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STATE OF ARIZONA  
ARIZONA INDEPENDENT REDISTRICTING COMMISSION

REPORTER'S TRANSCRIPT OF PROCEEDINGS

PUBLIC SESSION

Phoenix, Arizona  
May 18, 2001  
9:00 a.m.

ARIZONA INDEPENDENT  
REDISTRICTING  
COMMISSION

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

1           THE STATE OF ARIZONA INDEPENDENT REDISTRICTING  
2           COMMISSION convened in Public Session on May 18, 2001,  
3           at 9:00 o'clock a.m., at 15 South 15th Avenue, Fourth  
4           Flour, Phoenix, Arizona, in the presence of:

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6           APPEARANCES:

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          CHAIRMAN STEVEN W. LYNN

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          COMMISSIONER JAMES R. HUNTWORK

9

          COMMISSIONER JOSHUA M. HALL

10

          COMMISSIONER ANDI MINKOFF

11

          COMMISSIONER DANIEL R. ELDER

12

          ENRIQUE MEDINA OCHOA, Executive Director

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          LISA T. HAUSER, Commission Counsel

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          JOSE de JESUS RIVERA, Commission Counsel

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          LISA A. NANCE, RPR, CCR, Court Reporter

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          JOHN ADLER, Arizona State Procurement

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1       SPEAKERS FROM CALL TO THE PUBLIC:

2               JEFF MARTIN  
3               PATRICE CROSS  
4               MARK OSTERLOH  
5               STEVE GALLARDO (via written submission)

6       AGENDA DESIGNATED SPEAKERS:

7               PERRY BAKER  
8               AMY REZZONICO TATHAM  
9               ADOLFO ECHEVESTE  
10              ILIA TERRAZAS  
11              ALAN HESLOP  
12              MARGUERITE MARY LEONI

13       NATIONAL DEMOGRAPHICS CORPORATION:

14              ALAN HESLOP  
15              MARGUERITE MARY LEONI  
16              IAN RUDGE  
17              MARION PORCH

18       MARICOPA COUNTY ELECTIONS:

19              TIM JOHNSON

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Public Session  
Phoenix, Arizona  
May 18, 2001  
9:00 o'clock a.m.

P R O C E E D I N G S

CHAIRMAN LYNN: I'd like to call the meeting to order.

Let the record show all five members present including staff and counsel.

First order of business, public comment.

This is the time for consideration and discussion of comments and complaints from the public. Those wishing to address the commission shall request permission in advance by filling out a speaker slip. Action taken as a result of public comment will be limited to directing staff to study the matter or rescheduling the matter for further consideration and decision at a later date.

Sir, Mr. Ochoa will take the slip.

MR. MARTIN: My name is Jeff Martin. I'm with the City of Mesa. My title is Assistant to the City Manager. I just had a couple of comments.

The reason I wanted to come and speak to you today is that I guess it was about two or three years ago in my capacity in working for the City of Mesa

1 I coordinated our city's redistricting efforts. Our  
2 districts, council districts, were created by the  
3 initiative process as well. And we also hired the  
4 National Demographics firm to assist us in our process  
5 as well. And we were very, very pleased with the work  
6 that National Demographics did for us.

7 But I just want to encourage you all to  
8 use a similar process as we did, as I imagine you  
9 probably are going to do; that is we tried to have as  
10 open a process as we could. And we also did everything  
11 we could possibly do to encourage public participation.

12 We had, I think it was, 10 or 11 public  
13 hearings. We produced concept maps, had five public  
14 hearings in the city, following that had recommended  
15 maps and had another five public hearings on that. We  
16 provided extensive information to the public. We sent  
17 out two sets of maps with the notice of all the  
18 different meetings we were going to hold to every  
19 household and business in the City of Mesa.

20 I think we spent about \$400,000 on the  
21 process, almost all of that was for public outreach, to  
22 the Hispanic community and all voters in our community.

23 We weren't -- didn't think we got all the  
24 participation that we would have liked to have. I think  
25 we got about 65 citizens that actually submitted their

1 maps on how they thought the City of Mesa should be  
2 divided up into districts. We were hoping to actually  
3 get more than that. But I think that at the end of the  
4 day, we were pretty pleased, as was our city council. I  
5 think our citizens were, too, with the process that we  
6 had.

7                   When we did get to the time to make a  
8 final recommendation, there were no surprises and I  
9 think the community was pretty pleased with what we came  
10 up with. They all had an opportunity to participate.  
11 Folks that submitted maps felt they had a hand in what  
12 we developed at the very end of the process.

13                   I'm just here this morning to urge you, as  
14 I'm sure you are probably planning on doing, to follow a  
15 similar course in terms of openness, encouraging open  
16 participation. I think the more you do that, the more  
17 buy-in you get from the public, the better people feel  
18 at the end of the process.

19                   I also encourage you, on my behalf as city  
20 representative, I would be remiss in not encouraging you  
21 not to take into consideration some comments from  
22 communities. I'm sure there will be a couple comments  
23 from communities all over the state. We ask that as a  
24 community of interest, you not split us off as a portion  
25 of the population. We had a bad situation with the

1 legislative districts we have now. We have a very small  
2 portion of the City of Mesa currently in District VI,  
3 only about 3,000 people. I'm not sure they feel they  
4 get the representation out of District VI they might get  
5 if included in District 30 like their neighbors have. I  
6 don't think that's a good outcome.

7 I congratulate you on the work you're  
8 doing. It's a noble cause, can only improve the  
9 situation. I think it will improve public participation  
10 and confidence in the voting process.

11 If I can answer any questions? That might  
12 not be the process.

13 CHAIRMAN LYNN: Mr. Martin, thank you very  
14 much.

15 Other members of the public wishing to be  
16 heard?

17 Yes, ma'am.

18 MS. CROSS: Good morning. Patrice Cross.  
19 I also represent a city, represent the City of Chandler.

20 I've been watching your meetings for the  
21 last several weeks. I don't envy you this task. From  
22 my perspective, it seems impossible. I'm sure it won't  
23 be in the long run.

24 Last week Mr. Hall actually made some  
25 comments I thought were very salient. He was talking

1 about citizens' lack of interest in this particular  
2 process and their lack of understanding of the  
3 importance of this process. I'd like to echo some of  
4 Jeff Martin's comments about cities as communities and  
5 suggest that you work with local elected officials to  
6 define the communities and the communities within those  
7 cities. They are really the representatives of those  
8 citizens. And they don't have a lack of interest in  
9 this process. They are extremely interested in this  
10 process.

11 As Jeff said, when small portions of your  
12 city are divided off to make up the numbers for another  
13 district, those people are essentially unrepresented or  
14 to some degree unrepresented. So I would like to  
15 encourage you to meet with those local elected  
16 officials. I think they can provide unvaluable  
17 information to you as you work through this extremely  
18 difficult process.

19 I'll also be happy to answer any  
20 questions.

21 CHAIRMAN LYNN: Thank you, Ms. Cross, very  
22 much.

23 Other members of the public wishing to be  
24 heard?

25 If not, there will be another opportunity



1 toward end of the meeting for public comment.

2 We'll close public comment at this time.

3 We have this morning --

4 Well, let me ask, first of all, in terms  
5 of approval of the minutes, are there additions or  
6 corrections to the April 30th minutes that need to be  
7 submitted?

8 Rather than do that orally, if you have  
9 corrections that need to be made, absent that, I'd  
10 entertain a motion to approve.

11 COMMISSIONER MINKOFF: I move we approve  
12 the minutes from the April 30th meeting.

13 COMMISSIONER HUNTWORK: Second.

14 CHAIRMAN LYNN: All in favor, signify  
15 "aye."

16 (Vote taken.)

17 CHAIRMAN LYNN: Opposed, "no."

18 Motion carried.

19 There are several candidates for positions  
20 we're hoping to fill at the conclusion of today's  
21 meeting. And in the interests of their time and their  
22 schedule, I wonder if without objection we can move the  
23 interviews and selection process, item VII, to the early  
24 part of the agenda.

25 Without objection?

1 MS. HAUSER: Mr. Chairman, item IX.

2 CHAIRMAN LYNN: I have a book this

3 morning --

4 COMMISSIONER MINKOFF: IX A. Two agendas.

5 CHAIRMAN LYNN: Thank you, Ms. Hauser.

6 COMMISSIONER MINKOFF: Second page.

7 COMMISSIONER ELDER: Two agendas here and

8 seven pages exactly the same.

9 MR. RIVERA: Both the same.

10 CHAIRMAN LYNN: One said amended.

11 MR. OCHOA: Amended here?

12 COMMISSIONER HUNTWORK: No.

13 COMMISSIONER MINKOFF: Amended to read as

14 follows.

15 CHAIRMAN LYNN: Thank you, Ms. Hauser.

16 Item IX instead of VII. I'm not great

17 with Roman Numerals having not gone to Catholic school,

18 but that aside --

19 COMMISSIONER ELDER: Here here.

20 CHAIRMAN LYNN: Without objection, what

21 we'd like to do is the interview for the public

22 information officer press secretary and outreach

23 coordinator.

24 We have, I believe, Mr. Ochoa correct me,

25 two candidates for public information officer.

1 MR. OCHOA: Yes, sir.

2 CHAIRMAN LYNN: Three candidates for  
3 outreach coordinator.

4 MR. OCHOA: Yes.

5 CHAIRMAN LYNN: Five interviews.

6 Are all five candidates present?

7 Let's have a show of hands to see if I see  
8 five.

9 One, two, three --

10 MR. OCHOA: That is correct.

11 CHAIRMAN LYNN: Only three at the moment?

12 MR. OCHOA: Yes.

13 CHAIRMAN LYNN: The other two were  
14 apprised of the 9:00 o'clock start time?

15 MR. OCHOA: Yes.

16 CHAIRMAN LYNN: Way to make a good first  
17 impression.

18 Let's see. I believe two public  
19 information officer candidates are here; is that  
20 correct? Why don't we start with those candidates.

21 As we've done in the past, we've asked  
22 voluntarily if candidates would wait outside the room  
23 while other candidates are being interviewed so as to be  
24 fair to all.

25 We'll take them in the order that their

1 resumes appear in your book.

2 COMMISSIONER MINKOFF: IX, first section.

3 MR. OCHOA: IX yellow and IX red.

4 CHAIRMAN LYNN: I believe that is  
5 Mr. Baker.

6 Ms. Tatham, if you will excuse yourself.

7 Mr. Baker, if you would like to join us.

8 COMMISSIONER ELDER: Do you have a job  
9 description or a scope?

10 CHAIRMAN LYNN: Mr. Ochoa, do you have a  
11 job description for this position handy?

12 MR. OCHOA: No, sir, I do not.

13 CHAIRMAN LYNN: Now, what I'm guessing we  
14 haven't done is had an opportunity to formulate  
15 questions for this other than on our own. So, again, in  
16 the interests of fairness, what we could be doing is ask  
17 the same questions of both candidates.

18 Perhaps to give all of you an opportunity  
19 to think of some questions you might want to ask, if I  
20 may, I'll start with the first question, and that  
21 question is this: The Commission has a very difficult  
22 task ahead of it because it is brand-new with no track  
23 record in terms of dealing with the public insofar as  
24 getting a message out to the public as to what we are  
25 doing, how we are doing it, and how the public should

1 participate.

2 In your position as public information  
3 officer for the Commission, please take us through the  
4 steps that you would undertake to create a  
5 communications plan and then implement that plan.

6 MR. BAKER: Okay. First, I'm Harry Baker  
7 to everybody, from Tucson, Arizona; have been in Tucson,  
8 Phoenix, the last 20 years. I'm a U of A grad, not sure  
9 if that's good or bad in this crowd, maybe for some.

10 I've done a variety of public  
11 communications work in the private and public sector:  
12 Been a press secretary to a Congressman, worked for  
13 several governors in various capacities. I've worked in  
14 the private sector with all sorts of different clients  
15 from public health to high tech communications, banking,  
16 finance, all of that. So that's a bit of my personal  
17 background. And I have a very bad cold, so if you'll  
18 forgive my voice here.

19 CHAIRMAN LYNN: Try to project as best you  
20 can.

21 COMMISSIONER ELDER: Does this work?

22 CHAIRMAN LYNN: Just a recorder.

23 MR. BAKER: Anyway, one, I think your  
24 newness should not be viewed as a weakness, as a  
25 negative. In a sense, you are historic. Every day,

1     there is a legislative body somewhere in this state  
2     somewhere in this country, that passes something  
3     everybody touts as historic. This is totally historic,  
4     total democracy in action here. Whatever is the final  
5     plan this body comes up with, your individual  
6     collaborative efforts here are going to affect everybody  
7     in this state at every single level for probably the  
8     next hundred years or so. I mean since statehood, there  
9     has never been anything, as major a change coming down  
10    as this body is going to produce. You are going to set  
11    all of the political boundaries in this state for  
12    legislative candidates, for congressional candidates,  
13    obviously set them for the next 10 years. More than  
14    likely this Commission and its successor commissions  
15    will carry on and continue.

16                    This will be, you know, this is a total  
17    sea change. So in that sense, this Commission is  
18    historic.

19                    The work you are doing is historic. And I  
20    think that is something that maybe the press hasn't  
21    picked up on because maybe you haven't had somebody to  
22    go out and really tout it for now. But I see that there  
23    should be absolutely no problem in getting a lot of  
24    attention to what goes on in this Commission. And  
25    that's something, again, I think you need, because

1 you've got a public mandate to go out and do something.  
2 You have to do it in public, do it in the glare of the  
3 lights, and get as much attention as you can so  
4 everybody knows.

5                   When I was talking to the first two  
6 commissioners the other day in a preliminary meeting, I  
7 said, "What I think you should do aside from the  
8 standard press, you have your television, your print,  
9 your radio, there's a whole new world of electronic  
10 media out there. There are" -- when I was in the  
11 Corporation Commission, press officer of the Corporation  
12 Commission for a year, we instituted for the first time  
13 e-mail press releases. Right now there are groups,  
14 e-mail groups set up of various community activists  
15 throughout the state that number in the hundreds of  
16 thousands of names and individuals they get to, the  
17 mailing list out of Dunn and Neil here in Phoenix is the  
18 umbrella for the Ball State Block that watches down to  
19 the bottom grass roots level. Active citizens. They  
20 get an e-mail alert, and you can communicate instantly  
21 with these people, thousands and thousands of them. The  
22 numbers are pretty incredible, but it works.

23                   I've seen people show up at the State  
24 Senate for a hearing on a several-hour notice. People  
25 will show up.

1                   When the City of Phoenix was doing a  
2 historic district overlay downtown and there was talk of  
3 either putting a new jail in downtown or salvaging and  
4 preserving historic buildings and a lot of controversy,  
5 Phoenix members might remember this, about two years  
6 ago, in one afternoon in about a two-hour time span  
7 using that media, the electronic e-mail notification and  
8 alerts, we pulled out almost 800 people to stand in  
9 support of a historic overlay downtown in Phoenix.

10                   You know, those are people who are  
11 committed. Those are people who are educated to the  
12 goings on of government and how that works and how that  
13 impacts them. And those are the people who are going to  
14 be watching this Commission. That's how you reach them.

15                   Do standard press. It's nice to see your  
16 names in print in the paper, see Mike Preston doing your  
17 name in the Tucson paper, Mike McCloy do the same in the  
18 Phoenix paper. That's nice. It will come. This is a  
19 historic body, not just another -- this is something  
20 vital, living history. We'll change everything in this  
21 state from this day forward. It's not going to be the  
22 same any more. This group, this body is changing it.  
23 That's what is exciting about this thing. This is more  
24 impactful on people's lives than maybe anything except a  
25 bond election, and yet people take bound elections



1 seriously here. It has more impact than what the city  
2 council or board of supervisors are doing.

3 As you are moving, gearing up, coalescing,  
4 focusing attention to be here, it should be a continuing  
5 story. At least it would be my job to make it a  
6 continuing story, I think, with weekly updates, daily  
7 updates, whatever it takes, to communicate the  
8 information.

9 This is kind of rambling. I'm not sure if  
10 I'm answering all your question here or not.

11 That's how I would start anyway.

12 COMMISSIONER ELDER: Mr. Chairman --

13 CHAIRMAN LYNN: Why don't you start,  
14 Mr. Elder, and we'll go around the table.

15 COMMISSIONER MINKOFF: Very good idea.

16 COMMISSIONER ELDER: Sure.

17 Give me a little bit of an idea of your  
18 vision of how you would perceive, given the perspective  
19 that if we gave you budget authorization to proceed with  
20 whatever controls, management issues defined, and all  
21 those kind of things, give me an idea how you would  
22 develop a process, the approach, and be ready to go in a  
23 one-week time frame.

24 MR. BAKER: I'm not sure budget would be  
25 much of a factor in a one-week time frame. Stamina

1 would be the factor in a one-week time frame.

2 COMMISSIONER ELDER: In other words, like  
3 a business plan, or what are the steps and what would  
4 you see to put it in place in a one-week time frame?

5 MR. BAKER: You could not come up with a  
6 viable, robust plan that would carry through and be of  
7 any value to you six months from now in a one-week time  
8 frame. What you would come up with is a one-week plan,  
9 two-week plan, three-week, come up with something to get  
10 us started.

11 I think these things --

12 One, I think all these plans in a  
13 communication setting have to be evolving, organic,  
14 grows, changes. The world isn't static out there. You  
15 have to be aware of that.

16 I hate -- I think it's kind of false to  
17 come in and promise somebody we'll deliver to you a  
18 communication plan to take you through the next decade;  
19 stick to this, and you'll be fine.

20 10 years ago there were, what was the  
21 number I saw, George Bush President, Sr., six web pages  
22 on the internet, six. That was only nine years ago. In  
23 nine years time, web pages are ubiquitous. You wouldn't  
24 wake up in the morning without making a web page and  
25 posting that somewhere.

1                   So long-term plans I think are --  
2                   What I gather you really need is something  
3 to get started with your public meetings. You need a  
4 plan, I would say, you need instantly to get out --  
5 you've got five members here. That's five public  
6 spokespeople. You need to get out and be on the radio  
7 talk shows, TV talk shows, talking to editorial boards,  
8 talking communicators. You also need to be out there  
9 talking individually and in pairs, groups, whatever. I  
10 guess three is probably a problem, that's a public  
11 meeting. But you need to be out talking to nonmedia  
12 decision makers who affect media, editorial boards of  
13 all papers, listen to their friends, and talk to other  
14 people, and they talk to business leaders.

15                   My immediate short-range plan would be  
16 talk, talk, talk, talk. Get out and meet people. At  
17 the same time, publicize the upcoming meetings as  
18 efficiently as we can in a short time span.

19                   I notice here you have a meeting coming up  
20 on -- did I see something about the 9th? Is that a --  
21 is there a date of the 9th somewhere?

22                   CHAIRMAN LYNN: I don't know.

23                   COMMISSIONER MINKOFF: no.

24                   MR. BAKER: You have meetings coming up in  
25 a very short period of time here.



1 got lots of those.

2 Little community newsletters that go  
3 out -- again, they are read. They are not throw-away  
4 shoppers anymore. When I was in Tucson, we used to have  
5 dime shoppers. Remember the Dandy Dime, Steve? Those  
6 things were, you'd laugh about them, put -- sell your  
7 old car or something. But there are community  
8 newsletters today read, produced by community groups.  
9 They get grants by cities. City of Mesa, City of  
10 Phoenix fund people to put these out. And they are read  
11 by everybody. That's an immediate way to communicate  
12 your messages.

13 I think your long-term media plan,  
14 communications plan, you have -- that has to be a little  
15 more organic, has to grow, evolve. See where you have  
16 strengths and weaknesses.

17 I understand maybe Tucson is a weakness  
18 right now. Pump up Tucson. Give more attention there.  
19 Maybe in six months you're not going to want to do that.  
20 Maybe you'll be oversaturated in Tucson.

21 COMMISSIONER ELDER: We're done in six  
22 months.

23 MR. BAKER: Two months. Down the line.

24 You can't pick today and say -- with a  
25 six-month time frame, even I would not even put down a

1 media plan on paper. It's absolutely silly and a waste  
2 of everybody's time. Six-month time frame, eight-month  
3 time frame, whatever, two-month time frame. It's silly  
4 to do that. You have to be able to react quickly and be  
5 proactive quickly.

6 CHAIRMAN LYNN: Mr. Huntwork, if I can ask  
7 you and Mr. Baker to go as concisely as you can, we have  
8 a long agenda today and a number of interviews.

9 MR. BAKER: Sorry.

10 CHAIRMAN LYNN: Mr. Huntwork.

11 COMMISSIONER HUNTWORK: Mr. Chairman,  
12 Ms. Minkoff and I had an opportunity to interview the  
13 candidates for a half hour Tuesday. In the interests of  
14 time, I'll defer asking questions unless something  
15 happens.

16 CHAIRMAN LYNN: Jump in if you need to  
17 then.

18 COMMISSIONER MINKOFF: I would agree.

19 CHAIRMAN LYNN: Mr. Hall.

20 COMMISSIONER HALL: I'll be brief.

21 MR. BAKER: I'll try.

22 COMMISSIONER HALL: Pretend I'm a  
23 reporter, have a little notebook in hand. I come to you  
24 and say: It's been reported by Mr. John Doe that this  
25 Commission has slighted a community group X. How do you

1 respond to that?

2 MR. BAKER: Has slighted them?

3 COMMISSIONER HALL: Uh-huh.

4 MR. BAKER: I would go first to  
5 investigate, see what the facts are behind that.

6 COMMISSIONER HALL: I'm a reporter asking  
7 you a question, so --

8 MR. BAKER: I would find that very hard to  
9 believe. We have a listing of every community group in  
10 the state, personally make sure every group is notified  
11 of every step we take, every meeting we take. If any  
12 community group has ever asked to appear before this  
13 group, I've taken that straight to the Executive  
14 Director and made sure their items have been listed or  
15 concerns have been noted. I would find that very hard  
16 to believe. I think this group of all the bodies in  
17 Arizona, this group goes out of its way to do its  
18 business in public and to be aware and sensitive to all  
19 public agencies, private agencies, everybody that wants  
20 to appear before us.

21 COMMISSIONER HALL: Thank you.

22 CHAIRMAN LYNN: Mr. Elder, any questions?

23 COMMISSIONER ELDER: Go right ahead.

24 CHAIRMAN LYNN: Okay. Mr. Baker, in the  
25 jobs that you have performed, there are really two

1 aspects to PIO, as I see it. One is the technical, the  
2 technical public relations function, which is drafting  
3 and disseminating releases, coordinating news  
4 conferences, providing information to the press and to  
5 the public in terms of what the Commission may be doing  
6 and the work that it's engaged in at any given time.  
7 The other part of it is acting, actually, as  
8 spokesperson for the Commission, on occasion. Obviously  
9 it depends on who you are working for. But in this case  
10 if we were to give you that responsibility, how would  
11 you prepare for that role, as spokesperson?

12 MR. BAKER: I'm not sure how, what you  
13 mean in "prepare." I mean obviously you learn what is  
14 going on with the agency, with the organization. When  
15 you take on a PIO sort of role with any group, you  
16 immerse yourself with that, become that group.

17 Prepare as a spokesperson? My, my views  
18 as spokesperson is something like Mr. Hall has just  
19 asked. There's a media question. You give the agency's  
20 point of view. You are the agency's answer.

21 CHAIRMAN LYNN: Let me ask the question  
22 another way. You worked for the Corporation Commission.

23 MR. BAKER: Yes.

24 CHAIRMAN LYNN: For some time. And at  
25 times the Corporation Commission has been anything but



1 monolithic in its point of view. And that's charitable.

2 MR. BAKER: Yes. You were very charitable  
3 there.

4 CHAIRMAN LYNN: How does one in a  
5 spokesperson's role deal with those kinds of differences  
6 of opinion?

7 MR. BAKER: In that instance, there was a  
8 fairly clear-cut demarcation between what I viewed as  
9 the institution as opposed to individual opinions of  
10 elected commissioners. And so I would always try and  
11 serve as the institution's spokesman, take what  
12 collaboration there had been between the commissioners,  
13 what levels of agreement there had been, and communicate  
14 those. On areas where there were disagreements, I tried  
15 very hard to tip toe around and let the commissioners  
16 know that those were their own individual thoughts or  
17 feelings on an issue. And it was not the role of the  
18 institution's spokesperson to publicize or promote  
19 those. That's a very touchy issue. That sometimes can  
20 get you in a lot of hot water. And you walk on eggs a  
21 lot down there.

22 But I think there's got to be a  
23 demarcation between what is the institution. And the  
24 press person is the spokesperson for the institution.  
25 The press person cannot be the spokesperson for an

1 individual commissioner who may have a contrary opinion  
2 to what the main body had, or something. I don't feel  
3 that that would be a proper role for the institutional  
4 spokesperson. The institutional spokesperson has to  
5 represent the consensus, the collaboration.

6 CHAIRMAN LYNN: Mr. Elder?

7 COMMISSIONER ELDER: As we proceed through  
8 the process the next several weeks, we feel we'll be  
9 having meetings, issues will come out of meetings  
10 identified, phone calls will be coming into the office.

11 Assuming we have a record of phone calls,  
12 what substance or issues were identified in those phone  
13 calls, how would that information, assuming it gets to  
14 you, be integrated both into the PR and public outreach  
15 issues, in the PIO position or into the office  
16 procedures?

17 MR. BAKER: I think the easiest way is to  
18 maybe start a daily or weekly or bidaily, or whatever,  
19 sort of internal newsletter, that that sort of  
20 information can be passed around to the Commissioners,  
21 to the staff.

22 In other agencies and organizations where  
23 there is, you know, a longer expected operating time  
24 frame than a couple of months or something, you would  
25 normally do something on about a weekly basis. For

1 various clients I put together weekly update newsletters  
2 that would go around.

3 At the Corporation Commission, when I was  
4 at the Congressman's office, Governor's Office, we had  
5 weekly briefing sheets, or something of that sort, call  
6 it what you want. Make it official, unofficial, but  
7 that sort of thing is -- again, I view that as a  
8 standard job of a PIO, to keep the Commissioners and  
9 rest of the staff abreast of the rest of the issues.

10 Here's questions we've had, 10 questions  
11 on this subject, or inquiries on this meeting here, so  
12 you can have a running tally in your minds of what is  
13 going on.

14 That's a standard job, I would assume, of  
15 this position.

16 COMMISSIONER ELDER: Include generating  
17 responses to asked questions?

18 MR. BAKER: Yes.

19 COMMISSIONER ELDER: If going into the  
20 process, we need to make sure what is being disseminated  
21 reflects the direction the Commission is going and can't  
22 be one person, the PIO, or secretary, or director, or  
23 one Commissioner's response or view of that.

24 MR. BAKER: Right.

25 I think we need to develop a standardized

1 response letter that could go out. And again, if  
2 there's a new issue that is coming up suddenly appearing  
3 on the radar screen, I would draft a proposed response  
4 that would be passed around to Commissioners for their  
5 review. I don't like to operate independently or in a  
6 vacuum here. Again, that's not representing the agency.  
7 We're representing the institution.

8 CHAIRMAN LYNN: Mr. Hall.

9 COMMISSIONER HALL: You are presently  
10 employed, correct?

11 MR. BAKER: That depends how you term  
12 "employed." My main client was .com Winstar  
13 Communications. They went bankrupt three months ago.

14 COMMISSIONER HALL: Not presently  
15 employed.

16 COMMISSIONER HALL: Underemployed.

17 COMMISSIONER HALL: Why do you want this  
18 job given it's temporary at best?

19 MR. BAKER: It's history in the making.  
20 As I said at the beginning, this is the most important  
21 political event that will take place in my lifetime in  
22 Arizona.

23 There's a lot of hyperboles that get  
24 tossed around, but this truly is a major change. I like  
25 to be part of major changes. I've worked for

1     Congressman Morris Udall, Bruce Babbitt, Fife Symington,  
2     Jane Hall, Congressman John Rhodes, Democrats,  
3     Republicans, city councils, have done lots of things,  
4     always have something to show for it.

5                     The city, Phoenix City Hall Building, that  
6     was out of the 1988 bond election. I ran that bond  
7     election, can drive down the street and say I built that  
8     building. Down the street is the Maricopa County  
9     Supervisors' Building, the 1988 bond election. I ran  
10    that bond election. Squaw Peak Freeway, Marty Schultz  
11    and I did, 1985, did the Build Freeways Election. I can  
12    drive down my freeway. I like that.

13                    I would love to tell my grandchildren, you  
14    know, I helped make the political process in Arizona a  
15    little easier, little better, little more friendly,  
16    little different. I helped do that. I'm just that way.

17                    I like challenges and I like being a part  
18    of something good, I guess.

19                    CHAIRMAN LYNN: Want to offer --

20                    MR. BAKER: I can probably find another  
21    job.

22                    CHAIRMAN LYNN: Mr. Huntwork, Minkoff, any  
23    other questions?

24                    COMMISSIONER MINKOFF: I'd like to  
25    describe the task we gave each of the people who

1 interviewed for the position and the results of their  
2 task. I'd ask Mr. Baker if he wants to amplify on it.

3 At the end of the interview we told each  
4 of them a scenario basically that we had finished our  
5 draft plan, that we were ready to release it to the  
6 public, and basically everybody hated it. The  
7 Republicans thought it favored Democrats, Democrats  
8 thought it favored Republicans, and minorities thought  
9 they were disadvantaged, and majorities thought it was  
10 too good to minorities, and everybody was equally  
11 unhappy.

12 CHAIRMAN LYNN: So it's a fictional piece.

13 COMMISSIONER MINKOFF: We gave each a half  
14 hour period of time during which we did the next  
15 interview to write a plan to deal with that issue.  
16 Mr. Baker's results are in here. Read for yourself.  
17 I'd just ask if he wants to make any comments on --  
18 you'll notice at the end, we held to the half hour very,  
19 very carefully, because of the unfinished sentence.

20 MR. BAKER: Don't read the last sentence.  
21 They came, said "Time is up."

22 My plan was simply, one, you want to brief  
23 your major audiences out there, and brief them in  
24 advance: We have a plan, drafted, haven't released yet.  
25 We're going to meet major audiences, the Governor's

1 Office, Attorney General's people, Justice Department,  
2 legislative leaders. We don't want to surprise those  
3 people, give them some advance warning, some  
4 information. Same with political party leaders.

5           Again, key private sector decision makers,  
6 greater Phoenix economic development leaders, the  
7 business community, you know, in every city. And again,  
8 not just Tucson and Phoenix, Holbrook, Winslow, Nogales,  
9 Winslow, Kingman, we're Safford, we're Thatcher, the  
10 power structure in every one of those cities. In those  
11 cities they are just as important as the business and  
12 power structure in these cities. We want to get all  
13 those people. We want to brief the leaders of the  
14 state, throughout the state, first. I never much break  
15 out minority community decision makers. I assume and  
16 include them automatically. I included them because of  
17 the rocky start here, extra special care here. Again,  
18 I'd say that's a strong point I have. Years of working,  
19 I've worked with just about everybody in this state. I  
20 know most of the major Hispanic and African American and  
21 Native American leaders in the state, have worked with  
22 them in some capacity in some way at some time, have  
23 good rapport with those people. You have your tribal  
24 councils, have your neighborhood leaders, your  
25 activists, brief all these people in advance.

1                   Then you hold a series of statewide press  
2 conferences to announce this. But the whole identify is  
3 get your spin out first. Here's what we did. Here's  
4 why we did it. And here's why it's good. Might hear a  
5 lot of complaining about this. Hear is why it's good.  
6 You want to get that out first.

7                   CHAIRMAN LYNN: Any questions?

8                   Mr. Baker, thank you very much.

9                   MR. BAKER: Thank you.

10                  CHAIRMAN LYNN: Appreciate your interest  
11 and time this morning.

12                  If we may have Mr. Tatham.

13                  MR. OCHOA: These are ones I included in  
14 last week's package, had in terms of the job  
15 description, had with me from last week, and I made  
16 copies of these.

17                  COMMISSIONER HALL: Is it okay for him to  
18 stay or should he leave the room?

19                  CHAIRMAN LYNN: No. You can join us.

20                  Want to take a second and take a look at  
21 that job description?

22                  Ms. Tatham, if you'd join us at the table  
23 right here.

24                  MS. TATHAM: Hello. Good morning.

25                  COMMISSIONER HALL: Good morning.



1 MS. TATHAM: Hi.

2 CHAIRMAN LYNN: We're going to ask kind of  
3 a couple rounds of questions and elicit responses. We  
4 do have your resume and do have your experience summary  
5 and extensive display of ability to write press releases  
6 and other communications.

7 So having said that, as you may know the  
8 Commission is behind in terms of its -- well, behind may  
9 not be right. Has a tight schedule, very tight schedule  
10 in terms of doing what we need to do publicly. And the  
11 PIO position is going to be one of the critical  
12 positions for us. It's going to be responsible for  
13 conveying the work of the Commission to the public in  
14 probably the most direct sense.

15 Could you give us an idea of how you would  
16 plan for and execute that mission of disseminating  
17 information from the Commission to the public?

18 MS. TATHAM: Well, once you have  
19 established the schedule of meetings, we would  
20 aggressively contact all the media outlets, both in  
21 Phoenix and all around rural Arizona, to let them know  
22 the schedule; that we would be attending, holding these  
23 public meetings; and work the phones dramatically with  
24 contacting these reporters, assure that we would get a  
25 flush in the paper contacting, you know, all the public,

1 and, you know, basically, just work the phones, contact  
2 the media.

3                   You have a lot of -- they are the voice to  
4 get it in the paper to let the citizens know that this  
5 is happening and they need to participate and this is  
6 what they passed as voters, and they need to be a part  
7 of it.

8                   CHAIRMAN LYNN: In your opinion, to, let's  
9 say, optimize, public participation in a schedule of  
10 outreach, how much lead time do you think that takes?

11                   MS. TATHAM: For the rural communities in  
12 particular, you would be needing to notify their news  
13 outlets at least two weeks to a week prior to the public  
14 meeting.

15                   CHAIRMAN LYNN: And less in larger cities?

16                   MS. TATHAM: Maricopa County's news cycle  
17 is day to day versus a rural community which is weekly  
18 servicing rural citizens.

19                   CHAIRMAN LYNN: General awareness never  
20 mind rural newspapers being weekly or twice weekly  
21 publications, outreach locally?

22                   MS. TATHAM: Using electronic media as  
23 much as possible with radio. And there's not -- I  
24 believe there's Yuma has a TV station, so does  
25 Flagstaff. So you would be relying on electronic

1 television in Phoenix, Tucson, of course, as major media  
2 outlets. Rural radio stations would be helpful in  
3 getting that information out to the folks out there,  
4 making sure that they would attend and participate in  
5 this public process.

6 CHAIRMAN LYNN: Mr. Elder?

7 COMMISSIONER ELDER: I guess building on  
8 Chairman Lynn's comment, getting the meetings up and  
9 running as soon as possible, give me some idea of what  
10 the first week's work plan or PR plan, outreach plan  
11 would be to get as far along as we possibly can in that  
12 time period.

13 MS. TATHAM: Let's say our first public  
14 meeting is May 25th and it's in Maricopa County. The  
15 first thing that you would do is put out a news  
16 advisory, get it on the Associated Press wire, and begin  
17 calling all the news stations and just hitting the  
18 phones and making sure that they had received the press  
19 release advising them of the meeting and work the  
20 phones. Work the phones.

21 COMMISSIONER ELDER: As far as  
22 establishing a plan in-house to assist Enrique and  
23 Enrique's staff in managing input and incoming data,  
24 information, what would that include in the first week's  
25 period of time?

1                   MS. TATHAM: Well, communication between  
2 your supervisor and yourself is vital, letting him know  
3 at every cross in the road what you are working on and  
4 how you are accomplishing this goal, working in tandem  
5 with everyone who is an integral part of this  
6 Commission, and basically, you know, just working the  
7 press, which is what your job to do is, my job to do is,  
8 in a very aggressive fashion.

9                   CHAIRMAN LYNN: Ms. Minkoff and  
10 Mr. Huntwork, since they had the opportunity to  
11 interview you, are deferring. They may ask questions  
12 during the interview. Since they already met with you,  
13 we'll concentrate on those that haven't.

14                   COMMISSIONER HALL: In the job description  
15 we have in front of us, it's anticipating at least 25  
16 percent of the time would be probably responding to the  
17 press. I don't know if that is accurate. So if I'm a  
18 reporter and I come at you with a note pad -- you've  
19 probably had this happen before.

20                   MS. TATHAM: Just a couple times.

21                   COMMISSIONER HALL: I say to you: It's  
22 been reported by Mr. Doe the Commission by reason of  
23 such and such action has slighted a particular interest  
24 group. How do you respond to that?

25                   MS. TATHAM: Well, you would explain to

1 the reporter --

2 COMMISSIONER HALL: I am the reporter. I  
3 want you to respond.

4 MS. TATHAM: Okay. Okay.

5 Well, Mr. Doe.

6 COMMISSIONER HALL: No. As reported by  
7 Mr. Doe. He's claiming the Commission, by reason of  
8 this action, has slighted a group. I realize it's  
9 hypothetical.

10 MS. TATHAM: Sure.

11 The Commission has acted responsibly in  
12 working with the citizens of the state and the voters  
13 who passed this proposition. We feel that the job that  
14 we have done is representative of the numbers. And in  
15 no way, shape, or form do we feel as if we've slighted  
16 any minority group and have taken major strides in  
17 trying very meticulously to not offend any one minority  
18 group in the state.

19 COMMISSIONER HALL: Okay.

20 CHAIRMAN LYNN: Mr. Elder?

21 COMMISSIONER ELDER: Oh.

22 CHAIRMAN LYNN: Want me to jump in? I'll  
23 do one.

24 Part of the responsibility, obviously, is  
25 relations with the press and outreach with the press.

1 Part might be to actually act as spokesperson for the  
2 Commission from time to time, exactly the example as  
3 Mr. Hall gave you being one of them, impromptu  
4 responsibility.

5 How would you prepare for that specific  
6 part of the job, spokesperson? How would you prepare?

7 MS. TATHAM: Again, I believe the  
8 Commission is going to have, from what I can assume, is  
9 we would all be speaking off the same page so our voice  
10 would be one. So we would have, going into, let's say,  
11 an intense public meeting, we would all be speaking off  
12 the same page. So as a group, as a working group, as a  
13 team, that mission, and basically our three points would  
14 be established before going into the fire, for lack of a  
15 better word.

16 So I would be working with Enrique, with  
17 you all, with counsel, in developing those statements  
18 before we, you know, got, basically, you know, caught  
19 off guard.

20 And, you know, you would have to do  
21 some -- you know, you have to do some creative thinking  
22 before going into these things. And hopefully you had  
23 crossed your Ts and dotted your Is and knew what --  
24 anticipated what possible flares would be, you know, set  
25 off.

1                   CHAIRMAN LYNN: Mr. Elder.

2                   COMMISSIONER ELDER: The answer to that  
3 question may have set off the next question. But over  
4 the period of a week we've had some meetings, input from  
5 citizens calling in, writing in, e-mailing in, and it  
6 has developed some issues. How would that input be  
7 integrated into the PIO outreach program or  
8 dissemination from the information?

9                   MS. TATHAM: The public information  
10 officer is not exclusively dealing with the press, is  
11 dealing with the community, being responsive, listening  
12 to a constituent's complaint. There's a lot at stake  
13 here. A lot of people are going to be either very happy  
14 or very upset depending on how the lines end up getting  
15 drawn. You just have to be open. You have to  
16 communicate with them.

17                   I think I'm getting a little off base  
18 here.

19                   COMMISSIONER ELDER: You are doing fine.

20                   I'm thinking more integration between  
21 Enrique and the rest of the staff. A phone call comes  
22 in. You are the one that prepares the frequently asked  
23 questions so staff has at least direction, structure in  
24 which to respond. Though we don't want to say number  
25 10, number 10, a written, mechanical response, we'll

1 need thought-out, reviewed responses thought out. And  
2 I'm wondering how they would be integrated, how you  
3 would develop that response.

4 MS. TATHAM: If a person or legislator or  
5 average Joe called in and had a complaint. I couldn't  
6 answer based on the Commission as a group, you know,  
7 mission, I would tell them, "Can I get back to you?"  
8 You know, speak with Enrique, speak with the Commission,  
9 "How do we respond to this person?" I'm not going to be  
10 flying solo on something I wouldn't have the ability to  
11 answer.

12 CHAIRMAN LYNN: Mr. Hall.

13 COMMISSIONER HALL: You are presently  
14 employed, is that correct?

15 MS TATHAM: Uh-huh.

16 COMMISSIONER HALL: Why do you want this  
17 job?

18 MS. TATHAM: Because I believe it would be  
19 extremely challenging. It is the first time that the  
20 lines, the boundaries, are not being drawn by elected  
21 law makers.

22 I think if this Commission and its  
23 professional staff does a bang-up job against, you know,  
24 a high foreback of scrutiny that it would be quite  
25 challenging and quite rewarding. I look forward to the



1 challenge.

2 COMMISSIONER HALL: This job is temporary,  
3 you know.

4 MS. TATHAM: That's fine.

5 COMMISSIONER HALL: You are okay with  
6 that?

7 MS. TATHAM: I'm okay with that.

8 CHAIRMAN LYNN: Any other questions?

9 COMMISSIONER MINKOFF: The only thing I  
10 wanted to add, Chairman Lynn, Ms. Tatham, I informed the  
11 Commissioners of the assignment we gave you, that we  
12 asked you to write in response to. I wanted to give you  
13 the opportunity, if you wanted to, at this point, to  
14 comment on the press release you wrote, work you did,  
15 anything of that sort, how you approached the task we  
16 gave you.

17 MS. TATHAM: How I approached the task you  
18 gave me? I sat down at the laptop and frantically and  
19 to the best of my ability cranked out a press release  
20 without anybody else having any oversight to it. It was  
21 pretty challenging, but I think I did an okay job. I  
22 haven't even looked at it. I never took a copy of it.  
23 Laying in bed I was like rewriting it in my brain 1,000  
24 times.

25 CHAIRMAN LYNN: Any other questions?

1                   Ms. Tatham, thank you very much for both  
2 your interest and time this morning.

3                   MS. TATHAM: I would like to submit this,  
4 a personal statement, to the public record or  
5 Commission.

6                   Thank you. Thank you for your time.

7                   CHAIRMAN LYNN: If that's the case, if  
8 it's okay, we'll move to the interviews for the outreach  
9 coordinator.

10                   Do we have a job description for that as  
11 well?

12                   We have three candidates for this. Can I  
13 have show hands candidates for this position. One, two.  
14 I want to ask specifically, Terrazas, Polita --

15                   COMMISSIONER MINKOFF: She's not here.

16                   CHAIRMAN LYNN: I take it by her absence  
17 she doesn't want to be considered is my guess.

18                   COMMISSIONER MINKOFF: Adolfo Echeveste.

19                   CHAIRMAN LYNN: May I ask Ms. Terrazas to  
20 absent herself for a period of time and ask  
21 Mr. Echeveste to join us at the table.

22                   Again, we'll follow the same procedure,  
23 unless you'd like to do it differently, with  
24 Mr. Huntwork and Minkoff, as they had the opportunity to  
25 meet with the candidates prior to this time, sort of

1       deferring their questioning, and then the three  
2       Commissioners that have not yet had that opportunity.

3                     Mr. Echeveste.

4                     I'm usually good with that, can't do it  
5       this morning. My mouth is not working.

6                     Outreach coordinator has the primary  
7       responsibility of insuring that the outreach of the  
8       Commission is successful from a logistical and numbers  
9       standpoint. Numbers, in other words, if this person  
10      does his or her job properly, we'll have well-attended,  
11      interactive meetings with the public; and communities of  
12      interest will have been notified and will have  
13      participated in the process.

14                    Can you tell us what in your background  
15      will make you particularly qualified to make that a  
16      successful process?

17                    MR. ECHEVESTE: All right. I've basically  
18      put in about -- well, exactly 24-and-a-half years in  
19      state, local government. And throughout my career, I,  
20      whether it was city government, state government, county  
21      government, I've, at one time or another, constantly  
22      been involved, interacting with the community in various  
23      diverse interest groups all the way to when I was with  
24      the migrant program, did regional supervisor, did  
25      outreach with farm workers and farmers.

1                   As a young man, also with the Governor's  
2 Office, I was State Director of the State Economic  
3 Opportunity Office. As such, I did hearings and  
4 outreach throughout Arizona to establish rural councils  
5 of government and hearings to interstate geographically,  
6 community action programs, and merge into communities'  
7 government, extensive outreach, public hearings from  
8 diverse groups.

9                   More recently with county government, I've  
10 been responsible as assistant county manager, prior to  
11 that also as social services director, to do outreach as  
12 I contracted out the social service community action  
13 programs into the various local communities, either  
14 nonprofit or local governments, it was their option.  
15 And also with the county as assistant county manager of  
16 health services, I was responsible for taking the  
17 initiative in terms of outreach in conjunction with  
18 public information on bond issues that established the  
19 community clinics throughout Maricopa County and new  
20 facilities with the -- at the hospital, County Hospital,  
21 and so forth.

22                   More recently and currently, I do a lot of  
23 outreach. I've organized a position, association, more  
24 in the private sector now, organized an association of  
25 physicians statewide. I network throughout the state.

1                   I also, for the association, also organize  
2 health fairs for indigents that have no alternative for  
3 health care, primarily within the Spanish speaking  
4 community. I've done it also with the Pascua Yaqui  
5 tribe.

6                   Outreach is kind of a secondary type of  
7 activity for me, because I can do it in my sleep.

8                   CHAIRMAN LYNN: Thank you.

9                   Mr. Elder.

10                  COMMISSIONER ELDER: The Commission has  
11 hired National Demographics Corporation to prepare  
12 citizen kits to be used by citizens at the meetings, you  
13 know, and then be returned to us so we get input. But  
14 we've got to get citizens there for that, for that  
15 meeting.

16                  As part of the outreach, how would you  
17 integrate the efforts of NDC, the notification by PIO  
18 and various resources they might bring to it in the  
19 Commission's office, and your function as the outreach  
20 coordinator?

21                  MR. ECHEVESTE: First of all, I have to  
22 keep in mind that I'm the coordinator, not the director  
23 and not the Commission. But I would ask of those that  
24 are in the area of responsibility, I would need to find  
25 out, I need to get your vision of how you want to

1 approach this. I would need to know, for example, what  
2 are the resources applied to this venture? I need to  
3 know what is the time line required to, and what are the  
4 key objectives, what are the priorities?

5 COMMISSIONER ELDER: One week.

6 MR. ECHEVESTE: What are the priorities?  
7 Because right now, you are asking me some questions  
8 that, frankly, I have to answer in a vacuum. I would  
9 need to know, to do the job properly, what is the time  
10 frame, what are the milestones, what are the resources,  
11 both money and staff locked in, that's money, also, but  
12 staff, represented there, and to match up with those  
13 time frames.

14 I need to know whether you've been  
15 allocated a fleet of jets to jet you around the state or  
16 whether you have to do it by horseback.

17 I need that information, frankly.

18 And we need to interact in terms of what  
19 are priorities in terms of what you as a Commission see  
20 as communities of interest. I have my own ideas. I'm  
21 sure the director does.

22 I'd love to be able to take you into a  
23 half hour nominal group, processing around the room:  
24 All right, until you have nothing else to answer, "What  
25 do you see? What is your priority? What is yours?"



1 to explain much about what the importance of this is.  
2 "Can you begin to put together the network in terms  
3 of -- we're talking about statewide" -- well, virtually,  
4 statewide, and then there's geographic type of activity  
5 that has to occur, both statewide and locally,  
6 geographically.

7 There's a tremendous amount of communities  
8 of interest. I would go to leadership like him.

9 I'd go to, as an example, public safety,  
10 go to my good friend over at -- this retired city police  
11 chief, and say to him, now over at public safety, say to  
12 him, "Look, the police is a big community of interest.  
13 Can you come up with names and folks, start a network?"

14 Go to the legislature, say to the  
15 Republicans, "I don't have to tell you what this means.  
16 Democrats, I don't have to tell you what this means.  
17 Independents, they're not organized, have to approach  
18 them from other interest groups.

19 CHAIRMAN LYNN: One of the most  
20 disorganized.

21 MR. ECHEVESTE: My point is they don't  
22 have a hierarchal structure like the two parties. I  
23 would bring them all in and say, "This is the time to  
24 provide that community participation that is essential  
25 for this effort. We have a short time frame. We need



1 your help. Would you begin to" --

2 I did this with the Census. I did the  
3 Census, which had the same kind of time frames, went to  
4 the Legislature, presented at the caucus that would  
5 allow me, one did, one wouldn't, I won't mention titles.  
6 I said, "Look, I need your help. Give me some key  
7 people as you see them in your communities, shakers,  
8 movers, get to the community." They started flowing in  
9 to me. We went out there. We didn't go out there  
10 knocking on doors on the blind. You don't have time.  
11 You have to zero in.

12 In any event, there are steps that have  
13 to -- basically, in summary, you have to find out -- I  
14 need to know what resources are, limitations and  
15 opportunities. I need to know what the vision is from  
16 you folks and priorities are, setting about a very  
17 strategic plan utilizing all the resources of yourself  
18 and the staff, and then come up creatively in terms of  
19 electronic media.

20 The, you know, we, with the Census, we  
21 used the Governor's Office, harnessed the television  
22 throughout the state. We had simultaneous groups  
23 throughout the state and we had the core group here  
24 downtown. It worked. There's different ways to do it.  
25 We have to be creative in the time frame.

1                   CHAIRMAN LYNN: Mr. Hall.

2                   COMMISSIONER HALL: He answered my  
3 question.

4                   CHAIRMAN LYNN: Okay. When you were in  
5 charge of the census, the early census office, you must  
6 have at that point developed, if you had not done it  
7 earlier in your career, a lot of points of contact  
8 within the Arizona community, not that you were the only  
9 one responsible --

10                  MR. ECHEVESTE: Right, sure.

11                  CHAIRMAN LYNN: Certainly you coordinated  
12 that effort. Can you tell me how you went about doing  
13 that, and in doing that, let me know what parts of the  
14 state are the weak, are weakest in terms of your areas  
15 of contacts?

16                  MR. ECHEVESTE: First of all, let me point  
17 out that actually in the Census we had the same kind of  
18 time frames, limited resources, and you have to have it  
19 done by next week was the way it worked. The best  
20 way -- let me give you one example which ties a lot of  
21 things together in terms of the Census, then I'll answer  
22 the one about the weakest.

23                  We had a situation where, again, we needed  
24 to make sure we saturated with outreach every segment of  
25 the community across the board. So I did some things

1 concurrently. I used my knowledge and relationships  
2 with people from throughout my career and picked up the  
3 phone and I called retired -- I would use names, if  
4 that's all right. Since in the public record, maybe I  
5 shouldn't. Nothing too high. Picked up the phone, east  
6 valley, one example, urban area, picked up the phone and  
7 said, "Milt, I need, you know, have to tell you about  
8 the Census," Milt Lee, former, 25 years, director of  
9 United Way of Mesa East Valley. He knows businessmen,  
10 everyone. If he doesn't know em, I know em, we probably  
11 both know them together. "Milt, I need your help. I'm  
12 handling the Census. We need to do this outreach to  
13 make sure that everybody gets signed." Milt's out there  
14 in great form. "How can I help?" I proceeded to tap  
15 that resource. I said, "Let's form a committee. Let's  
16 bring in key players from the Democratic party,  
17 Republican party, other interest groups, Chamber of  
18 Commerce, put together a plan on how to mobilize both  
19 parties and business, all segments to get the word out,"  
20 and at the same time got money late from the  
21 Legislature. Went to the Governor, asked if she would  
22 get some. It came late, at the last hour. Actually  
23 found a van.

24 We then got the vote, the proposals for  
25 the cities to get the money, leased the van. We found

1 the van. It was one that had been doing cross-country  
2 tours throughout the country with the Census Bureau.  
3 They returned it. We used it in the East Valley. Used  
4 it for my staff, city staff, scheduled activities  
5 throughout the cities, did it throughout the  
6 communities, responded, sent staff, posters. They sent  
7 money, put in staff, did a saturation type of event.

8 My point is we worked creatively within  
9 very tight time frames using funds creatively,  
10 creatively, city managers, city councils, businesses,  
11 chambers of commerce.

12 With regards to what is the most difficult  
13 piece, basically the most difficult is rural tribal  
14 areas. That's going to be the most difficult. The  
15 leadership within the rural areas, just go -- I've  
16 already done em, go back to the legislature: Look  
17 folks, Jack Brown, ones down south, all over, "Here's  
18 our task, time frame. Start feeding us responsible  
19 folks. Give us the doers. Give us those that don't  
20 just talk but do it. Here's a plan. Can you help us in  
21 your area?" Do that with all party members. Do that  
22 with city councilmen, city managers, do it sometimes  
23 with key economic development people that know the  
24 community from the business side.

25 You can do -- I notice the National

1 Council back there, used to work for me, Rudy, harness  
2 the Latino organization to put -- get the plan out.  
3 He'd say yes, right? It's a responsibility.

4 CHAIRMAN LYNN: Want to put you on the  
5 spot.

6 MR. PEREZ: I'm with MALDEF now.

7 MR. ECHEVESTE: Now we have two national  
8 groups I know we can commit to this.

9 (Laughter.)

10 MR. ECHEVESTE: The point of this is the  
11 rural area is only -- I see the most time and delicate  
12 in going to the tribal councils to get the attention of  
13 the tribes. Beyond that, through all the leaderships  
14 out there, it's not difficult.

15 I guess you have to have larger time  
16 frames for weekly newspapers and biweeklies, electronic  
17 media, radio, television, move quickly with folks. In  
18 many instances it's easier getting the word out.  
19 Geographically, yes, there are issues. Get past that,  
20 as I mentioned, using a teleconferencing system, access  
21 through the Governor's office and NAU. There are a  
22 number of ways. But the tribes are the ones that -- but  
23 I have some folks I know I can pull in to do that. But  
24 the tribes are the most difficult.

25 CHAIRMAN LYNN: Okay.

1                   Mr. Elder, Mr. Hall, any other questions?

2                   Mr. Huntwork?

3                   COMMISSIONER HUNTWORK: One thing I think  
4 we ought to ask is just your personal availability  
5 during the next three or four months. I think we ought  
6 to talk about salary requirements as well. Are you  
7 available full time and what --

8                   MR. ECHEVESTE: I'm available as needed.  
9 I'm private -- at this point in time, a private  
10 entrepreneur, have contracts, staff. I can move in and  
11 out. There's no concern for me. In fact, it's fine for  
12 me to have a short-term type of relationship. I want to  
13 apply my time creatively. I do not want, even -- I do  
14 not want to, let's say, get a full-time job and spend 15  
15 of those hours shuffling paper and doing nothing.  
16 Frankly, I'd rather be out the office and turn in a time  
17 card and say look, I put in 20 hours this week or put in  
18 23. If I need to put in 40 or 60, I'll put them in. Of  
19 course, I know I only write it up for 40, but my point  
20 is I want to use my time creatively.

21                   I've put in my time in government, know  
22 how government works. I left government, don't intend  
23 to return to government full time. I only went to work  
24 for the federal government one time because it was the  
25 Census.

1                   Just let me know how you need me, when you  
2 need me.

3                   I will ask each and every Commissioner, as  
4 I will with the director: All right, what is the game  
5 plan? Oh, if you are not sure, let's focus, sharpen it.  
6 What are the priorities? I don't want you to come back,  
7 given the full speed of the thing, and not know  
8 intuitively where all of you are, what is important,  
9 priorities. And perhaps tell you what I think you left  
10 out. Get concurrence. So you agree when you get  
11 through we've done a good job and did provide excellent  
12 service to this community.

13                   With regard to the question you asked  
14 earlier about if a reporter says something like an  
15 accusation, say, "You know what, I don't know. We have  
16 so many communities of interest, give me the details.  
17 If we've slighted anybody, I will assure you we will  
18 move immediately to correct that situation, because we  
19 want to include everyone. I'd really appreciate it if  
20 you find any other situations like that, let us know.  
21 We need your help."

22                   Do it proactively, positively, no  
23 apologies. We're just trying to do the job right for  
24 the citizens of Arizona.

25                   CHAIRMAN LYNN: Now, with respect to

1 salary requirements, I'm not sure that's something we  
2 can talk about in this setting. Do you want to -- I  
3 think that's something we need to do separately.

4 MR. ECHEVESTE: Let me rest your mind at  
5 ease on that point. I'm flexible on that. It's not a  
6 big issue.

7 CHAIRMAN LYNN: Okay.

8 MR. ECHEVESTE: I'm here because this is  
9 an opportunity. I was recruited in the Census as  
10 assistant counsel manager and staff assistant to former  
11 Governor Jack Williams, would complain every 10 years  
12 about the Census. We'd just complain. When they came  
13 out, recruited me about private sector activity, talk to  
14 the board, put other things on hold, my first reaction  
15 was "No." Then I told myself: You know what, you know,  
16 I bitched and complained about this for 30 years. Now  
17 they're offering me the opportunity on a silver platter.  
18 If I say "No," you know, I can't live with myself.

19 So I set it aside, I came and did it for a  
20 year, seven months.

21 I can tell you, found out one thing. I  
22 was right as a young man, never work for the federal  
23 government again. But I don't regret the 17 months I  
24 spent with them, because we did it right.

25 Now, the same thing goes for this. Every



1 time I look at a map of Arizona and gerrymandering that  
2 goes on, I shake my head. Now here is an opportunity to  
3 try and help facilitate through you some  
4 recommendations, at least, that hopefully the citizenry  
5 will be so much involved in they will support you, 99  
6 percent of the community. And that's exciting for me.

7 In terms of how much and what, that's not  
8 an issue.

9 MS. HAUSER: Mr. Chairman, you are not  
10 required to hold salary discussions in a public meeting.  
11 If you would rather consider those things in private, if  
12 you want a more specific answer to that question, you  
13 might ask candidates to put something on paper and give  
14 it to you and consider that in Executive Session, if you  
15 like.

16 MR. ECHEVESTE: I'll leave it this way.  
17 If you want me, I do want to serve in this capacity to  
18 make sure it's done right. I leave it to you -- you  
19 know what the budget is. You know what you can do. You  
20 just tell me. We'll go from there.

21 CHAIRMAN LYNN: All right.

22 MR. ECHEVESTE: All right. It's not an  
23 issue for me.

24 CHAIRMAN LYNN: I appreciate that.

25 MR. ECHEVESTE: Whatever you can do, we'll

1 do it. I just want to work with you guys.

2 COMMISSIONER ELDER: You have to realize  
3 you're working with a bunch of volunteers that get paid  
4 zero, and it goes down from there.

5 COMMISSIONER MINKOFF: You are getting  
6 reimbursements. Jim and I don't get anything.

7 CHAIRMAN LYNN: That's another discussion.

8 MR. ECHEVESTE: I understand what your  
9 commitment is to that. I have to tell you, I respect  
10 that. I really respect that. And given that, I'm  
11 willing to do my part.

12 COMMISSIONER ELDER: Appreciate that.

13 CHAIRMAN LYNN: Thank you very much for  
14 your interest and time this morning. You are certainly  
15 welcome to stay with us, if you have other commitments.

16 MR. ECHEVESTE: I have to move on. If you  
17 need to call me, he has my cell number.

18 COMMISSIONER HALL: Water is free.

19 COMMISSIONER MINKOFF: No free lunch, but  
20 there is free water.

21 CHAIRMAN LYNN: Okay.

22 Ms. Terrazas.

23 MS. TERRAZAS: May I make a request to  
24 close this to an executive meeting, please?

25 CHAIRMAN LYNN: For the interview?

1                   I don't believe you have that prerogative.  
2 I'll check with counsel.

3                   MS. HAUSER: It hasn't been noticed that  
4 particular way?

5                   MS. TERRAZAS: Hasn't been noticed that  
6 particular way.

7                   MS. HAUSER: When the Commission has  
8 discussions in executive discussion, the interviews were  
9 noticed as open. If the Commission has questions for  
10 candidates that they would like to consider in Executive  
11 Session, they can do that. The basic interviews were  
12 noticed in public session.

13                   MS. TERRAZAS: Okay.

14                   Before I take any questions, I'd like to  
15 make a statement.

16                   First, I want to thank the Commission for  
17 giving me the opportunity to address you again today.  
18 And again, as you all know, I'm very passionate about  
19 this process being as I was considered for the director  
20 position and really am flattered with the opportunity to  
21 be here again and be given an opportunity to assist the  
22 Commission in their outreach.

23                   It is my understanding that the Commission  
24 wishes to execute a very aggressive statewide meeting  
25 plan beginning in June. As a matter of fact, I think

1     it's to pursue about 16 to 20 meetings within a two-week  
2     period of time.

3                     Based on my experience as a public  
4     relations professional with my company that does and is  
5     currently engaged and has been engaged in the past in  
6     similar statewide community outreach programs and  
7     campaigns, I believe that this time line is unrealistic  
8     to achieve the objectives of the Commission to engage  
9     and to insure the highest participation by the public  
10    and turnout that the Commission wishes to achieve. I  
11    believe -- and accordingly, I need to withdraw my name  
12    from being considered for this particular task. I do  
13    that regretfully, but I do not believe that given the  
14    time line, that it is something that I am willing to  
15    take on.

16                    I believe that the most -- in my  
17    estimation, the most important part of this process  
18    are -- is the community outreach, especially given the  
19    nature of this process. It's now become the  
20    Commission's task, not the legislature's task,  
21    therefore, becomes a public process. And the community  
22    is probably the most important part of the process. And  
23    accordingly, squeezing those, the initial meetings, into  
24    a two-week period of time, in my sense, in my  
25    professional opinion, underestimates the process.

1 I believe that --

2 So, therefore, like I said, regretfully I  
3 need to withdraw my name.

4 I do, though, as a civic volunteer, make  
5 myself available to anybody, because I am currently, I'm  
6 engaged in two major statewide campaigns of similar  
7 magnitude, similar social awareness. I'm a phone call  
8 away. But I do -- in addition to some of the -- sitting  
9 through some interviews, Mr. Baker and Ms. Tatham had  
10 some great ideas of how to go about to get notice out,  
11 state notice out, make sure you have participation and  
12 turnout.

13 I suggest, of course it's just a  
14 suggestion, because the people of the State of Arizona  
15 are the most important part of this process, I believe  
16 working with the Secretary of State or the County  
17 Recorder in doing a mailing that notifies every  
18 registered voter about these meetings will insure you  
19 that everybody was contacted and there was adequate  
20 notice.

21 Media, using radio, using different media  
22 channels are an excellent vehicle; but I would not  
23 underestimate that, in order to make sure everyone feels  
24 they were contacted, every registered voter, every voter  
25 in the State of Arizona should be noticed, a mailer, and

1 save the date of the notice. That's something that may  
2 take a little time to get out to begin the time line.

3 I really appreciate the opportunity and  
4 that is part of why I wanted to have it in Executive  
5 Session.

6 CHAIRMAN LYNN: Thank you, Ms. Terrazas,  
7 appreciate that.

8 COMMISSIONER MINKOFF: Can I ask a  
9 question?

10 CHAIRMAN LYNN: If not a candidate --

11 COMMISSIONER MINKOFF: It relates to her  
12 statement.

13 I think that -- first of all, I would like  
14 to say I'm surprised and disappointed, because I had  
15 hoped to be able to talk with you. However, I think  
16 that part of your statement indicates that you have been  
17 misinformed. We are not going to be doing 16 to 20  
18 outreach meetings in a two-week period. I believe it's  
19 a four-week period.

20 CHAIRMAN LYNN: Two-week period.

21 COMMISSIONER MINKOFF: Two-week period. I  
22 take it back.

23 CHAIRMAN LYNN: It's an aggressive  
24 schedule but doable.

25 MS. TERRAZAS: I'm a phone call away, but

1 thank you very much. Thank you for your time.

2 Excuse me.

3 CHAIRMAN LYNN: All right.

4 We need a motion to go into Executive  
5 Session pursuant to Arizona Revised Statutes for  
6 consideration --

7 Ms. Hauser.

8 MS. HAUSER: Mr. Chairman, want to see if  
9 the other candidate is here at this point.

10 Ms. Polita?

11 I didn't see anyone come in.

12 If that's your wish, an affirmative motion  
13 to go into Executive Session for the purpose of  
14 discussion of these candidates.

15 COMMISSIONER ELDER: So moved.

16 CHAIRMAN LYNN: Second?

17 COMMISSIONER MINKOFF: Second.

18 CHAIRMAN LYNN: All those favor, say  
19 "aye."

20 (Vote taken.)

21 CHAIRMAN LYNN: Opposed, say "no."

22 Motion carries.

23 May we ask staff, all nonessential staff  
24 other than the Executive Director and legal counsel, to  
25 excuse themselves.





1 make a motion that will surprise no one. I move we  
2 offer the position outreach coordinator to Mr. Adolfo  
3 Echeveste subject to a check of references and salary  
4 negotiations.

5 CHARIMAN LYNN: Is there a second?

6 COMMISSIONER ELDER: Second.

7 CHAIRMAN LYNN: Discussion?

8 Hearing none, all in favor, say "aye."

9 (Vote taken.)

10 CHAIRMAN LYNN: Opposed, signify "no.".

11 Chair says "aye."

12 Motion carries.

13 Mr. Ochoa, immediately following the  
14 meeting, conduct a reference check and salary  
15 negotiations necessary to get Mr. Echeveste on board  
16 immediately, hopefully Monday.

17 Any other affirmative motion?

18 Mr. Elder.

19 COMMISSIONER ELDER: I move we acquire the  
20 services for the public information officer position  
21 with Ms. Tatham with the same conditions, conditions  
22 being that it's contingent upon background check and  
23 negotiation of income or salary. One additional, I  
24 would like to verify or make sure of her availability,  
25 that she be able to start Monday, Tuesday. We don't

1 have two weeks or a month to get into the game.

2 CHAIRMAN LYNN: Is there a second?

3 COMMISSIONER MINKOFF: I second.

4 CHAIRMAN LYNN: Discussion?

5 Hearing none, all those in favor, signify  
6 "aye."

7 COMMISSIONER HUNTWORK: Mr. Chairman, she's  
8 here. May we ask her the question whether she's  
9 available?

10 CHAIRMAN LYNN: We can ask her the  
11 question about availability.

12 Ms. Tatham?

13 MS. TATHAM: I would like to be able to go  
14 back to my present employer and ask them if it would be  
15 possible if I could start as soon as possible and just  
16 after checking with them I could be available Monday or  
17 Tuesday, if it's okay.

18 CHAIRMAN LYNN: Do you think that that  
19 question would elicit a response akin to Mr. Elder's  
20 time frame, Monday, Tuesday next week being the optimum  
21 time for you to begin?

22 MS. TATHAM: I think under the conditions  
23 of urgency, they would be fine with it.

24 Just for their -- in respect to my present  
25 employer, I need to ask. But I think it should be okay;

1 but I would just like to check with them. If I can  
2 start Monday, Tuesday, I'd be more than happy to do  
3 that.

4 CHAIRMAN LYNN: Thank you.

5 Further discussion on the motion?

6 All those in favor, say "aye."

7 (Vote taken.)

8 CHAIRMAN LYNN: Opposed, "no."

9 Chair votes "aye."

10 Motion carries unanimously.

11 Ms. Tatham, if you'd go directly from here  
12 to your current employer and make that request, I'd  
13 appreciate that.

14 MS. TATHAM: I hope to have an answer when  
15 you convene at the end of the day, adjourn.

16 CHAIRMAN LYNN: Okay.

17 MS. HAUSER: If you have somebody --  
18 actually, I have a cellphone with me. If you find out  
19 something, want to call back, leave a message --

20 CHAIRMAN LYNN: Call the main office,  
21 leave a message. We'll expect unless there's a problem  
22 we'll have you on board the first part of next week.

23 MS. TATHAM: Wonderful. I look forward to  
24 it.

25 COMMISSIONER HUNTWORK: Mr. Chairman.

1 CHAIRMAN LYNN: Mr. Huntwork.

2 COMMISSIONER HUNTWORK: I guess the  
3 assumption is she'll get back to us before the end of  
4 the meeting. I don't mean to make any follow-up motion.  
5 I just wanted to say I was very impressed with both  
6 candidates. In my judgment, if she's not available in  
7 the time frame we need her, I would want to leave time  
8 at the end of the meeting to make a motion to employ the  
9 other candidate who I also felt was imminently  
10 qualified.

11 CHAIRMAN LYNN: All right. We'll reserve  
12 that opportunity.

13 COMMISSIONER HUNTWORK: Okay.

14 CHAIRMAN LYNN: Should it present itself.  
15 We'll hope we can get concurrence from her employer to  
16 move as quickly as possible.

17 Item IV, legal counsel, discussion or  
18 consultation for legal advice with the Commissioners'  
19 attorneys.

20 I wonder if we might move this to a place  
21 other in the meeting when we have another Executive  
22 Session opportunity and combine the two.

23 MS. HAUSER: Let me discuss with Jose a  
24 second.

25 MR. RIVERA: I think we need a five-,

1 10-minute Executive Session.

2 CHAIRMAN LYNN: Is this the most  
3 appropriate time to do that?

4 MR. RIVERA: Yes, it is.

5 COMMISSIONER MINKOFF: Sorry.

6 CHAIRMAN LYNN: That's to the public with  
7 apologies. We need a short --

8 Let me have motion for that?

9 COMMISSIONER HUNTWORK: So moved.

10 CHAIRMAN LYNN: Second?

11 COMMISSIONER MINKOFF: Second.

12 CHAIRMAN LYNN: All in favor, signify  
13 "aye."

14 (Vote taken.)

15 CHAIRMAN LYNN: Opposed?

16 Motion carries.

17 Our apologies. We'll have you back in a  
18 few minutes.

19 (Whereupon, at 11:21 a.m., the Commission  
20 recessed Open Public Session and convened in Executive  
21 Session.)

22 (Recess taken.)

23 (Whereupon, at approximately 11:53 a.m.,  
24 the Executive Session concluded and the Commission  
25 reconvened in Open Public Session at approximately.

1 11:56 a.m.)

2 CHAIRMAN LYNN: Item V. Chairing the  
3 group is a challenge, one I accept readily. It's just a  
4 challenge.

5 Item V, discussion and possible decision  
6 with respect --

7 Presentation. Item VI I think first,  
8 would flow into item V.

9 Without objection, item VI, Power Point  
10 presentation from consultations, discussion and possible  
11 decision on the grid map approaches. See how that flows  
12 into our public outreach.

13 Dr. Heslop, will you lead this  
14 presentation?

15 DR. HESLOP: I am indeed, Mr. Chairman,  
16 members of the Commission.

17 The task you gave us is to examine  
18 alternative approaches to the development of an equal  
19 population grid.

20 With me this morning is Ian Rudge who will  
21 watch me for gestures I make to move along in the  
22 presentation.

23 In preparation, I read many dull,  
24 scholarly articles. And I've selected from among those  
25 articles I've read a half dozen I think are relatively

1 less dull, accessible, and perhaps meaningful in terms  
2 of automated approaches to the development of grids in  
3 terms of various mathematical approaches to the  
4 developments of grids. I have these materials. And I  
5 know that your Executive Director will make them  
6 available to you, if you wish.

7 I'm going to try to cover six subjects in  
8 this Power Point presentation. I'm going to talk about  
9 definitions, our view, NDC's view of definitions. I'm  
10 talking to talk about challenges to the development of a  
11 grid, an equal population grid. I'm going to suggest  
12 that you review some alternative approaches to the  
13 development of an equal population grid. I'm going to  
14 examine the pros and cons of these different approaches.  
15 I'm going to talk about what we think are the most  
16 desirable features in a grid. And I'm going to end with  
17 a specific proposal to you, NDC'S proposal for the  
18 development of an equal population grid. So that's the  
19 purpose of our Power Point presentation today.

20 Let's move into it. This is the language  
21 of Proposition 106. I know that you've all studied it  
22 carefully. What does it mean? What does it mean when  
23 it talks about a grid? Well, I thought we'd look at  
24 some dictionary definitions of grid. And I picked the  
25 Oxford English dictionary, which is certainly the best

1 dictionary. And I looked at Webster's. And I looked at  
2 an inferior dictionary published by Cambridge.

3           You can look at all dictionary definitions  
4 and you will see certain things. You will see that  
5 nearly all the definitions emphasize something that  
6 maybe for today's purposes we can call squareness. They  
7 emphasize regularity. They emphasize some form of area  
8 grid.

9           What about this equal population business?  
10 What is the definition there? That's much easier. We  
11 know what equal population means. It means the  
12 population that got counted in April of the year 2000,  
13 which, of course, isn't the population that is out there  
14 now, but those are the official Census data that we have  
15 to use. That's what equal means.

16           Now, there was a very interesting article  
17 in the Arizona Republic. I'm sure that every member of  
18 the Commission read that article. And if you are  
19 anything like me, you got indigestion when you read it  
20 because the Arizona Republic takes us through some  
21 alternative approaches to gridding the state. And it  
22 has some pretty negative things to say about each of  
23 those approaches to gridding the state.

24           This horizontal grid, rejected. Let's  
25 move on.



1                   The so-called 5-2-1 plan. Problems with  
2 that, two big problems. Let's move on.

3                   The urban power plan. Major problems  
4 there.

5                   Minority power. Now it's beginning to  
6 sound better, but problems with the minority power plan,  
7 too.

8                   So what do we get to here? We get the  
9 idea that there are some big challenges confronting us  
10 in the development of a grid for Arizona.

11                   Why is this? A good reason is that there  
12 aren't any handy grid units, squareness, aren't any nice  
13 geometrically shaped units. Take, for example, that  
14 county there. It's perhaps -- is it the most oddly  
15 shaped -- you have a lot of oddly shaped counties here  
16 in Arizona. Try squaring those. That's what we did.  
17 We tried squaring them, and we discovered it really  
18 doesn't work.

19                   Cities. Now, you, Mr. Chairman, recognize  
20 this city.

21                   CHAIRMAN LYNN: I do.

22                   DR. HESLOP: I suggest to you, sir, it's  
23 not square.

24                   CHAIRMAN LYNN: South Tucson, however, is,  
25 almost.

1                   COMMISSIONER MINKOFF: Almost. A little  
2 tail.

3                   DR. HESLOP: There are problems with  
4 cities, boundaries. Cities annex and flow different  
5 directions.

6                   That's not the end of it. Census  
7 geography also lacks squareness. Not easy building  
8 blocks. Here's an example of a Census tract. We didn't  
9 look very far in the map to find this example of a  
10 Census tract.

11                   And then you've got that western boundary.  
12 That river has cut a jagged, odd course down the side of  
13 the state. So what are you going to do with that when  
14 it gets to squareness?

15                   And then, you know, it's not only a matter  
16 of lack of units that are square, it's also the fact  
17 that the population of Arizona is very unevenly  
18 distributed across the surface area of the state. And  
19 that is complicating matters even further. Well, now,  
20 there are, out there, some approaches to development of  
21 grids. I'm going to go through each of these giving  
22 some comments on them, saying some good things about  
23 them, some bad things, and suggesting ways of thinking  
24 about them. I hope that my comments are reasoned and  
25 based on evidence, but I'll tell you that this is a

1 mindfield of opinion. If you'll read through some of  
2 these articles by scholars, you can find sharply extreme  
3 pros and sharply extreme cons on all.

4 Now here is Mr. Osterloh's grid. I have  
5 read Mr. Osterloh's excellent statement, reasons for  
6 creating a random grid-like redistricting plan that  
7 treats all Arizona equally. And I'm going to quote from  
8 Mr. Osterloh's plan. If I get out of line, he can waive  
9 at me, I guess.

10 Okay. One overriding question that the  
11 Independent Redistricting Commission needs to answer is  
12 how to treat all Arizona equally in the redistricting  
13 process, yes or no. If the Commission answers yes,  
14 Mr. Osterloh wants to us say yes, they will have to  
15 first consider all of the modifying criteria to the  
16 initial grid-like map and then, and then disregard  
17 communities of interest, party registrations, and any  
18 identifying characteristics of voters such as ethnicity.

19 He suggests that the Independent  
20 Redistricting Commission can and should draw district  
21 boundaries in a random grid pattern and then not modify  
22 the plan.

23 He speaks to the reasons for the grid in  
24 Proposition 106. And he was one of the authors of this.  
25 First was the reason of the desire to start the mapping

1 process with a clean slate. The second reason was to  
2 give IRC the option to draw a random grid as the final  
3 map.

4 Now, what would happen if the grid creates  
5 a minority problem? It says if in fact the Justice  
6 Department were to disapprove a redistricting plan that  
7 drew random districts, its action would be challenged in  
8 court.

9 So, DOJ refuses a court challenge. What  
10 happens in court? Mr. Osterloh says the Court, he  
11 believes, would welcome the opportunity to declare the  
12 plan constitutional and proclaim that the plan should  
13 serve as the gold standard by which all other  
14 redistricting plans would be measured.

15 Well, I agree with all of these  
16 statements. I agree. This would be a very bold thing  
17 to do. This would require courageous action because  
18 Mr. Osterloh's grids, as you can see, are the result of  
19 a mostly neutral, in a sense objective, mostly objective  
20 way of achieving equal population regardless of  
21 communities of interest, party registration, and any  
22 identifying characteristics of voters such as ethnicity.  
23 This is the clean slate approach. And it makes no  
24 pretense to be anything else but a clean slate approach.

25 Now, Mr. Osterloh's approach involves the

1 adjustment of lines. There are a great many, there are  
2 an enormous number of mathematical formulae devised by  
3 scholars that arrive at different kinds of districts,  
4 mostly using compactness as a criteria.

5                   Now, when I first started out in this  
6 redistricting field 30 years ago, there was one great  
7 scholar. His name was Dixon. If you read these quotes,  
8 you can see that Mr. Dixon didn't think a great deal  
9 about compactness, because compactness is a value that  
10 can submerge other values. Compactness could very well  
11 operate against particular groups. In other words, the  
12 method may be neutral, but the results aren't  
13 necessarily neutral.

14                   And then we get into problems of defining  
15 compactness, because, you know, the truth of the matter  
16 is that squares aren't as compact as circles, at least  
17 if you measure them in terms of perimeter.

18                   Let's look a little more closely at this  
19 problem of mathematical approaches, mostly emphasizing  
20 compactness.

21                   One problem, and I'm not going to read all  
22 of these things, I hope everyone can read for  
23 themselves, one problem is so many of these compactness  
24 formulae out there, as soon as you decide to take one,  
25 you have 25 mathematicians pouring into the room saying

1 "Why didn't you pick mine? What is special about this  
2 compactness formula?" The problem is they all have  
3 problems.

4 One of the problems, in fact in an earlier  
5 version of the slide show I cited it, one of the most  
6 compact of shapes is a spiral, like a coiled snake.  
7 That's a compact figure, under some of these tests.

8 So how do you go about the measurement of  
9 compactness? Well, here are some different ways of  
10 measuring compactness, different concepts of  
11 compactness. And I'm not going to stand here and tell  
12 you that one is better than another, because it depends  
13 on what you want to do with the measure of compactness.  
14 It depends what other values you are going to link  
15 compactness, what else you want to do. And that is one  
16 of the problems with mathematical tests in general and  
17 compactness in particular.

18 If you give that the prime role in your  
19 development, what else is it elbowing out of the way?  
20 What about minority population? Well, it depends. If  
21 you start with the minority population and compact  
22 around it, well, yes, that's fine. Suppose you don't  
23 start with minority population? Suppose you just set  
24 your formula running to create compact districts. Then  
25 what happens to minority population? Well, now, I'm

1 old-fashioned, and not up-to-date on computerized and  
2 automated redistricting. I sort of gave it up a long  
3 time ago because I couldn't see that they were going to  
4 lead anywhere. And, in fact, they haven't. There are  
5 arguments that you can make for them, but there isn't  
6 anywhere that I know of that is turning over the  
7 redistricting process to automation. But to give you a  
8 flavor of that approach, and it is not impossible to  
9 take an automated, computerized, fully automated  
10 approach to the development of a grid-like pattern of  
11 districts across the state, I asked Mr. Rudge, who is  
12 very up-to-date on these things, to research what a  
13 computerized approach to a grid-like pattern might look  
14 like.

15                   So, Ian, take it from there.

16                   MR. RUDGE: You'll first see arguments  
17 people would make for a computerized, automated  
18 redistricting type of algorithm. I went and found a  
19 couple different algorithms on the internet. Basically  
20 it's a computer running round by round creating a figure  
21 you'll see on the screen in a second. It's actually  
22 North Carolina but certainly would apply to any state.

23                   First is called the cake-cutting  
24 algorithm, goes across the state building up districts  
25 by grabbing units. I'll read. The author of this

1 particular program in his definition said, "A district  
2 is considered complete when adding a unit to it would  
3 increase rather than decrease the district's departure  
4 from the ideal size. If the district is currently  
5 500,000 people, the ideal is 550,000, it would not add  
6 anything less than 100,000."

7                   The bar on the right records growth of  
8 population in each of the 12 districts.

9                   The author of this particular algorithm  
10 later realized the algorithm, the difference of the  
11 continuity of districts on the eastern part of the  
12 state, it fails to pick up some.

13                   Next, the greedy algorithm. Now, the  
14 definition for this, the author, the process begins with  
15 the 12 most populous units in the state which form a  
16 nuclei of 12 districts. Each subsequent step of the  
17 program searches for a district with the smallest  
18 population, adds the largest unallocated unit from among  
19 the adjacent units, grabs beginning from the 12 areas,  
20 and from there starts picking up around it to following  
21 extentions.

22                   I'd like you to notice, based on the  
23 colors I have on the screen, what the districts look  
24 like.

25                   This is called the steepest-descent



1 algorithm. It's an extension of the one I showed you,  
2 except now a unit is transferred only if the move  
3 reduces the difference in population between donor and  
4 recipient districts hoping to move more toward a median  
5 population level. Again, look at the shape of these  
6 districts.

7                   Then the final one called simulated  
8 annealing in motion. During unit random transfers to an  
9 adjacent district, if there is one, the move accepts.  
10 If it reduces population between two districts, in  
11 addition to a move, it may be it accepts even if it  
12 exacerbates the population in balance. Where there are  
13 issues, look at shape. Apparently it's not very square.

14                   DR. HESLOP: So why don't people use  
15 computers? One reason I haven't put up here is that it  
16 is an astonishingly complex mathematical problem. In  
17 fact, one of the articles I put in the package of  
18 materials suggests it is computationally intractable to  
19 develop districts that meet several criteria.

20                   You'll notice that one of these options,  
21 obviously, didn't value contiguity.

22                   There are other problems with computerized  
23 redistricting.

24                   I think that's a pretty fair summation of  
25 the pros and cons. Let's go on.

1                   Someone wanted to hear a discussion on  
2 population as a starting point.

3                   You know, a starting point can be, I  
4 think, a misleading source of emphasis in grid  
5 development. If population is used as a starting point,  
6 if you use population centroids as a way of developing  
7 districts in terms of population density, again, what  
8 other, what other values are you perhaps ignoring or  
9 slighting or shifting away from? Much the same has to  
10 do, I think, with the question of where to start in the  
11 state.

12                   Far more important than these questions of  
13 starting point is how you develop the grid in the first  
14 place. Let's go on.

15                   So, now, here is another grid. In fact, I  
16 believe this is the last that we have time to discuss.  
17 This is an example of a grid that takes geography,  
18 geographically based redistricting, an old-fashioned  
19 idea, but an idea to which we can all in some way  
20 relate. We have an example provided by Mr. McNulty, an  
21 attorney from the area, from the Phoenix area.

22                   CHAIRMAN LYNN: Tucson.

23                   DR. HESLOP: Tucson, is it.

24                   Mr. McNulty uses watersheds as the basis  
25 of his approach. I think it is an intelligent

1 understanding that patterns life in a state that has a  
2 lot to do with important geographical features. But  
3 there's a bit of a problem when you look at  
4 Mr. McNulty's map. One problem is that these shapes  
5 don't look very much more square than the counties that  
6 we've already been discounting as an appropriate basis  
7 for a grid. And another problem which Mr. McNulty  
8 himself points to is that all of these watershed areas  
9 are indeed affecting the life of Arizona, but, really,  
10 the grid bulk of the population is found in only two of  
11 Arizona's valleys. So these watershed units are,  
12 perhaps, not all that relevant to those people.

13 Well, now, what I tried to do here is give  
14 you some sense, some flavor for different approaches to  
15 grid developments.

16 I would suggest to you that as you  
17 evaluate these grids you ask the question, what is  
18 desirable? What is desirable in an equal population  
19 grid?

20 Well, here are some things that strike me  
21 as desirable. And I hope that they strike everyone as  
22 common sense.

23 In terms of the definition, these first  
24 two things, population, equality, and squareness, those  
25 are implied by the language of Proposition 106. I'd

1 suggest that another feature of a grid that is desirable  
2 would be that it's related in some basic way to the  
3 goals of representation, to the representational system  
4 that you are going to develop from the grid.

5 That leads attention, I guess, to the life  
6 of the people, the patterns of life in a state.

7 I would suggest that it would be nice,  
8 wouldn't it be nice, if the grid had some degree of  
9 consistency with the state's history, with its  
10 geography, with those geographic features.

11 I wouldn't want that grid to be called the  
12 ending sea grid. I would want it to be a grid that was  
13 internally consistent that had a clear pattern of  
14 development, that it had its own logic, its own internal  
15 rules for development, so it could be replicated by  
16 others following the same rules.

17 And I guess, since "grid" is the basis for  
18 the process, I think it rather important that it have  
19 some kind of use in the development of the final  
20 redistricting plans.

21 Those are the features of grids that  
22 struck us, Leroy Hardy, myself, and Florence, as we sat  
23 down and tried to think this through. These are the  
24 things that struck us as sensible to find in a grid.

25 Okay. Now, what have I said thus far?

1 I've really suggested that there are two very big  
2 categories of approaches to the development of a grid.  
3 One is very well-illustrated I think by Mr. Osterloh's  
4 approach. Let's call it the clean slate approach.

5           Mr. Osterloh's approach, the various  
6 mathematical approaches, computerized redistricting  
7 approaches, they either lack a criterion, they lack a  
8 value, other than their own randomness, other than their  
9 own arbitrariness, or they have a one or a limited  
10 number of criteria. And when implemented, those other  
11 criteria to which they do not attend are pushed to one  
12 side. And that's a perfectly legitimate way of doing  
13 things.

14           Fine. I don't say it to compliment him  
15 simply because he's here, but if you take the clean  
16 slate approach, Mr. Osterloh's approach is as good as  
17 any, unless you want to value some particular criterion  
18 above others or one or two criteria above.

19           And then on the other hand, there's a  
20 second approach. I'm going to call it the building  
21 blocks approach. And it's sort of illustrated by  
22 Mr. McNulty's grid, because he took recognizable units.  
23 Everyone can go out and find them on the map. And he  
24 talked about aggregating them in a grid form. So that's  
25 how I have been thinking about approaches to grid

1 development.

2 Think that you've got those two major  
3 categories.

4 Now, NDC has a recommendation, so let's  
5 finish up this Power Point and look at -- oh, I need to  
6 go back to each of these, advantages and disadvantages  
7 of these different approaches.

8 Quickly, to rehearse them, if you take  
9 mathematical compactness, these are some of the pros,  
10 these are some of the cons. I'm personally unpersuaded,  
11 giving you my view at this point, I'm personally  
12 unpersuaded of the virtues of the plans I've seen drawn  
13 using the compactness formula.

14 Computerized adjustment, you've seen it  
15 illustrated. Yes, you can get a grid-like result, but I  
16 think that there are these problems.

17 Building block approach, well, as I'm  
18 going to suggest, the crucial question here is whether  
19 you have units to build with.

20 If you can find building blocks that do  
21 have something to do with the life of the people, that  
22 have some relationship to representational need, then it  
23 seems to me, my view is that that would be the best way  
24 to do it.

25 So here is our proposal in light of that

1 discussion. As NDC personnel have previously said  
2 before the Commission, we think that we can develop a  
3 grid-like map that relates to Arizona existing geography  
4 and population. We think that we can get a map that is  
5 in areal terms regular, and that we can assure that it  
6 meets equal population criteria while also tapping into  
7 the historical development of the state. That's our  
8 belief. Let's move on, please.

9 We believe that townships are the units to  
10 use. We have done a lot of work on Arizona townships  
11 over the last couple of weeks. Leroy Hardy is now, I  
12 believe, the world's greatest expert on Arizona  
13 townships.

14 There are some problems with them. They  
15 are not quite as comprehensive of the state's territory  
16 as one would wish. But we believe that they are a  
17 wonderful underlying grid for the development of your  
18 equal population grid of districts for Arizona.

19 They have a starting point, the Gila and  
20 Salt starting point. They are all readily mapped for  
21 the state. Their locations are known. And there is  
22 very little doubt about them.

23 Most people understand that a township is  
24 composed of sections. But there is a difficulty. The  
25 township is too small a unit for us to use in the

1 development of a grid for the whole state. So we need  
2 to aggregate these townships. We need a rule for  
3 aggregating them.

4           And so we take a township, and we make it  
5 into a township grid. It is a square. And since that  
6 is still not a large enough unit for most areas of the  
7 state, certainly large enough for this area of the  
8 state, given it's population, but since for most of the  
9 state those four townships are not sufficient, we then  
10 need to develop a larger grid. We call that an  
11 intermediate township grid. And in some areas of the  
12 state we will probably have to use super townships.  
13 Maybe not.

14           Now, we have gridded the state of Arizona,  
15 and we have all of these little squares.

16           Ian, could you, perhaps, pull out from  
17 behind that chair the map.

18           Thank you.

19           So you get a map, as a result of all of  
20 this, that squares the state, covers it, with little  
21 townships.

22           And so we've met or can meet --

23           Mr. Osterloh, I should note for the  
24 record, is smiling --

25           MR. OSTERLOH: It's square.



1 DR. HESLOP: It meets the requirements.

2 They're square.

3 There's a problem. Those squares are not  
4 equal in population. But because we've got a good grid,  
5 because we've got a grid that is based on regular areas,  
6 it's no big trick to overlay Census geography on top of  
7 that grid.

8 You can use the Census geography not only  
9 to figure the population of your intermediate grids but  
10 also to adjust them. If they've gotten out of line with  
11 the patterns of life of the people, that Census tract  
12 boundary will typically, typically, not in all cases,  
13 but typically correct for it.

14 If steady boundaries, as has often been  
15 the case, have gotten away from the basic underlying  
16 structure of townships, that Census tract overlay  
17 corrects for that, too.

18 We think that we've got a double whammy  
19 here. We have the squareness that is part of the  
20 definition. We know that we can get it equalized in  
21 terms of the Census geography. And we believe --

22 The next slide, if you would.

23 -- we believe, and we'll be able to  
24 illustrate soon, that when you add a township and Census  
25 geography, you get an equal population grid of

1 districts.

2 We can develop these townships, Census  
3 tracts, according to systematic rules all across the  
4 state. In fact, we're fairly well along with this. And  
5 we believe that we can no later than 15 days from now,  
6 probably sooner, if you approve this approach, that we  
7 can return to the Commission with a grid and proofs of  
8 how it was developed, the rules so that anyone out there  
9 who wishes to check us can replicate that grid by  
10 following exactly the same rules.

11 Now, that's our proposal. And I recognize  
12 that there is a lot unsaid in this presentation. And I  
13 would be happy, Mr. Chairman, members of the Commission,  
14 to attempt to respond to questions. In fact, I'll even  
15 suggest we put the light on.

16 CHAIRMAN LYNN: Thank you, Dr. Heslop.  
17 Questions for Dr. Heslop on the  
18 presentation.

19 Ms. Minkoff.

20 COMMISSIONER MINKOFF: I'm trying to get a  
21 handle on what the grid would look like under this  
22 proposal. I assume it's not going to be perfect squares  
23 or correct angles. You have to equalize population.  
24 Can you give me some idea of what the lines are going to  
25 look like?

1 DR. HESLOP: We have some problems in the  
2 state. We have an area right here eligible for 17, 18  
3 districts.

4 COMMISSIONER MINKOFF: Talking legislative  
5 districts.

6 DR. HESLOP: Right. Obviously this is an  
7 area that's going to be much -- the squares are going to  
8 be much smaller. Moreover, this is an area with a lot  
9 of Census geography. And these squares aren't going to  
10 be very square in some of these areas by the time we're  
11 finished overlaying Census tracts.

12 The underlying grid, squareness of that  
13 will be a demonstrable relationship between those  
14 squares and the districts you develop using Census  
15 geography which will be very clear. There will be a  
16 recordable step from the square to the districts.

17 COMMISSIONER MINKOFF: We will not see the  
18 square. We'll see the district. With back-up  
19 information we'll be able to demonstrate how it evolved  
20 from a square.

21 CHAIRMAN LYNN: Mr. Hall.

22 COMMISSIONER HALL: Are those boxes super  
23 grids? Is that what they are?

24 DR. HESLOP: Intermediate grids, 16  
25 townships.

1 COMMISSIONER HALL: Show me a super grid.

2 DR. HESLOP: There isn't one on there. In  
3 development of districts, I'm not sure we need to --

4 COMMISSIONER HALL: I understand.

5 DR. HESLOP: These are fairly big units.  
6 A township is six miles wide, six miles long. So we're  
7 dealing with fairly significant --

8 CHAIRMAN LYNN: Don't trip.

9 Other questions?

10 If not questions, comments, discussion?

11 Mr. Huntwork?

12 COMMISSIONER HUNTWORK: Well, the  
13 interesting part of this idea, or any other idea, will  
14 be the rules by which the squares are adjusted to  
15 account for the details of the Census tracts. Do you go  
16 north and then east and then south and then west and  
17 then work with whatever is left over or do you go north?  
18 Do you define a square and bring all the sides in? So  
19 we don't know the next step. But the basic idea, as a  
20 starting point, seems to fulfill the criteria.

21 CHAIRMAN LYNN: Mr. Hall?

22 COMMISSIONER HALL: Well, first of all, I  
23 just want to thank NDC for reducing my level of  
24 heartburn. Because, I mean -- I think it's very clear  
25 that they put some thoughtful and detailed analysis into

1 this process. I think all of us, I speak for all of us  
2 when we felt some burden relative to this. And I think  
3 that this is certainly, you know, a very arbitrary yet  
4 fair and yet historical basis. And I like the approach.  
5 I deal with legal descriptions on a daily basis. It's  
6 the basis of transfer of property. It's the basis of  
7 what we're about. And I think it's fair and  
8 straightforward. I don't think they are -- one could  
9 say that there would be any agenda here.

10 CHAIRMAN LYNN: Mr. Elder?

11 COMMISSIONER ELDER: On that slide where  
12 you are going from the tract or the -- not the tract,  
13 but the township to the four townships, there was a  
14 sequence noted there, one, two, three, four --

15 DR. HESLOP: Yes.

16 COMMISSIONER ELDER: Was that the  
17 beginnings of a rule or --

18 DR. HESLOP: That's the sequence we'd  
19 follow all around the state going in that same way, left  
20 to right, right to left.

21 CHAIRMAN LYNN: Are there other rules that  
22 would follow to Mr. Huntwork's point earlier, as you  
23 overlay the Census block information, in order to  
24 achieve equal population? Can you envision or have you  
25 envisioned what other rules might be in play?

1 DR. HESLOP: You have very stern language  
2 in Proposition 106 as to population. The term is "as  
3 equal as is practicable." Now that's language that  
4 comes straight out of a line of Supreme Court decisions  
5 related to congressional districting and has to do with  
6 the fact that congressional districts are always made  
7 more equal than, for example, legislative or municipal  
8 districts. We have to have a rule that produces equal  
9 population, as equal as is practicable. And that is  
10 going to take us down to the lowest level of Census  
11 geography, is going to take us down to Census blocks.  
12 We are writing the rules for doing that.

13 Our proposal, Mr. Chairman, members of the  
14 Commission, would come before you with the rules so you  
15 can see where we come from. If you don't like the  
16 rules --

17 CHAIRMAN LYNN: I understand.

18 Mr. Elder.

19 COMMISSIONER ELDER: My question, the last  
20 part, about the timing, if we agree, within the 15 days  
21 type comment, my understanding, we are going to try to  
22 start the beginnings of our meetings about that same  
23 time frame, about 15 days.

24 DR. HESLOP: Absolutely.

25 COMMISSIONER ELDER: Is there any way of

1 sending out to the Commissioners an interim report of  
2 where we're at, provide directly to you or Mr. Ochoa  
3 input? I don't want to get down to the 15th day, find I  
4 don't like --

5 DR. HESLOP: We'd be delighted.

6 COMMISSIONER ELDER: -- and be going into  
7 a meeting tomorrow.

8 DR. HESLOP: Midpoint review, yes, on the  
9 right track, or get on another one, we can within a  
10 week.

11 CHAIRMAN LYNN: Mr. Hall.

12 COMMISSIONER HALL: Mr. Chairman, I make a  
13 motion we as a Commission adopt this methodology for  
14 initiating the grid-like process.

15 CHAIRMAN LYNN: Second?

16 COMMISSIONER MINKOFF: I second.

17 CHAIRMAN LYNN: It's been moved and  
18 seconded.

19 CHAIRMAN LYNN: Mr. Huntwork?

20 COMMISSIONER HUNTWORK: I agree with the  
21 spirit of it. I don't want to be completely committed  
22 to it if when see it applied and see what the rules are  
23 we don't like it. My intuition is it will work out  
24 fine. And I definitely believe we should focus on it  
25 and move forward as the next step.

1 CHAIRMAN LYNN: Further discussion?

2 I would hope that -- and again, if this  
3 doesn't fit, let me know. But if we were to meet, let's  
4 say, next week, end of next week, again, to Mr. Elder's  
5 time frame, would you be able to share with us at that  
6 time the subset of rules that seem to be in play as you  
7 make the adjustments for population?

8 DR. HESLOP: We would.

9 CHAIRMAN LYNN: Okay.

10 Further discussion on the motion?

11 Mr. Elder?

12 COMMISSIONER ELDER: Mr. Chairman, let me  
13 ask the motion. Is there any other time in the agenda,  
14 any other time in the agenda to ask coordination issues  
15 or do we need to do so under this discussion and there's  
16 no other avenue in the agenda?

17 CHAIRMAN LYNN: There's a motion on the  
18 floor we need to deal with. Once the motion is  
19 dispensed with, however it's dispensed with, we're still  
20 under discussion of methodology.

21 COMMISSIONER ELDER: I'd call the  
22 question.

23 CHAIRMAN LYNN: Anyone seeking recognition  
24 for a question?

25 The question has been called for. All in



1 favor of adopting the township, intermediate township,  
2 super township methodology for developing our grid,  
3 signify by saying "aye."

4 (Vote taken.)

5 CHAIRMAN LYNN: Chair votes "aye."

6 Opposed, signify "no."

7 Motion carried unanimously.

8 Dr. Heslop, we'd ask within a week, if you  
9 would, it's the sense of Commission we'd like to hear  
10 report at that time as to your progress and rules being  
11 employed in making those determinations.

12 Mr. Elder.

13 COMMISSIONER ELDER: I'd like to ask the  
14 question and see how we can facilitate this.

15 This morning we put in place a PIO and  
16 outreach person. At that week interval, I would think  
17 that we would, or before, anything that can be done, if  
18 there's pieces of information, things we need to get in  
19 place in terms of getting handouts ready or things to go  
20 along with the Power Point presentation, meetings around  
21 the state, have that, start that, getting something in  
22 our hands, something they can respond to, come back,  
23 maybe a precursor to some information citizen kits.

24 Can we integrate that in a parallel track  
25 rather than waiting 15 days?

1 DR. HESLOP: Yes, we can. There are  
2 materials we can already produce on this approach,  
3 duplicate and have available for the PIO.

4 COMMISSIONER ELDER: I'd like that then  
5 done, if we could.

6 CHAIRMAN LYNN: Other comments or  
7 questions under this agenda item?

8 COMMISSIONER ELDER: Maybe it's a request  
9 for the Commission.

10 Is this Power Point presentation as it  
11 stands now available for us to use in discussions and  
12 meetings or something we want to do? Has counsel  
13 reviewed it?

14 MS. HAUSER: Mr. Chairman, Mr. Elder, this  
15 Power Point presentation is one used to assist the  
16 Commission in determining which grid approach to use.  
17 There is a completely different Power Point for public  
18 meetings which has been approved.

19 CHAIRMAN LYNN: For AURs.

20 Mr. Rivera?

21 MR. RIVERA: The first series of public  
22 hearings are to get communities of interest and public  
23 input in terms of how they -- how they develop community  
24 interest and how to develop AURs, not in terms of this  
25 grid. So the Power Point presenting on that and

1 presentation for that is different than this. I think  
2 we have some presentation on that on the schedule today.

3 COMMISSIONER ELDER: Okay. We'll look at  
4 that.

5 CHAIRMAN LYNN: A separate Power Point.

6 COMMISSIONER ELDER: May be very well  
7 separate Power Points, not something of an education  
8 process, where we're at and that, use as a tool.

9 MR. RIVERA: NDC can explain better.  
10 There's a lot in the Power Point.

11 DR. HESLOP: We can put more of this in.

12 COMMISSIONER ELDER: The more tools we  
13 have, have with us, oh, here's an opportunity to ask  
14 specific questions. If I had it on my laptop, hey, I'd  
15 be flying with it.

16 Thank you.

17 CHAIRMAN LYNN: Any other discussion on  
18 this item?

19 Without objection, let's move to item VII,  
20 which I think follows on naturally from this, then wind  
21 up item V, discussion of the schedule.

22 Dr. Heslop, Ms. Leoni, are you prepared to  
23 move to the other Power Point presentation at this  
24 point?

25 DR. HESLOP: We could certainly do so.

1                   CHAIRMAN LYNN:  Would you, please.

2                   I've been informed by some very good hand  
3 gestures and eye contact we don't have to vacate at  
4 2:30, so we will continue the process.  And I believe we  
5 may want to seek nourishment at some point.

6                   COMMISSIONER MINKOFF:  So moved --

7                   CHAIRMAN LYNN:  We may want to do that  
8 before the Power Point presentation.  How long is it?

9                   DR. HESLOP:  Ten minutes?

10                  MR. OCHOA:  I've ordered sandwiches for  
11 the Commission, and so forth.  They should be coming in  
12 a minute.

13                  CHAIRMAN LYNN:  Here at the Power Point is  
14 a logical place to break.  Let's break.

15                  COMMISSIONER MINKOFF:  Do you have hard  
16 copies of this as well?

17                  DR. HESLOP:  Yes.  Yes, we do.  We also  
18 have a text, suggested text, that accompanies this  
19 presentation.

20                  COMMISSIONER ELDER:  With inflections of  
21 the voice so we can do it with a slightly British  
22 accent?

23                  COMMISSIONER MINKOFF:  I want to talk like  
24 you.

25                  DR. HESLOP:  Well, it is catching.

1 I want everyone on this Commission to  
2 refer to gerrymander in the future. It sounds so much  
3 worse. At one point I was on Ronald Reagan's staff. He  
4 says or said, "gerrymander."

5 (Discussion off the record.)

6 DR. HESLOP: What is the task here? The  
7 task is to present the Commission with a quick, easy,  
8 educational tool about gerrymandering, Proposition 106,  
9 the Commission, and why the public should participate.  
10 And so we have this presentation.

11 This isn't showing quite as well as I  
12 thought it would in terms of the graphics here.

13 At any rate, we'll improve that. This  
14 looks rather washed out yellow here.

15 CHAIRMAN LYNN: It may be the fault of the  
16 projector.

17 MR. RUDGE: Faded background, could be the  
18 projector.

19 DR. HESLOP: Work on that.

20 Truth. Arizona isn't the only state that  
21 has been gerrymandered. Gerrymandering has gone on all  
22 around the country forever and forever, and it's been  
23 particularly bad the last three, four decades because of  
24 computer technology.

25 I think it's important to begin there.

1 That's the language of Proposition 106.

2 Here is a cartoon, the first gerrymander.  
3 High school civics, we all saw this, the most famous  
4 cartoon in cartoon history. In 1811 the Federalists  
5 were losing votes, were in power, and wanted to hang  
6 onto the district. The Governor of Massachusetts at the  
7 time Elbridge Gerry, is how he pronounced his name,  
8 which is why we say gerrymander. The Globe cartoonist  
9 blew up this district to look like a salamander. That's  
10 the origin of the term.

11 Both parties do it when they can.  
12 Incumbents do it. Everyone does it, if they can.

13 How does it work? Here's a simple diagram  
14 of how it works.

15 All gerrymandering involves is wasting the  
16 votes of the opposition, party opposition, group,  
17 whatever it is.

18 There are two basic techniques of wasting  
19 votes. Technique number one, sometimes referred to as  
20 cracking, more elegantly as dilution. In this case,  
21 let's say the majority party is doing it, the majority  
22 party cuts a line through the concentration of the  
23 minority party's voters so they can never get to 50  
24 percent in any of those districts, are always stuck at  
25 the 35, 40, 45 percent level, never get to elect their

1 candidate. They should in terms of numbers have a good  
2 shot being the majority in two districts but are in fact  
3 the minority in four districts.

4 Dilution, that's a way, best way of  
5 wasting votes of the opposition party.

6 On the right-hand side, when you can't do  
7 that, what do you do is pack voters, pack them, put them  
8 in as few districts as possible so the candidate  
9 minority party wins by a huge surplus of votes or runs  
10 unopposed. Surplus is wasting, wasting votes, partisan  
11 gerrymandering. Arizona has had the experience of it,  
12 not as blatant as California's experience, I should say.

13 Racial gerrymandering. This is a state  
14 with a very significant Hispanic population. You need  
15 to know something about the history of ethnic or racial  
16 gerrymandering in this nation. Let's suppose that they  
17 are talking about a Hispanic group. This group would  
18 like to have a Hispanic candidate run and win in a  
19 district. They want to create an ethnically  
20 representative district. That means the concentration  
21 of Hispanic votes in that district. But Hispanic voters  
22 are disproportionately Democrats. So a concentration of  
23 Hispanics in this district means, doesn't it, to some  
24 degree, a wasting of Democratic votes. What do  
25 Democratic incumbents think about that? They don't like

1 it. They would much prefer a district like that, that  
2 runs a narrow corridor through a Hispanic population,  
3 pick up Hispanic voting, not enough to put Republicans  
4 in.

5 Democrats are awful. Republicans are  
6 awful, too. It's a sad record. Independents might,  
7 too, if they had a chance to do it.

8 CHAIRMAN LYNN: If organized.

9 COMMISSIONER MINKOFF: Can't organize.

10 DR. HESLOP: The Republicans wouldn't be  
11 satisfied on that district, want to concentrate more on  
12 Hispanics there, waste more Hispanic votes. Both  
13 parties gerrymander against ethnic groups, minorities.

14 When Arizona voted for 106, they wanted to  
15 put an end to things like that, partisan gerrymandering,  
16 ethnic gerrymandering, wanted fair redistricting.  
17 That's where the Independent Redistricting Commission  
18 comes from. That's its task.

19 Voters wanted to clean up the state's  
20 redistricting process. They wanted to eliminate  
21 gerrymandering.

22 And here is our Redistricting Commission.  
23 Here are its members, perhaps a little something to be  
24 said about each of the members to give them some human  
25 personality.



1                   What is the basic task? Well,  
2                   establishing districts.

3                   The Independent Redistricting Commission  
4                   shall establish congressional and legislative districts.  
5                   And we begin with, there is the language again, that  
6                   equal population grid.

7                   What are the goals of districting? Well,  
8                   they are spelled out in the proposition. Here are the  
9                   goals. I think that it's worthwhile going through them  
10                  with the public so that they are in everyone's head and  
11                  maybe responding to questions about them.

12                  One goal, partisanship, partisan  
13                  advantage, cannot be recognized in this process. And  
14                  another goal, incumbency, that cannot be recognized in  
15                  this process. Partisanship and incumbency are goals  
16                  that have nothing to do with the redistricting process.

17                  Now, the process is driven by the Census  
18                  data. In April, the Commission got its Census data.  
19                  And this data allows the state to be pictured in terms  
20                  of increased population, in terms of demographic change,  
21                  and all sorts of different ways.

22                  The first thing to say about the Census  
23                  data from the 2000 Census is that Arizona is still  
24                  growing and growing very fast. And in some areas of the  
25                  state, this is not simply fast growth, it is explosive

1 growth.

2                   And here I've put that up, some counties  
3 that are way ahead of the state norm in terms of  
4 population growth.

5                   So now one of the tasks of the Independent  
6 Redistricting Commission, the grid-like pattern across  
7 the state. We got some dictionary definitions of the  
8 grid here, talk a bit about squareness, go through the  
9 challenges, the Arizona Republic challenges to the  
10 different approaches, to the plan. And then, of course,  
11 we come to the public hearings. Presumably you are in a  
12 public hearing at this point.

13                   And at this point I think it's appropriate  
14 to say how important these public hearings are as part  
15 of the Commission's task.

16                   Here is public review language from  
17 Proposition 106. I think it's worth reading it or  
18 highlighting it in some way.

19                   Now we have a form. NDC submitted a  
20 citizen input form. I think it's been reviewed and is  
21 on the point of finalization. This form, our strong  
22 advice would be to distribute it at the beginning of  
23 each public hearing. I think that they should be  
24 numbered. We don't want someone walking off with 12 of  
25 them. I think that you should take them step by step

1 through the form and explain what it is on the form.

2 Next, Ian, please.

3 Here is the first thing they need to  
4 understand. If they are going to fill out this form,  
5 they need to give us their name, address, and telephone  
6 number. We need to get back to these people. They  
7 shouldn't just be dropping these forms into a well that  
8 they never hear them land or hear the result. We need  
9 to respond to these forms.

10 There is a major concern area on the form.  
11 And I think that this bears walking them through a  
12 little bit. And then there's a place where they can  
13 specify particular boundaries. Then there's a question  
14 where they can talk about groups they don't want  
15 divided. And then there's a final question.

16 And so you encourage people to fill out  
17 this form. NDC's role in this process is get these  
18 forms, get the citizen kits, if they are used, and get  
19 back to the people who fill them out.

20 So they can complete it, and then they can  
21 mail it back. Maybe we should be talking about a  
22 business reply envelope or use the website. We think  
23 the website should have the form on it.

24 And then, at this point, you are  
25 addressing those who are especially interested. Many

1 times these will be group representatives. And you tell  
2 them that we have citizen kits available for the area  
3 and that we'll work with them to help them fill them out  
4 and we'll, again, get back to them, and we're going to  
5 try to provide 72-hour turnaround on these.

6 And then I think it's just good to lead  
7 them through the rules, again. Because NDC has done  
8 many hundreds of these in Arizona. There's always some  
9 discussion about these Federal mandates. They need to  
10 be explained to people. Some people don't take it  
11 kindly that DOJ is leaning over the state's shoulder.  
12 Equal population needs some explanation.

13 They'll tell you, and they are right, that  
14 their area has grown well beyond, in some cases, April  
15 2000. Well, that's tough. We have the 2000 Census we  
16 have to use.

17 You need to talk about the Voting Rights  
18 Act and need to make the case this is not only a legal  
19 requirement but makes good sense for the case for  
20 representation of all of our communities and then take  
21 them through Proposition 106 requirements.

22 And if you've done all of this well, then  
23 you hear the faint noise of applause. And so that opens  
24 the question and answer.

25 I have a draft text here which I'm happy

1 to revise. The IRC attorneys got it only late last  
2 night or was it early this morning, but it is available  
3 and I will give it to the Executive Director for  
4 circulation.

5 Any questions?

6 CHAIRMAN LYNN: To Mr. Elder's question  
7 earlier, now we have methodology in place. Other than  
8 to put in some --

9 DR. HESLOP: Yes, indeed, the township.

10 CHAIRMAN LYNN: Have you timed this to  
11 give a sense of how long the presentation takes?

12 DR. HESLOP: I don't think you should let  
13 run more than 10, 15 minutes.

14 CHAIRMAN LYNN: I think at the outside.

15 DR. HESLOP: Get the information out. Do  
16 it in a lively way. You'll get questions. Typically  
17 audiences learn more from the questions than they do  
18 from the Power Point presentation.

19 CHAIRMAN LYNN: Ms. Minkoff.

20 COMMISSIONER MINKOFF: One thing caught me  
21 as you were going through. That's where you list the  
22 goals of districting contained in the proposition. When  
23 I looked at it I read it as 106 goals.

24 DR. HESLOP: Ah, goals of 106.

25 MR. HALL: More than I'm afraid to think

1 of.

2 CHAIRMAN LYNN: Other questions or  
3 comments of Dr. Heslop?

4 CHAIRMAN LYNN: The one making  
5 presentations, sort of off the cuff, to date, this  
6 certainly puts it in a very nice, logical format that  
7 would be helpful. In fact, I have one on Sunday which I  
8 wish I had both a computer and a software piece to use.

9 COMMISSIONER ELDER: If we can get the  
10 projector, I have the computer.

11 CHAIRMAN LYNN: Are you joining me on  
12 Sunday?

13 COMMISSIONER ELDER: Yeah.

14 MR. OCHOA: Mr. Chairman, to that end, we  
15 have a computer available for the presentation. If I  
16 can get a disk, it can be available. If you like the  
17 presentation on the web, it can be available.

18 CHAIRMAN LYNN: It should be on the web.  
19 Legal counsel is reviewing the script. May want to make  
20 whatever changes, modifications. Actually, even if  
21 modifications were made based on progress, this can be  
22 updated on the web.

23 The most current version, this is an  
24 evolutionary process going through as things become  
25 cleared, changed, added to the presentation, give it the

1 most updated version we know how.

2 I am really pleased with the general tenor  
3 of this.

4 Now, a couple of questions. First and  
5 foremost, have we or can we make arrangements for this  
6 to be translated into Spanish? We want to do that as  
7 quickly as possible and want people to access the  
8 website to access it in either language of their choice.  
9 Beyond that, we want to be sure when we print all  
10 materials, including citizen information forms, and so  
11 on, they're in, at a minimum, both languages and beyond  
12 that to the extent we need other language facilities for  
13 specific areas of the state, want to make sure if  
14 they're translatable, we can do that. If not, have  
15 interpreters available. I know we already talked about  
16 that.

17 Ms. Minkoff.

18 COMMISSIONER MINKOFF: Are we going to  
19 translate the Power Point presentation into Spanish?

20 CHAIRMAN LYNN: Yes.

21 COMMISSIONER MINKOFF: Would we have the  
22 ability to put the Spanish and English version on the  
23 screen side by side?

24 COMMISSIONER ELDER: With one machine.

25 DR. HESLOP: It would crowd the screen.

1                   COMMISSIONER MINKOFF: Two screens?  
2 Handle a bilingual audience. Some people understand  
3 only English, some only Spanish.

4                   DR. HESLOP: We've done a great many  
5 meetings in the state. Generally the need can be met  
6 with having a paper form of the presentation.

7                   CHAIRMAN LYNN: Unless specifically  
8 requested it be in Spanish, mostly if you did the  
9 presentation in English with a handout version in  
10 Spanish, those that wanted could follow along, every  
11 page would be an analogous page, and that could be done.

12                  Mr. Rivera.

13                  MR. RIVERA: The only problem with that,  
14 people not able to read Spanish that speak Spanish, a  
15 significant amount of the population in Arizona.

16                  CHAIRMAN LYNN: I think at that point,  
17 what we would need to do is try to get a  
18 characterization of the audience and be prepared to do  
19 simultaneous translation so that we get both -- so we  
20 get both.

21                  Once we have the script in Spanish, some  
22 of us do read and speak Spanish. I could deliver in  
23 either language wherever I happen to be. That's fine.  
24 I don't want -- I want to make sure everyone has that  
25 opportunity.



1                   What I probably couldn't do is discuss in  
2 technical terms. I could present it.

3                   Mr. Elder.

4                   COMMISSIONER ELDER: How big a file is  
5 that, either one, the Power Point?

6                   MR. RUDGE: The second one you saw is  
7 small, a 1.9 meg. The first one is extremely large.

8                   COMMISSIONER ELDER: E-mailable?

9                   MR. RUDGE: The second one you saw I can  
10 e-mail to you. The other one, when I zip it, it's 12.8  
11 megs. Huge.

12                  MS. HAUSER: Problem.

13                  MR. RUDGE: Most likely burn it onto a CD,  
14 give it to you that way.

15                  CHAIRMAN LYNN: Load it on a CD, play it  
16 that way.

17                  COMMISSIONER ELDER: Tim, do we have a  
18 burner in place?

19                  MR. JOHNSON: No, we don't. I have access  
20 to one.

21                  CHAIRMAN LYNN: Questions of --  
22 Legal review?

23                  MS. LEONI: There are minor clean-up  
24 things we can do between today and tomorrow and be ready  
25 to export this electronically to the Commission. Lisa

1 and Jose have a script, are looking at it now. We'll  
2 have that ready by --

3 MR. RIVERA: We've not looked at the  
4 script yet. We'll look at it quickly.

5 MS. LEONI: You'd like it by Sunday?

6 CHAIRMAN LYNN: Ideally. Dan and I can  
7 wing it on Sunday.

8 MS. LEONI: Depending on their schedules,  
9 we can have it done.

10 CHAIRMAN LYNN: It's the State Convention  
11 of the League of Women Voters.

12 MR. RIVERA: The Power Point with some  
13 minor changes is fine. We can probably look over the  
14 script fairly quickly and get to you before then.

15 CHAIRMAN LYNN: Okay. Great. Thank you.

16 I don't think we need the Spanish  
17 translation Sunday. For future reference, obviously, we  
18 would.

19 Any other comments on the outreach Power  
20 Point presentation?

21 Perhaps this is as good a time to break  
22 for 10 minutes, 15 minutes, give Lisa a rest, grab food,  
23 that sort of thing, and continue that part of the agenda  
24 in, say, 15 minutes.

25 (Recess taken from 1:07 p.m. to 1:25 p.m.)

1                   CHAIRMAN LYNN: Let's go back on the  
2 record. We're at item V on the agenda. Discussion,  
3 possible decision with respect to the schedule for the  
4 first round of public meetings and the overall  
5 redistricting schedule.

6                   I believe you have in your materials, I  
7 want to make sure it's the latest version, because we've  
8 had confusion with respect to materials and agenda --

9                   COMMISSIONER MINKOFF: This one, May 8?

10                  CHAIRMAN LYNN: Has to be later than May  
11 8.

12                  Do we have a revised schedule somewhere in  
13 the materials?

14                  MR. OCHOA: Revised schedule amended.

15                  CHAIRMAN LYNN: Revised schedule for  
16 outreach meetings, deliverables.

17                  MR. OCHOA: I've not seen it.

18                  CHAIRMAN LYNN: Lisa has.

19                  MS. HAUSER: I think so. Let me check.

20                  COMMISSIONER MINKOFF: May 8?

21                  MS. HAUSER: It has the memo.

22                  CHAIRMAN LYNN: Mr. Hall wanted it cooler.  
23 I'll turn it down.

24                  MS. HAUSER: Where is the week by week?

25                  MS. LEONI: Sent to Lisa for distribution.

1                   COMMISSIONER MINKOFF: A short, two-page  
2 thing.

3                   CHAIRMAN LYNN: So we don't have a revised  
4 schedule?

5                   MS. LEONI: No. It's been revised.

6                   CHAIRMAN LYNN: Talk through it, then.

7                   MS. HAUSER: It's supposed to be in this  
8 packet.

9                   CHAIRMAN LYNN: Okay. That's okay. We'll  
10 figure it out.

11                   Which of you would like to let us know  
12 what the revision looks like?

13                   MS. HAUSER: I had it here. I just need  
14 to get copies.

15                   CHAIRMAN LYNN: We can probably work that  
16 out.

17                   MR. OCHOA: We can work that out. No  
18 problem.

19                   CHAIRMAN LYNN: While waiting for that,  
20 let's go ahead and hear what kinds of revisions have  
21 been made to the schedule so that we can begin to talk  
22 about that schedule and, more importantly, we have to  
23 approve a schedule that, beginning on Monday, the  
24 outreach and public information staff can begin to  
25 finalize, can go out and secure places for meetings, so

1 that we can create press releases, letters, fliers, all  
2 sorts of material to get that word out.

3 Who would like to start?

4 Ms. Leoni.

5 MS. LEONI: I guess this has been copied  
6 now, worked through IRC attorneys. I'll skip up to week  
7 three.

8 We completed everything on week one and  
9 week two. We're on this calendar.

10 Week three features two major tasks, I'll  
11 not read to you, you will receive it and can follow  
12 along.

13 The initial proposed meeting with NDC and  
14 reporters, and they have questions on the grid process,  
15 et cetera. And we have been discussing with the  
16 attorneys working through those arrangements and  
17 protocols. Obviously your office needs to know about  
18 meetings, et cetera. We'll talk about that. Week three  
19 is very much of a work week. Citizen kits are under  
20 development and we're continuing to get those done and  
21 have them hopefully towards the end of the week or  
22 portions of them to IRC attorneys for review. We'll  
23 also be working on the grids. As I said it is a work  
24 week.

25 We've already anticipated having a meeting

1 with you next week with an update and will probably also  
2 cover such things as rules of progress, et cetera, so  
3 you have a very solid understanding by the time you  
4 reach next week about how this grid is constructed.

5 CHAIRMAN LYNN: Help us understand. When  
6 you say "week," are we talking a Saturday to a Saturday,  
7 a Monday to a Friday --

8 MS. LEONI: These are Mondays,  
9 Mr. Chairman.

10 CHAIRMAN LYNN: So week three is this  
11 coming Monday?

12 MS. LEONI: Week three starts May 21.  
13 These are now dated. So you will have the dates on  
14 them.

15 Once again, week three is a work week. We  
16 will also be doing analyses at NDC which will be  
17 necessary for understanding the current districting  
18 scheme with regard to a future preclearance submission,  
19 which is a separate task from grid development, separate  
20 task from preparing the base maps for the state, which  
21 is also going on, but it is a task we must do. And we  
22 will be looking at that during this week.

23 The -- in the fourth week, and I want to  
24 emphasize this is a goal date, week four, two weeks from  
25 now, 15 days, we hope to present to you the grid. And

1 at this point, we will obviously have a lively and  
2 interesting discussion session and would then hope to  
3 receive, expect to receive either then or shortly  
4 thereafter, instruction from you on development of the  
5 grid. At the same time, we would be giving you, we will  
6 be -- we anticipate that simultaneously with  
7 presentation of the grid, the data base will be  
8 prepared, pending completion of negotiations of the  
9 other vendors. And when that is delivered, then once  
10 again, the grid will be on public display. We'll have a  
11 meeting on the grid. It will either be that week or can  
12 slide to the week after and not interrupt the process at  
13 all.

14 CHAIRMAN LYNN: Would you do me a favor  
15 and refrain from pronouns? "We" have a meeting, you as  
16 NDC, the Commission? Be clear as to "you" as NDC, "we"  
17 as the Commission.

18 MS. LEONI: I'll be clear.

19 COMMISSIONER HALL: Has EDS completed the  
20 data base, in general, do you know?

21 MS. LEONI: The demographic data base has  
22 been completed. As to the historical and voting data  
23 base, I must defer to the Chairman as to whether those  
24 negotiations --

25 CHAIRMAN LYNN: Monday last I sent

1 Mr. Adler a detailed memorandum based on our meeting  
2 over the weekend with a complete list of items  
3 geographic and data in nature we wanted to purchase from  
4 EDS. He indicated this week was a good week for him in  
5 terms of his time. I asked he get a best and final  
6 offer from EDS to complete that list of work and also a  
7 time frame for deliverables. To date Mr. Adler has not  
8 returned my calls nor has he contacted me with any  
9 follow-up, so I can't conclude whether or not he had  
10 contact with EDS at this point. I'll be happy to get  
11 you something as soon as I know. He had all the  
12 information he needed Monday last.

13 MS. LEONI: Excuse me. I apologize to  
14 you.

15 Important activity that occurs between  
16 week three and week four is development and working with  
17 staff and including new staff, your new public  
18 relation -- public outreach officer and your new public  
19 relations officer on getting meetings scheduled. So NDC  
20 will be, obviously, involved in that process.

21 Moving up to week five of the contract,  
22 which will start on June 4th, there are going to be two  
23 important events. NDC will prepare materials on the  
24 equal population grid, subject, of course, to the  
25 Commission and for Commission attorney approval. That



1 will be displayed on the website, which is being  
2 developed by the Maricopa County side of the team. And  
3 instructions will also be prepared for use by citizens  
4 in responding to the grids.

5 In other words, there will be an ability,  
6 interactive ability, to look at the grid and respond to  
7 it.

8 We anticipate during week five, which is  
9 the week of June 4th, we'll be presenting to the  
10 Commission, and "we" being NDC, presenting to the  
11 Commission an oral and written report on the current  
12 districts under the Census 2000 populations and giving  
13 you a picture of where things stand now. We will also  
14 present a report on registration in the current  
15 congressional and legislative districts as these are  
16 pertinent to Voting Rights Act issues.

17 Now, bear in mind, your grid is already  
18 made public. We are preparing materials for the  
19 Commission that will go into your consideration of the  
20 adjustment phase for the grid. And one of those is  
21 going to be your base line when it comes to your Voting  
22 Rights Act concerns, and we'll present that in  
23 conjunction with your attorneys, both population data,  
24 registration data, and legal comment.

25 COMMISSIONER ELDER: That's week five.

1 MS. LEONI: That's during week five,  
2 Mr. Elder.

3 MS. LEONI: Week six starts on June 11.  
4 And it is also a very crucial week for the process.  
5 That's when the public meetings begin on the topic of  
6 community of interest. We propose during this week,  
7 which is -- what we propose during this week to do eight  
8 public meetings. We will be staffing, NDC, we will be  
9 staffing these meetings with a principal of NDC,  
10 necessary technical staff to be simultaneously  
11 conducting public meetings in different areas of the  
12 state.

13 We think the Commission at the last  
14 meeting approved the areas and the progress of the  
15 areas. And that has not changed. There's been no  
16 discussion of changing that.

17 We will have, by that time, worked very  
18 closely with your new public relations staff to have  
19 prepared -- to have thoroughly advertised, saturated,  
20 advertised these meetings and prepared the necessary  
21 tools to be able to address bilingual and other language  
22 needs to make sure that the message is out and that the  
23 message we receive back is received and responded to.

24 Obviously we will have our citizen kits  
25 prepared at that time as well as other public meeting

1 materials. And these will all be submitted to your  
2 counsel.

3                   These meetings will also be transcribed.  
4 And within 72 hours, it would be -- within 72 hours of  
5 the receipt of the transcription we will develop  
6 summaries, we being NDC, for the Commission. And we  
7 will provide with the summary of the transcript a  
8 commentary to the Commission on the meaning of the  
9 testimony that we receive, or the comment any that we've  
10 received in terms of the development of the AURs. We'll  
11 not just tell you so and so said blank. We'll tell you  
12 what that means in terms of the representational  
13 concerns of that area. We will present to you, NDC will  
14 present to you from those meetings in the event you  
15 didn't get to attend all of them representational  
16 meetings. You'll see copies of the input forms,  
17 representational input. We'll show them, play tapes, if  
18 that's appropriate. We will have copies of input forms  
19 you can look at directly, hopefully so if you are not  
20 able to attend the meeting, we'll be able to give you a  
21 flavor of what the comment was at those particular  
22 meetings.

23                   And then after consulting with you about  
24 the progress of the meetings and input we received on  
25 forms and in citizen kits, NDC will continue to consult

1 with you on development of AURs with instruction from  
2 the Commission to begin merging these initial AURs from  
3 the first round of eight public meetings into the data  
4 base. And these AURs are the -- we're on page four.  
5 And these AURs are the bases for the development of the  
6 community of interest mapping which will be part of the  
7 adjustment process in the second half of the  
8 redistricting.

9                   Once again, we believe it's very important  
10 that the press be kept apprised and directly informed of  
11 the progress. And we once again propose during week  
12 six, an important week, the press be involved, there be  
13 editorial visits, major metropolitan and nonmetropolitan  
14 newspapers and major dailies. We need to discuss a  
15 protocol on that and will be doing so. And obviously  
16 the best of all worlds is to have the Commissioners  
17 involved.

18                   Week seven begins with June 18. It is  
19 another week of public hearings. The -- I want to say  
20 public meetings, may be public hearings, will be noticed  
21 in such a way they can be public hearings in the event  
22 three Commissioners are able to attend a meeting. This  
23 round of public hearings will be staffed by NDC  
24 principals, technical staff, and people able to answer  
25 questions from the public and focus on the more rural

1 areas of the state, Nogales, Sierra Vista, Prescott,  
2 Lake Havasu City, et cetera, on the order already  
3 approved by the Commission.

4           Once again, this round of meetings will be  
5 prepared in advance with NDC working in conjunction with  
6 the public outreach officer. We are very, very pleased  
7 to have them on board and believe that we have, with the  
8 creativity exhibited by new staff, reason to believe  
9 these are going to be well-publicized meetings. They  
10 are a month away. And the more delicate areas of the  
11 state in terms of availability of media, traveling, and  
12 outreach, I believe they will be well-covered and  
13 useful.

14           Once again, we'll follow the same systems  
15 in week seven NDC followed in week six which is  
16 following summaries of transcripts within a short amount  
17 of time, provide representative materials to the  
18 Commission, interpret for the Commission how these  
19 materials translate into areas of representation,  
20 discuss that with the Commission, and receive input from  
21 the Commission on the finalization of the AURs.

22           Once again, an important time for meetings  
23 with the press, especially with the press in the public  
24 hearings and public meetings that take place. We think  
25 that these weeks are so important that the press should

1 be involved and updated proactively.

2           Week eight. That week starts on July 9.  
3 And this is the time when the map, the design of the  
4 AURs that have been developed through the community  
5 meetings are merged into the data base. So now we have  
6 a data base which has raw Census data in it, demographic  
7 breakdown characteristics of the population, but now it  
8 also has data which indicates -- which goes to  
9 communities of interest, goes to issues such as sense of  
10 community, jurisdictional boundaries, et cetera.

11           Your data base at this point has become  
12 quite rich. We will develop maps of the AUR, portions  
13 of this data base for display on the website. These  
14 will obviously be confirmed through your attorneys and  
15 presented to Maricopa County whose talents are  
16 well-known in their ability to do a very nice website.

17           At this time we will also be providing to  
18 you additional analyses, both demographic  
19 characteristics and in terms of the AURs, of your grid  
20 plans and the purpose of these analyses. And I'm  
21 certain portions of these analyses will emphasize legal  
22 issues and the Voting Rights Act and requirements under  
23 the one person one vote requirements. And the purpose  
24 of these briefings and analyses is to prepare for the  
25 modifications of the grid plans into a initial proposed

1 districting plan for public review.

2           So at this time, we'll be moving into the  
3 second stage of the work of the Commission in plan  
4 development.

5           At the end of this period, although I  
6 believe we've changed this date, at this period, or the  
7 beginning of the next week, which would be July 16. We  
8 would anticipate at that point the Commission choosing a  
9 proposed congressional plan and a proposed legislative  
10 plan for public display. And this is a plan that has  
11 been created from the grid, has been fully adjusted in  
12 accordance with the second tier of criteria and the  
13 development of the AURs, has been analyzed in terms of  
14 registration and compactness as provided under  
15 proposition 102 and prepared for the public comment  
16 period of one month. That can be done either towards  
17 the end of the week of July 9th or at the beginning of  
18 the week of July 16 and at this point begins the second  
19 round of public meetings.

20           At this point commentary is directed to a  
21 plan, actual, fully developed plan. Public meetings  
22 proposed to be held during this period of time, the 11th  
23 through 15th weeks, would be in the same venues, at  
24 least, where we started out with the development of the  
25 AUR public meetings; but additional public meetings and

1     hearings may be required by input you received or we  
2     received during the initial round of hearings.

3             NDC will review all comments on the  
4     proposed plans that are received by the Commission or by  
5     NDC, which will be shared by the Commission, obviously,  
6     and provide response. We won't get them and fall.  
7     There will be specific response to proposals and  
8     questions.

9             Once again, after each of the public  
10    meetings, on the actual plan, NDC will work with your  
11    staff to arrive at a report and suggestions for future  
12    modifications, should that be the desire of the  
13    Commission, should it be advisable from legal and other  
14    representational standpoints.

15            And then at the end of this meeting  
16    process, NDC will work with the Commission and with it's  
17    attorneys to incorporate needed changes into the  
18    congressional and legislative districts. And obviously  
19    during this time it's once again important to be meeting  
20    proactively, seeking meetings with the press to keep  
21    everybody apprised of the development process.

22            And then towards the end of this second  
23    round of meetings in week 15, you will have in hand your  
24    final plan, developed in accordance with Prop 106 and  
25    your public meetings and then modified in accordance



1 with comments you receive in the second round of public  
2 hearings. Some of those comments you will reject,  
3 others you'll accept as very good ideas and helpful to a  
4 healthy plan, legally sustainable and preclearable.

5 And at week 16, around August 20th, the  
6 plan is delivered to your attorneys for preparation of a  
7 preclearance submission to the United States Department  
8 of Justice.

9 And during this period of time NDC will  
10 obviously be available to provide materials they may  
11 need for the record. Subanalyses might be necessary, et  
12 cetera.

13 And it is anticipated that the submission  
14 will be made at the end of August.

15 We have suggested and think it would be  
16 good from an academic point of view and historical point  
17 of view NDC provide a recap after the process is done.  
18 NDC has proposed doing that.

19 CHAIRMAN LYNN: Comments or questions on  
20 the schedule?

21 Ms. Minkoff.

22 COMMISSIONER MINKOFF: First, applause.  
23 That was an incredible presentation.

24 I have a question. You talked about  
25 responding to the citizen input within 72 hours.

1 MS. LEONI: Yes.

2 COMMISSIONER MINKOFF: Some citizen input  
3 may involve very critical issues response will be very  
4 measured and have to be very careful. Does NDC respond?  
5 And, if so, is there some kind of standardization on  
6 what that response will be, cleared with our attorneys?  
7 How --

8 MS. LEONI: Most certainly, Commissioner  
9 Minkoff. Much input you'll receive is an actual  
10 suggestion for a line. Or a group may come in, a  
11 neighborhood, with a plan for their neighborhood. A  
12 small city may come in with a plan as to what districts  
13 they want to be in. Those are subject to analysis two  
14 ways. First of all, demographics; and obviously your  
15 consultants have been hired to provide that service to  
16 you. Many changes have legal implications, need to be  
17 referred to counsel. Every analysis, whether  
18 demographic or legal comment, legal comment will go to  
19 your attorneys as well as demographic. Legal comment  
20 will most likely come to your attorneys in the first  
21 instance.

22 There's no question your staff will be  
23 involved.

24 COMMISSIONER MINKOFF: And all done in a  
25 72-hour time line?

1 MS. LEONI: Yes. That's normal practice  
2 for NDC.

3 CHAIRMAN LYNN: Mr. Huntwork.

4 COMMISSIONER HUNTWORK: Mr. Chairman, I was  
5 not present when the places and the order of public  
6 meetings was, I guess, previously discussed and  
7 approved.

8 CHAIRMAN LYNN: Places were discussed.  
9 Order was not. You are only seeing that today.

10 COMMISSIONER HUNTWORK: I heard someone  
11 say something to the contrary then.

12 I'm concerned about the order, to some  
13 extent.

14 We have four meetings in the Phoenix area,  
15 and I think two in the Tucson area.

16 CHAIRMAN LYNN: Right.

17 COMMISSIONER HUNTWORK: It seems to me for  
18 several reasons we should not hold all of those at the  
19 same time. I think it might be useful to have a couple  
20 meetings in Phoenix, even possibly three meetings in  
21 Phoenix, early in the process, one in Tucson, and then a  
22 final meeting in each place later in the process.  
23 Number one, it gives some people an opportunity who  
24 might not have been in town to at least participate in  
25 at least one of the meetings. To the extent I would be

1 involved in all those meetings, it allows me to not take  
2 four days in a row out of my schedule. But perhaps most  
3 importantly, there may be a continuing dialogue and  
4 stream of information in the press that raises  
5 additional issues. And it might be important in these  
6 two most populous portions of the state to allow some of  
7 that to take place and then let the large percentage of  
8 the voters there have an opportunity to weigh in on  
9 whatever the evolving public discourse is rather than  
10 having them all at the beginning and then not be able to  
11 receive that kind of input later on. So I would simply  
12 like to suggest that.

13 CHAIRMAN LYNN: I'm sure part of that is  
14 just a logistical issue of where teams can be at any  
15 given point in time. I'd make a distinction between the  
16 first round of meetings and second round of meetings.  
17 The first round of meetings I take to be uniform insofar  
18 as form and function, because they are information  
19 gathering meetings. Even though they'll be a  
20 presentation of the order we saw today, clearly what we  
21 want is the dialogue to have begun with the public in  
22 terms of their view on the subject and input that they  
23 would like to make.

24 So the one part of the concern that I have  
25 the biggest concern with as well is not so much that the

1 process is going to evolve but that certain people, if  
2 they chose to take a week off, would miss all four of  
3 the Phoenix meetings. That's problematic in the summer  
4 anyway. People take one- or two-week vacations, and  
5 it -- if there is a way to do it, if there's a way to  
6 augment the schedule to do it, I think it would be a  
7 useful thing to save one of the Phoenix meetings, one of  
8 the Tucson meetings, to sort of bracket a time frame if  
9 someone is out of town one week, they might pick up a  
10 second opportunity if it were afforded them. And I  
11 think that's -- to me that makes some sense.

12 MS. LEONI: That's doable. That's  
13 certainly doable. It may require staffing a third team.  
14 We're anticipating multiple. I think it's a good idea.

15 COMMISSIONER MINKOFF: Is it a plan to  
16 have at least one Commissioner at every single one of  
17 these meetings?

18 CHAIRMAN LYNN: Yes.

19 COMMISSIONER MINKOFF: I have a feeling  
20 those two weeks we're not making other plans anyway.  
21 The only question is are we in Phoenix or Safford.

22 CHAIRMAN LYNN: For my part, the one week  
23 where most of the out of town -- when I say "out of  
24 town" -- out of Phoenix or Tucson meetings are  
25 scheduled, the second two weeks where the first round

1 are occurring, basically I have already made plans, if  
2 the schedule holds, to be available the entire week for  
3 those meetings. I'm going to make as many of them as I  
4 can. I'm just saying that because I'm telling you that  
5 I will be available for most of those meetings, no  
6 matter where they're held.

7 MS. MINKOFF: Two at a time, available for  
8 half.

9 CHAIRMAN LYNN: Correct.

10 COMMISSIONER MINKOFF: All evening  
11 meetings?

12 MS. LEONI: Chairman, since you are going  
13 to be here, I imagine most of you will be available for  
14 many of these meetings, then the suggestion would be to  
15 move one Phoenix and one Tucson meeting to that second  
16 week.

17 COMMISSIONER MINKOFF: Another suggestion  
18 I might make is where there are communities relatively  
19 close to each other, since we're probably not going to  
20 be going back and forth from either Phoenix and Tucson,  
21 schedule on consecutive evenings, so, for instance,  
22 wanting to meet, go in Show Low and want to go in Window  
23 Rock, not Monday and Thursday, it's easier to go from  
24 one to the other rather than going from Show Low, Sierra  
25 Vista, and then back to Window Rock. If you don't know

1 geography, that's not easy to do.

2 CHAIRMAN LYNN: To that end, I think I  
3 should let you know in looking at the ways that might be  
4 able to be accommodated best, particularly the second  
5 week, there's a lot of geography to cover in terms of  
6 locations. I've requested the use of the state's  
7 airplane from the Governor's Office and received  
8 assurance from the Governor's Office we can use it. Not  
9 without cost, not insignificant cost. And we need to  
10 check it against other commercial availability or  
11 general aviation availability in terms of hourly rates.  
12 But what I had envisioned is essentially a shuttling  
13 process the second week, two teams, a third if  
14 necessary, essentially moved point to point on the map  
15 each day, two teams, move a second location that day,  
16 picked up and moved to the next, which in some cases is  
17 going to be necessary, because we're covering in that  
18 second week distances from Yuma all the way over to  
19 Window Rock. And that's not a trip I'd like to take  
20 often in one day unless someone is piloting the plane.

21 Those are -- we're working on the  
22 logistics of that and trying to get the group, whatever  
23 the group consists of, get from one place to another.

24 COMMISSIONER HALL: What you are saying, I  
25 drive down to every meeting. You guys get to fly.

1                   CHAIRMAN LYNN: That's exactly what I'm  
2 saying, Mr. Hall. Remember, my bottle is this big.  
3 Just --

4                   COMMISSIONER ELDER: Logical things.  
5 Prescott is not that far from the Phoenix metropolitan  
6 area. Take Prescott, put it to the first week, take one  
7 more county --

8                   COMMISSIONER MINKOFF: You can come home  
9 from Prescott, not be too late.

10                  CHAIRMAN LYNN: You can. I can't.

11                  MR. ELDER: In a plane you can.

12                  COMMISSIONER ELDER: Seems as though we  
13 can still get in there, not a bunch of horsing around.

14                  CHAIRMAN LYNN: I'd leave -- try to leave  
15 it to staff to put together the most efficient schedule  
16 possible for us to sign on for as many of those meetings  
17 as we feel we can make with the idea we'll try to  
18 maintain some flexibility so there's one of us at every  
19 one of those meetings.

20                  Ms. Hauser.

21                  MS. HAUSER: Mr. Chairman, I think what  
22 will be best, we are working with the gentleman from the  
23 League of Cities and Towns, who is here again this week,  
24 helping us find locations.

25                  Wave.



1                   He's helping us find locations in these  
2 cities for holding the meetings. Once we get specific  
3 dates nailed down within the weeks, it will be good to  
4 disseminate to each of the members of the Commission,  
5 have you at least respond indicating which ones you are  
6 available to attend, and then immediately find out any  
7 that have big holes. You're not committing to attend  
8 each one of those, but we need to know immediately who  
9 is available for each one of those and make adjustments  
10 as necessary.

11                   CHAIRMAN LYNN: I only suggest we do that  
12 as rapidly as possible. The clock is ticking for the  
13 first set of meetings to give adequate notice. Three  
14 weeks, I'm not at all concerned about that, as long as  
15 we don't delay too much in getting dates, places --  
16 well, dates and locations, by that I mean communities  
17 nailed down, at least start talking to the press in  
18 terms of local press saying there will be a public  
19 meeting or public hearing, whichever, in this community  
20 on X date, time and specific place could follow. But I  
21 want people to at least, those interested in the  
22 process, to be thinking on that date I need to be  
23 available that evening if I want to participate directly  
24 in the process through this method.

25                   We also need to remind people the website

1 and other methods are also available. The website is  
2 open 24 hours a day, has a form on it, they can fill it  
3 out in Spanish, English, get equal weight.

4 COMMISSIONER ELDER: Something to request.  
5 We don't have to wait for a place. I'd ask Mr. Johnson  
6 if he'd put a state map on there and say, "These are  
7 locations we're going to have meetings starting the mid  
8 part of June. Stay tuned. Come back again." Start  
9 getting something on the website that has information,  
10 okay, they're going to be down in my area, know we going  
11 to have response.

12 COMMISSIONER MINKOFF: Now that we have an  
13 outreach coordinator, I'm presuming it might make sense  
14 to check with Mr. Echeveste, he knows state contacts  
15 around the state, for scheduling meetings in areas that  
16 need more time to make contacts and assure we get the  
17 turnout. And maybe those are meetings that for sure we  
18 have the second week, gives time to hit publishing  
19 schedules for that need, our PIO, some local newspapers  
20 that are only biweekly. So we may need to hit  
21 publishing schedules, all kinds of other things that may  
22 determine whether something will be the first week,  
23 second week.

24 CHAIRMAN LYNN: Ms. Hauser.

25 MS. HAUSER: Remember, too, that your

1 staff is going to be largely responsible for setting up  
2 those particular meetings. The minutia of all that,  
3 Jose and Enrique should be meeting with the PIO and the  
4 outreach coordinator beginning this week and do that.

5 (Commissioner Huntwork had to leave.)

6 CHAIRMAN LYNN: We should note  
7 Mr. Huntwork had to leave and left at 2:00 o'clock.

8 Mr. Elder.

9 COMMISSIONER ELDER: Back to a question  
10 for Ms. Leoni. In the presentation you said week five,  
11 that's June 4th, you'd start using or needing to develop  
12 historic data to be able to do your analysis. How much  
13 lead time or when do we need to have the historical data  
14 from EDS in place to meet your schedule?

15 MS. LEONI: Mr. Elder, we -- the events in  
16 week five, at least some of them, are dependent on  
17 having that data available the prior week.

18 COMMISSIONER ELDER: Prior week.

19 CHAIRMAN LYNN: Week four.

20 MS. LEONI: You'll see on the schedule,  
21 very bottom of page two, "Completed data base.  
22 Historical data will be delivered at this time." And  
23 that is taking a little bit of a guess on where the  
24 negotiations are between procurement and EDS. Now, if  
25 that gets prolonged, we may have to bring a revision.

1 We would most certainly like to start getting the types  
2 of analyses, like to keep on track with the analyses.

3 COMMISSIONER ELDER: I wanted to know the  
4 schedule, if we needed to put more pressure to get that  
5 in place.

6 CHAIRMAN LYNN: Mr. Ochoa, would you try  
7 to get ahold of Mr. Adler today?

8 MS. HAUSER: He's downstairs on the first  
9 floor.

10 CHAIRMAN LYNN: See if you can grab him  
11 and get an update on that.

12 Who else? Mr. Hall.

13 COMMISSIONER HALL: Oh, okay. Thank you.

14 COMMISSIONER HALL: With respect to  
15 meetings, so you guys know, it's not as hard as some  
16 make it appear. We're already all over Safford. I  
17 contacted Mr. Jim Palmer, County Supervisor there. I'll  
18 work with you guys as far as details. Safford is done.  
19 Show Low is done. Window Rock is done. I'm hammering  
20 details as far as location. I'll be meeting with the  
21 President of the Navajo Nation prior to that anyway  
22 doing precursor work. Those three are pretty simple.

23 It's important as far as scheduling I at  
24 least attend Safford, Flagstaff, Show Low, and Window  
25 Rock.

1 MS. LEONI: Do you have vacation?

2 COMMISSIONER HALL: This is the week.  
3 We'll do it this week.

4 MS. LEONI: Okay.

5 COMMISSIONER HALL: You want space in  
6 between, not the same night.

7 MS. LEONI: I see what you are saying. I  
8 to understand. Jurisdictions, the hearing sites, you  
9 said Safford, Show Low, Window Rock.

10 MR. RIVERA: And Flagstaff.

11 COMMISSIONER HALL: Trade a Phoenix  
12 anyway. Show Low, Window Rock, Flag should be the same  
13 week. Safford down south, punch into the Tucson area or  
14 something. Follow me?

15 MS. LEONI: I do.

16 COMMISSIONER HALL: Okay. Good.

17 MR. RIVERA: Mr. Hall, remember staff will  
18 be planning the meetings, not NDC.

19 COMMISSIONER HALL: I understand. Timing.  
20 I understand that.

21 The other question I had, with respect  
22 to -- how do you visualize or envision when we start  
23 tweaking, if you will, for lack of a better word, or  
24 start making adjustments to the map based on additional  
25 criteria? How do you foresee the chain -- how do we

1 communicate that in a process that is cogent and  
2 coherent --

3 MS. LEONI: I could imagine working this  
4 way. I'd like Alan to join in. He's been the one on  
5 the ground with this more than I am as legal counsel.  
6 Public hearings methods, other than public hearings,  
7 will develop with input to you. That input should go to  
8 the Commission and to its consultants. The consultants  
9 then analyze that input and provide a very brief  
10 analytical response to it distributed to your staff,  
11 primarily your legal staff, and presented to the  
12 Commissioners either in individual mailings or at  
13 meetings. We may be having more meetings than  
14 anticipated.

15 DR. HESLOP: If I may, I'd add to that.  
16 Some of our responses could be handled in sort of a  
17 Power Point presentation like we made today. We could  
18 give you graphic alternatives related to major issues.  
19 But the bulk of them could be handled by way of written  
20 report to you with recommendations attached to the  
21 written report.

22 COMMISSIONER HALL: Just rather  
23 cumbersome. We'll iron through it.

24 MS. LEONI: All right.

25 COMMISSIONER HALL: We'll figure that out.

1                   CHAIRMAN LYNN: Other comments or  
2 questions relative to the schedule?

3                   COMMISSIONER MINKOFF: I don't know if  
4 this is the point to do it, but my only concern is that  
5 the week of July 9th, the week you expect the final  
6 decision to be made, is the only week of the entire  
7 summer that I'm unavailable. I hope we can move it to  
8 Monday of following week or something.

9                   MS. LEONI: You know, Commissioner  
10 Minkoff, I sure hope this revision got in, end that week  
11 or beginning of next. And certainly for your schedule,  
12 it should be beginning of next.

13                  COMMISSIONER MINKOFF: That's the only  
14 week of the entire summer I don't have flexibility.

15                  MS. LEONI: NDC would very much like your  
16 participation.

17                  COMMISSIONER MINKOFF: I want to be there,  
18 too.

19                  CHAIRMAN LYNN: Look at draft maps very  
20 quickly when you get back.

21                  COMMISSIONER MINKOFF: Or they could be  
22 sent to me.

23                  CHAIRMAN LYNN: Or if you are available,  
24 get them to you wherever you are.

25                  COMMISSIONER HALL: Brazil?

1 COMMISSIONER MINKOFF: Santa Barbara.

2 CHAIRMAN LYNN: Need to formally adopt  
3 this as the schedule so everybody knows? We can just  
4 accept it as a submission.

5 Ms. Hauser.

6 MS. HAUSER: Mr. Chairman, noting at the  
7 very beginning the language concerning the subsequent  
8 modification as necessary, it's still on the front, by  
9 adopting this, you are still not --

10 CHAIRMAN LYNN: Do we need to adopt it? I  
11 don't see any need to adopt it. It's an ongoing work  
12 plan, reflects where we are in work that has been done.

13 MS. HAUSER: Yeah. Simply give direction  
14 to everyone, consultants and staff, to proceed according  
15 to schedule.

16 CHAIRMAN LYNN: Staff, legal counsel, and  
17 consultants, until we have reason to change the  
18 schedule, this is the schedule we'll understand is being  
19 worked on and work to satisfy the deliverables, is being  
20 developed on this timetable, until we are forced to  
21 change it. Okay?

22 Terrific.

23 Thank you again for that.

24 Let's go to item VIII, protocol. I think  
25 somewhere in the packet under tab VIII you have a



1 revised protocol, maybe two. I have two of them. Maybe  
2 you have two as well.

3 COMMISSIONER MINKOFF: I have two of the  
4 weekly schedule we just got, two of these as well.

5 CHAIRMAN LYNN: Based on comments at the  
6 last --

7 MR. RIVERA: That's the old one. Let me  
8 give you -- I think the new one -- that's the old one.  
9 The new one is the second part.

10 COMMISSIONER HALL: Okay. Great.

11 COMMISSIONER MINKOFF: Both have the same  
12 date.

13 MR. RIVERA: Yes, it's what the computer  
14 spit out, old one the computer spit out.

15 COMMISSIONER HALL: I thought I was  
16 completely ignored.

17 CHAIRMAN LYNN: The second of the two  
18 protocols is the new one.

19 MR. RIVERA: Right. I'll tell how it  
20 changed, Your Honor. It changed in two little, short  
21 ways.

22 CHAIRMAN LYNN: You can call me "Your  
23 Honor."

24 MR. RIVERA: "Your Honor," habit.

25 We made it pursuant to Commissioner Hall's

1 recommendation. We simplified this. And we have now  
2 put it, took every "each" out. And what it is, it's  
3 just an attempt that we will do a citizen input form for  
4 everybody else.

5 The second way, rather than create a  
6 second form, we decided to keep the same form that NDC  
7 is using. And those are two changes.

8 Everything else we simplified. Everything  
9 else goes in to the Executive Officer. He will provide  
10 copies to legal counsel and NDC rather than the  
11 Commissioners. They'll keep a log and notebook in the  
12 office like the Commissioners requested so they can  
13 review it at any point in time.

14 CHAIRMAN LYNN: Let me understand. You're  
15 really talking about two forms. One form is a contact  
16 form that we will endeavor to fill out when we have a  
17 contact outside --

18 MR. RIVERA: No, Commissioner. We got rid  
19 of all the contact forms.

20 The citizen input form, NDC citizen  
21 contact form is what we'll be using.

22 CHAIRMAN LYNN: Not this one.

23 MR. RIVERA: Not that one, the citizen  
24 input form.

25 CHAIRMAN LYNN: That Dr. Heslop talked

1 about.

2 MR. RIVERA: Use one form rather than  
3 confuse it with two forms. That form will be used for a  
4 lot of contacts, and we'll provide a significant number  
5 of those. Something to provide written or anything else  
6 attached to that or jot down what was said on a citizen  
7 input form.

8 CHAIRMAN LYNN: I didn't take that form to  
9 have the kinds of information needed to track properly  
10 unless you make modifications in it. Doesn't have which  
11 Commissioner met whoever it is.

12 MR. RIVERA: Yes, it does, Your Honor.

13 CHAIRMAN LYNN: The other form?

14 MS. LEONI: It has a space for indicating  
15 the Commissioner that -- at the bottom, the Commissioner  
16 that took the --

17 MR. RIVERA: The information.

18 CHAIRMAN LYNN: All right. Maybe I --

19 MS. HAUSER: It's not on the one --

20 MR. RIVERA: It is on the --

21 CHAIRMAN LYNN: I haven't seen a full form  
22 full size, so I don't know what is on it.

23 COMMISSIONER HALL: For the record, I just  
24 had a couple meetings. I took out a piece of blank  
25 paper, noted pertinent specifics, and passed it in. I

1 don't know that the form is particularly relevant.

2 MR. RIVERA: That's sufficient. We prefer  
3 that than no input form. There may be times a  
4 Commissioner may not have that form around. As long as  
5 there is some type of documentation we spoke, what major  
6 concerns were, that's sufficient.

7 CHAIRMAN LYNN: Make a record.

8 MR. RIVERA: Make a record, ship it off to  
9 the Executive Director. He logs it in, mails it in,  
10 mails a copy to counsel and NDC, and keeps a briefing  
11 book so when Commissioners want to take a look, they can  
12 come down and look at it.

13 CHAIRMAN LYNN: Anything else on this  
14 item, protocol?

15 Mr. Hall, is that an acceptable revision?

16 COMMISSIONER HALL: Yeah. It will work.

17 COMMISSIONER ELDER: Yeah. Yeah.

18 CHAIRMAN LYNN: I know you are not --

19 COMMISSIONER HALL: I'll keep handing in  
20 notes.

21 MR. RIVERA: Mr. Hall already started  
22 handing in notes.

23 CHAIRMAN LYNN: I wonder if we can move to  
24 a brief Executive Director report.

25 Mr. Ochoa, if you would, on items there,

1       only cover those things absolutely pertinent for today  
2       or things we wouldn't get in some other fashion.

3                   MR. OCHOA:   Okay.  The first sheet you  
4       have there is a revised sheet with names, phone numbers,  
5       addresses.

6                   COMMISSIONER MINKOFF:  Where?

7                   MR. OCHOA:  Item 10, tab 10, Executive  
8       Director's report.

9                   And the first item you see there, three  
10      pages, letter from Lisa Hauser to me, and we'll be  
11      discussing later, I believe.

12                   Second item is list, new list, revised  
13      list, that includes Karen Osborne's address, Tony  
14      Sissons', Tim Johnson's new telephone, so on and so  
15      forth.

16                   CHAIRMAN LYNN:  You guys have a tab 10?

17                   MR. OCHOA:  You don't have tab 10?

18                   COMMISSIONER MINKOFF:  After all the  
19      plastic things.

20                   COMMISSIONER HALL:  After IX,  
21      Mr. Chairman.

22                   CHAIRMAN LYNN:  It's after 9:00 where I  
23      am, too.

24                   (Laughter.)

25                   COMMISSIONER HALL:  All right, all right.

1                   MR. OCHOA: The next sheet is a general  
2 ledger I asked to be printed for yourselves to be noted  
3 here. That is the one that follows the list of the  
4 telephone numbers, kind of like a financial spread  
5 sheet, little list.

6                   This documents expenses March through  
7 April. They do one of these every month. So we'll be  
8 getting the one for May at the end of the month.  
9 However, I told them the Commissioners wish to probably  
10 have it every two weeks, if at all possible, try to set  
11 that up.

12                   Basically, you've got total expenditure of  
13 53,256 to date, 25,000 initially, 11,000 for March, and  
14 16,000 for April.

15                   If you go down, it goes into the details  
16 and tells you what those expenses were for, throughout  
17 the list, I mean throughout the rest of the sheets.  
18 Basically a breakdown of what exactly those expenses  
19 went to. Primarily, so far, expenses had to do with  
20 Atwood Reporting, some reimbursement to Commissioners,  
21 20 some thousand dollars, remodeling of offices, print  
22 shop, those sort of things. We've had additional  
23 expenses for some supplies and various other things.

24                   But we'll be able to provide this kind of  
25 sheet for you, plus additional, in the future, also be

1 able to make some recommendations as to or at least make  
2 projections.

3 COMMISSIONER HALL: Haven't paid legal  
4 anything?

5 MR. OCHOA: Legal hasn't submitted  
6 anything except for -- I have here --

7 COMMISSIONER HALL: I thank you  
8 personally, pro bono.

9 MR. OCHOA: Lisa submitted to me a bill  
10 after the last meeting.

11 MS. HAUSER: After the mail returned it  
12 twice.

13 MR. OCHOA: Lisa is charging less than  
14 Jose.

15 MR. RIVERA: She hasn't submitted a bill  
16 for April.

17 CHAIRMAN LYNN: Who can charge less.

18 COMMISSIONER MINKOFF: Who can charge  
19 less.

20 MR. OCHOA: Any questions on this?

21 COMMISSIONER MINKOFF: Enrique, do I  
22 understand, are we also going to get, not what we've  
23 already spent but a category what we've committed?

24 MR. OCHOA: Yes.

25 COMMISSIONER MINKOFF: We've already

1 committed to pay NDC certain amounts of money, some are  
2 flexible, some adjusted. Obviously the attorneys are  
3 working at an hourly rate. We don't know exactly where  
4 that will end up. When we finalize things with NDC,  
5 RAS, whatever contracts we have out, we'll know those  
6 amounts, even Maricopa County, probably know the  
7 approximate amount. It will help us to know how much of  
8 this -- for now it looks like a very substantial amount  
9 of money, but it will dwindle rapidly, we'll know how  
10 much is committed.

11 MR. OCHOA: We will be able provide that.  
12 I've put in an order for different software to provide  
13 an opportunity to give software projections. We're  
14 operating out of a laptop. Tim set up equipment. I  
15 talked with Lori. She said she would help out in terms  
16 of providing whatever information, Lori Meeks. She'll  
17 help out.

18 COMMISSIONER HALL: That's not a bad idea,  
19 have Lori do a budget, we fill in. Excellent. She's a  
20 CPA.

21 MR. OCHOA: I did ask. This is what I  
22 got.

23 COMMISSIONER HALL: Appreciate it.

24 MR. OCHOA: Next sheet.

25 COMMISSIONER ELDER: Do we or did you



1 establish the schedule of accounts or is that something  
2 that just came out of Department of Administration?

3 MR. OCHOA: This is general ADOA format.  
4 I told Lisa we needed to sit down and discuss some other  
5 line items.

6 COMMISSIONER ELDER: Our software or  
7 DOA's? Put in a schedule of accounts so we know what  
8 we're managing, not some fill every box type.

9 MR. OCHOA: Yes. As Commissioner Hall  
10 mentioned, she is a certified accountant.

11 COMMISSIONER ELDER: My certified  
12 accountant says, "What accounts do you want? Here's  
13 what I recommend." We go modify what we want to track.  
14 I don't accept it out of the box.

15 MR. OCHOA: Very good. I'll ask for that  
16 information.

17 The next sheet is basically a fax that  
18 came in regarding an invitation by this group, Arizona  
19 Advocacy Network. I believe Lisa had communication with  
20 them about a forum they have June 26. I made no  
21 commitment. They sent information. I don't know  
22 whether Lisa made any commitments, either. Looks like  
23 she's busy right now. We have -- June 26, still a ways  
24 off.

25 Any questions for that?

1                   Next item that I have is -- refers to  
2                   again to the aspect of equipment. I asked for  
3                   information as to how to go about doing the leasing of  
4                   the equipment. It seems as though in state they are  
5                   geared more to purchasing than leasing, don't like to  
6                   lease, don't like to lease on a short-term basis. It's  
7                   hard to find somebody that knows what they are doing  
8                   with it.

9                   The short of it, there's a certain amount  
10                  of the procurement process, it's a difficult process,  
11                  can take time. For instance, with regard to a copier, I  
12                  wanted to address that directly. Maybe I can get  
13                  authorization to go ahead and obtain one. It can take,  
14                  according to this representative, she's taken anywhere  
15                  from six weeks, three months, to go through a leasing  
16                  process.

17                  She did commit to provide a loaner for us  
18                  once we make a commitment, in essence, to purchase, and  
19                  then get a leasing agent through the state to lease the  
20                  copier and fax machine. It's a really roundabout  
21                  process. In either case, we would have the equipment.  
22                  She promised she could have it in our offices by Monday  
23                  or Tuesday of next week as soon as we can make a  
24                  commitment which on of the copiers we wanted to go for.

25                  So as far as in terms of that, in terms of

1 Mr. Adler's request, I couldn't do it in a written form,  
2 I made projections in terms of and analysis in terms of  
3 copies we've been needing. The packages in front of you  
4 total 1,500 pieces paper, one meeting. Had two or  
5 three, we'll been having two or three or more meetings.  
6 I anticipate have anywhere between five and ten thousand  
7 copies made a month easily, if not more.

8 To that end, we can, you know, in the  
9 copier, IKON provided -- by the way, faxing is almost  
10 equivalent. Sometimes people ask for faxes to be sent.  
11 It's needed on a timely basis. Definitely won't be as  
12 much as copying, but still in the range of a number  
13 similar to that.

14 I think that we can do -- she told me we  
15 can go with a lower end model of copier, the RICOH 220  
16 copier. And the basic model for the -- for the fax  
17 machine, the fax machine option of a Cannon, OKI data,  
18 and Panafax, OKI data seems to be the preferable model.  
19 Overall analysis, it costs less per copy, .06 per copy,  
20 others go up in costs, \$500 more to buy the next higher  
21 model and \$300 less to buy the lesser model. For that I  
22 would again recommending we go with OKI data 5400 and in  
23 terms of copier getting the basic one, basic model,  
24 RICOH 220, price 6,549.

25 Again, that is listed as a purchase price,

1 but what they do, again, that price is given to the  
2 companies, three companies identified for lease come  
3 back and give you a quote of what the leasing would be.

4 COMMISSIONER ELDER: I don't want to throw  
5 a stick in the spokes to preclude getting these in the  
6 time frame. If we purchase and then we surplus the  
7 equipment to the State at the end of the Commission's  
8 operative phase --

9 MR. OCHOA: Yes?

10 COMMISSIONER ELDER: Can we ask the State  
11 at the time of surplussing to give any credit back to  
12 the Commission?

13 MR. OCHOA: No. I talked to Bill  
14 Hernandez who is in charge of that. No. When you  
15 surplus it off, it's kind of like a donation to the  
16 State to be used for another agency doing something for  
17 taxpayers.

18 COMMISSIONER ELDER: The Commission will  
19 be here 10 years. We'll go ahead and keep it.

20 COMMISSIONER MINKOFF: We'll give our  
21 successors a 10-year-old copier that's never been used.

22 I have a question, am totally confused  
23 here. RICOH is a copier.

24 MR. OCHOA: Yes.

25 COMMISSIONER MINKOFF: OKI data is a

1 copier.

2 MR. OCHOA: Fax machine. Facsimile.

3 Okay.

4 COMMISSIONER HALL: Without objection,  
5 Mr. Chairman, can I make a recommendation, having opened  
6 two offices and been down this road? First of all, the  
7 220 is not fast enough. 22 pages per minute is  
8 lethargic. We need 45 pages a minute for a copier, two  
9 kinds of trays, have eight and a half by 11 and eight  
10 and a half by 14, fed, make sure. OKI data is LED, not  
11 laser. Get a laser fax. We need to have the equipment.  
12 Tell him to get it.

13 CHAIRMAN LYNN: I agree with everything  
14 you say.

15 COMMISSIONER HALL: So moved.

16 COMMISSIONER ELDER: Second.

17 MR. OCHOA: Thank you.

18 COMMISSIONER ELDER: Call the question.

19 CHAIRMAN LYNN: There is a motion to  
20 authorize Mr. Ochoa to get, acquire, the equipment  
21 however best we can do that through the state process to  
22 the specifications Mr. Hall indicated, moved and  
23 seconded.

24 Any discussion?

25 All in favor, say "aye."

1 (Vote taken.)

2 CHAIRMAN LYNN: Opposed, signify "no."

3 Motion carried unanimously.

4 MR. OCHOA: I wanted to thank you.

5 The next sheets of paper you have here are  
6 a copy sent to me yesterday by Scott Bales where they no  
7 longer will be able to fax the 220 some pieces of paper  
8 for public information to the press throughout the  
9 state.

10 CHAIRMAN LYNN: Notifications of meetings.

11 MR. OCHOA: Getting equipment will at  
12 least let us get the information out and keep the media  
13 informed.

14 COMMISSIONER HALL: Can you, Mr. Ochoa,  
15 can you and Tim get five laptops next week?

16 COMMISSIONER ELDER: Monday.

17 MR. OCHOA: The next point to address.

18 COMMISSIONER HALL: Before our next  
19 meeting.

20 MR. OCHOA: The answer is --

21 COMMISSIONER HALL: Didn't we talk a  
22 couple weeks ago?

23 MR. OCHOA: Yes. Two things.

24 Commissioner Lynn and Adler asked me to  
25 contact NDC about the possibility of them obtaining the

1 laptops and in some way allowing us their use. Florence  
2 has been pretty busy and promised to get back to me on  
3 Thursday. I did not hear from her. I don't know what  
4 the answer is from NDC.

5 Another option came up since we did the  
6 other computers through, via the IGA with Maricopa  
7 County. There exists the possibility that if we --  
8 apparently, coincidentally, they may be ordering laptops  
9 we might also be able to use; and if so, it would be  
10 five, seven days.

11 MR. JOHNSON: Five, seven days.

12 MR. OCHOA: In five, seven days, we could  
13 have laptops.

14 CHAIRMAN LYNN: From what date?

15 MR. OCHOA: Today.

16 CHAIRMAN LYNN: If we said "Do it today."

17 COMMISSIONER HALL: What, on those, what  
18 are we talking about?

19 MR. JOHNSON: Mr. Chairman, Commissioner  
20 Hall, they are a little higher-end specification than  
21 what is called for.

22 COMMISSIONER HALL: Software?

23 MR. JOHNSON: Microsoft Office, all office  
24 applications, just the basics.

25 COMMISSIONER HALL: Don't we want to run

1 the Power Point stuff?

2 COMMISSIONER MINKOFF: That's Microsoft  
3 Office.

4 COMMISSIONER MINKOFF: Word.

5 COMMISSIONER ELDER: Other things we're  
6 looking at is when we get the Census data, are we going  
7 to be looking at, I don't know whether Maptitude or  
8 other software packages?

9 MR. JOHNSON: It would not include  
10 Maptitude.

11 CHAIRMAN LYNN: That's a licensed product,  
12 get it soon as you want it. Need a license for every  
13 computer.

14 COMMISSIONER HALL: Don't you buy that  
15 with 10 licenses, or something?

16 CHAIRMAN LYNN: You can.

17 COMMISSIONER HALL: Did we buy it yet,  
18 this Commission?

19 Can we have five machines in five, seven  
20 days?

21 MR. RIVERA: Seven machines.

22 COMMISSIONER HALL: Seven machines fully  
23 loaded with all software, whatever is needed?

24 MR. JOHNSON: Have to check on Maptitude.  
25 I know we can get the hardware.



1 COMMISSIONER MINKOFF: Maptitude is 2,500.

2 MR. MILLS: 3,500.

3 COMMISSIONER HALL: One license.

4 MR. MILLS: 3,500.

5 CHAIRMAN LYNN: One office.

6 COMMISSIONER MINKOFF: I certainly don't  
7 think we need that on seven machines.

8 COMMISSIONER HALL: Is it possible, Tim,  
9 to have all of that information on a computer in the  
10 office and dial in via a 10 client?

11 MR. MILLS: John Mills. Try to dial up on  
12 Maptitude, and it will choke.

13 COMMISSIONER ELDER: Two alarm.

14 COMMISSIONER HALL: It doesn't run your  
15 machine.

16 MR. MILLS: It has to run across the line.

17 COMMISSIONER HALL: The only thing on the  
18 line is T strokes.

19 MR. MILLS: You will not be running  
20 Maptitude or autoBound over a line.

21 COMMISSIONER MINKOFF: We've been told not  
22 to be running stuff on our own computers anyway. That's  
23 one of the reasons the laptops we are being --

24 MR. ELDER: Commissioners.

25 COMMISSIONER HALL: Told what?

1                   COMMISSIONER MINKOFF:  If we're going to  
2     be playing with district lines, and doing things with  
3     redistricting software, you don't want to do it on your  
4     computer, because all that stuff is part of the public  
5     record, or could be part of the public record.  You want  
6     a separate computer.

7                   CHAIRMAN LYNN:  Ms. Hauser.

8                   MS. HAUSER:  I think one of the things we  
9     discussed last time, we were talking about how many  
10    laptops need to be equipped with this.  Whereas it may  
11    be important to have for display purposes, if any  
12    Commissioner actually wanted to consider a change of  
13    plan, that they needed to do that through NDC so that we  
14    were able document and capture anything that would be  
15    considered any kind of change to a plan that was  
16    considered by a Commissioner.  So that we probably  
17    wouldn't have all seven laptops or all five laptops  
18    fully equipped with Maptitude and people making little  
19    line movements.

20                   If I'm incorrect about that, I need to  
21    know, I guess, because that would be a little  
22    inconsistent with the conversations that have taken  
23    place with NDC so far as to what they're expecting.

24                   CHAIRMAN LYNN:  Mr. Elder.

25                   COMMISSIONER ELDER:  I think the things I

1 looked at and requested, for several reasons, I'll go  
2 into the reasons why, is I would like to be able to take  
3 a demonstration, like Mr. Johnson, I believe EDS used in  
4 presentations before the Commission, the powerful  
5 aspects of the software, to where we could take a  
6 totally random, doesn't even have to be of Arizona,  
7 series of precincts, 50 precincts, blocks, or tracts,  
8 say okay, we have a table here at the bottom that gives  
9 us population. If you say we want to move a line over  
10 here, see what it did to the outcome. Want to move a  
11 line over here, see what it does to compactness or  
12 continuity or racial block voting, or whatever it might  
13 be. These are the types of tools our consultants are  
14 using in the process. Get to the reasons.

15                   When I guess being interviewed as a  
16 Commissioner: What would you like to do, go out to the  
17 public and talk with them about the process? I said the  
18 public, I'd most like to go out to schools, educate some  
19 kids and children in the representative process in the  
20 country. I said if I had that tool, hey, guys, you have  
21 a square here and these precincts. You come up with,  
22 sit down here for a half hour, see the ramifications of  
23 how this process works.

24                   That's something Tim says we can have, an  
25 interactive process. If that doesn't take Maptitude,

1 autoBound, make an interactive game show, demonstrate,  
2 techniques you folks are using in a simplistic manner,  
3 give them the opportunities, that's what I'd like to  
4 see.

5 CHAIRMAN LYNN: Almost sounds like demo  
6 disk for Maptitude or autoBound.

7 I think what Mr. Brace showed us was in  
8 fact a demonstration, he uses autoBound, a demonstration  
9 of how autoBound works. It may have been from one of  
10 his working files, but essentially a demonstration. I  
11 don't know whether Maptitude offers that.

12 DR. HESLOP: We can put such a  
13 demonstration together for you with very little trouble.

14 As to schools, it has been our experience,  
15 indeed our experience in the Phoenix area, civic  
16 teachers eat this up. The only problem, of course, is  
17 they are out of session.

18 COMMISSIONER MINKOFF: Right.

19 MS. HAUSER: Well --

20 CHAIRMAN LYNN: Tim?

21 MR. JOHNSON: Mr. Chairman, Commissioners,  
22 backing up a bit to the question about being able to  
23 view the plans, interactive, and so on, that's a  
24 capability that can be provided over the internet,  
25 on-line mapping we talked about, access, view maps, look

1 at it, however you want.

2 COMMISSIONER HALL: Read only, that will  
3 be there, right?

4 MR. JOHNSON: Yes.

5 CHAIRMAN LYNN: Mr. Hall.

6 COMMISSIONER HALL: Mr. Chairman, I move  
7 we instruct these gentlemen to get some laptops ASAP.

8 COMMISSIONER ELDER: We don't -- I don't  
9 see mine anywhere.

10 MR. OCHOA: Mr. Chairman?

11 CHAIRMAN LYNN: It was laptops and desk  
12 tops, the entire computer network that we need. We even  
13 specified going to be wireless internet accessible Dell  
14 computers to the specifications that the consultants had  
15 given us.

16 THE REPORTER: The motion had been for  
17 eight laptops.

18 COMMISSIONER HALL: Where was I?

19 MR. RIVERA: You were maybe talking to  
20 Commissioner Huntwork.

21 CHAIRMAN LYNN: At any rate, that clearly  
22 has been authorized. The only difficulty has been how  
23 to get it done either through the State's process or in  
24 a manner consistent with the state's process or would be  
25 around the state's process.

1 MS. HAUSER: You never want to say that.

2 CHAIRMAN LYNN: No.

3 At any rate, whatever is quickest, it  
4 would be nice to have it Sunday with software in it. We  
5 may be able to do it with Mr. Elder's.

6 COMMISSIONER ELDER: Is it possible for us  
7 to purchase our own computer, give up on that process?

8 CHAIRMAN LYNN: That question came up  
9 today. I defer to counsel. It's easiest enough to take  
10 those configurations given us and place an order, 1-800  
11 call Dell, and get that shipped to you overnight for a  
12 price. I don't know what the price is. I would be  
13 willing to bet you that individual computer sells  
14 somewhere for two, three thousand dollars, maybe a  
15 little more.

16 MR. OCHOA: Mr. Chairman, are we talking  
17 about then asking for reimbursement from the state? If  
18 that is the case, according to Mr. Adler, the  
19 procurement process, anything that goes from one to five  
20 thousand dollars has to have quotes. And if there is a  
21 vender in the State contract, they prefer you go through  
22 that vender, get --

23 CHAIRMAN LYNN: No. There isn't a State  
24 vender that sells Dell. We know that doesn't exist.

25 MR. OCHOA: Exactly. They went bankrupt.

1 All you need are three quotes. That can happen, also.

2 Doesn't necessarily mean individually you can do it.

3 CHAIRMAN LYNN: Ms. Hauser.

4 MS. HAUSER: I strongly discourage it.

5 CHAIRMAN LYNN: Individual purchase?

6 MS. HAUSER: I have seen people get into  
7 difficulty with getting reimbursement because they did  
8 not use an authorized vender. You don't want to put  
9 yourself into that position, where it doesn't comply  
10 with procurement. You may not get reimbursed.

11 The easiest thing to do is to give the  
12 instruction, the fastest, easiest thing to do, purchase,  
13 go through a State vender, and do it.

14 CHAIRMAN LYNN: We can't. That's the  
15 problem. The spec'ed PC, or spec'ed laptop we're  
16 talking about, cannot be purchased from a State vender.  
17 Used to be, but that vender is no longer supplying  
18 services to the State. So what we've got is an order to  
19 staff and order at least a week old to get laptops ASAP  
20 however it can be gotten legally through the process.

21 MS. HAUSER: If what we need, I was not  
22 aware the specifications were not available through a  
23 State vender, then all we need is a contact made with  
24 Mr. Hibbs to get emergency procurement authority and to  
25 go ahead and go off of State contract.

1                   CHAIRMAN LYNN: However it needs to  
2 happen. We have the specs. We would like to get those  
3 laptops purchased.

4                   COMMISSIONER HALL: What if we were to  
5 hire a shoplifter?

6                   (Laughter.)

7                   CHAIRMAN LYNN: We'd need to get three  
8 quotes and put out an RFP.

9                   COMMISSIONER ELDER: RFP it.

10                  CHAIRMAN LYNN: Department of Corrections,  
11 maybe they'd have a list.

12                  (Laughter.)

13                  COMMISSIONER ELDER: May I modify that  
14 approach to the extent that if contacting Mr. Hibbs,  
15 getting an emergency whatever it is, takes longer than  
16 placing an order through whatever the methodology is --

17                  CHAIRMAN LYNN: With the county or NDC or  
18 anybody else --

19                  COMMISSIONER ELDER: I truly, I cannot  
20 believe with the items that were included in the  
21 original proposals from NDC, EDS, Maricopa County, that  
22 there was hardware listed in there as part of their  
23 proposal, therefore, it should be available to us  
24 through additional services, reimbursement. We can  
25 modify their contract, let them purchase it tomorrow on



1 the open market.

2 CHAIRMAN LYNN: Ms. Hauser.

3 MS. HAUSER: Mr. Chairman, Mr. Elder, to  
4 the extent that the consultants bid on providing,  
5 included that within their response on the scope of  
6 work, then they can go ahead and do that. What I was  
7 speaking to previously was individual Commission members  
8 purchasing, which is what I strongly discourage.

9 CHAIRMAN LYNN: We take your point.

10 COMMISSIONER HALL: Mr. Heslop, can you  
11 give us --

12 DR. HESLOP: The reason Florence hasn't  
13 responded is we wanted a legal opinion on this.

14 COMMISSIONER ELDER: I'm sorry.

15 DR. HESLOP: We were told that we might be  
16 violating the State procurement process if we were to  
17 act in this way. We did not include hardware in our  
18 proposal.

19 CHAIRMAN LYNN: You did not. EDS did.

20 DR. HESLOP: Right.

21 We would not be reverting to a formal  
22 proposal.

23 I need to take this opportunity to say you  
24 not only need laptops, but you must have at least two, I  
25 would think preferably three, projectors.

1 CHAIRMAN LYNN: On the list.

2 COMMISSIONER ELDER: Mr. Johnson, can you  
3 do that?

4 MR. JOHNSON: Projectors, under your  
5 contract, put an addendum to it.

6 MR. JOHNSON: I think under the original  
7 IGA we can do that.

8 COMMISSIONER HALL: Can we authorize Dan  
9 to hammer out the details with them, an addendum to the  
10 contract.

11 CHAIRMAN LYNN: Absolutely. Did that last  
12 time.

13 COMMISSIONER ELDER: Lisa is correct. The  
14 motion did not include projectors. There was discussion  
15 as to whether 700 watt or 3,000 what watt, which was  
16 needed, how many. We didn't finalize that.

17 If I understand correctly, correct me if  
18 I'm wrong, counsel or whomever, we can say to Tim: Go  
19 order them, right?

20 CHAIRMAN LYNN: Yes.

21 COMMISSIONER ELDER: At our preference.

22 COMMISSIONER HALL: As part of his  
23 contract, right?

24 CHAIRMAN LYNN: Yes.

25 COMMISSIONER HALL: And we're going to pay

1 the county, right?

2 CHAIRMAN LYNN: Yes.

3 COMMISSIONER ELDER: My only concern --  
4 Okay. Right, right.

5 When I talked with Mr. Johnson on the  
6 phone Wednesday, five to seven working days, that's not  
7 Monday or Tuesday. So if we can go another two weeks  
8 without equipment, that's fine.

9 CHAIRMAN LYNN: Maybe we can get the order  
10 placed yet today, if we get out of here before 5:00, so  
11 it gets in next week anyway.

12 COMMISSIONER ELDER: Okay.

13 COMMISSIONER HALL: Okay.

14 CHAIRMAN LYNN: We need a motion for  
15 projectors.

16 COMMISSIONER HALL: So moved.

17 CHAIRMAN LYNN: Second?

18 COMMISSIONER HALL: Three. Talking three?

19 COMMISSIONER HALL: Three projectors.

20 What grade? What illumination?

21 COMMISSIONER ELDER: What was your  
22 projector?

23 DR. HESLOP: A clunker.

24 You want, moving rapidly across the state,  
25 a small Toshiba. We have a \$4,800 Toshiba projector, no

1 heavier than a laptop. Given the schedule, something  
2 like that.

3 CHAIRMAN LYNN: How many lumens?

4 MR. OSTERLOH: I have a portable one,  
5 Sharp, 1,000 lumens.

6 CHAIRMAN LYNN: Sharp?

7 MR. OSTERLOH: 1,000 lumens.

8 CHAIRMAN LYNN: One like this. Project  
9 all the way to the back?

10 MR. OSTERLOH: Yeah.

11 CHAIRMAN LYNN: How about three  
12 projectors, minimum 1,000 lumens.

13 COMMISSIONER ELDER: I'll second that  
14 motion.

15 COMMISSIONER HALL: A chart or something,  
16 figure out what you need.

17 COMMISSIONER HALL: Use your discretion,  
18 Tim. So moved.

19 CHAIRMAN LYNN: All those in favor, say  
20 "aye."

21 (Vote taken.)

22 CHAIRMAN LYNN: Opposed, "no."

23 Motion carries.

24 Anything more under your report?

25 MR. OCHOA: Yes. I'd say in addition to

1 that equipment, if you authorize the purchase of the  
2 other equipment I provided, looked to make lease  
3 purchases, it's not in the agenda, was on the previous  
4 agenda I provided, otherwise we'll have to wait until  
5 every meeting to get authorization to purchase.

6 CHAIRMAN LYNN: No. We clearly intended  
7 for office equipment to be secured one way or other.

8 COMMISSIONER HALL: We have desktops.

9 MR. OCHOA: Yes.

10 COMMISSIONER HALL: Just did laptops?

11 MR. OCHOA: Yes.

12 CHAIRMAN LYNN: Fax, copier?

13 COMMISSIONER HALL: What about the server,  
14 Tim?

15 MR. JOHNSON: Mr. Chairman, Commissioner,  
16 we'll use a PC file server, a central place.

17 COMMISSIONER HALL: LAN on Windows NT or  
18 something?

19 COMMISSIONER ELDER: I think the only  
20 other question we had where there's a long lead time on  
21 procurement, I believe Maricopa County has the potential  
22 in the interim, would be any sort of plotting device,  
23 large format, for whatever iteration on the wall, which  
24 also is available on the open market, take the disk, go  
25 plot it at whatever the local reproduction place is. We

1 don't need that many. We're not planning on sending  
2 roll after roll of drawings. My sense on that, we may  
3 not want in-house capability of plotting. I think to  
4 acquire that, whether it has to go through the State,  
5 permission to go out to some reproduction company, get  
6 color plots, but I think after we go through the next  
7 iteration maybe --

8 CHAIRMAN LYNN: I'm sure they have a  
9 contract with somebody to do that service.

10 COMMISSIONER HALL: Does your company have  
11 a plotter?

12 COMMISSIONER ELDER: Yeah. I'll put it on  
13 my back, haul it up.

14 CHAIRMAN LYNN: Mr. Johnson.

15 COMMISSIONER ELDER: In that case, do  
16 that, get those things up, and get that gallery started  
17 in the offices.

18 CHAIRMAN LYNN: Mr. Johnson?

19 MR. JOHNSON: Chairman Lynn, Commissioner  
20 Elder, the memo from the County, we have a 36-inch  
21 plotter available. It's older, not very fast.

22 CHAIRMAN LYNN: Like us, older, not very  
23 fast. We'll take it.

24 COMMISSIONER ELDER: In case somebody came  
25 in, wanted their area.

1 CHAIRMAN LYNN: Need anything else,  
2 Mr. Ochoa?

3 COMMISSIONER HALL: So moved on the list,  
4 office equipment.

5 CHAIRMAN LYNN: Office equipment,  
6 remainder of the list?

7 COMMISSIONER HALL: Right.

8 COMMISSIONER ELDER: Second.

9 CHAIRMAN LYNN: Those in favor, say "aye."  
10 (Vote taken.)

11 CHAIRMAN LYNN: Opposed, "no."  
12 Motion carries.

13 CHAIRMAN LYNN: Future hearings.

14 We already heard NDC is prepared to come  
15 back for an interim meeting in a week. The question is  
16 whether we can schedule for a week from today.

17 COMMISSIONER MINKOFF: A week from  
18 yesterday would work out much better for me than it  
19 would other people. If Friday, I have to leave early.

20 CHAIRMAN LYNN: How early?

21 COMMISSIONER MINKOFF: 2:00.

22 CHAIRMAN LYNN: I can't imagine as lengthy  
23 a meeting next week as this week. Let's start at 9:00,  
24 if that's possible, and we should be finished by 1:00,  
25 easily, next week.

1                   COMMISSIONER HALL: Talking potential  
2 information shotgunned, and if need to, dial-in option?

3                   CHAIRMAN LYNN: Yes.

4                   Information will go to people as soon as  
5 it's prepared. If we need a conference call, it's  
6 absolutely possible.

7                   MR. RIVERA: Friday before a three-day  
8 holiday, I'm not sure if it affects anybody's schedule.

9                   COMMISSIONER ELDER: That's why I'll call.

10                  COMMISSIONER HALL: Why I'm calling in.

11                  CHAIRMAN LYNN: I have a plane to catch  
12 that evening. I expect to be done by 1:00.

13                  Next meeting, 9:00 o'clock Friday next.

14                  Dr. Heslop --

15                  DR. HESLOP: It's easier for us to do it  
16 on the 24th. We'll figure out a way.

17                  COMMISSIONER MINKOFF: Thursday?

18                  COMMISSIONER HALL: My daughter's  
19 graduation.

20                  CHAIRMAN LYNN: Aren't you calling in, in  
21 either case?

22                  COMMISSIONER HALL: Maybe.

23                  I have meetings all day Thursday.

24                  CHAIRMAN LYNN: Is the 25th possible?

25                  DR. HESLOP: Yes.



1                   CHAIRMAN LYNN: The 25th is our next  
2 meeting. The primary purpose is a presentation by NDC  
3 and any other items prepared for us.

4                   What we hope to get from a public  
5 information person and outreach person is that they  
6 should, not an exercise, be prepared to share with us  
7 preliminary plans and work already completed from the  
8 outreach public information officer. If they start  
9 early next week, we'll want to know where they are by  
10 the end of next week.

11                   We'll expect staff reports from those two  
12 hires as well assuming they are on board.

13                   What I'd like to do is take the second  
14 public comment out of order and then finish the last  
15 item, which is Executive Session, so the public will be  
16 able to take some of the rest of their day and do  
17 something productive with it.

18                   We have four -- one written --  
19 Mr. Gallardo. And he left this for us for the record, a  
20 statement. Let me, it's not very long, read it to enter  
21 it into the record. It's from the Hispanic Coalition  
22 for a Fair Redistricting Process addressed to me.

23                   "Dear Chairman Lynn and Commissioners.  
24 Thank you for your interest in the Hispanic community at  
25 the Latino Summit on Fair Redistricting. We understand

1 the public hearing schedule is on your agenda today. In  
2 order to continue the commitment to the Hispanic  
3 community, we are formally requesting that three  
4 hearings be incorporated into your public hearing  
5 schedule, with one in Guadalupe, one in Surprise, and a  
6 third one in southwest Maricopa County.

7                   With that population being more than 80  
8 percent minority in Guadalupe and Surprise, concern  
9 about the redistricting process has risen among many  
10 residents in both areas. In addition, we believe  
11 encompassing the Southwest portion of the county is  
12 extremely important. Possible locations include  
13 Tolleson or the Desert West Multi-Generation Center at  
14 that address.

15                   We are willing to make any necessary  
16 arrangements in order to include these communities. We  
17 are asking the Commission to incorporate these locations  
18 or include three extra public hearings. Thank you for  
19 your consideration."

20                   And it's signed by 10 elected officials  
21 which comprise the Hispanic Coalition.

22                   I'll pass it around for your review.

23                   Call to the public. I'd like to make sure  
24 everyone is aware call to the public is for the purpose  
25 of consideration or discussion of comments and

1 complaints. Those wishing to address the public or  
2 address the Commission should have filled out one of the  
3 request forms. Action taken as a result of comment will  
4 be limited to directing staff to study the matter or  
5 rescheduling the matter for further consideration and  
6 decision at a later date.

7 Matt Lore was here.

8 MS. PORCH: Mr. Lore asked I rise and  
9 indicate he's sorry; he had to leave. He had another  
10 meeting.

11 He is ready to cooperate with you in any  
12 way he can.

13 CHAIRMAN LYNN: Mr. Lore with the League  
14 of Cities and Towns.

15 Also Mr. Perez was here.

16 MR. RIVERA: He left.

17 CHAIRMAN LYNN: He had to leave. That's  
18 unfortunate, since he had been here for most of the  
19 meeting.

20 And Mr. Osterloh.

21 Mr. Osterloh.

22 MR. OSTERLOH: I'm here.

23 I wanted to say I am very impressed with  
24 NDC's process using townships, agree with it. I agree,  
25 you get more compact, contiguous districts. I support

1 that.

2                   The main goal at this point is to say the  
3 Commission hopefully will be drawing maps that uses a  
4 random process with clearly defined criteria that treats  
5 everybody equal. I give encouragement that you don't  
6 open pandora's box and start taking into consideration  
7 all competing issues. Get one proposal. Once you get  
8 the initial grid from NDC, you use that as one of the  
9 proposals that you are going to consider, basically that  
10 would be one with everybody treated equal. Put it up on  
11 the website for public comment. "We're considering that  
12 the final map. Give us comments whether you think it  
13 appropriate to use as a final map. To bifurcate the  
14 other map, take into -- you're opening pandora's box if  
15 you let everybody come in with competing interests.  
16 Once you let them come in, you are considering things.  
17 If you leave another initial map, the final map, you get  
18 comprehensive input on that. When you get done you have  
19 to, you see whether you want a totally random process or  
20 whether you're satisfied with competing interests.

21                   So I recommend that a good way is to leave  
22 the option open. Get as much input as you could.

23                   CHAIRMAN LYNN: Thank you, Mr. Osterloh,  
24 for your comments.

25                   Other members of the public wishing to be

1 heard at this time?

2 I see Mr. Adler has joined us.

3 I have a question, not specifically on the  
4 agenda, wonder if you could give us an update, actually  
5 falls under the Executive Director's report in terms of  
6 consultants, whether you've had contact with EDS this  
7 week, my memo to you on how you're doing.

8 MR. ADLER: Affirmative. I have had  
9 contact with EDS. Unfortunately I don't have a document  
10 to give you. We've had a little technical difficulty  
11 with attachments from EDS. They've -- they have sent me  
12 something, but it's somewhere in the cyberspace of  
13 electronic garbage that flows back and forth between  
14 organizations. I apologize for being flip. We're  
15 having problems with our technology right now. I  
16 anticipate having something really later on this  
17 afternoon and will bring it to you, if that's  
18 appropriate.

19 CHAIRMAN LYNN: If you forward it, e-mail  
20 it to me, what we can do is review it quickly, get it  
21 back to you. And the real concern is now that we are on  
22 a schedule that anticipates EDS' completion of its work  
23 on our behalf within the next two weeks.

24 MR. ADLER: There's the distinct  
25 possibility I might have something in your hands before

1 the meeting is over. I actually have to get to my  
2 office. I am there today.

3 CHAIRMAN LYNN: I appreciate that. Thank  
4 you for stopping by to help us with that.

5 Without objection, last item, C under item  
6 IX, staff responsibilities with Executive Director.

7 We will, at the request of the Executive  
8 Director, do this in Executive Session. It requires a  
9 vote under A.R.S. 38-431.03(A)(1).

10 COMMISSIONER ELDER: I make that.

11 COMMISSIONER MINKOFF: Second.

12 CHAIRMAN LYNN: After Executive Session,  
13 that will conclude the day.

14 Ladies and gentlemen, we're finished with  
15 the public portion of our meeting.

16 Thank you, ladies and gentlemen.

17 Thank you, Dr. Heslop.

18 (Recess taken.)

19 (Whereupon, at 3:10 p.m., the Commission  
20 recessed Open Public Session and convened in Executive  
21 Session.)

22 (Recess taken.)

23 (Whereupon, at approximately 5:01 p.m.,  
24 the Executive Session concluded and the Commission  
25 reconvened in Open Public Session at approximately

1 5:02 p.m.)

2 CHAIRMAN LYNN: Going back.

3 The last item on the agenda, adjournment.

4 The Commission will stand adjourned until

5 9:00 a.m. one week from today, location to be

6 determined.

7 COMMISSIONER MINKOFF: With a window.

8 MS. HAUSER: And electricity.

9 (Whereupon, the hearing concluded at

10 approximately 5:03 p.m.)

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2 STATE OF ARIZONA        )  
                                  )  ss.  
3 COUNTY OF MARICOPA    )

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6               BE IT KNOWN that the foregoing hearing was  
7 taken before me, LISA A. NANCE, RPR, CCR, Certified  
8 Court Reporter in and for the State of Arizona,  
9 Certificate Number 50349; that the proceedings were  
10 taken down by me in shorthand and thereafter reduced to  
11 typewriting under my direction; that the foregoing 183  
12 pages constitute a true and accurate transcript of all  
13 proceedings had upon the taking of said hearing, all  
14 done to the best of my ability.

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

18               DATED at Phoenix, Arizona, this 1st day of  
19 June, 2001.

20

21

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

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