. Doing this, insert the county, not
13 there, moving north population back to A you took out of
14 first place for voting rights consideration. The only
15 place I see it, on D, is Mr. Lynn made a compelling
16 reason for not doing that.

17 COMMISSIONER HUNTWORK: Mr. Chairman.

18 CHAIRMAN LYNN: Mr. Huntwork.

19 Further discussion floor.

20 COMMISSIONER ELDER: I was going to call
21 the question.

22 CHAIRMAN LYNN: Move to the microphone. I
23 never know.

24 The question has been called.

25 Roll call.

1 Mr. Elder?

2 COMMISSIONER ELDER: "Aye."

3 CHAIRMAN LYNN: Ms. Minkoff?

4 COMMISSIONER MINKOFF: "Aye."

5 CHAIRMAN LYNN: Mr. Hall?

6 COMMISSIONER HALL: "Aye."

7 CHAIRMAN LYNN: Mr. Huntwork?

8 COMMISSIONER HUNTWORK: "Aye."

9 CHAIRMAN LYNN: Chair votes "aye."

10 Motion carries five-zero.

11 Mr. Huntwork.

12 COMMISSIONER HUNTWORK: Because we do not
13 divide Apache County, or have any county not divided by
14 a population shift, I'd ask the consultants to recommend
15 to us the way we divide population between districts C
16 and E in a manner least disruptive to their communities
17 of interest.

18 CHAIRMAN LYNN: Is there a second?

19 Mr. Huntwork, I believe the motion dies
20 for lack of a second.

21 Further instructions to give the
22 consultants at this time?

23 Then let me ask Mr. Johnson, given the
24 work we've given you in the last three motions, can you
25 give me an estimate when we might be able to see

1 results?

2 MR. JOHNSON: I'd estimate four, five
3 hours, I could have all the pieces together.

4 CHAIRMAN LYNN: Ladies and gentlemen.

5 COMMISSIONER HALL: Anyone know what's
6 playing until 9:00 o'clock?

7 COMMISSIONER MINKOFF: Four, five hours is
8 9:00 o'clock, if on time, which it may not be. Come
9 back at 9:00 o'clock, 10:00, 11:00 o'clock.

10 MR. RIVERA: Hey, Andi.

11 CHAIRMAN LYNN: We noticed the meeting for
12 8:30 tomorrow morning.

13 What is your pleasure?

14 COMMISSIONER HUNTWORK: Tomorrow morning.

15 CHAIRMAN LYNN: Let me ask if there are
16 any other instructions, if we need to go over any other
17 issue that we talked about with the consultants.

18 Ms. Minkoff.

19 COMMISSIONER MINKOFF: Because of the
20 change in configurations of a number of districts, I'd
21 ask you also present another sheet that shows the
22 competitiveness of districts, when you show the
23 competitiveness of districts.

24 MR. JOHNSON: Quick AQD numbers?

25 COMMISSIONER MINKOFF: Yeah.

1 CHAIRMAN LYNN: Without objection.

2 We have instructions to the consultant.

3 The Consensus is again to convene at 8:30
4 tomorrow morning.

5 COMMISSIONER MINKOFF: My only question
6 is, one, will the consultant take until noon? I'd like
7 an assurance from them it will be 8:30. I don't want to
8 be here at 8:30 unless they'll be ready for us at 8:30.

9 COMMISSIONER ELDER: In response, if
10 there's nothing to do at 8:00 at the hotel, do it at
11 9:00, unless they go out.

12 CHAIRMAN LYNN: We noticed the meeting for
13 8:30. As you know, we always start promptly on time.

14 Mr. Johnson, can you answer Ms. Minkoff's
15 question?

16 MR. JOHNSON: I'm pretty certain we'll
17 finish before we close up for the evening tonight.
18 Other than the issue of getting it onto your computers,
19 we'll be pretty good, shouldn't have any problems in the
20 morning.

21 CHAIRMAN LYNN: Anything else at this
22 time?

23 MR. JOHNSON: We've been requested
24 regarding numbering of Congressional Districts.

25 CHAIRMAN LYNN: We began that discussion

1 earlier in the day.

2 Ms. Hauser.

3 MS. HAUSER: I was working with NDC at
4 that time.

5 COMMISSIONER HALL: I'd second Mr. Elder's
6 motion on that subject.

7 COMMISSIONER ELDER: I believe -- I'll
8 restate the motion.

9 Boy, have I got a motion. The motion was
10 we begin with Yavapai Prescott District as being 1, as
11 being first, named the Mother of all Counties. In any
12 case start off as Historical 1; C, District 1. Start
13 from the upper left, move through the state in sequence.

14 CHAIRMAN LYNN: Meaning A becomes District
15 2; B, 3; and so on?

16 COMMISSIONER ELDER: Yes.

17 COMMISSIONER HALL: It's still unclear
18 what's the interior.

19 COMMISSIONER MINKOFF: Unclear?

20 COMMISSIONER ELDER: Congressional only at
21 this stage.

22 Not close, couldn't make a recommendation
23 on Ledg. districts.

24 CHAIRMAN LYNN: I understand there are a
25 couple issues, a couple issues raised earlier about

1 renumbering. If you remember the configuration of the
2 two, or sides taken of the two, then there's additional
3 information now available. The Congressional officers
4 tend to offer their station regularly, rename districts.
5 Secondly, any confusion that might be attendant because
6 it was renumbered, is negated, didn't seem to be much of
7 an issue.

8 Again, to make sure it's clear, we're
9 referring only to Congressional.

10 COMMISSIONER ELDER: The motion is C is 1.
11 A, District 2; B, District 3; C, District 4; E District
12 5, F District 6, G District 7, H District 8.

13 COMMISSIONER HALL: Second.

14 CHAIRMAN LYNN: That's the motion. Made
15 and seconded.

16 Made and seconded. No discussion?

17 Roll call.

18 Mr. Elder?

19 COMMISSIONER ELDER: "Aye."

20 CHAIRMAN LYNN: Ms. Minkoff?

21 COMMISSIONER MINKOFF: "Aye."

22 CHAIRMAN LYNN: Mr. Hall?

23 COMMISSIONER HALL: "Aye."

24 CHAIRMAN LYNN: Mr. Huntwork?

25 COMMISSIONER HUNTWORK: "Aye."

1 CHAIRMAN LYNN: Chair votes "Aye."

2 Discussion or instruction to consultants
3 before we break until tomorrow at 8:30?

4 If not, the Commission will be in recess
5 until tomorrow morning at approximately 8:30.

6 (Whereupon, the hearing concluded at
7 approximately 5:00 p.m.)

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STATE OF ARIZONA)
) ss.
COUNTY OF MARICOPA)

 BE IT KNOWN that the foregoing hearing was
taken before me, LISA A. NANCE, RPR, CCR, Certified
Court Reporter in and for the State of Arizona,
Certificate Number 50349; that the proceedings were
taken down by me in shorthand and thereafter reduced to
typewriting under my direction; that the foregoing 114
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done to the best of my ability.

 I FURTHER CERTIFY that I am in no way
related to any of the parties hereto, nor am I in any
way interested in the outcome hereof.

 DATED at Phoenix, Arizona, this 16th day
of November, 2001.

LISA A. NANCE, RPR
Certified Court Reporter
Certificate Number 50349

