

ARIZONA INDEPENDENT REDISTRICTING COMMISSION

PUBLIC SESSION

Date: May 3, 2011

Time: 9:47 a.m.

Location: State Library Conference Room
1700 West Washington Street
Phoenix, Arizona

MEMBERS PRESENT:

Colleen Coyle Mathis, Chair
Scott D. Freeman, Vice Chair
Jose M. Herrera, Vice Chair
Linda C. McNulty, Commissioner
Richard P. Stertz, Commissioner

Also present: James E. Barton II
Assistant Arizona Attorney General
Raymond F. Bladine, Executive Director
Patricia Ward, Minutes

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1 TRANSCRIPT OF PROCEEDINGS

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3 CHAIRMAN MATHIS: The meeting of the
4 Arizona Independent Redistricting Committee will now
09:47:16 5 come to order.

6 Today is Tuesday, May 3rd, and the time is
7 9:40 in the morning -- it's 9:50 in the morning.

8 Excuse me. I can't tell time.

9 Please rise for the Pledge of Allegiance.

09:47:48 10 (Pledge of Allegiance.)

11 CHAIRMAN MATHIS: So I'd like to remind
12 everyone who would like to speak during public comment
13 to be sure to fill out a Request to Speak Form that's
14 in the back and pass that to our Executive Director,
09:47:59 15 Ray Bladine, who is sitting up here in the front.

16 I'd also like to remind everyone we have a
17 court reporter transcribing this meeting. So be sure
18 to speak clearly and loudly and one at a time so that
19 she can get an accurate report of the meeting.

09:48:15 20 And if I can now begin with roll call.

21 Vice Chair Freeman?

22 VICE CHAIR FREEMAN: Here.

23 CHAIRMAN MATHIS: Vice Chair Herrera?

24 VICE CHAIR HERRERA: Here.

09:48:23 25 CHAIRMAN MATHIS: Commissioner McNulty?

1 COMMISSIONER MCNULTY: Here.

2 CHAIRMAN MATHIS: Commissioner Stertz?

3 COMMISSIONER STERTZ: Here.

4 CHAIRMAN MATHIS: We have a quorum.

09:48:27 5 And I'd also like to acknowledge today our
6 Executive Director, Ray Bladine, and also Assistant
7 Attorney General Jim Barton, providing counsel to us.

8 So Item II on the agenda, call for public
9 comment, right now I have one Request to Speak Form
09:48:44 10 filled out.

11 Is there anyone else who wanted to speak?
12 And, if so, please fill out the form.

13 Okay. So we have Steve Muratore, who has
14 requested to speak. He's a publisher with Arizona
09:48:57 15 Egalitarian, and he has a variety of topics he'd like
16 to cover.

17 MR. MURATORE: Do we have a microphone this
18 time?

19 CHAIRMAN MATHIS: Sorry. There is no
09:49:03 20 microphone for you.

21 MR. MURATORE: Okay.

22 CHAIRMAN MATHIS: So you'll have to
23 definitely speak up.

24 MR. MURATORE: It shouldn't be a problem.

09:49:10 25 Okay. I got -- hopefully can briefly touch

1 on three issues.

2 As you already know, I have concern over
3 the accuracy of minutes from prior meetings, and it
4 doesn't yet look like that's taken care of. And it
09:49:31 5 doesn't -- it's not limited just to the minutes. I
6 noticed, for example, on the agenda for today Buck
7 Forst or Forst's name is spelled different than it was
8 in the first -- or the previous agenda. So I'm not
9 sure which one is right, but it would be nice to make
09:49:56 10 sure we got it right.

11 And I noticed when I was looking at the
12 website, three of you have bios posted, and it just --
13 I wasn't sure how much of that is accurate or if
14 there's typos in it. So given that you guys are going
09:50:18 15 to deal with a great deal of minutia and the minutia is
16 incredibly important to your core function, I hope that
17 you can get that taken care of.

18 The second thing I want to briefly touch on
19 is as, you know, the Arizona Competitive Districts
09:50:35 20 Coalition has set up an online mapping tool and invited
21 the public to participate in a contest, and I wanted to
22 mention that there are at least 60 or so people
23 statewide that have already established profiles that
24 are going to hopefully all participate in the contest
09:51:03 25 to see who can incorporate -- best incorporate all six

1 of the criteria. And I also wanted to mention that the
2 coalition's two co-chairs, Roberta Boss and Ken Clark,
3 were on Horizon last night. You should be able to see
4 that online at your leisure.

09:51:24 5 The other thing, I am wondering when the
6 streaming video will be available since looking at the
7 dates that are proposed possible for follow-up
8 meetings, I may or may not be able to make every one of
9 them. So I'm hoping that that's taken care of pretty
09:51:47 10 soon.

11 So that's what I got today.

12 CHAIRMAN MATHIS: Great.

13 MR. MURATORE: Thank you.

14 CHAIRMAN MATHIS: Thanks, Mr. Muratore.

09:51:52 15 Any other member of the public who would
16 like to speak?

17 (No verbal response.)

18 CHAIRMAN MATHIS: Okay. This moves to us
19 Item III on the agenda, the Executive Director report,
09:52:03 20 so Ray Bladine will be giving us that.

21 MR. BLADINE: The first item I thought I'd
22 bring up is the minutes, and as Steve pointed out we
23 are still working to get the accuracy correct. In the
24 last draft there was a word "incited" instead of
09:52:20 25 "indicated," and we got that changed. However, Steve

1 also pointed out that the minutes didn't reflect going
2 into executive session and then coming out. I was
3 there. I know you did, but without the transcript I
4 did not go back and try to revise the draft.

09:52:36 5 So the draft has been revised for the word
6 change, and as soon as I get the transcript I will make
7 a revision of the -- clarifying that you went into
8 executive session and when you came out.

9 And for not knowing how to spell Forst, I
09:52:54 10 probably allowed my spell checker to correct my
11 spelling. So for that I apologize because I do know
12 it's F-O-R-S-T.

13 Buck is planning to start on May 9 -- to
14 answer at the same time the video question, video --
09:53:09 15 the video equipment has been ordered. I can't tell you
16 today the date of availability, but that is going to be
17 Buck's first priority is to work on the streaming and
18 to get that -- get that set up.

19 As you know, I have requested in the agenda
09:53:26 20 today to hire Kristina Gomez. I think that will
21 expedite me being able to serve you better. I found
22 that my administrative skills of typing and getting out
23 meeting agendas and lists is something that has aged a
24 bit, and I think she'll be able to help me do a better
09:53:46 25 job with that.

1 Other staff, at this time I thought that
2 once I -- Buck and Kristina and I can get together,
3 then we'll start talking about the potential for other
4 staff and discuss that with you. So I'm not really
09:53:58 5 moving forward on that at this point.

6 Last week we all went over to the -- and
7 "all" being Buck, Nola, Megan and myself -- went over
8 to the Evans' house and started talking about what
9 needed to be done to allow us to operate that. We are
09:54:14 10 looking, as was suggested, at surplus equipment, and we
11 have -- besides what's currently in the warehouse,
12 there are other furnitures coming available. Our goal
13 right now is to just get what we need to get the basic
14 staff up and then work to figure out exactly how we're
09:54:34 15 going to configure the office space, and we certainly
16 will be looking for input from you on that.

17 Buck thinks he can get us set up with some
18 temporary internet using a 4G Wi-Fi there until we can
19 get the internet cable in. It has been requested, but
09:54:51 20 we don't have an estimated date yet. The good news is
21 we have telephone numbers. The bad news is no
22 telephones. So I don't know sharing the numbers are
23 going to do you much good at this point, but we are
24 working on that. We talked about having -- Nola was
09:55:08 25 following up to -- about getting a security camera and

1 a card reader entrance on the building. So we have
2 that going. I think that's pretty much on buildings.

3 I did have a contact with the Confederate
4 Coalition and took a look at trying to get them on
09:55:26 5 today's agenda, but it was obviously, in talking to the
6 chairman, there was too much going on, but I have
7 talked to Ken Clark about when we get a future meeting
8 set out, inviting him to make a short presentation.

9 Other things, this last week I met with the
09:55:42 10 former Executive Director just to get his input on what
11 worked and kind of what didn't work. I believe you --
12 I know you all received copies of the meeting schedule
13 potential, so we can look at that today. And I think
14 that pretty much covers it, but I'd be more than happy
09:56:00 15 to answer any questions if I can.

16 CHAIRMAN MATHIS: Any questions for
17 Mr. Bladine?

18 VICE CHAIR HERRERA: Madam Chair, for Mr.
19 Bladine, what is Kristina Gomez's anticipated start
09:56:09 20 date?

21 MR. BLADINE: We're actually hoping to get
22 her to start, if you approve it today, tomorrow.

23 VICE CHAIR HERRERA: Really?

24 MR. BLADINE: Really. And that's only
09:56:17 25 because the -- first things first. Staff has been so

1 cooperative to allow that to happen if we can -- we can
2 work it out.

3 VICE CHAIR HERRERA: Thank you.

4 MR. BLADINE: So, actually, our staff will
09:56:30 5 have doubled by tomorrow and tripled by the 9th.

6 CHAIRMAN MATHIS: Any other questions?

7 (No verbal response.)

8 CHAIRMAN MATHIS: Okay. Great. Thank you,
9 Mr. Bladine.

09:56:45 10 MR. BLADINE: Thank you.

11 CHAIRMAN MATHIS: Don't go away yet,
12 though.

13 Item IV on the agenda, discussion and
14 possible action on retaining a Deputy Executive
09:56:54 15 Director, and Mr. Bladine put together a proposal for
16 us to consider that everyone should have a copy of.
17 And he just referenced the candidate, Kristina Gomez,
18 and so there's a memo dated April 28 on this topic,
19 authorization to retain Kristina Gomez with the working
09:57:15 20 title of Deputy Executive Director.

21 Mr. Bladine, do you want to mention
22 anything about this?

23 MR. BLADINE: I think the memo pretty much
24 speaks for itself. I really think there are many areas
09:57:26 25 she will help us to get started quicker, and she has

1 some expertise and knowledge that I don't have and no
2 one else on the staff has. I do think that she will be
3 very helpful in putting together the Outreach Program,
4 and as we look at that then we'll try to figure out
09:57:46 5 what additional positions we need there and maybe we
6 can do part-time. And certainly her knowledge of the
7 State processes and systems will help us get things
8 done in a more orderly and less confusing fashion.

9 CHAIRMAN MATHIS: Great.

09:58:01 10 And a Justification to Fill Form was
11 completed, and it was approved today by Mr. Scott Smith
12 from ADOA so because of a hiring freeze we had to do
13 that. This is an uncovered position similar to the
14 I.T. position that Buck was filling for us, meaning
09:58:18 15 that the Commission can go ahead and appoint someone if
16 they deem necessary they would like to proceed in that
17 way.

18 Any thoughts or discussions on the memo and
19 information that Mr. Bladine provided?

09:58:33 20 COMMISSIONER STERTZ: Madam Chair?

21 CHAIRMAN MATHIS: Yes, Mr. Stertz.

22 COMMISSIONER STERTZ: Mr. Bladine, you had
23 given an indication in previous conversations that you
24 had felt -- and included in your third paragraph --
09:58:40 25 that it may be possible to hire -- that Kristina may

1 have enough skill set that we might not need to hire
2 certain other full-time positions.

3 Could you elaborate a little bit on that,
4 please?

09:58:56 5 MR. BLADINE: In -- I haven't looked at it
6 enough to be definitive, but my thought is this. Is
7 that last time they had a position that did primarily a
8 lot of budget inside work. That meant they had another
9 position that was doing the outreach. I think Kristina
09:59:13 10 has the skills to do the outreach and working with
11 Megan to do the -- to do the administrative part. So I
12 think with her being able to do both of those
13 functions, it very well may be that we could hire some
14 part-time positions as we go out into meetings or at a
09:59:31 15 lesser level of skill because I think that she has the
16 knowledge we'll need to do that.

17 One of the first things I think she and I
18 need to do is sit out and get a calendar and work
19 backwards to try to make sure we see what dates you
09:59:46 20 need to make and how we're going to put together a
21 proposal to you for community outreach. Once we've
22 done that, then I should have a clear knowledge for you
23 as to how it really might work.

24 Commissioner Stertz, does that answer the
09:59:58 25 question?

1 COMMISSIONER STERTZ: It does. As a
2 follow-up to that, these part-time or as -- would you
3 call these as-needed or at-will employees that might
4 come in from time to time from city to city as we may
10:00:09 5 be going out to locations to do front?

6 MR. BLADINE: I think that's the --
7 Commissioner Stertz, I think that's the idea. I
8 haven't ran it to ground to make sure it would work,
9 but that will be the idea is that we might have a core
10:00:25 10 group of people that are willing to travel so that once
11 they get the idea of what the Commission meetings are
12 like and if we can set up streaming and maybe have a
13 meeting, let's say, in Flagstaff but stream to
14 surrounding communities, we might have some staff in
10:00:39 15 those surrounding communities to act as hosts. That
16 kind of thing is what I'm thinking about, but obviously
17 we all need to talk.

18 COMMISSIONER STERTZ: All right. Perfect.

19 Thank you.

10:00:48 20 MR. BLADINE: Uh-huh.

21 CHAIRMAN MATHIS: Any other questions or
22 comments?

23 (No verbal response.)

24 CHAIRMAN MATHIS: Well, I'm very
10:01:01 25 comfortable with what Mr. Bladine presented to us, and

1 I'm wondering if there's a motion to proceed in moving
2 forward with his proposal as he's described it in the
3 memo and actually appointing Kristina Gomez to be
4 Deputy Executive Director for the Commission.

10:01:25 5 COMMISSIONER STERTZ: So moved.

6 VICE CHAIR HERRERA: I second that.

7 CHAIRMAN MATHIS: Any discussion?

8 VICE CHAIR FREEMAN: The title will be
9 Acting Assistant Executive Director, technically?

10:01:35 10 CHAIRMAN MATHIS: The title?

11 MR. BLADINE: The title would be Deputy
12 Director and it would be a working title.

13 VICE CHAIR FREEMAN: Okay.

14 MR. BLADINE: So the class would be a
10:01:43 15 normal class within the state of Arizona.

16 CHAIRMAN MATHIS: Mr. Bladine, is it Deputy
17 Director or Deputy Executive Director or does it
18 matter?

19 MR. BLADINE: What would you like it to be?

10:01:53 20 CHAIRMAN MATHIS: I'm happy either way. It
21 says in the agenda Deputy Executive Director but --

22 MR. BLADINE: Well, then let's make it
23 Deputy Executive Director. It's probably just clearer
24 that way.

10:02:02 25 CHAIRMAN MATHIS: Okay. So we have a

1 motion.

2 Any other comments or discussion?

3 (No verbal response.)

4 CHAIRMAN MATHIS: All in favor?

10:02:14 5 VOICE VOTE: Aye.

6 CHAIRMAN MATHIS: Any opposed?

7 (No verbal response.)

8 CHAIRMAN MATHIS: Okay. The motion
9 carries.

10:02:19 10 And I presume, Mr. Bladine, that you will
11 move forward to contact Ms. Gomez and let her know the
12 good news?

13 MR. BLADINE: I will do that.

14 CHAIRMAN MATHIS: Great.

10:02:27 15 MR. BLADINE: And try to start the
16 paperwork properly.

17 CHAIRMAN MATHIS: Thanks. Wonderful.

18 Okay. We've moved -- moving on to Item V
19 on the agenda, approval of the April 8, 2011 minutes
10:02:40 20 and the April 8, 2011 minutes in the form of a
21 transcript. Minutes have definitely been a challenge
22 for us, as previously noted after a public comment and
23 in other meetings, and we just -- thankfully
24 Commissioner Freeman offered to kind of pick up this
10:03:00 25 mantle and look at these minutes for us because they

1 were just not accurate and not in a format that we all
2 could agree on and like, and it was very hard to
3 understand.

4 So, fortunately, we now have a format that
10:03:17 5 everybody seems to like, and he distributed those this
6 morning. The minutes -- it's entitled "Minutes of
7 Public Meeting as Revised" and you also have a copy of
8 what the original ones look like.

9 MR. FREEMAN: Madam Chairman?

10:03:30 10 CHAIRMAN MATHIS: Go ahead, Mr. Freeman.

11 VICE CHAIR FREEMAN: What I distributed, I
12 gave everyone a copy of what the original minutes look
13 like for the April 8 meeting and that meeting, as you
14 recall, was in Tucson. The minutes we had in our
10:03:43 15 Tucson hearings were a little -- were different in
16 terms of format and the scope of what they attempted to
17 cover. And so what I did is I attempted to reformat
18 those minutes and perhaps make them a little more
19 concise and more matter of fact and make them look --
10:04:03 20 style them into the format of the minutes that have
21 been presented to us for hearings up in Phoenix.

22 So that was my goal to make them resemble
23 those minutes as more -- it tracks our agenda. It's a
24 bulletproof format. Bold -- action taken by the
10:04:19 25 Commission is in bold, you know. We're trying to be

1 careful in terms of characterizing what commissioners
2 say or members of the public say, and that's going to
3 be reflected in our transcript. And I wish I could
4 have gotten these out to the commissioners beforehand,
10:04:35 5 but I'm just saying go ahead and take a look at these.
6 And perhaps we'll table approval of the April 9 minutes
7 to our next hearing, but the original draft minutes are
8 posted, I believe, on the website.

9 So those are up, but everyone has chance to
10:04:50 10 review these and there's no prior ownership. If
11 there -- if there are errors in there, particularly on
12 the minutes of the executive session we had, which the
13 original minutes were very detailed in one portion and
14 almost nonexistent in another portion of our executive
10:05:03 15 session. So take -- maybe take a more careful look at
16 those so we get those right and we can approve them at
17 our next hearing.

18 CHAIRMAN MATHIS: Do I need a motion to
19 table the minutes for a future meeting?

10:05:17 20 COMMISSIONER STERTZ: Yes.

21 VICE CHAIR HERRERA: I make a motion to
22 table the meeting minutes for the -- for future meeting
23 minutes -- for a future meeting which will be May --
24 when is the next meeting?

10:05:28 25 CHAIRMAN MATHIS: I don't think that's been

1 set yet.

2 VICE CHAIR HERRERA: For a future meeting.

3 CHAIRMAN MATHIS: But we can table it to
4 our next meeting. That sounds good. And these are the
10:05:35 5 April 8 minutes as revised.

6 VICE CHAIR HERRERA: Both in executive
7 session and regular meeting.

8 VICE CHAIR FREEMAN: I second that.

9 CHAIRMAN MATHIS: Any discussion?

10:05:44 10 (No verbal response.)

11 CHAIRMAN MATHIS: All in favor?

12 VOICE VOTE: Aye.

13 CHAIRMAN MATHIS: Any opposed?

14 (No verbal response.)

10:05:49 15 CHAIRMAN MATHIS: Great. That motion
16 carries. So these -- the approval of the April 8
17 minutes for both executive session and public session
18 will be tabled until our next meeting.

19 COMMISSIONER STERTZ: Madam Chair?

10:05:59 20 CHAIRMAN MATHIS: Yes, Mr. Stertz.

21 COMMISSIONER STERTZ: Just as a comment to
22 Mr. Freeman, thank you for your hard and diligent work
23 to do this, and these are -- these are certainly -- we
24 are certainly on -- coming close to the finish line of
10:06:12 25 how these things look, how they're organized and how it

1 will be taken in the future. So thank very much for
2 your due diligence.

3 VICE CHAIR FREEMAN: Thanks, Commissioner
4 Stertz, but everyone still please review them.

10:06:22 5 COMMISSIONER STERTZ: Yes, we will.

6 VICE CHAIR FREEMAN: See if there's any
7 errors so we get them right.

8 COMMISSIONER STERTZ: Yeah.

9 CHAIRMAN MATHIS: So the other part of the
10:06:27 10 agenda, Item V, was the approval of the April 14
11 minutes in the form of a transcript, and we don't have
12 that yet. So that doesn't come back to us so we can't
13 do that and that will also need to be tabled until text
14 time.

10:06:42 15 VICE CHAIR HERRERA: I make a motion that
16 we table the April 14 -- is it -- those aren't the
17 meeting minutes but the transcript?

18 CHAIRMAN MATHIS: Right.

19 VICE CHAIR HERRERA: Of the April 14
10:06:51 20 meeting to a future meeting.

21 VICE CHAIR FREEMAN: Second.

22 CHAIRMAN MATHIS: All in favor?

23 VOICE VOTE: Aye.

24 CHAIRMAN MATHIS: Any opposed?

10:06:55 25 (No verbal response.)

1 CHAIRMAN MATHIS: Great. So we will be
2 tabling that transcript until the next meeting as well,
3 assuming we have it by then.

4 Okay. Item VI, another minute item. This
10:07:08 5 is discussion and possible action to amend the meeting
6 minutes of April 14, 2011 in the public comment section
7 because it's my recollection, Mr. Bladine, those
8 minutes were approved.

9 MR. BLADINE: Correct.

10:07:19 10 CHAIRMAN MATHIS: And this correction came
11 to us and these were comments during public comment by
12 Steve Muratore, and the word "not" needs to be added in
13 front of the word "like."

14 MR. BLADINE: Correct.

10:07:32 15 CHAIRMAN MATHIS: So we need to do that in
16 order -- since the minutes were already approved.

17 COMMISSIONER STERTZ: Madam Chair, was
18 this -- was this confirmed in transcript review?

19 CHAIRMAN MATHIS: No, it was not because I
10:07:47 20 don't -- we don't have the transcript yet.

21 MR. BLADINE: Mind if I --

22 CHAIRMAN MATHIS: Go ahead, Mr. Bladine.

23 MR. BLADINE: Chairman Mathis, I was going
24 to say, no, I did not look at the transcript, but since
10:07:56 25 Steve made the comments and assured me that's what he

1 said, I didn't feel I needed to go back and do it. And
2 it was pretty -- in his mind, it was very clear that he
3 was not suggesting that the Commission make a decision
4 and it turned out that it said that the Commission --
10:08:16 5 he encouraged the Commission to make a decision. So I
6 did not go back and look at the transcript.

7 VICE CHAIR HERRERA: Madam Chair, can
8 somebody read the sentence to me and then --

9 CHAIRMAN MATHIS: Let's see if I have it.

10:08:29 10 COMMISSIONER MCNULTY: Madam Chair, I think
11 I have it in front of me. Hopefully Mr. Muratore can
12 tell me if it's not the right one. If possible -- as
13 it reads now, if possible he would like to see an
14 executive director appointed today so that there's
10:08:41 15 sufficient time for background checks and a search of
16 public records. So it's internally inconsistent
17 without the word "not."

18 COMMISSIONER STERTZ: Madam Chair?

19 CHAIRMAN MATHIS: Mr. Stertz.

10:08:55 20 COMMISSIONER STERTZ: I move for the
21 approval of the -- of the item as described, the change
22 to the minutes as described in Item Number VI of the
23 agenda.

24 VICE CHAIR HERRERA: I second that.

10:09:07 25 CHAIRMAN MATHIS: All in favor?

1 VOICE VOTE: Aye.

2 CHAIRMAN MATHIS: Any opposed?

3 (No verbal response.)

4 CHAIRMAN MATHIS: Great. So that amendment

10:09:14 5 will be made to the April 14 minutes.

6 COMMISSIONER MCNULTY: Madam Chair?

7 CHAIRMAN MATHIS: Yes.

8 COMMISSIONER MCNULTY: While we're still on
9 the subject of the minutes, I do have a question.

10:09:22 10 CHAIRMAN MATHIS: Please, go ahead.

11 COMMISSIONER MCNULTY: It seems that it
12 might be easier to review the minutes and confirm they
13 are correct if we have the transcripts in hand at the
14 same time.

10:09:30 15 Is that practical? I think that's a
16 question for Mr. Bladine.

17 Can we work out that we are receiving the
18 transcripts and approving the minutes with those in
19 hand?

10:09:40 20 MR. BLADINE: We can take a look at it. As
21 long as we're recording -- my understanding is as long
22 as we have a recording available to the public that
23 suffices to have something available immediately -- and
24 I'm looking at Jim to correct me -- so that if the
10:09:55 25 transcripts take two weeks and the minutes were done in

1 two weeks, as long as we have the audio recording we
2 need -- I'm asking Jim, is that correct?

3 MR. BARTON: Madam Chair, Commissioners,
4 the requirement is that something has to be posted
10:10:10 5 within three days of the meeting. That can be a
6 recording, although I don't know that we've been
7 posting the recordings, but if we post the recording
8 that's fine. It can be draft minutes that can then
9 later be approved or it can be the transcripts, any of
10:10:23 10 those.

11 I believe the practice today has been not
12 to get a rush transcript, so we can't post the
13 transcript every three days. So we could -- the
14 Commission could post either a recording or draft
10:10:34 15 minutes and then when the minutes are approved, then go
16 back and post the new approved version. That's a fine
17 practice as well.

18 So as far as how this would work, if you
19 wanted to post draft minutes immediately and then hold
10:10:48 20 the minutes and the transcript together and then
21 present them together to the commissioners that will be
22 possible.

23 CHAIRMAN MATHIS: And that's what you're
24 proposing, Ms. McNulty?

10:10:59 25 COMMISSIONER MCNULTY: Well, I can envision

1 posting draft minutes and then being ridiculed for what
2 they say. So certainly I'd want to post an audio.

3 COMMISSIONER STERTZ: Audio.

4 COMMISSIONER MCNULTY: I think, but we may
10:11:13 5 want to get a little more comfortable with our whole
6 minute taking and minute approval process before we
7 start posting draft minutes. That would be my thought.

8 MR. BLADINE: Chairman Mathis, why don't I
9 put that on my list of things to talk to Jim about and
10:11:26 10 see if we -- what we can do to try to avoid what's been
11 happening to us, and that's posting things that we have
12 to go back later on and correct but also meeting the
13 requirements of the open meeting law. And I'll look at
14 that and try to, at our next meeting, have a -- see if
10:11:40 15 there's something else we can do.

16 CHAIRMAN MATHIS: Okay. That sounds great.
17 Any other questions or comments on this
18 topic?

19 (No verbal response.)

10:02:16 20 CHAIRMAN MATHIS: All right.

21 COMMISSIONER STERTZ: Madam Chair?

22 CHAIRMAN MATHIS: Yeah, Mr. Stertz.

23 COMMISSIONER STERTZ: One piece for
24 Mr. Bladine.

10:11:54 25 This will involve -- well, the sooner --

1 the sooner that we can get the technology under
2 control, the sooner that we can resolve this issue.

3 MR. BLADINE: Mr. Stertz, I agree.

4 COMMISSIONER STERTZ: I happen to agree
10:12:08 5 with Commissioner McNulty that posting draft minutes is
6 a painful process to recover from.

7 MR. BLADINE: And as soon as --
8 Commissioner Stertz, as soon as Buck gets over his
9 strep throat maybe we can get him back.

10:12:26 10 COMMISSIONER STERTZ: Do we have a doctor
11 in the house?

12 MR. BLADINE: I didn't think you wanted him
13 here to --

14 CHAIRMAN MATHIS: Great. Thanks, everyone,
10:12:37 15 for everyone's patience while we get through those
16 minutes each time. It's getting better, and we are
17 very grateful to Patricia because she has done an
18 excellent job in terms of understanding the format that
19 we like and so we're really happy with how she's been
10:12:56 20 doing it. Our challenge has been we travel to all
21 these different locations and ended up having different
22 minute takers.

23 So I'd like to move onto the next item then
24 which is Item VII on the agenda, agenda items and dates
10:13:10 25 of future meetings. And, thankfully, Mr. Bladine has

1 been working on this for us to figure out what days
2 we're all available and submitted to you all a calendar
3 for May and June that shows when people cannot meet,
4 essentially. And based upon that good dates for May,
10:13:35 5 it's looking like May 11 and 12th of next week are both
6 good.

7 If Tucson -- May 11 is good if it's in the
8 morning in Tucson and May 12 is good for Tucson or
9 Phoenix, and I think as a Commission we talked about
10:13:51 10 every three or four meetings trying to do a meeting in
11 Tucson. I think we're doing that for our Tucson
12 meeting so that might make some sense next week. The
13 challenge is the following week there's a lot of
14 conflicts. I know I will be away and Mr. Bladine will
10:14:08 15 be away, and that's not to say if -- you know, if
16 there's an urgent need that I could call in certainly
17 from the road to do -- make the meetings.

18 So -- but I know with Mr. Bladine gone it's
19 going to be challenging too. So maybe we should plan
10:14:29 20 for sure on next week, either the 11th or the 12th in
21 Tucson, and I guess there is the possibility we could
22 meet twice since the following week is pretty much a
23 wash.

24 Does anyone have any comments or thoughts?

10:14:51 25 VICE CHAIR HERRERA: Madam Chair?

1 CHAIRMAN MATHIS: Mr. Herrera.

2 VICE CHAIR HERRERA: May 11th I am not
3 available during the lunch hour.

4 CHAIRMAN MATHIS: Okay.

10:14:58 5 VICE CHAIR HERRERA: But -- actually, it's
6 an extended lunch hour, from 11:30 to 1:30. So going
7 to Tucson will be difficult for me and having to come
8 back before that time for the meeting.

9 CHAIRMAN MATHIS: Okay.

10:15:08 10 VICE CHAIR HERRERA: So -- but May 12 is
11 fine.

12 CHAIRMAN MATHIS: How is May 12 for others?
13 (No verbal response.)

14 CHAIRMAN MATHIS: And then Tucson is okay?

10:15:17 15 VICE CHAIR FREEMAN: Yeah.

16 VICE CHAIR HERRERA: It says Tucson or
17 Phoenix.

18 CHAIRMAN MATHIS: Right, but don't overdo
19 it.

10:15:23 20 COMMISSIONER STERTZ: Madam Chair?

21 CHAIRMAN MATHIS: Yes.

22 COMMISSIONER STERTZ: Madam Chair, I --

23 MR. BLADINE: Mr. Stertz.

24 COMMISSIONER STERTZ: I'm not trying to
10:15:30 25 skip a week, but could you confirm what is happening

1 with you on the 20th? Are you out of town?

2 CHAIRMAN MATHIS: I am. I am out of town,
3 but I could call in that day.

4 COMMISSIONER STERTZ: Okay.

10:15:41 5 COMMISSIONER MCNULTY: Madam Chair, shall
6 we set meetings for the week -- for the 12th and then
7 maybe two weeks after that and then if we need to after
8 meeting today or a meeting on the 12th, we could try
9 and squeeze something in that intervening week?

10:15:57 10 CHAIRMAN MATHIS: Yes.

11 COMMISSIONER MCNULTY: Or meet -- or meet
12 twice the week of the 22nd?

13 CHAIRMAN MATHIS: Right. So that would
14 make some sense. So the 12th, we're definitely going
10:16:05 15 to meet in Tucson and what -- any time preferences for
16 people?

17 VICE CHAIR HERRERA: I think the earlier
18 the better.

19 THE REPORTER: I'm sorry?

10:16:14 20 CHAIRMAN MATHIS: The earlier the better.

21 VICE CHAIR HERRERA: Sorry.

22 VICE CHAIR FREEMAN: Whatever. I'm fine.

23 CHAIRMAN MATHIS: Okay. I agree just
24 because the meetings tend to go long too right now.

10:16:26 25 VICE CHAIR HERRERA: Yes.

1 CHAIRMAN MATHIS: So I think we should
2 probably start planning on a morning meeting, and if we
3 need to go into the afternoon we'll do that.

4 So what's everyone's pleasure? Is the 9:30
10:16:36 5 time a good start time or did you want to start either
6 before that or --

7 VICE CHAIR FREEMAN: 9:30 is fine.

8 COMMISSIONER STERTZ: Fine.

9 VICE CHAIR HERRERA: 9:30 is fine for me as
10:16:47 10 well.

11 CHAIRMAN MATHIS: Okay. And I know that
12 Buck -- something Buck is going to be looking into too
13 is suitable meeting space in Tucson. That's been a
14 challenge because the space hasn't had internet access
10:16:59 15 in the meeting rooms we've been in previously and those
16 have been State buildings. So we are going to look at
17 the University of Arizona. They have offered to work
18 with ADOA and provide space for us and possibly in
19 meeting space where the Arizona Board of Regents meets
10:17:18 20 or other groups that require internet access, and
21 definitely we hope to be streaming soon too.

22 So I don't know if that will happen next
23 week, but hopefully Buck will be able to help us to
24 find a suitable space for the 12th. So the next
10:17:34 25 meeting is May 12th at 9:30 a.m. in Tucson.

1 The next -- do we want to look at the week
2 of the 23rd and see what -- how folks feel?

3 COMMISSIONER MCNULTY: How about the 26th
4 at 9:30 here in Phoenix?

10:17:57 5 CHAIRMAN MATHIS: Works for me.

6 COMMISSIONER STERTZ: And we're blocking
7 out the week of the 16th?

8 CHAIRMAN MATHIS: Unless we decide -- if
9 you want to have -- so Ray will be out of town and I
10:18:08 10 will be out of town, but I could call in on the 20th,
11 which is a Friday.

12 VICE CHAIR FREEMAN: Madam Chair.

13 CHAIRMAN MATHIS: Yes.

14 VICE CHAIR FREEMAN: My thought is whether
10:18:27 15 we're going to need to pencil another meeting in might
16 be a little dependent upon what transpires for the rest
17 of today's meeting, whether we meet for two next week.
18 Or if that's not feasible, then we can maybe discuss,
19 you know, having people call in the following week, but
10:18:42 20 I like the fact that we got the 12th -- we're kind of
21 sticking to the Thursday plan and the 12th and the 26th
22 nailed down at this point.

23 CHAIRMAN MATHIS: That sounds good. So you
24 are thinking after executive session today when we come
10:18:54 25 back out of public -- into public session maybe we

1 can -- I don't know.

2 Can we discuss it at that point again? Are
3 we allowed to bring the agenda item up again,
4 Mr. Barton?

10:19:06 5 MR. BARTON: Madam Chair, Commissioners,
6 you could bring -- bring the item up again. You know,
7 setting meeting dates isn't something that has to be
8 done in the public meeting by the commissioners. So in
9 other words, if you come out of today's meetings and
10:19:16 10 another meeting needs to be scheduled, that's something
11 that the executive director can coordinate and then the
12 public knows because the public has the notice.

13 CHAIRMAN MATHIS: Great. Thanks.

14 So we've nailed down two meetings for May,
10:19:29 15 the 12th at 9:30 a.m. in Tucson and the 26th at 9:30
16 a.m. in Phoenix.

17 COMMISSIONER STERTZ: So -- Madam Chair?

18 CHAIRMAN MATHIS: Yes, Mr. Stertz.

19 COMMISSIONER STERTZ: Is it fair to say
10:19:39 20 that the public should be -- just keep, as our website
21 develops, to continually to be aware that that is where
22 we will be having meetings posted, not only for these
23 meetings at this level but also on the local level and
24 to start to get the general public to start driving
10:19:58 25 them to that website for information?

1 CHAIRMAN MATHIS: Good idea, and that
2 website is azredistricting.org. Ever since that site
3 has been up, Buck has been great about posting our
4 agendas there. We also have been posting through the
10:20:12 5 Secretary of State's office and then also at the
6 executive tower kiosk through ADOA.

7 COMMISSIONER STERTZ: Thank you.

8 CHAIRMAN MATHIS: So let's see. We can
9 talk about June later when we have June items. So
10:20:28 10 let's talk about future agenda items, though, for that
11 May 12 meeting, if we could.

12 Any -- any comments?

13 COMMISSIONER STERTZ: Madam Chair, I
14 believe that again the agenda items are going to be
10:20:49 15 driven by the outcomes of the next executive sessions.

16 CHAIRMAN MATHIS: Uh-huh. And one item is
17 the Ken Clark presentation. That could be a
18 possibility, I guess, for the May 12th meeting if that
19 works for him.

10:21:05 20 MR. BLADINE: Can I -- Madam Chairman, when
21 I spoke to him, Tucson is a little hard for them to get
22 to so maybe the 26th, if that will work for the
23 Commission.

24 CHAIRMAN MATHIS: Sure. Okay.

10:21:20 25 Okay. No other agenda items anyone wants

1 to raise right now? It will depend on what we
2 accomplish today, I'm sure. So I'm sure some of these
3 items will carry over. We know we'll have the minutes
4 and the transcript as usual.

10:21:35 5 And any other comments on agenda Item VII
6 before I move on?

7 (No verbal response.)

8 CHAIRMAN MATHIS: Okay. Agenda Item VIII,
9 this is time to discuss the contract matters relating
10:21:50 10 to hiring a mapping consultant, and this has been an
11 agenda item for us for a while. And we have a draft
12 document that the State Procurement Office has put
13 together for us, and I thank Don Ellwanger for his work
14 with that and Commissioner Stertz as well for helping
10:22:10 15 with -- helping improve that process along. And this
16 is a confidential document because it hasn't been
17 released yet by State Procurement.

18 So we can't discuss details of it in
19 public, but is there any general comment or question
10:22:27 20 concerning the RFP as it's -- that anyone wanted to say
21 now in public session?

22 VICE CHAIR HERRERA: Yes. Madam Chair,
23 could I have a copy of it?

24 CHAIRMAN MATHIS: I think so.

10:22:38 25 VICE CHAIR HERRERA: I'm assuming Mr.

1 Stertz would like a copy as well.

2 COMMISSIONER STERTZ: I think it was
3 distributed.

4 CHAIRMAN MATHIS: Yes. It was distributed
10:22:46 5 via email, and I don't know if there are any hard
6 copies. I've got one here that we can make copies of
7 if somebody wants to -- could make copies for us. It's
8 a 30-page document.

9 Any other comments?

10:23:02 10 COMMISSIONER MCNULTY: Madam Chair, is this
11 what was distributed last week?

12 VICE CHAIR HERRERA: Yes.

13 COMMISSIONER MCNULTY: We haven't received
14 a new version based on our comments?

10:23:06 15 CHAIRMAN MATHIS: Right.

16 COMMISSIONER MCNULTY: Okay.

17 CHAIRMAN MATHIS: Any other comments or
18 thoughts on the RFP that we can talk about in public?

19 (No verbal response.)

10:23:37 20 CHAIRMAN MATHIS: We did discuss this, as
21 was noted in the executive session last week that we
22 had, but a new version has not come out since then.

23 And is Don in the room? I don't see him.

24 Okay. Is he coming?

10:23:53 25 MR. BLADINE: Yes. Madam Chairman, I did

1 call him also about 15 minutes ago to say, you better
2 head over, and he said he would be here so --

3 CHAIRMAN MATHIS: There he is.

4 MR. BLADINE: All right.

10:24:04 5 CHAIRMAN MATHIS: Right on time.

6 MR. BLADINE: There we go.

7 CHAIRMAN MATHIS: Mr. Don Ellwanger.

8 MR. BLADINE: That will give you a chance
9 to breathe.

10:24:12 10 CHAIRMAN MATHIS: Exactly.

11 MR. ELLWANGER: Sure. I'll just sit up
12 front.

13 CHAIRMAN MATHIS: Yeah. Perfect.

14 MR. BLADINE: AND I think he may have
10:24:18 15 brought some of the documents. I didn't want to speak
16 for him when --

17 CHAIRMAN MATHIS: Oh, okay.

18 MR. BLADINE: So I'll go catch Patricia.

19 CHAIRMAN MATHIS: Okay. Great.

10:24:30 20 Okay. Go ahead, Ms. McNulty.

21 COMMISSIONER MCNULTY: Madam Chair, we --
22 as I understand it, we're not able to discuss our
23 comments in a public session. And I think that's the
24 work we have to do is to finalize the RFP, go through
10:24:41 25 our -- the comments we've made.

1 So I will move that we go into executive
2 session to discuss the mapping RFP. I guess I would
3 also ask whether we're going to discuss the legal
4 consultant applications at the same time or whether
10:24:56 5 we're going to come back out and then go back in.

6 COMMISSIONER STERTZ: And then go back in.
7 It seems redundant.

8 COMMISSIONER MCNULTY: It seems to me
9 unfortunate for these folks.

10:25:06 10 CHAIRMAN MATHIS: Right. We did try to
11 organize the agenda this time so that the executive
12 sessions were at the end in case people wanted to
13 leave, but --

14 MR. BARTON: Madam Chair?

10:25:15 15 CHAIRMAN MATHIS: Yes, Mr. Barton.

16 MR. BARTON: You can move to go into
17 executive session for Items VIII and IX at one point
18 and then go ahead and then just come out.

19 CHAIRMAN MATHIS: Okay.

10:25:23 20 COMMISSIONER MCNULTY: That's what I -- I
21 would move forward that we do that.

22 COMMISSIONER STERTZ: I will second that
23 motion.

24 CHAIRMAN MATHIS: All in favor?

10:25:29 25 VOICE VOTE: Aye.

1 CHAIRMAN MATHIS: Any opposed?

2 (No verbal response.)

3 CHAIRMAN MATHIS: Okay. Then the meeting
4 will go into executive session. The time is 10:30, and
10:25:36 5 this will be to discuss both the RFPs for -- well, the
6 RFP for mapping services and then the responses to the
7 legal RFP that closed last week.

8 (Whereupon, the following section of the
9 session, pages 39-278, is an executive session and
10 bound under separate cover.)

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1 (Whereupon, the public session resumed and
2 the following was had:)

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4 CHAIRMAN MATHIS: Okay. We'll go back into
03:45:53 5 public session now. The time is 3:50 p.m., three,
6 five, zero.

7 And thank you, Public, for sticking with
8 us. We had a long executive session which was
9 productive, and I wanted to see if there's a motion to
03:46:13 10 authorize Commissioner McNulty to aggregate all of our
11 comments that we discussed during executive session for
12 the RFP for mapping services. She'll put those all
13 into one document and then give them to Mr. Bladine to
14 distribute to the commissioners for a final look to
03:46:32 15 ensure that everybody's comments were included.

16 COMMISSIONER STERTZ: So moved.

17 VICE CHAIR HERRERA: Second that.

18 CHAIRMAN MATHIS: There's an amendment to
19 this?

03:46:43 20 VICE CHAIR FREEMAN: Yeah. I think that
21 the plan was that Commissioner McNulty was going to
22 send it to me and then I was going to send it to
23 Mr. Bladine for distribution.

24 CHAIRMAN MATHIS: Okay. Is that good? So
03:46:56 25 amend it --

1 COMMISSIONER STERTZ: I second.

2 VICE CHAIR HERRERA: I second that.

3 CHAIRMAN MATHIS: Thank you for seconding
4 the amended motion.

03:47:01 5 So the motion will be to authorize
6 Commission McNulty to aggregate all of our comments and
7 edits into the RFP for mapping services in one
8 document. She'll send it to Commissioner Freeman, who
9 will just ensure that all the comments are there and
03:47:20 10 then they'll send -- he'll send it to Mr. Bladine.
11 Mr. Bladine will send it to all five commissioners who
12 can take one last look at it.

13 Great. Thank you for that amended motion.

14 So any discussion on the amended motion?

03:47:36 15 VICE CHAIR HERRERA: No.

16 CHAIRMAN MATHIS: All in favor?

17 VOICE VOTE: Aye.

18 CHAIRMAN MATHIS: Any opposed?

19 (No verbal response.)

03:47:41 20 CHAIRMAN MATHIS: Okay. That motion
21 carries, so that will be the plan.

22 Thank you, Commissioner McNulty for
23 agreeing to take on that role.

24 Our next -- this kind of brings us to
03:47:54 25 agenda Item VII that we tabled from earlier, which is

1 agenda items and dates of future meetings. Given the
2 discussion that we had during executive session and
3 what we're trying to accomplish in terms of getting
4 these -- getting all the legal responses reviewed as
03:48:13 5 well as getting that RFP for mapping services issued,
6 we want to plan to meet earlier than we initially
7 anticipated.

8 So we're looking at having a public meeting
9 with the potential to go into executive session on May
03:48:31 10 10th, and that will be in Tucson at 9:00 a.m. And the
11 agenda items -- potential agenda items for that would
12 be authorizing -- we'll see what happens, but we'll
13 hopefully be able to authorize the ADOA to issue that
14 RFP for mapping services. And we'll probably want to
03:48:55 15 discuss the legal responses further, and there could be
16 the possibility of the Attorney General's Office
17 presenting to us at that meeting.

18 We'll have to see, but we've been told by
19 Assistant Attorney General Jim Barton that the
03:49:13 20 Solicitor General would like to present to us as a
21 response to that RFP. So that could be -- so that's
22 three agenda items.

23 Anything else anyone can think of for that
24 meeting on the 10th in Tucson?

03:49:30 25 (No verbal response.)

1 CHAIRMAN MATHIS: Those are the main items.
2 Okay.

3 And then we made a change to our meeting on
4 the 12th. That will still be at 9:30 in the morning,
03:49:43 5 but the location has changed to Phoenix. So we'll have
6 a public session, public meeting on May 12 at 9:30 a.m.
7 in Phoenix.

8 VICE CHAIR HERRERA: Madam Chair, the May
9 10th meeting in Tucson is at 9:30?

03:49:58 10 COMMISSIONER STERTZ: 9:00 o'clock.

11 CHAIRMAN MATHIS: 9:00.

12 VICE CHAIR HERRERA: 9:00 o'clock.

13 CHAIRMAN MATHIS: 9:00 a.m.

14 VICE CHAIR HERRERA: Thank you.

03:50:04 15 CHAIRMAN MATHIS: And the meeting that we
16 had originally planned for the 26th in Phoenix remains
17 the same at 9:30 a.m. and in Phoenix, and at that
18 meeting we had talked about possibly the Arizona
19 Competitive Districts Coalition making a presentation.
03:50:24 20 That's the only agenda item I noted and a lot will
21 depend on how we -- how these earlier meetings proceed.

22 Any other comments or thoughts, agenda
23 items for any of these meetings?

24 (No verbal response.)

03:50:40 25 CHAIRMAN MATHIS: Okay. Any other --

1 VICE CHAIR FREEMAN: No.

2 CHAIRMAN MATHIS: Hearing none, that takes
3 us to the end of the agenda which is the adjournment,
4 Item X.

03:50:56 5 VICE CHAIR FREEMAN: Madam Chairman?

6 CHAIRMAN MATHIS: Yes.

7 VICE CHAIR FREEMAN: Maybe there is one
8 other thing.

9 CHAIRMAN MATHIS: Okay. Please, go ahead.

03:51:00 10 VICE CHAIR FREEMAN: I move that we conduct
11 an executive session here in -- this Friday during the
12 afternoon, that it be telephonic at a time to be
13 determined for the purposes of discussing the revisions
14 to the mapping consultant RFP.

03:51:23 15 CHAIRMAN MATHIS: Do I hear a second to
16 that motion?

17 VICE CHAIR FREEMAN: Second.

18 COMMISSIONER STERTZ: Second.

19 CHAIRMAN MATHIS: Any discussion?

03:51:30 20 (No verbal response.)

21 CHAIRMAN MATHIS: Okay. All in favor?

22 VOICE VOTE: Aye.

23 CHAIRMAN MATHIS: Any opposed?

24 (No verbal response.)

03:51:34 25 CHAIRMAN MATHIS: Okay then. That motion

1 carries.

2 So we'll go into executive session which, I
3 guess, puts -- we'll presume that Commissioner McNulty
4 and Commissioner Freeman will be able to get their
03:51:46 5 edits into Ray and Ray will get them out to us and we
6 can have an executive session on Friday afternoon at a
7 time to be determined.

8 Okay. Great. Well, with that the next
9 item is the adjournment, and it is now 3:55 p.m. and I
03:52:07 10 declare this meeting adjourned.

11 (Whereupon, the proceedings adjourned at
12 3:52 p.m.)

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1 STATE OF ARIZONA.)

2 COUNTY OF MARICOPA)

3
4 BE IT KNOWN the foregoing proceedings were
5 taken by me pursuant to stipulation of counsel; that I
6 was then and there a Certified Reporter of the State of
7 Arizona, and by virtue thereof authorized to administer
8 an oath; that the proceedings were taken down by me in
9 shorthand and thereafter transcribed into typewriting
10 under my direction; that the foregoing pages are a
11 full, true, and accurate transcript of all proceedings
12 and testimony had and adduced upon the taking of said
13 proceedings, all done to the best of my skill and
14 ability.

15 I FURTHER CERTIFY that I am in no way
16 related to nor employed by any of the parties thereto
17 nor am I in any way interested in the outcome hereof.

18 DATED at Phoenix, Arizona, this 13th day of
19 May, 2011.

20 _____
21 LILIA MONARREZ, RPR, CR #50699
22
23
24
25