Redistricting Commission convened in Public Session on
November 3, 2003, at 8:00 o'clock a.m., at the Offices of
the Arizona Redistricting Commission, Suite 230, 1400
West Washington, Phoenix, Arizona, in the presence of:

APPEARANCES:

CHAIRMAN STEVEN W. LYNN
(Present telephonically.)

VICE CHAIRMAN ANDI MINKOFF
(Present telephonically.)

COMMISSIONER JAMES R. HUNTWORK
(Present telephonically.)

COMMISSIONER DANIEL R. ELDER
(Present telephonically as indicated.)

COMMISSIONER JOSHUA M. HALL
(Present telephonically.)
ADDITIONAL APPEARANCES:

LISA T. HAUSER, Commission Counsel
(Present telephonically.)

JOSE de JESUS RIVERA, Commission Counsel
(Present telephonically.)

ADOLFO ECHEVESTE, IRC Executive Director

LOU JONES, IRC Staff

CHRISTINA GOMEZ, IRC Staff

LISA A. NANCE, RPR, CCR, Court Reporter

MEMBERS OF THE PUBLIC:

Ann Eschinger
Howard Fischer
Michael Mandell
Steve Gallardo
Paul Davenport
Dave Voss
CHAIRMAN LYNN: We'll call the meeting to order.

The first item of business is public comment. And I wanted to ask either Howie or Ann if they wanted to address the Commission.

MR. FISCHER: No, other than the concerns that you have four agendas with exactly the same items on it which seems to me to suggest at least skirting the intent of the open meeting law which is to tell people what is going on.

CHAIRMAN LYNN: Howie, we'll deal with that kind of question when we're finished. I'm not going to take that up in the meeting itself; but that's a misinterpretation of what we've done. You and I will talk about that.

Ann, anything from you?

MS. ESCHINGER: No.

CHAIRMAN LYNN: Item III is possibility of an Executive Session.

Let me ask the attorneys if they would, do
MR. RIVERA: Yeah, I think that's a good idea, right, Lisa?

MS. HAUSER: Yeah.

CHAIRMAN LYNN: Pursuant to A.R.S. 38-431.03(A)(3) and 38-431.03(A)(4), is there a motion for Executive Session?

COMMISSIONER HALL: So moved.

COMMISSIONER HUNTWORK: Second.

CHAIRMAN LYNN: All in favor?

COMMISSIONER HALL: "Aye."

COMMISSIONER MINKOFF: "Aye."

COMMISSIONER HUNTWORK: "Aye."

CHAIRMAN LYNN: "Aye."

Motion passes.

I'd ask people remove themselves, excuse themselves, and when --

MR. ECHEVESTE: Can you give a time frame for yourselves?

CHAIRMAN LYNN: I'd guess a half hour to 45 minutes.

Lisa?

MS. HAUSER: Yeah.

CHAIRMAN LYNN: Adolfo, I want to make sure whatever speaker you have there is not loud enough to be
heard outside the office.

MR. ECHEVESTE: All right.

CHAIRMAN LYNN: All right?

MR. ECHEVESTE: All right.

(Whereupon, the Commission recessed Open Public Session to convene in Executive Session from 8:14 a.m until 9:15 a.m. when Open Public Session reconvened.)

MR. ECHEVESTE: We have everybody in the room. We'll have them introduced.

MR. FISCHER: Howard Fischer, Capitol Media Services.

MR. DAVENPORT: Paul Davenport, A.P.

MS. ESCHINGER: Ann Eschinger.

MR. VOSS: Dave Voss, Democratic House.

REPRESENTATIVE GALLARDO: Steve Gallardo State Representative.

(Michael Mandell is also present.)

MR. RIVERA: Welcome back, Steve.

REPRESENTATIVE GALLARDO: Welcome back.

CHAIRMAN LYNN: Call the meeting back to order.

Item IV, possible discussion, decision and or adoption of resolution related to the Commission's finances, payment of contractors, the Commission's
continued operation and or possible future legal action
or litigation.

Any discussion on this item? Anything to
bring up?

If not.

MS. HAUSER: Steve, I'd at least probably
note for the record not until we have some further news
from the Legislature.

CHAIRMAN LYNN: Okay.

Any other discussion on Item IV?

Item V, possible discussion, decision, and
or approval of an IGA with Maricopa County for the
purpose of providing financial assistance to the
Commission.

Anything on this issue?

COMMISSIONER HALL: Mr. Chairman.

CHAIRMAN LYNN: Mr. Hall.

COMMISSIONER HALL: In light of the fact
that our counsel is utilizing all and more than available
of their time in litigation that is pending, I would move
that we would assign Commissioner Huntwork to continue in
discussions regarding this matter.

CHAIRMAN LYNN: Is there a second?

COMMISSIONER MINKOFF: I'll second it.

CHAIRMAN LYNN: Thank you, Ms. Minkoff.
Discussion on the motion designating Commissioner Huntwork as our liaison on this particular issue?

COMMISSIONER MINKOFF: Mr. Chairman, I think certainly if we're going to have a liaison, Mr. Huntwork is more than capable. I think the important issue is that unless and until we have a secure source of funding, we have to explore every possible option that will allow the Commission to go forward and do the work that it's been assigned to do. And this appears to be a viable option. I believe we have to pursue it. And I believe Mr. Huntwork is more than capable of pursuing it for us.

CHAIRMAN LYNN: Thank you, Ms. Minkoff. Any more discussion?

COMMISSIONER HUNTWORK: I'm happy to do it. I'd do it in my capacity as a Commissioner, not in a capacity as a lawyer.

COMMISSIONER MINKOFF: That means you can't bill us.

COMMISSIONER HUNTWORK: That's right.

CHAIRMAN LYNN: Understood. I appreciate that distinction.

COMMISSIONER HALL: We can't afford you.

CHAIRMAN LYNN: Right. Your rate is much
lower as a Commissioner than as a lawyer.

That's right, priceless.

CHAIRMAN LYNN: Any further discussion on the motion?

Well, that's interesting.

And I'm not there.

Interesting music.

All those favor of the motion, signify "aye."

"Aye."

"Aye."

"Aye."

"Aye."

"Aye."

Chair votes "Aye."

Motion carries. So ordered.

Item VI, possible discussion and or decision related to affirmation, modification or repeal of the current redistricting plans.

Ladies and gentlemen, Commission, this item is on this agenda and will also appear on future agendas because it is a, an -- certainly an issue that may, at some point very soon, have relevance beyond its current level of interest, but it is something that we obviously need to maintain as an option depending, of course, on
our funding and how the preparation for trial and the
trial itself is preceding.

Is there any specific discussion on Item VI for today?
If not, Item VII.
Before we adjourn, I want to direct a question to staff.

We have noticed meetings for the remainder of the week. And we want to meet only when there is a reason to meet based on either progress on funding, progress on litigation, and so on, that would mirror the items that we have noticed as an agenda for recent maintaining meetings.

If we were to contact staff, Adolfo.

MR. ECHEVESTE: Yes. I'm here.

CHAIRMAN LYNN: If we were to contact staff, say, by 3:00 p.m. on the day prior to a noticed meeting with the information as to whether or not we would go forward with the meeting or would cancel the meeting based on no specific need to meet that day, would that be sufficient time for you to notice the cancellation and or prepare for the meeting the next morning?

MR. ECHEVESTE: Yes, it is, provided that -- well, we've already noticed the meeting. So as
long as that is in place, I believe the cancellation is something that can be done very quickly. And to certainly set up for the actual meeting, that's no problem.

CHAIRMAN LYNN: Okay.

COMMISSIONER ELDER: Commissioner Elder.

Is there any statutory rule in relation to cancellation as far as time?

CHAIRMAN LYNN: No.

MS. HAUSER: No.

CHAIRMAN LYNN: No. You can cancel a meeting as long as it's properly noticed. You can have it, cancel any time.

MS. HAUSER: We'd like to be able to cancel -- don't want to inconvenience people having them show up at 8:00 o'clock in the morning, or whatever, and then finding out it's canceled. It's better, as suggested, to do it in the afternoon before, we get that information to DOA, post it, and have it posted on the website as well so people interested can continue to check the website.

CHAIRMAN LYNN: Can we say at this point we'll probably not need the meeting tomorrow and will cancel or should we wait until 3:00 this afternoon to make that determination?
COMMISSIONER HALL: I say we just cancel it.

COMMISSIONER ELDER: I'd agree with that.

COMMISSIONER MINKOFF: I didn't hear. I'm sorry.

CHAIRMAN LYNN: The question, Andi, is whether or not we can say --

COMMISSIONER MINKOFF: I heard the question. But Dan said he agreed with something. I didn't hear what he agreed with.

COMMISSIONER ELDER: Joshua said he felt we should cancel for tomorrow.

COMMISSIONER MINKOFF: The possibility of anything happening today we'll need to react to tomorrow, the only reason for keeping it --

CHAIRMAN LYNN: Yeah, that's probably a good question.

Why don't we leave it as is and by 3:00 o'clock I'll try to make that determination. And at this point I don't think there's a reason for a meeting, but things might change today depending on the Legislature and other developments.

COMMISSIONER MINKOFF: Staff will e-mail us what the decision is?

CHAIRMAN LYNN: Yeah. I think just so
there's no confusion, not only e-mail, I think I'll ask
the staff to call and also leave a voice mail message
whether or not there's a meeting and, if so, at what
time.

COMMISSIONER MINKOFF: Great.

COMMISSIONER HUNTWORK: Is there any way to
be courteous to the press, let Howie --

What's the easiest way to find out what
we're doing?

CHAIRMAN LYNN: The website will have the
most current information as well as notification at the
Capitol.

COMMISSIONER MINKOFF: The website, I went
there last night. I had not received the agenda for
today's meeting. I pulled it off the website. The only
thing I saw there last night was today's meeting.

CHAIRMAN LYNN: Well, let's --

Adolfo, let's make sure the website carries
the other meetings as well.

MR. ECHEVESTE: Oh. All right.

MR. JONES: Sir, Tim was not in on Friday.

So he wasn't there to receive the e-mail that was sent to
him on the agendas that were posted on Friday.

CHAIRMAN LYNN: Okay, Lou.

He should have those posted by today?
MR. ECHEVESTE: Yes. We'll make sure he does that.

CHAIRMAN LYNN: All right.

Any further business?

COMMISSIONER HALL: Mr. Chairman, is it appropriate to reopen public comment if someone wants to address the Commission?

CHAIRMAN LYNN: More than appropriate to do that.

We've been joined by other guests.

MS. HAUSER: Also double-check. We're also going to notice Friday now?

CHAIRMAN LYNN: Notice Friday. 8:30 to 9:30.

MS. HAUSER: Okay.

CHAIRMAN LYNN: Without objection, we'll return to Item II, and I'd ask if anybody from the public wishes to address the Commission.

Hearing none and noting that our, at least the crowd present certainly is not bashful, I must conclude that members of the public are not interested in addressing the Commission at this time.

MR. ECHEVESTE: Mr. Chairman, just for the record, Michael Mandell is here, also. He was not here...
when everybody introduced themselves.

CHAIRMAN LYNN: Okay. Thank you.

Any further business to come before the Commission at this time?

If not, Item VII, the Commission will stand adjourned.

We will determine by 3:00 p.m. this afternoon as to whether or not we will meet tomorrow and will determine in subsequent days by 3:00 p.m. the previous day as to whether or not a noted Commission meeting will take place during the remainder of the week.

Thank you all very much.

MR. RIVERA: Thank you.

COMMISSIONER MINKOFF: Need a motion to adjourn?

CHAIRMAN LYNN: No. When on the agenda, it's done.

(Whereupon, the Public Session of the Independent Redistricting Hearing concluded at approximately 9:18 a.m.)

* * * *
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 15 pages constitute a true and accurate transcript of all proceedings had upon the taking of said hearing, all 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 12th day of November, 2003.

/LISA A. NANCE, RPR, CCR (AZ)/
Certified Court Reporter
Certificate Number 50349