

1                   **ARIZONA INDEPENDENT REDISTRICTING COMMISSION**

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4  
5                   September 30, 2011  
6                   9:15 a.m.

7  
8                   **Location**

9                   Fiesta Resort  
10                  2100 South Priest Drive  
11                  Tempe, Arizona 85282

12  
13                  Attending

14                  Colleen C. Mathis, Chair  
15                  Jose M. Herrera, Vice Chair  
16                  Scott Day Freeman, Vice Chair  
17                  Linda C. McNulty, Commissioner  
18                  Richard P. Stertz, Commissioner

19                  Raymond F. Bladine, Executive Director  
20                  Kristina Gomez, Deputy Executive Director  
21                  Buck Forst, Information Technology Specialist  
22                  Mary O'Grady, Counsel, Osborn Maledon  
23                  Joe Kanefield, Counsel, Ballard Spahr

24                  **PREPARED BY:**

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                  Certified Reporter  
                  CR No. 50637

1 Tempe, Arizona  
2 September 30, 2011  
3 9:15 a.m.

4 CHAIRPERSON MATHIS: Good morning.

5 This meeting of the Arizona Independent  
6 Redistricting Commission will now come to order.

7 Today is Friday, September 30th, the last  
8 day of September, and it's 9:15 in the morning.

9 Let's start with the Pledge of  
10 Allegiance.

11 (Pledge was recited.)

12 CHAIRPERSON MATHIS: We'll start with  
13 roll call.

14 Vice Chair Freeman.

15 VICE CHAIR FREEMAN: Here.

16 CHAIRPERSON MATHIS: Vice Chair Herrera.

17 VICE CHAIR HERRERA: Here.

18 CHAIRPERSON MATHIS: Commission McNulty.

19 COMMISSIONER MCNULTY: Here.

20 CHAIRPERSON MATHIS: Commissioner Stertz.

21 COMMISSIONER STERTZ: Here.

22 CHAIRPERSON MATHIS: We have a quorum.

23 Other folks around the tables today are  
24 Joe Kanefield and Mary O'Grady, our legal counsel.

25 Our mapping consultant, Willie Desmond.

1 Our chief technology officer, Buck Forst.

2 We have a court reporter recording  
3 today's events, Michelle.

4 Folks in the back of the room, there's  
5 Lisa Schmelling, our public affairs coordinator, our  
6 public information officer, Stu Robinson, and  
7 Kristina Gomez, our deputy executive director.

8 So with that, we'll go to item 2 on the  
9 agenda, which is map presentations, and I think we  
10 have two today.

11 The first one is Leonard Gorman,  
12 executive director from Navajo Nation Human Rights  
13 Commission.

14 WILLIE DESMOND: We're still trying to  
15 get the map ready for them.

16 Is it possible for them to go second?

17 CHAIRPERSON MATHIS: Sure.

18 We'll go to the other one first. That's  
19 James Kelley, chairman LD 29 GOP, and it's a map  
20 presentation for legislative districts.

21 JAMES KELLEY: Good morning,  
22 commissioners, Madame Chair, thank you very much for  
23 allowing me to address the Commission again.

24 This morning we are presenting an idea  
25 for legislative districts, the 30 legislative

1 districts. That's a statistic display and it gives  
2 you an idea of what we're looking at.

3 There are three major points on this map  
4 that I would like to direct the Commission's  
5 attention to.

6 Number one, there are four districts  
7 where the Hispanic voting-age population is greater  
8 than 50 percent of the overall voting-age population  
9 of the districts.

10 That would -- I believe that's 28, 2, 3  
11 and there's one also -- there's another one in  
12 Maricopa County. So we have two in the south and we  
13 have two in Maricopa County.

14 These districts are well-balanced with  
15 very little deviation. Constitutionally, if it  
16 needs -- if you need to adjust, then there are  
17 opportunities for adjustment in these districts.

18 Again, it gives four legislative  
19 districts on the border, but we believe it's  
20 important to the overall health of the state of  
21 Arizona.

22 And the urban areas are well-represented  
23 in 9 and in 29, those being the heart of Tucson and  
24 the heart of Maricopa County.

25 Are there any questions?

1 CHAIRPERSON MATHIS: Any questions?

2 Thank you very much.

3 CHAIRPERSON MATHIS: I think we have some  
4 questions.

5 Mr. Stertz.

6 COMMISSIONER STERTZ: Mr. Kelley, thank  
7 you for having this prepared.

8 Do we have this available on something  
9 other than a static image?

10 JAMES KELLEY: Yes, it was e-mailed  
11 through the AIRC's Maptitude process to -- wherever  
12 it goes to, I think Mr. Bladine or to the AIRC.

13 COMMISSIONER STERTZ: And what is the  
14 group that you represent?

15 JAMES KELLEY: I represent Legislative  
16 District 29 for the Pima County Republican Party.

17 I have been working with numerous people  
18 in creating maps. Sometimes I have to fight with my  
19 own party with what maps we want. And I have made a  
20 lot of personal compromises to get to where we are  
21 at. Mr. Benny White is the one that did the number  
22 crunching and the analysis for this presentation.

23 COMMISSIONER STERTZ: In this map, does  
24 it meet the Voter's Rights Act?

25 JAMES KELLEY: It does.

1           COMMISSIONER STERTZ:  And does it meet  
2 balance of population?

3           JAMES KELLEY:  It does.  There are some  
4 -- there may be some districts that need to be  
5 tweaked and adjusted with some population centers in  
6 and around the borders of their district.

7           COMMISSIONER STERTZ:  Did it start from  
8 the original grid that was approved by the  
9 Commission?

10          JAMES KELLEY:  It did.  It started  
11 with -- divided it up into the grids, throwing in  
12 the populations that were necessary and then  
13 adjusting from there.

14          COMMISSIONER STERTZ:  And in regards to  
15 Pinal County, how many districts is Pinal County  
16 broken up into?

17          JAMES KELLEY:  It looks like two.  11 and  
18 8.

19          COMMISSIONER STERTZ:  Thank you for the  
20 quick recap without me having to turn my head.

21          CHAIRPERSON MATHIS:  Any other questions?  
22 Okay.  Thank you very much.

23          So our next presentation will be from  
24 Leonard Gorman, Executive Director Navajo Nation  
25 Human Rights Commission.

1           LEONAR GORMAN: While he's getting the  
2 map working, Madame Chair and members of the  
3 Commission, good morning.

4           My name is Leonard Gorman, L-e-o-n-a-r-d,  
5 G-o-r-m-a-n.

6           While the map is being projected on the  
7 screen, Navajo Nation has presented numerous times  
8 in the past couple of weeks regarding the  
9 congressional districts. And as we noted during the  
10 public comments yesterday evening, that we would  
11 take an opportunity to look at tweaking the CD 1 as  
12 you had considered yesterday and have available on  
13 the website.

14           The map that I have given to you is now  
15 being projected on the screen is to add the  
16 community the Gila River Indian Community to CD 1.  
17 And obviously, there's going to be some tweaking  
18 that needs to take place when we do that. And  
19 definitely we are concerned about the Voting Rights  
20 Act for the Hispanic population.

21           Voting Rights Act compliance for proposed  
22 District 7 and District 3 are of primary concern for  
23 the Navajo Nation also.

24           So when we look at the tweaking from the  
25 current map that's posted on the website, you have

1 Hispanic voting-age population for District 3 at  
2 55.32 percent. The proposal that we present to you  
3 with adding the Gila River Indian Community into  
4 District 1, the Hispanic voting-age population will  
5 be essentially the same as the 55.32. It's going to  
6 be 55.47 percent voting-age population in District  
7 3.

8 District 1, as we had indicated before,  
9 Navajo Nation's primary interest is to ensure that  
10 there's a robust Native American voting-age  
11 population in that particular district.

12 So in District -- Congressional District  
13 1, as it would be tweaked, Native American  
14 voting-age population is going to be 20.83 percent,  
15 which is an increase from the year 19.65 percent in  
16 voting-age population.

17 Both the District 3 and District 1 are  
18 within the reasonable deviation. District 1 would  
19 have .13 percent deviation. District 3 would have  
20 the negative .04 percent deviation.

21 So Navajo Nation has indicated before  
22 that as -- has made presentations to a variety of  
23 indigenous nations and leaders in the state of  
24 Arizona and we have not received any opposition to  
25 this proposal, Indian 1 and Indian 2.

1 Thank you.

2 CHAIRPERSON MATHIS: Thank you very much.  
3 Any questions for Mr. Gorman?

4 Okay. Thank you.

5 I think that's all we have for mapping  
6 presentations today.

7 We have other one.

8 WES HARRIS: May I revisit my map?

9 CHAIRPERSON MATHIS: Sure.

10 WES HARRIS: Thank you.

11 CHAIRPERSON MATHIS: This is Wes Harris,  
12 representing LD 6-28.

13 WES HARRIS: My name is Wes Harris. It's  
14 W-e-s, H-a-r-r-i-s.

15 I think for the record I live in Moon  
16 Valley, which is District 6, which is north of North  
17 Mountain, Central Phoenix. So I have no axe to  
18 grind on any of the Indian reservations nor do I  
19 have any axe to grind in Yuma.

20 I presented a map in Casa Grande last  
21 week, which I thought satisfied the requirements --  
22 or the requests of a number of different fashions in  
23 the state, one which would be the Native Americans,  
24 who I sat through the Heard Museum presentation and  
25 I listened to each representative come up and say

1 they wanted to be together.

2           And so I put together a map that put them  
3 all together, which gives them a greater voice with  
4 one congressman than to be split up into six or  
5 eight divisions.

6           I also sat through yesterday morning's  
7 meeting where you really worked very hard to try to  
8 figure out where you were going to get the rest of  
9 the population for District 4. When, if you had  
10 dropped down and picked up Yuma, who has indicated  
11 they do not want to be separate, they do not want to  
12 be part of Tucson -- and correct me if I'm wrong,  
13 but that's what I remember.

14           If you pick up Yuma and put it in  
15 District 4, then you don't have to pick up portions  
16 of the population in Maricopa County. You can  
17 augment the district -- minority-majority district  
18 by just going up into the Surprise area. Surprise  
19 has a big population of Hispanics and would, I  
20 believe, satisfy the requirement.

21           The problem with keeping this District 3  
22 like it's the Holy Grail has complicated the entire  
23 issue, as we've gerrymandered District 9 all around  
24 that to try to make something out of nothing.

25           And I really would urge you to go back

1 and look at that map that I presented because I  
2 think it solves all of the problems and satisfies  
3 more people than it doesn't.

4 Thank you very much.

5 CHAIRPERSON MATHIS: Thank you.

6 I think that concludes mapping  
7 presentations, so we'll move on to the next agenda  
8 item, which is review, discussion, and direction to  
9 mapping consultant regarding development of the  
10 congressional draft map based on constitutional  
11 criteria.

12 So those of you who are following us  
13 closely know that yesterday we spent almost all day  
14 working on the congressional EB version map, which  
15 is online. And at the end of the day Mr. Desmond  
16 supplied with us a splits report, an analysis of  
17 what those lines meant from a variety of different  
18 measurements.

19 And commissioners -- we all wanted to  
20 take some time with that and look it over. And we  
21 just heard this morning, too, from the Navajo Nation  
22 Human Rights Commission, they've told us -- they  
23 told us yesterday as well about this tweak that they  
24 would like made.

25 So I would just open it up now to the

1 commissioners to maybe give me your thoughts on what  
2 you think we should do today on that congressional  
3 map and any discussion or comments you might have.

4 VICE CHAIR HERRERA: Madame Chair.

5 CHAIRPERSON MATHIS: Yes, Mr. Herrera.

6 VICE CHAIR HERRERA: The changes that  
7 Commissioner McNulty had proposed to -- I think for  
8 filling in the donut hole, District 9, I do like  
9 those changes and I would like to see if we can go  
10 ahead and approve them today so we can start moving  
11 forward with the congressional map and hopefully get  
12 this done and then start working on the legislative  
13 map.

14 CHAIRPERSON MATHIS: The only thing about  
15 that is that the map has to work wholistically. So  
16 locking in any lines on any of the districts, I'm a  
17 little concerned to do just because I feel like  
18 there may be a need to, you know, move something  
19 even one street over or whatever it is to satisfy  
20 constitutional requirements.

21 So that would be my only concern. I  
22 think the framework that has been laid out, it's  
23 very workable and set.

24 We talked about yesterday there may be  
25 other ways to work on the hole in the center that we

1 filled in. I know that some commissioners did  
2 express some concern about certain parts of the East  
3 Valley.

4 So that would be -- that's my only  
5 hesitation with locking in a certain district in a  
6 certain way.

7 VICE CHAIR HERRERA: Madame Chair.

8 CHAIRPERSON MATHIS: Mr. Herrera.

9 VICE CHAIR HERRERA: Yeah, I would agree  
10 with you, but you gave us those parameters and you  
11 created that map. It wasn't us that created that  
12 map, so we need to work around your criteria, which  
13 was to work around that uncompleted map or that  
14 donut hole.

15 So work on it -- working on it  
16 holistically doesn't make much sense now when we are  
17 only trying to complete the donut hole, we're not  
18 starting from scratch.

19 So that's why I was saying -- you know,  
20 the other parts were put in and now we're trying to  
21 complete a missing piece, and it would make sense to  
22 start completing that missing piece by adding that  
23 change that Commissioner McNulty had proposed.

24 So that's why I would say that it makes  
25 sense doing it that way since that's the way the map

1 was completed. It's not meet. And I think you  
2 suggested not make changes to the areas outside of  
3 that.

4 Am I still correct?

5 CHAIRPERSON MATHIS: Yeah, until we had  
6 the center complete. And so --

7 VICE CHAIR HERRERA: That's why -- we  
8 want to complete the center but --

9 CHAIRPERSON MATHIS: Right, and we  
10 completed the center but now just -- are there any  
11 little tweaks that we think need to be made such as  
12 taking into account the testimony we've heard from  
13 Navajo Nation a number of times? And I think  
14 there's just some cleanup in general that has to  
15 occur probably around the map to make everything,  
16 all of the numbers work properly.

17 In fact, I talked to Mr. Desmond last  
18 night and he's suggesting that there's probably an  
19 hour's worth of cleanup, at least, on just lines  
20 around the map.

21 But anyone have any other thoughts on  
22 this?

23 Ms. McNulty.

24 COMMISSIONER STERTZ: Madame Chair, these  
25 were my thoughts last evening as I looked at it.

1           And I have the Constitution open in front  
2 of me because that's what I was going through as I  
3 thought about it.

4           We have to have districts that comply  
5 with the Voting Rights Act, that's first and  
6 foremost. And I think we've developed a proposal  
7 with a view towards doing that. And we have done  
8 preliminary analysis of it that suggests that the  
9 HVAC -- HVAP -- HVAC is air conditioning, and I do a  
10 lot of leasing work. So I talk a lot about HVAC.

11           So HVAP is maintained or increased and  
12 voting strength is maintained or increased. So I  
13 think this map addresses those issues. I think it's  
14 a good, solid draft from that perspective.

15           The next perspective is that we have to  
16 have equal population for the congressional maps to  
17 the extent practicable.

18           Now, there's federal law that tells us we  
19 don't have much wiggle room there, and I think we've  
20 spent a lot of time trying to get these districts  
21 equal in population to the extent practicable. And  
22 I think that's probably an area where Willie can  
23 help us tweak some once we get the donut hole  
24 completed and maybe we could do some of that now.  
25 Maybe that could continue through the comment

1 period.

2 But again, I think we've taken a lot of  
3 care to look at that constitutional criteria.

4 The next is that districts shall be  
5 geographically compact and contiguous to the extent  
6 practicable.

7 Now, I have to say to the extent  
8 practicable. What does that mean?

9 Here is what it means in my mind. It  
10 means -- and they are all qualified by that  
11 condition.

12 So it means that each of these you do to  
13 the extent it's practicable in order to satisfy all  
14 of them.

15 So we come up with a -- you know, an end  
16 result that, to the extent practicable, does all of  
17 these things but there are going to be compromises  
18 on all of these things also.

19 So I think we've looked -- everything is  
20 contiguous, I think. We have done a great deal of  
21 thinking about and talking about compactness of  
22 districts.

23 So yeah, I think it's good draft in that  
24 perspective.

25 The next is district boundaries shall

1 respect communities of interest to the extent  
2 practicable.

3 My take on communities of interest is  
4 that a community of interest is a group of people in  
5 a specific locale that shares cultural and  
6 historical heritage and that as a group,  
7 participates in the specific process with regard to  
8 issues that are relevant to the -- you know, the  
9 level at which we are dealing.

10 And I think that's one of the challenges  
11 of this process is that on the one hand, we are  
12 really trying to build districts that make sense in  
13 terms of population, but on the other hand, not  
14 every community is a -- not every city or town or  
15 group of cities or towns is a community of interest  
16 within the meaning of that statute.

17 And I think we are trying to do both here  
18 and I think we've gotten feedback about what folks  
19 feel are communities of interest. And as I said, I  
20 think we've looked hard at it at two levels. At the  
21 kind of mega level of trying to make districts make  
22 sense and then at the more targeted level to look at  
23 are there specific communities of interest that  
24 should not be split.

25 One that just jumps out in my mind is

1 Saddlebrooke because we've heard so much testimony  
2 about that. It wouldn't make any sense to draw a  
3 district line that splits Saddlebrooke in half.

4 At the same time, I don't subscribe to  
5 the notion that the whole northwest Tucson is a  
6 community of interest, Saddlebrooke and Oro Valley,  
7 Catalina and Marana.

8 Those towns, you know, comprise lots of  
9 different people and lots of different interests.

10 So that's just my own perspective, but  
11 again, I think that in putting these maps together,  
12 we've -- and we all view this differently. But my  
13 point is in putting this together, I think it's  
14 based on a lot of thought that we've each given with  
15 regard to our respective -- individual perspectives  
16 on how that works.

17 And then the sixth goal is to the extent  
18 practicable, competitive districts shall be  
19 favored -- and I stress that word "favored" -- where  
20 it would create no significant detriment to the  
21 other goals.

22 We talked yesterday about the fact that  
23 this was in the preamble of the Constitution. This  
24 is what it was all about. I believe this is a very  
25 significant part of our charge.

1 I was looking this morning at the voting  
2 results from the ballot initiative in 2000. And,  
3 you know, this wasn't a squeaker. It was 56 percent  
4 of the vote to 43 percent of the vote in favor of a  
5 Proposition that would create fair and competitive  
6 districts.

7 So I think that, again -- and the Supreme  
8 Court that said -- this is of equal priority with  
9 the other districts.

10 So I think it's our job to do this to the  
11 extent practicable, which is to say, in the same way  
12 as all of the others, to merge it into our  
13 consideration of all of the other criteria, but we  
14 can't ride roughshod over the other criteria.

15 And again, I know we have different  
16 perspectives about how we should be interpreting  
17 what that means and whether or not we are riding  
18 roughshod. I don't believe we are at all.

19 I think that this map is a compromise,  
20 from that perspective, which on a commission like  
21 this I think makes sense. And I think we've given a  
22 lot of thought to that.

23 So in terms of -- with that background,  
24 in terms of where I would like to go from here, I  
25 would like to continue with what Chairman Mathis

1 proposed. I believe it's critical that we have two  
2 minority-majority voting districts that work or that  
3 give off every indication that they will work when  
4 we do our deeper analysis.

5 Obviously, if we do deeper analysis on  
6 any of these issues and we find out we have issues,  
7 we'll address those. That's what this -- that's  
8 what's the comment period would be about.

9 I think it's critical that we maintain  
10 the integrity of three competitiveness districts  
11 that we've built based on -- and around the concepts  
12 of community generally and of communities of  
13 interest, more specifically.

14 And I think in order to get to the finish  
15 line, that we -- I'm open to working within the  
16 donut hole, for example, to address the district in  
17 Southeast Mesa, as was discussed yesterday.

18 My only personal perspective is that I  
19 could not support a map that moves that district  
20 into the Tempe/Arcadia/South Scottsdale competitive  
21 district. But I certainly could support moving that  
22 district outside of those boundaries to make -- you  
23 know, to remove the second split of Mesa.

24 And I think, you know, that would make  
25 sense. It may make sense within the parameters of

1 what we are trying to do here, as Willie suggested,  
2 clean up, you know, from a -- I don't know, a  
3 compactness perspective. Maybe that little chimney  
4 district. I don't know if there's any way to do  
5 that.

6 But again, I kind of think those things  
7 can happen during the public comment period also.  
8 And I'm sure we'll continue to work on that.  
9 Because as we get comments about the map, I'm sure  
10 we'll need to continue to do that.

11 So those are my thoughts.

12 CHAIRPERSON MATHIS: Thank you.

13 That was a great summary of how we came  
14 to create this map.

15 Other comments from other commissioners?

16 VICE CHAIR FREEMAN: Madame Chair.

17 CHAIRPERSON MATHIS: Mr. Freeman.

18 VICE CHAIR FREEMAN: I think with respect  
19 to creating these maps -- I mean, the Constitution  
20 gives us the direction. We need to focus on those  
21 requirements. It is now in a license to just draw  
22 whatever we want and it's not a license for us to  
23 draw favored districts first and sort of back out  
24 the justification for them later. Each line must be  
25 moved based on a constitutional principle.

1           You know, as a -- I'm a lawyer and I'm a  
2 litigator, and I often -- talking with colleagues,  
3 you know, will talk about a case in a generic sense  
4 and will sort of give our pitch on why we think --  
5 what good arguments we have. And when the other  
6 person you're talking to says -- gives you a  
7 counterargument and you have to say, yeah, but I've  
8 got an explanation for that issue and then they will  
9 hit you with another counter argument, and you say,  
10 yeah, but, I know that but I've not another  
11 explanation. If you get too many of those, "yeah,  
12 but," your case isn't very good.

13           And I think with respect to  
14 competitiveness, we are charged to favor it. The  
15 Arizona Supreme Court has said the Constitution  
16 means what it says. But that language, you know, to  
17 the extent there's no significant detriment to the  
18 other goals, is an important one.

19           And one of the constitutional criteria  
20 that Commissioner McNulty -- I don't think she  
21 missed it -- I was looking for my laser pointer --  
22 maybe she did, is respect for municipal boundaries.

23           And in this map -- you know, okay, this  
24 competitive district that has been constructed, we  
25 split Mesa. Well, yeah, but we're supposed to favor

1 competitive districts. We split Mesa again, yeah,  
2 but we are supposed to favor competitive districts.

3 At some point that language must have  
4 some meaning. And I don't think splitting Mesa  
5 three ways gets us there. I don't think a short  
6 drive on the Superstition and you travel -- walk the  
7 halls of congress and go through five congressional  
8 districts really passes constitutional muster.

9 I don't know in terms of the compactness  
10 criteria. We got some funny-looking districts here  
11 in Phoenix metro area. I don't understand why some  
12 of these lines are drawn the way they are. You  
13 know, that's a concern for me.

14 Could we work on this and try to fix it?  
15 Could we address that chunk of Mesa that needs to go  
16 up north and looping over this competitive district  
17 into Central Phoenix? Perhaps. We could try. But  
18 I think -- and I think we would need to get this  
19 into shape so that it passes constitutional muster.

20 COMMISSIONER MCNULTY: Madame Chair.

21 CHAIRPERSON MATHIS: Ms. McNulty.

22 COMMISSIONER MCNULTY: I just wanted to  
23 add I appreciate Mr. Freeman pointing out that I did  
24 not -- I skipped over the respect county and  
25 municipal lines and geographic features. And I

1 intended to make the point that we spent a lot of  
2 time looking at that in developing this map. And  
3 every time we've done a splits analysis, it has  
4 essentially come out the same way.

5           So to the extent that we need to do that  
6 to the extent practicable, I think that the very  
7 detailed splits analysis that Willie has prepared  
8 for us has been really useful in showing us that no  
9 matter what way you do this, you're going to be  
10 splitting some things. And we have really tried to  
11 couple up with alternatives that -- I mean, we've  
12 spent hours and hours trying to come up with  
13 alternatives doing those splits that make sense.  
14 That isn't to say that there aren't other ways to do  
15 them.

16           And I think the Mesa situation is a good  
17 example. I think we can approach the splits in Mesa  
18 from a result-oriented perspective and say that  
19 those splits result from trying to maintain the  
20 competitiveness of a district next to them or we can  
21 just fix that.

22           We can, you know, recognize that that's  
23 part of a holistic problem, that we have seen maps  
24 in which Mesa is in two districts. So it's really  
25 not a consequence of gathering the communities next

1 to them in a way that gives those people competitive  
2 congressional race.

3 CHAIRPERSON MATHIS: Mr. Desmond, can you  
4 zero in on the Metro Phoenix land? Then folks can  
5 see the situation.

6 So what I was talking about yesterday is,  
7 you know, could we start at the border of District 9  
8 as drawn and move east along Route 60 and just, you  
9 know, grab population in a way that allows us to  
10 obtain a district that is more contiguous within  
11 Mesa and we don't split it as much.

12 And then we've also talked a little bit  
13 about this issue with the Navajo Nation Human Rights  
14 Commission. And there may be some additional, you  
15 know, tweaking we would want to do there.

16 So I would like to hear from other  
17 commissioners as to how we might do this in a way  
18 that is meeting our constitutional criteria.

19 COMMISSIONER STERTZ: Madame Chair.

20 CHAIRPERSON MATHIS: Mr. Stertz.

21 COMMISSIONER STERTZ: The exercise that  
22 we went through yesterday had two criteria to it.

23 The exercise that we went through  
24 yesterday had two criteria to it. One, was the goal  
25 was to fill in the donut hole, which included

1 expanding the population in CD 4 because it was  
2 short a little over 200,000.

3 And the second was to design around a  
4 district that Commissioner McNulty had created that  
5 was, quote, unquote, competitive.

6 The issue of competitiveness, we're still  
7 on the bubble on because we are still looking at a  
8 very small data set and not inclusive of the '04 and  
9 '06 data, which is still being married together.

10 Would those -- if we would take out the  
11 second of those two criteria in filling in the donut  
12 hole, which I did last night, I redrew an entirely  
13 different map filling in the donut hole, which looks  
14 significantly different, which went through every  
15 single one of the constitutional criteria and came  
16 up with an entirely different design.

17 But by working around this district that  
18 sort of trickles it's way along for a particular  
19 reason -- and we know -- I sort of -- I really get  
20 to hesitate when I hear at the end of last night's  
21 meeting very adamantly opposing the concept of this  
22 map and then the very first start of today it's like  
23 let's approve this piece of it. I hesitate to even  
24 consider going that fast.

25 So I think that you are taking the right

1 approach, can we another way. The answer is we can  
2 find a couple of other ways. The idea of  
3 competition -- does competitive districts create a  
4 higher level of impact on the quality of the  
5 representatives that come out of those districts?

6 We know that. We know that when we've  
7 got -- when we've got predetermination coming out of  
8 primaries for who the elected official is going to  
9 be, we know that we have a weakened representation.

10 But to create a district and then to have  
11 to be forced to design around that district, which  
12 is a very creatively designed, that your -- the  
13 District 9 that Commissioner McNulty came up with  
14 was incredibly creatively designed.

15 There can be a lot of different  
16 speculation as to the reasons why that district was  
17 created. But you can back into the creation of that  
18 design with all kinds of support of, yes, that there  
19 is a light rail that connects it, yes there may be a  
20 community of interest because some people drive from  
21 here to there.

22 There may be some more darker interests  
23 or darker things that might come into play about why  
24 that district was created.

25 There are other -- other competitive

1 districts that can be created and designed within  
2 your donut. And I would like to take away from --  
3 take away the opportunity to say that if we go down  
4 the path of approving this created district, we can  
5 be rest assured that the darker reasons of that  
6 design are going to come forward.

7 And I don't think that we should have the  
8 opportunity to look at moving your concept forward a  
9 little bit more clearly.

10 VICE CHAIR HERRERA: Madame Chair.

11 CHAIRPERSON MATHIS: Mr. Herrera.

12 VICE CHAIR HERRERA: I would like to hear  
13 what those dark sinister reasons are.

14 CHAIRPERSON MATHIS: Yeah, let me also  
15 just jump in a minute because I want to just clear  
16 the record on what I had set out as framework on  
17 this EB map.

18 I had said, you know, I would like to see  
19 a map that has three border districts, two rural  
20 preserved majority-minority districts, preserve and  
21 keep Indian reservations hole to the extent possible  
22 and then finally, since we are creating a ninth  
23 district in this map due to our population growth  
24 over the last ten years, to create a competitive  
25 district.

1 I feel like that ninth district, that  
2 would be neat if it were, you know, set out as a  
3 competitive district.

4 As Ms. McNulty said, the preamble of this  
5 whole proposition is to create fair and competitive  
6 congressional and legislative districts.

7 And so to me, making that a goal is not a  
8 problem. It's kind of why we are here. And I agree  
9 that to build it, you have to do it in a way that  
10 isn't to the significant detriment of any other  
11 goals.

12 Ms. McNulty took that charge. She had  
13 created obviously her own donut hole area. And as  
14 part of that, created a competitive district.

15 A competitive district in our definition  
16 right now, at least what mine was in terms of giving  
17 everyone this charge, was just a district where no  
18 major party had a significant built-in advantage,  
19 and preferably no built-in advantage at all.

20 And based on the analysis that  
21 Mr. Desmond did on that district, on number 9, it's  
22 straight up competitive, 50/50, which I think is  
23 wonderful. I think America loves competition, and  
24 that is what we are about. And to have a district  
25 that we are creating new for the first time is not a

1 bad goal to have, to have that one be competitive  
2 and one that's winnable by either party, depending  
3 on the candidate and what people think of that  
4 candidate.

5           So I don't think there are dark and  
6 sinister forces afoot at all. I think all five of  
7 the commissioners are very hard working and are  
8 trying to do the best they can to balance six  
9 competing criteria equally and it is not simple.  
10 And we're also trying to take in all of the public  
11 input we are getting and incorporate that into the  
12 map too, to the extent practicable and all of these  
13 other phrases that are in the Constitution.

14           So, you know, I do take -- I take  
15 Mr. Stertz's comments a little -- I don't know how  
16 to phrase it, but I don't like that. I frankly  
17 don't think that that's a fair statement. And I  
18 like to think that we are all trying to do the best  
19 we can with what's in front of us.

20           So I would like to see if -- you know, I  
21 would be happy to see what you created. And if you  
22 created a competitive district, great. That would  
23 be interesting to put up there.

24           But I think that the framework that we  
25 set out, we were able to work with yesterday and

1 actually fill in that center and do it in a way that  
2 met the constitutional criteria.

3 So granted, there may be some better ways  
4 to do certain things. And I liked Mr. Freeman's  
5 comment yesterday where he said, you know, let us  
6 have the public tell us the error of our ways.

7 We're going on a road show with these  
8 draft maps for over two weeks and everyone can tell  
9 us all of the things that are wrong with it and what  
10 they think needs -- you know, if there was a  
11 neighborhood that got lopped off somewhere that  
12 needs to be with another census tract or census  
13 place, that, you know, we can make those adjustments  
14 and we will.

15 This is a draft map that we are trying to  
16 get input on. So it's certainly not the final  
17 answer, but it's -- I think it's a great start.

18 So you did pull up that for us, and I'm  
19 just curious -- maybe Mr. Freeman and Ms. McNulty,  
20 all of you, frankly, just looking at that District 5  
21 and 6 and wondering how we might do those  
22 differently if we wanted to make Mesa a more  
23 contiguous east/west-orientated district instead of  
24 having that line coming down the middle in 5 and 6.

25 COMMISSIONER STERTZ: Madame Chair.

1 CHAIRPERSON MATHIS: Mr. Stertz.

2 COMMISSIONER STERTZ: Just as a point of  
3 clarification, I said that I did not want the  
4 impression that there may be any, not that I was  
5 giving any examples of.

6 CHAIRPERSON MATHIS: Okay. Thank you.

7 COMMISSIONER STERTZ: In regards to this  
8 as a design -- I worked on this last night. And the  
9 only way that I could have this work was to go into  
10 9. And without being able to go into 9, it's  
11 extremely difficult unless you pull 5 further south  
12 and pull 6 further south, which puts more of  
13 Maricopa County into -- we end up splitting cities  
14 out in the West Valley.

15 So where you -- what ends up happening is  
16 that you start splitting Surprise, which we've been  
17 told by the mayor and council of Surprise and lots  
18 of testimony that they do not wish to be split,  
19 which, again, would be difficult to -- the reason to  
20 give justification why half of Surprise would be  
21 represented by the same representative that's  
22 representing the west side of the state and so and  
23 so forth.

24 CHAIRPERSON MATHIS: It may be --

25 COMMISSIONER STERTZ: So it ends up --

1 everywhere you try to go, there's -- unless we've  
2 got the opportunity to move into 9, we end up with  
3 less and less options.

4 CHAIRPERSON MATHIS: Maybe what we should  
5 talk about is the Navajo Nation Human Rights  
6 Commission piece first and get that dealt with and  
7 see what commissioners think on trying to bring in  
8 the Ak-Chin and Gila communities into District 1 and  
9 what that would do to the map.

10 Mr. Desmond, can we sort of take a look  
11 at some of that?

12 WILLIE DESMOND: We can take a look at  
13 that.

14 I'm just wondering -- on here it looks  
15 like Ak-Chin is kept with Tohono O'odham.

16 CHAIRPERSON MATHIS: Oh, is it?

17 WILLIE DESMOND: I believe so. Okay.

18 COMMISSIONER MCNULTY: I think that's  
19 what Mr. Gorman had said yesterday that they were  
20 going to propose. And I'm --

21 WILLIE DESMOND: So we would just be  
22 moving the Gila River.

23 CHAIRPERSON MATHIS: Okay. Great.

24 MR. KANEFIELD: All right. So taking the  
25 Gila River Reservation and adding it to District 1

1 from District 3 shifts about 11,765 people over.

2 VICE CHAIR FREEMAN: It looks like you  
3 grabbed Gold Canyon as well.

4 WILLIE DESMOND: Grabbed where?

5 VICE CHAIR FREEMAN: Or is that color  
6 scheme? It looks like Gold Canyon is the same color  
7 as the --

8 WILLIE DESMOND: I think that's just the  
9 color scheme.

10 VICE CHAIR FREEMAN: Okay.

11 COMMISSIONER MCNULTY: How many people is  
12 that, Mr. Desmond?

13 WILLIE DESMOND: That's about 11,765.  
14 Not about, it is 11,765.

15 COMMISSIONER MCNULTY: Okay.

16 WILLIE DESMOND: It doesn't necessarily  
17 impact -- there's few more areas that are then  
18 affected. In Coolidge, 11 people.

19 The district is still contiguous when you  
20 do that, but now District 3 needs to make up  
21 population. So the easiest would be to take it  
22 right back from 1 but we could also kind of, you  
23 know, kind of pass it along.

24 So I guess places 3 could pick up --  
25 where it runs along the border of 1 would be down

1 here in Casa Grande or Maricopa or some of the  
2 unincorporated areas down in there.

3 COMMISSIONER STERTZ: Madame Chair.

4 CHAIRPERSON MATHIS: Mr. Stertz.

5 COMMISSIONER STERTZ: We can achieve many  
6 of these goals but we are breaking out of your donut  
7 hole. So if you're giving us the opportunity to  
8 branch out of the donut hole, then we can achieve  
9 some of the goals that you have.

10 CHAIRPERSON MATHIS: Yeah, I guess it  
11 would depend on the definition of branch out.

12 Where and what?

13 COMMISSIONER STERTZ: Well, we're out of  
14 the donut hole now.

15 CHAIRPERSON MATHIS: That's right.

16 COMMISSIONER STERTZ: You've given  
17 direction to make that move. So what ends up  
18 happening is that -- because I've gone through this  
19 exercise -- is once you start rotating down, you  
20 create a district that moves its way -- allows Mesa,  
21 Gold Canyon, Apache Junction to actually connect,  
22 allows the 60 to connect, brings the district down  
23 south.

24 Instead of using the area that was just  
25 added to 1, it becomes an extension of 5 and goes

1 into Pinal County. And it actually works. Works  
2 for communities of interest, it works for  
3 transportation corridors.

4 CHAIRPERSON MATHIS: Okay. Do you want  
5 to walk us through what those are? Just tell that  
6 again.

7 WILLIE DESMOND: Should I undo this  
8 change to the Ak-Chin? Not that Ak-Chin, the Gila  
9 River or is that the first step --

10 CHAIRPERSON MATHIS: No. What do people  
11 think about the Gila River Indian Reservation?

12 COMMISSIONER MCNULTY: I think it makes a  
13 lot of sense. I also think that's something we  
14 could do in the public comment period because I am a  
15 little concerned that even though it appears to be a  
16 small change, we could spend the day kind of trying  
17 to figure it out and then we're going to get a lot  
18 of public comment and -- I do think it brings us off  
19 our parameters, and the parameters that you designed  
20 were designed to get us a map done.

21 VICE CHAIR HERRERA: Madame Chair.

22 CHAIRPERSON MATHIS: Mr. Herrera.

23 VICE CHAIR HERRERA: I agree. You had  
24 asked us to work on that donut hole. What I don't  
25 want to do -- and I actually agree with Commissioner

1 Stertz, even though this change -- I probably would  
2 tend to agree with this change, I would suggest that  
3 we not make the change now and start focusing on  
4 completing the middle of the map and agreeing there  
5 and then when we do the bring this up to the second  
6 round public comments, let those comments be heard.

7 Because we're still going to make changes  
8 to the map.

9 CHAIRPERSON MATHIS: Uh-huh. No  
10 question.

11 VICE CHAIR HERRERA: And what I don't  
12 want to do is start making changes that will change  
13 everything else around the area that was already  
14 created and then have to mess again with the inside.

15 So I'm fine with taking those comments  
16 into consideration and then just go back, as had you  
17 directed, just finishing the middle and then going  
18 forward with the legislative map.

19 COMMISSIONER STERTZ: Madame Chair.

20 CHAIRPERSON MATHIS: Mr. Stertz.

21 COMMISSIONER STERTZ: The idea about  
22 following public comment and the amount of --  
23 volumes of input that we received both in writing  
24 and in verbal testimony, certainly did not create a  
25 single map. We know that. We know that we'll have

1 public comment that -- we've heard public comment  
2 that Flagstaff wants to be in the west district,  
3 we've heard public comment that Flagstaff wants to  
4 be in the east, we've heard comment that Pinal wants  
5 to be -- you know, have areas together. We have  
6 heard comment that we can -- we're going to have to  
7 decide on which public comment that we are going to  
8 apply to.

9           But this donut hole that was created to  
10 fill in is -- and the one competitive district  
11 within that donut whole certainly does not recognize  
12 all of the public comment and all of the communities  
13 of interest that we have heard testimony and were  
14 given counsel about.

15           So we are going at this, and I'm  
16 concerned that we're designing this on a  
17 results-oriented process. And we've now designed  
18 it, we filled in the donut hole. We've given it a  
19 competitive district and we can sort of back into  
20 the communities of interest that we have to be able  
21 to justify the design, but I don't like that --  
22 personally, I don't like that process. And because  
23 we are working within these fixed perimeter lines,  
24 this is the result that takes place.

25           And if we are going to stay within those

1 lines and if that's the direction of the chair to be  
2 able to have this move forward, then that's the  
3 direction of the chair because we're going to end up  
4 having a split on that thinking process.

5 I happen to -- we went through the  
6 exercise yesterday and if we are not going to be  
7 able to look at other things -- we just heard  
8 testimony today from someone that has been giving  
9 testimony to this Commission for the last six months  
10 making a request.

11 And -- but again, it would be breaking  
12 out of the parameters of what you gave.

13 VICE CHAIR HERRERA: Madame Chair.

14 CHAIRPERSON MATHIS: Mr. Herrera.

15 VICE CHAIR HERRERA: When I think both  
16 Commissioner Freeman and Stertz have used the  
17 results-oriented process I would say the same thing  
18 about the three borders. I think we are backing  
19 into that. Commissioner Stertz, from the beginning,  
20 even before we started drawing maps, he already knew  
21 he wanted three border districts.

22 So I would -- he talks about that but  
23 he's -- I can easily accuse him of that and have  
24 justification.

25 The map that was created -- or that

1 district that was created, District 9, which makes  
2 it the only competitive district in Maricopa County,  
3 was created based on public comments.

4 Now, we can't take everyone's comments  
5 into account. But we can do our best, but as you  
6 know, Commissioner Stertz, there are so many  
7 competing communities of interest. It would be nice  
8 to be able to create a district for every community  
9 of interest but that's not possible and you know  
10 that.

11 COMMISSIONER STERTZ: Of course.

12 VICE CHAIR HERRERA: Wait. I'm not done.

13 What we need to do is just do our best.  
14 Do our best to use the six criteria and create fair  
15 and competitive maps.

16 So when you say that we're backing into  
17 this or -- you're not -- you're not telling the  
18 whole picture. You're not telling the whole story.

19 Commissioner McNulty has been working  
20 really hard on the maps, as well as Freeman and us  
21 too, but you got to understand that we're doing the  
22 best we have with all of the information we have.

23 So I respectfully disagree with you. I  
24 think we can come with, up at a minimum, one  
25 competitive district in Maricopa County. I would

1 prefer four total, but that's -- the way this map  
2 was drawn, it's not going to be possible.

3 COMMISSIONER STERTZ: Madame Chair.

4 CHAIRPERSON MATHIS: Mr. Stertz.

5 COMMISSIONER STERTZ: Then I'll go to --  
6 Linda -- Commissioner McNulty, if you wanted to jump  
7 in, fine, but I wanted to clear something up on the  
8 three border districts.

9 Just so that everybody is very clear  
10 about how the three border districts started.

11 We have a -- we are constitutionally  
12 mandated to create a grid map. From the grid map  
13 that we created, we actually chose a very complex  
14 process. It was incredibly scientific. We flipped  
15 a coin and then we flipped a coin again and then we  
16 flipped a coin again to decide on looking at a grid  
17 map of how it was going to start.

18 The grid map that was approved by all  
19 five commissioners to move forward on --

20 VICE CHAIR HERRERA: Actually, I didn't  
21 vote for it.

22 COMMISSIONER STERTZ: -- had three border  
23 districts.

24 You did not vote for it. That's correct.  
25 You did not vote for it.

1           Had three-border districts. It was based  
2 solely on -- and there was no question that I have  
3 had my thoughts from the very beginning about the  
4 concept to approach three border districts.

5           That was prior to the flipping of the  
6 coin which got us to a grid map design that actually  
7 gave us the original criteria.

8           We are mandated by design of the  
9 Constitution to take that grid map and to make  
10 adjustments to those lines based on six criteria of  
11 which competitiveness has equal weight as long as it  
12 does not bear detriment -- significant detriment to  
13 the other five. That's the order that we are  
14 required to follow.

15           So that's where it began. Okay? And  
16 that's where we are getting to right now. So I just  
17 want to make sure that we got that cleared up.

18           COMMISSIONER MCNULTY: Madame Chair.

19           VICE CHAIR HERRERA: Can I correct him  
20 real quick? I just want to correct very politely.

21           COMMISSIONER STERTZ: I'm not sure that  
22 there is anything there that you can correct.

23           CHAIRPERSON MATHIS: Mr. Herrera.

24           VICE CHAIR HERRERA: As I said, I didn't  
25 note for this map, this grid map --

1 COMMISSIONER STERTZ: That is correct.

2 VICE CHAIR HERRERA: -- and to say this  
3 was a fair process -- we created two grid maps. Two  
4 grid maps were looked at. Both grid maps had three  
5 border districts. And you've been lobbying pretty  
6 much everyone since the -- probably before you were  
7 nominated for this, probably since you were a baby,  
8 that you wanted three border districts.

9 And to say this was a fair process, to  
10 say that I was given any choices is incorrect. We  
11 had two grid maps that were drawn that had three  
12 borders. We didn't have an option.

13 So we already -- I think the people that  
14 are opposed to the three border districts were  
15 already at a disadvantage.

16 So I'm going to respectfully disagree  
17 with you and I think Commissioner McNulty would like  
18 to speak.

19 COMMISSIONER STERTZ: Madame Chair, I  
20 guess it was the flip of a coin that presided. It  
21 was a flip of a coin that designed -- that created  
22 the glimmer in my father's eye.

23 CHAIRPERSON MATHIS: Ms. McNulty.

24 COMMISSIONER STERTZ: So thank for  
25 letting me know why I have been placed on the

1 planet.

2           COMMISSIONER MCNULTY:  Madame Chair, you  
3 know, the three border districts kind of makes me  
4 think about the fact that -- we've heard dueling  
5 perspectives here on multiple representation.  I  
6 mean, over and over again we've heard the themes  
7 keep us whole, we only want one representative as  
8 opposed to we want three border districts, we want  
9 three representatives to increase the strength of  
10 the representatives.

11           One thing that I kind of liked about the  
12 river district map and the fact that Oro Valley and  
13 Saddlebrooke and Marana would have been with the  
14 I-10 corridor cities, is that it would have given  
15 Metro Tucson three congressional representatives.  
16 And I thought that would have been a good thing.

17           I'm just looking now at the population of  
18 the city of Tucson as compared to the population  
19 city of Mesa and they aren't all that different.  
20 Mesa has almost a half a million people.

21           So, you know, I'm not sure that having  
22 three congressional voices for Mesa is necessarily  
23 that horrible a thing.  You know, I'm sure during  
24 the comment public period Mesa will have a lot of  
25 thoughts, as will everyone else, and there may be

1 perspectives on another way to do this.

2 But again, you know, that's another thing  
3 that we could address in the public comment period.

4 I mean, there is a way to move that now.  
5 I'm sure we could put -- there's a square that I can  
6 see there that includes North Mesa, the north part  
7 of East Mesa, the balance of Chandler and Sun Lakes  
8 and Queen Creek -- or much of Queen Creek.

9 Once we do that, we got to figure out how  
10 to balance the population in Northeast Mesa that  
11 we've taken out of the district above it and then I  
12 suspect we'd have to take San Tan Valley with Apache  
13 Junction, Gold Canyon kind of move them around to  
14 the other side and then back out some population.  
15 We could do that. I mean, that's another way to do  
16 it and I think that's more or less the way it was  
17 done on the river district map, not to damn the idea  
18 of praise.

19 But, I mean, that would be one way to do  
20 it, but I don't think it's unreasonable at all, you  
21 know, to think that Mesa would have three  
22 congressional districts.

23 The other thing about one congressional  
24 representative after another all down the line, I  
25 mean, there are three and a half million people in

1 Phoenix and they are fairly close together. So  
2 there are going to be a lot of congressional  
3 representatives. This isn't rural Arizona, it's the  
4 densely populated Arizona.

5 And the last thing I say is, again, there  
6 are three and a half million people in Phoenix. It  
7 can't be -- we are talking about how we can't --  
8 it's not proper to build around a competitive  
9 district.

10 But the reality is three and a half  
11 million people deserve one competitive district and  
12 all we're doing is saying that folks are going to  
13 have a completely level playing field in this  
14 district to encourage people from both parties, all  
15 parties, to come out and have a fair chance of  
16 providing the Metro Phoenix area with a race in  
17 which all of the issues are fully, you know, vetted  
18 and argued.

19 I think that's a really good and  
20 important thing, and I think in a city of three and  
21 a half million people, to suggest that what we  
22 should be doing is spreading out all of the  
23 Republicans so that all of the districts are  
24 Republican leaning or safe Republican, that's just  
25 wrong. That's not what we should be doing.

1           So in sum, I think -- I don't think  
2 there's anything wrong with the way it is right now  
3 and it will probably get fixed in public comment,  
4 whether we take the rest of today to fix it or not,  
5 folks will come on it.

6           VICE CHAIR FREEMAN: Madame Chair.

7           CHAIRPERSON MATHIS: Mr. Freeman.

8           VICE CHAIR FREEMAN: The Constitution  
9 also doesn't say to pack Republicans into heavily  
10 Republican stacked districts either.

11          COMMISSIONER MCNULTY: But, Mr. Freeman,  
12 that --

13          VICE CHAIR FREEMAN: Excuse me.

14          COMMISSIONER MCNULTY: I'm sorry, I have  
15 to interrupt you because you keep saying that.

16          The inverse of that is that you spread  
17 Republicans out in a way that ensures that there are  
18 no competitive districts. And that is not what we  
19 are supposed to be doing.

20          VICE CHAIR FREEMAN: We are supposed to  
21 be following constitutional requirements that  
22 require us --

23          COMMISSIONER MCNULTY: Favor competitive  
24 districts.

25          VICE CHAIR FREEMAN: To the extent --

1 there's no significant detriment to the other five  
2 goals. And once, lost in that was respect for  
3 municipal and county boundaries.

4 Tucson is a big city. It's only split  
5 once. That would be a minimal split. That would be  
6 following the Constitution.

7 Phoenix is a very large city. It's going  
8 to have to be split for a variety of reasons, Voting  
9 Rights Act concerns, and because there's just too  
10 many people. So at least we try to minimize the  
11 splits.

12 But there's no reason why Mesa needs to  
13 be carved up in three ways. You may say, well, it's  
14 nice, they have three congressmen, but the  
15 Constitution doesn't talk about that. It talks  
16 about respecting municipal boundaries. So I think  
17 we need to try to minimize splits.

18 As to the map we're trying to develop,  
19 the Constitution calls it a draft map. But to me,  
20 that doesn't mean sort of a rough draft that we're  
21 just very amorphous and we're going to change.

22 To me it means is what we are putting out  
23 to the people as a proposed map and it builds into  
24 it. Otherwise, we're kind of wasting our time  
25 getting the public comment on these lines, if they

1 are really kind of flexible.

2           It builds into it sort of a presumption.  
3 This is the map. Now public come out, show us the  
4 error of our ways. It puts the burden on the public  
5 to push the Commission off the lines because now the  
6 Commission sort of has a vested interest in the way  
7 the lines have been laid out because we've spent all  
8 of this time developing it.

9           So I think we need to work -- to me, I  
10 think we need to work a little harder on shaping up  
11 this map, at least before I can support it as going  
12 out as the draft map. And that may mean -- to me,  
13 one thing that comes to mind is the split of Mesa.  
14 Can we eliminate that split? Can we address the  
15 carving up of other -- like Pinal County. The  
16 carving up of Pinal County.

17           You know, the Constitution has the to the  
18 extent practicable language in there. Maybe some  
19 things have to yield because it's just not possible,  
20 but I don't think we've really explored all of the  
21 possibilities.

22           And if we haven't, then how do we ever  
23 really know whether creating the competitive  
24 district has caused a significant detriment to  
25 achieving of the other goals if we don't know how

1 the other goals really can be achieved. We're sort  
2 of operating in a vacuum.

3 As for specific suggestions as to what to  
4 do about the Mesa population, maybe there's some  
5 way. Maybe San Tan Valley can go into CD 1, and I  
6 think that I want to say 84,000. I don't think that  
7 closes the gap, but it brings us pretty close to  
8 closing the gap. And maybe then CD 9 -- it would be  
9 a small adjustment to CD 9 to close the gap.

10 Now CD 1 is going to be overpopulated but  
11 it could shed -- we could find somewhere else to  
12 where it could shed population. Possibly up north  
13 to CD 4, and that would allow us to perhaps back CD  
14 4 off the West Valley a little bit.

15 It also would allow both the rural  
16 districts on the east and the west of the state to  
17 share in what populations -- a percentage basis,  
18 what populations they need to take from the Phoenix  
19 metro area.

20 That's one thought.

21 COMMISSIONER MCNULTY: Madame Chair, I  
22 just had an idea. Could we just try something?

23 This has to be offline because we don't  
24 want to change anything that we are doing on this  
25 map.

1 WILLIE DESMOND: I can always go back to  
2 where we were yesterday.

3 COMMISSIONER MCNULTY: Okay.

4 WILLIE DESMOND: I'm going to undo the  
5 changes to the Gila River.

6 COMMISSIONER MCNULTY: All right. That's  
7 a good view of it there.

8 Okay. Step number one would be to move  
9 the line that's the north boundary of District 5 to  
10 follow the Salt River Indian Community.

11 How much population is in that little  
12 area?

13 WILLIE DESMOND: There is 151,000 people.

14 COMMISSIONER MCNULTY: Okay.

15 WILLIE DESMOND: Then there's a little  
16 corner here I would have to go to.

17 152,000.

18 COMMISSIONER MCNULTY: Okay. So we're  
19 going to make that part of District 5.

20 WILLIE DESMOND: Okay.

21 COMMISSIONER MCNULTY: So now we're going  
22 to come south and we're going include all of -- now,  
23 do we have some of Mesa in District 4?

24 WILLIE DESMOND: I don't believe so, no.

25 COMMISSIONER MCNULTY: Okay. So if we

1 include -- we've got all of Mesa now, we've got the  
2 rest of Chandler, we've got Sun Lakes, we've got  
3 Gilbert.

4 If we -- and then let's come into Queen  
5 Creek as much as we need to to get our population.

6 WILLIE DESMOND: You mean to give it up?

7 COMMISSIONER MCNULTY: Yes, exactly.

8 WILLIE DESMOND: So remove the San Tan  
9 Valley and stuff?

10 COMMISSIONER MCNULTY: Yes. And if we  
11 need to, some of Queen Creek and put that with  
12 Apache Junction and Gold Canyon.

13 WILLIE DESMOND: Put that with 4?

14 COMMISSIONER MCNULTY: Yes.

15 VICE CHAIR FREEMAN: So this is  
16 essentially a boundary of the river district map  
17 you're re-creating. You're putting those people in  
18 with Buckeye and Bullhead City and the Colorado  
19 River area.

20 COMMISSIONER MCNULTY: Yes, I think that  
21 is -- I mean, I'm not if that's the river district  
22 map. I know --

23 VICE CHAIR FREEMAN: It might not be  
24 exactly the way it looked, but pretty close.

25 WILLIE DESMOND: So if I -- that takes 93

1 -- or 94,000 people out.

2 COMMISSIONER MCNULTY: Okay.

3 WILLIE DESMOND: So I'll go into Queen  
4 Creek next.

5 COMMISSIONER MCNULTY: All right. And  
6 how much do we need to -- I'll let you keep going  
7 until we get pretty close to --

8 WILLIE DESMOND: You need to get about  
9 57,000 more.

10 Okay. With Queen Creek, that's about  
11 30,000 more.

12 Now, I guess District 5 still needs to  
13 give up some more population, so we can do that  
14 either in Gilbert, Mesa or -- it's giving it to 4.  
15 Maybe some of the unincorporated areas crossing East  
16 Mesa. I don't know if that's --

17 COMMISSIONER MCNULTY: Let's just try  
18 that. I mean, we would have to -- I don't know the  
19 answer to this question.

20 WILLIE DESMOND: So something like that  
21 would take about 27,000, but you are taking portions  
22 of Mesa again.

23 COMMISSIONER MCNULTY: For the purpose of  
24 this exercise, let's just do that to equalize the  
25 population.

1 WILLIE DESMOND: Okay.

2 COMMISSIONER MCNULTY: So now how  
3 overpopulated is 4?

4 WILLIE DESMOND: Now 4 is 152,000  
5 overpopulated.

6 COMMISSIONER MCNULTY: And what about 6?

7 WILLIE DESMOND: 6 is about 154,000  
8 underpopulated.

9 COMMISSIONER MCNULTY: Okay. Can we  
10 balance those out?

11 WILLIE DESMOND: Yes. So you have some  
12 options. 6 can either go into, like, the  
13 unincorporated areas of Maricopa County or 6 could  
14 take part of 8, which then would take some from the  
15 western boundary.

16 COMMISSIONER MCNULTY: To me -- well,  
17 either of those makes sense, but I think it makes  
18 sense for 6 to take part of 8 because we've --

19 CHAIRPERSON MATHIS: Right.

20 WILLIE DESMOND: Well, Scottsdale is  
21 currently split several times.

22 COMMISSIONER MCNULTY: Yeah, so let's fix  
23 that.

24 WILLIE DESMOND: Or else the other -- I  
25 don't want to put words -- the other idea would be

1 to take it from Phoenix, basically.

2 COMMISSIONER MCNULTY: I think my choice  
3 would be to fix the Scottsdale split as a start.

4 WILLIE DESMOND: So that takes about --  
5 now 6 still needs to make up 138,000. And you can  
6 grab that from 8 probably, still. It took a little  
7 bit from 4 just to get that top part of Scottsdale.

8 COMMISSIONER MCNULTY: Okay.

9 WILLIE DESMOND: So I guess you'd  
10 probably would want to go through Phoenix. Would  
11 you prefer, like, the northern part up in Carefree,  
12 Cave Creek or would you prefer to go through and  
13 extend the lower boundary?

14 Where would you like to start moving  
15 over?

16 COMMISSIONER MCNULTY: Well, my first  
17 thought is just east to west. I mean, we've got --  
18 it looks like we have some of Central Phoenix that  
19 is --

20 WILLIE DESMOND: Just one second while  
21 this thinks. I'll cancel it.

22 Okay. So I'll show you kind of your  
23 options.

24 You can start grabbing in this area.

25 COMMISSIONER MCNULTY: Okay.

1 WILLIE DESMOND: You could grab down here  
2 or you could grab, you know, these areas up here if  
3 they fit better.

4 So does the middle make more sense or the  
5 top?

6 COMMISSIONER MCNULTY: Well, let's see.  
7 We've got a little -- what, have we got a little bit  
8 of -- let's go west a little bit.

9 So we've got a little bit of -- is that  
10 -- what's between Phoenix and Sun City there --

11 CHAIRPERSON MATHIS: Yeah, that he seems  
12 good, to kind of clean up that border there.

13 COMMISSIONER MCNULTY: Just kind of clean  
14 that up there.

15 CHAIRPERSON MATHIS: Go up to the Sun  
16 City border.

17 WILLIE DESMOND: Okay. I'll start there.  
18 That adds about 42,000. Should I accept  
19 that change?

20 COMMISSIONER MCNULTY: I would say yes  
21 for purposes of discussion.

22 And what do we need?

23 WILLIE DESMOND: Now you need about 96.  
24 I would think just from the look of it, it might  
25 make sense to try take from right here to try to

1 improve the compactness.

2 COMMISSIONER MCNULTY: Okay.

3 WILLIE DESMOND: I think you'll still  
4 need to add more.

5 COMMISSIONER MCNULTY: Okay.

6 WILLIE DESMOND: But if there's areas  
7 that I'm not understanding, let me know.

8 So that would take about 42,000 right  
9 there.

10 COMMISSIONER MCNULTY: Okay.

11 WILLIE DESMOND: And now I guess the  
12 question is, do you want to grow down here and go up  
13 or would you rather take Cave Creek, Carefree and  
14 put those with Scottsdale and the other areas over  
15 there?

16 COMMISSIONER MCNULTY: This is just  
17 instinct, but to me, it makes sense to keep the kind  
18 of new growth areas together and to gather into 6  
19 more of the central part of Phoenix.

20 WILLIE DESMOND: Okay.

21 COMMISSIONER MCNULTY: So --

22 WILLIE DESMOND: I'll just start -- we  
23 need to make up 54,000. That's about 51,000.  
24 That's 55. There is some areas that are unassigned  
25 that we can go fix.

1           But if I accepted something like that,  
2 now District 6 is a little overpopulated.

3           Let me just make sure I clean these areas  
4 up. That's an noncontiguous area and then that's  
5 another one right over her. It will probably go  
6 with 4.

7           Okay. So now District 8 is about 153,000  
8 underpopulated and District 4 is about 150  
9 overpopulated.

10           COMMISSIONER MCNULTY: So we need to  
11 exchange population between 4 and 8; is that right?

12           WILLIE DESMOND: Correct.

13           COMMISSIONER MCNULTY: Okay. Well, let's  
14 start in the northwest and -- I'm sorry, which is  
15 which?

16           WILLIE DESMOND: So 4 is the western  
17 river district.

18           COMMISSIONER MCNULTY: But which is  
19 underpopulated and which is over?

20           WILLIE DESMOND: 8 is underpopulated. So  
21 8 needs to throw out a little bit. Give some up.

22           COMMISSIONER MCNULTY: Okay. And we --  
23 right now we have San Tan Valley, Queen Creek, Gold  
24 Canyon and --

25           WILLIE DESMOND: Yes, San Tan and Queen

1 Creek are all in 4.

2 COMMISSIONER MCNULTY: Okay. And Queen  
3 Creek is in two counties, right?

4 WILLIE DESMOND: Queen Creek is in two  
5 counties. It's kept whole here. In District 4 it  
6 goes into that little corner of Maricopa down there.

7 COMMISSIONER MCNULTY: So they are in  
8 District 4 and what we have to do is balance out --  
9 take equal population for what we've added there  
10 from 4 on the west side and put it in 8; is that  
11 right?

12 WILLIE DESMOND: Yes.

13 COMMISSIONER MCNULTY: Okay. Would you  
14 do that?

15 WILLIE DESMOND: Sure.

16 COMMISSIONER MCNULTY: And, you know, I  
17 would say start with what appeared to be growth  
18 areas in the more populated portions of 4 outside  
19 the city boundaries.

20 Where is Luke Air Force Base?

21 WILLIE DESMOND: I believe that's right  
22 here.

23 COMMISSIONER MCNULTY: Yeah, I think that  
24 we want to --

25 WILLIE DESMOND: I think that's currently

1 with -- currently with District Number 8.

2 COMMISSIONER MCNULTY: Okay. So maybe we  
3 want to pull in the bedroom communities of Luke into  
4 8.

5 WILLIE DESMOND: So just taking some kind  
6 of rough cuts at it.

7 So pulling in Citrus Park, that takes  
8 about 15,000.

9 COMMISSIONER MCNULTY: Do we want to take  
10 a break while Mr. -- I know Mr. Freeman wanted a  
11 break while Mr. Desmond does this?

12 CHAIRPERSON MATHIS: How about we take a  
13 ten-minute break.

14 It's 10:30.

15 WILLIE DESMOND: The one thing is I will  
16 want some direction on where to make up the rest.  
17 So if you want to take a break, we can come back to  
18 this in a couple minutes.

19 CHAIRPERSON MATHIS: Yeah, I think --

20 COMMISSIONER MCNULTY: That sounds good.

21 CHAIRPERSON MATHIS: -- we'll take a  
22 break. It's 10:30 and we'll go into recess.

23 (A recess was taken from 10:30 a.m. to  
24 10:49 a.m.)

25 CHAIRPERSON MATHIS: We'll enter back

1 into public session. Recess is over. The time  
2 10:49 a.m., and we were in the midst of making  
3 changes. We're on agenda item 3, making changes to  
4 the congressional draft map.

5 And I think Mr. Desmond was working  
6 through some things in the East Valley area.

7 Now we've moved on from that and are  
8 balancing population elsewhere to adjust for those  
9 changes.

10 COMMISSIONER MCNULTY: So, Mr. Desmond,  
11 what I was asking was that you incorporate those  
12 communities west of Phoenix and west of North  
13 Phoenix and go as far to the county line as you need  
14 to go to consolidate those areas around Luke Air  
15 Force Base with Maricopa County.

16 WILLIE DESMOND: So we need to make up  
17 138,000 people.

18 COMMISSIONER MCNULTY: And we're staying  
19 within the donut; is that correct?

20 WILLIE DESMOND: I'm not -- I don't think  
21 we're within -- it's dealing with District 4, which  
22 is the western district.

23 COMMISSIONER MCNULTY: Okay. Which is --  
24 yeah, okay. All right.

25 WILLIE DESMOND: It's the areas yesterday

1 where we were kind of --

2 COMMISSIONER MCNULTY: It's that open  
3 area that we were trying to bring 4 into.

4 WILLIE DESMOND: So if you take  
5 everything in Western Maricopa and add it to 8, you  
6 come at out just about what you need, 137,367 and  
7 you need 138,239.

8 COMMISSIONER MCNULTY: Okay.

9 WILLIE DESMOND: So I'll accept that and  
10 show you what it looks like.

11 COMMISSIONER MCNULTY: And we're not  
12 changing 3 at all?

13 WILLIE DESMOND: 3 is not affected by  
14 this, no.

15 So now District 4 is slightly  
16 underpopulated by about 2,000 people. And the  
17 districts that are overpopulated are 6 and 7. So 4  
18 would probably have to grab about that 2,000 from 6  
19 somewhere up here and then 6 would have to take a  
20 thousand of that and grab it from 7 or something is  
21 probably how that would work.

22 COMMISSIONER MCNULTY: Does it have to be  
23 -- I mean, it could be anywhere long that north --  
24 it could be -- oh, I see, yeah.

25 WILLIE DESMOND: But they are close.

1 Those are relatively small tweaks.

2 COMMISSIONER MCNULTY: Okay.

3 WILLIE DESMOND: Like that last move  
4 didn't move any people. That just cleaned up the  
5 line.

6 COMMISSIONER MCNULTY: That's too bad.

7 What's the little blue area north of the  
8 Fort McDowell?

9 WILLIE DESMOND: Okay.

10 COMMISSIONER MCNULTY: How many people in  
11 Rio Verde?

12 WILLIE DESMOND: So if we -- so in this  
13 case if 4 took about 2,000 --

14 COMMISSIONER MCNULTY: What's that  
15 unincorporated census tract there?

16 WILLIE DESMOND: I'll grab some of those.

17 That's 200. That's 344. That's about  
18 1100, which gets you a little over halfway there.

19 I don't -- just wanted to make sure I  
20 didn't split that little chunk off.

21 I mean, you could take this area right  
22 here and see what that is.

23 COMMISSIONER MCNULTY: Okay.

24 WILLIE DESMOND: Doesn't add -- it's only  
25 four people, so it doesn't add many.

1           COMMISSIONER MCNULTY:  Let's not do it,  
2 then.

3           What about Rio Verde?

4           WILLIE DESMOND:  If did we that, that's  
5 about 1700 people.

6           COMMISSIONER MCNULTY:  So that's too  
7 much.

8           WILLIE DESMOND:  Well, no, we need to  
9 take about 2,000.

10          That's too much.  Let me go back.

11          I hope those four people are watching and  
12 know we're --

13          So we could take a portion of Rio Verde.  
14 If we do accept this change, I'll show you what it  
15 does to it.

16          So now District 4 needs to make up about  
17 900 people.

18          COMMISSIONER MCNULTY:  When you say "make  
19 up" -- I'm sorry.

20          WILLIE DESMOND:  It needs to get 900 more  
21 people.

22          I'm just looking at it -- Districts 1 and  
23 3 need to -- if we didn't want to touch stuff in  
24 Maricopa, other districts that 4 touches would be --

25          COMMISSIONER MCNULTY:  We're not going to

1 touch anything outside of the donut.

2 WILLIE DESMOND: Well, I'm saying 3 needs  
3 to go up, like, 470 people. So there is some  
4 small --

5 COMMISSIONER MCNULTY: We don't need to  
6 do that right now.

7 WILLIE DESMOND: So I think for the  
8 purposes of this, 4 being about 940 short --

9 COMMISSIONER MCNULTY: Okay.

10 WILLIE DESMOND: -- is probably a safe  
11 margin.

12 COMMISSIONER MCNULTY: Okay. So we're --

13 CHAIRPERSON MATHIS: And 7 is a little  
14 over a thousand over?

15 WILLIE DESMOND: 7 is a little over a  
16 thousand over, yes.

17 So 8 would need to get a little from 7 or  
18 2 -- 2 is -- so there are going to be some small  
19 line changes but nothing you would do at, like, the  
20 tract level or probably even the block group level.  
21 It would be individual census blocks at this point.

22 COMMISSIONER MCNULTY: So for draft  
23 purposes --

24 WILLIE DESMOND: Well, if it was going to  
25 be the official draft map, I would recommend we go

1 down to a zero population deviation.

2 COMMISSIONER MCNULTY: But these are  
3 things that you could look and kind of make  
4 recommendations to us? Because, for example, 7, we  
5 have to be -- that's the Voting Rights Act district,  
6 so we have to be very careful about how we do  
7 anything there.

8 WILLIE DESMOND: I'm sure there's some  
9 areas around the edges where we could clip blocks  
10 and make it even stronger Voting Rights Act.

11 COMMISSIONER MCNULTY: It might be good  
12 if you could spend some time looking at that time,  
13 if this is something that we pursued. I wouldn't  
14 suggest we spend the next four hours doing it.

15 WILLIE DESMOND: Okay.

16 VICE CHAIR HERRERA: Madame Chair.

17 CHAIRPERSON MATHIS: Mr. Herrera.

18 VICE CHAIR HERRERA: So this is just a  
19 procedure. So if Willie -- Mr. Desmond makes some  
20 changes, what's going to -- is he going to bring  
21 those changes back to the Commission for approval  
22 and then maybe Freeman is going to have his own  
23 ideas? How is that going to work?

24 What I want to do is move forward either  
25 way. I mean, I want to be able to finish this map

1 and start with the legislative map since we -- I  
2 think we agreed to start the second round of  
3 hearings on the 10th or 11th. That's coming up in a  
4 little over a week, which is -- I suspect we will  
5 need at a minimum a full week to just concentrate on  
6 the legislative map. So what I want to do is finish  
7 this.

8 CHAIRPERSON MATHIS: Yeah, I agree with  
9 you.

10 Mr. Freeman.

11 COMMISSIONER FREEMAN: Madame Chair, not  
12 to rain on anyone's parade and not to cause offense,  
13 but that's one ugly looking map. And if you notice,  
14 the only trade-off that seems to be contemplated  
15 here to sort of salvage -- this is all at the  
16 expense of this District 9, to salvage that  
17 district, is to put these Pinal County and Southeast  
18 Valley communities into CD 4.

19 It's now looking more and more like the  
20 river district map. If I was as nice as  
21 Commissioner Herrera was yesterday in calling it the  
22 Republican map, I would be calling it the Democratic  
23 map right now and I would be able to with this laser  
24 pointer, actually point to similarities in this map  
25 and the river district map, unlike Commissioner

1 Herrera, when I gave him the opportunity, would not  
2 point out the similarities between this map and the  
3 map I developed.

4 CHAIRPERSON MATHIS: What would you like  
5 to do?

6 VICE CHAIR FREEMAN: Well, sure. What I  
7 had gone through on Tuesday was to suggest in making  
8 the trade-offs to sort of balance this out, I went  
9 through a process where we put the nonreservation  
10 portions of Gila County into CD 4. That  
11 underpopulated CD 1, which allows us to come in a  
12 little bit down here.

13 Then yesterday I proposed another way to  
14 make the trade-off, which was to take the  
15 communities up around Flagstaff and put them into CD  
16 4 and that underpopulates CD 1, allows us to come in  
17 and make Pinal County more whole and to come up here  
18 in the Southeast Valley.

19 And either one of those approaches could  
20 yield the result that gets the population down  
21 without having to have this tendril, this sort of  
22 arching tendril to come over the Valley to pick up  
23 more of these suburban voters down here and put them  
24 with Bullhead City and Lake Havasu City.

25 So I've tried. I put forward proposals.

1 And right now -- I mean, we've got -- we've still  
2 got -- I guess we've eliminated the three-way split  
3 of Mesa, I think. I can't remember -- I think maybe  
4 it's still split down in this area, but we've still  
5 got the situation where San Tan Valley and Apache  
6 Junction, and Gold Canyon are with Buckeye and  
7 Goodyear.

8           Actually they are not now. Now we have  
9 this sweeping vast Western Maricopa County district  
10 over here.

11           So that's a problem. We've still got --  
12 I don't know where -- other than to balance  
13 population, I have no idea why a lot of these lines  
14 are drawn. And we're even in a situation in Central  
15 Phoenix where I can leave my house and in a short  
16 drive, sort of tour the halls of Congress, I  
17 wouldn't really expect that living in a densely --  
18 or relatively densely packed urban area. I would  
19 expect to maybe cross one boundary, but to be able  
20 to cross four, I mean, that strikes me as  
21 improbable.

22           So, you know, those are my thoughts on  
23 how we might -- it's hard to conceptualize because  
24 we've already moved the lines on what's on the  
25 screen here, but we could go back to what we went

1 through on Tuesday or yesterday to talk through  
2 those steps again to attempt to sort of balance what  
3 CD 4 has to take from the edge of the Valley with  
4 what CD 1 has to take from the edge of the Valley.

5 VICE CHAIR HERRERA: Madame Chair.

6 CHAIRPERSON MATHIS: Mr. Herrera.

7 VICE CHAIR HERRERA: The changes that  
8 Commissioner Freeman are proposing are to -- appear  
9 to me that they are ignoring competition again. You  
10 know, there's six criteria. Competition is just  
11 equally as important.

12 When you start making the changes that  
13 he's proposing, not only does it affect competition  
14 but it also affects the communities of interest.

15 Flagstaff was pretty clear that they  
16 don't want to be in the western rural district, they  
17 want to be in the east. This is the whole city of  
18 Flag.

19 We've had the board of supervisors here,  
20 the mayor here. Who else -- everyone from  
21 Flagstaff, except my professor, has been here  
22 talking about where Flagstaff should be.

23 I don't think Mr. Freeman wants to -- I  
24 think he's listening to them, I would hope, and  
25 they've all been pretty clear that they do not want

1 to be in the western rural district.

2 So that's a community of interest. We  
3 need to respect that. He's always saying, and I do  
4 as well. I do agree with him. So they need to be  
5 in the eastern rural district.

6 So that's one point.

7 And again, the changes that he's making,  
8 I think it's Apache Junction, including all of that  
9 in the eastern rural district, again, will lessen  
10 the competition of an already -- what I would  
11 consider a competitive district now.

12 I'm not happy with this map. I've said  
13 it before. I called it the "everybody Republican  
14 map" for a reason. We are not getting -- I'm not  
15 getting -- the people that care about competition  
16 and Prop 106 aren't getting what they want.

17 We weren't asking for a three-border  
18 district. We were asking for four competitive  
19 districts. This particular map may give us three.

20 So if you think that I'm happy with this  
21 map, no, you're wrong. And all we're asking for is  
22 to create that one competitive district in Maricopa  
23 County. We're actually wanting two, but the way  
24 this map was drawn out limits to us one.

25 So in the spirit of compromise, if a

1 competitive district is not drawn in Maricopa, I  
2 will not support this map.

3 VICE CHAIR FREEMAN: Madame Chair.

4 CHAIRPERSON MATHIS: Mr. Freeman.

5 VICE CHAIR FREEMAN: I would like  
6 Commissioner Herrera to decide which sort of  
7 decision-making process he's going to engage in in  
8 terms of recognizing communities of interest.  
9 Because it seems like arbitrarily we're either to  
10 respect the wishes of communities to not be with  
11 other communities, the testimony -- or the public  
12 comment about Flagstaff not going to the -- some  
13 public comment about Flagstaff not going to the west  
14 versus the thousand points of light approach where  
15 as long as we don't split the Flagstaff area -- and  
16 what I did yesterday didn't split it. It took all  
17 of these communities and kept them together, you  
18 know, they work together -- they can work together  
19 with other parts of the state.

20 I mean, which is it? It needs to be  
21 applied consistently, I think.

22 VICE CHAIR HERRERA: I agree.

23 VICE CHAIR FREEMAN: I think the changes  
24 that I proposed actually makes CD 4 more  
25 competitive. It makes CD 1 more competitive. So it

1 does work in the favor of competitiveness in making  
2 that shift like that.

3 VICE CHAIR HERRERA: And, Madame Chair,  
4 just two things, and I'll be quick.

5 I am -- not only am I looking at  
6 communities of interest -- and I agree that we  
7 should look at it consistently throughout the state.  
8 But I'm also -- for that particular change, I'm  
9 looking at competitiveness.

10 So your proposed changes, by putting the  
11 entire city of Flagstaff into the western  
12 congressional district, not only does it hurt  
13 communities of interest but it also hurts  
14 competition.

15 I think the data shows that that  
16 particular district on the west is not competitive.  
17 Not competitive at all. And you put Flagstaff in  
18 there, their interests are not going to be heard.

19 So there's two criteria that you're  
20 messing with, not just one. Two of them, and I  
21 pointed them out. And the reason I favor this  
22 particular approach in putting Flagstaff in the  
23 eastern rural district is because it's both  
24 communities of interest and competition. So it's  
25 two criteria.

1           VICE CHAIR FREEMAN: It makes CD 4 more  
2 competitive.

3           VICE CHAIR HERRERA: No, it doesn't.

4           VICE CHAIR FREEMAN: It makes CD 1 more  
5 competitive. It does. You can look at the  
6 registration numbers. It helps both of those  
7 districts.

8           VICE CHAIR HERRERA: Your idea of  
9 competition is very different than mine.

10          VICE CHAIR FREEMAN: That is being taken  
11 into account. You even said yesterday that CD 1 was  
12 not competitive. A few hours later you changed your  
13 mind.

14          VICE CHAIR HERRERA: Do you want me to  
15 remind you of some of the things you've changed your  
16 mind on? Do you want me to remind you?

17          CHAIRPERSON MATHIS: Okay, guys. Stop.

18          VICE CHAIR HERRERA: You don't want me to  
19 say that.

20          CHAIRPERSON MATHIS: Mr. Herrera, please,  
21 let's stop.

22          VICE CHAIR FREEMAN: Go ahead.

23          CHAIRPERSON MATHIS: Let's stop, both of  
24 you.

25                Ms. McNulty.

1           COMMISSIONER MCNULTY: Gosh, I forgot  
2 what I was going say.

3           CHAIRPERSON MATHIS: Never mind.

4           COMMISSIONER MCNULTY: I'm sure I can  
5 come up with a couple of thoughts.

6           One is that in terms of San Tan Valley  
7 being with Bullhead City, part of this is the nature  
8 of the state. And we have a huge -- we've got this  
9 huge rural district on the east side where we have  
10 and we now have Naco with Window Rock and Sierra  
11 Vista with Winslow and things like that.

12           I mean, that is apparently just a  
13 function of the way Arizona works, but it's also  
14 consistent with another, you know, compromise that's  
15 been made in this draft.

16           And I just want to make a comment on the  
17 competitiveness notion.

18           What we've got here -- when you look at  
19 the registration of the state, we've talked about  
20 that before. It doesn't make sense to be creating  
21 all of these districts so that they all essentially  
22 will be Republican districts. I think we just can't  
23 do that.

24           We need to have -- you know, I would like  
25 to have three Democratic districts, three

1 competitive districts, and three Republican  
2 districts. Partly because of the way the Voting  
3 Rights Act works, we simply can't do that.

4 So we need to have very strong, compliant  
5 Voting Rights Act districts. We need to have three  
6 truly competitive districts, at least, and clearly  
7 we're going to have four, the way this map works,  
8 districts that are -- that, you know, people know  
9 pretty much will be won by Republicans.

10 I spent a lot of time looking at the  
11 Central Phoenix area and the possibilities there for  
12 building districts around communities that also  
13 create competitiveness. And I've said this before.  
14 Given the way that we've created this map, some of  
15 those possibilities don't work.

16 And the best -- the best approach I think  
17 in terms of putting, you know, population that  
18 shares common interests together is this -- is this  
19 District 9.

20 The final thing I'll say is I'm looking  
21 at the congressional district map that was drawn ten  
22 years ago, and I don't think it's any prettier than  
23 this map. So I don't want to get too hung up on  
24 that.

25 CHAIRPERSON MATHIS: So I'm curious

1 about, though, the alternative, Mr. Freeman, you  
2 mentioned for the nonreservation portions and what  
3 that does to competitiveness in 1 and what we might  
4 do there to go into Pinal County, I guess, area  
5 where you were saying so that it doesn't come around  
6 the way it currently does.

7 I'm just curious to see what the  
8 alternative is.

9 VICE CHAIR FREEMAN: Yeah, it's -- the  
10 Gila County option, I think that if you take the  
11 nonreservation portions of Gila, I want to say it's,  
12 like, 46,000. So it's probably not -- you still  
13 probably have to do some other things on other parts  
14 of the map to sort of -- well, it might away you to  
15 put -- I don't know, we would have to walk through  
16 it. But it might allow you to clean some of this  
17 up.

18 CHAIRPERSON MATHIS: Well, I would be  
19 open to just seeing what it does.

20 WILLIE DESMOND: Should I just show you  
21 some numbers?

22 CHAIRPERSON MATHIS: Yeah, is there a way  
23 to -- if you don't come around and grab those  
24 communities, what do we need to do?

25 WILLIE DESMOND: So if you were to grab

1 Gila County from 1 and put it into 4, the  
2 nonreservation areas, that adds 46,000 people.

3 Should I accept that change?

4 CHAIRPERSON MATHIS: Yeah, I would like  
5 to just -- I would like to work through it and see  
6 what happens.

7 WILLIE DESMOND: Now 4 is overpopulated  
8 by about 45,000 people and 1 is underpopulated. So  
9 1 would need to take some population from 4 and then  
10 probably I guess the best place to do that would be  
11 down here in Gold Canyon or San Tan or some of the  
12 unincorporated areas.

13 So if we just start working with tracts.

14 So that's about 47,000. So it takes a  
15 portion of San Tan Valley. If I zoom out a little  
16 bit, you can see what that would do.

17 CHAIRPERSON MATHIS: I think he liked it.

18 Just kidding.

19 Okay. So now where are we now,

20 Mr. Desmond?

21 WILLIE DESMOND: So now you're roughly  
22 back to equal population. 4 four still comes down  
23 and gets Apache Junction and Gold Canyon and gets  
24 part of San Tan Valley and Queen Creek.

25 COMMISSIONER MCNULTY: Where is Globe and

1 Miami?

2 WILLIE DESMOND: I think that's -- do you  
3 see it?

4 So Globe now is in District 4.

5 COMMISSIONER MCNULTY: So that's now been  
6 separated from the rest of the copper corridor?

7 CHAIRPERSON MATHIS: So what if you don't  
8 take the Gila -- the nonreservation portions of Gila  
9 and instead go -- I don't know if there's anything  
10 there.

11 How many people are in that  
12 nonreservation portion?

13 WILLIE DESMOND: About 46,000.

14 CHAIRPERSON MATHIS: Does anyone have any  
15 thoughts on what we might do there?

16 COMMISSIONER MCNULTY: Remind me what  
17 population we're trying to move from where to where.

18 CHAIRPERSON MATHIS: We were trying to  
19 avoid going all the way down into grabbing San Tan,  
20 Apache Junction.

21 COMMISSIONER MCNULTY: Right, I  
22 understand that, but what's the -- I'm trying to  
23 find a way to get an equal population there to  
24 combine that with -- okay.

25 WILLIE DESMOND: You have the equal

1 population. One thing you could do is going back  
2 into splitting Mesa three times, but maybe instead  
3 of, like, a chunk going north/south and another one  
4 coming down, you could do more of an east/west  
5 split. I don't know if that makes more sense. It  
6 would make it look a little -- it would make it look  
7 better.

8 VICE CHAIR FREEMAN: You could try to  
9 grab more population from Coconino County up north  
10 or you could put this in -- I was back in the  
11 Southeast Valley.

12 You could sort of shift everything this  
13 way. That means putting population here into 1,  
14 overpopulating it. It's got to give the population  
15 back somewhere.

16 CHAIRPERSON MATHIS: Does splitting Mesa  
17 horizontally north of 60 make any sense or no, what  
18 Mr. Desmond just suggested?

19 VICE CHAIR FREEMAN: Not to me.

20 COMMISSIONER MCNULTY: Would that address  
21 the population issue?

22 WILLIE DESMOND: Well, there isn't a  
23 population issue at this point. All of the  
24 districts are roughly where they need to be.

25 I guess the issue is this arm of 4 that

1 comes down.

2 COMMISSIONER MCNULTY: But, I mean, would  
3 that preclude us from needing to do that?

4 WILLIE DESMOND: Well, potentially what  
5 would happen then is 5 would be able to take these  
6 areas of the San Tan Valley and Queen Creek and then  
7 5 would have to give 4 some population up here in  
8 North Mesa.

9 COMMISSIONER MCNULTY: I would like to  
10 look at that as a possibility. It makes sense.

11 WILLIE DESMOND: So 5 -- I'll just take  
12 the part from San Tan and Queen Creek.

13 If 5 were to take that population, that  
14 would take about 76,000 people out of District  
15 Number 1 -- or District Number 4. And so 4 would  
16 have to get some portion of Northeast Mesa.

17 So if we're coming down -- instead of  
18 grabbing straight down, I guess it would be grabbing  
19 this one. So it would be something like that.

20 Now you're back to roughly equal  
21 population, but it does split Mesa and puts that  
22 with District 4, which probably doesn't make the  
23 most sense.

24 So and I can undo any of those changes  
25 and go back as far as you want to any point.

1 VICE CHAIR HERRERA: Madame Chair.

2 CHAIRPERSON MATHIS: Mr. Herrera.

3 VICE CHAIR HERRERA: Mr. Desmond, can you  
4 tell me what all the areas that are included again  
5 in District 4 are?

6 WILLIE DESMOND: District 4 is parts of  
7 Yuma County.

8 VICE CHAIR HERRERA: Not just District 4  
9 the one where we split Mesa into three. It was --

10 WILLIE DESMOND: So it's in 5, 9, and 4.

11 VICE CHAIR HERRERA: Okay. Go into 5.

12 WILLIE DESMOND: Okay. So 5 is Mesa,  
13 Gilbert, Chandler, Sun Lakes, Queen Creek and parts  
14 of the San Tan Valley, in this particular iteration.

15 VICE CHAIR HERRERA: And what part of  
16 Mesa is in that -- what part of Mesa is in that  
17 District 5?

18 WILLIE DESMOND: I guess it would  
19 probably be central. I can tell you kind of the  
20 rough borders of it.

21 VICE CHAIR HERRERA: Sure.

22 WILLIE DESMOND: So on the east it's  
23 bordered by Bush, on the west side it's kind of  
24 bordered by Stapley Drive.

25 VICE CHAIR HERRERA: Okay.

1 WILLIE DESMOND: Yeah. So that is  
2 Stapley right there.

3 VICE CHAIR HERRERA: So 9, 5 and what  
4 other district was it?

5 WILLIE DESMOND: 9, 5, and 4.

6 VICE CHAIR HERRERA: Can you look at part  
7 of Mesa that's in 4?

8 WILLIE DESMOND: Sure.

9 So that's everything east of Bush.

10 VICE CHAIR HERRERA: Can you go over?

11 WILLIE DESMOND: Just -- it goes all the  
12 way and includes Apache Junction and Gold Canyon.

13 VICE CHAIR HERRERA: Apache Junction,  
14 Gold Canyon, the rest of Mesa and what else?

15 WILLIE DESMOND: And the whole western  
16 side of the state.

17 VICE CHAIR HERRERA: Thank you.

18 WILLIE DESMOND: I mean, the other thing  
19 is if you want to keep 4 out of this area, then you  
20 have to go look at taking some again from the  
21 western side. That's the real trade-off. The  
22 question is, is Apache Junction, Gold Canyon, San  
23 Tan Valley belong with District 4 or is it Buckeye  
24 and Goodyear and some of those other areas of the  
25 West Valley?

1           COMMISSIONER MCNULTY:   So we could move  
2 those areas back into 4?

3           WILLIE DESMOND:   Yes.

4           COMMISSIONER MCNULTY:   And then move San  
5 Tan Valley, Gold Canyon, and --

6           WILLIE DESMOND:   You would probably start  
7 with Mesa first.

8           COMMISSIONER MCNULTY:   Oh, Mesa.

9           WILLIE DESMOND:   You would lose Mesa.  It  
10 is a process, though, because then 6 needs to take  
11 some from 8 and then that's how it ripples its way  
12 through.  But it can do that ripple without having  
13 to affect 7 or 9.

14          COMMISSIONER MCNULTY:   And if you did  
15 that ripple, could we wind up with -- I'm a little  
16 unclear on where San Tan Valley, Apache Junction,  
17 and Gold Canyon wind up.

18          WILLIE DESMOND:   Well, what happens is  
19 that you end up splitting Mesa that third time  
20 because parts of Mesa need to go with District  
21 Number 6.

22          COMMISSIONER MCNULTY:   Okay.  All right.

23                               Well, I guess my sense is that it makes  
24 -- just looking at the map, it makes more sense not  
25 to split Mesa and to have San Tan Valley, Gold

1 Canyon, and Apache Junction in 4.

2 WILLIE DESMOND: Okay.

3 CHAIRPERSON MATHIS: Other thoughts on  
4 that?

5 WILLIE DESMOND: And the thing is, as it  
6 was before, all of San Tan Valley was with 4. Right  
7 now you're not getting all of it because Gila County  
8 is with 4 instead. So when we moved Gila County, it  
9 allowed us to take about 46,000 people. And maybe  
10 it makes sense to keep San Tan Valley whole and then  
11 see -- I think Gold Canyon might be closer to that  
12 number.

13 So that if you wanted to -- that's still  
14 not enough.

15 COMMISSIONER STERTZ: Madame Chair.

16 VICE CHAIR HERRERA: Mr. Stertz.

17 COMMISSIONER STERTZ: I would like the  
18 opportunity after lunch, because I would like to  
19 take some time with Mr. Desmond over the lunch  
20 period, to explore the work product that I created  
21 last night, again, staying within the general  
22 parameters of your criteria, other than the  
23 maintaining of the one district. Because one of the  
24 things -- he ran a quick splits report for me and it  
25 actually got us closer to having more parody of not

1 only registration closer to competitiveness in more  
2 districts, and I would like to have the opportunity  
3 to explore that after the lunch period.

4 CHAIRPERSON MATHIS: Okay. We can do  
5 that.

6 COMMISSIONER MCNULTY: Madame Chair, if  
7 we're going to do that, I would like to see what it  
8 is that Mr. Stertz is going to propose now so that  
9 we can work with it over lunch, also. I would like  
10 the opportunity to understand what it is -- if we're  
11 going to be working with that this afternoon.

12 CHAIRPERSON MATHIS: Can you talk about  
13 any of it now?

14 COMMISSIONER STERTZ: Sure.

15 Mr. Desmond has it.

16 COMMISSIONER MCNULTY: I would ask that  
17 you make copies of it and give it to all of the  
18 commissioners so we can be looking at it also.

19 VICE CHAIR HERRERA: Madame Chair.

20 CHAIRPERSON MATHIS: Mr. Herrera.

21 VICE CHAIR HERRERA: If Mr. Desmond has  
22 it electronically, I would prefer getting it  
23 electronically as opposed to a copy.

24 WILLIE DESMOND: I don't know the plan  
25 loaded. All I have is the block equivalency file.

1 And I ran just the competitiveness report. I could  
2 print more copies of that or quickly run the other  
3 splits report. Whatever you guys prefer.

4 COMMISSIONER MCNULTY: Do you have a copy  
5 of the map?

6 WILLIE DESMOND: I have the block  
7 equivalency file. I could load the map and then  
8 give you a copy. I haven't loaded it yet.

9 VICE CHAIR HERRERA: Can we get it -- I  
10 would prefer that we have a chance to look at that  
11 map or the changes that Commissioner Stertz is  
12 proposing and review them over lunch. So when we  
13 get back, at least we'll have an idea of what he's  
14 talking about.

15 CHAIRPERSON MATHIS: Sure.

16 Is that possible?

17 WILLIE DESMOND: Yeah. It will probably  
18 take me -- to get the splits reports and the map, it  
19 will probably take me about ten minutes.

20 VICE CHAIR HERRERA: Madame Chair.

21 CHAIRPERSON MATHIS: Mr. Herrera.

22 VICE CHAIR HERRERA: In the meantime, can  
23 we do something else?

24 CHAIRPERSON MATHIS: Any other thoughts?

25 Mr. Freeman.

1           VICE CHAIR FREEMAN: I just had a  
2 question.

3           How much is left of San Tan Valley  
4 that -- or explain the split there in terms of  
5 population.

6           WILLIE DESMOND: So the part of San Tan  
7 Valley that is in District Number 5 is 40,864. The  
8 part that is in District Number 1 is 40,457.

9           COMMISSIONER MCNULTY: So if District 1  
10 were to pick up all San Tan, it's got to shed 40,000  
11 somewhere else?

12          WILLIE DESMOND: Yeah.

13          CHAIRPERSON MATHIS: Just looking at  
14 that, can San Tan, the census place, be kept whole  
15 and just shift the Northern Mesa line east a little  
16 bit in 5? Or is that not possible.

17          WILLIE DESMOND: That's a two-step  
18 process. We can do that quickly.

19          So if 1 grabs all of San Tan and moves  
20 roughly 41,000 people over, so now 5 needs to get  
21 more population and that needs to probably come from  
22 4.

23          CHAIRPERSON MATHIS: Yeah, I don't know  
24 if it's better to go that way or east way.

25          WILLIE DESMOND: You want to go this way?

1 CHAIRPERSON MATHIS: Yeah, I don't know.  
2 So we can just try it and see what happens.

3 WILLIE DESMOND: I can start this way.  
4 That's about the difference, close.

5 So if you were to do that, so now then  
6 District 4 now is underpopulated. And so that would  
7 need to grab from 1. I mean, it could take some of  
8 this area potentially. I don't know how many people  
9 are there. But I can look it up.

10 So 4 goes from 1. It's going to have to  
11 come from somewhere else. So probably --

12 VICE CHAIR FREEMAN: Well, you could take  
13 it from rural Western Maricopa County area. Then  
14 those changes would have to ripple through and you  
15 would end up -- the deficit would end up somewhere  
16 else.

17 WILLIE DESMOND: Yes. 4 could take it  
18 here. Yeah, that makes sense.

19 4 could take it here and then that would  
20 shift it over. But ultimately, 1 needs to give up  
21 some population. So that would probably have to  
22 come from -- if it doesn't want -- don't want it to  
23 be San Tan, it would need to be Coolidge or Casa  
24 Grande or Maricopa or something like that. If you  
25 wanted to -- were hoping to remove some urban or

1 suburban areas.

2 VICE CHAIR FREEMAN: It is.

3 CHAIRPERSON MATHIS: And we've talked  
4 about adding 11,000 to 1 also, right? Isn't that  
5 what the --

6 WILLIE DESMOND: Yeah. So 1 would  
7 also -- if we take the Gila River, that would add  
8 about 11,000 people.

9 CHAIRPERSON MATHIS: Can you make that  
10 change? Can you put that reservation into 1?

11 WILLIE DESMOND: Uh-huh.

12 So at this point, 1 is about 54,000  
13 people overpopulated.

14 COMMISSIONER MCNULTY: Madame Chair.

15 CHAIRPERSON MATHIS: Ms. McNulty.

16 COMMISSIONER MCNULTY: Do we still have  
17 Globe and Miami split off from the other --

18 WILLIE DESMOND: Yes. All of Pima County  
19 is with 4 now.

20 COMMISSIONER MCNULTY: Doesn't make sense  
21 to me. It makes more sense to me to be splitting  
22 these high-growth urban areas than to be splitting a  
23 very, you know, older, established -- those  
24 communities in Gila County.

25 How much population is that?

1 WILLIE DESMOND: Well, if 1 were to take  
2 all of Gila County from 4, I believe that would add  
3 about another 46,000 to 1. So then you're right  
4 around a hundred thousand that 1 is overpopulated.

5 So now 1 is about a hundred thousand  
6 overpopulated, primarily. 4 has -- needs to make up  
7 that difference. And that's kind of why 4 had San  
8 Tan Valley before.

9 COMMISSIONER MCNULTY: I'm just a little  
10 confused. 1 is outside the donut hole, how did it  
11 get a hundred thousand people overpopulated?

12 WILLIE DESMOND: Well, it grabbed all of  
13 San Tan Valley and that used to be in 4 and I  
14 believe that's primarily where that imbalance came  
15 from.

16 VICE CHAIR FREEMAN: It's 84,000.

17 WILLIE DESMOND: And then there's some  
18 pretty healthy population in the unincorporated  
19 areas making up the rest of that. And then also 1  
20 got the 11,000 from the Gila River Reservation also.

21 CHAIRPERSON MATHIS: Right.

22 VICE CHAIR FREEMAN: And I think we're  
23 still left with a little bit of Mesa being split and  
24 Apache Junction going over there.

25 WILLIE DESMOND: Yes.

1           VICE CHAIR FREEMAN: And all of these  
2 pressures are coming about because of this District  
3 9. That is generating this exercise, basically,  
4 because of the refusal to touch any line.

5           COMMISSIONER MCNULTY: That's actually  
6 not the case. I understand that's your perspective,  
7 but the pressures are coming from the fact that we  
8 have six criteria and we have to satisfy all of  
9 them.

10           One of them is competitiveness. We've  
11 arrived at a way to do that. There are a lot of  
12 different ways to do all of these things. And we  
13 can characterize it that way or we can characterize  
14 it that we are trying to achieve all of the  
15 criteria, and that's what I'm trying to do.

16           I think there are a lot of different ways  
17 we can deal with these urban areas, and the  
18 urban/rural interface. It's not an easy task, but  
19 to lay it all at the foot of making sure that the  
20 30 percent of the Arizonans who are Democrats and  
21 the 30 percent that are Independents have three  
22 competitive districts is not valid.

23           Having said all of that, I really would  
24 like to keep Gila County together. It doesn't feel  
25 right to me to be splitting that in half, at least

1 those communities that share the economic interests  
2 in that copper corridor there.

3 It's going to be much harder for them to  
4 have two representatives than in the big cities  
5 where, you know, we all have multiple  
6 representatives.

7 CHAIRPERSON MATHIS: So I'm still  
8 wondering about District 5. We can move the Copper  
9 Canyon back, but I would like to look at 5 again and  
10 the whole Mesa thing.

11 WILLIE DESMOND: Okay.

12 CHAIRPERSON MATHIS: It just -- it's  
13 east/west oriented, and I'm just wondering why we  
14 can't -- starting at that edge of 9, just go across  
15 at whatever -- so that an entire contiguous area  
16 is --

17 WILLIE DESMOND: You can, but then you  
18 leave a non -- like the area that's left the in the  
19 donut is not 710,000 and there's no way of linking  
20 it with other areas.

21 CHAIRPERSON MATHIS: So 60 is right here  
22 or so?

23 WILLIE DESMOND: Yes. Somewhere.

24 CHAIRPERSON MATHIS: So I'm just curious,  
25 what is that population at 60 going all the way

1 across taking out Apache Junction even or Gold  
2 Canyon? I don't have a sense of how many people  
3 that is.

4 WILLIE DESMOND: All right. If we just  
5 do this, it might help.

6 That's about 350,000 people.

7 CHAIRPERSON MATHIS: Okay.

8 WILLIE DESMOND: And if you go south to  
9 get the rest of Mesa, that's about 403,000 people.  
10 You take the rest of Apache Junction, now you're up  
11 to 405.

12 CHAIRPERSON MATHIS: Okay. And then can  
13 you start moving south into Gilbert?

14 WILLIE DESMOND: If you effectively take  
15 all of Gilbert, about 618.

16 CHAIRPERSON MATHIS: Okay. Then moving  
17 into Chandler.

18 WILLIE DESMOND: Chandler or --

19 CHAIRPERSON MATHIS: Well, I was thinking  
20 along that -- whatever -- what is this area?

21 WILLIE DESMOND: Can you use the laser  
22 pointer?

23 CHAIRPERSON MATHIS: I'm trying. What's  
24 this?

25 WILLIE DESMOND: That's Chandler.

1           CHAIRPERSON MATHIS:  It's kind of like  
2 Tetris.

3           Is that northern --

4           WILLIE DESMOND:  There's your 710,000.

5           Now, the problem with that is that it  
6 leaves this area as like a little island floating  
7 and this area.  That's no good way really of linking  
8 those with the rest of the areas in Maricopa.

9           VICE CHAIR HERRERA:  I like the way that  
10 looks a lot better, though.

11           VICE CHAIR FREEMAN:  Yeah, it would be  
12 even better if you could get Queen Creek and  
13 following the county line more.  But then that's  
14 going to -- you're going to end up with more of a  
15 gap here between District 9 -- or this Southeast  
16 Valley district.

17           CHAIRPERSON MATHIS:  Anybody have  
18 thoughts on this?

19           VICE CHAIR FREEMAN:  So, I'm sorry,  
20 that's 710 right there?

21           WILLIE DESMOND:  That's 710, yeah.

22           COMMISSIONER MCNULTY:  And then San Tan  
23 and Queen Creek would be in District 4?  I mean,  
24 District 4?

25           WILLIE DESMOND:  Well, San Tan is in

1 District 1. Queen Creek would be in District 4 but  
2 it would be a noncontiguous area of District 4.

3 COMMISSIONER MCNULTY: Oh, okay. And if  
4 San Tan is in District 1, that's outside of the  
5 donut hole, right?

6 WILLIE DESMOND: At this point I'm having  
7 a hard time -- the donut hole originally included  
8 all of this area. All of this.

9 COMMISSIONER MCNULTY: It did not include  
10 any changes to District 1. So have we contemplated  
11 some counterbalancing change in District 1?

12 WILLIE DESMOND: What happened is 1  
13 grabbed the San Tan Valley, which it originally did  
14 not have, and also took the Gila River Reservation,  
15 which it originally did not have.

16 COMMISSIONER MCNULTY: So 1 is  
17 overpopulated?

18 WILLIE DESMOND: 1 is overpopulated by a  
19 hundred thousand.

20 COMMISSIONER MCNULTY: Okay. So I would  
21 -- I don't think that works.

22 MARY O'GRADY: Would it help to know how  
23 much is in San Tan Valley specifically and how much  
24 is in Queen Creek specifically?

25 COMMISSIONER MCNULTY: Isn't it about

1 80 --

2 WILLIE DESMOND: I think it's 86,000.

3 COMMISSIONER MCNULTY: 86,000 people in  
4 Queen Creek.

5 WILLIE DESMOND: I'm not sure how many  
6 are in Queen Creek. I can --

7 COMMISSIONER STERTZ: Madame Chair.

8 CHAIRPERSON MATHIS: Mr. Stertz.

9 COMMISSIONER STERTZ: The -- could you --  
10 Commissioner McNulty, could you explain that  
11 "doesn't work"?

12 COMMISSIONER MCNULTY: I would be happy  
13 to.

14 The exercise that we engaged in to try to  
15 reach consensus would be that we would work within  
16 the donut hole and we would not adjust the districts  
17 outside the donut hole.

18 COMMISSIONER STERTZ: So it's only in  
19 regard to the exercise that it doesn't work.

20 If the exercise wasn't -- if that wasn't  
21 a criteria in the exercise and that was a configured  
22 district, what would your opinion be of that  
23 configured district?

24 COMMISSIONER MCNULTY: I think that it  
25 makes -- it made a little more sense to me to have

1 all of Chandler, the balance of Mesa -- or all of  
2 the balance of Chandler, all of Gilbert, and the  
3 balance of Mesa in one district and then to have  
4 Queen Creek, which is in two counties, be, to the  
5 extent anything is split, have that high-growth area  
6 with San Tan Valley be together and then have those  
7 in District 4, which I understand is tied to the  
8 west side, but I also think that makes more sense  
9 because you've got all of those high-growth areas  
10 both there and north of Phoenix.

11           So that -- that doesn't feel -- I mean,  
12 if we had a perfect solution and we could move those  
13 high-growth areas over to Buckeye, you know, I think  
14 that would be really cool, but we can't.

15           But I do think they share a lot in common  
16 with the areas over in the west side of the state.  
17 And so my sense would be it makes more sense to keep  
18 those metropolitan areas together. I think there's,  
19 you know, a very sensible configuration there, as I  
20 said, includes the balance of Chandler, all of  
21 Gilbert, the balance of Mesa, and some of Queen  
22 Creek, which is already split by a county line.

23           And that doesn't require that we need to,  
24 you know, back into District 1 and then try to  
25 change the population, which is -- could be a day's

1 exercise.

2 COMMISSIONER STERTZ: Madame Chair.

3 CHAIRPERSON MATHIS: Mr. Stertz.

4 COMMISSIONER STERTZ: As a follow up to  
5 that, what they have in common, is it that they are  
6 high-growth areas that they have in common?

7 COMMISSIONER MCNULTY: Well, I'm not  
8 suggesting I know all of the answers here,  
9 Commissioner Stertz. I'm just suggesting that they  
10 aren't any more dissimilar than, you know, many of  
11 the areas that we have included in the eastern  
12 district from border to border.

13 We can't have districts that are all the  
14 same. Just doesn't work. You know, your districts  
15 are going to have to include different kinds of  
16 areas. And I recognize that this is geographically  
17 separated from the west side, but to me, that makes  
18 more sense than anything else we've looked at this  
19 morning or so far.

20 CHAIRPERSON MATHIS: So, Mr. Desmond, can  
21 you just pick up that balance of Chandler? Let's  
22 get it in there.

23 WILLIE DESMOND: Sun Lakes also?

24 CHAIRPERSON MATHIS: I don't know what  
25 Sun Lakes is. If that --

1 Does that make sense to everyone?

2 COMMISSIONER MCNULTY: Yes. We've had  
3 testimony from Chandler that they really want Sun  
4 Lakes to be part of their district.

5 CHAIRPERSON MATHIS: Fine. Then let's  
6 grab it. That makes it nice and tidy, too.

7 VICE CHAIR FREEMAN: One thing you end up  
8 doing in linking areas of the state where there's  
9 the potential for high growth in the future is you  
10 create a congressional district that very quickly  
11 will be overpopulated.

12 Once growth turns on in the state, those  
13 people's franchise gets diminished a little bit  
14 right away because there's going to be a lot more  
15 than 710,000 people in that district compared to  
16 other parts of the state. I mean --

17 COMMISSIONER MCNULTY: Well, those are  
18 all things I think we could look at. I agree that's  
19 an issue and that's one of the things I thought  
20 about in north Phoenix because those areas are  
21 growing quickly. But we still have to balance the  
22 population now for purposes of the Constitution and  
23 we have to come up with a draft for people to  
24 comment on. That seems to me like a reasonable  
25 place to --

1 CHAIRPERSON MATHIS: So 5 right now is  
2 short 261 people as currently --

3 WILLIE DESMOND: As it's currently  
4 configured, yes.

5 COMMISSIONER MCNULTY: Willie, do we --  
6 have we got Gila County whole?

7 WILLIE DESMOND: Yes. Well, let me  
8 check. I believe so.

9 Yes, Gila County is whole in District 1  
10 right now.

11 COMMISSIONER MCNULTY: Okay.

12 CHAIRPERSON MATHIS: I like 5 the way it  
13 is. You guys figure out where to get a hundred  
14 thousand people for the other -- from 1.

15 It's a hundred thousand short; is that  
16 right?

17 WILLIE DESMOND: Well, so -- are you  
18 talking about the pink area now?

19 CHAIRPERSON MATHIS: I can't tell.

20 No. District 1 right now.

21 WILLIE DESMOND: District 1 is a hundred  
22 thousand overpopulated. District 5, which is this  
23 area of Queen Creek also and not this area of Apache  
24 Junction, Gold Canyon, and Mesa, is about correctly  
25 populated.

1           COMMISSIONER MCNULTY: I don't think it  
2 will be an easy exercise to move a seventh of  
3 District 1. I mean, we spent a lot of time on  
4 District 1 to arrive at something that worked --  
5 potentially worked for all of us.

6           COMMISSIONER FREEMAN: Well, we did it  
7 yesterday. Yesterday morning we went through that  
8 exercise. If you put the Flagstaff communities over  
9 there into District 4, that's roughly 74, 75,000.

10          COMMISSIONER MCNULTY: That's not a  
11 consensus builder, though.

12          CHAIRPERSON MATHIS: Yeah, we've heard so  
13 much testimony on that from the Navajo Nation, from  
14 the Flagstaff Forty, from the City of Flagstaff,  
15 from the mayor.

16          VICE CHAIR HERRERA: Board of  
17 Supervisors.

18          CHAIRPERSON MATHIS: Board of  
19 Supervisors.

20                I really do think that's a tough one to  
21 swallow. I think it should stay with the east.

22                And is there anything in the Pinal County  
23 area that can be dealt with in terms of helping 1  
24 out?

25          WILLIE DESMOND: Well, 1 needs to give up

1 population.

2 CHAIRPERSON MATHIS: Right.

3 WILLIE DESMOND: I mean, if it gives up  
4 San Tan Valley, that takes it back to close and then  
5 it would probably have to give up some other area,  
6 perhaps in like the city of Maricopa to rectify the  
7 Gila River.

8 VICE CHAIR HERRERA: Madame Chair.

9 CHAIRPERSON MATHIS: Mr. Herrera.

10 VICE CHAIR HERRERA: Now, Mr. Desmond,  
11 are you proposing San Tan Valley be removed from  
12 western -- the eastern rural district?

13 WILLIE DESMOND: I'm not proposing --

14 VICE CHAIR HERRERA: That's what -- it  
15 was just a suggestion for us to consider?

16 WILLIE DESMOND: That's just one place it  
17 could lose population.

18 VICE CHAIR HERRERA: And if that were the  
19 case, if we were to do that, where would you --

20 WILLIE DESMOND: It would just become  
21 part of the donut hole again, I guess, essentially.  
22 So --

23 VICE CHAIR HERRERA: Yeah, I would prefer  
24 to do that. I think that particular move, I think  
25 keeps that particular eastern rural district more

1 competitive. Makes it more competitive and then we  
2 can keep San Tan in another area. Let's work on  
3 that. Because it's roughly about that population,  
4 correct?

5 WILLIE DESMOND: That's I think -- when  
6 we looked at it it was, like, 86,000. San Tan has  
7 got 81,000 people. So if you move that back in with  
8 5 or something, that would --

9 VICE CHAIR HERRERA: I think the area of  
10 San Tan Valley, Queen Creek, it would make sense for  
11 them to be together.

12 WILLIE DESMOND: So that's something I  
13 should do?

14 CHAIRPERSON MATHIS: Sure. We'll have to  
15 figure out what to do with 5. 5 is right on right  
16 now.

17 WILLIE DESMOND: All right. So now  
18 District 1 is about 18,000 people overpopulated and  
19 could give up -- as it was before, it gave up some  
20 of this unincorporated area and that's what balanced  
21 it. But it would also -- the other option would be  
22 to give -- yeah, it needs to lose about 18,000  
23 people somewhere.

24 VICE CHAIR HERRERA: Where are the -- I'm  
25 sorry.

1 Madame Chair.

2 CHAIRPERSON MATHIS: No, go ahead.

3 VICE CHAIR HERRERA: What are the  
4 unincorporated areas you're recommending?

5 WILLIE DESMOND: Again, I'm not  
6 recommending them. It's just an option.

7 VICE CHAIR HERRERA: Just suggesting.

8 WILLIE DESMOND: If you took this area  
9 and this area, that's 2,000.

10 VICE CHAIR HERRERA: That's roughly --

11 WILLIE DESMOND: That's roughly 2600  
12 people. If you took parts of Florence or something,  
13 that would do it.

14 The other option is to play around with  
15 the second majority-minority district, District 3,  
16 that would need to take about 18,000 people from  
17 Maricopa and then give that up somewhere else.

18 VICE CHAIR HERRERA: Madame Chair.

19 CHAIRPERSON MATHIS: Mr. Herrera.

20 WILLIE DESMOND: Or somewhere else along  
21 the border. It could also do it on the border with  
22 Casa Grande or Eloy or something.

23 VICE CHAIR HERRERA: What I would like to  
24 do, Madame Chair, if it's okay with you, I would  
25 like to during lunch take that on during lunch and

1 see if we can come up with something that will work.  
2 I won't even eat lunch, if I have to concentrate on  
3 that. That's how much I'm willing to sacrifice.

4 CHAIRPERSON MATHIS: Okay.

5 VICE CHAIR FREEMAN: And when you're  
6 doing that, maybe -- we've heard a lot of people  
7 from Pinal County show up again and again and give  
8 lots of testimony about how they don't want to see  
9 their county carved up in multiple ways.

10 So maybe we should be taking that into  
11 consideration just as we're hearing the people in  
12 Flagstaff. Maybe we should be hearing the people in  
13 Scottsdale who show up and say don't slice us up or  
14 the mayor of Tempe who showed up and said we have  
15 radically different interests than the city of  
16 Phoenix.

17 This is not an easy problem, so I don't  
18 accept that proposition that just because the  
19 Flagstaff people showed up -- I mean, I hear them.  
20 I want to listen to them. I want to do what they  
21 are asking, but not everything is possible.

22 VICE CHAIR HERRERA: Madame Chair.

23 CHAIRPERSON MATHIS: Mr. Herrera.

24 VICE CHAIR HERRERA: I don't necessarily  
25 agree with some of the comments from the people that

1 -- I don't agree with everyone that comes before us.

2 Like I said, I live in Phoenix, and I  
3 think that parts of Phoenix have a lot in common  
4 with Tempe. So I don't necessarily agree with  
5 everyone that makes those kind of comments, but I am  
6 listening to them and we are taking those comments  
7 into account.

8 But as I said, during the lunch break,  
9 I'll do everything I can to make sure we take what  
10 you just mentioned and everything else into account.  
11 But I would love to do that during the lunch hour.

12 CHAIRPERSON MATHIS: Okay. And it sounds  
13 like others -- Mr. Stertz has some plans for the  
14 lunch hour, too, and Ms. McNulty.

15 COMMISSIONER MCNULTY: I'm concerned that  
16 if we reopen this whole map, we're not going to get  
17 a draft map. I liked your proposal that we work  
18 within the blank area and come up with the best  
19 approach that we could and get that out for public  
20 comment and then address these issues.

21 I don't think that if we take on  
22 adjusting all of the districts outside over lunch  
23 that we're going to wind up with something we can  
24 agree on.

25 I'm concerned. I mean, we've spent weeks

1 and months on this and everything leads to  
2 everything else. So, you know, I'm certainly  
3 willing to listen, but my perspective is that we  
4 work within the framework that you set up and come  
5 up with a draft and let people comment on it and  
6 work on the legislative maps.

7 VICE CHAIR HERRERA: Madame Chair.

8 CHAIRPERSON MATHIS: Mr. Herrera.

9 VICE CHAIR HERRERA: What I'll do is I  
10 won't change anything outside. I'll work within  
11 your parameters of working within the donut hole and  
12 see what we can do.

13 CHAIRPERSON MATHIS: Okay. That's fine.

14 COMMISSIONER MCNULTY: Even the Gila  
15 River Community -- I mean, I appreciate that comment  
16 and I certainly think that it's something we could  
17 and should look at, but right now the Community is  
18 in a district with the Ak-Chin and the Tohono  
19 O'odham. And to the extent that that change  
20 requires us to revisit all of the map, I think it's  
21 better to reserve that for the public comment  
22 period. That would be my preference.

23 CHAIRPERSON MATHIS: Okay.

24 VICE CHAIR HERRERA: Lunch?

25 CHAIRPERSON MATHIS: Yeah. Let's see

1 what time it is. Yeah, it is time for lunch.

2 It's 11:54. So is an hour a good --  
3 sorry, we have another question.

4 WILLIE DESMOND: I just need to know what  
5 everyone needs from me for lunch?

6 COMMISSIONER MCNULTY: We need the  
7 material --

8 CHAIRPERSON MATHIS: There will be no  
9 lunch for you.

10 WILLIE DESMOND: So we'll load up  
11 Commissioner Stertz's and provide the splits report  
12 and all of that right away and then, Commissioner  
13 Herrera, you're going to be working off of the 3a  
14 map, correct?

15 VICE CHAIR HERRERA: Yeah.

16 WILLIE DESMOND: So we're going to go  
17 back to 3a.

18 COMMISSIONER STERTZ: And, Madame Chair.

19 CHAIRPERSON MATHIS: Mr. Stertz.

20 COMMISSIONER STERTZ: And, Mr. Desmond,  
21 also print out five copies of the project --

22 WILLIE DESMOND: Planet Z map?

23 COMMISSIONER MCNULTY: And I think you  
24 wanted to give us the block equivalency file for  
25 that. Is that what you said?

1 WILLIE DESMOND: Yes, I can do all of  
2 that.

3 VICE CHAIR HERRERA: And competitiveness  
4 report?

5 WILLIE DESMOND: Yep.

6 CHAIRPERSON MATHIS: Is an hour good for  
7 lunch?

8 VICE CHAIR HERRERA: Probably not.

9 CHAIRPERSON MATHIS: Do we need an hour  
10 and a half?

11 COMMISSIONER STERTZ: Because we've  
12 also -- Commissioner Freeman and Stertz have been  
13 invited to meet with some representatives from the  
14 City of Flagstaff as well for a meeting that they  
15 have requested.

16 CHAIRPERSON MATHIS: Okay. So let's plan  
17 to be back at 1:30.

18 And we'll go into recess now. It's  
19 11:55.

20 (A recess was taken from 11:55 a.m. to  
21 1:51 p.m.)

22 CHAIRPERSON MATHIS: We'll enter back  
23 into public session. The recess is over. The time  
24 is 1:51 p.m.

25 And we are in the midst of discussing

1 agenda item 3, making adjustments to the EB version  
2 of the map and seeing what we might be able to do, I  
3 think, in the East Valley, and I think some  
4 commissioners were going to do some thinking about  
5 this over lunch and I would open it up to anyone who  
6 would like to start.

7 VICE CHAIR HERRERA: Madame Chair.

8 CHAIRPERSON MATHIS: Mr. Herrera.

9 VICE CHAIR HERRERA: I just wanted to  
10 confirm the -- any changes that are being proposed  
11 are only going to be made to the donut hole and  
12 nothing else. Doing that -- if anybody is proposing  
13 changes outside of the donut hole, which to me,  
14 again, I think almost it's starting from scratch.

15 So what I don't want to do today is make  
16 sure that any changes are being proposed do not  
17 focus on anything outside of the donut hole. If  
18 they are, I really don't think we should mess with  
19 that and listen to that considering your directions  
20 were to focus on the donut hole. So that's -- I  
21 want to make sure that that's clear.

22 I don't know, again, what Commissioner  
23 Stertz will be proposing or Freeman or anyone else.  
24 But if that's the case, then somebody wasn't  
25 listening. If that's the case. And hopefully

1 that's not going to be the case.

2 CHAIRPERSON MATHIS: Mr. Freeman.

3 COMMISSIONER FREEMAN: I can assure you I  
4 was listening. I would like to hear what Commission  
5 Stertz has to propose.

6 VICE CHAIR HERRERA: Sure.

7 CHAIRPERSON MATHIS: Okay. So,  
8 Mr. Stertz, are you ready -- was there something  
9 that Mr. Desmond has?

10 COMMISSIONER STERTZ: I'm sorry, what?

11 VICE CHAIR HERRERA: See, he wasn't  
12 listening.

13 COMMISSIONER STERTZ: Trying to have a  
14 little levity after lunch.

15 Madame Chair, pursuant to the direction  
16 that you gave of taking and looking at the donut  
17 hole, I focused on the Metro Phoenix area in trying  
18 to take another look to find out whether or not we  
19 could create a different style of competitiveness  
20 and actually create more -- getting a closer average  
21 of competitiveness throughout the state at the same  
22 time.

23 One of the things that came out of  
24 yesterday's workshop was when working around the  
25 District 9, that we ended up having a fairly large

1 concentration of Republican registered voters in  
2 several districts, which really decreases the level  
3 of competition in those -- the availability for  
4 competition.

5           So I started looking at the donut hole  
6 again, as best as I could, and started working my  
7 way around the area.

8           And by no means -- keep in mind that this  
9 is an 8:30 to 2:30 sort of work process during the  
10 course of the evening until my computer died because  
11 I had left my power cord here last night inside the  
12 room.

13           I had Mr. Desmond create a  
14 competitiveness report. And even though the  
15 numbering of the districts is wrong, I wanted to  
16 really look at the averages as they compared to the  
17 donut hole averages that we're currently working on.

18           And when we're looking at what they call  
19 the distance from state average because it's  
20 difficult in the Index 2 to really use those  
21 percentages because they currently do not include  
22 either 2004 or 2006. They are good thumbnail  
23 sketches to look at but I really can't use those  
24 really closely as they are plus or minus, I'm sure a  
25 percentage.

1           But I wanted to look at the distance from  
2 the state average, which currently on the everything  
3 -- on the donut hole map was averaging 8.8 percent  
4 above distance from the -- average distance from the  
5 state average and 9.6 from the state average of  
6 registration.

7           So looking at that and looking at three  
8 competitive districts and no districts within  
9 3 percent of that Index Number 2, which is the  
10 analysis of the 2008, 2010, I started -- as a result  
11 and not being able to have any of this information  
12 when designing, I was really working from the design  
13 criteria, which was, one, given to us by the chair  
14 which was looking at the donut hole and then looking  
15 through some areas, as Commissioner McNulty and  
16 Freeman and the chair said, that we all have  
17 different views of what communities of interest and  
18 connectivity are.

19           And then what fell out of that was, quite  
20 frankly, fairly a pleasant analysis, which was that  
21 in the distance from the state average, we became  
22 more competitive, going from 8.8 to 7.5. Closer to  
23 zero is better. And going from 9.6 to 8.3 distance  
24 for state average. Again, getting closer to zero is  
25 better.

1           And we went from zero districts within  
2 3 percent of the average 2008, 2010 to actually two  
3 districts.

4           So without having the data pools that are  
5 really assimilated by our mapping consultant, the  
6 design that I created is purely based on some public  
7 input, communities of interest, traffic corridors,  
8 and what was positive was what the -- what fell out  
9 of that as a test against whether or not the other  
10 criteria were met.

11           So Willie, do you want to bring up what  
12 I'm affectionately calling plant Z?

13           Again, in the central core.

14           WILLIE DESMOND: There you go.

15           COMMISSIONER STERTZ: Could you turn the  
16 layers on for the traffic corridors, the main  
17 highways, the 101, 202, 202, 17 and 10?

18           Again, some of the areas that I have --  
19 am not happy with my work product, and there are  
20 areas that I'm not happy with my work product, exist  
21 where I've got some certain city splits.

22           But as a pass on it, I wanted to see  
23 whether or not we could actually create a  
24 competitive district and then generally more  
25 competition throughout the -- throughout all nine

1 districts or throughout the state.

2 And one of the things that folks need to  
3 sort of realize, that because of the Voters Rights  
4 Act -- I hate to -- I know that we've talked about  
5 this before, but I sort of want to repeat it just to  
6 let you know that from a math point of view, there's  
7 some real challenges.

8 We've been talking about a third, a  
9 third, and a third of the population being  
10 Republicans, Democrats, and Independents.

11 Well, that's when you round up and round  
12 down. We really have -- are closer to almost  
13 35 percent Republicans, close to 31 percent  
14 Independents and other, close to 30 percent in  
15 Democrats.

16 And the Voters Rights Act, about  
17 75 percent, using very round numbers, of the  
18 Hispanic population are registered Democrats. And  
19 because we have to create a  
20 majority-minority district -- two majority-minority  
21 districts on the congressional side, we are taking a  
22 large quantity out of that -- out of that overall  
23 number.

24 So, for example, if there's 1 million  
25 Democrats in the state and we are -- and of those,

1 we're going to be pulling about 400 -- about 400,000  
2 out to put into two districts. So that leaves  
3 600,000 to be spread out among the other seven  
4 districts.

5           So creating -- creating competitive  
6 districting by its own nature because of the mandate  
7 of the Voters Rights Act becomes very challenging  
8 based on the other ideas about creating crazily  
9 put-together districts to grab pockets of Democrats  
10 out of one area or pockets of Republicans or  
11 Independents out of another to try to create a  
12 district, to sort of give the impression that it's  
13 competition and then you sort of create that  
14 results-oriented process that I think has been a  
15 challenge.

16           So I looked at this -- at a map last  
17 night that said where are our growth areas, where  
18 are we expanding, and what communities really seem  
19 to tie together with one another.

20           And I've got some busts in here, and I  
21 know that, and I know that I would like to have more  
22 opportunity to explore some of these, but what I  
23 created was a district that included going from the  
24 southeast north. I tried to create a community  
25 where Queen Creek, Gilbert -- because we've heard

1 lots of testimony that Queen Creek, Gilbert, Apache  
2 Junction and East Mesa seem to fit well together.

3 I also know that in the greater  
4 metropolitan area, it started with a core and it  
5 grows up to the north and grows down to the south  
6 and southeast and southwest. Those have been the  
7 two -- the three sort of natural growth corridors  
8 where it spurs up through Peoria, down to the  
9 southeast, down to the San Tan.

10 I mean, the population in San Tan Valley  
11 alone is close to 80,000. I think that there's --  
12 what do we have, close to 60,000 in Gold Canyon and  
13 Apache Junction.

14 So we know that we've got a lot of  
15 population in these sort of areas. And there's a  
16 lot of expandability and a lot of growth potential.  
17 Johnson Ranch, for example, a large growing  
18 community in Pinal County.

19 And knowing that it grows in that  
20 direction, I sort of designed my districts to grow  
21 in that direction. I tried to accumulate areas that  
22 have some commonality.

23 Paradise Valley, Scottsdale, Cave Creek,  
24 Anthem, Carefree. The area of Tempe, south of  
25 Guadalupe, going up and connecting up through

1 Fountain Hills into the larger mass in the upper  
2 right corner. Keeping District 7, which is the  
3 minority-majority district intact, as designed. And  
4 the West Valley, Sun City, Glendale, Peoria --  
5 unfortunately, I've got that split but there was --  
6 trying to get population mix up there, and then  
7 connecting down to Litchfield -- around Litchfield  
8 Park, Citrus Park, and the edges of Buckeye.

9           There is -- Madame Chair, there's  
10 imperfections to this, but there's some natural  
11 corridor expansion. The 17 expands, the I-10 is a  
12 growth corridor, and, of course, the I-10 going into  
13 the south going into Pinal County is a growth  
14 corridor.

15           So what I discovered out of all of this  
16 was that we have a higher level of competition.  
17 We've got a competitive district within Maricopa  
18 County that is not the district that we were  
19 presented. It's a different district that could  
20 probably have some adjustments made to it to even be  
21 more competitive and more evenly balanced than it  
22 was before.

23           And I just found some -- by taking a very  
24 different approach to the similar problem, came up  
25 with a different map.

1 VICE CHAIR HERRERA: Madame Chair.

2 CHAIRPERSON MATHIS: Mr. Herrera.

3 VICE CHAIR HERRERA: I did not have a  
4 chance to look at the map. The file that was  
5 provided to me was in a different format which I  
6 wasn't able to open.

7 So I guess my question to Commissioner  
8 Stertz is did you move anything outside of the donut  
9 hole?

10 COMMISSIONER STERTZ: Not to the best of  
11 my knowledge. I'm saying that because it was late  
12 and I did the best -- I don't want to have you find  
13 something somewhere that I might have made a little  
14 subtle adjustment somewhere down the road, so I  
15 won't give a definitive answer. I don't believe  
16 that I did, but I worked it very diligently not to.

17 VICE CHAIR HERRERA: Okay.

18 CHAIRPERSON MATHIS: Other questions on  
19 this presentation or comments?

20 VICE CHAIR FREEMAN: So is that the split  
21 there -- it goes over the I-17?

22 COMMISSIONER STERTZ: That's correct.

23 VICE CHAIR HERRERA: Madame Chair.

24 CHAIRPERSON MATHIS: Mr. Herrera.

25 VICE CHAIR HERRERA: Mr. Freeman, are you

1 done?

2 VICE CHAIR FREEMAN: That's okay. Go  
3 ahead.

4 VICE CHAIR HERRERA: Can you --  
5 Mr. Desmond, can you compare the splits -- the  
6 county splits between planet Z and the current --  
7 what the current splits are for the donut hole map  
8 or the everything bagel map? Can you bring them up?

9 WILLIE DESMOND: Which -- the one that we  
10 started with this morning, the 3a?

11 CHAIRPERSON MATHIS: Yeah.

12 VICE CHAIR HERRERA: I just want to see  
13 what the -- if you can put them side by side, that  
14 would be great.

15 WILLIE DESMOND: I'll try to.

16 The splits or the -- which report?

17 VICE CHAIR HERRERA: The county splits.  
18 I just want to see them side by side.

19 COMMISSIONER STERTZ: If it's all right,  
20 while we're talking about competition -- because I  
21 know the splits have got -- there's some  
22 differences, but I would like to talk about the  
23 competition. That's been the big press in  
24 discussion among the commissioners about whether or  
25 not we're getting a more or less competitive.

1           VICE CHAIR HERRERA: So are the splits.  
2 So I would like just a quick glance at what the  
3 splits are.

4           COMMISSIONER STERTZ: Sure.

5           VICE CHAIR HERRERA: This shouldn't take  
6 long.

7           WILLIE DESMOND: And today at lunch Mary  
8 pointed something out to me about the splits report  
9 in that there are splits in there that are counted  
10 as a split but it's a zero population split. That's  
11 been the case in every single one we've run to this  
12 point.

13           VICE CHAIR HERRERA: But they are all  
14 apples to apples?

15           WILLIE DESMOND: Yeah. But I think going  
16 forward we are going to try to remove that as a  
17 split if it's just a zero population split instead  
18 of a geographic split. They have to be both.

19           COMMISSIONER STERTZ: But as a point of  
20 cleanup in that. I know that there's going to be a  
21 comparison saying that there are six splits in this  
22 analysis and eight splits or eight holes in this  
23 analysis and six holes in whole counties and this.

24           The areas of being able being -- that I  
25 haven't had the opportunity to clean up any of the

1 edges where I've had zero population that might have  
2 encroached over that might have been able to pick up  
3 a split or a nonsplit.

4 VICE CHAIR HERRERA: Sure. But the  
5 reason I bring this up is, you know, this is a major  
6 concern of Commissioner Freeman. He created a whole  
7 counties map for that purpose, to try keep as many  
8 of the counties whole.

9 So if this is the case, you know, only  
10 six are unsplit -- excuse me, only six are unsplit.  
11 You got seven in two districts, which is to -- I  
12 mean, to me, I'm going to compare it to the river  
13 district map. This is a substantial deviation from  
14 even that. So that definitely concerns me. So just  
15 looking -- this is just my first -- when I got this,  
16 this is the first thing I saw.

17 COMMISSIONER STERTZ: Sure.

18 VICE CHAIR HERRERA: That definitely is a  
19 concern. And I'm sure other commissioners have  
20 their concerns. So I wanted to point that out.

21 So we're looking at side-by-side  
22 comparison, and, yeah, there's a difference,  
23 definitely.

24 So whatever happens if we decide to go  
25 forward with the planet Z version of map, I would

1 like to see if we could fix that.

2 COMMISSIONER STERTZ: One of the things  
3 you'll note in the planet Z is that Maricopa is  
4 broken up into -- you can see how the counties are  
5 broken up. Pinal County, instead of being broken up  
6 into six, is broken up into four. Yuma continuing  
7 to break up into two. Maricopa being seven instead  
8 of eight.

9 So the large growth counties are split  
10 less, mostly Pinal. Pinal had close to double -- if  
11 my numbers are right, almost a hundred percent  
12 growth over the last ten years. And instead of  
13 splitting that up into so many different districts  
14 where there's so little representation for -- so  
15 many people touching so little people, having that  
16 split into less districts was quite appealing.

17 And the reason I find that interesting is  
18 because that was an untouched -- it was only touched  
19 by what was part of the -- part of the donut, so  
20 just by not splitting that in so many different  
21 ways.

22 VICE CHAIR HERRERA: Sure.

23 Just another quick question, Madame  
24 Chair --

25 CHAIRPERSON MATHIS: Go ahead.

1           VICE CHAIR HERRERA: For Commissioner  
2 Stertz.

3           I think you have them labeled here  
4 differently?

5           COMMISSIONER STERTZ: I do.

6           VICE CHAIR HERRERA: What is -- in your  
7 version of planet Z, which one is District 9 here?  
8 I'm assuming it's District 8; is that correct?

9           COMMISSIONER STERTZ: For the sake of  
10 comparison -- and as I said, as I was going through  
11 that, I was creating areas of traffic and  
12 communities and neighborhoods and not backing into  
13 -- not trying to back into the competitiveness.

14           But in an effort as knowing that as long  
15 as the competitive districts create no significant  
16 detriment to any of the other areas, I can easily  
17 see that I could take that district, by making  
18 adjustments to it, to be able to have it become more  
19 competitive without significantly jeopardizing any  
20 of the other design criteria.

21           So I think that from purposes of getting  
22 quality, instead of looking at it and saying, okay,  
23 here is a competitive district by virtue of picking  
24 the areas to make it competitive, I designed the  
25 districts and said here is how -- here is how the

1 competition -- here is what the competitiveness  
2 falls out of it.

3 So I was trying to take a natural  
4 approach and a systematic approach to this based on  
5 constitutional criteria.

6 So my pleasant analysis out of all of  
7 this is that I was able to create a relatively  
8 competitive district. We're at 52.9 instead of 50  
9 -- let's see.

10 VICE CHAIR HERRERA: It's 1.3 percent  
11 higher.

12 COMMISSIONER STERTZ: 1.3 percent higher,  
13 easily along those edges by -- without really having  
14 any significant detriment to any of the other goals,  
15 we would be able to increase competition in a  
16 wholly -- in a differently designed district and  
17 still keeping communities of interest and geography  
18 and compactness and having areas sort of making  
19 sense to other parts of -- that don't have -- that  
20 really don't relate to other parts of the state  
21 making sense to these.

22 Now, is this perfect? By no means. But  
23 again, when I got the competitiveness analysis, this  
24 was the first time that I actually saw how the  
25 numbers turned out. So it was -- interesting result

1 from taking your direction and looking at it in a  
2 different way.

3 CHAIRPERSON MATHIS: Yeah, I appreciate  
4 that. And it goes to show that there are so many  
5 different ways to craft this. And we could really  
6 spend, you know, a year doing it, but we're going to  
7 have to come to decisions on how we want to proceed  
8 on this congressional very soon.

9 VICE CHAIR HERRERA: Madame Chair.

10 CHAIRPERSON MATHIS: Mr. Herrera.

11 VICE CHAIR HERRERA: Since -- as you  
12 bring that up, I do agree with you that we will have  
13 to come up with a decision soon, very soon in order  
14 for us to start working on the legislative map,  
15 which should be very soon as well.

16 I would like to just -- if we're -- not  
17 that we're done, if we could focus now -- I want to  
18 focus on some of the changes that Commissioner  
19 McNulty had made this morning, because I had a  
20 chance to look at the map that we started this  
21 morning with, Commissioner McNulty's changes in  
22 District 5, I think. So I would like to just  
23 quickly talk about that unless, Commissioner McNulty  
24 wants to do something else.

25 COMMISSIONER MCNULTY: Well, I did have a

1 couple comments about this.

2 CHAIRPERSON MATHIS: Go ahead.

3 COMMISSIONER MCNULTY: First, I guess I  
4 misunderstood you before lunch when you said that  
5 you had found two competitive districts in Phoenix  
6 that you were going to show us this afternoon, and  
7 I'm not seeing that.

8 COMMISSIONER STERTZ: I don't think I  
9 said that.

10 COMMISSIONER MCNULTY: I don't think that  
11 we should be discounting the indices that we are  
12 using because we don't have the 2004, 2006 data yet.  
13 That data is going to refine them and -- but it  
14 certainly doesn't give us any justification for  
15 discounting them.

16 The distance from state average is just  
17 based on the indices. So it's invalid to use the  
18 distance from state average for any purpose if the  
19 index is discounted.

20 But what I'm looking for is not an  
21 overall blend of competitiveness because the result  
22 of that is that you don't have districts where  
23 either party can win the election.

24 What I'm looking for is, and what I think  
25 is -- the voters are looking for is three districts,

1 at least, and I was hoping four, in which a Democrat  
2 or a Republican in an average year running a sound  
3 race and giving the people what they deserve each  
4 have a chance of winning.

5 What you have done, Mr. Stertz, is -- I  
6 know you said hadn't changed District 1, but it's  
7 1.3 percent more Republican than it was before  
8 lunch.

9 District 2 hasn't changed in terms of  
10 competitiveness. But District 9, which is District  
11 8 on your map, is 4 percent more Republican on your  
12 map.

13 And what we had talked about was a  
14 district in Maricopa County that was 50/50, that was  
15 a perfectly level playing field, that did not give  
16 an advantage to either party, that either party,  
17 Democrat or Republican, could win.

18 And this isn't that. So I can't support  
19 this. It doesn't, from my perspective, move us  
20 ahead.

21 COMMISSIONER STERTZ: Madame Chair.

22 CHAIRPERSON MATHIS: Mr. Stertz.

23 COMMISSIONER STERTZ: In just going  
24 through that same analysis, in -- we've -- in one  
25 district where it was -- in the three Maricopa

1 County districts, where were more heavily filled  
2 with -- or accumulated with Republican registrants,  
3 I've reduced those, increased the number of  
4 Republican or registered Democrats.

5 And, again, keep in mind that I didn't  
6 design this around registration. I didn't design  
7 this around competitiveness. I designed this map  
8 around how communities and transportation corridors  
9 and how communities of interest and on how geography  
10 and how growth patterns and all of the other  
11 criteria fit into place.

12 And I did not design a district that was  
13 -- that I picked from to try to create a competitive  
14 district and then designed everything else around  
15 it.

16 So that's the difference between what  
17 you're suggesting. This is a map that followed  
18 the -- linearly followed the criteria as  
19 constitutionally given, based on the criterias given  
20 by the chair.

21 So I'm trying not to -- if we are going  
22 to use the 2008, 2010 indices, then using them as a  
23 comparison of plus or minus the 3 percent is  
24 relevant if it's -- if we are not using the 2008,  
25 2010 indices, then, of course, the plus or minus

1 3 percent is not relevant. But we can't have one  
2 without the other.

3 So I'm okay with eliminating that index  
4 in its entirety until the 2004, 2006 numbers come in  
5 and then not use that analysis at all and to drop  
6 out the issue or the analysis component of the plus  
7 or minus 3 percent.

8 So we have been told that from the design  
9 of competition, is that anyone from either of the  
10 two major parties would have the opportunity to win.

11 One of the ways to do that is to get a  
12 closer amount of registrants in that area. And  
13 until we get 2004, 2006 data about what election  
14 results are, we're using a very, very, very small  
15 data set to be able to use as a comparison to create  
16 these indices.

17 VICE CHAIR HERRERA: Madame Chair.

18 CHAIRPERSON MATHIS: Let's let Mr. Stertz  
19 finish.

20 COMMISSIONER STERTZ: I'm used to him  
21 interrupting. Go ahead. Please, feel free.

22 VICE CHAIR HERRERA: I didn't know you  
23 weren't done. It was a long speech.

24 COMMISSIONER STERTZ: Please.

25 VICE CHAIR HERRERA: I just want Mr.

1 Desmond to clarify, when we finally get that data  
2 for 2004, 2006 and we average it out, like we -- how  
3 much of difference is that going to make in terms of  
4 competition? Because everything I've read and  
5 everything I've been told, if we balance it out with  
6 the 2010, 2008 election, include 2004 and 2006, the  
7 difference is not going to be that great.

8 Am I --

9 WILLIE DESMOND: I don't know. I would  
10 have to wait until we get the data.

11 VICE CHAIR HERRERA: And when will that  
12 be?

13 WILLIE DESMOND: We are working on it as  
14 fast as we can. It's just a complicated process. I  
15 hope we'll have a progress report for on Monday,  
16 though.

17 I'm going to devote a lot of my weekend,  
18 assuming nothing goes crazy this afternoon, to doing  
19 that.

20 COMMISSIONER STERTZ: Madame Chair.

21 CHAIRPERSON MATHIS: Mr. Stertz.

22 COMMISSIONER STERTZ: Commissioner  
23 Herrera, could you cite -- you just said that  
24 everything that you had read?

25 VICE CHAIR HERRERA: Yes, everything that

1 I have read, yes.

2 COMMISSIONER STERTZ: Could you cite some  
3 of those sources?

4 VICE CHAIR HERRERA: I don't have them  
5 with me, but I can definitely try to find them.

6 COMMISSIONER STERTZ: So do you have an  
7 idea of what they might be that I could maybe do a  
8 Google search on it?

9 VICE CHAIR HERRERA: How about I send  
10 them to you.

11 COMMISSIONER MCNULTY: Madame Chair,  
12 could we move on, please?

13 CHAIRPERSON MATHIS: Yeah.

14 Go ahead. Do you have something,  
15 Ms. McNulty?

16 COMMISSIONER MCNULTY: Only that I'll say  
17 one more time for the judge who -- the poor judge  
18 that has to read this record, that I built all of my  
19 districts that I proposed based on all of the  
20 constitutional criteria over a period of many months  
21 in the map that was called river district 7a and 8a.

22 All of those districts were put together  
23 based on six constitutional criteria. There was a  
24 huge amount of effort that went into looking at  
25 voting rights, equal population, compactness,

1 contiguousness, not -- respecting counties lines,  
2 municipal lines, geographic features, looking at  
3 communities of interest, looking in addition at ways  
4 of putting communities together that aren't  
5 necessarily communities of interest but that have  
6 common interests and competitiveness.

7           We're trying to reach consensus on a map  
8 here. And as a result of that, we followed a  
9 procedure in which we took the best parts of a  
10 couple maps and then we worked on the middle trying  
11 to retain at least one district in Metropolitan  
12 Phoenix where the 3.5 million people there would  
13 have a 50/50 chance in one district of electing a  
14 representative in a truly competitive race.

15           So there has been no ignoring of the  
16 other criteria. And I'm not really saying to you,  
17 Mr. Stertz, because I know you have your  
18 perspective. I'm just putting it in the record.

19           COMMISSIONER STERTZ: Madame Chair, just  
20 as a point of clarification, I have to ask  
21 Commissioner McNulty a question about the District 9  
22 and the design of District 9.

23           When you designed District 9, did you  
24 design it as I've just described as a combination  
25 following the criteria and then got a result of that

1 after the fact to where you got your competitiveness  
2 analysis?

3 COMMISSIONER MCNULTY: Pretty much. I  
4 mean, I designed it based on putting together  
5 communities that are inherently -- that inherently  
6 -- that fit together in different ways, and I've  
7 explained those at some length, and communities  
8 where electoral competition is inherent.

9 I didn't separate them in any way because  
10 I don't think you really can. I think it's a lot  
11 like looking at the Voting Rights Act districts. I  
12 mean, there were certain characteristics of  
13 communities and ways in which communities interact  
14 in which some of these criteria rise to the surface  
15 kind of inherently.

16 So it certainly was not -- I mean, it was  
17 not -- no, it was not an exercise of saying this is  
18 a competitive area, now how can I explain it. It  
19 was merely quite the opposite.

20 It was an exercise of saying, you know,  
21 the university is here, Mesa is here, downtown South  
22 Scottsdale is here, Arcadia is here, looking at a  
23 bunch of different attributes. And to use your  
24 words, which I don't think is what the Constitution  
25 says, but to use your words, competitiveness falls

1 out.

2 I think I just thought of a new bumper  
3 sticker. "Competitiveness happens."

4 VICE CHAIR HERRERA: Madame Chair.

5 COMMISSIONER MCNULTY: And it did. It  
6 just happened there and it's not happening here.

7 CHAIRPERSON MATHIS: I think Mr. Freeman  
8 is wanting to talk.

9 COMMISSIONER FREEMAN: Thank you, Madame  
10 Chair.

11 Also, for the record, for the esteemed  
12 judge who will pour through it at one point, I just  
13 wanted to say that the Constitution doesn't say that  
14 there has to be a 50/50 district. And, in fact, I  
15 have yet to see a district constructed that's 50/50.  
16 I don't even think your CD 9 is 50/50.

17 COMMISSIONER MCNULTY: I think it's about  
18 as close as we're going to get right now.

19 VICE CHAIR FREEMAN: Well, the district  
20 Commissioner Stertz has constructed is pretty darned  
21 close as well. And I think it's really --

22 COMMISSIONER MCNULTY: Four points less  
23 close.

24 VICE CHAIR FREEMAN: I think it's really  
25 unrealistic to put everything else aside in the

1 pursuit of 50/50. This is based on some incomplete  
2 data. It's a snapshot in time. Things are going to  
3 change the moment we put these lines down.

4 And I think we're sort of -- set the  
5 Commission up for failure if we draw such a strict  
6 definition of it. And we sort of fuel the flames of  
7 ongoing grievances that we'll hear about for the  
8 next ten years if people are only saying, well,  
9 there was only one competitive district. There was  
10 only one under a certain set of criteria that was  
11 truly 50/50. I don't think that's what the  
12 Constitution requires.

13 The Constitution requires us to favor  
14 competitive districts, to the extent practicable, as  
15 long as it doesn't cause a significant detriment to  
16 the other goals.

17 I think in order to make a finding on  
18 significant detriment to the other goals, we have to  
19 see how these other goals can be met.

20 And this is the first time I've seen  
21 Commissioner Stertz's map. I don't have it on my  
22 machine. You know, there may be ways that can be  
23 tinkered with it to further improve it and maybe  
24 even enhance competitiveness in all of the districts  
25 and reduce splits that increase compactness and

1 follow all of the constitutional goals.

2 I would certainly like to take the  
3 opportunity to do that.

4 VICE CHAIR HERRERA: Madame Chair.

5 CHAIRPERSON MATHIS: Mr. Herrera.

6 VICE CHAIR HERRERA: Can we start looking  
7 at the changes that Commissioner McNulty had  
8 proposed which we went over this morning based on  
9 the map -- the EB version 3a, I guess?

10 COMMISSIONER MCNULTY: Are we --  
11 Mr. Herrera, are we talking about when I had made  
12 the --

13 VICE CHAIR HERRERA: Correct.

14 COMMISSIONER MCNULTY: I would actually  
15 like to just look at that to refresh my memory about  
16 how that worked.

17 WILLIE DESMOND: The one --

18 VICE CHAIR HERRERA: The one from this  
19 morning before we broke for lunch. I think that's  
20 the one we were making --

21 COMMISSIONER MCNULTY: I was asking you  
22 to pull up because we did that early this morning.  
23 I know you saved it. I would just like to see it  
24 again.

25 COMMISSIONER STERTZ: Madame Chair.

1 CHAIRPERSON MATHIS: Mr. Stertz.

2 COMMISSIONER STERTZ: Before we so  
3 summarily dismiss my work product here, I just want  
4 to make sure that we do place on the record I do  
5 have a follow-up question for Commissioner McNulty.

6 You must have a very good inherent  
7 knowledge of -- on a block-by-block basis about  
8 voter registration throughout this district that you  
9 created because to be able to create this district  
10 as it picks its way through this community to be  
11 able to create this district that is so evenly  
12 balanced.

13 I guess I have to commend you of your  
14 expertise in having that level of inherent knowledge  
15 that would allow you to create a district without  
16 having any prior knowledge about registration.

17 VICE CHAIR HERRERA: She's a smart lady.

18 COMMISSIONER MCNULTY: Mr. Stertz, it's  
19 called Maptitude. That's what we have. That's what  
20 we've been learning to do for three months here.  
21 That's what we've been spending all of our time on.  
22 That's why we have this data. That's why we hired  
23 this consultant. That's why they are spending all  
24 of their time loading this stuff in. There's  
25 nothing inherent about it. It's what we're trying

1 to accomplish and I used the tools before us.

2 VICE CHAIR HERRERA: Can we go to --

3 COMMISSIONER MCNULTY: You're being silly  
4 and you're just trying to take up the whole day, and  
5 that's okay if that's what we all want to go is sit  
6 here and listen to Mr. Stertz ask me these kinds of  
7 questions.

8 VICE CHAIR HERRERA: I think that what --

9 CHAIRPERSON MATHIS: Mr. Herrera.

10 VICE CHAIR HERRERA: -- I would like to  
11 do is focus on Commissioner McNulty's map.

12 We didn't dismiss your map, we actually  
13 have been discussing it. But what I had mentioned  
14 before, if you had made any changes, did anything  
15 outside the donut hole, and it appears based on  
16 Commissioner McNulty's comments, that you did.

17 And again, to me, that is not what we  
18 were wanting. That wasn't the direction we were  
19 headed. The direction we were given was to just  
20 fill in -- work with the donut hole and go forward.  
21 I don't want to go back any more.

22 So let's focus on the map that  
23 Commissioner McNulty had talked about this morning  
24 and let's go forward.

25 Did you bring it up?

1           COMMISSIONER STERTZ:   So in -- I  
2 appreciate -- for being called "silly" for my work  
3 product.  I appreciate the --

4           VICE CHAIR HERRERA:   That's not what she  
5 said.

6           COMMISSIONER STERTZ:   -- thoughts.  So  
7 I'm hoping --

8           (Multiple speakers.)

9           VICE CHAIR HERRERA:   Willie, did you  
10 bring it up?

11          COMMISSIONER STERTZ:   -- that we can have  
12 a little bit more of a civil conversation moving  
13 forward.

14          And if you would please not interrupt me  
15 again, just for a moment.

16          VICE CHAIR HERRERA:   I am actually  
17 talking to Willie, I'm not talking to you.

18          COMMISSIONER STERTZ:   And I understand  
19 that, but you're trying to get him to change the  
20 map.  And I want --

21          VICE CHAIR HERRERA:   Yeah, we need to  
22 move forward.  I mean, if you want to keep wasting  
23 our time --

24          CHAIRPERSON MATHIS:   Let  
25 Mr. Stertz finish, please.

1           COMMISSIONER STERTZ:    Would you hand the  
2 gavel over to him, please, because he's going to  
3 chair the meeting, then have him take the meeting.

4           VICE CHAIR HERRERA:    You are being silly.

5           COMMISSIONER STERTZ:    Madame Chair --

6           CHAIRPERSON MATHIS:    Mr. Stertz and  
7 Mr. Freeman, please.

8           COMMISSIONER STERTZ:    I'm wrapping up  
9 right now. Thank you.

10          VICE CHAIR HERRERA:    Am I Mr. Freeman?

11          CHAIRPERSON MATHIS:    I mean Mr. Herrera.

12          VICE CHAIR HERRERA:    Behave.

13          VICE CHAIR FREEMAN:    I'm sitting over  
14 here.

15          CHAIRPERSON MATHIS:    Sorry, Mr. Freeman.

16                 I would -- I am not -- I don't think  
17 anyone is summarily dismissing your work product. I  
18 appreciate it. I think it shows a lot of effort to  
19 try to come up with another way of looking at this.  
20 And there are many ways to look at it and there's no  
21 doubt.

22                 And this is one, and we have one from  
23 this morning and that stemmed from our work  
24 yesterday to try to work within the parameters I had  
25 set. And I appreciated everyone trying very hard

1 yesterday to do that.

2           And I think we actually came up with  
3 something pretty workable. There are some things  
4 that need to be cleaned up, no doubt, and I still  
5 think there's probably some things that can be done  
6 in that East Valley area that we started to do this  
7 morning.

8           And I would like to go back to that, if  
9 we could, and talk about it a little more and see if  
10 there might be something to do.

11           And going back to that competitiveness  
12 measurement, too, we don't have the '04, '06 data  
13 yet but we will soon. And we're not going to have  
14 it, though, I don't think in time to publish the  
15 draft map to then go out on the road for second  
16 hearings.

17           So it's going to -- our draft map is  
18 going to require analysis on racially polarized  
19 voting and competitiveness and all of it. And  
20 that's what I anticipate occurring during that  
21 monthly of public comment that we are going to have  
22 these maps out for.

23           And no doubt there's going to be  
24 adjustments to be made based on that and based on  
25 public comment that people will come forward and

1 tell us what's wrong with the map.

2 But I think we really do need to just get  
3 it out there for folks and then let them tell us.

4 I remember Mr. Strasma saying in his  
5 interview, I believe in the wisdom of crowds, and  
6 it's true. So the sooner we can get something in  
7 front of people so that -- and we've worked hard on  
8 this. It's not like we've just thrown something  
9 together in the last minute to do this.

10 It's based on a lot of input we've that  
11 we've received in trying to keep communities of  
12 interest whole and all of the other criteria.

13 So if we could, I would like to go back  
14 to that version from this morning and just see what  
15 still could be done to tweak that to make it overall  
16 a little cleaner and nicer in the donut hole area --  
17 bagel hole.

18 VICE CHAIR HERRERA: Madame Chair.

19 CHAIRPERSON MATHIS: Mr. Herrera.

20 VICE CHAIR HERRERA: What I would like to  
21 do is just focus on some of the changes that were  
22 made this morning and the ones -- well, mainly the  
23 ones this morning that were made and also the  
24 changes that were done -- or proposed to District 9,  
25 once the map is up.

1 WILLIE DESMOND: This is the map that we  
2 worked on this morning to the point where we started  
3 playing around with moving Gila County and then some  
4 of the population changes in District 1.

5 VICE CHAIR HERRERA: Madame Chair.

6 CHAIRPERSON MATHIS: Is this where --  
7 yeah, because I can't -- we did a number of things  
8 in the morning to number 5.

9 WILLIE DESMOND: Is this where you want  
10 to start from?

11 VICE CHAIR HERRERA: Madame Chair, if  
12 this is the one that has the changes that  
13 Commissioner McNulty had proposed, then, yes, this  
14 is the map that I want to look at.

15 COMMISSIONER MCNULTY: That looks like  
16 the one that -- I'm sorry, Mr. Freeman.

17 VICE CHAIR FREEMAN: I was just going to  
18 say it's not one that incorporates any changes I  
19 proposed. That's what Commissioner Herrera, I  
20 think, is getting at.

21 VICE CHAIR HERRERA: No, that's not what  
22 I'm getting at.

23 What I'm getting at is the one that  
24 Commissioner McNulty proposed. I don't think you  
25 proposed any changes today, I don't think.

1           VICE CHAIR FREEMAN: I proposed a lot of  
2 changes both --

3           VICE CHAIR HERRERA: Today.

4           VICE CHAIR FREEMAN: -- today, yesterday,  
5 and on Tuesday.

6           CHAIRPERSON MATHIS: So why don't we go  
7 back to where we started at the beginning of the day  
8 because I would like to see that map, I guess and  
9 then we'll --

10          VICE CHAIR HERRERA: Can we focus -- the  
11 changes -- you even mentioned it, Chair Mathis, that  
12 you liked the changes that were made to District 5.

13          CHAIRPERSON MATHIS: I did. I liked the  
14 compactness and contiguousness of that better than  
15 what we started with where Mesa was split in a  
16 serpentine way.

17          VICE CHAIR HERRERA: Sure.

18                 And, Madame Chair, that's the reason why  
19 I'm focusing on this map. You made some comments  
20 about liking it, and I'm going back to that.

21                 So I would like to focus real quickly  
22 because there's not that big of a difference from  
23 the one we looked at this morning and the one we're  
24 looking at right now, other than those changes that  
25 you wanted in District 5.

1           So what I would like to do is just focus  
2 on some of the positive things -- just really  
3 quickly on some of the positive things that this map  
4 does for all of us.

5           CHAIRPERSON MATHIS:   Okay.   Go ahead.  
6 You can talk about it.

7           VICE CHAIR HERRERA:   So, Mr. Desmond, if  
8 you can focus on -- I think Commissioner McNulty  
9 talked about removing that extra split in Mesa.   And  
10 so if keeping Mesa in two districts.   Can you just  
11 focus on that area where she made that change?

12          WILLIE DESMOND:   Right here.

13          VICE CHAIR HERRERA:   And I think that all  
14 five commissioners, this is something we all wanted.  
15 I know that I wanted to do this to keep Mesa into  
16 two districts instead of three.

17          VICE CHAIR FREEMAN:   It is in three.

18          VICE CHAIR HERRERA:   Which is achieved.

19          VICE CHAIR FREEMAN:   I'm sorry, it's  
20 still in three.

21          VICE CHAIR HERRERA:   No, I thought --

22          WILLIE DESMOND:   There is the corner of,  
23 like, of East Mesa that we left in.

24          VICE CHAIR HERRERA:   Okay.   Is that  
25 something that we can clean up, then?

1 WILLIE DESMOND: We can, we haven't done  
2 it yet, though.

3 VICE CHAIR HERRERA: So that's something  
4 we will clean up.

5 So what we'll do is move the rest of --  
6 so from 2 to 3. So that is a goal that we can all,  
7 I think, agree on.

8 This particular map -- if you can go to  
9 District 9 real quickly, Mr. Desmond.

10 WILLIE DESMOND: Yep.

11 VICE CHAIR HERRERA: This particular map  
12 keeps this only one competitive district in Maricopa  
13 intact. A 50/50/50 (sic) split. So I don't think  
14 it gets any more competitive than this.

15 Again, we are -- going back to the river  
16 district map, I created for four competitive  
17 districts. So this particular version is -- we're  
18 having to compromise only two or three. So that's  
19 the second area.

20 This particular map, also it doesn't  
21 degrade the two competitive districts outside of the  
22 donut hole. So this particular map did not mess at  
23 all with the areas outside the donut hole. So it  
24 keeps two more competitive districts for a total of  
25 possibly three.

1 I think it took away a county split from  
2 Pinal that went from District 5 to 4. So the splits  
3 now are -- I think a total -- can you go to that  
4 area?

5 WILLIE DESMOND: Yep.

6 VICE CHAIR HERRERA: I think the total  
7 splits now are four. I think it went from five  
8 splits to four splits. So this is something that I  
9 know Commissioner Stertz and Freeman were talking  
10 about, and I agree with that, trying to reduce the  
11 splits.

12 Can you show where the --

13 WILLIE DESMOND: So there is it looks  
14 like four splits. District 1, District 2 in  
15 Saddlebrooke, District 3, the reservation.

16 VICE CHAIR HERRERA: And what I would  
17 like to do is focus on the reasons for those splits.  
18 I think these splits have a legitimate reason.

19 Now, let's focus on District 1 in the  
20 split with Pinal. This is a primary -- a rural  
21 traditional population areas in Pinal which includes  
22 Florence, Coolidge, Casa Grande, and Superior. I  
23 think we heard a lot about the public testimony  
24 about these communities wanting to stay together as  
25 a rural community and they wanted to be kept rural.

1           So this -- that particular split for  
2 Pinal District 1 can easily be traced to a -- one of  
3 the six criteria.

4           So let's look at District 2, now.

5           Again, District 2 has a split for Pinal.  
6 So that's the second split. It is -- the reason for  
7 this particular split was solely to satisfy the  
8 community of interest connecting Saddlebrooke with  
9 Oro Valley and Catalina. They are more of a  
10 retirement community and they wanted to stay  
11 together.

12           Again, you can tie this particular to one  
13 of the six criteria, which I think Commissioner  
14 Stertz had asked, to start tying them when we make  
15 these changes.

16           Let's go to the third district, which is  
17 the third split. This particular split that grabs  
18 Eloy, Ak-Chin, and the Gila River Indian  
19 Communities --

20           COMMISSIONER STERTZ: Madame Chair.

21           I apologize, Mr. Herrera, for  
22 interrupting, but why are we talking about the  
23 entire map?

24           VICE CHAIR HERRERA: No, I'm talking  
25 about the --

1           COMMISSIONER STERTZ: Are we not talking  
2 about specifically filling in the donut hole this  
3 afternoon?

4           CHAIRPERSON MATHIS: We are, but I'm  
5 just -- Mr. Herrera, what is that you want to get --

6           VICE CHAIR HERRERA: Because I'm also  
7 addressing the issue -- it has come up already where  
8 they've been talking about the many splits to Pinal.  
9 So I want to make sure that we address that, and  
10 that's what I'm trying to do. Because I know it's a  
11 concern of Stertz and Freeman, and I want to make  
12 sure those issues are addressed.

13           And what I'm trying to do, since  
14 Commissioner Stertz asked to tie in any of the  
15 changes we make to the six criteria, I'm honoring  
16 that request, as I did before and he had no issue  
17 when I presented those changes, which was to the  
18 river district 8a.

19           Again, I went through the trouble of  
20 going through all of the changes I made and tying in  
21 with one of the six criteria, which is, again, what  
22 he wanted.

23           CHAIRPERSON MATHIS: Okay. And I think  
24 that's a worthwhile exercise to do, but I would like  
25 to do it once we get to a draft map that we are all

1 happy with.

2 VICE CHAIR HERRERA: Okay. Then I'll go  
3 back to the changes.

4 CHAIRPERSON MATHIS: Well, what I would  
5 like to do, really, is go back to where we were at  
6 the beginning of the day because that is -- although  
7 I like the way 5 is, I don't know if that needs --  
8 you know, if everyone is happy with that, if we  
9 should just start where we were because at least we  
10 had a starting point today where everybody was at  
11 and then from there, what changes, if any, need to  
12 be made to the donut hole.

13 And it sounds like the East Valley was  
14 probably the most concern and let's try to just  
15 clean that up and see if -- see where we are then.  
16 That's what I would like to do.

17 COMMISSIONER MCNULTY: Madame Chair.

18 CHAIRPERSON MATHIS: Ms. McNulty.

19 COMMISSIONER MCNULTY: I would just say  
20 it was helpful to see that, see what we had done  
21 there because it may be helpful in making  
22 suggestions with what we've got now, what we have in  
23 front us now also.

24 CHAIRPERSON MATHIS: Mr. Freeman.

25 VICE CHAIR FREEMAN: I just had a

1 question.

2 Commissioner Herrera, you mentioned that  
3 the river district map created four competitive  
4 districts.

5 What's your criteria for saying that?  
6 What criteria did you employ?

7 VICE CHAIR HERRERA: The criteria that I  
8 used was the information that had been given to us,  
9 which is the 2008, 2010 election results. So that's  
10 all we've been given so far when I created that. So  
11 that's what I based the competitiveness model on  
12 that information.

13 VICE CHAIR FREEMAN: So then under that,  
14 using those criteria, then, Commissioner Stertz  
15 would have created a competitive district in Phoenix  
16 as well.

17 VICE CHAIR HERRERA: You're asking me --

18 VICE CHAIR FREEMAN: You said there were  
19 four, so I figured you new --

20 VICE CHAIR HERRERA: As I mentioned  
21 numerous times, the river district 8a and 7a  
22 created, I think close to four -- probably four  
23 competitive districts, which is -- which was one of  
24 my goals from the beginning to start with that I  
25 wanted to create as many competitive districts as

1 possible. Not two or three, four.

2 And, again, this particular map only  
3 creates maybe three. And that's if we have you and  
4 Commissioner Stertz on board on creating at least  
5 three. But that particular map created four.

6 VICE CHAIR FREEMAN: It's not a matter of  
7 me being on board. I'm on board with the  
8 Constitution and that's what I'm --

9 VICE CHAIR HERRERA: That's part of the  
10 Constitution.

11 COMMISSIONER MCNULTY: Mr. Freeman, in  
12 response to your question, I have a little different  
13 perspective on that.

14 In the river district map, I hate to  
15 raise the name 101 again, but I will, there was a  
16 fourth district in South Central Phoenix around the  
17 majority-minority district that created a -- that  
18 had, the way it was originally configured, some  
19 increasing Hispanic communities that offered an  
20 opportunity for an emerging Hispanic/competitive  
21 district.

22 And I don't think it was even based on  
23 the snapshot numbers that we had on the river  
24 district map, which I think was probably before we  
25 have this more in depth index, but now I'm not sure.

1 I don't think it was fully competitive in the way  
2 that this District 9 is.

3 But as I said at the time, as I was, you  
4 know, working on trying to put that together, the  
5 hope was that the way the growth in those  
6 communities was occurring and we thought would  
7 continue to occur, that their -- it may grow go  
8 truly a competitive district in the next few years.

9 So just your point of, well, if that is a  
10 competitive district, why isn't this. That's the  
11 explanation and it's also the explanation of at  
12 least what I had in my mind when I was focusing on  
13 trying to pull that other district together.

14 VICE CHAIR FREEMAN: Sure. And there  
15 were three others that claim to -- there were at  
16 least, possibly a fourth, is what you're saying. So  
17 there was some criteria that was used to assess  
18 those other three.

19 COMMISSIONER MCNULTY: Well, we had that  
20 2008, 2010 snapshot number that Strategic Telemetry  
21 prepared for us that they were giving us with those  
22 maps.

23 VICE CHAIR FREEMAN: I understand.

24 I think what my point is, if those  
25 districts are competitive, then you can't look at

1 this district that Commissioner Stertz constructed  
2 last night and say that it's not.

3 COMMISSIONER MCNULTY: Well, I can and I  
4 did. I mean, it's four points less competitive than  
5 the one that was there.

6 And what I was going for was a truly  
7 50/50 district, which isn't to say that the  
8 Constitution says that or anything like that, but  
9 that was my objective. And I think a city of  
10 3.5 million people deserve that.

11 And I do think over the next ten years --  
12 I take a different perspective on, you know, whether  
13 we're going to have -- I forgot quite how you put  
14 it, whether we're going to get a lot of negative  
15 comment.

16 I think quite to the contrary. I think  
17 over the next ten years that will have proven to be  
18 a great asset for the state of Arizona, and I really  
19 hope we can do it.

20 COMMISSIONER STERTZ: So, Madame Chair,  
21 am I correct that we are talking at the baseline  
22 drawing as we started this morning --

23 CHAIRPERSON MATHIS: Yes.

24 COMMISSIONER STERTZ: -- and making some  
25 adjustments to it based on some comment that we

1 received in public testimony yesterday as well as  
2 our personal reviews?

3 CHAIRPERSON MATHIS: Yes.

4 COMMISSIONER STERTZ: Okay.

5 VICE CHAIR HERRERA: Madame Chair.

6 CHAIRPERSON MATHIS: Mr. Herrera.

7 VICE CHAIR HERRERA: Now, the changes  
8 that you agreed to or that you liked, why are we  
9 discounting those? It just seems like -- because we  
10 put a lot of -- there was a lot of time and  
11 conversation that centered around that particular  
12 change.

13 I didn't track the time, but we spent a  
14 good chunk of time in the morning going over those  
15 changes and we shouldn't discount them. I think  
16 they should be included and see how we can maybe  
17 tweak it. But to forget the changes we made and  
18 start over from scratch in the morning. That  
19 doesn't seem like a logical way to go.

20 CHAIRPERSON MATHIS: Well, I'm curious to  
21 know, like, for District 6 if the compactness, you  
22 know, the three measures we use for compactness, how  
23 that compares to what happens if we did do the  
24 changes that we talked about for Mesa and getting it  
25 into one area. Just some things like that.

1           I think that would help us decide -- how  
2 do we clean up that Mesa area. Or I mean, maybe you  
3 guys like the way that looks right now. But it sure  
4 seems to me to be something we should probably  
5 address because Mesa is such a long horizontal  
6 community and it just seems like that could be  
7 oriented better to make it a more compact and  
8 contiguous district.

9           And it would also fix 6 so that 6 doesn't  
10 have the leg coming down. It already has an  
11 elephant trunk on it instead of having two elephant  
12 trunks.

13           VICE CHAIR HERRERA: Madame Chair.

14           CHAIRPERSON MATHIS: Yes, Mr. Herrera.

15           VICE CHAIR HERRERA: Is this the map we  
16 focused on before lunch?

17           CHAIRPERSON MATHIS: It's the one that we  
18 started with this morning, right?

19           WILLIE DESMOND: It's the one we left  
20 with last night.

21           VICE CHAIR HERRERA: Again, in order to  
22 get to where we're at before lunch, I would like to  
23 go back to that map that you had agreed to that you  
24 liked the changes.

25           CHAIRPERSON MATHIS: Okay.

1           VICE CHAIR HERRERA: That would make more  
2 sense.

3           CHAIRPERSON MATHIS: I got it. I  
4 understand where you stand.

5           Do the others -- how do you all feel? Do  
6 you like what you saw after our work this morning or  
7 do you like this?

8           VICE CHAIR FREEMAN: Madame Chair, I  
9 thought you wanted to bring up this to sort of  
10 reorient yourself. I appreciate that. It helps me  
11 reorient myself on where we began today.

12           There's, to my knowledge, no agreement on  
13 what we did throughout the morning. It was simply  
14 to see different ways of putting a puzzle together.  
15 We were exploring that.

16           CHAIRPERSON MATHIS: That's right.

17           COMMISSIONER STERTZ: Madame Chair.

18           CHAIRPERSON MATHIS: Mr. Stertz.

19           COMMISSIONER STERTZ: The District 9, the  
20 McNulty-designer district that created the -- by the  
21 way, it's not 50/50/50, it's 33/33, 33 and third, 33  
22 and a third as far as splits.

23           The goal about an equal balance of  
24 voters, is that -- obviously, you can see that  
25 there's other ways of skinning the same cat.

1           I just want to hear from the chair that  
2 this designer district is the district that we are  
3 crafting and working around and this is the only  
4 design or competitive district that we are working  
5 with.

6           CHAIRPERSON MATHIS: Yeah, I think it is  
7 for now. I mean, I know there are other designer  
8 districts we could draw if we wanted to, but I think  
9 that Ms. McNulty made a case for why she drew what  
10 she drew.

11           My charge to all of you was to come up  
12 with a competitive district that was straight up  
13 50/50 where no major party had an inherent advantage  
14 or built-in advantage.

15           I didn't factor in Independents or  
16 anything. I was just really thinking straight up  
17 Republican versus Democrats.

18           And those numbers, you know, could  
19 change, depending on what we learn from the '04, '06  
20 data. It will just be interesting to see once we  
21 have more data in this to see what it does to these  
22 indices that we already have generated.

23           But I think that, you know, this map  
24 works generally. You know, it really does bring in  
25 so much of what we all talked about and heard about

1 the past however many weeks.

2 And so I'd like to -- if possible, I  
3 would like to -- for us to try to work with this,  
4 what we have, and see if, you know, there's any  
5 minute changes in the area of cleaning things up in  
6 the donut.

7 But otherwise, I think it makes sense the  
8 way it is. And we have all -- we've looked at all  
9 of the criteria around the other districts to  
10 balance everything out and make sure we're meeting  
11 the other criteria.

12 And again, there will be -- this is a  
13 draft map that we're trying to approve to get  
14 comment on. So I don't anticipate that this is the  
15 final map at all. But I think it's a great start.

16 COMMISSIONER STERTZ: Madame Chair.

17 CHAIRPERSON MATHIS: Yes, Mr. Stertz.

18 COMMISSIONER STERTZ: With all due  
19 respect, the fact of the matter is is that the  
20 direction that we were given was that when you  
21 presented the donut hole concept, Commissioner  
22 McNulty had -- almost immediately had this designer  
23 district crafted on which you then asked us then to  
24 design around.

25 CHAIRPERSON MATHIS: Yeah, it was in a

1 night -- overnight that she created it the next day.

2 COMMISSIONER STERTZ: Correct.

3 CHAIRPERSON MATHIS: She did it during  
4 the night and brought it in the next day.

5 COMMISSIONER STERTZ: And I greatly  
6 appreciate the fact that she had the opportunity and  
7 the skill to be able to craft it.

8 So the question is, that is the one -- as  
9 you can see, that with subtle adjustments I would be  
10 able to create another district, at least another  
11 competitive district, in a different fashion than  
12 this one.

13 CHAIRPERSON MATHIS: And I have no doubt  
14 that each of you could come up with a different way  
15 to craft the center with a competitive district in  
16 it.

17 And -- but, you know, it's just kind  
18 of -- I think we have something here that's very  
19 workable and I don't see why we can't just move  
20 forward and try to clean up things as we would like  
21 to and use this as a bases and then hear from folks.

22 And, you know, if people disagree with  
23 various lines, they can tell us about it.

24 VICE CHAIR HERRERA: Madame Chair.

25 CHAIRPERSON MATHIS: Mr. Herrera.

1           VICE CHAIR HERRERA: Let me -- just a  
2 quick reminder that I didn't agree -- I didn't  
3 really care for this particular map as there were  
4 three border districts. It limited the number of  
5 competitive districts we could create. So there's  
6 quite a few things that I know I'm giving up on this  
7 map.

8           And so I would -- respect Commissioner  
9 Stertz's comments, but I think we need to move  
10 forward. As you didn't change your mind with the  
11 three border districts or the way the map is  
12 designed because -- at my request, I hope that you  
13 also don't change your mind because Commissioner  
14 Freeman is asking you to change your mind about  
15 District 9.

16           So let's move forward. You've already  
17 made up your mind on District 9. Let's move forward  
18 on the rest of the map.

19           COMMISSIONER STERTZ: I have no idea what  
20 you just said.

21           VICE CHAIR HERRERA: I'll explain it to  
22 you later.

23           CHAIRPERSON MATHIS: Can we focus on  
24 number 5 a little bit, all of the commissioners, and  
25 see if there's things to do there with Mesa that --

1 or do people like it the way it is?

2 VICE CHAIR FREEMAN: Madame Chair.

3 CHAIRPERSON MATHIS: Mr. Freeman.

4 VICE CHAIR FREEMAN: I don't, and I don't  
5 like the fact that you're going through cutting  
6 through all of these congressional districts. We  
7 know already, I forget, 150,000 thereabouts in this  
8 chunk of Mesa.

9 CHAIRPERSON MATHIS: Right.

10 WILLIE DESMOND: Yeah.

11 VICE CHAIR FREEMAN: And one thing we  
12 were doing late in the day is cutting this out to  
13 trim it down, but we are putting it in CD 4, which I  
14 disagree with.

15 The one solution is to shed it to CD 1  
16 and then shift the population around the map either  
17 to the north or to the south. That's a possibility.

18 You could -- I think with shedding San  
19 Tan Valley, you get it pretty close. It's 84,  
20 86,000, something like that. So there's still going  
21 to be some leftover population in there in Mesa that  
22 we are going to have to deal with in order to  
23 eliminate the third split of Mesa.

24 That's -- the rest of these lines, I  
25 think -- now I'm wondering if that was intentionally

1 drawn to look like an elephant because it's a -- the  
2 rest is pretty heavily packed Republican districts.

3 COMMISSIONER MCNULTY: Mr. Freeman, you  
4 were given, you know, the opportunity to do this.

5 VICE CHAIR FREEMAN: And I did. I  
6 presented two proposals and I guess to use  
7 Commissioner Herrera's words, nobody listened to me.  
8 But that was Tuesday when I tried to switch Gila  
9 County around and I had a way to shift the  
10 population from west to east so that both the rural  
11 districts sort of share in taking little bits of the  
12 urban area.

13 I did it again on Thursday when we took  
14 the Flagstaff communities and put them in the  
15 western district and used that vehicle to shift the  
16 population around.

17 COMMISSIONER MCNULTY: Say that again.

18 VICE CHAIR FREEMAN: What we did  
19 yesterday morning.

20 COMMISSIONER MCNULTY: The option you  
21 just described.

22 VICE CHAIR FREEMAN: Which was -- when  
23 you shed population to 1, it overpopulates it. So  
24 it needs to shed population somewhere else, and I  
25 shed it to CD 4 up in -- and this is what we went

1 through yesterday morning, which were all the  
2 Flagstaff communities and made it come into rough  
3 balance there.

4 That way that trims up -- trims away this  
5 part of the population from here and maybe gets us  
6 closer to having leftover one congressional district  
7 there. It may not be perfect, which might require  
8 further adjustments, but it moves that population  
9 around the state, in essence.

10 COMMISSIONER MCNULTY: You know, I just  
11 can't see fixing this problem by splitting Flagstaff  
12 given --

13 VICE CHAIR FREEMAN: It doesn't split  
14 Flagstaff.

15 COMMISSIONER MCNULTY: Or splitting  
16 Coconino County.

17 And the other thing is -- well, we worked  
18 on this exercise and the reason I participated --  
19 or, you know, thought it made sense was because we  
20 were going to stay within -- we were going to be  
21 working on Maricopa County and we weren't going to  
22 be adjusting all of the other districts.

23 If we take San Tan Valley and we put it  
24 into 1, that changes the character of 1. And I also  
25 don't think it makes sense. I think it makes more

1 sense to have Queen Creek and San Tan Valley and  
2 Gold Canyon and Apache Junction together in a  
3 district than carving those areas up and that  
4 creates kind of a population hub.

5           If you look at the congressional map that  
6 we're operating under right now, the eastern  
7 district completely envelops that metropolitan area.  
8 It comes way down under, it goes around, and it  
9 comes over.

10           And what we are looking at here is kind  
11 of the inverse, to a certain extent. We would have  
12 the western rural district coming over Maricopa  
13 County and picking up some of those areas.

14           The western district would still be  
15 predominantly rural but there would be a hub of  
16 population there.

17           And to me, that makes more sense than a  
18 vestige of population because the representative is  
19 going to -- you know, there's an area there that  
20 that representative is going to be responsible for.

21           So just from a community perspective and  
22 a representation perspective, it makes more sense to  
23 me to make -- to deal with the split in Mesa, make  
24 that a consolidated district and then keep Queen  
25 Creek -- or the balance of Queen Creek and San Tan

1 and Gold Canyon and Apache Junction together in that  
2 District 4.

3 Now, the other -- I guess the other  
4 possibility would be to merge those in and have  
5 everything shift, you know, over. Bring those into  
6 6, bring -- take western 6 out, move it into 8 and  
7 then bring population -- I may be going the wrong  
8 way here, but then bring population out into 8 so  
9 that instead of these growth areas being in a  
10 district that is predominantly on the other side of  
11 the metropolitan area, they are in a district with  
12 the metropolitan area and then the district on the  
13 west side, the metropolitan area on the west side  
14 shares more with the western district.

15 You know, we could do -- and the chimneys  
16 and -- the chimney district the -- what did you call  
17 it? The elephant district?

18 VICE CHAIR FREEMAN: Part of it looks  
19 like an elephant. It's looks like something with  
20 two tubes coming out of it.

21 COMMISSIONER MCNULTY: I see.

22 Well, we've got a chimney, we've got an  
23 elephant.

24 VICE CHAIR FREEMAN: We've got a drain  
25 pipe. Oh, that's what you'd call the chimney over

1 there.

2 COMMISSIONER MCNULTY: No the chimney is  
3 at the top. It's got like a house with three  
4 chimneys.

5 VICE CHAIR FREEMAN: This looks like  
6 Asia. I guess that's Europe right there.

7 COMMISSIONER MCNULTY: Well, those are --  
8 Mr. Freeman, I don't want to go into 1 because that  
9 wasn't the way we approached this.

10 So I guess what I'm asking you is, you  
11 know, if you have another way to do this within  
12 Maricopa County, whether it's bringing San Tan and  
13 all of those in without changing 9 and then shifting  
14 everything over so that the western area --

15 VICE CHAIR FREEMAN: That's what I'm not  
16 quite following, and I know it's hard to explain,  
17 what actually you're meaning there.

18 Right now, how does it differ from how  
19 it's drawn right now, I guess?

20 VICE CHAIR FREEMAN: What are you trying  
21 to do?

22 COMMISSIONER MCNULTY: You know, I don't  
23 know. I guess I'd have to have Willie help me.

24 WILLIE DESMOND: If I understood what  
25 would happen is the areas of Apache Junction, Queen

1 Creek would probably come join the Maricopa area.  
2 As a result, 4 would then be underpopulated or would  
3 have come in further on the west side.

4 So the question is, is it better to have  
5 Queen Creek and Apache Junction the river district,  
6 District 4, or is it better to have some of the  
7 western parts?

8 COMMISSIONER MCNULTY: Thank you, Willie.

9 COMMISSIONER STERTZ: Madame Chair.

10 CHAIRPERSON MATHIS: Mr. Stertz.

11 COMMISSIONER STERTZ: I understand  
12 Commissioner McNulty's desire to not go into any of  
13 the southern districts, but would that include not  
14 going into the other districts if the -- if  
15 competition could be increased?

16 If you could have a more competitive  
17 district or create more competitive districts, would  
18 it be your desire to want to go into those  
19 districts?

20 COMMISSIONER MCNULTY: Depends on how you  
21 define "competition," Mr. Stertz. If we define it  
22 the way you did after lunch, then that wouldn't  
23 work.

24 My perspective right now is to get a  
25 draft map --

1 COMMISSIONER STERTZ: I understand.

2 COMMISSIONER MCNULTY: -- and not to  
3 spend another week doing that.

4 COMMISSIONER STERTZ: I apologize for  
5 interrupting you. I didn't mean to step on your  
6 words.

7 In District 9, the way that you define  
8 competition was registration being a third, a third,  
9 and a third as being one of --

10 COMMISSIONER MCNULTY: No. No. No.  
11 Have I stepped on your words? I'm sorry, but that's  
12 not it.

13 COMMISSIONER STERTZ: And you followed up  
14 by saying where anyone, based on whichever party had  
15 the opportunity to become elected. Is that a good  
16 paraphrase?

17 COMMISSIONER MCNULTY: The second part is  
18 close. The first part wasn't.

19 COMMISSIONER STERTZ: But, Madame Chair,  
20 if I could explore that just for a second.

21 One of the ways that you were able to  
22 achieve that in your district that you created was  
23 to have parody between the Republican, Democrat --  
24 or one of the components, again, based on small data  
25 set 2008, 2010 being another, but one of the

1 components you used was registration.

2 Is that a fair statement?

3 COMMISSIONER MCNULTY: That really isn't  
4 -- I'm not sure what you're getting at because the  
5 registration --

6 COMMISSIONER STERTZ: I'm asking a  
7 question.

8 COMMISSIONER MCNULTY: -- numbers are  
9 here. The registration numbers aren't the measure.  
10 The measure is the election results.

11 COMMISSIONER STERTZ: So, again,  
12 exploring that, the election results are based on a  
13 small data set.

14 The one thing that we do know is  
15 registration, and if the goal would be to get more  
16 parity to get a higher -- more districts throughout  
17 the state and parity or closer to having quality  
18 between registered Republicans, Democrats, and  
19 Independents, one would ascertain by virtue of this  
20 data set, this limited data set, that we might be  
21 able to have a higher level of competition once we  
22 add in 2004, 2006.

23 Again, it's an unknown because we don't  
24 have any information.

25 Wouldn't that be something that you might

1 want to explore in the effort of competition?

2 COMMISSIONER MCNULTY: I don't think it's  
3 workable because the numbers are so far -- if you  
4 change a district that has a 62.4 percent Republican  
5 advantage to a district that has a 61.5 percent  
6 Republican advantage.

7 Let's see, what do we get here. For  
8 example -- in your example, we've got District 4 in  
9 the everything bagel map has 63.7 percent Republican  
10 average and statewide races. And then I'm not sure  
11 if I'm looking at what you gave us after lunch, but  
12 that goes down to 61.5 percent. Well, that's a  
13 difference without a distinction.

14 So making the whole state more  
15 competitive is not the same as having more  
16 competitive districts. Or making the whole state  
17 less Republican is not the same as having more  
18 competitive districts because until you get down to  
19 the point where the electoral results indicate that  
20 either party can win an election, given all other  
21 things being equal, that is an average year with  
22 equal candidates, then you don't have truly  
23 competitive races.

24 So the closer you get to that point, the  
25 more competitive they are. And it doesn't help to,

1 you know, make things 60 percent one party rather  
2 than 65 percent one party. So I think we're just  
3 viewing it differently.

4 COMMISSIONER STERTZ: So two and a half  
5 points one way or the other doesn't matter if it's a  
6 heavily populated Republican district? I can't --  
7 I'm just trying to keep up with the rationale.

8 VICE CHAIR FREEMAN: Madame Chair.

9 CHAIRPERSON MATHIS: Mr. Freeman.

10 VICE CHAIR FREEMAN: I mean, once again,  
11 the focus is on these 2008, 2010 election results.  
12 If you're talking about no built-in advantage, like  
13 it or not, after you apply the Voting Rights Act,  
14 the Republicans have a built-in advantage statewide.

15 I mean, there's a big gap between the  
16 number of registered Republicans and the number of  
17 registered Democrats. And I forget what the numbers  
18 are in the Maricopa County area, but it's on the  
19 order of, like, 40 to 25 percent.

20 So you either have to try to cobble  
21 together and assemble some sort of district, as has  
22 been done, or you just look at the registration  
23 numbers.

24 And I'm looking at the registration  
25 numbers reflected in what Commissioner Stertz did

1 last night. I mean, you get a number of districts  
2 that sort of follow what -- how the state is.

3 There are some that are very close that  
4 are -- there's 34 to -- 34 in District 2. So that's  
5 even tilting to the Democrats there.

6 You have one that -- District 1, it's  
7 30 percent Republican, 38.2 percent Democratic.  
8 That's, I don't know, in the range of competitive on  
9 the outer edge, I guess.

10 But then you have districts like in the  
11 Maricopa County area, there's District 6, 40 percent  
12 Republican, 26.6 percent Democratic. That's pretty  
13 much the way -- what's left over, you know, after  
14 you take out the voting rights districts.

15 So that's kind of the way Arizona is.  
16 District 8 is 35.7 percent Republican versus 28.2  
17 Democratic. That's even probably closer than the  
18 way -- the numbers shape out.

19 So I think -- I resist sort of the  
20 Commission getting locked in to a particular  
21 district that's been a designer, competitive  
22 district at this point when I think there are other  
23 ways to do it that I think Commissioner Stertz has  
24 explored, filling in the donut hole and sort of  
25 laying out the Valley the way it is actually laid

1 out. And also it looks like he's determined there's  
2 a way to get a district that is pretty darned  
3 competitive.

4 COMMISSIONER MCNULTY: Does it make any  
5 sense to think about the elephant nose, take the --  
6 instead of doing it that way, do a north/south  
7 district? Split Phoenix kind of -- you know, split  
8 that population north/south in Phoenix?

9 Could you just look at that? Would that  
10 make it more compact?

11 WILLIE DESMOND: It would. It would  
12 also probably -- currently Scottsdale is in four  
13 different districts.

14 COMMISSIONER MCNULTY: Okay. Could you  
15 work on that?

16 Madame Chair, would you mind?

17 CHAIRPERSON MATHIS: Yeah, didn't we kind  
18 of do that in the version when we cleaned up Mesa?

19 WILLIE DESMOND: We did that -- we did,  
20 but then --

21 COMMISSIONER MCNULTY: Could we just look  
22 at that again quickly just to refresh --

23 WILLIE DESMOND: A couple of people had  
24 asked me to change the color that Glendale is  
25 shaded. It was a blue. The way Maptitude defaults,

1 sometimes it puts a very, very similar shade. I  
2 noticed that.

3 CHAIRPERSON MATHIS: Hey, Willie, before  
4 you make all of those changes, can we pull up the  
5 version that we -- where we had Mesa kind of more  
6 compact and cleaned up? Because I want to see what  
7 we did up in the north part where you're working now  
8 because I thought we sort of looked at that and I  
9 just want to see that.

10 WILLIE DESMOND: I think that's the one  
11 that we looked at a little while ago. That's what  
12 it was.

13 So what happened is, in essence, District  
14 8 went all the way to the western border and then  
15 District 4 came down further and took all of this  
16 area, including the San Tan Valley, Queen Creek and  
17 that allowed us -- knowing -- then shifted a little  
18 of that population to remove some of the splits in  
19 Scottsdale. It went farther up here, to take that  
20 out of 4 and then we just kind of shifted everything  
21 over right here.

22 Is that -- and I know that's probably not  
23 the easiest thing to follow, but does that make  
24 sense?

25 COMMISSIONER MCNULTY: Madame Chair,

1 Willie, so even if we started from there, we would  
2 still perhaps have an opportunity to go a little  
3 more north/south than that?

4 WILLIE DESMOND: Yeah, absolutely.

5 Do you want to look at that on this  
6 version for a minute and see how it --

7 COMMISSIONER MCNULTY: I'll leave that to  
8 the chair.

9 CHAIRPERSON MATHIS: Go ahead.

10 WILLIE DESMOND: So I'll do this. It's  
11 going to move 14,000 people into 6.

12 I would guess -- I would next suggest  
13 moving this line up and out of Glendale to remove  
14 that one split there, just to minimize the split  
15 census places, although I would be happy to --

16 What you could do is you could take this  
17 whole clump right here and shift it up here to make  
18 it more of an up/down district. I think that's kind  
19 what you're looking for. So that would be something  
20 like this.

21 COMMISSIONER STERTZ: Madame Chair.

22 CHAIRPERSON MATHIS: Mr. Stertz.

23 COMMISSIONER STERTZ: I am hoping that as  
24 we are going through this process that these  
25 grabbing of census blocks and tracts, they appear to

1 be arbitrary and capricious in way that they are  
2 being just pickled together.

3 And I would want to just go on the record  
4 clearly that grabbing census blocks to fill up  
5 populations certainly does not meet what our mandate  
6 is. And that's the last time that I will mention  
7 that today.

8 COMMISSIONER MCNULTY: Madame Chair.

9 CHAIRPERSON MATHIS: Mr. -- Ms. McNulty.

10 COMMISSIONER MCNULTY: I would say that  
11 one of the reasons I thought this made sense is that  
12 we have had testimony about Phoenix going  
13 north/south, particularly in the high -- you know,  
14 the higher-growth areas in the north.

15 So -- and we'll get more testimony on all  
16 of this, whatever we do. I don't think we're  
17 grabbing anything arbitrarily. We're just trying to  
18 do a draft map.

19 COMMISSIONER STERTZ: And, Madame Chair,  
20 I would let you know that's exactly the way that the  
21 map that I just presented was designed. So it would  
22 be very easy for you to be able to pick up where I  
23 left off.

24 WILLIE DESMOND: So a change like this  
25 would add another 81,000 people to 6. Maybe we

1 could just see how many are here to remove that  
2 initially and then regrow it out.

3 I mean, if there's a border that makes  
4 sense or a road or something that would be a good  
5 east/west divider.

6 I do think that improving the number of  
7 splits census places would be good and also maybe  
8 the compactness here. But I'm happy to do it in any  
9 sort of way that makes sense to the Commission.

10 MARY O'GRADY: Madame Chair, for what  
11 it's worth, I would agree in terms of eliminating  
12 some of the census-place splits.

13 The ones that showed up on the report  
14 were Glendale having a lot of splits. I think  
15 some -- Willie had identified an area where that  
16 could be -- eliminate one split.

17 Scottsdale was split and Mesa was split.  
18 I think we've dealt with most of the Mesa split. I  
19 think we've dealt with some of the Scottsdale split  
20 but -- and then the other was the Glendale split  
21 that, again, he's identified a way to address.

22 CHAIRPERSON MATHIS: That's fine with me.

23 WILLIE DESMOND: Okay. I'll add this  
24 population to 6 and then we'll have to give about  
25 95,000 from 8 -- or to 8 from 6 to rebalance it.

1           That's too many. So again, if there's  
2 like -- I can turn on the streets or something if  
3 that makes sense.

4           COMMISSIONER MCNULTY: I-17 would make  
5 sense.

6           WILLIE DESMOND: Okay. I'll move that.

7           COMMISSIONER MCNULTY: That will leave us  
8 a little --

9           WILLIE DESMOND: So just removing the  
10 split from Glendale takes about 36,000.

11           And you can either do this two ways. You  
12 could just keep trimming away or you could start  
13 from the bottom also. So kind of remove the -- you  
14 could do something -- we have to get 58,000 more.  
15 That's 24. That's about 35. That's about 56.

16           So if you did something like that -- I  
17 can show you the whole district. I think what you  
18 fairly easily have done would be remove the split  
19 from Scottsdale, remove the split from Glendale, and  
20 also kind of remove the funkiness of the elephant  
21 trunk, something along those lines.

22           And obviously, you could play with this  
23 any way you wanted. If you want to make it go up a  
24 little bit more, more north/south, that's something  
25 you could do.

1           You could grab, you know, these areas,  
2 Cave Creek and Anthem and include those with that  
3 district and then remove this chunk, or at least a  
4 portion of it. There's a lot of different ways to  
5 finesse this.

6           COMMISSIONER MCNULTY: Could we eliminate  
7 that split of Scottsdale and maybe with or without  
8 including -- and make up for it in Phoenix?

9           WILLIE DESMOND: So remove this one right  
10 here?

11           COMMISSIONER MCNULTY: Yes.

12           WILLIE DESMOND: That's not going to be  
13 able to make up for it in Phoenix because District 4  
14 doesn't touch Phoenix. You might be able to make up  
15 for it with --

16           COMMISSIONER MCNULTY: Put it in 6?

17           WILLIE DESMOND: Some areas over here.  
18 Possibly.

19           COMMISSIONER MCNULTY: You can't put it  
20 in 6 and then take out 6 into 8?

21           WILLIE DESMOND: Well, it's coming from  
22 4.

23           COMMISSIONER MCNULTY: Oh, it's coming  
24 from 4.

25           WILLIE DESMOND: So 4 would need to give

1 up -- or 4 would need to get a little bit more  
2 population.

3 COMMISSIONER MCNULTY: What is that  
4 population of that part of north Scottsdale?

5 WILLIE DESMOND: So to add that to 6,  
6 it's about 3,000 people. And there's going to be  
7 just a few more. There's a little part that's split  
8 here in Carefree. So to add that would be a couple  
9 hundred people.

10 And then I guess 4 would have to make up  
11 that population and it could do that pretty much  
12 anywhere.

13 But if you're interested in improving  
14 compactness, you could take this little arm off of  
15 Surprise. If you don't want to split anything, you  
16 could potentially take some more unincorporated  
17 somewhere. But probably not now from 3.

18 You might be able to have it come down  
19 and grab some of the area between Fort McDowell and  
20 Scottsdale, something like that. That's different  
21 places we could do it if you wanted to make that  
22 change.

23 COMMISSIONER MCNULTY: Can I just look at  
24 one more thing, please?

25 South of the Surprise.

1 WILLIE DESMOND: Yeah.

2 COMMISSIONER MCNULTY: There's that  
3 little area that goes -- the little area of 4 that  
4 goes into the metropolitan area.

5 WILLIE DESMOND: Yes.

6 COMMISSIONER MCNULTY: What have we got  
7 there?

8 WILLIE DESMOND: It's got a little  
9 portion of Glendale and Citrus Park and then some  
10 unincorporated areas around there.

11 CHAIRPERSON MATHIS: It seems like  
12 Scottsdale should definitely be together.

13 COMMISSIONER MCNULTY: Yeah, I agree.

14 CHAIRPERSON MATHIS: It's obviously that  
15 should just go in to 6.

16 WILLIE DESMOND: So I'll make that  
17 change.

18 And then 4 needs to get some population.  
19 Is there any place else from 4 you want to grab  
20 before we try to balance the population, is probably  
21 the best way to think about it?

22 CHAIRPERSON MATHIS: 4 needs how much?

23 WILLIE DESMOND: 4 needs now to get about  
24 3,000 people.

25 COMMISSIONER MCNULTY: Where is Luke Air

1 Force Base right now?

2 WILLIE DESMOND: It's in District 8, I  
3 believe.

4 COMMISSIONER MCNULTY: So it's in the  
5 metropolitan --

6 WILLIE DESMOND: I think most of it.  
7 This might be part of it. This is the Luke air  
8 field right here.

9 COMMISSIONER MCNULTY: Should we  
10 consolidate that? That would be --

11 COMMISSIONER STERTZ: Madame Chair.

12 CHAIRPERSON MATHIS: Mr. Stertz.

13 COMMISSIONER STERTZ: It would be  
14 terrific if Luke and the Luke area be combined with  
15 Glendale.

16 WILLIE DESMOND: So that would add to  
17 District 8, I guess.

18 COMMISSIONER MCNULTY: That makes sense.

19 WILLIE DESMOND: Something like that  
20 adds, you know, just 900 people. But you again,  
21 remove a split from Glendale.

22 Is that something that I should do?

23 CHAIRPERSON MATHIS: I say, yes.

24 COMMISSIONER MCNULTY: I do, too.

25 WILLIE DESMOND: Okay.

1           COMMISSIONER MCNULTY:  What's next to it?  
2 Citrus Park?

3           WILLIE DESMOND:  Yeah.

4           COMMISSIONER MCNULTY:  Should we just  
5 bring that line out and include Citrus Park?

6           WILLIE DESMOND:  Okay.  That adds about  
7 9,000 people, though.

8           CHAIRPERSON MATHIS:  Wow.

9           WILLIE DESMOND:  9500 people.

10          COMMISSIONER MCNULTY:  And then how --  
11 then that would make us --

12          WILLIE DESMOND:  So that makes 4 roughly  
13 13,000 people short.  So then 4 is going to need to  
14 encroach somewhere else.

15          COMMISSIONER MCNULTY:  So we have to go  
16 out to Surprise and do something there, perhaps.

17          WILLIE DESMOND:  Something like that,  
18 yeah.

19                 Is that something you wanted to do or --  
20                 Here is a good question also.

21                 Two splits.  One -- this part of Peoria  
22 is kept together.  It splits the Yavapai and  
23 Maricopa County line but it doesn't split the census  
24 place.  So those two --

25                 Is it more important to not split census

1 place or is it more important to not split a county,  
2 I guess would be the question. I don't think many  
3 people live up there.

4 COMMISSIONER MCNULTY: I think it's more  
5 important not to split a census place because people  
6 live there.

7 WILLIE DESMOND: Okay. Is this Citrus  
8 Park one we want to do now or should we wait on that  
9 or no?

10 COMMISSIONER MCNULTY: I would vote to  
11 wait on it and look at Surprise. Because if we're  
12 going to have to split Surprise to compensate for  
13 it, I think it makes more sense to keep Surprise  
14 more or less whole.

15 WILLIE DESMOND: Is that all right with  
16 everyone, then?

17 CHAIRPERSON MATHIS: Mr. Stertz has an  
18 idea.

19 COMMISSIONER MCNULTY: Great.

20 CHAIRPERSON MATHIS: Well, he's telling  
21 me, and I want him to tell you.

22 But we've talked about this. I think we  
23 talked about it yesterday, it's that whole idea that  
24 along I-10 there's some population on the west side  
25 that -- 40-some hundred people.

1           COMMISSIONER STERTZ:  You've got  
2 population on the south side of I-10 as it expands  
3 out.  Right where the Maricopa is.

4           WILLIE DESMOND:  I thought we already  
5 grabbed that yesterday.

6           CHAIRPERSON MATHIS:  So that's in there?

7           WILLIE DESMOND:  Yeah.

8                           Good suggestion.

9                           Well, I'll cancel the Citrus Park, but  
10 then we do need to make up 47 -- District Number 4  
11 needs 3900 people.  So you can see it runs all in  
12 here.  I think we've avoided touching 3 when  
13 possible, so that kind of makes it harder to touch  
14 this border.  So it's somewhere along here.

15                           You could also potentially take some of  
16 the unincorporated lands down here.  You know, we're  
17 reaching farther Maricopa than that.

18                           Is there any suggestions where to look  
19 for it?

20           COMMISSIONER MCNULTY:  Do we still have  
21 Mesa?

22           WILLIE DESMOND:  Mesa is still in three  
23 districts at this point.

24           COMMISSIONER MCNULTY:  I thought we fixed  
25 that.

1 CHAIRPERSON MATHIS: We did on that  
2 other --

3 WILLIE DESMOND: We did, but that was the  
4 one where we took 8 all the way to the county line  
5 and we came back to go back to where we started from  
6 this morning, I guess. It's the last --

7 COMMISSIONER MCNULTY: What are our  
8 thoughts?

9 My thoughts are to -- that we can fix  
10 that and that it would be a good idea to put Mesa  
11 into three.

12 CHAIRPERSON MATHIS: Yes, I completely  
13 agree with that and improve 6, too.

14 WILLIE DESMOND: I'm not sure how we do  
15 that without shifting everything around.

16 COMMISSIONER MCNULTY: Well, we would  
17 have to put San Tan Valley with Gold Canyon and  
18 Apache Junction.

19 WILLIE DESMOND: Yeah.

20 COMMISSIONER MCNULTY: Then we would have  
21 to back out some on the other side.

22 WILLIE DESMOND: I guess that's the  
23 question. Should this arm of 4 come down in order  
24 to keep Mesa whole or not?

25 CHAIRPERSON MATHIS: I would say yes,

1 just because it's more similar to that than Apache  
2 Junction, Gold Canyon, and San Tan Valley are  
3 probably more similar than trying to do something  
4 with them having -- putting those northern ones in  
5 with Mesa. And I would rather keep Mesa more whole.

6 WILLIE DESMOND: Okay. So if -- I'll  
7 just tell you what the numbers will be to make sure  
8 this works.

9 CHAIRPERSON MATHIS: And doing that also  
10 improves the compactness of 6. It hurts the  
11 compactness of 4.

12 WILLIE DESMOND: So that would move about  
13 93,000 people to District 4 and District 4 would  
14 need to shed population on the west side. That's  
15 what we --

16 COMMISSIONER STERTZ: Madame Chair.

17 CHAIRPERSON MATHIS: Mr. Stertz.

18 COMMISSIONER STERTZ: Willie, what's the  
19 total population of Gold Canyon and Apache Junction?

20 WILLIE DESMOND: This whole area would  
21 be, including the unincorporated area, would be  
22 54,800.

23 COMMISSIONER STERTZ: How big is Queen  
24 Valley?

25 That's Queen Creek.

1 WILLIE DESMOND: I'm sorry. That's 800  
2 people.

3 COMMISSIONER STERTZ: Madame Chair.

4 CHAIRPERSON MATHIS: Mr. Stertz.

5 COMMISSIONER STERTZ: I would like to get  
6 Gold Canyon and Apache Junction into 5, I think.  
7 I'm not sure if that makes the most sense or not.

8 CHAIRPERSON MATHIS: Well, but that's --  
9 I know, we were looking at that.

10 Is that what we did earlier when we  
11 cleaned -- when we made 5 all compact and clean?

12 WILLIE DESMOND: Well, we did when we  
13 made 5 all compact and clean, we gave -- District 4  
14 went down and grabbed Apache Junction, Gold Canyon,  
15 San Tan Valley, some unincorporated area, and then  
16 Queen Creek.

17 Then because it gained all of that  
18 population, it then had to shed population and it  
19 did that by moving all of this area out of District  
20 4 into District 8 and we shifted the population  
21 over.

22 COMMISSIONER STERTZ: Can we not split  
23 San Tan back into Pinal County?

24 WILLIE DESMOND: Do you mean with  
25 District 1?

1 COMMISSIONER STERTZ: No in -- well --

2 CHAIRPERSON MATHIS: Yeah, that gets into  
3 the whole moving the donut around. The other areas.

4 WILLIE DESMOND: I guess what I would  
5 like to -- is this -- the steps that we have just  
6 taken to move Scottsdale and kind of redo the  
7 elephant's head, is that something that everybody  
8 kind of agrees on that we should save this as, like,  
9 a place we can come back to or is this all just kind  
10 of work?

11 CHAIRPERSON MATHIS: I'm comfortable with  
12 those changes just because it keeps a community  
13 whole and also improves some of the compactness,  
14 contiguousness of 6.

15 Do others have thoughts on this and then  
16 we can probably take just like a ten-minute break.  
17 It's 3:30. But I'm comfortable with those changes  
18 that were just made.

19 COMMISSIONER MCNULTY: I am, too.

20 COMMISSIONER STERTZ: Madame Chair.

21 CHAIRPERSON MATHIS: Mr. Stertz.

22 COMMISSIONER STERTZ: You cannot save  
23 that to a new file and not -- a file where it  
24 currently is?

25 WILLIE DESMOND: What it would do is I

1 would create a new plan that would be based on this  
2 starting point and this would kind of be where we  
3 went forward from, I guess.

4 Does that make sense?

5 COMMISSIONER STERTZ: Yes.

6 But that does not diminish the fact that  
7 we have a previous plan that grew -- that this grew  
8 out of that still exists in your memory?

9 WILLIE DESMOND: Yeah. Everything -- we  
10 can always go back to, like, the 3a where we  
11 started.

12 Anytime that we make something red and  
13 then click and accept those changes, I save a  
14 version of it. So I have thousands and thousands  
15 and thousands of dates that we can go back to  
16 anyplace that you wanted to.

17 But it's kind of easier to make big  
18 benchmarks with a new name almost instead of doing  
19 that.

20 If this is something that everyone is  
21 okay with, that's what I would recommend doing now.

22 All right.

23 CHAIRPERSON MATHIS: Okay. The time is  
24 3:31. We'll take a ten-minute break and come back  
25 shortly.

1 (A recess was taken from 3:31 p.m. to  
2 3:50 p.m.)

3 CHAIRPERSON MATHIS: Okay. We'll enter  
4 back into public session. Recess is over. The time  
5 is 3:50 p.m., and we are making some good progress,  
6 I thought, on trying to clean some of these areas up  
7 and into something that looked a little more compact  
8 and contiguous and still looking at that Mesa area  
9 to see if there's something we can do down there in  
10 the southeast corner in the growing areas.

11 Where were we?

12 WILLIE DESMOND: Well, the last thing we  
13 did was we just changed, I guess, a little bit of 6  
14 to make it slightly less oblong and more kind of  
15 round, being a little more compact.

16 We still haven't addressed the split in  
17 Mesa yet, but maybe it would be helpful if we just  
18 one time went through what has to be done in order  
19 to not split it and what -- just so we understand --

20 CHAIRPERSON MATHIS: What the options  
21 are?

22 WILLIE DESMOND: Yeah.

23 CHAIRPERSON MATHIS: Okay.

24 WILLIE DESMOND: So let me turn on  
25 the county boundary.

1           Sorry, I have to redo this every time I  
2 make a new plan kind of from scratch. So it's a --  
3 and it's not a new plan, it's just a break in our  
4 old plan.

5           So in order to not split Mesa, and this  
6 is kind of as I see it right now and there could be  
7 a work around that I don't see, but in order to only  
8 split once -- the District 9 split, this area down  
9 here needs to shed some population. And if it sheds  
10 that population to 1, because the ripple effect that  
11 we've kind of went through and it seems like that  
12 moving Flagstaff is something that the Commission is  
13 not entirely eager to do.

14           The other thing it could do is shed this  
15 population to District 4, but again, that's taking  
16 the river district and reaching further around  
17 Maricopa County, which also seems like something  
18 that it's not eager to do.

19           I guess, the last option you might have  
20 would be to split it in more of a north/south split  
21 instead of like a -- more of a -- so there's a top  
22 and a bottom part as opposed to a left and right  
23 part.

24           If that makes more sense -- other than  
25 that, there's I guess -- maybe -- the only other way

1 that just looking at it that it might work would be  
2 to do something a little different, and that would  
3 be to try to extend 6 over here to try to grab this  
4 area but then 4 becomes underpopulated so then 4  
5 needs get some from somewhere else.

6 So 4 could then try to go around and grab  
7 here, but, you know, there's no good way essentially  
8 of doing this. There's going -- one of these things  
9 is going to have to happen.

10 Flagstaff or some other area is going to  
11 have to be moved. District 1 is going to have to  
12 grab more or Mesa is going to have to be split, as I  
13 see it.

14 COMMISSIONER MCNULTY: Or San Tan Valley  
15 has to be in 4.

16 VICE CHAIR FREEMAN: Or we move the  
17 boundary of 9 over here so it takes that  
18 population -- the ripple effect goes through the  
19 rest of the map to the urban areas. I mean, I  
20 presume what you were saying was that this is the  
21 intentional designer district there?

22 WILLIE DESMOND: Yes. Assuming we don't  
23 touch 9 at all.

24 MARY O'GRADY: Madame Chair, or you go  
25 over to the west side again and make your population

1 adjustments on the west side.

2 COMMISSIONER MCNULTY: Right.

3 Willie can I ask a question?

4 If could you zoom out a little bit,  
5 please.

6 WILLIE DESMOND: Yes.

7 COMMISSIONER MCNULTY: Just northwest of  
8 Scottsdale, the green --

9 WILLIE DESMOND: Cave Creek?

10 COMMISSIONER MCNULTY: What's the  
11 population of that Cave Creek/Carefree area?

12 WILLIE DESMOND: About 8400 people.

13 COMMISSIONER MCNULTY: Okay. Could we  
14 pursue Ms. O'Grady's suggestion? So if we  
15 consolidated Mesa into District 5 and had San Tan  
16 Valley, Gold Canyon, and Apache Junction in 4 --  
17 Ms. O'Grady, your thought was to put them in 5 or --

18 MARY O'GRADY: I wasn't making a specific  
19 recommendation as to which --

20 COMMISSIONER MCNULTY: I understand.

21 MARY O'GRADY: Just noting that if you  
22 reach down, and I think Willie had mentioned putting  
23 those areas into 6 and then 4 is short because  
24 you've removed population from 4. If you don't make  
25 up for it -- one of the options for making up that

1 population is 4 is to reach around to the west side  
2 and pull out more of the urban population on the  
3 west side and put it into 4.

4 COMMISSIONER MCNULTY: So the areas that  
5 we would put into 6 would be -- if we kept Mesa and  
6 Chandler, then we would have to move Apache Junction  
7 and Gold Canyon and San Tan Valley into 6. So we  
8 would bring the border of 6 down there?

9 WILLIE DESMOND: I'm not following.

10 CHAIRPERSON MATHIS: You mean border 4?

11 WILLIE DESMOND: So what would be the  
12 first step?

13 COMMISSIONER MCNULTY: I think -- should  
14 we try this just quickly to see?

15 MARY O'GRADY: Madame Chair, don't you  
16 want to -- one of the goals is to eliminate -- get  
17 Mesa into two districts?

18 COMMISSIONER MCNULTY: Right. So the  
19 first thing would be to consolidate Mesa. To move  
20 the north line of 5 to the south line of the Salt  
21 River Indian Community.

22 WILLIE DESMOND: Okay. So if 5 does  
23 that, it picks up 151,000 people.

24 COMMISSIONER MCNULTY: Okay. So the next  
25 step would be to remove portions of Queen Creek.

1 WILLIE DESMOND: Give those to 4?

2 COMMISSIONER MCNULTY: Give those to 4  
3 for the moment.

4 WILLIE DESMOND: So 4 from 5. It's all  
5 this, right? Until you get up 151,000?

6 COMMISSIONER MCNULTY: Well, what is the  
7 -- yes.

8 WILLIE DESMOND: I think we looked at  
9 this earlier.

10 So if we take Queen Creek, I think that  
11 gets you close but not all the way there. What  
12 ended up happening before was more of that dipped  
13 into here and took parts of Mesa and made another  
14 split.

15 So that gets you 124,000.

16 COMMISSIONER MCNULTY: How many do we  
17 need?

18 WILLIE DESMOND: Well, if we did this, we  
19 could get 124,000. And then -- so 4 needs to give  
20 up 120,000 people and 5 needs to give up 26,000  
21 people and 6 needs to get 147,000 people.

22 Now, you could do something where you  
23 don't do the Queen Creek part and then 4 just has to  
24 take even more from over here.

25 COMMISSIONER MCNULTY: Okay. Let's try

1 that.

2 WILLIE DESMOND: Or you could also leave  
3 the Queen Creek split.

4 So I guess the first step need would be  
5 to have 4 make up -- or give away 120,000 people  
6 that it needs to give up.

7 Does that make sense?

8 COMMISSIONER MCNULTY: To Mr. Stertz,  
9 apparently. He's finding it hilarious.

10 COMMISSIONER STERTZ: Madame Chair.

11 CHAIRPERSON MATHIS: Mr. Stertz.

12 COMMISSIONER STERTZ: I'm trying to think  
13 about somebody from right there. In Pinal County,  
14 the population right now -- we have 150,000 people  
15 right in there.

16 WILLIE DESMOND: No, I think that's about  
17 125 --

18 COMMISSIONER STERTZ: 125,000 people.

19 And what I know, and I've spent a lot  
20 time here, Queen Creek and San Tan and Gilbert, they  
21 are all part of internally connected communities.  
22 And as you go down the 60 and you go out through  
23 Apache Junction, Gold Canyon, that's a community.

24 So going on this path to try to figure  
25 out how I'm going -- how that and way up there

1 somewhere makes sense to me.

2 I'm sorry, I've known this -- known the  
3 area enough that I can't figure it out. Sorry. I  
4 didn't mean to be disrespectful. I was laughing, I  
5 was trying to keep it to myself, and I just couldn't  
6 keep my arms around it.

7 COMMISSIONER MCNULTY: Mr. Desmond, I  
8 actually have a map of a current congressional  
9 district in front of me and it essentially does the  
10 same thing. It wraps right around Phoenix and  
11 includes portions of both north and south Phoenix in  
12 the rural area.

13 So, you know, it's the way it is now.  
14 It's not exactly this way, but the issue exists in  
15 the current congressional map.

16 What I would propose to do to get a draft  
17 map done is to -- is to keep San Tan Valley, Apache  
18 Junction, Gold Canyon with District 4. Equalize out  
19 the population.

20 WILLIE DESMOND: Okay. Is that something  
21 that --

22 CHAIRPERSON MATHIS: But Queen Creek  
23 stays --

24 WILLIE DESMOND: Should Queen Creek stay  
25 in 5 or no?

1 COMMISSIONER MCNULTY: Where is the --

2 VICE CHAIR HERRERA: Madame Chair.

3 CHAIRPERSON MATHIS: Mr. Herrera.

4 VICE CHAIR HERRERA: I just wanted some  
5 clarification of when somebody proposes a change and  
6 Mr. Desmond says that it's okay, I guess I don't  
7 understand who he's asking that to.

8 Is that individual requesting the change  
9 or is that to all of us? Can somebody clarify that?

10 COMMISSIONER MCNULTY: I think he wants  
11 to say he understands.

12 VICE CHAIR HERRERA: In order for him to  
13 move forward with a change, I'm assuming he's  
14 asking. I want to see if it's a consensus and at a  
15 minimum, three have to agree? Maybe I'm confused.  
16 I just want some clarification.

17 CHAIRPERSON MATHIS: We are just trying  
18 things out right now. So if -- you know, to me, I  
19 don't feel like anything is hard and fast. We  
20 haven't decided on a certain line, that this is the  
21 way it is for a draft map. We're just seeing --  
22 right now we're still trying to see if we can make  
23 it work with the right numbers. Just getting equal  
24 population into these nine districts.

25 VICE CHAIR HERRERA: Thank you for

1 explaining, but when he says "is that okay," that's  
2 the part that's throwing me off. Is he asking for  
3 approval from all of us?

4 WILLIE DESMOND: I guess what I'm trying  
5 to do is tell if it's a hypothetical like we could  
6 do this or this is something I should actually push  
7 green on.

8 VICE CHAIR HERRERA: Are you asking the  
9 person that's requesting those changes or all of us?

10 WILLIE DESMOND: I guess I'm waiting for  
11 someone to answer yes or no.

12 VICE CHAIR HERRERA: You just need one  
13 person to say yes?

14 COMMISSIONER STERTZ: No.

15 COMMISSIONER MCNULTY: I think he's  
16 asking -- can I ask another question?

17 VICE CHAIR HERRERA: Sorry. I don't know  
18 what he's asking.

19 COMMISSIONER STERTZ: I happen to agree  
20 with you, Commissioner Herrera, that if you're  
21 looking for one person to give you the green light  
22 on that, I don't think that's what your intent is.

23 COMMISSIONER MCNULTY: What's the  
24 population west of Scottsdale in 6?

25 WILLIE DESMOND: The Fort McDowell.

1 COMMISSIONER MCNULTY: West of  
2 Scottsdale --

3 WILLIE DESMOND: West of Scottsdale.

4 COMMISSIONER MCNULTY: -- in 6.

5 WILLIE DESMOND: So in the Phoenix part  
6 it's 350,000. I can check Paradise Valley also.

7 That's 363,000 people.

8 COMMISSIONER MCNULTY: And what's the  
9 population of -- what's the population of Chandler,  
10 Gilbert, Queen Creek, San Tan Valley, Gold Canyon,  
11 and Apache Junction?

12 WILLIE DESMOND: Queen Creek, Apache  
13 Junction, Gold Canyon, San Tan Valley?

14 COMMISSIONER MCNULTY: That whole area.  
15 Everything south of the county line that's in 4.

16 WILLIE DESMOND: That's 179,000.

17 COMMISSIONER MCNULTY: If you add Gilbert  
18 and Chandler and Sun Lakes?

19 WILLIE DESMOND: That is 559 -- 560,000.

20 COMMISSIONER MCNULTY: So that doesn't  
21 work.

22 What I was thinking of doing was putting  
23 Mesa in District 6 with Paradise -- with Scottsdale  
24 and then kind of trading that western part of  
25 Phoenix for this population. But this is more

1 population than that.

2 WILLIE DESMOND: So this area that's in  
3 red needs to make up about 150,000 people somewhere  
4 for it to be a full district. That would have to  
5 come from Mesa.

6 COMMISSIONER MCNULTY: Well, I don't  
7 think that works.

8 If we -- just one more time so I'm clear  
9 on this, if we take -- can we balance the population  
10 in 5 with doing -- what do we need to do there?

11 WILLIE DESMOND: 5 needs to right now  
12 give up 26,000 people.

13 COMMISSIONER MCNULTY: Okay. I think we  
14 were going to try and do that in the unincorporated  
15 areas of northwest -- northeast Mesa. That's what  
16 we had done earlier.

17 WILLIE DESMOND: That's what we did  
18 earlier, but we did have to go into Mesa.

19 COMMISSIONER MCNULTY: Okay. Well, let's  
20 try that, please.

21 Where is the county line?

22 WILLIE DESMOND: County line?

23 COMMISSIONER MCNULTY: -- in Queen Creek.

24 WILLIE DESMOND: It's right here. This  
25 orange line is the county line.

1 COMMISSIONER MCNULTY: Okay.

2 WILLIE DESMOND: This is just a quick --  
3 this shape can be redone.

4 That's 23,000. It's 26 roughly. So  
5 something like that would bring it down.

6 COMMISSIONER MCNULTY: Don't commit to  
7 it, but just -- can we try it?

8 WILLIE DESMOND: Sure. Again, we can  
9 always go back.

10 COMMISSIONER MCNULTY: So what is the  
11 population hub now that's east of Phoenix that would  
12 be in 4, approximately?

13 WILLIE DESMOND: Well, 4 is now  
14 overpopulated. So 4 --

15 COMMISSIONER MCNULTY: What is the  
16 population in 4 that's in -- that's east of metro?

17 WILLIE DESMOND: That's over here?

18 COMMISSIONER MCNULTY: That's east.  
19 Apache Junction, Gold Canyon, San Tan, Queen Creek.

20 WILLIE DESMOND: Roughly 185,000, I  
21 think.

22 COMMISSIONER MCNULTY: So what's the  
23 population of Buckeye west of -- in 4? Can we take  
24 180,000 people from there and bring them into --

25 WILLIE DESMOND: Let me just see.

1           COMMISSIONER MCNULTY:  Once we do that,  
2 what do we have to do?

3           CHAIRPERSON MATHIS:  I thought we had  
4 balanced this out before.

5           WILLIE DESMOND:  We did earlier today.  
6           So this -- that right there is about  
7 150,000 people.

8           COMMISSIONER MCNULTY:  Okay.

9           WILLIE DESMOND:  Which 4 would need to --  
10 4 is right now 146 over.

11          COMMISSIONER MCNULTY:  Okay.  But once we  
12 take that out, where does it go?

13          WILLIE DESMOND:  That would go probably  
14 to 8.

15          COMMISSIONER MCNULTY:  Then what does  
16 that do to 8?

17          WILLIE DESMOND:  Well, the 8 is  
18 overpopulated, so it could give up some to 6,  
19 probably.

20          COMMISSIONER MCNULTY:  And does 6 need  
21 population?

22          WILLIE DESMOND:  Well, right now 6 is  
23 about 145 underpopulated.  So it needs to transfer  
24 to 6.

25          COMMISSIONER MCNULTY:  All right.  Well,

1 can we try that, you know, without doing anything  
2 that commits us for ten years or ten hours?

3 WILLIE DESMOND: We can do that.

4 CHAIRPERSON MATHIS: It's worth  
5 exploring.

6 WILLIE DESMOND: Okay. Now, 4 needs to  
7 get back just a little population, which you  
8 probably could do from the large unincorporated  
9 part.

10 COMMISSIONER MCNULTY: In the course of  
11 doing that, did we include the Luke area?

12 WILLIE DESMOND: In which area?

13 COMMISSIONER MCNULTY: The area around  
14 Luke Air Force Base.

15 WILLIE DESMOND: No, that's still  
16 District -- well, a part of that is in District 3.

17 COMMISSIONER MCNULTY: Oh, okay.  
18 District 3.

19 WILLIE DESMOND: So if it's okay with  
20 everyone, I'll balance 4 first and then we'll work  
21 on the 6 and 8 split.

22 COMMISSIONER MCNULTY: Okay.

23 WILLIE DESMOND: So 4 needs to get 5700  
24 people from District Number 8. It's 5800 people,  
25 but it looks weird.

1           COMMISSIONER MCNULTY:  It seems like some  
2 sort of performance art.  Some sort of weird --

3           WILLIE DESMOND:  So that's about right.  
4 So now 4 is just off by 20 people.

5           COMMISSIONER MCNULTY:  Excellent.  It  
6 also looks a lot better.

7           WILLIE DESMOND:  And now 6 needs to get  
8 population from 8.

9           COMMISSIONER MCNULTY:  Okay.

10          WILLIE DESMOND:  I guess I could start  
11 with the rest of Phoenix.

12          COMMISSIONER MCNULTY:  Yeah, that  
13 cleans -- that consolidates that community and makes  
14 that more --

15          WILLIE DESMOND:  Let's see.  I don't know  
16 if there's going to be too much population.

17                 I'm taking a little chunk of Glendale  
18 there but we can clean that up.

19                 So that's 135.  Accept that and we can  
20 figure out the next 12,000.

21                 I guess it should grow down to -- so this  
22 is too much population.  I'll accept it, and I'll  
23 have to rebalance 8 again.

24                 We can start with Peoria and Glendale and  
25 then you're going to have to decide either to take

1 some from the more urban part of Phoenix or take  
2 some from the northern part.

3 Which makes more sense?

4 COMMISSIONER MCNULTY: Take some from 6  
5 into 8?

6 WILLIE DESMOND: 8 needs to -- when we  
7 took all of Phoenix, it made 8 -- or made 6 too big.  
8 So now 6 needs to give up --

9 COMMISSIONER MCNULTY: Like how much?

10 WILLIE DESMOND: So 6 needs to shed  
11 45,000 people?

12 COMMISSIONER MCNULTY: And how much is  
13 that area of Peoria there?

14 WILLIE DESMOND: I don't think there's  
15 many because it went in one click.

16 So if you take those two areas to not  
17 split the census place, that's about 6600. That  
18 would make 8 about 4100 -- or 41,000 shy and 6 about  
19 39,000 over and the rest of that 2000 in between is  
20 distributed among the rest of the districts.

21 COMMISSIONER MCNULTY: So if you started  
22 in Northwest Phoenix --

23 WILLIE DESMOND: Would you rather I cross  
24 or cut straight, like, up and down?

25 COMMISSIONER MCNULTY: Does anyone have

1 any thoughts? My thought is we're going to hear a  
2 lot of public comment if we do this.

3 WILLIE DESMOND: I can put the roads on,  
4 if that would be helpful to see.

5 So I guess you could start by going north  
6 of 74 or you could start by going west of 17.

7 COMMISSIONER MCNULTY: Is 74 the  
8 east/west?

9 WILLIE DESMOND: 74 runs east/west, yeah.

10 COMMISSIONER MCNULTY: What's the  
11 population northwest there.

12 WILLIE DESMOND: That's about 41,000.

13 COMMISSIONER MCNULTY: Can you keep that  
14 New River whole there?

15 WILLIE DESMOND: I can't.

16 Now 6 needs to grab just 5200 people  
17 somewhere.

18 I guess it probably makes sense to do it  
19 in Phoenix so as to avoid another census place  
20 split, but whatever makes --

21 COMMISSIONER MCNULTY: I would say just  
22 south of New River and Anthem there in that -- even  
23 that out a little bit, if we can. And then those  
24 areas --

25 WILLIE DESMOND: Well, 6 needs to get

1 more population.

2 COMMISSIONER MCNULTY: I'm sorry, we need  
3 more from 8?

4 WILLIE DESMOND: Yeah.

5 COMMISSIONER MCNULTY: Okay.

6 WILLIE DESMOND: It could take part of  
7 New River here or parts of Peoria or Glendale or  
8 part of Phoenix.

9 COMMISSIONER MCNULTY: Why not go -- see  
10 the little -- south of Anthem where we put that  
11 little bump, can we just bring the east/west line of  
12 Phoenix --

13 WILLIE DESMOND: Like right here?

14 COMMISSIONER MCNULTY: Yeah. What is  
15 that?

16 WILLIE DESMOND: I think that's north of  
17 74. I don't know how much -- I don't think there's  
18 a large amount of population there.

19 COMMISSIONER MCNULTY: So that's not  
20 going to help?

21 WILLIE DESMOND: I mean, we can look.

22 If I just did something like that, that's  
23 about 2600 people. You can't go up too high because  
24 then you cut this area off and it's no longer  
25 contiguous.

1 COMMISSIONER MCNULTY: Okay.

2 WILLIE DESMOND: Does that make sense?

3 COMMISSIONER MCNULTY: Uh-huh.

4 WILLIE DESMOND: That right there gives  
5 you about 39. You still need to make up 2300  
6 people.

7 COMMISSIONER MCNULTY: So if you go all  
8 the way up that's going to be too many.

9 WILLIE DESMOND: If you go all the way  
10 up, it makes New River and Anthem not touch the rest  
11 of their district.

12 COMMISSIONER MCNULTY: Oh, I see. We're  
13 going into 5, not out of 6.

14 What's the dark green? Is that Glendale?

15 WILLIE DESMOND: Yes.

16 COMMISSIONER MCNULTY: Because we changed  
17 the color.

18 WILLIE DESMOND: Yeah.

19 COMMISSIONER MCNULTY: I assume that's  
20 too many people?

21 WILLIE DESMOND: I can try.

22 Yeah. It's, like, 130,000.

23 COMMISSIONER MCNULTY: Remind me again  
24 what you're trying --

25 WILLIE DESMOND: About 6,000.

1 MARY O'GRADY: Would it help to have the  
2 streets back on so you can see, get oriented there?

3 COMMISSIONER MCNULTY: Yes. That was --

4 WILLIE DESMOND: That covers it up. I  
5 can zoom in some more.

6 COMMISSIONER MCNULTY: Covers up the  
7 lines?

8 WILLIE DESMOND: Yeah. And then I can --

9 COMMISSIONER MCNULTY: Lost the streets  
10 again.

11 WILLIE DESMOND: I'll turn off the local  
12 streets. So you'll just have like the highways as a  
13 reference point. We can zoom and those will still  
14 be labeled if you want to zoom into a certain area.

15 COMMISSIONER MCNULTY: Maybe move that  
16 area north of 101 in Glendale.

17 WILLIE DESMOND: So we need to get 5100  
18 people. That's 3,000. That's about 8,000, so  
19 that's too many. Something like that. That gets  
20 you to 6,000. It's kind of roughly there.

21 COMMISSIONER MCNULTY: Okay. Let's try  
22 that.

23 WILLIE DESMOND: Okay. So now 8 needs to  
24 make up 3200 people. 7 has about a thousand extra,  
25 5 has about a thousand extra, 6 has about a thousand

1 extra.

2 COMMISSIONER MCNULTY: Let's put them all  
3 in 8.

4 WILLIE DESMOND: Put them all in 8.  
5 That's going to make 8 very large.

6 COMMISSIONER MCNULTY: Didn't you say  
7 they needed 3,000 people?

8 WILLIE DESMOND: 8 needs to get about a  
9 thousand. Do you want to -- I can tweak this line  
10 right there to take make up the first part of it.

11 COMMISSIONER MCNULTY: Yeah, that's  
12 perfect.

13 WILLIE DESMOND: There's no clean-looking  
14 blocks.

15 So that's about 740 people. That's about  
16 845.

17 So now 6 is pretty much very close to 26  
18 people off.

19 8 needs to get some from 5 and 7. So  
20 I'll do that. I guess we could start with -- well,  
21 5 is going to need to give some to 9 or 4, probably.

22 So if we take a little bit from -- back  
23 from this part of Mesa, you can give that over to  
24 the other side.

25 I hope the people watching at home are

1 enjoying this as much as everyone in the room.

2           Okay. That's about 1600 people. I'm  
3 just going to see what this is. That might be a  
4 better -- I'll take in --

5           Now 5 is off by 3 people. 4 and 7 both  
6 need to give some to 8.

7           COMMISSIONER MCNULTY: Isn't 7 our voting  
8 rights' district?

9           WILLIE DESMOND: Yeah.

10          COMMISSIONER MCNULTY: I don't think we  
11 changed that.

12          WILLIE DESMOND: It's about 1100 people.  
13 We can do that later.

14          COMMISSIONER MCNULTY: Yeah, I think  
15 we --

16          WILLIE DESMOND: I think this map is  
17 reasonably close, that the changes you do here would  
18 be in the unincorporated areas of West Maricopa  
19 would be where 4 would give up some population.  
20 This line would just be extended out a little bit.

21                 And then what I would do is in 7, I  
22 would -- you know, we would look at the HVAP of all  
23 of the blocks on the edge and find places where  
24 removing a block from 7 would increase the HVAP, so  
25 it would take out low blocks.

1 Do you know to do that right now or is  
2 that something --

3 COMMISSIONER MCNULTY: I think that's --  
4 what do you think?

5 CHAIRPERSON MATHIS: We can do that.  
6 Was 7 over right now?

7 WILLIE DESMOND: 7 is over 1190. If that  
8 works, I'll start with this line right here.

9 CHAIRPERSON MATHIS: I like what happened  
10 on 4. That seems to actually make some sense, the  
11 way it come into the metro area.

12 What are we doing now?

13 WILLIE DESMOND: We are extending the  
14 line. 8 is getting some population from District 4  
15 out on the western part. It needs to give up 330.  
16 Most of these are zero population blocks.

17 That got it close. We're still about 90  
18 off. So 4 is now underpopulated by about 92 people.  
19 8 is now underpopulated by 747 people and 9 is  
20 overpopulated by 1100.

21 So on the border between 8 and 7, what I  
22 would do here is -- we'll do it by census block.  
23 Shade that based off of HVAP. So the darker the  
24 green, the higher the Hispanic voting-age  
25 population.

1           So 8 needs to come down here and grab  
2 some. Looks like just on this corner it seems to --  
3 that would affect the overall HVAP of this too much.

4           So if I just took 8 from 7 -- we'll try  
5 the block group and see what that does.

6           That's about 1300 people. Of that,  
7 there's an HVAP of 57. So it wouldn't lower -- it  
8 wouldn't necessarily lower the overall because it's  
9 right at where the overall is, but we could probably  
10 do better if we just did it with blocks and picked  
11 up some of these areas.

12           And this is the process we'll have to go  
13 through when we clean up all of the lines to get a  
14 zero-population deviation before the plan can be  
15 finished.

16           COMMISSIONER STERTZ: Madame Chair.

17           CHAIRPERSON MATHIS: Mr. Stertz.

18           COMMISSIONER STERTZ: Due to the lateness  
19 of the hour and that we are reconvening again at 9  
20 o'clock. You've got an audience that has been  
21 patient and wanting to make public testimony, is  
22 it -- and there's going to need to be time to review  
23 the myriad of changes that have taken place over the  
24 last three hours, both in design and in data, is it  
25 possible that we can move through to the next

1 process while Mr. Desmond is cleaning up and  
2 creating data tables for all of us to be able to  
3 review over the weekend so we can be responsive to  
4 this on Monday morning as well as hear the testimony  
5 from all of these folks that have been so patient to  
6 give their testimony?

7 CHAIRPERSON MATHIS: The time is 4:35. I  
8 take it we won't be covering much legislative  
9 mapping today, given how late it is. No one is up  
10 for that.

11 And do we have anything on the Attorney  
12 General inquiry?

13 MARY O'GRADY: No, there's no new  
14 updates.

15 CHAIRPERSON MATHIS: Okay. So it is just  
16 public comment and -- Mr. Bladine is not here. I  
17 don't know if Kristina is planning on giving us  
18 anything new. We were to look at our -- the second  
19 round hearings schedule she gave us yesterday, so  
20 that won't take a lot of time. So, yeah, we just  
21 have the public comment pieces left.

22 What are people's thoughts on the changes  
23 we made today and the current state of the  
24 congressional map?

25 I heard what Mr. Stertz said. Is there

1 any other thoughts, too?

2 CHAIRPERSON MATHIS: Mr. Freeman.

3 COMMISSIONER FREEMAN: I agree with  
4 Commissioner Stertz. I would want to look at it. I  
5 mean, it's -- I have some serious concerns about it.

6 I think at this point in the day -- I  
7 don't want to get home too late and neither do the  
8 folks who are out here who have been waiting. I  
9 prefer to do as he suggests and let's get the data  
10 files from Mr. Desmond and come back Monday morning  
11 and have some ideas, close the loop on this one.

12 CHAIRPERSON MATHIS: Okay. Other --  
13 Ms. McNulty.

14 COMMISSIONER MCNULTY: I think I would  
15 like to finish a draft map so on Monday we can work  
16 on legislative.

17 CHAIRPERSON MATHIS: Mr. Herrera, do you  
18 have any thoughts?

19 VICE CHAIR HERRERA: I do, but I would  
20 like to hear what you have to say first.

21 CHAIRPERSON MATHIS: Okay. I would  
22 prefer to finish a draft map, if we could, today.  
23 It's September 30th. Kind of a nice close to the  
24 month if we could just finish this and then be able  
25 to focus fully on legislative next week.

1           That's my preference. I would rather --  
2 you know, we've all been sitting here working and  
3 looking at these lines and the changes that have  
4 been made. And we saw the splits report from last  
5 night as to how it was before today's changes and we  
6 could at least have Mr. Desmond run another splits  
7 report based on what just happened and take a look  
8 at that. I don't know how much will have changed,  
9 but we can at least look and see.

10           Again, this is a draft map. We're not  
11 formalizing anything for ten years with this. We're  
12 going to take it on the road for almost three weeks  
13 of public comments and we'll have ample opportunity  
14 afterwards to make adjustments based on that  
15 comment.

16           And I think we'll have a lot of really  
17 good input that will be warranted to cause us to  
18 make changes.

19           So -- and I would rather, you know, do  
20 that with the public involved and that way the five  
21 of us not aren't continuing up here to just decide  
22 what we think based on our own individual knowledge  
23 as well as what we think we've heard from the  
24 public.

25           So I would rather get something put

1 together and then out to the public and then make  
2 the changes. That's my take.

3 Mr. Herrera.

4 VICE CHAIR HERRERA: Madame Chair, the --  
5 I would agree Mr. -- Commissioner Freeman that  
6 there's a lot of things about this map that concern  
7 me. And I've already expressed some of my concerns  
8 about this map, but I ended up agreeing to the  
9 original version of this map as a working draft even  
10 though, again, I didn't agree to this map and it  
11 wasn't complete.

12 The reason I agreed to that because I  
13 wanted to move forward with a draft. That's why I  
14 agreed to it in the first place. And I, again, am  
15 not happy with this map, but I would agree to move  
16 forward so we can start working on the legislative  
17 map. So I would agree with you and Commissioner  
18 McNulty.

19 CHAIRPERSON MATHIS: I would just also  
20 add that I think the changes that were just made to  
21 8 -- well, to really all of those donut area  
22 districts make sense.

23 I mean, 5 looks just a lot better not  
24 having that leg coming down from 6 into it. Makes  
25 it much more whole and makes sense with this

1 surrounding communities. And the west side also  
2 makes sense the way it comes in to the metro area.

3 So I think the changes were actually  
4 really good, and it looks like Mr. Desmond completed  
5 7, the minority-majority district so that it's now  
6 just short 156 people instead of over a thousand.

7 And the HVAP of that for 7 is what?

8 WILLIE DESMOND: 57.53.

9 CHAIRPERSON MATHIS: So it's still at the  
10 benchmark. Okay.

11 COMMISSIONER MCNULTY: Madame Chair,  
12 could I suggest one additional cleanup item?

13 The Luke Air Force Base, could we go to  
14 that and to the airfield and just east of it?

15 WILLIE DESMOND: So this -- the area just  
16 east is right here.

17 COMMISSIONER MCNULTY: Okay. There's a  
18 part of the airfield that's in 3, I think.

19 WILLIE DESMOND: This portion?

20 COMMISSIONER MCNULTY: Could we just -- I  
21 think that would clean up a split there and it would  
22 resolve a concern. And I wondered if we could --  
23 could you do the same thing that you just did for  
24 District 7?

25 WILLIE DESMOND: Yeah. 3 needs give up

1 some population anyway. 3 is about 470 people over.  
2 I'll turn this on.

3 Well, if we just start by taking this  
4 area from 3, we'll see what that does to -- the HVAP  
5 in 3 is currently 55.32.

6 COMMISSIONER MCNULTY: I want to be  
7 really sensitive to that.

8 WILLIE DESMOND: 55.32.

9 I would say there is a portion of  
10 Glendale that runs right along this line right here.  
11 If we include all of that, you're going to -- do you  
12 see this?

13 COMMISSIONER MCNULTY: Yes.

14 WILLIE DESMOND: That's going to -- there  
15 is a lot of population right here, so that might  
16 have a major of effect.

17 If you wanted to just take this part,  
18 there's not many people that live there.

19 Does that make sense?

20 I'll show you one step by step.

21 COMMISSIONER MCNULTY: I think what we  
22 really want is the airfield, to consolidate it with  
23 the Luke Air Force Base. And if it creates --

24 WILLIE DESMOND: So that's 526 people.

25 COMMISSIONER MCNULTY: Okay.

1 WILLIE DESMOND: 3 was currently 400 --  
2 so now it's 55.35. It actually went up by  
3 three-hundredths of a percentage.

4 COMMISSIONER MCNULTY: All right. That's  
5 excellent.

6 WILLIE DESMOND: And now 3 is 58 people  
7 underpopulated.

8 The big population that needs to be  
9 shifted around in 8 is now 1100 people over. So  
10 that needs to give some to both 2, which is going to  
11 have to go through another district because that's  
12 down in Pima. It needs to give some to 2 and also  
13 to 6.

14 So it can easily give that population to  
15 6 but we're going to have to work out a way to  
16 bring some population equality down to that District  
17 2 in Tucson.

18 COMMISSIONER MCNULTY: I think we can do  
19 that. That's within our margin of error that we are  
20 going to work on. Because once we get public  
21 comments, we'll be making more changes and I'm not  
22 sure it makes sense to --

23 WILLIE DESMOND: We did just remove  
24 another split from Glendale. There will be that  
25 portion that runs -- there's zero population. There

1 is county --

2 COMMISSIONER MCNULTY: Okay.

3 WILLIE DESMOND: -- or a town boundary, I  
4 believe.

5 Are there any other tweaks that any of  
6 the commissioners are interested in seeing?

7 COMMISSIONER FREEMAN: I think you've cut  
8 out New River and Anthem from North Central Phoenix  
9 where there's strong ties and communities of  
10 interest.

11 I think Phoenix has been put together  
12 with Scottsdale. We've already heard a lot of  
13 comments about the distinctiveness from Scottsdale  
14 from Phoenix, how really it's inappropriate to put  
15 them together.

16 It does kind of put the west side  
17 together, but it also puts it together with these  
18 far-off rural places. And if I lived out there, I  
19 would wonder whether I would really be heard by my  
20 representative who is probably going to be paying  
21 more attention to the urban part of Phoenix.

22 It also -- not to mention the fact we've  
23 got San Tan Valley and Apache Junction and Gold  
24 Canyon being put with Babkai (sic) and these other  
25 far western cities. I mean, those are all problems.

1 I mean, there are other ways to approach  
2 it. I wouldn't mind having Mr. Desmond throw up  
3 whole counties version 6f. That's the one that  
4 never saw the screen because I wanted to try to work  
5 with the chair's map, but if you could do that real  
6 fast.

7 WILLIE DESMOND: Yeah. Absolutely.

8 VICE CHAIR HERRERA: Is everybody else  
9 okay with that?

10 CHAIRPERSON MATHIS: Yeah, we can do  
11 that.

12 VICE CHAIR FREEMAN: That's kind of hard  
13 to see overlaid like that.

14 WILLIE DESMOND: Let me change the color.

15 VICE CHAIR FREEMAN: Can you hide the  
16 current working draft? Maybe back out.

17 There's a map that was constructed simply  
18 by applying broad constitutional criteria. Trying  
19 to minimize splits to counties. Pima County is  
20 split because of the Voting Rights Act concern and  
21 because Tucson is too big.

22 Yuma County gets split because of the  
23 Voting Rights Act district.

24 Pinal County gets split but only to keep  
25 tribal areas whole and there is this small cutout

1 that puts Apache Junction in with the urban metro  
2 area.

3 Gila County is split but only because of  
4 the Indian tribe.

5 Coconino County is split only because of  
6 the Indian tribe.

7 That left us with this core area around  
8 urban Maricopa County and it was very easy -- I  
9 mean, we constructed the different -- districts in  
10 different ways, trying to construct compact  
11 districts that respected municipal boundaries. We  
12 worked from east -- southeast to west and then  
13 another version west to east. I think that sort of  
14 -- there was a starting point that we saw in there,  
15 but we were looking for the configuration that  
16 yielded more the competitive results.

17 It was only in a very late version, I  
18 think it was 6e, that I called out the first street,  
19 at least to my knowledge, was just to orient the map  
20 more north/south and start from the middle and work  
21 out, which was Scottsdale Road. And you ended up  
22 with Scottsdale, Fountain Hills, in this north part  
23 of the Valley together with a piece of West Mesa,  
24 Tempe, and Chandler, and Ahwatukee. Kind of like  
25 the portion of the map we have now.

1           We've got a nice area here in the  
2 Southeast Valley that all fits together. Mesa only  
3 gets split once. Gilbert is together. Chandler is  
4 only split once, as it is in the current working  
5 draft.

6           Queen Creek is kept together. The North  
7 Central Phoenix communities are all put together.

8           And by the way, the tops of these --  
9 lightly populated tops of these cities I think were  
10 ultimately going to be put into this. So they would  
11 not be split. They probably reflect splits now. But  
12 there's really -- it's lightly populated.

13           And the West Valley is all put together.  
14 And that line there I think was roughly the I-17.  
15 It just happened to work out that way, but it makes  
16 a very nice place to split the west side from  
17 Central and North Central Phoenix.

18           I mean, that wasn't -- that was some very  
19 few steps. It really didn't call out -- the only  
20 street called out was Scottsdale Road and we ended  
21 up with it nicely packaged like that.

22           And now we've spent Tuesday, Thursday,  
23 and Friday, all day of this week trying to massage  
24 and -- you can go ahead and put the overlay or  
25 current working draft -- massage our way around this

1 designer district. And we're seeing how difficult  
2 it was.

3 Basically my instructions to Mr. Desmond  
4 in building that whole counties map were about as  
5 simple as what I laid out.

6 There were further tweaks to that map  
7 that could have been made, which was, like I said  
8 was putting the tops of the cities on and perhaps  
9 way up north to go over and allow -- connect the  
10 Navajo Nation lands with the Pai tribes and the Big  
11 Boquillas Ranch area, but that was adding very  
12 little population and really wouldn't cause too much  
13 stress on the rest of the map.

14 Yes, in whole counties, San Tan Valley is  
15 not included in the urban metro area, but you could  
16 also say, hey, it's in Pinal County, so that's where  
17 it belongs. You could try to put it there, and I  
18 think that would be possible as well.

19 But that was a very simple -- simply  
20 developed map that I thought yielded some good  
21 results and we hadn't finished it. And yet what  
22 we're working on now -- I just -- and it also  
23 respected communities of interest. It kept  
24 Scottsdale distinct from North Central Phoenix. It  
25 kept the North Valley together with North Central

1 Phoenix. It kept the West Valley together. It kept  
2 the Southeast Valley together.

3 It kind of fit together the way that the  
4 Valley does and Arizona does.

5 Was it perfect? No, but no map is. This  
6 is -- what we are working on now it just seems a  
7 little contrived and there seems to be lots of  
8 stress points and we just seem to be moving lines  
9 around simply to balance population and that's it.

10 And so all of those things concern me  
11 about where we're going. I mean, I would prefer to  
12 study what we are doing now over the weekend, but  
13 that's going to be, I think, up to the chair what  
14 you would like to do with it.

15 CHAIRPERSON MATHIS: No doubt, I think  
16 what you created there -- I mean, it's a lovely  
17 package for the whole Phoenix metro area. I'm sure  
18 it makes sense and that you were building that based  
19 upon the constitutional criteria.

20 I'm the one who threw the constraints  
21 into this by trying to create a map that brought in  
22 as many elements as I could from the different  
23 versions, and especially the two tracks that we were  
24 going down to get us onto one map. That was my  
25 goal.

1           And in doing so, we created a competitive  
2 rural, a competitive Tucson, and I felt, again, that  
3 having a goal of -- an overall goal of creating a  
4 competitive district in Metro Phoenix was something  
5 that we should strive for and I still believe that.

6           And that's when this District 9 got  
7 created by Ms. McNulty and then we all worked around  
8 that to see if we could create the rest of the donut  
9 around that that could make sense.

10           And we did come up with something  
11 today -- actually yesterday and it's certainly  
12 something that could go out for public comment as a  
13 draft map.

14           You know, there is cleanup needed, but I  
15 -- the Mesa area, I really thought needed help on  
16 that map, which is why we went through what we did  
17 today and we ended up having to make a lot of  
18 changes to try to accomplish that, as Mr. Desmond  
19 tried to warn us. He knew it would take a lot.

20           So given how many changes there were just  
21 in this exercise that we went through, maybe what he  
22 could do is run the splits report on what we ended  
23 up -- where we just ended up on and have us study  
24 this over the weekend and on Monday, at least  
25 then -- you know, my goal is on Monday, October 3rd,

1 we adopt a draft map.

2 I just -- we have to get beyond  
3 congressional, and I would hope that over the  
4 weekend you can also spend time looking at  
5 legislative, because time -- we're almost out of  
6 time and we're going on the road on the 11th.

7 So maybe the thing to do now would be  
8 just do public comment and then -- it's 4:53. I've  
9 got a stack here. We'll go through public comment  
10 and then adjourn, since we don't have anything to  
11 talk about on legislative today anyway, and we'll  
12 come back Monday morning.

13 And I believe we are meeting here. I  
14 don't know if Kristina is in the room, but I think  
15 we're meeting here again at 9 a.m. on Monday. So  
16 hopefully we can come back Monday and talk about  
17 finalizing the congressional and also have time for  
18 legislative discussion on Monday.

19 Does that sound okay with people?

20 COMMISSIONER FREEMAN: Yes.

21 CHAIRPERSON MATHIS: Okay. So on the  
22 agenda, it's item 8, call for public comment, and as  
23 I think many of the public -- people in the public  
24 are aware, they need to come up to the microphone,  
25 speak directly into the microphone so we can all

1 hear you and that we get an accurate accounting.  
2 And please be sure to spell your last name for our  
3 recorder so she can get an accurate record.

4 VICE CHAIR HERRERA: Madame Chair.

5 CHAIRPERSON MATHIS: Mr. Herrera.

6 VICE CHAIR HERRERA: I think Ms. Gomez  
7 has some comments for the executive director's  
8 report.

9 CHAIRPERSON MATHIS: Oh, okay. I don't  
10 see her, but -- okay, she is coming. So maybe we'll  
11 go ahead and do executive director's report, then, I  
12 guess next before public comment.

13 KRISTINA GOMEZ: Good afternoon.

14 I just want to give you a short update of  
15 the upcoming round two meetings.

16 We have confirmed seven meetings. So  
17 we've confirmed Tuba City, Chandler, Bullhead City,  
18 Casa Grande, Flagstaff, Window Rock, Scottsdale, and  
19 Yuma.

20 We haven't -- and I also want to let  
21 people know that this document is a working  
22 document. It's a draft document. So I do apologize  
23 for not writing "draft" on this document.

24 So this is our beginning point and we are  
25 working hard to make phone calls and send out

1 e-mails and seek out assistance as far as helping us  
2 plan these -- or help us find facilities around the  
3 entire state. So that's the update with the second  
4 round.

5           And also we do not have -- there are very  
6 few meetings scheduled for Friday, and that's  
7 because there's a lot of activities going on in the  
8 state. We have a lot of high school football games  
9 going on and fall festivals and religious events as  
10 well.

11           So we are trying to arrange these  
12 meetings around the different community events.

13           So that is the status for the second  
14 round.

15           CHAIRPERSON MATHIS: Okay. Any questions  
16 for Ms. Gomez on the second hearing -- second round  
17 of hearings draft schedule that she gave us  
18 yesterday?

19           VICE CHAIR FREEMAN: Madame Chair.

20           CHAIRPERSON MATHIS: Mr. Freeman.

21           VICE CHAIR FREEMAN: Ms. Gomez, have any  
22 of the locations been cut from the list that we  
23 looked at earlier this morning?

24           KRISTINA GOMEZ: No, sir.

25           VICE CHAIR FREEMAN: Thanks.

1 CHAIRPERSON MATHIS: Any other questions?

2 Okay. Thank you.

3 And so 9 o'clock here Monday, right, is  
4 our next meeting?

5 Okay.

6 KRISTINA GOMEZ: Thank you.

7 CHAIRPERSON MATHIS: Okay. So we will go  
8 to the next agenda item, which is public comment,  
9 number 8, and our first speaker is Beth Hullgren,  
10 representing self from Pinal County.

11 Nancy LaPlaca, maybe. I'm sorry,  
12 representing self from Tempe.

13 UNIDENTIFIED SPEAKER: I don't think  
14 she's here, but she might be back.

15 CHAIRPERSON MATHIS: Okay. We'll hold  
16 that.

17 Clark Smithson, city council member from  
18 City of Apache Junction.

19 CLARK SMITHSON: Thank you, Madame Chair,  
20 members of the Commission.

21 The City of Apache Junction stands with  
22 the other Pinal County stakeholders in supporting  
23 the keeping of Pinal County together in one  
24 congressional district.

25 The current versions of the maps -- the

1 donut hole maps -- effectively split Pinal County  
2 into four or more congressional districts. And  
3 we've seen over the past ten years that our  
4 congressional delegation is often focused on the  
5 population centers of the state. As a result of  
6 specific issues of Arizona's fast growing county,  
7 Pinal County, have a difficult time making their way  
8 to the forefront.

9           We respectfully request that the  
10 Commission keep Pinal County whole so that our  
11 fast-growing county receive the representation it  
12 deserves.

13           Additionally, I would point out that  
14 the -- putting Apache Junction and any other parts  
15 of Pinal County with District 4, in my opinion,  
16 violates three -- certainly, I think you would have  
17 to agree it violates at least two of the principles.

18           Certainly it is not compact. It is --  
19 the community of interest is not met. Apache  
20 Junction and Pinal County does not have a common  
21 community of interest with Bullhead City, Kingman,  
22 Lake Havasu and the other river cities.

23           And I propose that it also does not meet  
24 the standard of contiguous. Yes, the lines show it  
25 does, and if you just say that lines make something

1 contiguous, then I guess you could say it's  
2 contiguous. But those mountains are in the way.  
3 There is no way to get in the county -- or in the  
4 proposed district from anyplace in Pinal County to  
5 anyplace else in District 4 unless we could somehow  
6 come up with some magic that would give us enough  
7 faith to level a mountain and put a road there and  
8 make it possible.

9           Otherwise, it is not contiguous. Yes,  
10 the lines show it, but those mountains are very much  
11 in the way.

12           I respectfully request that you seriously  
13 reconsider the entire concept of putting any part of  
14 Pinal County, and especially Apache Junction, in  
15 District 4.

16           Thank you very much for your  
17 consideration, and I'm glad I'm not on that side of  
18 the table.

19           CHAIRPERSON MATHIS: Thank you for  
20 sticking with us today, too. And I appreciate your  
21 input.

22           Let's see. We have supervisor Bryan  
23 Martyn from Pinal County.

24           BRYAN MARTYN: Thank you, Madame  
25 Chairman. I'm Bryan Martyn, Pinal County

1 Supervisor. B-r-y-a-n, M-a-r-t-y-n.

2 If I could approach briefly and just give  
3 a map, if that's all right, Madame Chair.

4 CHAIRPERSON MATHIS: Yes.

5 I have that.

6 BRYAN MARTYN: I will be brief.

7 As we know, it's been a very long day. I  
8 appreciate, as always, your efforts as a body and  
9 your challenges as working together to serve our  
10 entire state.

11 One of the problems we have with Pinal  
12 County, as you heard me say before, is that we are a  
13 rapidly growing community. Our growth pattern over  
14 the past ten years has exceeded 3,141 other  
15 counties. We are the number two growing county in  
16 the country.

17 Our population has gone up over almost a  
18 hundred percent, 99.9 percent. And our population  
19 in the next ten years, if you cut that number in  
20 half and say we'll grow at a 50 percent rate, which  
21 is very possible given our available lands, puts us  
22 at growing to almost 200,000 more. Taking us over  
23 500,000.

24 Why do I bring that up?

25 We have a lot of needs in Pinal County

1 for federal services. We have infrastructure that  
2 we have to address, we have water issues we have to  
3 address, we have rail issues that we need to address  
4 more so than pretty much any other county in  
5 Arizona.

6 The drawing you have before you -- the  
7 pie chart you have before you currently represents  
8 what you have presented in the map, breaking the  
9 county into five distinct congressional districts.

10 Although it's not such a big deal up in  
11 Maricopa County, if you split a place, the  
12 congressman is right there and attentive to you.

13 These districts show -- the chart was set  
14 up to represent the portion of Pinal County in that  
15 congressional district. And the congressional  
16 districts were generic 710,000.

17 CD 1 right now is has approximately  
18 18 percent of Pinal County in it. Almost a quarter.  
19 And that would be something that we could work with.  
20 That congressman or woman would surely be attentive  
21 to the needs -- the wants, needs, and desires of  
22 that congressional district if they wanted to be  
23 reelected.

24 Our other congressional districts are not  
25 as robust. CD 2, we represent 1.4 percent of the

1 congressional district. Now, there's a logistics  
2 problem here where congressmen and women generally  
3 don't have the time to give attention to 1.4 percent  
4 of the population.

5 CD 3, 3.8 percent; CD 4, 6.5 percent; and  
6 CD 5, 11.1 percent.

7 Nobody is watching out for Pinal County.  
8 And we know that Arizona is going to grow in Pinal  
9 County.

10 There have been a number of things  
11 represented today relative to district. And I  
12 appreciate all the work you have done, especially  
13 that inside the donut. But outside the donut I  
14 don't think we have the best solution for  
15 representation of our citizens in Arizona.

16 Let me say that again. I don't think the  
17 outside of the donut -- I think there are other ways  
18 to do this where we can assure that we have  
19 representation for the wants, needs, and desires of  
20 not only today's personnel, citizens, but over the  
21 next ten years.

22 We're going to grow like crazy. It's  
23 going to come. And Pinal County is where it's going  
24 to grow. And I don't have anybody that I can pick  
25 up the phone and call and say Congresswoman

1 Kirkpatrick, Congressman Gosar, I need some help.

2           It's not a partisan issue. We worked  
3 with Ann when she was there, and she did a great  
4 job. We've worked with Paul and he's there. So  
5 it's not a partisan issue. Doesn't have anything to  
6 do with your race. It's about having ears and eyes  
7 in Washington that speak our issues that are  
8 accountable to us.

9           The whole district map addresses a lot of  
10 those issues. Keeping our rural counties where they  
11 are.

12           Finally, I'll bring up -- you have the  
13 option to move -- help out with Coconino County.  
14 Coconino County -- I don't want to single them out  
15 for any negative reason, but there are options  
16 there. You heard from them. They want to stay on  
17 the east side. Only a body -- a certain body has  
18 represented that.

19           There is an option to move them to the  
20 west side and pull Pinal County nearly whole and  
21 make CD 1 work.

22           Quick thing on Coconino County. Over the  
23 last ten years, they grew at a rate 15.6 percent.  
24 We grew at 99.9 percent. Their population right now  
25 is 134,000. We're at 375,000.

1           If they have growth pattern of half of  
2 what they did in the last ten years, it takes them  
3 all the way up to a robust 144,000. It will be at  
4 565,000.

5           I need help. I need help to manage Pinal  
6 County. I have citizens that deserve representation  
7 in Washington. And the current plan does not afford  
8 them the ability to reach out and touch those  
9 individuals who are responsible for their  
10 livelihood.

11           Do you have any questions at all?

12           CHAIRPERSON MATHIS: Any question?

13           COMMISSIONER MCNULTY: Mr. Martyn, I do  
14 have one question.

15           These numbers don't add up to a hundred.  
16 Can you just explain to me how this works?

17           BRYAN MARTYN: And they wouldn't add up  
18 to a hundred. Each congressional district is  
19 different and these are the major populations. I  
20 didn't put anything under 5,000.

21           COMMISSIONER MCNULTY: This is the  
22 percentage of the congressional district that is  
23 Pinal County, not the percentage of Pinal County  
24 that is in a congressional district?

25           BRYAN MARTYN: Correct.

1 COMMISSIONER MCNULTY: Okay. Thank you.  
2 That's what I needed to understand.

3 All right. And which one of these is the  
4 -- one of these is Saddlebrooke?

5 BRYAN MARTYN: Saddlebrooke is CD 2.

6 COMMISSIONER MCNULTY: And one of these  
7 would be the Gila River Indian Community?

8 BRYAN MARTYN: CD 3 includes Arizona City  
9 and Eloy, populations of about 16,000 and 10,000  
10 respectively.

11 COMMISSIONER MCNULTY: Okay. Thank you.

12 BRYAN MARTYN: And have a good weekend.

13 CHAIRPERSON MATHIS: Thank you. You,  
14 too.

15 Our next speaker is Sandie Smith. She's  
16 been patiently waiting too, all day. Former county  
17 supervisor, Pinal County.

18 SANDIE SMITH: Madame Chair, members of  
19 the committee, my name is Sandie Smith, S-m-i-t-h.

20 And who am I?

21 I am a 41-year resident of Pinal County.  
22 I was 20 years in the retail business, 9 years on  
23 the school board 16 years as a Democrat candidate  
24 and successful candidate for the board of  
25 supervisors from '93 to 2008.

1           And I came to Pinal County for the  
2 quality of life it afforded myself and my family.

3           And who are we as Pinal County?

4           We're communities of interest. We're  
5 5,386 square miles. We are rural with urban  
6 pockets. We're team players with rich heritage and  
7 values.

8           As a county, we have an economic  
9 development team and we are focusing on economic  
10 development.

11           This year the Pinal County town hall is  
12 being held on economic development. It's our 25th  
13 town hall.

14           We have a park, open space, and trails  
15 effort county-wide. We have worked to save the  
16 state parks of Picacho, McFarland, Lost Dutchman,  
17 and then the park at the San Tan regional park.

18           We are working to implement the cities'  
19 and the counties' plans to connect their approved  
20 plans for open space and trails. Each one of our  
21 cities have approved plans and our county and we are  
22 working to connect all of those throughout our  
23 county.

24           We have transportation efforts,  
25 north/south freeway from 60 to 10, 11 that comes out

1 of Nevada all the way down to 8. The gateway that  
2 goes over to 60 in the Mesa area and the widening of  
3 10.

4 We have the governmental alliance, which  
5 represents every city and town and county as the  
6 governing body in Pinal County. And they have  
7 produced a map that they hope that you would  
8 consider.

9 Our COG, our Council of Governments is  
10 Pinal/Gila. It's our planning group for  
11 transportation and other state and federal funding.

12 We are rural. We have an entity called  
13 the Pinal Partnership that is bringing the private  
14 and public entities together to address our  
15 infrastructure needs.

16 We know that high growth does not create  
17 communities of interest. Communities of interest  
18 are like interests and like values. That's what  
19 creates it.

20 So we would like not to just be lumped in  
21 with people that are growing fast. We know that we  
22 are growing fast. We do think that we have some  
23 plans that will help us so that we can retain our  
24 rural while accommodating our urban.

25 So I would hope that you would look at

1 the plans and please do not set us up into the four  
2 to five areas that we have been proposed today that  
3 we hear -- keep coming back and forth.

4 And we would like for you to look at the  
5 plans that we had presented at the very beginning  
6 and also at the whole communities.

7 I stand ready for questions.

8 CHAIRPERSON MATHIS: Any questions?

9 SANDIE SMITH: Thank you.

10 CHAIRPERSON MATHIS: Thank you very much.

11 Our next speaker is Gina Turrubiartes,  
12 from Guadalupe.

13 And you can pronounce it correctly for  
14 us?

15 GINO TURRUBIARTES: Sure.

16 It's actually Gino, G-i-n-o --

17 CHAIRPERSON MATHIS: Sorry.

18 GINO TURRUBIARTES: And the last name is  
19 Turrubiartes, T-u-r-r-u-b-i-a-r-t-e-s.

20 Good afternoon, members of the IRC  
21 committee and everyone here this afternoon. It's  
22 been a long day for everyone.

23 As I stated, my name is Gino  
24 Turrubiartes, community development director for the  
25 Town of Guadalupe.

1           Guadalupe was incorporated in 1975 and  
2 has a current population of roughly 6,000 residents  
3 in about one square mile, predominately Hispanic and  
4 Native American.

5           There are over 1800 households in the  
6 town of Guadalupe. Besides the town hall, we have a  
7 senior center, a CAP office, a sheriff substation, a  
8 library, South Mountain Community College, Boys &  
9 Girls Club, civic center, which is our Mercado,  
10 Pascua Yaqui tribe center, Pascua Yaqui tribe  
11 education center, Western Sonora apartments for  
12 low-income families, Edomi senior living apartments,  
13 roughly six churches and about 34 businesses in the  
14 community.

15           The town council in Guadalupe voted and  
16 requested that we stay in Legislative District 16 as  
17 presented by Senator Leah Landrum Taylor and  
18 Representative Richard Miranda to the IRC in  
19 previous meetings.

20           The town of Guadalupe finds commonality  
21 with the neighbor to the west, south Phoenix, and  
22 Laveen.

23           The town council of Guadalupe would also  
24 like -- in support of congressional maps proposed by  
25 the Hispanic Coalition for Good Government.

1           To that end, I would also like to note  
2 that the town of Guadalupe has successfully worked  
3 together with the city of Tolleson on economic  
4 development for both our communities, as we share a  
5 lot of commonality with our -- within our  
6 well-established communities.

7           I ask that the IRC include the town of  
8 Guadalupe with its neighboring community to the west  
9 and on both legislative and congressional districts.

10          Thank you, and thank you for your hard  
11 work.

12          CHAIRPERSON MATHIS: Thank you.

13          Our next speaker is Jill Kipnes from Pima  
14 County Government Alliance.

15          JILL KIPNES: Good afternoon.

16          It's Jill Kipnes, K-i-p-n-e-s. I'm with  
17 Robert S. Lynch & Associates and we represent Pinal  
18 County Government Alliance.

19          First, I was asked today to come in front  
20 of you on behalf of the Coolidge City Council to  
21 read a resolution into the record that they passed  
22 at their meeting on Monday.

23          It reads: Resolution number 11-40. A  
24 resolution of the mayor and city council for the  
25 city of Coolidge, Arizona, urging support for the

1 Pinal County Government Alliance congressional and  
2 legislative maps and any other map that treat Pinal  
3 County and the city of Coolidge in a similar manner  
4 as do the Pinal County Government Alliance maps and  
5 asking the Independent Redistricting Commission to  
6 reject any maps, including river district map 7a,  
7 that divides Pinal County excessively. Whereas the  
8 city of Coolidge and its residents have a strong  
9 interest in seeing Pinal County kept as whole as  
10 possible through the redistricting process for  
11 congress and the Arizona legislature.

12           And whereas the city of Coolidge city  
13 council wants Independent Redistricting Commission  
14 to respect all six of the criteria for redistricting  
15 identified in the Arizona Constitution are called IV  
16 part 2 section 114. It then goes on to list the six  
17 criteria. I'm going to not do that.

18           Whereas Pinal County Government Alliance  
19 produced a map that kept Pinal County as whole as  
20 possible while adhering faithfully to the six  
21 redistricting criteria of the Arizona Constitution  
22 whereas the citizens of the city of Coolidge and  
23 Pinal County will be best served if their voting  
24 power is concentrated as opposed to being diluted by  
25 cutting Pinal County into excessive amount of

1 congressional and legislative districts.

2           Now, therefore be it resolved by the  
3 mayor and the city council of the City of Coolidge  
4 as follows: Section 1, the city council supports  
5 the Pinal County Government Alliance congressional  
6 and legislative map and ask that the Independent  
7 Redistricting Commission adhere as closely as  
8 possible to those maps or any other maps that treat  
9 Pinal County and the city of Coolidge in a similar  
10 manner as do the Pinal County Government Alliance  
11 map.

12           Section 2, the city council requests that  
13 the Independent Redistricting Commission reject any  
14 map, including river district map 7a as currently  
15 constituted that divides Pinal County excessively.

16           Passes and adopted by the mayor and city  
17 council of the City of Coolidge on the 26th day of  
18 September, 2011. And it is signed by their mayor,  
19 Thomas Shope.

20           I will also -- I do have copies and I  
21 will turn those in for the record.

22           Just a quick other -- two other quick  
23 things.

24           Our timeline, I kind of got the  
25 impression today that people don't think that Pinal

1 County has let their voice be known. We introduced  
2 our map to you at the public hearing on July 27th.  
3 There were people at public hearings following ours  
4 that supported our map.

5 We presented our map 30 days ago, I think  
6 in this room, on September 2nd, again, to discuss  
7 what our map is and how it was -- how  
8 constitutionally strong it was. And again  
9 supervisor David Snyder addressed you just on Monday  
10 over at the Holiday Inn in Casa Grande to, again, go  
11 over the six criteria of our map.

12 So I think that Pinal County has let it  
13 be known what their wishes are. You heard so far  
14 from some elected officials. You still have a  
15 couple more to hear from tonight, that they do want  
16 to stay together.

17 Lastly, really for the Alliance, that the  
18 map that we saw today, that we went over today, just  
19 sacrifices Pinal County into four or five districts  
20 just the to benefit the needs and the wants of  
21 others.

22 Thanks.

23 CHAIRPERSON MATHIS: Thank you.

24 Our next speaker is Belinda Akes, city  
25 councilman from Eloy.

1 BELINDA AKES: Good evening. I had a  
2 good morning, then I had good afternoon, now I have  
3 good evening.

4 My name is Belinda Akes, A-k-e-s, and I  
5 am from Eloy. In case you don't know where Eloy is,  
6 we're on Interstate 10 between Phoenix and Tucson.  
7 We're where all of the truck stops are.

8 On the map you have us going to the south  
9 with Tucson. We would like to stay with Pinal  
10 County. Coolidge, Florence, Eloy, and Casa Grande  
11 share a long history.

12 We support each other's businesses, we  
13 live in each other's towns, and our children compete  
14 with each other in sports.

15 If you take Eloy out of Pinal County, we  
16 would lose our identity. We will also lose our  
17 chance to be represented.

18 It is important to me and our community  
19 that Eloy be represented. Please keep Eloy in Pinal  
20 County where we should be.

21 Thank you.

22 CHAIRPERSON MATHIS: Thank you.

23 Our next speaker is Denise Rapata,  
24 representing Democratic party from Gilbert.

25 DENISE RAPATA: Yes.

1           Good afternoon, Madame Chair and the rest  
2 of the committee.

3           Thank you for letting me speak. My name  
4 is Denise Rapata. Rapata is R-a-p-a-t-a, and I am a  
5 precinct captain for Congressional District 6 and  
6 I'm also representing the Democrats in Legislative  
7 District 21.

8           My main concern is competitiveness.

9           We need fair districts and fair politics  
10 this decade. We need districts that will represent  
11 all Arizonans, not just the ones in gerrymandered  
12 Republican districts. Competitiveness will ensure  
13 that districts are fair.

14           Today voter registration figures show  
15 that party affiliation is approximately one-third  
16 for each, Democrats, Republicans, and Independents.  
17 And yet there is a one-party super majority in both  
18 of the Arizona House and Senate.

19           And is this really fair? Does it really  
20 represent all of our electorates? We need balanced  
21 and fair districts that actually reflect our state's  
22 electorates.

23           When a district is not competitive, it  
24 causes extremeness for both parties. Rather than  
25 compete for the general vote, they must compete for

1 who can be more liberal in the Democratic party or  
2 who can be more conservative in the Republican  
3 party.

4 In noncompetitive districts, elections  
5 are won in the primary election, not the general,  
6 leaving out a large number of voters who ultimately  
7 feel that their vote didn't matter.

8 In 2010, with only 55.6 percent of the  
9 electorate turning out to vote, a one-party super  
10 majority was elected in both of Arizona House and  
11 Senate. Competition, competitive districts is good  
12 for our state and good for democracy.

13 When opposite party candidates actually  
14 have to compete for the vote, they must talk to all  
15 constituents to gain their vote. This encourages  
16 higher civic involvement and higher voter  
17 participation as a result. Voters must feel that  
18 their voice counts in an election.

19 This is an extraordinary time for  
20 Arizona and the Redistricting Commission has an  
21 extraordinary job to select a fair, balanced, and  
22 competitive map for congressional districts for the  
23 next ten years.

24 I want to persuade Commission Chairman,  
25 Colleen Mathis, and the Redistricting Committee that

1 no less than four competitive congressional  
2 districts will be acceptable. Anything less than  
3 this is clear disservice to Arizona and will give  
4 the IRC a black eye in history.

5 We need districts that represent all of  
6 Arizonans and not just the ones on the gerrymandered  
7 districts.

8 Thank you very much for listening to me.  
9 Have a good afternoon.

10 CHAIRPERSON MATHIS: Thank you.

11 Our next speaker is Bill Engler,  
12 representing self from Anthem.

13 UNIDENTIFIED SPEAKER: I don't think he's  
14 here.

15 CHAIRPERSON MATHIS: Jim March, second  
16 vice chair, Pima Libertarian Party.

17 UNIDENTIFIED SPEAKER: He left.

18 CHAIRPERSON MATHIS: Okay.

19 Lynn Hurley?

20 No.

21 Mohur Sidhwa.

22 UNIDENTIFIED SPEAKER: She left.

23 CHAIRPERSON MATHIS: Matt Lucky.

24 Heather Murphy from Pinal County.

25 HEATHER MURPHY: Good evening, members.

1 Thank you for the opportunity to speak.

2 My name is Heather Murphy. Normal  
3 spelling, M-u-r-p-h-y.

4 I am here today addressing you as a  
5 representative of Pinal County's management staff  
6 led by county manager, Fritz Behring. That's  
7 B-e-h-r-i-n-g, from the perspective of the  
8 day-to-day management of the county's affairs.

9 It has been difficult to command the  
10 attention of our federal delegates. While each of  
11 Pinal County's congressional representatives have  
12 met with our elected officials both in Washington  
13 and in Pinal County, the sheer size of the diversity  
14 of the issues in geography greatly limits their  
15 ability to attend to the needs of the nation's  
16 second fastest-growing county.

17 Pinal County's opportunities and  
18 challenges are unique. They are not shared by  
19 adjacent counties.

20 You won't find many counties in America  
21 with two federal interstate highways bisecting it  
22 plus a state border to state border double-track  
23 railroad. Sharply declining revenues and demands  
24 for accountability for every dollar spent has  
25 resulted in our decision to cancel representation by

1 a federal lobbyist. We truly rely on the  
2 face-to-face interactions with our federal  
3 representatives.

4 Arizona -- Pinal County is Arizona's  
5 fastest-growing county and the nation's second  
6 fastest-growing county. I know I'm echoing remarks  
7 from others, but in 2005, Pinal County was the  
8 seventh fastest-growing county in the U.S. Today it  
9 is the second.

10 Pinal County population has grown  
11 tremendously and leading demographers place Pinal  
12 County at the center of the sun corridor, one of  
13 just ten megalopolitan regions that will see the  
14 bulk of the U.S. growth in the coming decades. It's  
15 not a question of if, but when.

16 In addition we are still seeing net new  
17 residents moving into the county despite the slump.  
18 If you're not in Pinal County, you're not seeing  
19 what we see.

20 While the growth has slowed tremendously,  
21 houses, businesses, churches, and other enterprises  
22 are still coming to Pinal County.

23 For these reasons we urge you to  
24 consolidate Pinal County and its cities into as few  
25 congressional districts as possible and support the

1 whole county approach.

2 Thank you.

3 CHAIRPERSON MATHIS: Thank you.

4 Our next speaker is Joy Staveley,  
5 representing Small Business and Grand Canyon River  
6 Outfitters in Flagstaff.

7 JOY STAVELEY: Good evening.

8 When I took off work today and left  
9 Flagstaff at 7:30 in the morning to get down here, I  
10 believed that my comments would be considered. And  
11 so I was extremely frustrated earlier when I heard  
12 Commissioner Herrera say that he had already heard  
13 from everyone from Flagstaff.

14 I hope that that's not the case, and I  
15 hope that you will please continue to keep an open  
16 mind.

17 It is only the opinion of some that  
18 Flagstaff wants to be in the east district. I  
19 personally and the group of small business people  
20 that I represent, most definitely want to be in the  
21 west side of Flagstaff -- or in the west side of the  
22 district because we believe that that's where our  
23 true community of interest lies.

24 I had the pleasure of addressing the  
25 Commission in Prescott months ago. And if I may, I

1 would just like to briefly reintroduce myself.

2 My name Joy Staveley, and that is spelled  
3 S-t-a-v-e-l-e-y. I am co-owner and president of  
4 Canyoneers, Incorporated, a white water rafting  
5 company in Flagstaff operating in Grand Canyon.

6 There are half a dozen licensed river  
7 outfitters operating in the Grand Canyon who are  
8 based in Flagstaff.

9 My husband and I also own an RV park and  
10 campground by the north rim of the Grand Canyon and  
11 have owned other businesses in that area in the  
12 past. Trying to cut down a little now.

13 In addition to being a business owner in  
14 Flagstaff for the past 33 years, I am also past  
15 chairwoman of the Flagstaff Chamber of Commerce and  
16 advisory board member of the small business  
17 development center, Northern Arizona vice president  
18 of the National Federation of Independent Business,  
19 and a past delegate to the White House on -- small  
20 White House Conference on Small Business, and I'm  
21 also a member of Flagstaff Forty.

22 I stand before you this evening as a  
23 small business owner who really cares about this  
24 redistricting process. I believe that Northern  
25 Arizona is heavily tied to tourism in and around

1 Grand Canyon, and as such, we are different from  
2 Maricopa County.

3 While Flagstaff is the largest city in  
4 Northern Arizona, it and the other cities and towns  
5 in Northern Arizona are still rural and really do  
6 have much in common with -- don't have much in  
7 common, excuse me, with urban areas.

8 We here in Coconino County do have much  
9 in common with Yavapai County, Mohave County and  
10 other northern and western communities of Arizona.  
11 And therefore should be placed together in a common  
12 congressional district there. So I'm asking if you  
13 would please consider that.

14 As an example, Northern Arizona  
15 communities such as Flagstaff, Prescott, and the  
16 Verde Valley share economic development interests,  
17 transportation, education, forest restoration, water  
18 management, medical and health care interests, and,  
19 of course, tourism interests.

20 We currently work together on common  
21 legislative issues such as the Greater Arizona  
22 Mayor's Association, Northern Arizona Council of  
23 Governments, and the Flagstaff Metropolitan Planning  
24 Organization.

25 Forested lands lie within Northern

1 Arizona, and this is a great concern for both  
2 Coconino and Yavapai Counties.

3           Additionally Grand Canyon National Park  
4 is located within the counties of Mohave and  
5 Coconino and we will be well-served by being in the  
6 same congressional district.

7           I am aware that some in Flagstaff's Forty  
8 and in the city and county have testified in favor  
9 of Flagstaff being in the eastern district, but I am  
10 and many of my business associates in the business  
11 community in the Flagstaff and surrounding areas  
12 believe that whole counties and whole cities should  
13 be placed in a single district to the extent  
14 possible while following the criteria spelled out in  
15 the Arizona Constitution, the Voting Rights Act, and  
16 the U.S. Constitution along with the laws that  
17 govern the Commission's rules.

18           Arizona's rural population is substantial  
19 enough to support two congressional districts.  
20 However, not all rural interests are the same. And  
21 in this instance, Flagstaff and the other non-Indian  
22 portions of Coconino County, including the Arizona  
23 strip, have more in common with communities of  
24 interest like Yavapai and Mohave Counties than with  
25 Native American community interests of Navajo and

1 Apache proposed in the eastern district.

2           It is important to understand that not  
3 all of Flagstaff Forty is in agreement and not all  
4 of Flagstaff, whether it be city or county, is in  
5 agreement.

6           Flagstaff should be in the western  
7 district because that will allow the western  
8 district to be become truly rural.

9           Now, about one-third of the western  
10 district is Maricopa, which is urban. Without  
11 Flagstaff in the western district, in time, that  
12 district will become urbanized because of the rapid  
13 growth in Maricopa. This is not desirable. We want  
14 to be sure we have representatives in congress from  
15 two real and complete rural districts. The most  
16 current map does not seem to provide for that.

17           Coconino, Yavapai, Mohave, La Paz, and  
18 Northern Yuma County have strong communities of  
19 interest. I had mentioned them a little earlier in  
20 my presentation.

21           With regards to education, NAU has a  
22 Prescott campus. There is also Embry Riddle in  
23 Prescott, there is an NAU satellite branch in  
24 Northern Yuma.

25           The I-17 corridor west is very important

1 to transportation and commerce. The Colorado River  
2 is a great water resource as well as recreation  
3 opportunity.

4 The entire Grand Canyon region is a huge  
5 and important tourism community of interest and, of  
6 course, there is a strong timber interest with  
7 Coconino and Yavapai Counties.

8 I and many others believe that respecting  
9 communities of interest and supporting two real and  
10 complete rural districts in Arizona is very  
11 important to ensure proper representation in  
12 Congress for business.

13 Earlier today when you were trying to  
14 make all of the numbers work, and it seemed like a  
15 great big puzzle to me, I was wanting to jump out of  
16 my seat to say, wait, the answer is leaving  
17 Flagstaff into the west. You know, it just seemed  
18 like such an easy answer to make everything work and  
19 to have all of the criteria be met.

20 So the group of small business folks that  
21 I represent respectfully request that you please  
22 consider placing Flagstaff in the western district  
23 of Yavapai, Mohave, La Paz, and Northern Yuma  
24 counted for all of the issues that I have just  
25 mentioned.

1           And we will try to do a little better job  
2 in having more of our folks communicate to you. I  
3 must tell you that the process has been a little bit  
4 overwhelming. The time period is a little short.

5           I'm able to take time off because I own  
6 my own business, but a lot of our members are not  
7 able to do that. And so sometimes the shorter  
8 notice or not knowing when the meeting would take  
9 place has been a little bit of a problem for them to  
10 appear.

11           We will try to see if we can make sure  
12 that more of them do appear. And if they cannot, at  
13 least they are able to contact you in writing.

14           I thank you again for your kind  
15 attention, and I ask that you please consider our  
16 request.

17           Thank you very much.

18           CHAIRPERSON MATHIS: Thank you.

19           Our next speaker is James Hallgren.

20           Don't think he's here.

21           Jim Forbes, representing self from  
22 Chandler.

23           Martha Jo Billy, representing self from  
24 Maricopa.

25           MARTHA JO BILLY: Actually, I'm from

1 Gilbert.

2 CHAIRPERSON MATHIS: Maricopa County.

3 MARTHA JO BILLY: Maricopa County.

4 And I've been here before you before.

5 Martha Jo Billy, B, as in boy, i-l-l-y.

6 Today I'm speaking to you briefly, I  
7 hope, on a different subject than in the past.

8 If I might make reference real quickly to  
9 the past speaker from Flagstaff wanting to be on the  
10 west side, I noticed that she neglected a whole  
11 group of people, essentially. And essentially what  
12 I heard her say was we don't want to have anything  
13 to do with the Indians on the eastern side.

14 Mr. Freeman, in addressing -- I have as  
15 that -- I feel that you are attempting to spread the  
16 Republicans out so they will have more votes.

17 And as far as I can tell from living in  
18 Gilbert where I've lived since September of nineteen  
19 -- no, I'm sorry. I've lived in Arizona since  
20 September of 1957. I've lived in Gilbert since June  
21 of '77.

22 The Republicans have done everything  
23 possible to prevent any competitiveness in Gilbert.  
24 And as far as I can say -- tell from the state  
25 legislature at the capitol that they have there,

1 too.

2           And I know why so many people have  
3 said -- referred to Maricopa at this meeting as the  
4 "state of Maricopa."

5           And I do remember hearing a man last  
6 spring speak from Cochise County on TV where that  
7 was the first time I heard Maricopa referred to as  
8 the "state of Maricopa." And we all know they are  
9 referring to the capitol down in Phoenix and the  
10 surrounding area.

11           When I first came to Gilbert, I've heard  
12 people say it's a small town. One woman yesterday  
13 referred to it still going by the name of the town  
14 of Gilbert with pride.

15           Well, a city that has over 200-some  
16 thousand people is not a town and it's not a  
17 community that's all in harmony.

18           When I moved there, it was a two-way  
19 street. There was a lot of ranch, farmland, and it  
20 was a town then. And I remember the Dobson family's  
21 last drive of the sheep from the summer mountain  
22 range down Guadalupe Road east -- west of Chandler.

23           Then our council was, quite frankly,  
24 taken over by the Mormon church. It has been  
25 ruled -- the city has been ruled by the Mormon

1 church virtually since I've lived there. They  
2 control the council, school boards, and have all of  
3 these years.

4           The town of Gilbert was not settled by  
5 Mormons, it was settled by people who moved here  
6 from the dust bowls of Oklahoma and Texas.

7           The Morrisons, the Neelys, the Petersons,  
8 the Sawyers, the Sossomans, and there are others.  
9 I've seen a lot of the them over the years pass  
10 away, but some are still living. Descendents of  
11 those people, thank goodness.

12           Our city has been controlled by the  
13 religious radical rabid right for years. And this  
14 past election this spring for the city council saw  
15 the Tea Party Republicans come out in force in  
16 Gilbert. Go back and look and read if you don't  
17 believe me in the news.

18           The housing bubble in Gilbert is a result  
19 of the deliberate plan by the town of Gilbert to  
20 make it a bedroom community for the Mormon church.  
21 They have to give a little piece of their land for a  
22 stake it will be built on. And they've done that in  
23 their subdivisions. When I moved there, there was  
24 one stake.

25           And the reason I bring that up is because

1 the foreclosures and the bubble burst here has been  
2 blamed on the Democrats and Obama. It's the fault  
3 of the builders that turned it into a bedroom  
4 community. And most of those -- a lot of those  
5 houses were bought by people that came in from  
6 California planning to use them as extra money and  
7 to rent out. And the problem is the bubble burst  
8 and hit all of us.

9           Now my house is worth practically nothing  
10 in Gilbert and I've lived in it since April 1989.  
11 There's not much I can do.

12           I was born in the depression. I did not  
13 hope to die in one. But from the way I see things  
14 going now, it looks like I will.

15           So I am in favor of splitting Gilbert. I  
16 don't care how you split it, quite frankly. I think  
17 we need some diversity in Gilbert. You can cut it  
18 up into four pieces, as far as I'm concerned. Leave  
19 the downtown and get rid of the rest and put them  
20 wherever you need population. I do not --  
21 Mr. Freeman mentioned a while ago, people are  
22 worried about being heard. And you're right,  
23 Mr. Freeman, they are, and I certainly have been  
24 worried about being heard.

25           I do not feel like I am being heard in

1 this state down at the capitol or in Washington.  
2 When I write Mr. Flake, I get a form back that says,  
3 "Thanks for contacting my office." He'll get Kyl's  
4 senate seat, I have no doubt.

5 I hope that you do get the maps  
6 straightened out and settled soon and that it will  
7 be better than the past agony of the ten years that  
8 I personally feel I've gone through from the state.

9 Thank you.

10 CHAIRPERSON MATHIS: Thank you.

11 Just -- I should have at the very  
12 beginning -- thank you very much.

13 I should have at the beginning asked  
14 people to try to contain their comments to three  
15 minutes, just to respect everyone who is here on a  
16 Friday night. And I didn't do that and it's -- my  
17 apologies to everyone for that.

18 MARTHA JO BILLY: Your little beeper  
19 didn't go off.

20 CHAIRPERSON MATHIS: No, I know. Thank  
21 you. We'll start timing people. And to the extent  
22 you can keep within those parameters, we would  
23 greatly appreciate it.

24 Our next speaker is Penelope Phelan, from  
25 San Tan Valley.

1           BUCK FORST: Colleen, how long?

2           CHAIRPERSON MATHIS: Three minutes.

3           Eleanor Caster, representing self from  
4 Pinal.

5           UNIDENTIFIED SPEAKER: She left.

6           CHAIRPERSON MATHIS: Okay.

7           David Cantelme, from FAIR Trust.

8           DAVID CANTELME: David Cantelme, spelled  
9 C-a-n-t-e-l-m-e, representing the FAIR Trust. I'm  
10 from the town of Cave Creek.

11                    Just a few points that I would like to  
12 make, Madame Chair and members of the Commission.

13                    I want to reiterate a few points that I  
14 made yesterday, but I think they bear repeating, and  
15 that is, number one, in reaching your decision  
16 making, I would highly recommend to you that simpler  
17 is better. That's an old principle of logic I  
18 learned in Catholic high school.

19                    Second, do the greatest good for the  
20 greatest number of people.

21                    If you have two options, one of which  
22 benefits a narrower group of people, the other  
23 benefits a greater number, to me it's a simple  
24 decision. You go with the greatest good for the  
25 greatest number of people.

1           Third point, the eastern district is not  
2 competitive. There is no way anybody can say using  
3 a definition that has been mentioned in this room  
4 today that it's competitive.

5           I heard it said twice, a competitive  
6 district is one in which neither party has any  
7 advantage over the other party.

8           The eastern district has a registration  
9 edge of 9.2 percent to the Democrat party. That is  
10 an advantage. It is not one where both parties are  
11 similarly situated, similarly able to make their  
12 case to the voters.

13           It doesn't have to be that way.

14           If you sent Coconino west instead of  
15 east, you wouldn't have to bring the river district  
16 all the way over to Pinal County. You would please  
17 Mohave, Yuma, Yavapai, Phoenix, Pinal.

18           You would displease Coconino, and I have  
19 to comply, they've done a wonderful job, and I  
20 sympathize with them. I understand everything  
21 they've said. They've made a great case, but it's  
22 not a case with ballots on the scale of fairness  
23 tilts their way. It tilts the other way to the  
24 greatest good for the greatest number of people.

25           District 9. There is no light rail

1 community of interest. It doesn't exist. It's a  
2 myth. The light rail was built in 2005 starting in  
3 2005. I know because my office was on the other  
4 side of Central. I had to cross it every day to get  
5 to the other side of Central.

6 The light rail is -- was completed in  
7 2008. The areas in which it runs have been built  
8 out for generations. It is an overlay. It is not a  
9 community of interest.

10 District 9. It is said that District 9  
11 needs to remain 50/50. If that is the case, I  
12 question does the eastern district go up to  
13 9.2 percent Democrat advantage?

14 I've said from the very inception, you  
15 can't have one definition of competitiveness for one  
16 part of Arizona and a different competitiveness --  
17 definition of competitiveness in another part of  
18 Arizona. That's not even-handed and it doesn't make  
19 sense.

20 Two technical points.

21 The Constitution. I don't think it  
22 supports publication of draft maps before the voting  
23 rights and competitiveness analyses are complete.  
24 The maps must be completed themselves before they  
25 are published.

1           Second, it's not the number of splits of  
2 counties and cities, it's the effect of the splits.  
3 As Mr. Desmond wisely said, if you have a split  
4 where nobody lives there, it doesn't matter. But if  
5 you have a split that takes them 25 percent one way,  
6 25 percent another, 25 a third, 25 a fourth, as is  
7 happening to Pinal roughly, that does matter.

8           I wish you all a great weekend and go  
9 Diamondbacks.

10           CHAIRPERSON MATHIS: Thank you.

11           Our next speaker is Richard Elias,  
12 representing Hispanic Coalition for Good Government.

13           RICHARD ELIAS: Thank you, Madame  
14 Chairman.

15           I am Richard Elias, one of the co-chairs  
16 for the Hispanic Coalition for Good Government and  
17 Pima County Supervisor representing District 5.

18           I have a letter here that I'm going to  
19 read into the record.

20           Dear Commissioners. The Hispanic  
21 Coalition for Good Government acknowledges your hard  
22 work in drafting a map that will meet all criteria.

23           A number of our members were involved in  
24 the redistricting process last time and have been  
25 contributing comments during this process.

1           We thank you for listening to our  
2 concerns. We know that the work is difficult, time  
3 consuming and underappreciated.

4           But despite our involvement and the  
5 public in written input, we are concerned with the  
6 direction the IRC has taken with the current draft.

7           This draft map presents numerous and  
8 significant issues for Hispanics in Arizona that  
9 needs serious and immediate consideration by the  
10 IRC.

11           It is the HCGG's position that this map  
12 will not meet the requirements of the Voting Rights  
13 Act, would fail review by the Department of Justice,  
14 and will ultimately and permissively frustrate the  
15 ability of Hispanics to elect a candidate of their  
16 choice.

17           A VRA inquiry by DOJ will involve more  
18 than simply numbers. The VRA addresses the impact  
19 on Hispanic communities, especially historic  
20 communities such as the ones found in Tucson and  
21 Tolleson that have demonstrated their ability to  
22 elect candidates of their choice.

23           For example, Tucson has long been a  
24 credible Hispanic leadership and has been deeply  
25 active in all levels of government. Moving Tucson

1 out of the majority-minority district causes harm on  
2 multiple levels.

3 It deprives those who have always had a  
4 voice, ignores the historical and current  
5 contribution, and silences the largest concentration  
6 of Hispanics in Southern Arizona.

7 In fact, in 2002, DOJ, in addressing then  
8 proposed District 23, had some of the same concerns  
9 that the HCGG has. Now, quote, over the past  
10 decade, this district's Hispanic community elected  
11 the candidates of their choice, creating the  
12 proposed districts. The AIRC made several  
13 adjustments.

14 The circumstances surrounding the removal  
15 of these two towns and the resulting drop in the  
16 Hispanic voting-age population percentage has raised  
17 concerns regarding the ability of the AIRC to  
18 establish that this action, which had a  
19 retrogressive effect, may also have been taken, at  
20 least in part, with a retrogressive intent.

21 The HCGG again implores the IRC to take  
22 into consideration the HCGG's previous written  
23 submissions, meaning testimony and this letter as it  
24 moves forward. A failure to do so will irreparably  
25 harm those and the IRC it is charged to protect.

1           There are many examples of the problems  
2 with the map currently under review.

3           Number one, this map removes areas from  
4 Pima County that collectively create population  
5 centers in Tucson and Pima County. It effectively  
6 shifts the population centers significantly to  
7 Maricopa County and outlining counties.

8           This reduces Pima County's ability to  
9 elect a candidate of its constituent's choice.  
10 Currently that is not the case.

11           This map -- I'll try and go quicker here  
12 because I have another paper here that I do need to  
13 get through.

14           In essence -- well, let me go quickly.

15           The map also selects --

16           (Interruption by the court reporter.)

17           VICE CHAIR FREEMAN: Too fast.

18           CHAIRPERSON MATHIS: You're too quick.

19 The court report can't transcribe.

20           RICHARD ELIAS: Oh, okay.

21           This map splits Hispanic and other  
22 minority districts north and south of Tucson just  
23 east of I-10 from other neighborhoods directly to  
24 the east.

25           Historic Hispanic neighborhoods and

1 downtown areas of the city of Tolleson and West  
2 Phoenix should be restored back to the lines drawn  
3 in the HCGG map.

4 I'm not going to go on reading the rest  
5 of it. I did want to read those in particular, but  
6 I wanted to make a couple more comments.

7 What we are really asking in this letter  
8 and imploring you is to have another meeting in  
9 Tucson. This is the second largest population  
10 center in the state and there are drastic changes to  
11 both our congressional districts that are being  
12 made.

13 Before you do that draft map, we're  
14 imploring you to come back to Tucson and let the  
15 voices be heard of people who live there and also to  
16 take into account the fact that we would like to  
17 make a presentation to your committee so that you  
18 understand completely from ourselves and from our  
19 legal team the importance of what we see as real  
20 problems in achieving preclearance. And I know  
21 that's one of your main goals, Madame Chair.

22 I certainly appreciate all of the work  
23 you've done.

24 The other thing I would ask is that --  
25 you know, typically in government when we allow

1 folks to make comments, we typically do that before  
2 we make motions that are clear by committee.

3 I think that would be a really good  
4 practice for us to employ here so that people don't  
5 feel like they have sat here all day and then don't  
6 have that opportunity to comment on those.

7 I'll leave you here with a copy of this,  
8 and I thank you for allowing me to go over. I  
9 apologize to the rest of the audience for being so  
10 rude.

11 Thank you.

12 CHAIRPERSON MATHIS: Thank you.

13 Our next speaker is Geri Farr,  
14 representing self from Phoenix.

15 UNIDENTIFIED SPEAKER: She's gone.

16 CHAIRPERSON MATHIS: Okay.

17 Our next speaker is Bill Cheatham,  
18 representing self from Phoenix.

19 BILLCHEATHAM: Madame Chairman, it's Bill  
20 Cheatham, C-h-e-a-t-h-a-m. This is my second  
21 appearance before the committee.

22 I live in North Phoenix with a Paradise  
23 Valley address. Paradise Valley is surrounded on  
24 three sides by Phoenix, the other side by Scottsdale  
25 Road.

1           I actually moved here -- I lived in  
2 Scottsdale for ten years. I've been in PV for  
3 seven. As I testified before, much to my surprise,  
4 when I moved two miles, kind of the center of the  
5 communities that I visited, shopped in, worked in  
6 changed dramatically. Scottsdale Road became not my  
7 main thoroughfare, but Tatum Road did.

8           In looking at the maps that I was looking  
9 at today -- I've been here both days -- I can't -- I  
10 can't understand, frankly, how Arcadia, Biltmore and  
11 those types of areas are communities of interest  
12 with Tempe, down into Chandler, and some of Mesa.

13           And I'll only say this: Before I  
14 retired, I had offices around the city. And the  
15 best form of communities of interest, is what you  
16 call it, is where do you locate your office in the  
17 city to serve the communities.

18           I would never locate an office in  
19 Ahwatukee to try to get business from the Biltmore  
20 area. Frankly, I wouldn't locate an office on  
21 Camelback and 24th to try to get Scottsdale  
22 business. Those things to me identify communities  
23 of interest.

24           I'm living proof that you can move just a  
25 short distance away, as I did, and find that you are

1 in a different community. And I think that should  
2 you consider the map that I saw today -- I didn't  
3 really understand how those -- the area in the new  
4 District 9 had anything to do with communities of  
5 interest.

6 Thank you.

7 CHAIRPERSON MATHIS: Thank you.

8 Our next speaker is Jeff Winkler, from  
9 Maricopa.

10 JEFF WINKLER: Madame Chair,  
11 commissioners, Jeff Winkler, W-i-n-k-l-e-r, and I'm  
12 from Maricopa County. I'm actually from East  
13 Phoenix.

14 I'm here today to speak to you about  
15 presenting probably the largest community of  
16 interest in Arizona, the -- over 60 percent of the  
17 voters who represent themselves as moderate, whether  
18 they are Republican, Democrat, or Independent.

19 First the bad news. I think what we can  
20 all agree on is that congress is broken. We have  
21 major problems in our state and in our country and  
22 we have a congress that is gridlocked, refuses to  
23 work across the aisle to solve all of America's  
24 problems. Big problem for all of us, whatever your  
25 party identification is.

1           The good news, in Arizona, we actually  
2 have a lot of emphasis on the way forward and on  
3 productive civic dialog.

4           I would point you to two specific  
5 initiatives. One, the O'Connor House project.  
6 Great website. You can go there and you can hear  
7 all about civil dialog, civic discourse, and how it  
8 is -- it's really the foundation stone of our  
9 democracy.

10           And secondly, the Arizona We Want Report  
11 that was commissioned by the Center for the Future  
12 of Arizona.

13           I know you've got a lot of homework and I  
14 appreciate all of the hard work you all are putting  
15 into this, but you may want to click on the Center  
16 for Future of Arizona's web site and download the  
17 report and read it. What you will find is that what  
18 Arizonans want, is they want their elected officials  
19 to work together in the best interest of all the  
20 citizens.

21           How do we achieve this?

22           I think where you've gotten so far in the  
23 congressional maps is unfortunate. We could -- we  
24 can have an opportunity -- we do have an opportunity  
25 to see that we have four competitive congressional

1 districts.

2 That is going to lead to civic dialog in  
3 those districts, whether you're a Democrat or a  
4 Republican, those parties -- neither party should  
5 fear a good contest of ideas.

6 That's what Arizonans want. That's why I  
7 hope that you keep in mind -- and again, I encourage  
8 you to read the Arizona report. It's a wonderful  
9 report, completely bipartisan, and it talks about  
10 the Arizona really we all want, and probably  
11 including everybody on this panel.

12 Thank you.

13 CHAIRPERSON MATHIS: Thank you.

14 Our next speaker is Brent Stoddard, from  
15 the city of Glendale.

16 BRENT STODDARD: Thank you, Madame Chair,  
17 members of the Commission.

18 Brent Stoddard, S-t-o-d-d-a-r-d. I'm the  
19 intergovernmental programs director of the City of  
20 Glendale.

21 First let me thank the Commission for  
22 coming to visit the city of Glendale during the  
23 first round of public hearings and giving our  
24 community an opportunity to provide the Commission  
25 some important public feedback.

1           Secondly, I appreciate the attention paid  
2 to the city of Glendale boundaries today,  
3 particularly around Luke Air Force Base and the  
4 airfields, the municipal airfields around there.  
5 Important economic drivers for the region, for the  
6 state.

7           And we started the day in Glendale with I  
8 believe five congressional districts and I think we  
9 got down to three, so I think that's some  
10 significant progress.

11           Monday when you do come back, I would  
12 recommend the Commission taking a look at that  
13 northeast portion of Glendale, that part that got  
14 carved out and put into District 6, I believe.

15           There may be no choice but to carve out  
16 something somewhere. I might recommend looking at  
17 some of those unincorporated areas that aren't  
18 necessarily incorporated municipal boundaries.  
19 Maybe the New River area.

20           The city of Glendale is an incorporated  
21 municipality. So in the sense that we can respect  
22 those municipal boundaries in the congressional  
23 boundary drawing, the City of Glendale would  
24 certainly appreciate it.

25           Lastly, next week when you start work on

1 the state legislative district boundaries,  
2 particularly in the city of Glendale, we would have  
3 that you continue to pay attention to the city of  
4 Glendale.

5 Ten years ago, Glendale was used to kind  
6 of carve up to balance the populations in other  
7 districts throughout the state and we ended up with  
8 six congressional districts, which means dealing  
9 with 18 legislators.

10 And so our citizens and the community of  
11 interests had a difficult time over the last ten  
12 years. And our council itself, most of who have  
13 been on the council that full ten years, came  
14 together and in consensus, took a position that they  
15 would recommend to the Commission look to reduce  
16 that number of districts.

17 And they didn't provide a number. They  
18 know you have a difficult job. We know that  
19 Glendale is kind of an odd-shaped city with the air  
20 Force base stretching out that way, but if we could  
21 find a way to potentially reduce the number of  
22 legislative districts serving Glendale, we think it  
23 would be a benefit to our citizens.

24 And lastly, just thank you for your  
25 service on this Commission. We know it takes time

1 away from your work and your families. And on  
2 behalf of the City of Glendale and the citizens, we  
3 appreciate your service.

4 Thank you.

5 CHAIRPERSON MATHIS: Thank you.

6 I have about 12 more. Let me check with  
7 our court reporting.

8 That's what Marty said.

9 Let's see. Toby Stahl, representing  
10 Democracy for America from Maricopa County.

11 TOBY STAHL: Thank you. I want to thank  
12 you the Commission for all of the work you do. And  
13 I am appalled that our Attorney General thinks it's  
14 important to intimidate you. So I just want to get  
15 that out. That's from me.

16 What I have here with me is over 200  
17 names of people who have signed a little petition  
18 that Democracy for America, Maricopa County, so  
19 we're a local group, that what we want is  
20 competitive districts. Districts in which our  
21 people can feel that they have a voice in the  
22 general election; that the person elected in the  
23 primary is not automatically going to represent us  
24 because that does not give us a voice. That both  
25 sides don't have to listen.

1           Even today, our congressional leaders are  
2 charging us to go for them to hear us. That doesn't  
3 work. That's not democracy. And we want more  
4 citizens voting, and they will not do so if they  
5 feel it's unimportant to this state. And our state  
6 needs lots of help right now.

7           So I ask you please to consider four  
8 competitive districts at a minimum and get us back  
9 to a democratic system. Democratic with a small  
10 "d."

11           Thank you.

12           CHAIRPERSON MATHIS: Thank you.

13           Oh, great. Thank you for the petition.  
14 We'll get that into the record.

15           Thank you.

16           Our next speaker is Harold Stahl,  
17 representing self from Maricopa.

18           HOWARD STAHL: Thank you. And that's  
19 Maricopa County.

20           My name is Harold Stahl, S-t-a-h-l. I'm  
21 representing myself. I'm a resident of Phoenix for  
22 30 years. It's currently Congressional District 3  
23 and Legislative District 11, and I'm not being paid  
24 for this appearance.

25           I am being -- I am concerned about the

1 pressure being applied to the chair of this  
2 Commission by the powerful to maintain the power  
3 elite.

4           The most important goal for the  
5 Commission to achieve is competitive districts.  
6 Competitive districts that's been pointed out  
7 several times today are good for democracy resulting  
8 in elected representatives of either party who best  
9 represent the electorate.

10           Another result is greater voter interest  
11 participation and knowledge of public affairs. In  
12 other words, a well-informed electorate as  
13 envisioned by our founding fathers.

14           The legacy of this Commission should not  
15 be more districts dominated by single political  
16 parties.

17           Madame Chair, your legacy, in particular,  
18 should be a strong stand against the forces of the  
19 status quo. We look to you to be a profile  
20 encourage. Lead us to better democracy through more  
21 competitive districts.

22           Thank you.

23           CHAIRPERSON MATHIS: Thank you.

24           Our next speaker is James Kelly, I  
25 believe he left -- oh, no, I'm sorry, Mr. Kelley,

1 representing LD 29, Pima GOP.

2 I couldn't see you.

3 JAMES KELLEY: That's quite all right.

4 Thank you all -- Kelley, K-e-l-l-e-y.

5 Thank you again for letting me address  
6 the Commissioner after the legislative district map  
7 presentation that you allowed me to present this  
8 morning.

9 I want to speak to competitiveness and I  
10 want to tell you a story.

11 Everybody else seems to need to tell  
12 about who they are and where they come from.

13 I'm a fourth generation Tucsonan. My  
14 great-grandfather moved to Tucson in 1925 and began  
15 a tuberculosis clinic at the old Fort Lowell.

16 My grandfather originally went into  
17 transportation with trucking and then expanded to  
18 steel manufacturing. His business was the entire  
19 Southern Arizona area from Yuma to San Simon. He  
20 serviced farmers, he serviced copper mines, he  
21 serviced everybody who needed water.

22 He not only brought water to those who  
23 didn't have it, he created storage tanks for the  
24 wells that were on the properties so that they could  
25 have gravity-fed water to their homes.

1           My grandfather also was able to count as  
2 a friend and confidante both of Senator Mo Udall and  
3 Senator Barry Goldwater, as well as Congressman  
4 DeConcini.

5           My grandmother was a conservationist who  
6 believed in the exploitation of natural resources  
7 for the greater good.

8           My grandfather also was very much a part  
9 of the decisions that were made with the Glen Canyon  
10 Dam and later on the Central Arizona Project.

11           Nobody went to a commission. The  
12 politicians didn't go to commissions. They went to  
13 men like my grandfather. Not just my grandfather,  
14 but men like him. They asked the experts, the  
15 people on the ground, the people whose businesses  
16 were affected by the decisions they were going to  
17 make. He asked them what they thought of their  
18 decisions.

19           And my grandmother gave them both sides.  
20 And sometimes he supported Senator Udall and  
21 sometimes he supported Senator Goldwater, and  
22 sometimes he was the one bringing Senator Udall and  
23 Senator Goldwater together on a subject that  
24 affected Southern Arizona. That's just the way it  
25 is.

1           He was often asked to run for public  
2 office, including the governor of Arizona by both  
3 parties. That tells you something about my  
4 grandfather, and that should say something about  
5 competitiveness as well.

6           Competitiveness changes. It changes with  
7 who happens to be in power at the time. There are  
8 people who are always going to be against whoever is  
9 in power.

10           If it's the Democrats that are in a super  
11 majority, there's going to be Independents and  
12 Republicans that vote against the Democrats. And if  
13 the Republicans are in a super majority, it's going  
14 to be Independents and Democrats that vote against  
15 the Republicans.

16           And everybody is going to think it's not  
17 fair. The fairest thing that this Commission can do  
18 is look at the mathematics. Begin with the math.  
19 Equal populations, the Voting Rights Act districts,  
20 the two Voting Rights Act which automatically  
21 reduces that population size for Democrats for  
22 competitiveness. And you got to spread them out and  
23 you got to spread out the Republicans.

24           You have good logical reasons to keep  
25 Flagstaff and Coconino County on the western side.

1 Good logical reasons to keep Yuma County, Mohave  
2 County whole. Good logical reasons for Tucson to  
3 have its own central competitive coalition district.

4 If you go by Benny White's map for  
5 congressional districts, you naturally have two  
6 competitive districts; one in Tucson and one in  
7 Maricopa as well as the protection of the two HVAPs.

8 Look at the them. I highly recommend  
9 that you incorporate them into any final draft that  
10 you come to. The math is right. The  
11 competitiveness is right. It's good for Arizona.

12 Thank you very much.

13 CHAIRPERSON MATHIS: Thank you.

14 Our next speaker is Richard Tracy, Sr.,  
15 representing taxpayers and self.

16 RICHARD TRACY, SR.: Thank you, Madame  
17 Chair. That's T-r-a-c-y, Sr.

18 I want to thank the committee for the  
19 time and patience that you've shown. Also for  
20 picking this particular location, near the freeway.  
21 I don't have to pay to park. I don't have to walk a  
22 mile. Unfortunately, Arizona has very few public  
23 servants.

24 The city and the county are a good  
25 example in Maricopa County. You got to pay 10, \$15

1 to park and you got to walk a mile in the heat. You  
2 can't park near the courthouse but the employees at  
3 the courthouse park there. The jury is a mile away.

4           There is no feeling of obligation to the  
5 public because there's no fair elections. I  
6 mentioned when I was here last time that I have  
7 never voted for a county supervisor. I was in North  
8 Phoenix most of the time I've been in Arizona. I've  
9 been here 40 years. And then 11 years ago I moved  
10 to Mesa. And I not only don't have a county  
11 supervisor to vote for, only twice have legislative  
12 candidates been of another party.

13           Elections can save a lot of money. If  
14 you get to certain areas, check the history. If  
15 it's not a reelection, let's not spend the money.

16           When I first came here, we had an  
17 independent newspaper and I got an article in there  
18 which pointed out that we had some representation.  
19 There were elections all the time. I never knew  
20 what the candidates were or what the issues were but  
21 the lines were always short. That is an effort that  
22 they make.

23           The citizens of Phoenix will go to the  
24 election of a mayor and then walk over to another  
25 building to vote on county issues. Any number of

1 times the city of Phoenix has changed their election  
2 so there's a time when there's a very poor  
3 attendance. Competitiveness on paper means nothing  
4 if we don't have fair elections.

5 Arizona has a bad representation as well  
6 as this country throughout our history of trying to  
7 prevent people from voting. And this is a very  
8 serious thing.

9 I came from New York and Ohio, where I  
10 was an attorney. I was involved in affairs in the  
11 state and the cities. I knew what was going on.

12 We have agencies here that don't care.  
13 Pick up the paper. That's four murders that nobody  
14 bothered to investigate. There's a fifth one now  
15 and they are going to investigate.

16 Any number of things that you may come  
17 across that you go to a public agency, as I have --  
18 I was defrauded in a mortgage situation. So I got a  
19 hold of the Attorney General, whose purpose right  
20 now is to use the 10th amendment to repeal the 14th  
21 amendment.

22 But he's never had his office answer my  
23 request that they prosecute the situation involving  
24 mortgage fraud. And I have sent them about 15  
25 documents. They don't care. They don't care.

1           You care. You're here. You're working.  
2 When you leave this and make your recommendations, I  
3 would like you to present a fair election system  
4 that the legislature puts through.

5           We're all aware of the fact that every  
6 effort is made to prevent people from voting by  
7 certain groups. We have legislation that requires  
8 identifications. There's no sense worrying about  
9 competitiveness if you don't have somebody to vote  
10 for.

11           The clean elections issue. We have an  
12 organization supported by Alex Goldwater Institute  
13 since back in the '70s, even Goldwater did not like  
14 that particular organization because they were  
15 radicals.

16           But they make every effort to prevent us  
17 from having an opportunity to vote. And they are  
18 financed by many, many foreign organizations as well  
19 as local people who are confused because we don't  
20 have a media system that's a fair one that you would  
21 have in the state where there are four or five major  
22 cities.

23           I thank you for your time. I hope you  
24 have a good weekend.

25           CHAIRPERSON MATHIS: Thank you. You,

1 too.

2 Our next speaker is Maureen Bayardi,  
3 representing self from Phoenix.

4 RICHARD TRACY, SR.: Put those in the  
5 record and there's one for each -- your husband  
6 would enjoy reading that pamphlet. As a lawyer, he  
7 will not believe our history.

8 CHAIRPERSON MATHIS: Okay. Thank you.

9 MAUREEN BAYARDI: Thank you, Madame Chair  
10 and members of the Commission.

11 My name is Maureen Bayardi,  
12 B-a-y-a-r-d-i.

13 I stand before you this evening now as a  
14 concerned citizen with some of the -- with some  
15 questions for some of the committee members who  
16 rally under the banner of competitiveness  
17 competitiveness.

18 Competitiveness is good but is  
19 competitiveness the only criteria that we have in  
20 this process? And it's appearing to me to be that  
21 way.

22 I would like them to take into account  
23 the other criteria that should be involved. Only  
24 once this afternoon did I hear mention of the other  
25 criteria.

1 I ask the members to please review their  
2 duties with regards to all criteria. I believe  
3 there needs to be a fair process and a fair  
4 representation for all citizens of the state of  
5 Arizona.

6 Thank you so much. I know it's been a  
7 long day for you. I hope you're able to get some  
8 rest over the weekend.

9 Thank you again.

10 CHAIRPERSON MATHIS: Thank you.

11 Our next speaker is Regina Cobb,  
12 representing Kingman area Chamber of Commerce.

13 UNIDENTIFIED SPEAKER: She left.

14 CHAIRPERSON MATHIS: Okay. Sorry.

15 Deb Sparrow, representing self from  
16 Tempe.

17 DEB SPARROW: Hello. Madame Chair,  
18 members, thank you for this opportunity. I'm new to  
19 this. I'm very happy that Arizona has this kind of  
20 a system. This is something we're out on the edge  
21 of, although other states should do. If there's  
22 some difficulties in the process, that seems  
23 like that's what happens when you do something new  
24 and wonderful. And thank you very much for going  
25 through it.

1 I have some concerns. One is that as  
2 someone new to this -- I know it's complex, but I  
3 think there's something that could be done to help a  
4 little bit.

5 I've looked online a number of times.  
6 I've called and talked to an information officer  
7 here about the maps. And my question is how can I  
8 find a map with city lines on it so that I can more  
9 easily understand the import of what you guys are  
10 doing, think about it, discuss it with other people  
11 and make some sort of comments?

12 And when I called, the answer was that  
13 they couldn't help me with that and the information  
14 officer here couldn't. Which if they can't, then  
15 it's not just because I haven't tried hard enough.

16 This is one thing that shouldn't be that  
17 hard to do to make it a more inclusive process.

18 But my concerns beyond that are these:  
19 I've lived in Tempe for a very long time. It is my  
20 home, and I can't tell from the maps where the  
21 boundaries are. For the entire period of time I've  
22 been here this afternoon, I don't remember hearing  
23 Tempe mentioned. And I'm concerned about where  
24 the -- if you could show me where it is on the maps  
25 you're looking at now.

1           But my concern is that Tempe not be split  
2 up. It is small geographically. It has a lot of  
3 population. It's a university town. And as a  
4 university town, it is a lot more than that. It's  
5 a -- the people who come to Tempe and who are --  
6 there's -- there are people who come to library --  
7 when I'm there, I've met people from all over -- all  
8 over the Phoenix area who love our library.

9           There is some things that a university  
10 town has to offer that are very special. And to  
11 support that and the -- and what it takes to deal  
12 with having a university.

13           You know, it will give you benefits and  
14 also, you know, kind of -- I mean, they don't  
15 represent the towns. They -- a lot of benefits of  
16 having a university, but we need to make sure we  
17 have representation beyond the university. And we  
18 can't really do that if the town is split up.

19           So I ask you to please do not split Tempe  
20 up. And then I am -- among your concerns is  
21 competitiveness, and that is mine, too.

22           Two competitive districts would not be  
23 nearly enough. I have four new voters in my  
24 extended Arizona family. I want them all to feel  
25 that it's worth it for them to go and vote. That

1 it's a great thing to do. And I want them to feel  
2 this is -- you know, this is real, it's not just a  
3 performance thing going forward.

4 And for this next generation to be a part  
5 of this, it's imperative that we have as many  
6 competitive districts as possible. If it's possible  
7 to go beyond four, go beyond four. This isn't just  
8 for us.

9 Thank you very much.

10 CHAIRPERSON MATHIS: Thank you.

11 Our next speaker is Matthew Capalby,  
12 Coconino County.

13 MATTHEW CAPALBY: Good evening,  
14 Commissioners. It's a pleasure to be here this  
15 evening.

16 Matthew Capalby, C-a-p-a-l-a-b-y.

17 First of all, I would like to always  
18 commend you for having the patience of Job. I think  
19 you five and the two sheriffs deputies in the back  
20 have contended with quite a bit today. We'll be  
21 contacting the Vatican for -- nominating you for  
22 beatification because you've definitely met the  
23 threshold of suffering. Anyways, I just had to get  
24 that out there.

25 But first of all I would like to speak to

1 two points that were made today regarding the  
2 eastern congressional district.

3 I would like to speak to Supervisor  
4 Martyn from -- he just left actually -- from Pinal  
5 County.

6 In the Greater Arizona Success map, we  
7 were also concerned with the fact that Pinal County  
8 was going to be significantly split. We tried to  
9 include as much of it as possible while also, of  
10 course, abiding by the wishes of the Flagstaff and  
11 Coconino County community to keep it in the eastern  
12 district.

13 And subsequently with that -- and  
14 Chairwoman Mathis, we do appreciate and understand  
15 the request for the three border districts.  
16 However, the Cochise portion of the eastern district  
17 does draw a lot of population out of Pinal in order  
18 to make that happen.

19 So we actually looked at that back in  
20 April to make -- to include Cochise, but we thought  
21 it would best to include more population in Pinal  
22 County to make that work.

23 And then also -- so we would like to see  
24 more, of course, Pinal County included in that  
25 eastern competitive district.

1           And as to Mr. Cantelme's points earlier  
2 on competitiveness, the registration edge in that  
3 district, yes, is 9.2 leading to Democratic, but  
4 there's some reasons for that, especially, if you  
5 look at the issues in Navajo and Apache Counties.

6           I've been involved in property  
7 development and economic development in Northern  
8 Arizona for most of my career. And subsequently  
9 people in Yavapai and Mohave Counties can go to the  
10 clubhouse in their subdivision to vote. It's very  
11 convenient and easy and they have a significantly  
12 high turnout also due to the high retirement areas  
13 and subdivisions, communities in those two counties.

14           This is not the case in Navajo and Apache  
15 and in parts of Graham and Greenlee Counties as well  
16 where you citizens, predominantly Democratic  
17 registration namely in the tribal areas that have to  
18 drive 40 miles down a muddy road in order to go  
19 vote.

20           Also you can -- this is going to be  
21 attested by the Secretary of State's Office, that  
22 the registration numbers in Navajo and Apache  
23 Counties are significantly skewed because of the  
24 cultural aspects. There are people who are still on  
25 rolls that died more than ten years ago. That's a

1 common factor. They are constantly trying to  
2 address that issue. And that actually was an issue  
3 in the Secretary of State's race two years ago.

4 But in closing, performance wise, it's  
5 within two percent. That's the important thing, is  
6 look at the analysis on voting performance in the  
7 proposed eastern congressional district versus  
8 registration.

9 The registration numbers are  
10 significantly skewed and not necessarily accurate.  
11 The performance data is much more accurate as to the  
12 competitiveness of that district.

13 So thank you very much and I appreciate  
14 you being here.

15 CHAIRPERSON MATHIS: Thank you.

16 Our next speaker is Juan Mendez, from  
17 Tempe.

18 JUAN MENDEZ: Hello, everyone. Thanks  
19 for the chance to speak today.

20 My overall point that I want to make  
21 today is that what you guys do here today is going  
22 to the affect the kind of citizen that we make for  
23 our communities. Okay?

24 And I am proof of that. So the two  
25 things that are really important to me are that if

1 we retain communities of interest, we make places  
2 where people can consider themselves citizens of an  
3 area.

4           And then competitive districts, because  
5 they are going to keep me involved, give me hope,  
6 and they are going to make my efforts look like they  
7 are doing something.

8           I've lived in Tempe the last five years.  
9 It doesn't sound like a lot, but I've done all of my  
10 growing up in Tempe. I went to school here. I went  
11 to ASU University.

12           My image of Tempe has grown every year.  
13 And from, you know, the years I spent working in my  
14 Boys & Girls Club down the street to -- I've built  
15 community gardens in Tempe, I've painted graffiti on  
16 walls in South Tempe. I feel like I'm connected to  
17 the city of Tempe.

18           And it is that way because politics were  
19 able to be presented to me in a way that related to  
20 my experience, because Tempe was kept in its own  
21 district now, it was easy for me to understand  
22 politics and my effect on politics.

23           And then with competitive districts, I  
24 was able to see my efforts matter. My voice was  
25 taken seriously, even at a young age, and I'm able

1 to engage more people in politics because of  
2 competitive district, because of communities of  
3 interest like Tempe.

4 So I want you to keep that in mind. You  
5 guys are going to be influencing the kinds of  
6 citizens that we produce in our communities. We  
7 wonder whether they are going to be engaged or  
8 whether they are not going to see a point to being  
9 engaged.

10 Thank you.

11 CHAIRPERSON MATHIS: Thank you.

12 My final request to speak form is Nancy  
13 LaPlaca. Did she come back? No.

14 Okay. So I believe that concludes the  
15 public comment. You all should give yourselves a  
16 hand for making it through today. And we have  
17 Kristina Gomez at the mic.

18 KRISTINA GOMEZ: Madame Chair, we need to  
19 talk about the scheduling for next weeks' meetings.

20 CHAIRPERSON MATHIS: Sure. That's fine.

21 So we're set for Monday here; is that  
22 correct?

23 KRISTINA GOMEZ: Yes, we are.

24 CHAIRPERSON MATHIS: And everyone -- it  
25 looks like we have a handout of commissioner's

1 schedules for next week.

2 So we're set for Tempe, Fiesta Inn, 9  
3 a.m. on Monday.

4 Tuesday, due to my regular meeting, if we  
5 need that day it would have to be in Tucson.

6 The rest of the week I think is pretty  
7 open for people.

8 We can -- tentatively, should we all hold  
9 each of those days open, kind of the way we did this  
10 week?

11 VICE CHAIR FREEMAN: Madame Chair.

12 CHAIRPERSON MATHIS: Mr. Freeman.

13 VICE CHAIR FREEMAN: Yeah, I think we  
14 should try to keep them all open, but I would please  
15 ask that we not have a hearing every day next week.  
16 I cannot keep all of the balls in the air if we do  
17 that.

18 CHAIRPERSON MATHIS: Understood.

19 And I thought it worked well actually  
20 this week with having that break in the middle of  
21 the week. But we can see how things are going you  
22 know, whether we want to -- we'll meet Monday and I  
23 guess we need to decide by tomorrow. So essentially  
24 tonight, right, if we're meeting on Tuesday?

25 KRISTINA GOMEZ: Yes.

1 CHAIRPERSON MATHIS: So how do folks feel  
2 about setting a meeting for Tuesday in Tucson?

3 COMMISSIONER STERTZ: Madame Chair, I'll  
4 be unavailable on Tuesday after 10 o'clock.

5 CHAIRPERSON MATHIS: Oh, after 10:00?

6 COMMISSIONER STERTZ: Yeah.

7 CHAIRPERSON MATHIS: Oh, yeah, I can read  
8 now.

9 COMMISSIONER STERTZ: I have no idea why  
10 it reads that way.

11 CHAIRPERSON MATHIS: So not available  
12 until after 10:00?

13 COMMISSIONER STERTZ: Correct.

14 CHAIRPERSON MATHIS: So Tuesday really --  
15 maybe we should not plan to meet Tuesday since  
16 that's pretty much all of Tuesday.

17 So that would mean Wednesday -- it looks  
18 like Thursday needs to be in Tucson or Casa Grande.  
19 Right? And Jose is not available until after 2:00  
20 or 3:00.

21 Well, it looks like -- I'm not sure on  
22 that Wednesday, October 5th, what's happening there,  
23 but we don't need to set that until Monday, right?

24 KRISTINA GOMEZ: Right.

25 CHAIRPERSON MATHIS: And we're not going

1 to meet Tuesday. So --

2 KRISTINA GOMEZ: Madame Chair, on  
3 Wednesday, would you like to meet in Tucson or Casa  
4 Grande?

5 CHAIRPERSON MATHIS: I'm not sure what  
6 that conflict is, whether the meeting needs to be in  
7 Tucson after 1:00. I can't remember what's  
8 happening now. So I'll just have to let you guys  
9 know.

10 But, yeah, I mean, according to this, I'm  
11 happy to meet after 1:00. It must be a work thing  
12 but I just don't know what it is at the moment.

13 KRISTINA GOMEZ: So we would need to post  
14 then on Monday by -- after 1:00.

15 CHAIRPERSON MATHIS: Okay. Unless it  
16 turns out there isn't a conflict -- so we could go  
17 earlier that day?

18 KRISTINA GOMEZ: Could you send us an  
19 e-mail this weekend?

20 CHAIRPERSON MATHIS: I will do that.

21 And then we'll have to -- everybody can  
22 hold open to the extent practicable, Thursday and  
23 Friday next week.

24 I'll remind everyone the 10th, that  
25 Monday is a state holiday and then we're supposed to

1 start the hearings on the 11th. So we're definitely  
2 winding down on the time.

3 I would just make one comment.

4 Do you have more on the schedule?

5 KRISTINA GOMEZ: No.

6 CHAIRPERSON MATHIS: Okay. So just a  
7 comment from public comment, that essentially the  
8 map that -- the everything bagel map isn't really  
9 liked by anyone, which I think is a positive in its  
10 favor. Because from my standpoint, nobody is  
11 getting everything they want.

12 And so I'm going to encourage  
13 commissioners to the extent possible this weekend,  
14 that they continue to work with that center area and  
15 even what we did today.

16 I think Mr. Desmond has printed out  
17 splits reports based on what we did do; is that  
18 right?

19 WILLIE DESMOND: We ran out of paper. So  
20 I will e-mail those around tonight. You'll have to  
21 print them on your own. I apologize for that.

22 CHAIRPERSON MATHIS: No problem.

23 So is the map itself on the website, too,  
24 the changes that we did today?

25 WILLIE DESMOND: No, there's nothing up

1 on the website yet. So I guess I'll work on that  
2 tonight and send it to Buck and possibly get it up  
3 tomorrow morning or something, even though it's a  
4 Saturday.

5 CHAIRPERSON MATHIS: That would be great.

6 WILLIE DESMOND: Okay. I'll e-mail that  
7 around and then you guys will have a chance to look  
8 at that.

9 I also do have handouts for the  
10 legislative map. We were thinking about talking  
11 about today. So I will give you those so you have  
12 some time to study them before Monday.

13 CHAIRPERSON MATHIS: Good.

14 WILLIE DESMOND: I'll also e-mail that  
15 around to -- Commissioner Herrera is not here.

16 CHAIRPERSON MATHIS: Okay. Any other  
17 comments from commissioners or questions?

18 WILLIE DESMOND: Am I to clean up the  
19 rest of this map or should we leave the population  
20 deviation as it is until Monday?

21 CHAIRPERSON MATHIS: I would like to see  
22 it cleaned up. So I would say yes.

23 WILLIE DESMOND: Okay.

24 MARY O'GRADY: And in terms of the scope  
25 of the cleanup, would that include -- so equalizing

1 the population, then, as close as they are supposed  
2 to be and also if there are census-place splits that  
3 can be avoided without doing any sort of policy --  
4 that don't have any policy implications, cleanup  
5 those little things?

6 CHAIRPERSON MATHIS: Yes.

7 MARY O'GRADY: I don't know if you want  
8 him to make an effort to clean up the split that the  
9 Glendale fellow testified to if it doesn't cause  
10 other splits.

11 CHAIRPERSON MATHIS: Yeah, I would be  
12 fine with that change.

13 He had suggested the New River area or  
14 somewhere.

15 WILLIE DESMOND: That is like 6,000  
16 people, so I probably wouldn't touch that. I would  
17 be afraid to move more than a handful of people.

18 CHAIRPERSON MATHIS: Okay. Maybe I can  
19 talk to you this weekend and we'll send any changes,  
20 as our standard policy, of anybody -- any of the  
21 commissioners who have ideas they want to suggest,  
22 they can send those to Ray Bladine. Ray can -- and  
23 to Mr. Desmond and then Ray can get those out to the  
24 rest of the commissioners.

25 Anything else from anyone?

1                   Questions or comments?

2                   Okay. That leaves just adjournment on  
3 the agenda, and the time is now 6:36 p.m., and this  
4 meeting is adjourned.

5                   Thank you everyone for coming and your  
6 patience.

7                   (The meeting concluded at 6:36 p.m.)

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1 STATE OF ARIZONA )  
2 COUNTY OF MARICOPA ) ss

3 BE IT KNOWN that the foregoing deposition was  
4 taken before me, Michelle D. Elam, a Certified  
5 Reporter, CR No. 50637, State of Arizona; that the  
6 witness before testifying was duly sworn by me to  
7 testify to the whole truth; that the questions  
8 propounded to the witness and the answers of the  
9 witness thereto were reduced to typewriting under my  
10 direction; that the witness elected to read the  
11 deposition transcript; that the foregoing 312 pages  
12 constitute a true and accurate transcript of all  
13 proceedings had upon the taking of said deposition,  
14 all done to the best of my skill and ability.

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

18 DATED at Phoenix, Arizona, this 14th day of  
19 October, 2011.

21 \_\_\_\_\_  
22 Michelle D. Elam  
23 Certified Reporter  
24 Certificate No. 50637  
25