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STATE OF ARIZONA  
ARIZONA INDEPENDENT REDISTRICTING COMMISSION

REPORTER'S TRANSCRIPT OF PROCEEDINGS

PUBLIC SESSION

Glendale, Arizona  
September 12, 2001  
6:30 p.m.

ARIZONA INDEPENDENT  
REDISTRICTING  
COMMISSION

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

1           The State of Arizona Independent Redistricting  
2 Commission Convened in Public Session on September 12,  
3 2001, at 6:30 o'clock p.m., in Maricopa County, at the  
4 Glendale City Hall, 5850 West Glendale, Glendale,  
5 Arizona, in the Presence of:

6

7   Appearances:

8           CHAIRMAN STEVEN W. LYNN

9           VICE CHAIRMAN ANDI E. MINKOFF

10          COMMISSIONER JAMES R. HUNTWORK

11          COMMISSIONER JOSHUA M. HALL

12          LISA HAUSER, Commission Counsel

13          JOSE DE JESUS RIVERA, Commission Counsel

14          DR. FLORENCE ADAMS, NDC, Consultant

15          DOUG JOHNSON, NDC, Consultant

16          MARION PORCH, NDC, Staff

17          AMY REZZONICO, Press Information Officer

18          AUGUSTA KNIGHT, Outreach Staff

19          AMLA VILLARREAL, Outreach Staff

20          PAUL CULLOR, Outreach Staff

21          ALICIA NIETA JACOBS, Spanish Interpreter

22          LISA A. NANCE, RPR, CCR, Court Reporter

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PRESENTATION BY:

VICE CHAIRMAN ANDI E MINKOFF

SPEAKERS FROM CALL TO THE PUBLIC:

- SUPERVISOR JAY W. HOWE (La Paz County)
- GEORGE DAVIS
- TOM VORUS
- KAREN OSBORNE (Maricopa County Elections Director)
- PHIL GARNER
- SUPERVISOR MARY ROSE WILCOX
- AARON KIZER
- DANIEL R. ORTEGA, JR.
- STEVE M. GALLARDO
- JOHN SHAW
- C. F. SLAGHT
- BOB ROSENBERG
- COUNCILMAN DAVID ORTEGA (Scottsdale)
- JIM STAHLE (Town Manager, Town of Sahuarita)
- FRED J. BERKENKAMP
- MARK FOOKS
- (LETTER SUBMITTED BY MR. FOOKS BY SENATOR HARRY MITCHELL.)
- REPRESENTATIVE CODY WILLIAMS

1

2 SPEAKERS FROM CALL TO THE PUBLIC (CONT'D):

3 PAUL HEGARTY

4 JOHN KECK

5 B. L. DONALDSON (via a written statement submitted)

6 RANDALL BLECHA (Superintendent, Fowler School  
District)

7

CHARLES ULLMAN

8

MALCOLM HERBERT

9

TODD LAWSON

10

MARJORIE MEAD

11

12 CHARLES HILL (Request to speak withdrawn. Written  
submittal given as follows: I support  
competitiveness.)

13

14 MAYOR ELAINE SCRUGGS (By written speech read by  
Mr. Manny Martinez -  
Glendale.)

15

CALEB SOPTELEAN

16

LIZ FARLEY

17

18 COUNCILMEMBER MANNY MARTINEZ (Written statement  
submitted - Glendale.)

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BILL FELDMEIER

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DR. MARSHA PRESLEY

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JO MARIE McDONALD

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SPEAKERS FROM CALL TO THE PUBLIC (CONT'D):

KEVIN CLAYBORN

DR. DOROTHY C. SCHULTZ

DAVE BRAUN

MEG BURTON CAHILL

SHIRLEY E. McALLISTER

JOHN MILLS

BILL EVANS

1 Public Session  
2 Glendale, Arizona  
3 September 12, 2001  
4 6:30 o'clock p.m.

5 P R O C E E D I N G S  
6

7 CHAIRMAN LYNN: Good evening, ladies and  
8 gentlemen. If I may have your attention.

9 Good evening.

10 Thank you. I don't know whether you hear  
11 this. Maybe you'll hear if it's quiet, then you can  
12 hear it.

13 I'd like to call the meeting of the  
14 Independent Redistricting Commission to order.

15 I'd like everyone to stand for a moment of  
16 silence for those who this are not at this meeting and  
17 met with met a tragic and untimely death at the hands of  
18 people that don't understand who we are in this process,  
19 don't understand what we are all here to do as Americans  
20 and as citizens of this country.

21 (A moment of silence is observed.)

22 CHAIRMAN LYNN: Thank you.

23 I'd like to welcome you this evening to  
24 the latest in a series of meetings held around the State  
25 of Arizona for the purpose hearing from the public on

1 the Draft Legislative and Congressional maps the  
2 Commission has put forth to date.

3 I'm delighted with the turnout.

4 I want to assure all of you, we'll be here  
5 as long as it takes to hear from all of you, all of you  
6 who wish to speak.

7 I would ask anyone who is interested in  
8 speaking if they'd fill out a yellow speaker slip.

9 We have several who have already done so.

10 If you have one, if you'd just make it  
11 known to staff, they'll pick it up, and we'll get you in  
12 order to speak this evening.

13 Let me make some introductions and then  
14 we'll begin with a brief Power Point presentation and  
15 get to the more important part of the evening which is  
16 your comments.

17 First, I'll introduce the Commissioners  
18 present.

19 To my right, the Vice Chairman of the  
20 Commission, Andrea Minkoff. To my left is a member of  
21 the Commission, Joshua Hall. We may also be joined this  
22 evening by one other member of the Commission, Jim  
23 Huntwork. He was not sure whether or not he could be  
24 here. You do have a majority of the Commission present.

25 To the far left on the dias is our legal

1 counsel: Lisa Hauser, Jose Rivera.

2 Our consultants, National Demographics  
3 Corporation, they are represented this evening by  
4 Dr. Florence Adams and Douglas Johnson.

5 Lisa Nance, our public stenographer.

6 I'll ask later on when you come speak at  
7 the podium that you state your name and spell it for the  
8 record so Lisa can get that precisely as part of the  
9 record this evening.

10 Let me also, we do have Commission staff  
11 around several places.

12 Let me at least acknowledge Augusta Knight  
13 on the dias. There are other members of the Commission  
14 around the building as well.

15 (Chairman Lynn addresses the audience in  
16 Spanish asking if anyone requires the services of a  
17 Spanish interpreter. No one indicates the desire for  
18 the services of an interpreter.)

19 CHAIRMAN LYNN: Gracias.

20 We do have a translator available. Since  
21 no one requested her services, we'll release the  
22 translator this evening.

23 Thank you very much.

24 We'll begin with a brief Power Point  
25 presentation.

1                   For the presentation, we'd like Vice  
2 Chairman Minkoff to make the presentation.

3                   COMMISSIONER MINKOFF: Thank you,  
4 Mr. Chairman.

5                   Can you all hear me?

6                   CHAIRMAN LYNN: Marion, can you get the  
7 volume up?

8                   MS. PORCH: I'm going to have them come  
9 in, turn the volume up. I'll find the lights.

10                  COMMISSIONER MINKOFF: It's a technical  
11 glitch. Write a note, tell my husband how soft spoken I  
12 am.

13                  I want to echo Chairman Lynn's welcome.  
14 Thank you all for being here during one of our second  
15 round of public hearings. We're holding hearings  
16 throughout the state, as we did during the first round,  
17 to elicit your comments as to what you like and do not  
18 like in the Legislative and Congressional Districts.

19                  One of our staff people, Paul Cullor in  
20 back, he'll be changing the slides. If you see me  
21 waving, it's just to ask Paul to go on to the next  
22 slide.

23                  The purpose of the hearings, as I  
24 mentioned, is to obtain your opinions on the draft plans  
25 we developed. We're going to show you examples of the

1 districts we've drawn and we're going to explain a  
2 little bit about why we drew them the way that we did.  
3 There are also wall maps which you may have seen as you  
4 came into the room. And you are certainly free to go  
5 and look at them afterwards. They show you, in detail,  
6 the maps of the Congressional and Legislative District,  
7 as well as maps of the Phoenix Metropolitan area.

8                   Please remember that these maps are  
9 drafts. They are subject to change. They can be  
10 improved. They will be improved. And one of the ways  
11 we're going to improve them is listening to what you are  
12 going to say and eliciting your help in reviewing the  
13 maps.

14                   When you came in, you should have been  
15 given a citizen kit in a large manila envelope. If you  
16 did not get one, raise your hand. We'll have staff give  
17 one to you. We'll get citizen kits to you.

18                   Citizen kits are valuable tools in  
19 understanding the process. There are smaller versions  
20 of the draft maps you may find more helpful than what  
21 are up here so you may be able to distinguish the  
22 districts better.

23                   Also, there are individual maps of the  
24 eight Congressional Districts and 30 Legislative  
25 Districts along with descriptions of what the districts

1 include. There is a lot of other useful information  
2 we'll get to later on.

3 A VOICE: Can't hear you.

4 A VOICE: They're working on getting the  
5 sound up.

6 COMMISSIONER MINKOFF: I can't move the  
7 microphone any closer. It's fixed in position. I'll do  
8 the best I can.

9 Last year, November, the people in Arizona  
10 voted by a very substantial majority to establish the  
11 Independent Redistricting Commission.

12 Proposition 106 became part of the  
13 Constitution of the State of Arizona, and it provides  
14 for a citizen-conducted redistricting process, follows  
15 very explicit criteria for drawing districts.

16 These criteria are contained in  
17 Proposition 106.

18 The first two are required by federal  
19 statute and the Constitution.

20 First of all, the districts must be  
21 substantially equal in size. There must be equal  
22 protection by the Constitution to say one person's vote  
23 counts the same as any other person's vote; therefore,  
24 Congressional Districts, especially, also the  
25 Legislative Districts, must substantially of equal size.

1                   Secondly, the Voting Rights Act has  
2 provisions that require the ability of minorities to  
3 elect candidates of their choice not be diminished any  
4 by the redistricting process. Arizona, in particular,  
5 is one of a number of states subject to preclearance of  
6 any law regarding elections, any of that, the Voting  
7 Rights Act, the federal requirements.

8                   In addition to federal requirements,  
9 Proposition 106 has state requirements:

10                   Districts must be geographically compact  
11 and contiguous and follow geographic boundaries.

12                   You'll the notice phrases in C, D, and E,  
13 the phrase "to the extent practicable" appears in each  
14 one of them. That's very important. We'll talk about  
15 that a little later.

16                   Very often these criteria are in conflict  
17 with one another. We on the Commission have to do a  
18 balancing act, make judgment calls, when weighing these  
19 criteria which are in conflict.

20                   The final one says, "To the extent  
21 practicable, competitive districts shall be favored when  
22 to do so creates no significant detriment to the other  
23 goals."

24                   We'll talk about that also a little later.

25                   All right. Proposition 106 required

1 something, to our knowledge, unique to the State of  
2 Arizona. We had to begin the process by developing a  
3 grid. A grid is something rather regular in shape,  
4 straight lines, even spaces, that kind of thing. And we  
5 were to do grid for the entire State of Arizona,  
6 Legislative and Congressional Districts. It took  
7 nothing into consideration other than population. None  
8 of the other criteria of 106 was to be considered.

9                   In doing the grid, we decided to use  
10 townships as the building blocks. Townships are very  
11 regular in shape, six miles square on top. Townships  
12 were superimposed with Census tracts to give us  
13 population numbers. And then once developed, the grid  
14 had to be adjusted to comply with the other criteria of  
15 Proposition 106.

16                   These are grids. And they don't look very  
17 rectangular, do they? They don't look very evenly  
18 spaced. That's because of the Census tracts I  
19 mentioned. Census tracts are not evenly spaced, don't  
20 have straight lines, and in no case do they cross county  
21 lines.

22                   You see a lot boundaries of the grid  
23 follow the boundaries of counties. This is the starting  
24 point from which we began to develop the draft maps.

25                   The next thing we did, once we had the

1 grid, was we went out into the State of Arizona for 24  
2 hearings in round one of the process, and we asked  
3 people to tell us what they would like to see in their  
4 districts, not react to any maps or lines, because the  
5 grid wasn't a map, just a grid, but to tell us what  
6 their concerns were, what types of districts they would  
7 like to see.

8                   They made it very, very clear there were  
9 certain things we should consider.

10                   First of all, we should respect  
11 communities of interest.

12                   The "term communities of interest" appears  
13 in Prop 106. It was a phrase developed by Sandra Day  
14 O'Connor in a Supreme Court opinion. The only problem  
15 was she didn't define it. So rather than defining it  
16 ourselves, we decided to go to you and ask you to define  
17 it. You did. You told us what was important to you,  
18 told us what your commonalities were with other people  
19 and what you would like to see in your districts.

20                   People also told us they wanted to respect  
21 the integrity of cities, towns, counties, local  
22 governments. And we tried to do this as well.

23                   The people who talked to us during the  
24 first round of public hearings identified their own  
25 communities of interest, communities they wished to

1 preserve as areas they lived.

2 We used the term "Arizona units of  
3 representation," or AURs, to refer to those communities  
4 of interest. When you here us talk about communities of  
5 interest, or AURs, we're really talking about sort of  
6 the same thing.

7 There were three major communities of  
8 interest in the first round of public hearings. First,  
9 respect Native Americans and Tribal Reservations. That  
10 came to us from members of those tribes and also came to  
11 us from non-Native Americans. They all identified the  
12 importance of respecting that community of interest.  
13 Also, there was a great deal of testimony relating to  
14 recognizing Hispanic communities of interest wherever  
15 they may be around the state. And finally, it was very  
16 clear, the representation between rural and urban  
17 interests.

18 And people told us in rural areas that  
19 they wanted rural districts so their representatives  
20 would be sensitive to the needs of their communities and  
21 not dominated by urban issues. And urban communities  
22 said the same thing about the issues they had.

23 Because we listened to people and AURs,  
24 they helped us create districts in draft plans very  
25 different than the first hearings. We started with the

1 grid. It required us to essentially start over.

2 Secondly, we really used the communities of interest as  
3 building blocks for the draft maps.

4 The draft maps have many split cities and  
5 towns, fewer splits towns than the current districts.

6 In the existing Congressional Districts,  
7 there are 16 split cities and towns. In the Draft  
8 Congressional Districts, there are six split cities and  
9 towns. I might mention, of the existing Congressional  
10 districts, there are only six of them. We added two  
11 more districts, only split six cities or towns. One of  
12 them, Phoenix, would have to be split in any case as  
13 it's too large for a Congressional District.

14 Outside Phoenix, we only split five.

15 Legislative Districts, we split 39 cities  
16 and towns. Draft Legislative Districts, we split a  
17 third of that amount. Only 13 cities and towns were  
18 split.

19 Some cities do cross county boundaries.  
20 So do a lot of Native American Reservations. Therefore,  
21 in certain areas counties definitely are split.  
22 Elsewhere, we made effort to unite counties wherever  
23 possible.

24 In the existing six Congressional  
25 Districts, they split five counties. In the Draft

1 Congressional Districts, remember we added two  
2 Congressional Districts, we only split six. Existing  
3 Legislative Districts split 15 counties in Arizona. The  
4 draft splits only nine counties.

5 And we respected three major AURs  
6 mentioned earlier. Tribal reservations were undivided  
7 and in many cases unified with other reservations within  
8 the same district.

9 Hispanic communities of interest were kept  
10 together in a number of districts with concentrations of  
11 the Hispanic community.

12 Rural and urban communities, to the extent  
13 possible, are separated.

14 Most other AURs are also respected in the  
15 draft plans. However, once again, there were conflicts.  
16 Sometimes people come to us at a public hearing and say  
17 this is a community of interest. These are what  
18 comments are. These are borders for a community of  
19 interest. Another group will say this is the community  
20 of interest, the issues that concern us. These are the  
21 borders, boundaries, we'd like to see this Legislative  
22 District. We'd look at them and they'd overlap.  
23 Obviously that was in conflict with some AURs. Where  
24 possible, we try to respect as many as possible.

25 Proposition 106 refers to competitiveness.

1 It does not allow us to consider it at the initial  
2 stage. We're required to do draft maps first and other  
3 considerations of 106 should be favored unless there is  
4 no substantial detriment to other requirements.

5           Competitiveness is one of the things we're  
6 anxious to hear about at this stage of the process now  
7 as we begin to consider competitiveness and adjust lines  
8 to create competitive districts. If you have specific  
9 suggestions on how to do that, we'd love to hear from  
10 you.

11           The Commission designed the following  
12 draft plans for the eight Congressional Districts. This  
13 is the map, and once again, you may have seen the draft.  
14 It's a bit difficult seeing the contrast between  
15 districts on the screen. I refer to you to the citizen  
16 kit. There is the same map in there and you will be  
17 able to follow it much more carefully.

18           That's a map of the whole state.

19           This is a map of the Congressional  
20 Districts in the greater Phoenix area.

21           And this is a map in the Tucson area.

22           Now let's go to the Legislative grid.

23           This is a map of the 30 Legislative  
24 Districts. Once again, you can probably see it better  
25 in the map in your citizen kit.

1                   These Draft Legislative Districts are of  
2 the Greater Phoenix area.

3                   These are Draft Legislative Districts in  
4 the Tucson area.

5                   Now are what we call round tow public  
6 hearings, and there are a number of different ways we  
7 solicit your input to help us in the next stage of the  
8 process.

9                   First of all, of course, your testimony  
10 tonight. Let us know your opinion. Let us know what  
11 you like as well as what you don't like. There will be  
12 people that will want changes, that will stand up and  
13 say I don't like the district. The line shouldn't be  
14 there. This is the way it should be changed.

15                   If you like it the way it is, you better  
16 say so. We're certainly going to hear from people who  
17 want changes. Tell us either way, whether like it or  
18 don't like it.

19                   You can speak in general terms, if you  
20 like, or with as much detail. If you give us specific  
21 lines, that's really the best, if you can tell us the  
22 kind of districts you like to see.

23                   If you want to testify, once again, let me  
24 echo Chairman Lynn's comments. You need to fill out the  
25 yellow speaker slip. If you have not yet done so, and

1 you want to speak, raise your hand and staff will bring  
2 one to you.

3                   Also, as the evening goes on, you may  
4 think now you don't want to speak to the Commission. As  
5 the evening goes on, something may come to you you want  
6 to say or want to speak in opposition to something  
7 somebody else said. If at any time during the evening,  
8 if you want to speak, raise your hand. We'll get a  
9 speaker slip to you and we'll love to hear what you have  
10 to say.

11                   There's also a form inside the citizen  
12 kit. It's a very short form, doesn't take long to fill  
13 out. There's an envelope with the form. If you'd like  
14 to fill it out, hand it in tonight, take it home, fill  
15 it out, mail it into the Commission in the envelope  
16 provided, please do so. You can also go to the website  
17 shown on the screen, [www.azredistricting.org](http://www.azredistricting.org). There is  
18 a form there you can fill out and send out  
19 electronically.

20                   I'll tell you that every bit of citizen  
21 input comes to the Commission is shared with all the  
22 Commissioners. I just downloaded about 30 citizen input  
23 forms last night and read every single one of them.

24                   Our Webmaster sends them all to us and  
25 we're also copied with any mailed to us. We get them,

1 read them. We're really interested in what you have to  
2 say.

3                   Also, write us a letter, or go to website.  
4 There is e-mail narrative rather than just filling out  
5 form. I encourage you to visit the website even if you  
6 are not going to send us e-mail for the form.

7                   It's really very well-organized, user  
8 friendly. There is a lot of information, maps there,  
9 statistics about districts. You can zoom in on the  
10 maps. There are answers frequently asked questions. If  
11 you want to know what people in other public hearings  
12 are saying, there are summaries of public hearings  
13 posted on the website. I suggest you visit it and visit  
14 it often, if interested in the redistricting process.  
15 There is a lot of good information.

16                   Redistricting is going to determine the  
17 kind of representation we all have for the next 10  
18 years, and it's worthy of all of our efforts and all of  
19 our interests.

20                   We thank you for coming here tonight and  
21 we look forward to hearing what you have to say.

22                   CHAIRMAN LYNN: Thank you, Ms. Minkoff.

23                   I don't know whether all the mikes are  
24 turned up or just Ms. Minkoff's.

25                   I Don't know whether you can still hear me

1 reasonably well.

2 I have a pair, a set of keys someone --

3 MS. REZZONICO: Oh.

4 CHAIRMAN LYNN: Never mind.

5 The purpose of this meeting this evening  
6 is to hear from you. That's what we'll do the balance  
7 of evening.

8 What I'll do, as is the custom in our  
9 hearings, is call to names, the name of the immediate  
10 speaker and the person who is, so to speak, on deck, so  
11 you know once that person is finished to move to the  
12 podium for the next speaking slot.

13 I would ask, because we have a great  
14 number of people that wish to address us this evening,  
15 that you do two things. Number one, be very respectful  
16 to people who are speaking so we hear them and they can  
17 get their points across as quickly as possible. The  
18 second thing I ask is each speaker try to limit their  
19 remarks. I don't have a time clock. I'm not going to  
20 keep a watch on you, but to the extent you can, if you  
21 limit your remarks to three minutes, we'd appreciate  
22 that.

23 If, if you wish then to get back in the  
24 cue and speak later in the evening once we've heard from  
25 everyone one time, we'll be happy to hear from you in

1 more detail.

2                   Again, we'd hope you would be respectful  
3 of everyone else's time and try to keep your remarks to  
4 three minutes.

5                   With that, let's begin the public hearing.

6                   The first speaker slip I have is from Jay  
7 Howe, Supervisor, La Paz County. And Mr. Howe will be  
8 followed by George Davis.

9                   Mr. Howe.

10                  MR. HOWE: Thank you, Mr. Chairman. Good  
11 evening.

12                  My name is Jay Howe. J A Y, H O W E. I'm  
13 a District Three Supervisor, La Paz County.

14                  It's a pleasure to address the Honorable  
15 Commission tonight.

16                  I do have the greatest respect for the  
17 task you are charged with, the concerns, the input I  
18 would like you to consider, in part, in the  
19 redistricting proposal would be in keeping the spirit of  
20 the record in establishing new Legislative District  
21 boundaries.

22                  My understanding is the US Attorney  
23 General Department of Justice Guidelines have a five  
24 percent flexibility factor built into this to protect  
25 like interests, keep bordering communities with common

1 shared interests together when possible. I believe this  
2 is possible in the case of La Paz and Yuma Counties. I  
3 believe communities of interest become a weighted  
4 factor. In our case, there are many common interests  
5 that La Paz shares with you, more so than the pure  
6 number idea for the same each district, as much as  
7 possible. That's definitely an element. I respect  
8 that.

9                   The draft proposal for counties, the same  
10 number of Legislative Districts as we had last  
11 redistricting, has been able to reduce the number of  
12 Legislative Districts in nine counties. Two the  
13 remaining counties, Pima is the second largest in the  
14 state. La Paz is the second smallest. Of the  
15 Legislative Districts increased, Pima County experienced  
16 a percentage growth of unwarranted growth. La Paz  
17 County was an oversight to be corrected, and you can use  
18 flexibilities built into the directives. Only with the  
19 belief in splitting Quartzsite, La Paz was -- it was  
20 unintended in trying to meet a stated goal of an equal  
21 district.

22                   What I'm proposing tonight, deviate from  
23 the originally stated goal. Use five percent and place  
24 more weight on keeping communities of interest together.  
25 If you were to keep my proposal, Yuma La Paz together in

1 the same Legislative District 28, the districts would be  
2 virtually identical, two districts with plus or minus  
3 five percent.

4           The justification for doing this: Easily  
5 identified communities interest. The following reasons:  
6 Three reservations in the counties share many common  
7 interests; share agricultural interests, farming, it's  
8 an agricultural community; many, certainly, rural issues  
9 tie La Paz and Yuma County; share common concerns  
10 regarding health care system; we have Arizona Western  
11 College in both counties; support both counties through  
12 the general fund; and Arizona Western College is active  
13 part of both families; we contract with Yuma County  
14 Juvenile Detention; utilize Yuma County's mental health  
15 facility; we have ongoing common law issues and have  
16 always supported Yuma County; we have a protected  
17 partnership, are close with law enforcement; up until a  
18 few months ago we shared a portion of our emergency  
19 services communication with Yuma County.

20           This current proposal disenfranchises  
21 Quartzsite, Wenden, and Salome. These communities make  
22 up the majority of the my community, the most rural  
23 portion of the La Paz community, and they have shared  
24 interests, similar interests and problems with Yuma  
25 County.

1                   You need to recognize the need to keep  
2 like interests together because of the greater good.  
3 The greater good is at least as important as the need  
4 for exact numbers.

5                   I respectfully request as you do this  
6 redistricting directive La Paz and Yuma County be  
7 together in one Legislative District.

8                   I understand Proposition 106 is the  
9 document that outlines the goals and directives, and the  
10 language contained within Prop 106 allows a degree of  
11 flexibility. I encourage you to use that to the degree  
12 which you feel you are able to.

13                   I would like to close with a small  
14 reiteration of the fact there is no harm in using the  
15 full flexibility of the five percent margin. In fact,  
16 it would be a very sensible justification of great  
17 benefit to both La Paz and Yuma County in regards to the  
18 Legislative representation. Many of our concerns are  
19 common. We have shared issues, shared services.

20                   I thank you very much for the opportunity  
21 to address you this evening and look forward to working  
22 through the process with all of you to the benefit of  
23 the Great State of Arizona.

24                   CHAIRMAN LYNN: Mr. Howe, let me make one  
25 comment to correct the record on one point. The

1 Department of Justice is not the arbiter on the number  
2 of people in a district. What you may have seen is a  
3 review of case law.

4 MR. HOWE: Right.

5 CHAIRMAN LYNN: Cases brought for  
6 clearance from the one-person-one-vote standard. Some  
7 cases have been decided by as much as a five percent  
8 window.

9 MR. HOWE: Right.

10 CHAIRMAN LYNN: Department of Justice  
11 makes no claim one way or other about that. However,  
12 Proposition 106 sets a standard for Legislative  
13 Districts in particular that elevates it to the standard  
14 for Congressional redistricting. Congressional  
15 redistricting is quite exact. In fact, to the extent  
16 population is divisible by number of districts you have,  
17 you need to have almost indentionally the same number of  
18 people in each district unless you can make a superior  
19 argument for any deviation whatsoever.

20 So we take your point and we understand  
21 that La Paz County wishes to be with Yuma County. The  
22 variation, however, may, I stress "may," we'll look at  
23 it, be more than we are able to defend.

24 MR. HOWE: I understand, respect that.

25 I guess the biggest point would be La Paz

1 County definitely wishes to remain whole. Certainly the  
2 Town of Quartzsite would. And secondly, the next  
3 priority is we would like to be attached to Yuma County,  
4 if at all possible.

5 And thank you for your time and effort.  
6 We certainly respect the job you have.

7 CHAIRMAN LYNN: Thank you, Mr. Howe.

8 Mrs. Minkoff.

9 COMMISSIONER MINKOFF: I have a question,  
10 Mr. Howe, relating to the last comment. I just want to  
11 know if I understand you correctly.

12 There's been a lot of testimony from  
13 Mohave County saying they would really like to have La  
14 Paz County with them. La Paz County we know wants to be  
15 with Yuma County. If the numbers do not allow us put  
16 you with Yuma County, is Mohave County a fit? Because  
17 it's possible those numbers may work. I don't know,  
18 don't have them in front with me.

19 MR. HOWE: To answer the question the best  
20 way I can, we'll be happy, accept and work with wherever  
21 we are placed, first and foremost, no question about it.  
22 We do share similar river issues along the river with  
23 Mohave County, one of the smaller-sized districts,  
24 District Two. And we really don't have a problem with  
25 Mohave County. We have a great relationship with their

1 board and can work well with them. We just feel as a  
2 whole La Paz County has more common interests, the  
3 rural, agricultural, Hispanic issues that tie us a  
4 little closer Yuma County, in our opinion. We're not  
5 adverse to it, though.

6 CHAIRMAN LYNN: Thank you, Mr. Howe.  
7 George Davis. Following him, Tom Vorus.

8 MR. DAVIS: George Davis, D A V I S.  
9 Redistricting Commission, friends and  
10 concerned citizens of redistricting. Thank you for the  
11 opportunity to speak.

12 Ten years ago, at several redistricting  
13 meetings, I said that the various communities of our  
14 west side had the seniors of Arizona, were glad to have  
15 seniors as part of their community for the experience,  
16 the volunteering that seniors give to the community, the  
17 levity seniors give to any area. Ten years later, you  
18 can look back and have said yes, that's among many  
19 things seniors bring to community.

20 Just this week a paper on the west side  
21 highlighted a senior citizen among hundreds that had  
22 done things for the community.

23 I would offer a challenge to all the  
24 community to embrace the experience and dedication of  
25 its seniors. I like to think that seniors of the

1 community are apples of gold in settings of silver.

2 Thank you for allowing me to speak and may  
3 the efforts of the committee be crowned with success.

4 CHAIRMAN LYNN: Thank you, Mr. Davis.

5 Next is Tom Voros then Ms. Karen Osborne.

6 MR. VOROS: Tom, V O R O S.

7 I come as an independent voter. I just  
8 want to remind the Commission I stood here at the  
9 hearing on the 28th of June as an opening representative  
10 that spoke for keeping Sun Cities separate and that  
11 subsequently to that I did file a letter on June 30th  
12 which was accomplished by the revered consultant  
13 outlining commonalty.

14 In the way you come out in your draft, I'm  
15 very, very disappointed, because Sun City itself has  
16 very little in common. You did ignore the natural  
17 boundaries that exist on the rivers, separate the  
18 communities. But I do understand the research issues  
19 you people are under.

20 I did want you to know that I am still  
21 personally opposed to having the Sun Cities merged into  
22 the same district. We do not have the same common  
23 interests.

24 CHAIRMAN LYNN: Thank you, Mr. Voros.

25 A question. Mr. Voros.

1 COMMISSIONER MINKOFF: Mr. Voros.

2 Could you explain to me the differences,  
3 briefly, among the three Sun City communities so we  
4 understand why you feel that way?

5 MR. VOROS: There are only two. Sun City  
6 Grand is a subdivision of Surprise. There's Sun City,  
7 Sun City West. Sun City Grand is an unincorporated  
8 subdivision in Maricopa County. There's a great  
9 difference in that.

10 Are you -- I'd like to point out we are  
11 separated from Sun City West by a -- approximately four,  
12 five miles. A river gives us a natural boundary between  
13 the two communities. We are surrounded on three sides  
14 by the City of Peoria, on the fourth side by the City of  
15 Youngtown, all of which are unincorporated communities.  
16 Just a wee little bit is a piece of Surprise, the next  
17 slice of that is Surprise.

18 We are two completely different  
19 developments, although both share similar names. And I  
20 would like to point out that at the original hearing  
21 that there was a gentleman who spoke and said he  
22 represented the boards, but we do not have boards  
23 represent the voters. They are not elected by the  
24 people, a park board, appointed or something, not  
25 governing bodies.

1                   Our governing body is the county  
2 supervisors. Also, Sun City is oriented economically  
3 more toward Peoria than they are toward western, over to  
4 Sun City West. We shop in Peoria. Peoria, Peorians  
5 shop in Sun City, share churches in -- in Sun City, go  
6 to Peoria schools, Sun City West to Dysart. Our  
7 children are in both communities.

8                   I think my point is that we are an open  
9 community. Sun City West is a closed community. What I  
10 mean by that is the result is traffic through Sun City  
11 West, it's opened -- anybody going through the west must  
12 go through Sun City. I always like to look at Sun City  
13 West as being able to become a gated community if they  
14 like because there are such few entrances to the  
15 community. They really don't like to have any  
16 additional entrances to their community.

17                   Those are some of my reasons for asking  
18 for us to be separate.

19                   COMMISSIONER MINKOFF: Thank you.

20                   MR. VOROS: Thank you for the opportunity  
21 to address you.

22                   CHAIRMAN LYNN: Karen Osborne followed by  
23 Phil Garner.

24                   MS. OSBORNE: Karen Osborne,  
25 O S B O R N E.

1                   Good evening. Nice to see you all again.  
2   It's kind of at the end of deliberations. When it  
3   started out, one of the things I promised you, technical  
4   issues we had I'd bring to you toward the end  
5   deliberations.

6                   We provided to the staff tonight technical  
7   issues, 27 what we call traps that have a Congressional  
8   line on one side and Legislative line on the other.  
9   State law requires I not mix those two, so we believe in  
10  these 27, there are 20 that have no population at all,  
11  which if you wanted to move a Congressional line or  
12  Legislative line, fine with us, provide us with the  
13  ability to not have to create ballots or precincts that  
14  have no people and be able to do our accountability in a  
15  better fashion. There are a few, I believe four or five  
16  that have two, three, four, five people. Two have 100,  
17  a little, a little over 100 each. In the rest of your  
18  deliberations, as you change lines, I hope you take  
19  those into consideration.

20                   CHAIRMAN LYNN: Thank you, Ms. Osborne.  
21  Thank you for the detail in the maps.

22                   I also, I think, need to publicly  
23  acknowledge the assistance your office has given us  
24  through not only allowing us to use Tim Johnson for the  
25  period of the redistricting but also the support that

1 your office has given us throughout the process. We  
2 really appreciate it.

3 MS. OSBORNE: Thank you.

4 CHAIRMAN LYNN: Phil Garner, Ms. Wilcox.  
5 Mr. Garner.

6 MR. GARNER: Thank you for allowing me to  
7 speak to you.

8 I believe there's significant interest and  
9 concern to residents in the northwest, a retirement  
10 interest.

11 Phil Garner, P H I L, G A R N E R.

12 As currently proposed, the Sun Cities, Sun  
13 City, Sun City West, Sun City Grand, which is a portion  
14 of Surprise, along the towns of Youngtown, have been  
15 included in one Legislative District. As such, these  
16 communities will only have one State Senator, two  
17 Representatives, instead of the three Senators, six  
18 Representatives, we now enjoy in Districts 15, 17, and  
19 19. The point of this is our representation in the  
20 State Legislature would be reduced from 10 percent to  
21 three percent. This becomes very significant when it  
22 comes to approval or defeat of Legislative matters.

23 I strongly believe the residents in the  
24 retirement communities do not want to be isolated and  
25 contained in one district and reduces in State

1 Legislative matters.

2                   We're not a walled-in community that  
3 isolates itself in. We're involved in West Valley  
4 issues, the west part, West Maricopa Coalitions, West  
5 Loop Council, MAG Loop, Maricopa Association of  
6 Governments. A large number of residents volunteer time  
7 in neighboring communities' governments. What you are  
8 proposing is a compromised plan shift of 28,000 people  
9 in the Southern Section of Sun City south of Bell Road  
10 into the District Two, the East of Sun City, which is  
11 now, as I understand it, District H. In order to  
12 satisfy the required population count, or approximately  
13 171,000 in this case, you have to shift some of the  
14 people from the area northeast of Sun City into District  
15 D.

16                   Again, as pointed out earlier, in the  
17 southern portion of Sun City, more there are more common  
18 community interests in District H, the northern section  
19 of Sun City.

20                   In the recommended compromise plan, there  
21 will be two State Senators and Four Representatives  
22 along with two silver-haired Legislators representing  
23 the retirement communities, and as such, they would  
24 provide more voice on Legislative matters.

25                   We'd also recognize it's not feasible to

1 retain three Senators, six Legislators we now have in  
2 the redistricting effort.

3           Some seniors have come to me and said  
4 we'll take 28,000 people out of Sun City, our voice will  
5 be diminished, but the numbers do not reveal that.

6           Look at how many people are eligible to  
7 vote in the Sun Cities, how many go out and vote. You  
8 are looking at about a two-one ratio favoring the senior  
9 vote over those to the east of us, which only about 20  
10 percent are eligible to vote and 20 percent do vote.

11           We see no significant overall voter  
12 dilution.

13           We also believe we'd be much better off  
14 with a stronger collective voice in Legislative matters  
15 in retirement communities having two districts, having  
16 more legislators, which also results in being  
17 represented on more Legislative committees.

18           I'd like point out PORO, Property Owner  
19 Resident Owners of Sun City West, which I was president  
20 of for two years, the Sun City Homeowner Association,  
21 Sun City Grand Association, have gone on record to the  
22 Redistricting Commission in July of this year to support  
23 one common district for Sun City, Sun City West, Sun  
24 City Grand. This decision apparently raised single  
25 consideration, namely common interests of the Sun

1 Cities. On the surface this can be viewed somewhat  
2 understandable; however, the impact was a reduced number  
3 of Senators and Representatives resulting in the fact of  
4 reduced representation in the Legislature which  
5 apparently was not addressed. Natures way to reduce.  
6 Two districts, a compromised plan to be presented at the  
7 formal board meeting to be held tomorrow, will address  
8 that issue.

9 We urge you as a Commission to carefully  
10 consider the two district committee compromised plan.

11 CHAIRMAN LYNN: Thank you, Mr. Garner.  
12 Appreciate it.

13 To extent you can provide us any more  
14 detail on the 28,000 shift you are talking about with  
15 boundary lines, or anything of that nature, it would be  
16 helpful.

17 MR. GARNER: It's pretty clear. Bell Road  
18 south, the southern portion of Sun City, that's the  
19 portion that drops down in that district. I can provide  
20 that for you later.

21 CHAIRMAN LYNN: You are saying then, the  
22 portion, current District H, above Bell Road, shift that  
23 into D to replace what is taken out?

24 MR. GARNER: Above Bell Road, stay in the  
25 district with Sun City West. What we're talking about

1 is shifting south of Bell Road into the east district.  
2 You have to compensate the shift with some people  
3 northeast of that area back into the Sun City West  
4 district.

5 CHAIRMAN LYNN: Right.

6 MR. GARNER: To balance the district.

7 CHAIRMAN LYNN: Those shifted back Sun  
8 City West district, District B, you suggest the northern  
9 District, District H?

10 MR. GARNER: Correct.

11 CHAIRMAN LYNN: Thank you.

12 We fixed the sound system. Hopefully they  
13 are working on fixing the temperature in the room. I  
14 note it's gotten quite warm. To the extent they can get  
15 the temperature to come down a little bit, we'd  
16 appreciate it they would try to do that.

17 For the record, Mr. Huntwork joined us.

18 Welcome.

19 Next, Mary Rose Wilcox and Aaron Kizer  
20 representing the Minority Coalition for Fair  
21 Redistricting followed by Dan Ortega.

22 SUPERVISOR WILCOX: Thank you for hosting  
23 the final hearing here in Maricopa County.

24 I'm Mary Rose Wilcox, as you introduced  
25 me. We, our coalition, are coming out to protect the

1 minority voting rights in Arizona. We have been very  
2 much involved in the process of redistricting and have  
3 learned quite a bit as we've moved along with the  
4 Commission.

5                   We first presented our common interests to  
6 you, and presented our map from the Minority Coalition  
7 establishing 10 minority-majority districts. Now we  
8 come before you presenting a new map. And the Coalition  
9 recognizes the Arizona State Constitution calls for the  
10 Commission to provide for competitive districts where  
11 possible. Our utmost goal is to present, is to protect  
12 voting rights, minority voting rights in Arizona. We  
13 realize if we can do the to together, they are not  
14 mutually exclusive.

15                   The Coalition does not believe they are  
16 mutually exclusive. The Legislative goal maximizes the  
17 minority strength present in the Legislative districts.

18                   We've presented to you quite a number of  
19 times and had several members of the Coalition speak  
20 last Saturday. We'll also have several members stand,  
21 before Aaron comes up to explain the competitive  
22 districts and protection of minority districts. With  
23 your permission, I'd like them to at least wave their  
24 hand, do that with the minority coalition.

25                   Several are scattered throughout the room

1 and there are also several members in Florence.

2                   Once again, before he comes up, we realize  
3 that you are going to take all our analysis. We feel  
4 the map presented to you is a very good one, protects  
5 all rights for all people.

6                   Aaron.

7                   CHAIRMAN LYNN: Mr. Kizer, I expect you'll  
8 do this anyway. If your remarks regard competitiveness,  
9 if you'll do your best to define for us as you've  
10 defined the definition.

11                  MR. KIZER: I'm Aaron Kizer, K I Z E R.

12                  The highlights of the maps are presented  
13 to you in print and also on disk as they include the  
14 nine majority-minority districts, includes also eight  
15 competitive districts, four with more Republican  
16 registration, three more Democratic registration, one  
17 that is an split even.

18                  As to competitiveness, in addition to  
19 looking at this registration, we also looked at how  
20 Democratic candidates, how Republican candidates  
21 perform, that's included in the last stack, F.

22                  What we considered competitive is about a  
23 difference of less than eight percentage points between  
24 the two parties. In one district, wit may have a  
25 Republican that has run very well. Another one,

1 Democrats. If you get within eight points, candidates,  
2 we considered that to be competitive. See the table  
3 there under F.

4 The test, Lisa Hauser asked us to define  
5 the races we considered in developing the competitive  
6 index. That's also in your book right before tab G.

7 We looked at the United States President's  
8 race in '96 and 2000, the Governor's race in '98, the  
9 Attorney General Arizona race in '98, the Secretary of  
10 State in '98, and the Corporation Commission in '98 and  
11 2000.

12 So in a nutshell, that is the map we  
13 presented to you tonight. And we really appreciate your  
14 time and consideration.

15 CHAIRMAN LYNN: Thank you, Mr. Kizer.

16 Questions or comments for either  
17 Supervisor Wilcox or Kizer?

18 Ms. Wilcox.

19 COMMISSIONER MINKOFF: Comment, really,  
20 couple comments.

21 First of all, I want to thank you for the  
22 time and effort you put into this.

23 Obviously we're seeing this --

24 I can't seem to get along with it  
25 (referring to the mike).

1                   -- we're seeing this for the first time.

2       So what I want to know is I don't have any questions  
3       about it now. I haven't looked at it. If we do have  
4       questions, how should we go about presenting them?

5                   SUPERVISOR WILCOX: Contact myself or  
6       Mr. Kizer, the Coalition, if need be. We'll answer any  
7       questions or answer them individually.

8                   We feel very strongly we tried to meet the  
9       competitive needs of the Commission and also tried to  
10      fill some of the needs that arise in Pinal County as a  
11      whole. Instead of life, tried to change W, the  
12      Legislative District you all had trouble with, too.

13                  We tried. Call Aaron or myself, if need  
14      be, or we'll call Coalition members.

15                  CHAIRMAN LYNN: Mr. Huntwork had a  
16      question so did Ms. Hauser.

17                  COMMISSIONER HUNTWORK: I wonder, if  
18      possible, if you can briefly compare your majority  
19      minority districts with ours to the west, answer that  
20      question in a few words.

21                  MR. KIZER: If you look in the book,  
22      there's a tab that does that. I point out, and I know  
23      you are not familiar with our product yet, if you look  
24      under tab A, three pages in, you'll see the table says,  
25      at the very top, minority keeper plus percent. If you

1 find that page, if you looked at the IRC proposal to our  
2 proposal, the proposed race majority minority districts,  
3 M and L, let me explain to you, your draft M majority  
4 minority, our draft map M majority, same with Y, W, you  
5 can see the percentages for minority over 18, Hispanic  
6 over 18, Hispanic Native American, Native American over  
7 18.

8                   There are nine majority-minority  
9 districts.

10                   As to other districts, we do have  
11 Democratic registration, all other registration, and  
12 then minority populations, the Hispanic, total, and  
13 voting age, African American, total minority population.  
14 That's the page that precedes it.

15                   We did try to compare to yours to a  
16 certain extent.

17                   CHAIRMAN LYNN: Ms. Hauser.

18                   MS. HAUSER: I wonder if you could, I  
19 looked at the competitive index at the back of the  
20 proposal. I wondered if you could characterize which  
21 districts were the -- you mentioned five leaned one  
22 direction, three leaned another direction. I'm not sure  
23 which ones those are.

24                   MR. KIZER: I'm sorry, which are  
25 competitiveness? Which are ones that lean?

1 MR. RIVERA: Both.

2 MS. HAUSER: Both.

3 MR. KIZER: Competitive, if you look at  
4 the introduction page on the overview, you'll see  
5 competitiveness are E, B, C, D, I, M, Q, X, and Z. We do  
6 define what we are considering competitiveness in  
7 proposal page. As to how they lean, I would have -- we  
8 purposely did not come in and say this district leans  
9 Republican, this district leans Democratic, because  
10 we're very touchy about partisanship, whether we're  
11 coming here as Democrats, Republicans. We didn't want  
12 to be painted into that box. We wanted to be districted  
13 on minority voting rights. We could produce those  
14 numbers for you. I think with the Maptitude software,  
15 you can produce it for yourself as well. Some are  
16 pretty obvious, if you look which way they lean. We will  
17 lean Democratic.

18 MS. HAUSER: Mr. Kizer, let me follow up.  
19 We can ask better questions if we studied it first. Not  
20 having had the opportunity to do that, I'll apologize  
21 for asking the previous question since you did lay it  
22 out here in the intro.

23 Now that I've looked at this introduction,  
24 you have done a competitiveness analysis based on  
25 election returns.

1                   When you characterize districts as leaning  
2 one direction or another it appears you did so based on  
3 registration rather than election results. Am I right  
4 on that?

5                   MR. KIZER: When I did for Republican,  
6 three Democrat, one split, that's registration.  
7 Competitiveness, that's when we went into the  
8 percentages on the competitive index table.

9                   SUPERVISOR WILCOX: Voting.

10                  MS. HAUSER: If a district leans one way,  
11 that's registration.

12                  MR. KIZER: Eight percent for  
13 competitiveness. In our opinion, a good Democrat could  
14 win or good Republican, a tossup, we don't feel it leans  
15 either way.

16                  MS. HAUSER: Okay.

17                  MR. KIZER: Either party could win a  
18 district.

19                  CHAIRMAN LYNN: You characterize either  
20 party by registration.

21                  MR. KIZER: If you look at the competitive  
22 index, look at competitive BB, competitive index, if you  
23 go and back analyze the race it's talking about, that  
24 number tell us that district either went five percent  
25 more Republican or more Democrat in the elections. You

1 can tell which way ultimately that district went. But  
2 the reason we didn't say five percent Democrat or  
3 Republican, I'm not sure which way BB leans, it didn't  
4 matter, with that narrow a range, five percent, either  
5 party could win.

6 SUPERVISOR WILCOX: We can supply that  
7 analysis. We'll do it, give it to you tomorrow.

8 CHAIRMAN LYNN: It's difficult, having  
9 just gotten the material. We'll look at it, give fair  
10 review, look at it, the districts as well.

11 MR. RIVERA: Mr. Chairman, they gave a  
12 disk. I tried to open it up, am trying to open it up on  
13 Maptitude, and can't.

14 CHAIRMAN LYNN: Let's not do that at the  
15 moment.

16 MR. RIVERA: I'm trying --

17 CHAIRMAN LYNN: If we could ask a  
18 representative of the Coalition to stay with us a while,  
19 see if can --

20 MR. KIZER: If you can't open it and your  
21 technical people can't, we'll reopen it.

22 SUPERVISOR WILCOX: We have copies of the  
23 map, large sizes.

24 One other point, we spoke of Legislative  
25 maps, have spoken to you several times and testified the

1 Congressional maps we do support.

2                   Congressman Ed Pastor tonight is standing  
3 in strong support for that map. We realize Danny Ortega  
4 is right after us.

5                   Ed's map, we'd oppose the Central Phoenix  
6 District. That community disenfranchises many, many  
7 communities, should the Central Phoenix district split  
8 communities.

9                   With that, like we say, we'd stay  
10 consistent, have stayed consistent, as much as we can.

11                   We're bringing in competitiveness, thought  
12 that very, very necessary.

13                   We hope any questions you have would be  
14 asked. We'll stay. We wanted to speak early. That's  
15 why we came early, to sign up.

16                   CHAIRMAN LYNN: I appreciate that.

17                   I want to make sure we have an opportunity  
18 to ask technical questions on using the materials when  
19 we do have an opportunity look at it, have questions in  
20 mind, answers in mind.

21                   Mr. Hall.

22                   CHAIRMAN LYNN: Thank you for your input.

23                   I have a couple questions. Generally  
24 glancing at the map, it's hard for me to tell. I'm  
25 assuming on the District W that you pulled Sierra Vista

1 out. Is that correct? What was the rationale there.

2 SUPERVISOR WILCOX: Common interests are  
3 retirement and common communities. We felt they fit in  
4 with the eastern edge of the Pima retirement  
5 communities.

6 MR. KIZER: The northern edge, the  
7 Saddlebrooke and other retirement communities. We  
8 thought the retirement factors were important, the  
9 Republican factor, and also that Sierra Vista wanted to  
10 stay united. That's the way we were doing it, allowing  
11 the minority-majority district in W.

12 COMMISSIONER HALL: Am I correct Flagstaff  
13 is in District C?

14 MR. KIZER: Yes.

15 COMMISSIONER HALL: Tri-Cities?

16 MR. KIZER: Tri-Cities being --

17 COMMISSIONER HALL: Prescott communities.

18 MR. KIZER: They are split. We should  
19 give you a blowup. Prescott in B and Prescott Valley in  
20 C.

21 SUPERVISOR WILCOX: We believe that  
22 follows your draft.

23 COMMISSIONER HALL: We're willing to  
24 correct that.

25 SUPERVISOR WILCOX: We didn't know

1 everything you --

2 COMMISSIONER HALL: Help me understand the  
3 rationale in District Y.

4 SUPERVISOR WILCOX: We felt the interests  
5 of the Pinal community has been the community in the  
6 past, the Legislative District listened very hard to  
7 make the coalition from Eloy, Casa Grande, Florence, the  
8 mining communities, and we felt that their community of  
9 interest, even the very diverse population, is along  
10 county lines. We honored that.

11 I believe you'll hear testimony tonight  
12 that either Casa Grande now believes the way District Y  
13 is on a map now is very unacceptable.

14 COMMISSIONER HALL: Thank you.

15 CHAIRMAN LYNN: Dr. Adams.

16 DR. ADAMS: Yes, Members of the  
17 Commission. I just wanted to say, we were able indeed,  
18 able to open their disk. I know Doug will help the  
19 Commissioners. It's a two-step process to open it.  
20 We'll assist everyone to open that.

21 CHAIRMAN LYNN: During --

22 SUPERVISOR WILCOX: Okay.

23 CHAIRMAN LYNN: Perhaps if counsel has  
24 further questions, unless there are further questions on  
25 the record, we can get together on the break, ask

1 questions.

2 We appreciate the work you've done.

3 SUPERVISOR WILCOX: We appreciate all the  
4 work.

5 CHAIRMAN LYNN: Thank you very much.

6 Next speaker, Daniel Ortega, then followed  
7 by Steve Gallardo.

8 MR. ORTEGA: Thank you very much.

9 I'm Danny Ortega. I'm here representing  
10 Congressman Ed Pastor.

11 Congressman Ed Pastor submitted maps  
12 directly to the Commission by the deadline in July. The  
13 Congressman took several considerations, wanted to  
14 create three Democratic districts, one competitive  
15 district, to create two minority districts, three  
16 Democratic districts.

17 The guidelines, number one, equal  
18 population, constitutional provisions, deviation of less  
19 than one percent, and of course tried stay within -- as  
20 close as possible to the original lines drawn, the grid  
21 maps. Of course, the maps took into account  
22 compactness, contiguity. With some exceptions they were  
23 small.

24 I think the biggest part of our work is  
25 many maps of the Commission came up with dealing with

1 communities of interest.

2 We want you to know we did not take one  
3 factor alone, indeed, but many, many factors.

4 I think the lead to presenting those  
5 factors was presented by the Coalition back in its first  
6 meeting at South Mountain Community College. The  
7 Congressman saw the Coalition and thought he'd do the  
8 same, not only for the county, on a county basis, with  
9 several maps that show you the extensive work the  
10 Congressman has undertaken, but trying to draw districts  
11 for the state.

12 Just briefly, I'd like to leaf through  
13 them for you. You'll get them electronically, all these  
14 electronically tomorrow. They show the different  
15 factors used in drawing the maps.

16 If I may, quickly.

17 The first map here, this map deals with  
18 the percentage of minorities in the Census tract.  
19 You'll see where it's red, 70 percent of the minority is  
20 outlined throughout the state, drawing particularly  
21 rural districts, talking here, minority districts right  
22 here, shows by color where all minority groups are.  
23 That's number one.

24 Number two, you will see, we broke some  
25 minority groups down. Took the black African American

1 community as a whole state, put where the concentration  
2 is, where 47 percent greater or less. That's highest.  
3 Of course, note this particular area here has a great  
4 concentration of African American.

5 We also took the Native American community  
6 and also tracked them throughout the state and also went  
7 70 percent or greater. The real dark areas, see where  
8 all Native American communities are throughout the  
9 state.

10 We also took a voter support for  
11 Proposition 203, which you know was very important  
12 regarding language for minorities, very important to  
13 minority communities. Note in blue areas is where --  
14 blue areas is where the state opposed Proposition 203,  
15 not English immersion. Native American communities,  
16 greater color blue, green, light green, light green  
17 being 55 percent or more. Notice when you begin to  
18 look, look at almost color lines there, the very first  
19 map you drew after the grids was very consistent with a  
20 lot of what is in these maps. Okay?

21 Next here, student bilingual participation  
22 in school districts. Once again, there are groups of  
23 community interest grouping up where there are  
24 bilingual, different parts of the state, central  
25 Maricopa County and western part of Pinal County, and of

1 course you see down here in Yuma area, the Yuma area as  
2 well as Indian Reservations. Okay?

3 We also took food stamp recipients by zip  
4 code, the darkest, where the greatest number of zip  
5 codes. Density has something to do with that.

6 We began to group communities of interest,  
7 almost the same, the northeast area, Central Maricopa  
8 County, the western part of Pinal County, up here to  
9 Mohave.

10 If you notice, as some Commissioners were  
11 noticing, the rural district, group, is fairly  
12 consistent in terms of cash assistance. We also took  
13 cash assistance by zip code. If you notice, in terms of  
14 minority communities, as income is not available from  
15 the Census until next year, we tried to deal with  
16 income. Dark pinks are more cash assistance.

17 Ultimately, the last thing, only one small  
18 factor is the issue of dominant party registration for  
19 active voters in the state. And note that the blue is  
20 Democrat and red is Republican, and it will show you  
21 where the different party registrations are.

22 Ladies and gentlemen, Members of the  
23 Commission, in drawing maps we did not take the simple  
24 approach of trying to make districts one party or one or  
25 another, which is convenient. One party, another. We

1 grouped communities from the standpoint of interest,  
2 then drew maps. I'll tell you, after we submit the  
3 maps, all of you saw what we first came out with. We  
4 believe you must have been using the same information we  
5 did. They weren't exactly the same, but they were very  
6 similar. And we're happy with it.

7 I want you to keep in mind that the maps  
8 the Congressmen submitted had the support, particularly  
9 of the Coalition. We did not do that alone, but we  
10 worked a lot within the Coalition. We took maps from  
11 Tucson, a fairly large group of voting people with  
12 different backgrounds interests, that were happy with  
13 maps, maps to the Inter Tribal Council. The Inter  
14 Tribal Council gave input. They did not endorse the  
15 maps, didn't say that.

16 We didn't take to them -- we took them  
17 labor. We didn't get them endorsed by all groups.  
18 We're putting them out with the ultimate maps you got.

19 The real question is where you stand with  
20 the present maps, what you most recently drew. It  
21 relates to what Congressman Ed Pastor believes.

22 District D, as drawn, very satisfactory  
23 really takes into account all the different factors  
24 outlined for you. We believe it needs a little  
25 tweaking, once again, on the basis of communities of

1 interest.

2 Voting Rights Act is paramount, paramount  
3 to preparation of maps. It takes precedence over  
4 anything else.

5 If you simply looked at the Biltmore  
6 Estates, we do not believe the Biltmore Estates has any  
7 commonalty with south and southwest Phoenix, and we ask  
8 that you consider taking that out of District D.

9 We propose to you that you consider the  
10 area north on Bethany, east on -- west on Seventh  
11 Street, and east on 32nd Street and Indian School to the  
12 south as an area that you could put somewhere else; and  
13 to make up for that to include, because of more  
14 commonalities, based upon our research, the area of  
15 Glendale north, Camelback south, 59th Avenue west, 43rd  
16 Avenue east; Glendale north, Camelback to the south,  
17 59th avenue to west, and 43rd Avenue to the east.

18 Now, on another point I wanted to make,  
19 very important to the Congressman, the Congressman has  
20 looked at the Central Phoenix proposal that has been  
21 made, and he absolutely unequivocally opposes it. That  
22 map specifically does what we have been trying to avoid,  
23 that does to split, divide communities of interest. You  
24 know, the voting rights on Section Two requires this  
25 Commission create districts minorities equal candidates

1 of choice. If we argue that the map you drew is  
2 contrary to the concept of communities of interest  
3 because you included Biltmore Estate, we must also be  
4 consistent and say if you include large a Hispanic  
5 community with Biltmore Estate, with parts of  
6 Scottsdale, the north part of Phoenix, that's totally  
7 inconsistent and would disenfranchise nother mostly  
8 large segment of the Hispanic community. Let me tell  
9 you what that segment is.

10 If you take Camelback on the north, I-17  
11 north and south, I-17 east and west, and 48th Street to  
12 the east, you are talking about a tremendous, a great  
13 number of minorities, particularly Hispanics in that  
14 area, who we believe have no commonalities with the  
15 other areas that have been proposed in the Central City  
16 of Phoenix District.

17 Protecting communities of interest  
18 pursuant to the Voting Rights Act takes precedence over  
19 creating federal districts. Federal law preempts state  
20 law. Any division only create a legal challenge.

21 The Congressman is prepared to take on  
22 that challenge, if necessary.

23 The maps are on the right track. They  
24 need some tweaking in District D. Straightening of  
25 District C relates more to competitiveness.

1                   We believe you are on the right track, and  
2 we thank you very much for your attention.

3                   Any questions? I'll be glad to answer  
4 them.

5                   CHAIRMAN LYNN: Ms. Hauser has questions  
6 for you.

7                   MS. HAUSER: Hi, Mr. Ortega.

8                   You mentioned you had or Congressman  
9 Pastor met extensively with various communities of  
10 interest. You -- you've been defining those  
11 communities. I wondered if you could make available to  
12 the Commission summaries of those meetings that  
13 developed your communities of interest similar to sort  
14 of the summaries we've done as we've met with hearings  
15 and interest groups around the state.

16                   MR. ORTEGA: Let me clarify. The  
17 extensive research communities of interest are what I  
18 showed today. We met with different groups, including  
19 different groups within the Coalition, labor, Native  
20 Americans, a fairly sizable group in Tucson, to share  
21 our maps, to get input from them. And overall, their  
22 was no objection. But we were only the voice of the  
23 Coalition, a pretty large group, formal group, other  
24 groups were there for input, and to present our maps.  
25 For the most part people agreed.

1                   If you look at your own maps, first maps,  
2 we all agree.

3                   MS. HAUSER: Thank you.

4                   CHAIRMAN LYNN: Mr. Hall?

5                   COMMISSIONER HALL: Thank you for coming.

6                   It's interesting, in light of Congressman  
7 Pastor's presently drafted District G, the comment --

8                   MR. ORTEGA: D or G?

9                   COMMISSIONER HALL: G.

10                  MR. RIVERA: G is Yuma.

11                  COMMISSIONER MINKOFF: Yuma, western Yuma  
12 County.

13                  MR. ORTEGA: Ask me again. I got  
14 confused.

15                  COMMISSIONER HALL: Comments are loaded  
16 relative to District D?

17                  MR. ORTEGA: Yes.

18                  COMMISSIONER HALL: In light of the fact  
19 it presently represents G, the southwestern portion of  
20 the state, if you could comment relative to that  
21 district's configurations, if you had input relative to  
22 that, the boundaries of that district.

23                  MR. ORTEGA: That district, Gila Bend, I  
24 believe.

25                  COMMISSIONER MINKOFF: No. Explaining.

1 MR. ORTEGA: District G.

2 COMMISSIONER MINKOFF: If you understand  
3 that question, we, our maps drew that District G almost  
4 the same way you drew District G, fairly similar. Only  
5 the lower portion of Maricopa County is down here. The  
6 only difference we had is your map and ours is very  
7 similar.

8 CHAIRMAN LYNN: Included in the district  
9 you drew.

10 MR. ORTEGA: We included E, our D your G.  
11 The only difference, very minor difference, your G is  
12 similar to what we drew, also.

13 CHAIRMAN LYNN: Ms. Minkoff?

14 COMMISSIONER MINKOFF: I just -- I need  
15 another microphone.

16 I want to make sure essentially what we're  
17 endorsing is the Commission's draft plan with the small  
18 change mentioned.

19 MR. ORTEGA: We're endorsing D with the  
20 Commission changes for South Glendale and the Biltmore  
21 Estate.

22 COMMISSIONER MINKOFF: Let me ask a  
23 question. It looks like South Glendale is currently in  
24 District A and the area we want to take out is  
25 contiguous to District A, would go over to B, which is

1 what it's next to, so we now have D balanced in  
2 population.

3 MR. ORTEGA: I have it all done for these  
4 districts, also. What it is, if you take this portion  
5 here, take it out of District D, include South Glendale,  
6 you have to go up here in B. Take some of B out and  
7 give it to A.

8 COMMISSIONER MINKOFF: Okay.

9 MR. ORTEGA: If you like, I'll be glad to  
10 give to you.

11 CHAIRMAN LYNN: Yes.

12 COMMISSIONER MINKOFF: Okay.

13 CHAIRMAN LYNN: Other questions for  
14 Mr. Ortega?

15 Mr. Ortega, thank you very much.

16 CHAIRMAN LYNN: Will you leave the maps  
17 with us?

18 MR. ORTEGA: We'll get them to you  
19 tomorrow through the consultants.

20 CHAIRMAN LYNN: The next speaker is Steve  
21 Gallardo followed by -- last name is Shaw. I apologize,  
22 can't read the first name.

23 MS. HAUSER: John?

24 A VOICE: Well, I believe that is.

25 CHAIRMAN LYNN: Mr. Gallardo.

1                   MR. GALLARDO: Chairman, Members of the  
2 Commission, I represent the Latino Coalition for  
3 Political Action. Our coalition is involved with the  
4 larger coalition, the Coalition for Fair Redistricting.

5                   The Latino Coalition for Political Action  
6 does not take a stand on the issue of competitiveness  
7 adjusting boundaries to achieve competitiveness. We're  
8 opposed to the issue of competitiveness only if it  
9 violates any issue of the Voting Rights Act or disturbs  
10 communities of interest. Our Coalition has never taken  
11 competitiveness into consideration at any time during  
12 this redistricting process. Since the Commission has  
13 decided to look at competitiveness, we have decided to  
14 also look at competitiveness as well.

15                   We support Supervisor Wilcox and Aaron  
16 Kizer's proposal on the map dealing with  
17 competitiveness. We know this map accomplishes several  
18 things: keeps communities together, achieves  
19 competitiveness, allows minorities maximize voting  
20 strength, allows them to elect candidates, to have a  
21 voice, take the map into consideration, and maximizes  
22 the legislative line.

23                   With respect to Congressional District  
24 boundaries, the coalition would support IZ Draft map  
25 Congressional lines also with some provisions.

1                   Mr. Ortega has reiterated, mentions these  
2 provisions. They strongly support the divisions of 32nd  
3 Street, 16th Street, Camelback, and Indian School, a  
4 non-Hispanic AUR, pretty much moving out of the Hispanic  
5 AUR into North Phoenix, so they have more in common,  
6 more likely, also bring in southern Glendale, a 24,000  
7 people switch, even swap, make the Congressional  
8 District more intact as far as communities of interest.  
9 If I'm correct District B, as was brought to Andi's  
10 attention, District B to 19th Avenue, make up the  
11 population, if you approve the selection, only not  
12 disrupt a school district going up on the northern part.  
13 Take those comments into consideration.

14                   CHAIRMAN LYNN: Thank you, Mr. Gallardo.  
15                   Next speaker, John Shaw, followed by Bob  
16 Rosenberg.

17                   MR. SHAW: Thank you. I was supposed to  
18 press something that starts the Power Point.

19                   CHAIRMAN LYNN: Either that or we'll start  
20 it from the back.

21                   MR. SHAW: Okay. I'm actually here as a  
22 stand-in.

23                   CHAIRMAN LYNN: Hang on and let's see if  
24 we can get power to the projector.

25                   They are doing something from the back.

1 Be patient.

2 MS. PORCH: Don't touch it. It's being  
3 done back here.

4 MR. SHAW: I have a few comments. Should  
5 I proceed with those?

6 I'm John Shaw, precinct committee person,  
7 really here on behalf of two neighbors, one, Westwood  
8 Neighborhood, which you heard about during a  
9 presentation on Central Avenue across from Central High  
10 School.

11 To reinforce that, I have a map to present  
12 with a petition.

13 The Committee heard great deal about how  
14 they want to be included in the historic neighborhood  
15 district. I'll not go into that. I'd further ask you  
16 to please accept the petition and map.

17 Shall I hand this to you?

18 The other neighborhood is our neighbor to  
19 the south. That's known as the Greenway Terrace and the  
20 Estates Neighborhood. They have a slightly different  
21 interest. Debbie McCune Davis prepared the  
22 presentation, was going to be here to present it,  
23 unfortunately was not able to get back from out of town  
24 for well-known reasons. So I was asked to come and do  
25 this. What I have is the presentation on Power Point.

1 I understand there's a video portion.  
2 There's no audio.

3 CHAIRMAN LYNN: It won't play?

4 MR. SHAW: Again, I have for each  
5 individual member, a copy.

6 CHAIRMAN LYNN: Okay.

7 MR. SHAW: The other thing I have is a  
8 petition and a map submitted on behalf of Greenway  
9 Terrace and the Estates Neighborhoods who, not like  
10 their neighbors, the Westwood neighborhood, Greenway  
11 Terrace and Estates want to be part of what I believe  
12 would be your District O. The reason for that, and as  
13 should be clear from the Power Point, is they feel a  
14 strong affiliation with the West Valley. And also I  
15 would point out the minority coalition maps you have  
16 received, I believe, support what Greenway Terrace and  
17 Estates would like to do which would continue to be  
18 identified as they have in the past with the West  
19 Valley. I'll hand that Pete and copies to the  
20 appropriate person.

21 I'm not sure what is supposed to be  
22 happening with the Power Point.

23 CHAIRMAN LYNN: If you'd like to go  
24 through, you have to direct the operator to change  
25 slides when you wish them changed.

1                   MR. SHAW: I hoped someone they'd know  
2 that as I'm a stand in and have not gone through the  
3 presentation but was asked to present it.

4                   CHAIRMAN LYNN: If you don't mind,  
5 Mr. Shaw, we could view it individually.

6                   MR. SHAW: In fact, it looks like it just  
7 started.

8                   CHAIRMAN LYNN: I don't think it will  
9 continue unless you direct it to continue.

10                  MR. SHAW: You have the information.

11                  CHAIRMAN LYNN: Questions? Ms. Minkoff.

12                  COMMISSIONER MINKOFF: Can you tell us the  
13 boundaries.

14                  MR. SHAW: I can. What I'd rather do, if  
15 I could, I'd simply ask you, if I distributed, there's a  
16 map that shows that information. Can I approach and  
17 give this to you?

18                  Okay.

19                  I can tell you the area in question is  
20 part of District 20 and has been. It's always been  
21 part, tied to the West Valley. And the people from  
22 Greenway Terrace Estates valley feel that relationship  
23 continues.

24                  COMMISSIONER MINKOFF: Mr. Shaw, I'm  
25 confused. It looks from this map that Greenway Terrace

1 runs west of 19th Avenue to Black Canyon freeway.

2 MR. SHAW: Yes.

3 COMMISSIONER MINKOFF: Which is the east  
4 end of the district already.

5 MR. SHAW: I think your proposal would  
6 divide at the Black Canyon Highway, wouldn't it, and  
7 move them out of the West Valley.

8 COMMISSIONER MINKOFF: The draft map does  
9 not. Westwood Village asked for a larger neighborhood  
10 to be pulled into O.

11 I'm trying to figure it out.

12 Could it be Greenway Village doesn't want  
13 to be --

14 MR. SHAW: Greenway -- Terrace Estates  
15 wants to remain in N. Where I live wanted to join the  
16 historic neighborhoods. They are not currently in with  
17 the people south of us. People south of us, in the  
18 south valley -- I'm the precinct person of both  
19 neighborhoods at present.

20 I wish they would have told this in  
21 detail.

22 COMMISSIONER MINKOFF: If we pull Westwood  
23 Village out of N into O, don't do it to Greenway  
24 Terrace.

25 MR. SHAW: Yes.

1                   MR. SLAGHT: N.C. Slaght, President of  
2 Westwood.

3                   Absolutely correct. We're wanting to move  
4 from N into O because of the significance of our  
5 historic area and the amount of work we've accomplished  
6 already with ASU, the graduate students, now  
7 undergraduate students in the process of becoming the  
8 First Post World War 1950s historic region in the  
9 country.

10                   Again, you heard it from many of my  
11 residents at Phoenix Union as to the important of us  
12 wanting to be in part of O. Unlike the area Mr. Shaw  
13 talking about, they choose to remain part of the West  
14 Valley. They do not have interest at this current time  
15 that establishes them with the historic entity where we  
16 do. That's where the differences are.

17                   F. C. Slaght, S L A G H T, III.

18                   Questions?

19                   CHAIRMAN LYNN: Comments or questions?

20                   Ms. Minkoff.

21                   COMMISSIONER MINKOFF: Just to be sure  
22 we're doing something, helping people find out what they  
23 want to us do, would someone send the Commission the  
24 exact boundaries of Greenway Terrace and boundaries of  
25 Westwood? That would be helpful.

1 MR. SHAW: Yes.

2 COMMISSIONER MINKOFF: The streets are not  
3 labeled. If it follows Greenway Terrace, I don't want  
4 to be confused.

5 CHAIRMAN LYNN: Thank you very much.

6 Next speaker, Bob Rosenberg.

7 It's our custom to allow the public  
8 stenographer to stretch and get feeling back into her  
9 fingers. We tend to take a break at the one and a half  
10 mark, which would bring us up to the point after  
11 Mr. Rosenberg speaks. We'll try our best to keep breaks  
12 to 10 minutes, because we do have more than 40 people  
13 yet to speak that have given us speaker slips this  
14 evening.

15 MR. ROSENBERG: Thank you, Mr. Chairman,  
16 Members of the Commission.

17 CHAIRMAN LYNN: May we have your  
18 attention, please.

19 MR. ROSENBERG: I appreciate the  
20 opportunity to speak this evening. I wish you my  
21 condolences for the assignment you've taken upon  
22 yourselves.

23 This is a political process,  
24 redistricting. And whether you would like it, better or  
25 not, it's the ultimate political process. I believe it

1 is very important that the final outcome of the process  
2 contain competitive districts.

3           The district with five percent Republican,  
4 another five percent Democrat, exactly the same total  
5 population in those two districts, I look at a district  
6 that is skewed in favor of one party, and I think a  
7 candidate in that party, in that district, has a very  
8 nice time. And that's good, perhaps, for that one  
9 candidate. That is bad for the State of Arizona.

10           Where there is competitiveness in the  
11 districts, then it makes the candidates work harder to  
12 present their case to the voters, but it is much better  
13 for the State of Arizona. It forces the candidates to  
14 compete where the majority of the people are on the  
15 site. Draw a bell curve on some of that, I think it's  
16 instructive for us to look at the acrimonious activity  
17 that took place in the Arizona State Senate as recently  
18 as a couple years ago and compare that, the very civil  
19 and constructive way the Senate has operated this year  
20 when it's a 15-15 split. It is a significant  
21 improvement, in my estimation.

22           I suggest to you you give serious  
23 consideration for improvement for the Coalition for Fair  
24 Redistricting and do everything possible for you to do  
25 given all the constraints you have to the process to end

1 up with districts across the state that are competitive.

2 Thank you very much. I'd be happy to  
3 answer any questions.

4 (Applause.)

5 CHAIRMAN LYNN: Thank you very much.  
6 Appreciate your comments very much.

7 We will at this point take a 10-minute  
8 break. We'll meet at 20 minutes after the hour.

9 (Recess taken at 8:11 p.m. until  
10 approximately 8:29.)

11 CHAIRMAN LYNN: The next speaker is  
12 Councilman David Ortega.

13 COUNCILMAN ORTEGA: Good evening,  
14 Chairman, Vice Chair, and Commissioners. I'm David  
15 Ortega, serve for the City Council for Scottsdale, which  
16 has no districts. As a Councilman, I run at large from  
17 coast to coast so to speak. I emphasize tonight my  
18 comments are as a citizen, not the official position of  
19 the City of Scottsdale.

20 Scottsdale is somewhat demographically  
21 challenged, in some ways, two miles wide, 32 long.  
22 There is, I would way, an under current discussion for  
23 districting for councilships. Again, councilships are  
24 at large.

25 What I've seen tonight and certainly

1 our -- are a couple plans that have been proposed or are  
2 on the table. I would like to respond to the  
3 Commission's work for a Congressional situation and  
4 Legislative situation. We're very interested in the  
5 Coalition's proposed map. And once you have received  
6 them, hopefully some form can be transmitted more  
7 widely.

8                   First of all, the Congressional districts,  
9 the comments concerning D and E, E comes to Scottsdale  
10 again, North-South 32 miles, and appears to go through  
11 Tempe and pinwheels through Ahwatukee. This looks like  
12 a spiral galaxy in comparison to the other district  
13 configurations.

14                   As I see, this is the Congressional one.  
15 In D, which is an area abutting E, there are comments  
16 about the Hispanic portion, that is the south -- excuse  
17 me, the southeast section of D and trying to keep D  
18 intact for the Hispanic interest. I'm not a member of  
19 the coalition, so to speak. I again would like a  
20 briefing on that to understand. But philosophically I  
21 believe that the area G, Congressional G, which  
22 essentially protects the Pastor District, is essential.  
23 I think diminishing area G would not be wise. At the  
24 same time, as we look at area D, again, it appears as  
25 though the Hispanic component at the southeast.

1                   The other comment, because I was made  
2 aware and have been referenced tonight about a downtown  
3 district, and so I was briefed on that. And that is an  
4 interesting proposal. I do see that. And I do have a  
5 few comments on what is known as the Downtown  
6 Proposition. It appears, if I look at the downtown,  
7 so-called downtown district, it looks like a tree ring.  
8 If you have one growth, you'd been able to identify a  
9 core area. In terms of age, it would be pre-1970, and  
10 it is somewhat interesting because it seems to show a  
11 competitive balance. And I use that, heard that word  
12 "competitive nature" as to different groups. However,  
13 also, I heard, as far as whether or not downtown plan  
14 would damage Hispanic community damaging southeast  
15 corner of area D.

16                   In terms of looking at that specifically  
17 because there are so many proposals on the table, I find  
18 it interesting you could perhaps contrast what I refer  
19 to in your current Legislative, excuse me, Congressional  
20 plan, showing a spiral district, which I alluded to as  
21 E, including Scottsdale, Ahwatukee, going through the  
22 central area, going through a core design, downtown,  
23 with other elements coming off of that. So that's  
24 essentially an interesting contrast. However, again, I  
25 would be a little concerned with breaking off the

1 Hispanic element which the downtown corridor, or  
2 whatever it is called, appears to do. And I think that  
3 we should not diminish that aspect, not only for, you  
4 know -- well, for community of interest reasons.

5                   Therefore, just in listening and looking  
6 at other maps as they comfort, I understand you just  
7 received one as well tonight, I think that there may be  
8 a middle ground. And there may be a middle ground with  
9 the downtown core excluding, again, the -- a good  
10 portion of the Hispanic corner, so to speak. I'd  
11 encourage you, and obviously there are state Legislative  
12 Districts which encompass Scottsdale, and whether  
13 there's three, whether there's four, that Scottsdale may  
14 have a split already because of the need on the  
15 Legislative level. And we sometimes encounter, with  
16 that kind of geographic obstacle, that is perhaps going  
17 50 miles across in a metropolitan area, that's a bigger  
18 challenge, I think, for representation at a  
19 Congressional level.

20                   I think I was clear in that last comment,  
21 you might be able to solve some compaction with a  
22 downtown core and still be able to have other spiral  
23 elements. That might mean Scottsdale might, possibly,  
24 be split in Congressional. I say that because it  
25 already is, of course, in the Legislature. These,

1 again, are just comments. And I greatly appreciate your  
2 time this evening and best wishes to you.

3 CHAIRMAN LYNN: Thank you, Mr. Ortega.

4 Questions?

5 I appreciate it.

6 We'll return to our custom of having a  
7 batter one on deck.

8 Next speaker, Town Manager of the Town of  
9 Sahuarita, Tom Stahle, followed by Fred Berkenkamp.

10 MR. STAHL: Thank you. I appreciate it.

11 Your committee's proposed Congressional  
12 Redistrict Map indicates that you are putting the  
13 majority of the Town of Sahuarita in a separate  
14 Congressional District from that of Green Valley. The  
15 Town Council of the Town of Sahuarita voted to oppose  
16 this from occurring. The Town of Sahuarita belongs in  
17 the same Congressional District as Green Valley. We are  
18 communities of similar interest and because we are  
19 immediately beside each other the Town Council feels  
20 that it is in our mutual interest to remain in the same  
21 Congressional District.

22 The Town Council of the Town of Sahuarita  
23 respectfully requests that your Redistricting Committee  
24 keep the Tow of Sahuarita together with Green Valley in  
25 the same Congressional District. We look forward to

1 your Committee's help in addressing this issue.

2 COMMISSIONER MINKOFF: How many people are  
3 in Sahuarita?

4 MR. STAHL: 3,500.

5 COMMISSIONER MINKOFF: What about Green  
6 Valley?

7 MR. STAHL: Residents, 1,500, as far as  
8 I'm aware.

9 COMMISSIONER MINKOFF: Of the two  
10 districts you are currently in, would you suggest moving  
11 Green Valley into yours or theirs into ours?

12 MR. STAHL: I think it's easier moving  
13 the smaller population. G and H are the issues.

14 COMMISSIONER MINKOFF: Thank you.

15 CHAIRMAN LYNN: Thank you, Mr. Stahl,  
16 very much.

17 Next those still here, 50 plus speaker  
18 slips, don't want take away anyone's comments. To the  
19 extent you are echoing comments made earlier, I  
20 certainly just want to say that. We've been listening  
21 intently to everyone. Rather than restate the entire  
22 case, if you have something you wish to support that's  
23 been stated previously, we're happy to note that and  
24 take it as a separate comment.

25 Fred Berkenkamp followed by Mark Fooks.

1                   MR. BERKENKAMP: Chairman Lynn and fellow  
2 Commissioners, I appreciate the opportunity to address  
3 you very briefly as suggested. I wish to support the  
4 concept of two districts representing the senior  
5 communities all across them and the argument, I could  
6 make lots of arguments, very simply, we have had,  
7 really, three percent representation. We know that that  
8 can't continue. We don't think one can represent -- one  
9 percent representation is out and out discrimination  
10 against seniors. I don't think that is right. We are  
11 80 percent of the vote as compared to 25, 30 percent.

12                   I think it's much fairer if that portion  
13 of Sun City below Bell Road would be added to Peoria as  
14 there's great commonalty of interest, and, in turn,  
15 Arrowhead Ranch, or a chunk of that, added into District  
16 E.

17                   CHAIRMAN LYNN: Mr. Berkenkamp, exactly as  
18 proposed is how I understand you supportive of it. In  
19 other words, you are not -- it was earlier proposed we  
20 take that portion below Bell Road and move it, and take  
21 the top part of the next district and make the switch.

22                   MR. BERKENKAMP: Precisely.

23                   CHAIRMAN LYNN: You support that.

24                   Mark Fooks. Mr. Fooks followed by --  
25 well, hang on just a second.

1 I'm missing a slip.

2 My understanding is Mr. Fooks and  
3 Mr. Williams are speaking together.

4 COUCILMEMBER WILLIAMS: Correct.

5 MR. FOOKS: Mr. Chairman, there are a  
6 number of other members here tonight. I'm not speaking  
7 on my own. I'm generally speaking about the  
8 generalities of the proposing for the redrawing of  
9 District B.

10 My name is Mark Fooks, M A R K, F O O K S.  
11 And I live at 4704 West Evans Drive, Glendale, Arizona,  
12 and have lived in Arizona for the past 40 years. And at  
13 this time, Mr. Chairman, I'll cut out the jokes, so  
14 you'll not be privy to that.

15 I'm here tonight for the citizens group  
16 Coalition for Downtown Competitive Districts. We have a  
17 website, [www.GDOCITIDS.com/azcdcd](http://www.GDOCITIDS.com/azcdcd), and, Mr. Chairman,  
18 we're preparing a petition currently of individuals who  
19 think like we do. And we'll be presenting that to you  
20 at a later date.

21 We are citizens who believe that  
22 competitive districts should have equal footing with the  
23 other five districts.

24 When I voted yes for proposition 106, I  
25 thought it had --

1                   We have a number of coalition supporters  
2 here audience in the tonight, Mr. Chairman, and would  
3 with your approval, to note those that left, we'd like  
4 to ask the last few due to time here, wonder if they'd  
5 just raise their hand.

6                   (Hands are raised.)

7                   MR. FOOKS: People that support the  
8 downtown district. They are rapidly growing numbers.  
9 Word gets out, not one in five of the proposed districts  
10 in Maricopa County is competitive.

11                   We do understand the Commission is now  
12 attempting to input competitiveness into the process.  
13 And I've heard several of you ask participants to please  
14 show specific examples of how competitiveness might  
15 occur.

16                   Our recommendation includes redrawing  
17 Congressional District B. I've given you a rough map  
18 there, Mr. Chairman, Commission members. The more  
19 detailed map is coming with statistics, and there is an  
20 individual here tonight if you wanted to get into  
21 statistics that could discuss population and all the  
22 details. The detailed statistics, for your information,  
23 is that essentially the new District B encompass all  
24 Tempe, downtown, south Scottsdale, east Phoenix, Sky  
25 Harbor Airport, downtown Phoenix, east of Third Avenue

1 and north of I-10, the Sunnyslope area, and over to the  
2 City of Glendale's eastern border. That's the map you  
3 have before you there.

4 Mr. Chairman, I believe the population of  
5 this area is equal to the others in population, and, if  
6 adopted, would present a competitive Congressional  
7 District within a five percent difference of the  
8 parties.

9 I sat down and tried to figure out how  
10 best to explain to you why. I come up with the top 10  
11 reasons to redraw District B for you.

12 Number 10, it would put together urban  
13 areas that need and want redevelopment and infill;

14 Number nine, it would put ASU and ASU West  
15 in the same Congressional District;

16 Number eight, it would encompass the area  
17 currently approved for mass transit proposals by Phoenix  
18 and Tempe;

19 Number seven, it would encompass urban  
20 areas that are affected by similar types of crime;

21 Number six, it would utilize visible  
22 geographic features;

23 Number 5, it would respect communities of  
24 interest;

25 Number four, it would be geographically

1 compact and contiguous;

2                   Number 3, it would comply with the  
3 Constitution of the United States and US Voting Rights  
4 Act;

5                   Number two, it would have equal  
6 population, as I said earlier;

7                   And the number one, most important reason  
8 to redraw District B, Mr. Chairman, and Commissioners,  
9 is it would provide a competitive district.

10                  I recommend to you as a citizen living in  
11 the northern portion of this newly proposed district you  
12 take a serious look at this opportunity to provide at  
13 least one competitive Congressional District in Maricopa  
14 County.

15                                 (Applause.)

16                   MR. FOOKS: Thank you.

17                   The newly drawn Congressional District B,  
18 major urban district, becomes one of the most  
19 competitive districts, Mr. Chairman, in the nation. I  
20 am hopeful the final product will be the best we all can  
21 do to assure when Arizona citizens go to vote they will  
22 do so believing their candidate has a competitive chance  
23 to win the election.

24                                 A VOICE: Yeah.

25                   MR. FOOKS: And that their vote counts.

1                   Mr. Chairman, Commissioners, that can only  
2 happen if competitiveness is injected into the process.

3                   Finally, the Coalition for a Downtown  
4 Competitive District is requesting that the Commission  
5 seriously consider changing Congressional District B to  
6 make a competitive district that would create a district  
7 political party registration virtually tied so that any  
8 candidate, that's any candidate, even of a partiless  
9 political party, could have a chance to win.

10                   I would like to thank all of you for the  
11 giant task you've chosen to take on and let you know  
12 that we all know you are doing the best job that you  
13 can, and we wish you well.

14                   (Applause.)

15                   CHAIRMAN LYNN: Ms. Minkoff has a question  
16 I do to. She may ask mine, so I'll let her go first.

17                   COMMISSIONER MINKOFF: A lot of pressure.

18                   CHAIRMAN LYNN: Then I'll ask it.

19                   COMMISSIONER MINKOFF: It's a question  
20 about the configuration of the district. Phoenix,  
21 Scottsdale, and Tempe, are they only cities in this  
22 district? Do you go into Glendale?

23                   MR. FOOKS: Tempe, Scottsdale, Phoenix.

24                   COMMISSIONER MINKOFF: Is all Tempe in the  
25 district?

1 MR. FOOKS: All Tempe district.

2 COMMISSIONER MINKOFF: Only split Phoenix,  
3 which in any plan is too big, and Scottsdale?

4 MR. FOOKS: Correct.

5 CHAIRMAN LYNN: My question is similarly  
6 related. I'm wondering if the Coalition had any  
7 communication with the other jurisdictions with respect  
8 to their reaction to this district? Tempe, Scottsdale  
9 in particular?

10 MR. FOOKS: Yes, Mr. Chairman. Matter of  
11 fact, there is a letter here I could read from Tempe.

12 CHAIRMAN LYNN: Just submit it.  
13 Summarize.

14 MR. FOOKS: Basically Representatives Meg  
15 Burton Cahill, Councilmen Mark Mitchell, and Dennis  
16 Mitchell. And it's from Senator Harry Mitchell. He  
17 endorses the proposal today by the Coalition for a  
18 Downtown Competitive District and goes on to explain  
19 commonalities and things they have a problem with with  
20 that district as drawn. They express apologies for not  
21 being here, other things they'll submit at their first  
22 opportunity.

23 Second, here, Councilmember Cody Williams  
24 is here to speak on his behalf in regards to this  
25 district.

1                   CHAIRMAN LYNN: I understand the Phoenix  
2 portion. I'm more interested in the Tempe, Scottsdale  
3 portions. Are the people you cited in the letter State  
4 Representatives --

5                   MR. FOOKS: Representative Meg Burton  
6 Cahill, Councilman Mark Mitchell, and Dennis Cahill,  
7 signed by Harry Mitchell.

8                   CHAIRMAN LYNN: Okay.

9                   MR. FOOKS: Who's a Senator. Four  
10 political leaders in the City of Tempe. We could have  
11 brought some more powerful people here, Mr. Chairman,  
12 but the recall election was going on, and just -- we  
13 didn't want to mix issues. That was the problem in  
14 Tempe.

15                   Scottsdale was just here. We believe  
16 that -- we call South Scottsdale, Camelback, downtown  
17 Tempe, we have much more commonalty than from Camelback  
18 Road north than Scottsdale in issues and transportation  
19 and economic development. All cities, small, large, are  
20 always competing for the monies. Big federal dollars is  
21 what we're talking about here. If this district doesn't  
22 get a Congressional Representative that represents what  
23 the district needs instead of politics of the district,  
24 they're going to be suffering more than if you did draw  
25 that.

1 CHAIRMAN LYNN: Thank you.

2 Leave that with the stenographer.

3 CHAIRMAN LYNN: Mr. Hall had question  
4 and --

5 MR. FUKES: A few others may speak on the  
6 issue. I don't know if there's an order?

7 CHAIRMAN LYNN: Mr. Williams is following  
8 you and --

9 COMMISSIONER HALL: You referenced to  
10 competitiveness, curious. Can you tell us what did you  
11 utilize, simply a party registration talking about  
12 districts, competitive, or utilizing other variables  
13 other than party registration.

14 MR. FOOKS: As I understand, 4.87  
15 something between parties difference, in population in  
16 that district. But there is an individual here that  
17 could get into, you know, details like you are asking  
18 here, if you care to and have the time. We'd love to  
19 take your time. If you want statistical, exact numbers,  
20 we have them, are working on them to present to you. As  
21 you know, this always kind of comes on us quickly.  
22 We've been working hard to give you information we think  
23 you need.

24 COMMISSIONER HALL: We'd be more than  
25 happy to receive whatever supplemental information you

1 have.

2 MR. FOOKS: We'll provide that for you.

3 CHAIRMAN LYNN: Mr. Huntwork then  
4 Ms. Hauser.

5 COMMISSIONER HUNTWORK: Mr. Fooks, a  
6 question which affects other districts.

7 COMMISSIONER HUNTWORK: Question.

8 MR. FOOKS: Bonus one, competitive  
9 district, with small merges out of the other. If you  
10 are going to take, to make this, again --

11 COMMISSIONER HUNTWORK: When you say it  
12 doesn't affect, go down each one of the lines, and we do  
13 have numbers and information.

14 COUCILMEMBER WILLIAMS: I'll address that  
15 with a lot more detail than what may be available at  
16 this moment.

17 COMMISSIONER HUNTWORK: Okay.

18 CHAIRMAN LYNN: Ms. Hauser.

19 MS. HAUSER: Thank you, Mr. Chairman.

20 You, in going through your top 10 list,  
21 being as some includes restatements about the urgings of  
22 proposed District B, I'm wondering if you could  
23 supplement your testimony with some additional  
24 explanation --

25 MR. FOOKS: You bet.

1 MS. HAUSER: -- of each of the 10 factors  
2 you mentioned. That would be terrific. Send it to the  
3 Commission.

4 CHAIRMAN LYNN: E-mail it.

5 MR. FOOKS: I just tried to keep it to 10.

6 MS. HAUSER: More the merrier.

7 CHAIRMAN LYNN: The top 10 list. Kept it  
8 to 10.

9 Thank you, Mr. Fooks.

10 (Applause.)

11 MR. FOOKS: Thank you.

12 (The following is the letter submitted by  
13 Mr. Fooks with the typed signature line for Senator  
14 Harry Mitchell, which reads as follows:

15 "September 12, 2001.

16 "Arizona Independent Redistricting  
17 Commission, 1400 West Washington Street, Suite B-10,  
18 Phoenix, Arizona 85007.

19 "Dear Members of the Commission:

20 "Representative Meg Burton Cahill,  
21 Councilmen Mark Mitchell and Dennis Cahill, and I would  
22 like to endorse the map being proposed today by the  
23 Coalition for the Downtown Competitive District.

24 "Tempe has long desired to maintain its  
25 boundaries in one Congressional District. The proposal

1 by the Downtown Competitive District accomplishes this  
2 goal and keeps Tempe in a very cohesive community of  
3 interest. Communities of interest extend beyond just  
4 city limites and include areas and issues that unite  
5 people together. Inclusion of portions of Scottsdale  
6 and Phoenix with Tempe accomplishes this goal because  
7 the areas share similar issues and concerns 00  
8 transportation, urban redevelopment and crime. These  
9 are topics of concern to all those areas, and our common  
10 issues would give us the opportunity to leverage more  
11 federal funding to address our similar needs.

12 "In addition, we all believe that  
13 competition is important in elections. Tempe is a very  
14 diverse city and proud that despite the differences in  
15 party registration, elections are able to field  
16 candidates from both parties. Our elected officials  
17 move beyond their political party to represent the  
18 entire city. It would be refreshing to see this at the  
19 Congressional level as well.

20 "We urge you to look closely at this  
21 proposal. After doing so, I believe that you, too, will  
22 support it as much as we do. Thank you, and good luck  
23 in addressing the challenges before you.

24 "Sincerely, Senator Harry Mitchell.")

25 CHAIRMAN LYNN: Next speaker, Cody

1 Williams, then Mr. Williams Hegarty.

2 COUCILMEMBER WILLIAMS: I promise not to  
3 reiterate a word he said.

4 CHAIRMAN LYNN: Go for it.

5 COUCILMEMBER WILLIAMS: In essence, the  
6 map that you have before you is what I introduced to you  
7 at South Mountain Community College, a way to create an  
8 environment that gives you the opportunity to do  
9 something that otherwise her has sounded as though it  
10 was mutually exclusive to do.

11 What I'm referring to, we talk about  
12 communities of interest as being a very critical factor,  
13 talk about natural boundaries being a critical factor,  
14 talk about minority representation, and the Voting  
15 Rights Act almost as one, and making sure that those  
16 things are not violated. But we also have introduced  
17 and have discussed on many occasions competitiveness.  
18 The thing that this particular district does without  
19 exposing the other districts boundaries does this: For  
20 instance, we've heard there's a real desire to protect  
21 the status quo of the D boundaries. D currently has 70  
22 percent minority population within its boundaries. The  
23 configuration of D reduces it from 70 percent to 65  
24 while at the same time increasing the minority  
25 population of B from 22 percent to 40 percent. That

1 then says that 62 percent in G and 37 percent in C, not  
2 only do we have the ability to say there are two  
3 majority-minority districts but we also have districts  
4 where minority populations can make a difference and/or  
5 influence the outcome of elections.

6                   This, too, protects the fact, I think we  
7 discussed it last time we were together, that there  
8 would still be three districts that would predominantly  
9 be Republican, or have a strong Republican majority, or  
10 strong majority, to have a stronger Democratic majority,  
11 and three that would then, 15 to 10 percent, 12 percent,  
12 three of them, which would be competitive. And so that  
13 gives us the ability to say, as the previous speaker  
14 said, we now have three competitive districts with a  
15 very, very good balance of all three of these  
16 categories. Created communities of interest, because  
17 you can clearly establish the issues facing the central  
18 city and urban communities, talk about minority  
19 involvement and minority inclusion in the same number of  
20 districts as we have in the past, but certainly in a way  
21 that allows the balance to contribute to more of the  
22 districts in the State of Arizona instead of just two,  
23 but you've also protected the fact that there will be  
24 those districts as we kind of alluded to the last time  
25 that don't necessarily agree with the term bulletproof,

1 but certainly you have those districts that will create  
2 the strong representation that they have enjoyed in the  
3 past while at the same time opening the competitive  
4 ranks to those who will be able to be judged based on  
5 their overall skills, not solely by the party that they  
6 are represented by. We see this as both an opportunity  
7 to add to the many headaches of decisions that you make,  
8 but we also wanted to establish, as I said before, that  
9 you do not have to mutually exclude one of those  
10 categories to achieve the results desired in the others.

11 We have communities of interest, and we  
12 have not violated that by changing this around in any of  
13 the other districts.

14 We still have natural boundaries. As can  
15 you see, the freeways, and the city boundaries continue  
16 to be the predominant reasons for these changes. We've  
17 created strong, competitive minority involved districts  
18 throughout the State of Arizona. And I think when you  
19 look at the ratio throughout the course of, the other  
20 thing that has gone unnoticed, with this configuration,  
21 all eight districts will have somewhere between 14 and  
22 19 percent non-Republican or Democratic registration, so  
23 you will also create the greatest balance of influence  
24 from non-Democratic and Democratic Party registration,  
25 which certainly says, if thinking balance and

1 competition, it can't all be about Rs and Ds forever,  
2 but certainly there is a chance for the outcome to be  
3 changed or influenced because of this distribution of  
4 voters that you will see in this forwarded  
5 documentation. With that, I will say only one thing  
6 about the Legislative Districts. And we've mentioned  
7 this before. Draft Legislative District P continues to  
8 only need to be rounded out by the fact that 51st Avenue  
9 on the western edge of it will one day be a freeway,  
10 part of a freeway that connects the southern half of the  
11 Ahwatukee area to the 10 freeway. And the land bodies,  
12 human beings that live in the area west of 51st Avenue,  
13 based on our calculations, would not increase the number  
14 of individuals in what you have in the Legislative  
15 District M, if they were included, and would not create  
16 the kind of -- a kind of imbalance that would prevent  
17 that kind of relationship from being successfully  
18 achieved. That is all. I hope I did not -- I tore up  
19 my top 10 list. I agreed to leave it as such.

20 Yes, ma'am.

21 COMMISSIONER MINKOFF: One quick question  
22 about 51st Avenue. It looks like 51st Avenue is the  
23 boundary of M. Are you talking about the little area in  
24 O?

25 COUCILMEMBER WILLIAMS: Let me just say

1 this is the -- what I have as this -- in this one.

2 COMMISSIONER MINKOFF: Oh. Okay.

3 COUCILMEMBER WILLIAMS: 51st Avenue runs  
4 from there to there. This will come around this way.  
5 Everything west of that is rural and very sparsely  
6 populated as relates to what is happening today in  
7 today's Census numbers.

8 CHAIRMAN LYNN: Ms. Hauser.

9 MS. HAUSER: Thank you, Councilman  
10 Williams.

11 The question I have for you, I think I  
12 heard you say this proposal increases the minority  
13 concentration in B from 22 to 40 percent. Is that  
14 right?

15 COUCILMEMBER WILLIAMS: Roughly 40, 44  
16 percent.

17 MS. HAUSER: The question is roughly as  
18 far as I can tell that's going to be made up of members  
19 of various minority groups.

20 COUCILMEMBER WILLIAMS: Absolutely.

21 MS. HAUSER: Have you done any analysis of  
22 cohesiveness of voting patterns among minority group  
23 members?

24 COUCILMEMBER WILLIAMS: As I've said last  
25 time, I cannot talk about minority groups without

1 talking voting efficacy. It's one thing, to have taken  
2 in sheer numbers without productivity being attached to  
3 it, is a minority of percentage. What we've done, as  
4 you move through the areas, there is a higher degree of  
5 efficacy today with voting minority population of B than  
6 there would be with solely the 22 percent efficacy  
7 that was in the earlier B. By taking in the minority  
8 populations in the Tempe area, taking in minority  
9 populations in the north, excuse me, the Central Phoenix  
10 north areas, you do have higher efficacy. There are  
11 African Americans in Coronado, African Americans and  
12 Hispanics in Willow, other neighborhoods as well. You  
13 also see them compacted in the Van Buren corridor, at  
14 least in Phoenix. You see them compacted as you move  
15 south along the Tempe area. And certainly there is  
16 minority population now included that would be otherwise  
17 not included in the South Scottsdale area.

18 MS. HAUSER: My question, more  
19 specifically, though, is does the increase, in your  
20 opinion, from the 22 percent to the roughly 40 percent  
21 figure translate into an increase in influence? In  
22 other words, do the various minority groups that would  
23 comprise this new District B tend to vote in the same  
24 way, for the same kinds of candidates, or would that  
25 vote essentially be split?

1                   COUCILMEMBER WILLIAMS: Very good  
2 question. I can't answer that one technically. Maybe  
3 someone else might. I certainly can say to you that the  
4 issues that are most common in local government, for  
5 instance housing, affordable housing, urban renewal,  
6 in-fill housing, all affect the community of interest  
7 here, would affect minority voters or support from  
8 voters that have a tendency to vote the same way. How  
9 do I know that? We work very closely with a number of  
10 agencies doing affordable housing in all areas, and in  
11 some cases extend into Glendale and east into Mesa.

12                   But the reality of what we think we have  
13 achieved in this central core community is that we now  
14 have the ability to have a Rio Salado, the airport,  
15 other things supported by more than one candidate. In  
16 doing so, whether that individual is voting for someone  
17 that supports the Rio Salado development D, Rio Salado  
18 development D, it is the same level of commonalty. The  
19 level of disenfranchisement is minimal if you really do  
20 get further than what you see on the surface.

21                   MS. HAUSER: Thank you.

22                   CHAIRMAN LYNN: Mr. Huntwork.

23                   COMMISSIONER HUNTWORK: Mr. Williams, I  
24 was asking how it affects the adjoining districts. You  
25 really focused primarily on District D.

1                   COUCILMEMBER WILLIAMS: D, G, and E for a  
2 moment.

3                   COMMISSIONER HUNTWORK: Hold on a moment.  
4 What you've done is cut-off Ahwatukee and cut-off a  
5 significant amount of western Mesa and it looks like  
6 parts of Chandler, perhaps, even from the bottom part of  
7 that district. My guess, just looking at it, is it's  
8 somewhere in the area of 100,000 plus people that have  
9 been separated from --

10                  COUCILMEMBER WILLIAMS: Let me see if  
11 Representative Coleman -- we have a color map, see if F  
12 still includes those communities.

13                  COMMISSIONER MINKOFF: Is it a map of the  
14 entire state including this district?

15                  COUCILMEMBER WILLIAMS: Yes, both of  
16 those.

17                  COMMISSIONER HUNTWORK: Let me say again,  
18 F currently does not include the areas just described.  
19 They have to come from the west in order to pick it up.  
20 F, to pick up 100,000 people on the west, means you have  
21 to give up 100,000 people on the east.

22                  COUCILMEMBER WILLIAMS: Uh-huh.

23                  COMMISSIONER HUNTWORK: What east of F,  
24 District C is a rural district that currently is evenly  
25 balanced and competitive.

1 COUCILMEMBER WILLIAMS: Uh-huh.

2 COMMISSIONER HUNTWORK: Obviously I don't  
3 think your intent, or the intent of this group, is to  
4 simply switch one competitive district for another  
5 district. The only other safety valve, only other  
6 safety valve is G, a majority-minority district, where  
7 100,000 voters from the East Valley also, I think, would  
8 not fit very comfortably.

9 COUCILMEMBER WILLIAMS: I understand.

10 COMMISSIONER HUNTWORK: Do you have  
11 specific information?

12 COUCILMEMBER WILLIAMS: I was raised to  
13 prefer Bs over Fs, to avoid them with all due diligence.  
14 So it is probably the natural time for me to turn this  
15 over to the person who probably has the most technical  
16 information, the guru we have to assist us who can give  
17 you exactly the impression of what F, A, some of the  
18 other districts look like. We have a disk that can be  
19 placed into the computer, as some of the others have,  
20 and --

21 Paul, do you have a --

22 CHAIRMAN LYNN: I don't know whether the  
23 gentleman filled out speaker slip.

24 MR. HEGARTY: I'm up next.

25 COUCILMEMBER WILLIAMS: He's the man.

1 He's the man.

2 MR. HEGARTY: I came out. You invited me  
3 to come out.

4 CHAIRMAN LYNN: I have one more question  
5 before we turn it over to Mr. Hegarty.

6 One more question. In talking competitive  
7 districts, to paraphrase, if I paraphrased incorrectly,  
8 correct me. One of the attributes of the districts  
9 drawn, in addition to those previously stated, was that  
10 the number of non-Republican and non-Democratic voters,  
11 Independents, third-party voters, is sufficiently large  
12 to cover the spread between the two parties and would,  
13 therefore, enhance the competitiveness of the district?  
14 That is to say there is significant influence in an  
15 election, even if they didn't have a candidate, their  
16 numbers in a district influence the outcome of the vote?

17 COUNCILMAN WILLIAMS: Correct.

18 CHAIRMAN LYNN: Did I paraphrase  
19 correctly?

20 May I then take it as part of your  
21 definition of competitiveness, in any case, where other  
22 than a majority of party voters exist in numbers greater  
23 than the spread between the two parties, by definition  
24 we'd have a more competitive district?

25 COUCILMEMBER WILLIAMS: I certainly

1 believe that that is one of the defining attributes of a  
2 competitive district. For instance, I believe that  
3 District A may have the largest percentage of  
4 non-Republicans and Democrats, I think 19 percent, based  
5 on what we've done. Not sure which one has 14 percent.  
6 Just as B now, B, we've shown you, there is an increase  
7 of minority participation by 22 percent Friday. Having  
8 a balance along the lines of all eight districts, saying  
9 less than five percent difference from districts at the  
10 low end of non-Republicans and Democrats is too high,  
11 even Republicans and Democrats say there is the  
12 opportunity for otherwise noninfluential registered  
13 voters to truly have an opportunity to influence  
14 positively does not allow a candidate to disregard the  
15 non-Republican or Democratic voters in those districts.  
16 And I think that that is something that has not been  
17 raised as far as information I'm familiar with, the  
18 number of meetings I've attended.

19 We think just as we want to balance  
20 minority population in more than just two districts,  
21 what we have here today is something I think very, very  
22 worthwhile to continue to pursue, having a balance of  
23 non-Republicans and Democrats which also creates the  
24 same kind of fairness which comes down to voting one day  
25 to get the best candidates elected.

1 CHAIRMAN LYNN: Thanks, Mr. Williams.

2 Mr. Hegarty followed by John Keck.

3 Paul Hegarty.

4 MR. HEGARTY: If you all can see that.

5 CHAIRMAN LYNN: Stand up.

6 MR. HEGARTY: Paul Hegarty,

7 H E G A R T Y .

8 I'm here on behalf of the Arizona

9 Democratic party. I'm here today from a downtown  
10 demographic district, have been very involved since the  
11 meetings have just began. I'm trying to provide you the  
12 public input you've been seeking.

13 As you know, the Democratic Party is a  
14 diverse party that truly represents the new maps that  
15 come out here. On that note, it's pretty simple that  
16 one of the goals we're trying to follow, obviously, in  
17 light of Proposition 106 is the current law. We want to  
18 make sure there is an increase in the number of  
19 majority-minority districts. That's a way to distribute  
20 the influx in population Arizona.

21 Communities of interest, city outreach is  
22 possible. The best example is on the Native American  
23 Reservations. Most importantly, we provide, do provide  
24 a statewide map.

25 We understand there is much discussion by

1 the Commission and others on competition as the last  
2 criteria that cannot be considered until all other  
3 factors are taken care of first. I have to disagree  
4 with that. As law states, it says the competition issue  
5 should be considered if there is no significant  
6 detriment to the other factors.

7                   As you know, we did submit both maps,  
8 Congressionally and Legislatively, during the first  
9 stage of the public hearing process that demonstrated  
10 you can abide by all other factors of 106 and still  
11 provide the competition issue, factor, that is used on  
12 the maps. One chart shows the competition issue,  
13 compared '92 maps, the recent proposal, and then to  
14 ours. It demonstrated we're actually able to increase  
15 the number of competitive districts in both maps and  
16 still abide by other factors.

17                   On that note, we're happy to see this  
18 composition. You did come up, provide a map, and it was  
19 in line with what we've been talking about for a while.

20                   We're pretty disgusted with the largest  
21 district, the largest county in Arizona, five districts  
22 in it, and there are no competitive districts  
23 whatsoever. All five districts are pretty much  
24 bulletproof.

25                   We felt another way for actually people in

1 Maricopa to have a decision and actually be  
2 representative which would lead to so much better  
3 elections, to better representation, sometimes an  
4 incumbent is very safe, they stay to themselves and  
5 ignore issues of other constituents.

6 We did meet earlier this week. As you  
7 know, you do have some computers that allow better data  
8 information to look into these maps.

9 Mark talked to us about what he wanted on  
10 the Downtown B District, to incorporate it, show what  
11 the effect of B was on the rest of the state. There is  
12 very minimal effect. I'll try put on here.

13 It's not too bright, I guess.

14 A VOICE: Need to focus it.

15 SPEAKER: There you go.

16 MR. HEGARTY: This gives an idea. The  
17 biggest effect of this district, District D, even that  
18 is somewhat minimal.

19 Notice current D does take away part of  
20 that, that downtown area, which is roughly up to  
21 Camelback Road down to I-17, or actually I-10, in order  
22 to make up that, and moved D a little northwest to  
23 include the cities of El Mirage and Surprise, as well as  
24 just further into the northern area there.

25 We kept within just to 300 people as far

1 deviation. I realize that's a little over. It gives an  
2 idea what to look for.

3 One of the things very good about the map  
4 is it keeps all of Tempe together, includes that with  
5 what, pretty much the old downtown Scottsdale.

6 I believe the maps used the Loop and  
7 Camelback Road, the initial lines of 1992 to, I believe,  
8 the current lines in Scottsdale.

9 I grew up in North Scottsdale. I  
10 definitely know everything above that is much different.  
11 Especially with the amazing growth that happened in both  
12 areas, parts of north Scottsdale are growing more and  
13 more, larger houses.

14 The southern part, there is more  
15 redevelopment, either shops or condos, much more city  
16 style living as opposed to suburbs. If you plug in the  
17 dimension of registration performance numbers,  
18 registration of District B, 36 percent Democrat, 41  
19 percent Republican, it falls right within the five  
20 percent registration difference.

21 If you also then go and use a performance  
22 compilation of previous statewide elections, it actually  
23 comes out to be around a four point difference,  
24 Democrats and Republicans, 48 actual vote, depending on  
25 who the candidate was, the true definition of

1 competitive.

2                   On a similar note, how it affects the  
3 other districts, D still maintains a majority minority  
4 status. It would decrease the 70 percent minority to 65  
5 percent. We are still very well above what the Voting  
6 Rights Act requires, and we maintain most of the  
7 community together. It still keeps the current  
8 registration performance and D relatively safe.

9                   In order to accommodate the rest of the  
10 map, there are not much facts. I'll show you a larger  
11 map here.

12                   A VOICE: Too long.

13                   MR. HEGARTY: What it does, it expands  
14 districts E, pick up the northern sections that were  
15 taken away from District B, brought down further south.  
16 It does expand to the east.

17                   What that does, it does allow Fort  
18 McDowell, the Salt River Indian communities to be  
19 brought into District E, like they told us they'd like  
20 to have happen.

21                   Also, the only effect on District C, it  
22 takes those communities out of District C but up in the  
23 Mohave region, it takes out Fort Mohave Indian  
24 Reservation, includes that part of District C in the  
25 current District A, helps balance it, roughly 7,300

1 people.

2                   Once again, Fort Mohave Tribe requested  
3 District C. That's a large Native American community.

4                   The effects on District F, it includes all  
5 of Ahwatukee as well as Chandler, keeps it with Mesa,  
6 keeps all the cities together, and represents a good  
7 community of interest there.

8                   Inclusion, like you say, this map is  
9 something we feel really does provide for the  
10 competition the state is looking for, provides for a  
11 statewide map with three competitive districts, two  
12 Democratic Districts, three Republican Districts. We  
13 feel that's what a lot of people are supportive of, are  
14 supportive of Proposition 106, a fair indicator for the  
15 state for next 10 years.

16                   CHAIRMAN LYNN: Ms. Minkoff.

17                   COMMISSIONER MINKOFF: Mr. Hegarty, does  
18 this plan differ from the other earlier proposal?

19                   MR. HEGARTY: Our proposal, we went ahead  
20 with the current map submitted out there.

21                   COMMISSIONER MINKOFF: Right.

22                   MR. HEGARTY: One area, C and D, the  
23 minimal stuff is C.

24                   COMMISSIONER MINKOFF: Do you have extra  
25 copies for us?

1 MR. HEGARTY: I'll get paper copies. We  
2 have it on computer in a Maptitude file.

3 CHAIRMAN LYNN: Commissioner Huntwork.

4 COMMISSIONER HUNTWORK: Mr. Hegarty, as  
5 you've been tagged with statistics, your label, you will  
6 be the man I'll have to zero in on here.

7 What happened to the 100,000 people? Did  
8 they not go with District C?

9 MR. HEGARTY: Part of the people, a  
10 little, went to A. Some of A were taken out and shifted  
11 to D.

12 COMMISSIONER HUNTWORK: Added to F.  
13 People in the bottom, the part of the proposal to D,  
14 were added to F.

15 MR. HEGARTY: Yes.

16 COMMISSIONER HUNTWORK: The district ran  
17 into F.

18 MR. HEGARTY: Yes.

19 COMMISSIONER HUNTWORK: The same people,  
20 A, A had nothing to do with F. What happened to the  
21 100,000 in F?

22 MR. HEGARTY: Yes. Same to C.

23 COMMISSIONER HUNTWORK: C was crafted as a  
24 rural district. Now it comes to the East Valley.

25 MR. HEGARTY: Part of the northern part of

1 that does go -- there is minimal effect.

2 COMMISSIONER HUNTWORK: Can you share the  
3 effectiveness of C?

4 MR. HEGARTY: C stands for the same  
5 numbers. Currently it's this, 50.4.

6 It's a, under the new map, it would go  
7 to --

8 COMMISSIONER HUNTWORK: 50.48 of what?

9 MR. HEGARTY: 50.49, the performance  
10 number, what we expect a Democrat to receive based on  
11 statewide races in the last three terms. It shows  
12 minimal effects.

13 COMMISSIONER HUNTWORK: It doesn't seem,  
14 on the face of it, that doesn't seem right. We all know  
15 most voters in the East Valley are Republican. 100,000  
16 Republican voters in the East Valley should have a  
17 bigger effect.

18 The map, outside boundaries of F, haven't  
19 changed the northern boundary of C, eastern boundary of  
20 C. Southern boundaries of G look the same. Where do  
21 the 100,000 people go?

22 MR. HEGARTY: Part of that, it expanded to  
23 the west.

24 COMMISSIONER HUNTWORK: I'm sorry C --

25 MR. HEGARTY: To go back, the effect on C

1 District, I remember looking at it, and since the  
2 numbers wouldn't change that much, which did surprise me  
3 as well, but I'll get you a better answer on that. I  
4 think bringing in both the Fort Mohave area of 10,000  
5 people total --

6 COMMISSIONER HUNTWORK: 100,000 people are  
7 a very large group very politically --

8 MR. HEGARTY: I'll get you more  
9 information.

10 COMMISSIONER HUNTWORK: The other thing,  
11 where did C lose 100,000 since they picked them up.

12 MR. HEGARTY: E is expanding to the east  
13 from where it currently is. Your E didn't go as far as  
14 ours would.

15 COMMISSIONER HUNTWORK: E has to pick up  
16 the northern part of B as well.

17 I'll wait, see the whole thing as well.

18 This changes every district except H.

19 MR. HEGARTY: It does not touch G or H.  
20 We did do something, but we did not touch those  
21 districts. Once you do that, it really becomes a mess.

22 I'll get back to you on this. I apologize  
23 I don't have the answer.

24 It's actually better than it looks. We do  
25 have the numbers. I'll get back to you with the

1 changes.

2 CHAIRMAN LYNN: Do you have a copy of the  
3 disk for each us?

4 MR. HEGARTY: I can get more for you.

5 CHAIRMAN LYNN: They can make them for us.

6 Thank you, Mr. Hegarty, very much.

7 Next speaker, John Keck. I believe next  
8 after Mr. Keck, B. L. Donaldson.

9 A VOICE: I think Donaldson had to go.  
10 Following Mr. Donaldson.

11 MR. KECK: John Check, K E C K.

12 I'm here to represent myself. If you, the  
13 Commissioners, dig out the map I provided for each of  
14 you, I'll refer to it shortly.

15 I'm sorry many that spoke earlier did not  
16 have an opportunity, were not in my public speaking  
17 class. My professor taught us to be seen, stand up, to  
18 be heard, speak up, most of all, to know when to shut  
19 up.

20 I'm a bit disappointed you did not create  
21 a district for citizens of German descent.

22 I hope you realize I'm being facetious in  
23 that joke. You've been barraged by all sorts of  
24 citizens and special groups. 10 percent of any of the  
25 groups members attend meetings. This means a spokesman

1 only speaks for that small percentage of the group.

2 Proposed District N has a minority  
3 population of 66 percent, and total minority voting  
4 population of 59 percent, this means what used to be a  
5 minority is now a majority, and the ethnic group to  
6 which I've been assigned is in the minority. Let me say  
7 I don't mind this. I've been in the minority before. I  
8 do have a couple of questions. Am I now eligible for  
9 affirmative action in my district? Can I now bring a  
10 class action suit if one of my three legislators is not  
11 of my ethnic group?

12 I guess that's enough of showing how  
13 absurd and ridiculous political correctness is.

14 If you look at the map I provided each of  
15 the Commissioners, I'd ask the general audience to bear  
16 with me. I live on a fixed income and couldn't afford a  
17 copy for each of you.

18 I wish to propose you exchange a small  
19 area between Legislative District I and Legislative  
20 District N which will place District N completely within  
21 Phoenix, not split across Glendale and Phoenix as it is  
22 with that. Also, Legislative District N will now be  
23 split across only two Congressional Districts, B and D,  
24 rather than three, as is now proposed. Legislative  
25 Districts A will still be split across Glendale and

1 Phoenix. Also, it will still be split across two  
2 Congressional Districts as it is now.

3 I propose to exchange area Roman Numeral I  
4 bounded on the north with 47th Avenue and Orangewood,  
5 45th Avenue and Palmaire, and 43rd Avenue, for area  
6 Roman Numeral II, bounded by 31st Avenue, Butler, I-17,  
7 and Northern. These two areas are similar in size,  
8 multiple dwelling units, single family dwelling units,  
9 and commercial area. They did not have single tract  
10 figures to be any more indepth.

11 By the way, does anyone have a logical  
12 explanation for why Legislative District W runs from  
13 Maricopa County, the Yavapai County line, down to the  
14 Cochise County and the Nation of Mexico line?

15 Thank you very much for the time you've  
16 given me.

17 Do you have any questions?

18 CHAIRMAN LYNN: Thank you, Mr. Keck. I  
19 think we can add the population numbers to your map.

20 (Written Statement of B. L. Donaldson:

21 "Chairman and Commission Member,

22 "Thank you very much for volunteering your  
23 services to the state of Arizona to serve on the Arizona  
24 Independent Redistrict Commission. You have undertaken  
25 a seemingly insurmountable task, one which will affect

1 the citizens of this great state for the next 10 years.  
2 You are not going to be able to satisfy everyone, and  
3 looking at your preliminary proposals I am one of those  
4 persons.

5 "The present boundaries of District D  
6 remind me of the leper colonies described in the Bible,  
7 but rather than dealing with lepers you are dealing with  
8 retired people. It is apparent that the members of the  
9 Commission have not taken the time to understand the  
10 broad range of interest that manifest itself in the  
11 retirement communities.

12 "I will propose a change in the district  
13 area to address this flawed thinking, but first I would  
14 like to present some reasons why a change needs to be  
15 made.

16 "With one of the top 100 heart hospitals  
17 in the United States, serves primarily phase one, two,  
18 and four of Sun City and a major area of District H.

19 "Two, The medical clinics in the south  
20 part of Sun City also primarily serve Sun City phase  
21 one, two and four and the area described as District H.

22 "Three, the retail service area also  
23 serves the same general area.

24 "Four, Sun City, home of the volunteers  
25 also primarily serves the same area, volunteering in

1 schools, churches, long-term care facilities and other  
2 social services agencies.

3 "Five, many of the recent home sales in  
4 Sun City, phase one, two and four, have been to  
5 pre-retirement persons still employed in Phoenix, Peoria  
6 and Glendale.

7 "To correct this misunderstanding would  
8 not be difficult and I have already submitted a  
9 compromise plan to accomplish this. To refresh your  
10 memory we would transfer Sun City, south of Bell Road  
11 and west to the alignment with 111th Avenue, then south  
12 to Northern Avenue, leaving the balance of District H as  
13 proposed with the exception of that the portion of  
14 District H north of By-pass 101 would be transferred to  
15 District D.

16 "If my figures are correct, this would  
17 place 171,367 persons in District D and 170,719 in  
18 District H. This would not appreciably change the party  
19 affiliations, nor would it make a major change in the  
20 ethnic representation.

21 "Thank you for the opportunity of speaking  
22 to you and I respectfully request that you consider  
23 making this change.

24 "B.L. Donaldson, 9813 West Casita Court,  
25 Sun City, Arizona 85351.")

1                   CHAIRMAN LYNN: Randall Blecha is the next  
2 speaker.

3                   MR. BLECHA: Good evening.

4                   Randy Blecha, Superintendent of the Fowler  
5 School District, and my partner.

6                   MR. HERNANDEZ: Alex Hernandez, here in  
7 support of the comments.

8                   MR. BLECHA: B L E C H A.

9                   I'm Superintendent of the Fowler  
10 Elementary School District in southwest Phoenix. I want  
11 to speak, take a moment to read a resolution.

12                   I want to read to you on the following  
13 topics, reiterate the concept of community of interest,  
14 speak to a community of interest, the school district.

15                   We believe the school districts are, in  
16 fact, and local governing bodies, should be respected  
17 for that purpose.

18                   The second thing, I think, that perhaps  
19 makes my comments unique, if paying attention to the  
20 first group to ask, please hold onto your chairs, we  
21 would ask you to not make a change.

22                   If I may, please, the resolution in  
23 support of the redistricting plan, specifically District  
24 M:

25                   "Whereas, the Fowler Elementary School

1 District Number 45 has been a part of the Tolleson Union  
2 High School District since the 1920s, and

3 "WHEREAS, we believe that the legislative  
4 districts should not cut across established school  
5 district boundaries thereby placing school districts in  
6 two or more Legislative Districts, and

7 "Whereas, the Fowler Elementary School  
8 District has long associated itself with the "west side"  
9 valley, and

10 "Whereas, the proposed redistricting plan,  
11 particularly District M, includes all of the Fowler  
12 Elementary School District with the Town of Tolleson and  
13 the majority of the Tolleson Union High School District,  
14 and

15 "Whereas, the proposed redistricting plan,  
16 particularly District M, does not divide the Fowler  
17 School District into two separate school districts,

18 "NOW, THEREFORE BE IT RESOLVED that the  
19 undersigned residents, parents, and employees of the  
20 Folwer Elementary School District No. 45 support and  
21 endorse the current proposed redistricting plan,  
22 including District M, as it is presented on the plan  
23 dated August 21st, 2001."

24 There are more than 50 signatures here.  
25 And several folks came here this evening.

1                   Of course, as a school district, many  
2 parents went home to take care of there kids.

3                   I'd like to just acknowledge the couple  
4 that stayed.

5                   Anyone from Fowler that stayed this  
6 evening, a couple, I personally thank them for staying  
7 and appreciate their time.

8                   CHAIRMAN LYNN: Next, Charles Ullman.

9 Next -- Mr. Latham asked to withdraw.

10                   Malcolm Herbert.

11                   Mr. Ullman.

12                   MR. ULLMAN: Chairman Lynn, thank you for  
13 hearing me.

14                   Chuck Ullman.

15                   I'm a senior citizen and resident of Sun  
16 City West.

17                   I encourage the Independent Redistricting  
18 Commission to retain the proposed Legislative District  
19 (D)(1) common interests, needs, and objectives that  
20 seniors need and have at the present time. Any division  
21 of this district reduces the voting power of seniors in  
22 each district and probably disenfranchises 28,000  
23 seniors. Senior residents split off the district as  
24 proposed previously. We must live in this Legislative  
25 District for 10 years. And the growth of seniors in

1 communities is static while the remaining area would  
2 have an expected large growth.

3 Thank you for listening.

4 CHAIRMAN LYNN: Thank you, Mr. Ullman.

5 I want to make sure we're clear. The  
6 previous speaker talked about a compromise of the  
7 current three districts, Sun City, Sun City West, Sun  
8 City Grand into two districts you are speaking against  
9 that in favor of the current D as we proposed it?

10 MR. ULLMAN: Correct.

11 CHAIRMAN LYNN: Mr. Hubert followed by.

12 MR. HUBERT: M A L C O M B, H U B E R T.

13 I'm here as a clear leader for  
14 competition. It's good for business. The proposition,  
15 in my opinion, doesn't call -- competition is necessary  
16 for effective democracy. 60 percent of the people vote,  
17 in the general election, and about 13 percent vote in  
18 the primary election. This 13 percent is largely made  
19 up of the far right and far left. To win the election,  
20 just for argument's sake, I want to say that half are  
21 Republicans, half Democrats. Six-and-a-half percent in  
22 the voting primary are Democrats. Six and a half are  
23 Republicans, essentially. So if, to win an election,  
24 all one has to do in most Arizona districts is win half  
25 of their six and a half percent of registered voters.

1                   It's goofy. We end up with -- if there's  
2 more than one candidate in the primary, say four  
3 candidates in a primary, you win an election with one or  
4 two percent of the registered voters. We end up with  
5 legislators with elected representatives who never have  
6 to pander to the 60 percent. So as a result, they --  
7 this just allows idiot behavior with no consequences,  
8 Legislators calling for dissension from the Union,  
9 Legislators for calling for putting a bounty on wolves  
10 the federal government are attempting to reintroduce,  
11 just goofy; people attempting to pass a resolution for  
12 the sole purpose entirely of competition.

13                   When you go into the booth and there is no  
14 one to vote for, that has a terrible psychological  
15 effect on the voting public. And so I'm just here as a  
16 clear leader for competition with no suggestions how we  
17 do that. I commend you for your civic task and hope you  
18 are able to do that. Thanks.

19                   CHAIRMAN LYNN: Thank you, Mr. Lawson,  
20 very much.

21                   Next speaker, Helen Murphy, if Ms. Murphy  
22 is still here.

23                   How about Margorie Mead?

24                   MS. HAUSER: Mr. Chairman.

25                   (Discussion off the record.)

1                   CHAIRMAN LYNN: Hang on, Ms. Mead.

2                   Helen Madrid? Then also Ms. Murphy.

3                   MS. HAUSER: In either case, I believe  
4 she's no longer present at the meeting.

5                   CHAIRMAN LYNN: Marjorie Mead then  
6 Councilwoman Greiss or Greiss from Youngtown.

7                   MS. MEAD: Marjorie Mead.

8                   Thank you for the opportunity to address  
9 the Commission, and I also want to thank the Commission  
10 for your time, effort, and the hard work that has gone  
11 into the maps. It's many hours of your time, and we all  
12 appreciate it.

13                   I'm a member of the League of Women  
14 Voters, which is instrumental in the creation of the  
15 fair districts, the Fair Elections Initiative. And I  
16 met Mr. Lynn at our convention when you addressed us and  
17 I introduced myself to you at the time.

18                   I served on the Committee for Fair  
19 Districts Elections Committee. I served as secretary.  
20 Most significant, I and most league members anticipated  
21 in the creation of the Fair Districts Elections  
22 Initiative. There was a greater number of competitive  
23 districts. This is because the central goal of the  
24 mission of the league has long been to encourage full  
25 citizen participation in the electoral process.

1                   Competitive districts are more apartment  
2 to encourage candidates in representing more than one  
3 electoral party to compete for candidates in those  
4 districts thus allowing voters more choice at the polls.  
5 The League members getting signatures for Pete were most  
6 persuasive for establishment of an increased number of  
7 competitive districts because people were more apt to  
8 vote when they know their will be candidates  
9 representing different political points of view and  
10 different issues, positions on issues.

11                   The League -- in helping to write the  
12 initiative, we were insured one of the six goals of this  
13 initiative was the favoring of competitive districts. I  
14 ask you to please help the League with a hundred percent  
15 competition by having eager, involved voters working  
16 toward a greater number of truly competitive districts.  
17 Thank you.

18                   CHAIRMAN LYNN: Thank you, Ms. Mead.

19                   (Applause.)

20                   CHAIRMAN LYNN: Is Councilman Greiss or  
21 Greiss still with us?

22                   How about Verle Naber?

23                   A VOICE: Mr. Chairman, Mr. Naber asked to  
24 withdraw.

25                   CHAIRMAN LYNN: Thank you very much.

1                   Todd Lawson?

2                   Charles Hill?

3                   I'm sorry, Mr. Lawson?

4                   MR. LAWSON: Yes.

5                   Thank you, Mr. Lynn, Chairman Lynn,  
6 Members of the committee.

7                   My name is Todd Lawson. I speak for the  
8 Young Democrats for Maricopa County.

9                   I'm speaking as somebody that circulated  
10 petitions for this initiative that is charged with  
11 protecting and putting this into practice, a very  
12 difficult task. I appreciate the hard work, however, as  
13 we've seen here tonight, we need look no further than  
14 this room to realize the definition communities of  
15 interest is a double edged sword. We've seen minority  
16 groups, one group claiming it is meaning something else,  
17 another group claiming something else. Minority groups  
18 are asking something else.

19                   Look at competitiveness.

20                   You are charged by the Voting Rights Act  
21 to look at communities of interest, racial divides,  
22 things like that, so you do not violate the Voting  
23 Rights Act. The intent of the act produced at this  
24 Commission was to produce competitive districts.  
25 However, districts as drawn create senseless divides.

1                   In every Tucson Legislative District,  
2 there is more than a 13 percent advantage for one party,  
3 that's six districts. Congressional Districts created  
4 more than 16 percent registration between parties.

5                   Central Phoenix is strangely divided  
6 creating what I prefer to call rather bulletproof  
7 district fortress districts that really protect no one  
8 in communities of interest.

9                   People participate, turn out competitive  
10 elections and produce a responsive, better government  
11 for people.

12                   To create a single concentrated district  
13 for a community of interest, I may ask with such  
14 community of interest, you've only ended up stifling  
15 another community of interest. It's not to  
16 disenfranchise the voters' aim to protect permitting  
17 communities of interest which will create more problems  
18 than we aim to solve by recognizing those interests  
19 here.

20                   If you look more towards producing  
21 competitive interests, minorities have a shot to be  
22 swing districts or a percentage of. That is more than  
23 just a token, like the districts presented by the  
24 Arizona Democratic Party to serve the communities of  
25 interest and serve interests created by the district you

1 serve.

2 CHAIRMAN LYNN: Thank you, Mr. Lawson.

3 Next is Elaine Scruggs, Mayor of the City  
4 of Glendale.

5 You are here representing the Mayor?

6 COUNCILPERSON RIVERA: Yes, sir.

7 CHAIRMAN LYNN: You don't look like the  
8 Mayor.

9 COUNCILPERSON RIVERA: Just bad light.

10 CHAIRMAN LYNN: It's late, but --

11 COUNCILPERSON RIVERA: She's much better  
12 looking.

13 Mine was shorter.

14 I'll put mine aside. The Mayor had to  
15 leave, asked me to read her comments.

16 If I may, please.

17 CHAIRMAN LYNN: If lengthy, we'd just as  
18 soon have them in the record. We get a verbatim  
19 statement from the reporter, read every statement.

20 COUNCILPERSON RIVERA: In deference to  
21 her --

22 CHAIRMAN LYNN: They can be made part of  
23 the record. You can read them or submit them, your  
24 choice.

25 COUNCILPERSON RIVERA: I think I'd read

1 them.

2 CHAIRMAN LYNN: State your name.

3 COUNCILPERSON RIVERA: Manny Martinez,  
4 Councilmember, Cholla District, northern part of city.

5 Mr. Chairman, members of the committee, I  
6 would like to thank you for returning to Glendale for a  
7 second Redistricting Commission meeting. On behalf of  
8 the Glendale Council, I would like to make a few  
9 comments regarding the latest Legislative maps released  
10 August 16th and 17th.

11 As was stated previously, we believe  
12 Glendale has three distinct separate communities of  
13 interest: Far West Glendale, which is more rural in  
14 nature; Old Town Glendale, with its strong ties to the  
15 Hispanic community; and the area near south of Glendale  
16 and central/north Glendale with its ties to the  
17 Metropolitan Phoenix area.

18 I would like to thank you for the fact  
19 that the proposed state Legislative District map better  
20 aligns Glendale's communities of interest than the  
21 current district structure, however, there are still a  
22 few concerns I'd like placed on the record. The current  
23 map does an excellent job of maintaining the central  
24 north Glendale community together in District H. And  
25 while we share this district with citizens of Peoria, we

1 believe this area encompasses like interests. We  
2 strongly respect the commission make no changes to  
3 District H. In regards to our other two communities of  
4 interest, the current map continues to divide these  
5 groups. Old Town Glendale continues to be represented  
6 by several districts, specifically N, M, and L. We  
7 believe additional efforts should be taken to better  
8 unify this community. Finally, our third community of  
9 interest, Far West Glendale, is represented by Districts  
10 L and M. Again, we would like to see the Commission  
11 make every effort to unify this community.

12                   Regarding Congressional Districts, I would  
13 now like to share Glendale's concerns with the current  
14 Congressional district maps. After review of the latest  
15 maps, it is our strong preference that the earlier  
16 version dated August 8 by National Demographics be  
17 adopted. We believe that the new congressional district  
18 in which Glendale lies, Glendale District A, fails to  
19 meet the criteria or intent of the initiative approved  
20 by the voters. To quote the initiative directly, it  
21 states that "Districts shall be geographically compact  
22 and contiguous to the extent practicable; and districts  
23 shall respect communities of interest to the extent  
24 practicable."

25                   The current district disenfranchises the

1 Glendale community and its residents. District A, not  
2 only encompasses the entire Western Maricopa County, it  
3 stretches as far as Lake Havasu City and Parker. We  
4 believe this action inadequately responds to the diverse  
5 communities of interest not only within Glendale, but  
6 also within these other 19 plus communities. Therefore,  
7 we strongly urge you to adopt a congressional plan which  
8 respects these differing communities of interest and  
9 provides Glendale, and the West Valley, with adequate  
10 representation.

11 I understand that you will hear a lot of  
12 comments this evening. Therefore, I would like to  
13 reiterate that we strongly oppose dividing our  
14 communities of interest. It is my understanding that  
15 some changes to the current map will be necessary. I  
16 would again like to reiterate our desire that no  
17 additional changes be made to Legislative District H,  
18 and that representation for central and western  
19 Glendale, be revised to better maintain our communities  
20 of interest. However, if the Commission believes it is  
21 necessary to revise this district, we would again  
22 welcome the opportunity to provide our comments on those  
23 revisions.

24 Again, thank you for considering our input  
25 on this matter.

1                   CHAIRMAN LYNN: Thank you Councilmember  
2 Martinez. Appreciate that. We will make that part of  
3 the record as well as your comments, if you would like  
4 us to incorporate those. We can take yours as well.

5                   (Written submittal by Councilmember Manny  
6 Martinez:

7                   "Chairman Lynn and Members of the  
8 Commission:

9                   "For the record my name is Manny Martinez,  
10 and I am the Glendale Councilmember representing the  
11 Cholla District, the most northern area of Glendale.

12                  "Before I begin my comments I would like  
13 to once again thank the Commission for all their efforts  
14 to establish Congressional and Legislative districts  
15 that best represent the needs of Arizona.

16                  "I last presented to you at the June  
17 meeting in Glendale and I would like to share my  
18 comments base on the current drafts.

19                  "We appreciate your efforts to try to  
20 unify the communities of interest in Glendale. Glendale  
21 does in fact have three distinct communities of  
22 interest: Far West Glendale, which is more rural in  
23 nature; Old Town Glendale, with its strong ties to the  
24 Hispanic community; and the area of South Glendale and  
25 Central/North Glendale with its ties to the metropolitan

1 Phoenix area.

2 "I stated to you at the meeting in June  
3 that it was our request to reduce the number of  
4 legislative districts that divide our community. We  
5 support your efforts to try to identify a district to  
6 represent a majority of Glendale.

7 "We also appreciate the fact that you have  
8 better aligned us with communities with whom we have an  
9 alliance. It is our hope that the new districts would  
10 have the same legislative issues that we do. I realize  
11 that the maps are a work in progress. It is my hope  
12 that you not modify the current draft of legislative  
13 district H which represents my district.

14 "I would also like to repeat what I stated  
15 at the June meeting. It is my hope that you will, one,  
16 unify all communities of interest to include city  
17 boundaries, neighborhood associations, and minority  
18 demographics.

19 "I do not think the proposed Congressional  
20 District best represents the needs of Glendale citizens.  
21 The map has linked us with many communities throughout  
22 the state that have little in common with Glendale. I  
23 like Glendale's current Congressional district  
24 configuration much better than what your map proposes.

25 "Glendale has a community of interest with

1 the area South of Glendale.

2 "Sections of District N, M, L could be  
3 zoned together as in the original map that the  
4 consultants did.

5 "Thank you."

6 CHAIRMAN LYNN: Next one, Caleb Soptelean,  
7 followed by George Powers.

8 Is Mr. Powers still with us?

9 MR. SOPTELEAN: Thank you, Mr. Chairman.

10 State Legislative candidate in District  
11 One, it currently consists of Yavapai County in the  
12 severe extreme, a nasty dog leg over in Havasu and  
13 Bullhead. I can say it makes no sense in the current  
14 scheme of things to have part of Yavapai County,  
15 Prescott, namely the sprawling leg that goes over  
16 Bullhead, Havasu, and Bullhead once again. In order to  
17 drive that, you have to leave your district. Trust me,  
18 I've done it.

19 My campaign is actively involved in fair  
20 districts, fair elections. We were out collecting  
21 signatures for this, strongly supported it. Initiatives  
22 made the ballot. This one, I was most strongly in favor  
23 of as a conservative Republican.

24 Item C on the goals, districts be  
25 geographically compact and contiguous to the extent

1 practicable. I know when you went up in Prescott, they  
2 were hard and heavy on the issue. And I live Black  
3 Canyon City. It wasn't easy to come to this meeting.  
4 I'm here.

5                   Correct me if I'm wrong. Yavapai County  
6 currently exists of 171,000 people, about what you're  
7 shooting for. Simple arithmetic, a geographic and  
8 contiguousness district, all Yavapai County should be  
9 one Legislative District. If you must rip off any  
10 portion, only a portion of Sedona, Sedona, split a  
11 portion of Yavapai County with a portion of Coconino.  
12 What I understand the people of Sedona said is they look  
13 more toward Flag anyway. Maybe that's something you  
14 might want to consider.

15                   I previously lived in the Wickenburg area,  
16 Wickenburg and Yarnell for 40 years. There is a move  
17 afoot in Wickenburg of annexing with Yavapai. If you  
18 chop off Sedona, you might consider putting Wickenburg  
19 in with Yavapai County.

20                   I'm echoing comments read for Mayor  
21 Scruggs on Congressional District A. Off the cuff, I'd  
22 say the way the dog leg goes up, pulls in the Hopis is  
23 grotesque, to put it mildly, and does not meet the  
24 geographical compactness tests. I don't know what  
25 somebody was smoking when they did that. Be that as it

1 may --

2                   Finally, I would say that probably if you  
3 put Kingman with Havasu and Bullhead City in the  
4 Legislative Districts, that's pretty much it.

5                   CHAIRMAN LYNN: Next slip, George Powers.  
6 Is George Powers with us?

7                   Liz Farley.

8                   MS. FARLEY: Good evening or good morning.  
9 There are not very many people left. I'd like to speak  
10 on behalf myself as a resident of Glendale, also as a  
11 Congressional candidate speaking this time as a regular  
12 old resident that voted for this proposition.

13                   I'm concerned that Congressional District  
14 A, as the districts we heard, I do not like the way it's  
15 split off. I understand you are having previous  
16 meetings and there is a need to include the Hopi in that  
17 area.

18                   As the dog leg continues up through seven  
19 counties, it does not seem to be necessary.

20                   I suggest at this time remove Coconino,  
21 Gila, and La Paz County from here and expand the area up  
22 into Yavapai. And that looks to be approximately the  
23 right amount of geographic area, approximately the  
24 correct population, without that data, additionally,  
25 help make the district more compact and more contiguous.

1 Help keep the communities of interest together and  
2 reduce the split.

3 At this time the current configuration  
4 splits across 11 Legislative Districts. It does not  
5 appear very compact at all.

6 On the topic of Legislative Districts,  
7 once again, as a resident of Glendale, you split  
8 Glendale into multiple pieces. I agree with portions of  
9 what Mayor Scruggs said. I do agree H does need to be  
10 modified, H needs to be modified to pick up the bottom  
11 piece of I, the lower piece Glendale. I further believe  
12 you need to work the piece below that, which I think was  
13 L, and pick up the entire lower piece of Glendale in  
14 order to accommodate restrictions on population.

15 My suggestion is to take the line above  
16 Union Hills, currently known as the Arrowhead Ranch  
17 area, move it over to I, approximately the same amount  
18 of population. I believe those areas, the Arrowhead  
19 area is more in line with the North Phoenix area, and  
20 then the bulk of Glendale's interests are together.

21 I had several other Glendale residents  
22 that agreed with this proposition. They had to go  
23 because of time.

24 Thank you for allowing me to address you.

25 CHAIRMAN LYNN: Thank you, Ms. Farley.

1                   Let's take a five-minute break, resume at  
2 five after 10:00.

3                   CHAIRMAN LYNN: Ladies and gentlemen, we  
4 have 10 more speakers based on the list I have. I'll go  
5 through the list at the very end.

6                   Next speaker, Bill Feldmeier.

7                   Mr. Feldmeier, who I thought said he was  
8 here.

9                   MR. FELDMEIER: I'm here.

10                  CHAIRMAN LYNN: Mr. Feldmeier followed by  
11 Dr. Marsha Presley.

12                  MR. FELDMEIER: Thank you, Mr. Chairman.  
13 I appreciate this opportunity.

14                  F E L D M E I E R .

15                  I'm here to visit with you this evening  
16 about the current draft Congressional District A map.  
17 That was part of the packet this evening that I've seen  
18 in the newspaper most recently.

19                  Before I begin to visit with you, share  
20 with you, I'm a contractor of Arizona, and landlord, and  
21 I was a Yavapai County Supervisor for almost 11 years  
22 and retired, resigned from that, if you will, almost two  
23 years ago and took a position in Governor Hall's office  
24 as her representative for Northern Arizona.

25                  I want to make it clear that, for those of

1 you here and the record, I'm not here in that capacity,  
2 meaning for Governor Hall. I'm here to speak on some  
3 observations I have and learned as a County Supervisor  
4 and in the two years I've been her representative in  
5 Northern Arizona.

6 I came here from Yavapai County this  
7 evening and missed both of the last two meetings you had  
8 in the Prescott area. I was out working in the field,  
9 if you will, in my capacity with the Governor's Office.

10 I wanted to share with you some  
11 observations I had, break it down into tow observations.  
12 One, as a first-time county supervisor, more recently in  
13 my time on Governor Hall's staff, as a Supervisor and  
14 business person in Yavapai County I began to recognize  
15 the unique opportunities our region had and how that  
16 region was interconnected.

17 I worked very closely with my counterparts  
18 in the counties of Yavapai, La Paz, Mohave, and  
19 Northwestern Maricopa County on issues that were of  
20 really great concern and common interest to us, and I  
21 began to recognize in a short period of time issues in  
22 the counties, particularly the northwestern part  
23 Maricopa County, had very much in common.

24 Some issues I want to share with you  
25 briefly, water, water quality, recreation, the CaniMex

1 corridor, landfills, air quality, and, almost more  
2 importantly than all of them, a very high growth rate.

3 I also want to add to them, the territory  
4 is owned, if you will, or overseen by the federal  
5 government, more B.L.M. than there is a Forest Service.  
6 Realistically the issues are urbanalized issues rapidly  
7 growing area in all those I've described. The part two  
8 is my experience as the Governor's representative in the  
9 State of Arizona. I want you to know, too, when I took  
10 that position, I came to that responsibility with the  
11 preconceived notion I would understand what those issues  
12 in the north and northeastern Arizona were, meaning I  
13 thought they were very much the same as issues I just  
14 described. In fact, in some cases they are polls apart,  
15 180 degrees.

16 Of the counties I represent, most are  
17 Coconino, Navajo, Apache, the upper portion of Coconino  
18 County, they were dealing with issues for the most part  
19 foreign to me I have come to learn well over the past  
20 few years. I want to share a couple of those several  
21 issues right now, timber cuts, grazing allotment  
22 cutbacks, increasing elk populations, the loss of jobs,  
23 and the need for growth, Indian nation issues from too  
24 large tribes, Navajos and White Mountain Apaches,  
25 declining populations in several communities impact

1 revenue streams, more recently because of the Census,  
2 and in these areas, there is more Forest Service than  
3 there is B.L.M.

4           The issues were entirely different than  
5 what is occurring on the other side of -- western side  
6 of Arizona. And I began to realize these issues I've  
7 just described are more rural in nature, certainly  
8 different than other issues I just described have gone  
9 through, we're dealing with issues meaning rural, urban,  
10 as relates to this map.

11           This comes to a critical portion, what I  
12 would like to leave you with. We are in Yavapai County  
13 being put into an area where they have significantly  
14 rural issues which are entirely different than the urban  
15 issues we've been dealing with over the last 10 years.  
16 My suggestion to you is that you move us back to western  
17 Arizona and Northwestern Maricopa County, much like the  
18 consultants map originally recognized, and I suggest to  
19 you also that the consultant's map more accurately  
20 reflects the community of interest we have with western  
21 Arizona as opposed to those in northeastern Arizona.

22           I'd also suggest to you that, particularly  
23 hearing the comments delivered by the Councilman related  
24 to the Mayor of Glendale's remarks, they are not pleased  
25 with the way that line is drawn. And the instantaneous

1 thought came to my mind that the shift easily take place  
2 moving Glendale into the arena they are interested in  
3 there by freeing up the population for Yavapai and the  
4 far western part of Coconino County, meaning the  
5 Williams area on up to Grand Canyon the parks area of  
6 the Grand Canyon shifting them over to the west as well.

7 I would hope you certainly consider that,  
8 particularly recognizing Glendale is certainly offering  
9 up to move over to the other side.

10 I must also, in closing, mention to you  
11 while I was listening to the comments earlier, I got a  
12 page and went out and called, a friend of mine sits on  
13 Prescott Valley Town Council. There is no one here from  
14 those communities or the Tri-City community. You met  
15 with them the other night when I was on assignment in  
16 Southern Arizona, it was discussed quite vividly, their  
17 concerns about the Legislative District.

18 Mr. Flannery, Councilman Flannery  
19 mentioned to me this evening, asked me to relate to you  
20 Prescott, Prescott Valley, Chino Valley, Yavapai, a  
21 quarterly session of the Regional Association of  
22 Governments said they slipped by not conversing with you  
23 about the Congressional concerns. And Mike asked me to  
24 convey to you the concern I just now expressed on my own  
25 and said that he has asked me to be a point person on

1 your staff, he's the point person for the local  
2 governments, and described to discuss with your staff  
3 how maps might be adjusted to convey that portion of  
4 Yavapai, if not all of it, back towards Northern  
5 Arizona. With that, if you'd take any suggestion, I'd  
6 offer my new line to your Congressional District A map.

7 CHAIRMAN LYNN: Thank you, Mr. Feldmeier.

8 As the point person, tell Mr. Flannery,  
9 someone from Yavapai County, whatever comments they have  
10 or whatever maps they'll be supplying, or if not maps, a  
11 description of concerns on the Congressional District,  
12 just get those to the Commission office, Redistricting  
13 Office, make sure they get into the process.

14 MR. FELDMEIERS: Okay. Would you also  
15 suggest that they might work with the Mayor of Glendale  
16 to discuss how that possibility work?

17 CHAIRMAN LYNN: That's up to them.

18 MR. FELDMEIERS: Would that assist in  
19 working through that issue with the Commission?

20 CHAIRMAN LYNN: You might certainly infer  
21 from the Commission's comments, when somebody has  
22 mentioned, somebody makes a proposal that is not  
23 supposedly self-contained, asks to come to back other  
24 communities, we've asked if there has been communication  
25 with other communities, if changes in the community take

1 place.

2 MR. FELDMEIERS: I'll convey that to  
3 Councilman Flannery and convey that they carry on.

4 CHAIRMAN LYNN: Thank you very much.

5 Dr. Marsha Presley and following  
6 Dr. Presley, JoMarie McDonald.

7 DR. PRESLEY: Mr. Chairman and Commission,  
8 I appreciate being allowed to speak here.

9 I'm not a member of any coalition or  
10 member of any major party.

11 Marsha, M A R S H A, Presley, just like  
12 Elvis, P R E S L E Y.

13 When I voted in Proposition 106, I  
14 understood voting in favor competitive districts. If  
15 you do not consider competition an issue, nobody wins.  
16 Without competitiveness, people get the message their  
17 vote doesn't count. People stop voting. When people  
18 stop voting, people stop running for office. You don't  
19 get candidates anymore. Without competition and with  
20 voter apathy, they don't have to start and they can do  
21 whatever they want.

22 So I urge you to consider competitiveness  
23 in the second phase.

24 Although not a member of any coalitions  
25 here, I support the Coalition for Fair Redistricting

1 Legislative Districts. And as a citizen of Tempe, I'm  
2 in favor of being included in the Downtown Competitive  
3 District.

4 I am a citizen of Tempe but live south of  
5 Guadalupe and west of Kyrene. The current districts  
6 puts me in District T, removes me from the city, removes  
7 from the University. It's a noncompetitive district,  
8 has completely silenced my vote.

9 I urge you to also maintain the integrity  
10 Tempe in further deliberations.

11 I appreciate the hard work of the  
12 Commission and the imbalance you have. And thank you  
13 for the work.

14 CHAIRMAN LYNN: Thank you.

15 Next speaker, JoMarie McDonald.

16 Ms. McDonald followed by Kevin Clayborn.

17 MS. McDONALD: JoMarie McDonald, and I'm  
18 here representing the Phoenix Community Alliance.

19 The Phoenix Community Alliance has been  
20 serving the Central Phoenix for over 16 years, and it  
21 represents members from the business community, arts,  
22 cultural, educational, a broad spectrum of Central  
23 Phoenix.

24 I'm here as an advocate on behalf of  
25 downtown.

1 M C D O N A L D, J O, M A R I E.

2 Two reasons, one, we feel the downtown  
3 district is competitive, and secondly, and very briefly,  
4 is serving a community of interest that is critical to  
5 the future of the entire community with the broad  
6 spectrum of urban transit, the complexities of brown  
7 fields and blight and crime, we need to have a voice in  
8 Washington. It is critical to our future. And over the  
9 years, it has been drastically underserved.

10 I'm here just to advocate on behalf of the  
11 future this part of our community.

12 Thank you.

13 CHAIRMAN LYNN: Thank you.

14 Kevin Clayborn, next speaker, followed by  
15 Dorothy Schultz.

16 MR. CLAYBORN: Good evening, Chairman  
17 Lynn, Members of the Commission.

18 C L A Y B O R N, Kevin Clayborn.

19 District A and M and L.

20 District A as drawn includes the entire  
21 City of Glendale. And contrary to city leaders, I'm in  
22 favor of that, like the City of Glendale being in one  
23 Congressional District, not being divided into two.

24 City Legislative Districts M and L  
25 currently have the City of Glendale in four districts.

1 We already have heard comments that other citizens would  
2 like to see that reduced. So would I.

3 The southern part of Glendale is divided,  
4 L and M. I would like to see you change the northern  
5 boundary of M to Camelback Road.

6 Citizens, people living north of Camelback  
7 Road are in one school district. People living south  
8 are in another school district. There are differences  
9 in services, so it would just make more logical sense if  
10 you keep the citizens in Glendale in as few districts as  
11 possible. If you give up, if you give up the northern  
12 portion of M, it's about -- L could give up the section  
13 south of Camelback and east of 99th Avenue, the far  
14 western edge of Maryvale, the edge of Phoenix, keep all  
15 the edge of Maryvale in one district, not divide them.  
16 Both areas are roughly six square miles of area. Both  
17 contain roughly the same population.

18 I do not know the statistics: Hispanics,  
19 Democrats, Republicans. We were always taught we were  
20 Americans and voters.

21 Thank you for hearing my comments.

22 CHAIRMAN LYNN: Thank you, Mr. Clayborn.

23 Next speaker, Dorothy Schultz, followed by  
24 Dave Braun.

25 MS. SCHULTZ: Hello.

1                   Again, when I spoke to you at Phoenix  
2 Union, you had not a chance really to look at this in  
3 detail. And welcome to the political world. You can't  
4 please anyone, can you? And I need to say, I have a  
5 great deal of respect for anyone that steps forward and  
6 runs for office and serves in any capacity. You have a  
7 very difficult job.

8                   You've heard from a lot of different  
9 community interest groups. But what we haven't really  
10 heard from very much, I haven't heard specifically  
11 defined, is our largest community interest group, and  
12 that's the voter.

13                   We, as Americans, as a political  
14 scientist, from the sixties to now, I have seen the  
15 respect for our political institutions, the respect for  
16 those we elect, indeed respect for those that step  
17 forward to serve as you have diminished and been  
18 subjected to all sorts of accusations, usually  
19 unfounded. But, the bottom line is when people go to  
20 vote and don't have a choice, or are told the only  
21 choice they have is twiddley dee and twiddley dumm,  
22 that's totally not true, whole not true. Our country  
23 and system have served enough. This system served  
24 enough. Our county depends on you to get competitive  
25 districts.

1                   19 percent, I did some figuring, 19  
2 percent, roughly, a little less, of the voters belong to  
3 no party, Democrat or Republican.

4                   I think it is disgraceful that some party,  
5 parties and candidates, want safe districts for  
6 themselves. It's undemocratic. I have criticized  
7 candidates of own party when they sue parties off the  
8 ballot to prevent having a competitive primary.

9                   Democracy, competitiveness, I respect  
10 government, respect elected officials and those that  
11 serve. It thrives only when you have competition. It  
12 is a tragedy when we get our Timothy McVeys and other  
13 people so disenfranchised, so alienated, they strike out  
14 as terrorists and we have shocking, another shock to  
15 shake us to the core today.

16                   So we need to start looking and retweaking  
17 this. You already listened tonight, you have a hopeless  
18 situation if you try to satisfy everybody. Let's aim at  
19 the biggest community of interest, and that's our  
20 voters.

21                   Try, I looked at some districts, and they  
22 can be tweaked, and all, so you get anywhere from -- let  
23 me just give you percentages of Democrats and  
24 Republicans. My own figures, 19 percent, roughly,  
25 independents, 37 percent Democrats, and 43 percent

1    Republicans.  We shouldn't have any districts with 59  
2    percent.  Every Congressional District in this state  
3    should be competitive.  We have gone 10 years with six  
4    districts that have not been competitive.  And most of  
5    our Legislative Districts haven't even fielded  
6    candidates.  And at that, I want to thank you again for  
7    your service.  I know it's a job that nobody really will  
8    justly appreciate.  I thank you for the service you are  
9    serving.

10                   CHAIRMAN LYNN:  Thank you, Ms. Schultz.

11                   The next speaker is Dave Braun followed by  
12    Meg Burton Cahill.

13                   MR. BRAUN:  David Braun, B R A U N.

14                   I'm speaking for myself.  I've been a  
15    lawyer for 25 years, also served as a judge in the  
16    Maricopa Justice Courts for 12 years in the 1980s and  
17    1990s.

18                   First of all, let me thank the Members of  
19    the Commission for perhaps taking on an impossible task.  
20    I've been an active participant and observer of your  
21    work, complement you on the diligence, energy, patience,  
22    especially considering some of the verbal abuse you've  
23    suffered by the various speakers and information you  
24    have received.

25                   Notwithstanding that, I am somewhat

1 disappointed with the First Draft Legislative Districts,  
2 disappointed for two reasons, the totality of the  
3 districts created, I do not believe that the Commission  
4 results comply with the competitiveness requirement of  
5 Proposition 106. Second, I do not believe that the  
6 ethnic packing that was done by the Commission will ever  
7 comply with the Voting Rights Act, United States  
8 Constitution, or United States Supreme Court  
9 Constitution. For these reasons, I believe the current  
10 proposal is contrary to law and will not, should not  
11 withstand Department of Justice review or both state and  
12 federal challenges which are inevitable.

13 I reference competitiveness, heard  
14 speakers discuss that, so I will summarize basically  
15 what I'm about to say. I heard some Commissioners make  
16 a public statement about minimizing competitiveness as a  
17 requirement of Proposition 106.

18 I do not believe there is the slightest  
19 evidence, however, to indicate that the six goals listed  
20 in the amendment were to be weighted less or considered  
21 in decreasing order of importance.

22 According to authors of the proposition,  
23 the specific language, goal of F, you do not mean  
24 competitive districts are not important, rather it's  
25 meant simply that it's virtually impossible to create a

1 competitive district without making growth an outrageous  
2 deviation from other goals than that district did not  
3 need to consider or be competitive.

4                   Everyone involved in the political  
5 process, from the very beginning, new certain  
6 boundaries, city lines, would have to be cut in new  
7 lines. Not all eight Congressional Districts could be  
8 compact with Arizona disbursed throughout as large a  
9 geographical entity as our state. And the language of  
10 the amendment itself states the five, six goals limited  
11 only by the phrase "to the extent practicable," unquote.  
12 So you have been given some discretion on how to achieve  
13 the policy goals of Proposition 106.

14                   Please review what the proposition action  
15 states, the official title placed at the very top of the  
16 proposition being circulated for voter signatures. The  
17 written election ballot states "The Amendment is  
18 creating an Independent Commission to oversee a mapping  
19 for Fair Independent Congressional Legislative  
20 Districts," unquote. That is the only substantive  
21 description given to the voters as to exactly what they  
22 were voting on. In fact, almost all authors presented  
23 four arguments in the November 2000 voters' pamphlets,  
24 pamphlet, argued for the proposition the electoral  
25 process would benefit genuine political competition.

1 For instance, just consider the arguments of the former  
2 Attorney General of the State, Grant Woods, certainly an  
3 able attorney, who wrote, in part, "For too long both  
4 parties created Legislative Congressional Districts to  
5 protect their incumbents. Such gerrymandering will not  
6 make real political competition and short-changes all of  
7 us." And he continues, "By transferring the  
8 redistricting responsibility from self-interests of  
9 politicians, to independent citizens, it will create  
10 balance, better districts, better elections, generate  
11 more competition, more accountability, and better  
12 government for all Arizonians."

13 While we all know you will not be able to  
14 create eight Congressional, 30 Legislative Districts  
15 that are competitive, you should create as many as  
16 possible.

17 For instance, I suggest you create four  
18 competitive Congressional Districts consciously moving  
19 dividable communities of interest that tend to be  
20 heavily Democratic or Republican in any way into the  
21 other Legislative or other Congressional Districts, if  
22 that makes those four Congressional Districts actually  
23 less competitive, those results are both appropriate and  
24 legal. It is better four out of eight districts be  
25 competitive rather than one or two out of eight. And

1 similarly, at least 10 of 30 Legislative Districts could  
2 conform to this policy. Again, it's better 10  
3 Legislative Districts remain competitive, even if the  
4 other 20 are not as theoretically competitive. Going  
5 from 15 percent one party 17, 18, 20 percent one party,  
6 really doesn't change reality. Rather, the current  
7 system, current map, creates three or four legitimately  
8 competitive districts.

9                   Regarding the second issue, in reference  
10 to racial packing, that is a real disappointment. I  
11 believe that the Commission in its endeavors to satisfy  
12 the Voting Rights Act perhaps has gone overboard for and  
13 in fact in an effort to abide, or rather fell into the  
14 trap of racial profiles.

15                   While the Supreme Court approved partisan  
16 gerrymandering as a practice, it does not allow you to  
17 violate the Constitution or the Voting Rights Act.  
18 Racial gerrymandering does. Racial packing, such as  
19 what was done in District D in South Phoenix with a 73.3  
20 minority vote; District G, 61.4 percent minority vote,  
21 does pack so as to diminish the minority influence upon  
22 another Congressional District. And that, in and of  
23 itself, is a violation of the Voting Rights Act.

24                   Packing obviously can be done by  
25 separating a minority among lots of districts so that

1 the minority has no influence in an election. But  
2 packing can also be done by concentrating, packing,  
3 putting as many minorities into a Congressional District  
4 so as to diminish the influence may have, even if they  
5 don't have an overwhelming voting strength in that other  
6 Congressional District. And notwithstanding some of my  
7 friends in the Hispanic community, that is racial  
8 discrimination.

9 I suggest strongly that is unlikely to  
10 survive Department of Justice review or litigation I  
11 shall pursue.

12 By appropriate mapping, you could separate  
13 equal minority influence districts that are 51, 52, 53  
14 percent minority yet conform with other requirements of  
15 Proposition 106, the Voting Rights Act, and the Supreme  
16 Court.

17 Vote so things could also allow you to  
18 make Congressional Districts genuinely competitive and  
19 yet not diminish the minority influence of other  
20 districts, not choose the district victor in an  
21 election.

22 In conclusion, there is time left to do  
23 the job under Proposition 106. It is your obligation to  
24 comply with the law. Turn your computers back on. Turn  
25 on your consultants again. And complete the hard task

1 you were assigned to bring the partisan component to  
2 many political districts and races as possible.

3 I thank you for your attention.

4 CHAIRMAN LYNN: Thank you, Mr. Braun.

5 Meg Burton Cahill followed by Shirley  
6 McAllister.

7 REPRESENTATIVE CAHILL: Meg, M E G,  
8 Burton, B U R T O N, Cahill, C A H I L L.

9 I had originally not planned to speak this  
10 evening. I planned to be in San Francisco at a Transit  
11 Conference and Sustainable Development Conference.  
12 Seeing as we have no flights out, this was my second  
13 choice.

14 I really commend you for what you are  
15 doing and the time you've taken in allowing the number  
16 of people to speak that you have this evening. I know  
17 it's a very tiring evening. I think this is a very  
18 valuable process.

19 I just spoke at the meeting held at Mesa  
20 Community College very early in the summer. I hadn't  
21 intended to speak at that meeting, either. I was the  
22 very first speaker because my good friend put my name in  
23 on the slip and low and behold I was the first person  
24 called.

25 I want to talk about a few things very

1 briefly. One is the idea of a downtown competitive  
2 district. I think that's very important for my part of  
3 Maricopa County. My community of Tempe is in support of  
4 this idea. I know there are a lot transit redevelopment  
5 areas in Phoenix, Scottsdale, Tempe. I'll go ditto,  
6 ditto, ditto with things said by Cody Williams, by  
7 Mr. Ortega from Scottsdale, many other things spoken by  
8 many people that have spoken this evening.

9                   One other point, I got a call today from a  
10 friend that said "I'd love to go to the meeting but I  
11 can't go." She's very physically challenged, said it  
12 would take no less than five hours to get from Tempe to  
13 here. She said, "Since you've not leaving town, I'd  
14 like you to go for me." She's going to send an e-mail,  
15 Christine Coglin.

16                   Speaking on behalf of myself and  
17 Christine, I'd mention or bring up the fact that at the  
18 last meeting at Mesa Community College there was a group  
19 of citizens testifying and talking about how Tempe is  
20 very diverse and there was another group of people who  
21 talked about how North Tempe and South Tempe are two  
22 totally different communities. What Christine wanted me  
23 to relate to you was the effects of or outcome of the  
24 Mayoral race held yesterday. And the Mayor won his  
25 recall with 67.6 percent of the people.

1                   What is interesting is at the last  
2 meeting, at the Mesa Community College, a small fraction  
3 of people were saying something very different about  
4 North-South Tempe. As a Mayor race goes, he did win by  
5 67.6 percent.

6                   There are 19 municipal precincts in Tempe.  
7 Down in precinct 18 at the very near bottom of Tempe,  
8 the Mayor won by 67.21 percent. In one of the most  
9 northern precincts, 70.8 percent. It' a very small --  
10 very small, random mixture of percentages only .2 in  
11 each precinct.

12                   I think this shows that even we though  
13 don't always agree on things, there's a very strong  
14 community of interest in Tempe. And I believe what I've  
15 and heard over the years from Tempe, we'd like to be all  
16 unified.

17                   It seems kind of ironic to me in the  
18 beginning there was a small section of North Tempe that  
19 wanted to be unified with the rest of Tempe. It looks  
20 like at best we're going to be able to get have -- lose  
21 a little of South Tempe. I think it's too bad. It's  
22 very unique to Tempe in the East Valley.

23                   And I'm ready to answer any questions, if  
24 you have any.

25                   I understand you have none.

1                   CHAIRMAN LYNN: Thank you, Ms. Cahill.

2                   REPRESENTATIVE CAHILL: Thank you.

3                   CHAIRMAN LYNN: Shirley McAllister,  
4   S H I R L E Y, M C A L L I S T E R, former president of  
5   the Sun City Democrats and currently secretary of the  
6   Maricopa County Democrats.

7                   I'm here tonight to speak myself. I'd  
8   prefer to have left an hour or two or earlier, but I  
9   couldn't leave without letting you know many of us in  
10   Sun City and Sun City West are opposed to the  
11   proposition presented at the beginning of the evening  
12   that parts of Sun City should be divided out from the  
13   proposal that you have presented for District D.

14                  Mike Dubin was here from Sun City West and  
15   planned to speak. He left. He agrees. Jack Adler,  
16   also from Sun City West, I assume they agreed with Mike.  
17   At least Mike and I talked. I know Mike agrees with me  
18   on that point.

19                  The Sun City -- I live in the area that  
20   they wanted to separate from the rest of Sun City.

21                  Sun City has been part of three separate  
22   districts as long as I've lived there. And I don't like  
23   that arrangement. Sun City is not a large enough  
24   community to be divided into three districts or even  
25   two. It's 40,000 people. It's a stable community,

1 surrounded completely, is not going to be growing.  
2 There is no reason all of Sun City should not be in one  
3 district.

4                   We have a lot of common interests with Sun  
5 City West, Sun City Grand, Youngtown, and numerous  
6 communities located in north Peoria all listed in  
7 District D. And each of these communities have a unique  
8 features, but we do have commonalty of interest. So I  
9 request that you continue with that.

10                   By joining these communities in one  
11 district we may have better representation, even though  
12 we have fewer people representing us, than we've had in  
13 the past, because the representation we've had  
14 previously has not been responsive to many in our  
15 community.

16                   We do not have public forums. People who  
17 represent us do not make any effort to contact people  
18 other than of their own party. I hope if we had one  
19 representative or one district, then they would be more  
20 responsive to us.

21                   I have confidence seniors throughout the  
22 rest of the state would be persuasive in generating good  
23 legislation for seniors.

24                   I appreciate the work you're doing for the  
25 Commission and I'll end my remarks there.

1                   If there are any questions, I'm happy to  
2 respond.

3                   CHAIRMAN LYNN: Thank you, Ms. McAllister,  
4 very much.

5                   (Applause.)

6                   CHAIRMAN LYNN: Thank you very much.

7                   John Mills.

8                   John Mills speaks.

9                   MR. MILLS: John Mills, M I L L S.

10                  I have lived in the Arcadia area and would  
11 like to rise in strong opposition to the plan presented  
12 by some people tonight regarding the new Congressional  
13 Districting plan. I believe the Democratic party  
14 presented this plan. This plan completely eviscerates  
15 the Arcadia area, cuts us into several different pieces.  
16 I think that is completely wrong.

17                  From just looking at the map, at least my  
18 little portion of it, District C, it seems you  
19 sacrificed a community of interest on the alter of  
20 competitiveness. And this sacrifice is completely  
21 unwarranted given the wording of Proposition 106.

22                  Any time that you are developing  
23 legislation and have multiple competing interests in  
24 different items in this legislation, the most important  
25 is listed first and least important is listed last. If

1 any other, unless there is some specific keynote which  
2 denotes the priority of these things, you have to take  
3 them in order of importance from first to last;  
4 otherwise how could you possibly balance the different  
5 communities of -- different competing interests.

6                   So the reason that competitiveness was put  
7 last was because you must fulfill the rights of the  
8 minorities, the Voting Rights Act, and that is paramount  
9 in legislation, because that is federal legislation.  
10 Whatever we put in the State Constitution makes no  
11 difference if it goes against federal law, so Voting  
12 Rights Act and then communities of interest. That has  
13 to be the most important.

14                   Most people that spoke tonight have said  
15 my community of interest is this, and my community of  
16 interest is that. These communities of interest are the  
17 ones most important. Competitiveness is such a small  
18 portion of this.

19                   Take the East Valley. Everything from  
20 Country Club Road to the county line, there is five --  
21 enough people put five Legislative Districts there. How  
22 on earth do you make that competitive? There is no way  
23 to make that competitive. It's enough for a full  
24 Congressional District. Here again, how do you make  
25 that competitive? It's impossible unless you try to do

1 these unnatural arms and legs, pulling in different  
2 communities.

3 North Scottsdale, how do you make that  
4 competitive? It's next to impossible.

5 South Phoenix, how do you make it  
6 competitive? That's impossible. I could go on for 20  
7 minutes on that, but I promise I won't.

8 Suffice it to say competitiveness is being  
9 put over above communities of interest and that is  
10 something the Commission need not do and should not do.

11 I'll not threaten with lawsuits or  
12 anything else like that, but that is how the law was  
13 written, and please follow the law.

14 Thank you very much.

15 CHAIRMAN LYNN: Thank you, Mr. Mills.

16 Let me run through the names again of the  
17 speakers for whom I have slips that may not be here:  
18 Drew Hunsaker, Mike Dubin, Barry Goedfarb, C. J. Riggle,  
19 Al Carroll, Jack Adler, Esther Duran Lumm, Cheryl  
20 Hunter, Eduardo Delci, Steve Schallenberger, Tom  
21 Eggleston, Ray Pendergast?

22 Any individuals still here this evening?

23 Any member of the public wishing to be  
24 heard?

25 Come forward, state your name for the

1 record, and spell it, please.

2 MR. EVANS: Thank you, Chairman Lynn.

3 Bill Evans, E V A N S.

4 I want to just thank all of you for your  
5 performance in developing this. I do believe probably  
6 one of the primary needs of any electoral body is  
7 competition. I think one of the ways we get it is to  
8 use concise, compact geographical areas. I think you've  
9 done pretty much that, with maybe the -- to eliminate  
10 gerrymandering in the routine. I appreciate it. You  
11 must be doing a good job since getting a lot of  
12 complaints.

13 Thank you very much.

14 CHAIRMAN LYNN: Thank you, Mr. Evans.

15 Are there other members of the public  
16 wishing to be heard at time?

17 Comments or questions from the Commission?

18 Legal counsel?

19 Consultants?

20 I want to thank those of you able to stay  
21 with us until the end. It's not quite as late as  
22 Yavapai County, but it was an instructive evening  
23 nonetheless.

24 We appreciate everyone's comments and  
25 thank you very much.

1                   The Commission will be adjourned.  
2                   (Whereupon, the Commission adjourned at  
3 10:50 p.m.)

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STATE OF ARIZONA )  
 ) ss.  
COUNTY OF MARICOPA )

BE IT KNOWN that the foregoing hearing was taken before me, LISA A. NANCE, RPR, CCR, Certified Court Reporter in and for the State of Arizona, Certificate Number 50349; that the proceedings were taken down by me in shorthand and thereafter reduced to typewriting under my direction; that the foregoing 159 pages constitute a true and accurate transcript of all proceedings had upon the taking of said hearing, all done to the best of my ability.

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

DATED at Phoenix, Arizona, this 21st day of September, 2001.

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

