

1                   **ARIZONA INDEPENDENT REDISTRICTING COMMISSION**

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6                   Friday, September 16, 2011

7                                   10:07 a.m.

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9                                   **Location**

10                                   Fiesta Resort

11                                   2100 South Priest Drive

12                                   Tempe, Arizona 85282

13

14                                   **Attending**

15                                   Colleen C. Mathis, Chair

16                                   Jose M. Herrera, Vice Chair

17                                   Scott Day Freeman, Vice Chair

18                                   Linda C. McNulty, Commissioner

19                                   Raymond F. Bladine, Executive Director

20                                   Kristina Gomez, Deputy Executive Director

21                                   Buck Forst, Information Technology Specialist

22                                   Mary O'Grady, Counsel, Osborn Maledon

23                                   Joe Kanefield, Counsel, Ballard Spahr

24                                   **PREPARED BY:**

25                                   AZ Litigation Support, LLC

                                  Michelle D. Elam, CR

                                  Certified Reporter

                                  CR No. 50637

1 Tempe, Arizona  
2 September 16, 2011  
3 10:07 a.m.

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

7 Today is Friday, September 16th, and the  
8 time is 10:07 in the morning.

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

11 (Pledge was recited.)

12 CHAIRPERSON MATHIS: We'll start with the  
13 call to order.

14 Vice Chair Freeman.

15 VICE CHAIR FREEMAN: Here.

16 CHAIRPERSON MATHIS: Vice Chair Herrera.

17 VICE CHAIR HERRERA: Here.

18 CHAIRPERSON MATHIS: Commissioner  
19 McNulty.

20 COMMISSIONER MCNULTY: Here.

21 CHAIRPERSON MATHIS: Commissioner Stertz.

22 And we have a quorum.

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

25 Our mapping consultant, Willie Desmond.

1           We have some staff in the room, of  
2 course, with us. Our executive director, Ray  
3 Bladine, our deputy executive director, Kristina  
4 Gomez.

5           Our chief technology officer, Buck Forst.  
6 We have some public outreach coordinators today.  
7 Kevin Adelson and Christy Olson. And I think that's  
8 it. That's the staff this morning.

9           Thank you all for being here. We'll get  
10 started and move into agenda item 2, map  
11 presentations.

12           We have one from Coconino County Board of  
13 Supervisors chair, Lena Fowler. If she's ready, she  
14 can come up to the podium.

15           LENA FOWLER: (Speaking in Native  
16 tongue.)

17           Madame Chairman, members of the Arizona  
18 Independent Commissioning -- Redistricting  
19 Commission, I am Lean Fowler, chair of the Coconino  
20 County Board of Supervisors.

21           Many thank you for allowing me to present  
22 to you and thank you to your service to Arizona in  
23 determining a new legislative and congressional maps  
24 for our state.

25           We understand that the task of

1 legislative and congressional redistricting is a  
2 major undertaking and a significant personal  
3 commitment on your part.

4 As elected officials, we know the full  
5 well and personal commitment and sacrifice that we  
6 make on a daily basis. Given that we have taken --  
7 you have taken an extra step in volunteering for  
8 this responsibility, your commitment to service is  
9 even more commendable.

10 Thank you.

11 Your role and decision that you will make  
12 will have long-term impact on Arizonans.

13 You may remember our former chair, Mandy  
14 Metzger, gave a background about Coconino County at  
15 the August 1st IRC meeting in Flagstaff. At the  
16 time, she also shared our values, principals as they  
17 relate to the legislative and congressional  
18 district.

19 Further, our county manager, Steve Peru,  
20 spoke to you again in Casa Grande stating that the  
21 County had not taken a formal position on any draft  
22 maps from community groups or the IRC at the time.

23 In the past several months, our Board of  
24 Supervisors has spent considerable amount of time  
25 talking to our fellow elected officials in the

1 region sharing our principals and soliciting their  
2 views on the subject.

3 We studied the maps that have been  
4 proposed by different groups around the state as  
5 well as the what-ifs the IRC consultants have  
6 prepared for your consideration. We have applied  
7 our principals to those maps in order to give you --  
8 give our views as you go into your final  
9 deliberation.

10 We do not have a map to present today.  
11 It is our consid- -- it's our considered view that  
12 you have fine mapping consultants and -- at your  
13 disposal that you may -- you have listened to the  
14 community's perspective in your first round of  
15 public hearings that you are now thoughtfully  
16 putting that imprint on the what-if maps going  
17 forward.

18 However, we do have our comments and  
19 recommendations about the what-if maps of  
20 September 12th. So I'm just going to go through the  
21 maps.

22 Undivided Coconino County with north and  
23 northeast county neighbors. First, we want to keep  
24 Coconino County as whole as possible. We are the  
25 second largest county in the country.

1           As you continue to develop the Northern  
2 Arizona CD, we urge you to include Coconino County  
3 in a district with the northeast counties of the  
4 state. We believe that the communities along the  
5 I-40 tend to do more major stopping in Flagstaff  
6 and, therefore, have an economic relationship with  
7 the area. That is not the case when you go west of  
8 Coconino County.

9           Hispanic Coalition map. We support the  
10 Hispanic Coalition for Good Government district  
11 proposed map.

12           It is important that IRC uphold the  
13 Voting Rights Act by establishing at least two  
14 majority/minority districts. In doing so, I urge  
15 you to take very serious -- seriously the map  
16 presented to you by the Hispanic Coalition,  
17 including the southern and western portion of Yuma  
18 County.

19           What-if congressional river district  
20 version 4 and 6A. We support these maps as they  
21 include Verde Valley in Coc- -- with Coconino  
22 County. They are similar to the Hispanic Coalition  
23 map and therefore appear to comply with the Voting  
24 Rights Act. And they do not include the Mexico  
25 border, which we feel is not in the best interest of

1 our community of interest.

2 We also -- we suggest, however, that you  
3 look at taking Graham and Greenlee County and make  
4 them whole.

5 What-if congressional river 3 border  
6 combination map.

7 We like this map as it keeps Coconino  
8 County whole, but have serious concerns about  
9 splitting Verde Valley, which is -- which we  
10 consider a community of interest, putting half of it  
11 in the western district. We would also want to --  
12 assurance that this map addresses the Voting Rights  
13 Act provisions.

14 Whole counties congressional district  
15 map.

16 Our County Board of Supervisors is very  
17 concerned about the rendition of the whole county  
18 congressional district maps to date, including those  
19 posted on your website on September 14th.

20 Our concerns include the following: We  
21 are not sure these particular what-if maps address  
22 the Voting Rights Act provision. Eliminating the  
23 Verde Valley from Coconino County area and a  
24 community of interest of ours.

25 And some communities of interest are

1 spared. Specifically maps create a very real  
2 possibility of having a person in urban area of  
3 Maricopa County representing a primarily rural and  
4 tribal community -- community congressional  
5 district.

6           What-if 3 border congressional district  
7 map.

8           We have concerns about this map as well,  
9 as it is -- it does not appear to take into account  
10 the Hispanic Coalition's recommendation and  
11 therefore may not fulfill the Voting Rights Act  
12 provision.

13           Further, this map splits Coconino County  
14 completely in half and puts it in a district that  
15 includes the Mexico border.

16           The district would literally include  
17 three borders of the state making it extremely  
18 difficult for a congressional representative, no  
19 matter how dedicated they are, to appropriately  
20 represent the needs of the entire district.

21           The Arizona strip, the northern -- the  
22 northwestern border of Arizona, for example, has  
23 nothing in common with the Arizona/Mexico border  
24 communities. Again, such map was split both  
25 Coconino and Yavapai County.

1           As for legislative district, we have the  
2 following comments: Although the County would  
3 prefer to be kept intact as possible in the  
4 legislative district, if necessary, we will live  
5 with one split. However, we want to ensure that in  
6 doing so, that any legislative district includes the  
7 greater Flagstaff, which includes the area impacted  
8 by the Schultz fire and flood, Doney Park,  
9 Timberline, and Fernwood community -- neighborhoods.

10           We also would like to see legislative  
11 district that is similar in configuration with the  
12 Northern Arizona Council of Governments area with  
13 the exception of Prescott and Prescott Valley.

14           The NACOG area works together on many  
15 common issues and has for many years. That would be  
16 Coconino, Apache, and Navajo Counties.

17           Finally, the significant concern to the  
18 County is the community of interest. Community of  
19 interest in our area includes not in particular  
20 order, regional economic development, ecotourism,  
21 transportation, forestry, ranching, and agriculture,  
22 institution of higher learning, rural versus  
23 nonrural areas of the county and our tribal nations.

24           In addition, I would like to thank you,  
25 the commissioners, for expressing their support of

1 the competitive districts. Competitive districts  
2 give the voters a legitimate choice.

3           While we understand that competitiveness  
4 is not the main criteria for forming districts, it  
5 is important -- it is an important consideration so  
6 that it gives the citizens of our state meaningful  
7 choice in the representation at the state  
8 legislature and U.S. Congress.

9           We, Coconino County Board of Supervisors,  
10 must constantly balance the rural and urban areas in  
11 our county, which have existing perspective.

12           Our vast rural landscapes or homes to  
13 many residences. We also -- we would ask that you  
14 keep in mind the diversity we have described in  
15 prior testimonies as we -- as you refine the maps.

16           In closing, I would ask that you hold our  
17 -- your second round of hearings in Flagstaff on  
18 October 6th. Due to the County's -- County  
19 Supervisor's schedule, that is a good time and a  
20 good time in the week. We hope that you will grant  
21 that as a formal request.

22           We appreciate the dedication of the IRC  
23 members, staff, and for the opportunity to provide  
24 our perspective.

25           If there is anything that you can -- that

1 we can do to be of assistance in the weeks ahead,  
2 please do not hesitate to contact me or other  
3 members of the Board of Supervisors.

4 You have met our county manager, Steve  
5 Peru, and he's always available to assist as well.

6 Thank you.

7 CHAIRPERSON MATHIS: Thank you,  
8 Chairwoman.

9 Any questions anyone had?

10 VICE CHAIR HERRERA: Madame Chair.

11 CHAIRPERSON MATHIS: Mr. Herrera.

12 VICE CHAIR HERRERA: I don't have  
13 questions, I just -- well, actually I do.

14 Ms. Fowler, have you seen our river  
15 district version 7A? You had mentioned the two  
16 river district version to that 4 and 6A. So I just  
17 wanted to make sure that you were able to see that.

18 And the reason I bring that up is I think  
19 you've made some good comments about the river  
20 district versions 4 and 6A, but we've also come up  
21 with a new version, and I think are respecting the  
22 comments made by the Native American leaders and  
23 also the Hispanic Coalition and people from as far  
24 away as Bullhead City, people from Yuma, people from  
25 the other side of the state.

1           So I think that's a map that I think you  
2 will find pleasing, if I may say the word.

3           LENA FOWLER: I'm looking at it right now  
4 with the congressional district river district  
5 version 7.

6           Let me see. I'm trying to go back and  
7 see which one we had talked about.

8           VICE CHAIR HERRERA: In creating that  
9 map, we did take the public comments with regard to  
10 that.

11          LENA FOWLER: Does that have Verde Valley  
12 with Coconino County?

13          VICE CHAIR HERRERA: Yes, ma'am.

14          LENA FOWLER: I'm trying to look at the  
15 map right now.

16          VICE CHAIR HERRERA: Yes, ma'am, that is  
17 the right one.

18          LENA FOWLER: The right one. Okay.

19          VICE CHAIR HERRERA: It has the Pai  
20 tribes, Flagstaff, Verde Valley, Navajo, Hopi, they  
21 are all together in that -- would be considered the  
22 eastern rural county -- excuse me, district, which  
23 appears to be pretty competitive now, based on the  
24 information we have now.

25          LENA FOWLER: And it also still has

1 Scottsdale and Mountain (sic) Hills, and we are just  
2 wondering what's the -- how many voters are in those  
3 areas and we are just concerned about the  
4 competitiveness.

5 VICE CHAIR HERRERA: Sure -- if I  
6 remember correctly, in our version we did remove  
7 Fountain Hills from that particular district to make  
8 it more rural. I think we ended up doing that.

9 LENA FOWLER: I think we would like to  
10 look at the numbers so --

11 VICE CHAIR HERRERA: Sure.

12 LENA FOWLER: -- we can see --  
13 just evaluate it ourselves.

14 The other one is the Greenlee and Graham  
15 County.

16 So thank you for pointing that out.

17 VICE CHAIR HERRERA: Thank you.

18 CHAIRPERSON MATHIS: Any other comments  
19 or questions?

20 VICE CHAIR FREEMAN: Madame Chair.

21 CHAIRPERSON MATHIS: Mr. Freeman.

22 VICE CHAIR FREEMAN: I just want to thank  
23 you for coming straight to us and we look forward to  
24 coming up hopefully on October 6th, if it works out  
25 with our schedule to meet with you all again.

1           We really appreciate the input that  
2 you've provided us.

3           LENA FOWLER: Thank you.

4           COMMISSIONER MCNULTY: Madame Chair.

5           CHAIRPERSON MATHIS: Ms. McNulty.

6           COMMISSIONER MCNULTY: I just want to say  
7 the same thing. Thank you for your very detailed  
8 comments. That's extremely -- appreciate it, and  
9 for coming here.

10          LENA FOWLER: Thank you. And we will  
11 continue to follow your process and provide our  
12 involvement. And thanks for bringing the most  
13 recent map to our attention. We will evaluate that.

14          So thank you.

15          VICE CHAIR HERRERA: Thank you.

16          CHAIRPERSON MATHIS: Thank you very much.

17          So we have another map presenter today.  
18 Sara Presler, mayor from the City of Flagstaff.

19          SARA PRESLER: I'm at taller than Lena.

20          Good morning, Madame Chair, members of  
21 the Commission. Thank you for having us here today.

22          Mr. Kanefield, good to see you.

23          My name is Sara Presler, S-a-r-a,  
24 P-r-e-s-l-e-r, and I'm the mayor for the City of  
25 Flagstaff.

1           We are here today to comment in support  
2 of Coconino County on the comments they have  
3 provided to you and to clarify the maps that the  
4 City of Flagstaff has presented to you on previous  
5 occasions.

6           Before I begin, I want to credit you for  
7 your diligent and prompt response for our scheduling  
8 staff who -- in Flagstaff. I know that you've had a  
9 chance to talk with our city manager and you've seen  
10 Daryl Melvin here on multiple occasions.

11           And while we can't get the imprint of  
12 Mr. Herrera's head out of our minds, I would share  
13 with you that on many occasions, the media and  
14 others have tried desperately to pull us apart in  
15 our communications. And every time I'm asked, I  
16 remind them how hard you are working, how diligent  
17 you work, and how honorable it is that we were  
18 invited into the kitchen of Mr. Herrera because I  
19 don't know that I would do that myself. And if  
20 you've seen my kitchen and know my schedule, that's  
21 a real big win.

22           So I just offer you that out of kindness  
23 and favor to say to you we are excited you are  
24 coming back to Flagstaff. I'm glad I got to talk to  
25 many of you in Bullhead City when I know over to

1 testify there. And we know that while you weren't  
2 there physically, that through technology, you were  
3 able to accept all of the comments the City of  
4 Flagstaff community members provided as part of the  
5 record.

6 So just wanted to own it and say we are  
7 excited to see you back and appreciate your hard  
8 work. And no matter what outside influences I think  
9 try to engage in this process, whether it's early  
10 state legislatures or sort of excited media  
11 presence, I want you to know that serving in this  
12 role is really important and we recognize that.

13 And so we honor your work and we  
14 appreciate it and we understand the level of  
15 commitment and dedication that each and every one of  
16 you have to this process. I just wanted to begin by  
17 greeting you and saying thank you to you.

18 VICE CHAIR HERRERA: Thank you.

19 SARA PRESLER: The City of Flagstaff  
20 values a redistricting outcome that is first and  
21 foremost compliant with the Voting Rights Act of  
22 1965 and does not regress misrepresentation of  
23 Native populations in Northern Arizona.

24 We wish to maximum competitive districts  
25 across the state of Arizona. We want everyone to

1 have the advantage of a competitive district, and we  
2 wish to place Flagstaff in such a district.

3 We value placing Flagstaff in a district  
4 whose communities share our same transportation,  
5 economic, higher education, governance, and natural  
6 resource interests. And we further clarify to  
7 include that to mean forest health and water issues.  
8 And we value placing the Greater Flagstaff area in a  
9 single legislative district.

10 We share many of the values that Coconino  
11 County has enunciated to you. In particular, we  
12 modified our own value statement based on our weekly  
13 conversations of the meetings with the County to  
14 include the particulars of forest health, and higher  
15 education in that conversation because while you  
16 have not yet presented definitional terms, we know  
17 our communities best, as elected officials, and want  
18 to be able to help define that for you.

19 As you know, the City of Flagstaff is in  
20 Coconino County. And in response to Coconino  
21 County's conversation, we would like to offer a  
22 minor modification to the City of Flagstaff's  
23 legislative district map that we previously  
24 submitted to you.

25 And while it may appear to you to be such

1 a detail and a random tweak, it's important enough  
2 that we all get up at 4:00 in the morning, as you  
3 do, too, and come here together to talk about it.

4 So we are leaning toward the modification  
5 of including the Fernwood, the Doney Park, and the  
6 Timberline neighborhood.

7 As rim communities, we face significant  
8 issues with wildfires and natural resource issues.  
9 And so it's upon that principle that what happened  
10 in the Schultz fire area around Fernwood, Doney  
11 Park, and Timberline had the direct impact on our  
12 watershed. So to not include them would simply be  
13 oversight on our part.

14 And so I anticipate that at next week's  
15 council meeting, we'll adopt a formal modification  
16 to our map. And while it may feel particular to  
17 you, wow, is it a hot topic in our community.

18 So I wanted to just come and clarify that  
19 point and ask you to just take a look at  
20 incorporating those neighborhoods that are just  
21 north, northeast of Flagstaff into our map.

22 Again, the Fernwood, Doney, and  
23 Timberline areas.

24 We do identify ourselves as a rim  
25 community but we do want to draw your attention

1 related to the congressional map river district 7a  
2 version and say to you that rather than get into the  
3 particulars, that we are running in the same  
4 direction as you on that map. And so from the  
5 bigger-picture view, we would like you to continue  
6 to look toward the river district 7a version from  
7 the congressional map. And that is a little more  
8 closer to our map that we have adopted and submitted  
9 to you from the Flagstaff City Council.

10 We have taken a look at your recent  
11 legislative grid maps and the what-if scenario. And  
12 the one that more closely aligns and reflects what  
13 the City of Flagstaff has submitted to you, noting  
14 that minor change, is the option 2 version 5 map.

15 And so we would just ask you to keep that  
16 bigger picture in mind and to keep that direction as  
17 you begin to formulate your final thoughts as we  
18 head toward the 30-day comment period.

19 So I'm here today to tell you that I  
20 think we have more things in common than we have  
21 different. And in rural Arizona, issues like roads  
22 and higher education, forest health, and water are  
23 issues that define us more than streets and  
24 neighborhoods.

25 And so to keep the bigger picture in

1 mind, we really wanted to draw your attention today  
2 to the County's comments, the modifications of  
3 Fernwood, Doney, and Timberline, that minor sort of  
4 nuance in the conversation with the City's map that  
5 its adopted and submitted to you for the legislative  
6 district and draw your attention to the  
7 congressional grid map version 7a river district  
8 version and to the legislative grid map option 2  
9 version 5.

10 So thank for allowing me to comment and  
11 follow my colleague from the Coconino County Board  
12 of Supervisors. And we look forward to hopefully  
13 seeing you October 6th. If it's a different date,  
14 we'll make it work, too. But just wanted to thank  
15 you for your work because it's so important. And  
16 while you know that, I want you to know that I know  
17 that, too, and our community knows that.

18 I was asked a question. They said,  
19 "Well, they didn't come to us last time. Mayor, do  
20 you think they are going to come again?"

21 I said, "Of course, they are going to  
22 come again." This is a democratic representative  
23 process. And so it can be a little awkward and can  
24 have a couple of glitches. But at the end of the  
25 day, we are all here for the same bigger purpose.

1           So thank you for listening to our ideas  
2 and for taking them into account and for moving in a  
3 direction that reflects what our community sees as  
4 our like interests in a competitive environment.

5           So thank you.

6           Any questions?

7           CHAIRPERSON MATHIS: Thank you, Mayor  
8 Presler. We really appreciate you coming today.

9           And actually, the modification you  
10 mentioned, it's not a minor one to us. Any details  
11 we can get like that are hugely helpful. So thank  
12 you for bringing that to our attention.

13           Are there any comments from other  
14 commissioners?

15           VICE CHAIR HERRERA: Madame Chair.

16           CHAIRPERSON MATHIS: Mr. Herrera.

17           VICE CHAIR HERRERA: Mayor Presler, we do  
18 have a lot more in common, and I thank you for the  
19 passionate speech. That's why I love Flagstaff.  
20 They have great elected officials. Not only a great  
21 university, the Ivy league of the Southwest but --

22           SARA PRESLER: Go Lumberjacks.

23           VICE CHAIR HERRERA: Go Lumberjacks.

24           But I would like --

25           SARA PRESLER: We come from the same

1 team, so that's good.

2 VICE CHAIR HERRERA: I know.

3 Could you do me a favor and expand on why  
4 you like the river district 7A? I would like -- if  
5 you can give us as much detail as possible.

6 SARA PRESLER: Absolutely.

7 The City of Flagstaff has adopted three  
8 things to help us make a good decision. You know,  
9 some folks work on the visual of the map, some folks  
10 work on the criteria and the details related to the  
11 numbers, and other folks work on the value  
12 statement, you know, the principals.

13 So when we adopted our congressional map  
14 that we have submitted to you and we take a look at  
15 what you are proposing to the community to comment  
16 on, we line up the things that we identify with in  
17 the sense of the river district version 7 keeps as  
18 much as Coconino County whole as possible.

19 So it really respects the County. And we  
20 are a good partner with our County. I mean, not  
21 only do we have five public meetings of city council  
22 about this topic, right, welcome to my world, but  
23 more importantly, we meet every week with our County  
24 supervisors one on one to talk about these issues.  
25 So we want to line up with their values, too.

1           So when I look at the map, one, it  
2 includes as much of Coconino County as possible.

3           Two, it includes the ideas -- go  
4 Lumberjacks -- of higher education and the community  
5 college district as much as possible. And the  
6 community college district has been coming to our  
7 weekly meetings. It includes the forest health  
8 issues and the watershed issues that we are dealing  
9 with in both our pending litigation with the  
10 Navajo/Hopi Nations and with all of our partners in  
11 the Little Colorado settlement.

12           So if you think about the water issues,  
13 the forest health issues, the natural resource  
14 interest, and keeping Coconino County whole, when I  
15 have to weigh all of the potential what-ifs, that's  
16 the map that lines up in the direction that we think  
17 best reflects not only the map we have submitted to  
18 you and our value statement, but arguably takes into  
19 account the other factors that we have, meaning  
20 compliance with the Voting Rights Act, equal  
21 populations, communities of interest under  
22 transportation, governance, and economics.  
23 Competitiveness is an important factor for us, and  
24 compactness and contiguousness. We have adopted all  
25 of this criteria just like you have.

1           So I can't exactly jurisdictionally give  
2 you a stamp of approval, but what I can say is that  
3 on those specific factors, Mr. Commissioner, we are  
4 moving in the same direction.

5           So if that map or a map that sort of  
6 splices and dices and wraps around our map that we  
7 have adopted from the City of Flagstaff more closely  
8 aligns with the river district version 7 for those  
9 reasons.

10           VICE CHAIR HERRERA: Thank you so much.

11           SARA PRESLER: Thank you,  
12 Mr. Commissioner.

13           CHAIRPERSON MATHIS: Comments from other  
14 commissioners?

15           VICE CHAIR FREEMAN: Madame Chair.

16           CHAIRPERSON MATHIS: Mr. Freeman.

17           VICE CHAIR FREEMAN: One thing I would  
18 ask you to do is the whole county approach map,  
19 that's a work in progress, and I just wanted to make  
20 sure it was clear, that map was developed based on  
21 following those constitutional criteria you  
22 mentioned.

23           And while we want to respect what  
24 Flagstaff's viewpoint is, we got to look at the  
25 whole state as well.

1           And I think -- what I think you'll see is  
2 -- I mean, I've got a few more steps in my mind as  
3 to how to modify that map and I think -- I'm hoping  
4 that it will be -- it will come -- it will be in  
5 this -- we'll be moving in the same direction as  
6 well on that map and we'll get something that will  
7 shape up perhaps similar to the river district 7a in  
8 terms of that or in something that will be in line  
9 with thoughts of the people that like Flagstaff that  
10 you represent.

11           So I hope -- keep an eye on that one,  
12 because I like other aspects of that map and what it  
13 does in other parts of the state in terms of  
14 complying with the constitutional criteria. And --  
15 but we really appreciate the help on this and I'm  
16 really looking forward to coming up and meeting with  
17 you all again in early October.

18           So thank you for coming today.

19           SARA PRESLER: Thank you, Commissioner  
20 Freeman.

21           And, Madame Chair, if I could just  
22 respond to say that we understand this is a fluid  
23 process. And so at this point, I think it does both  
24 of us better work to say we are moving in the right  
25 direction or we are not moving in the right

1 direction.

2           And so the City of Flagstaff submitted to  
3 you a congressional map. When we line up that map  
4 with your river district version 7A, that tells me  
5 we are moving in the right direction.

6           Will it change? Will we need to make  
7 modifications maybe even during the 30-day period?  
8 Probably. But I just want to reassure you that when  
9 I look at this map, I know that we are moving in the  
10 right direction and I know that the people are being  
11 heard.

12           VICE CHAIR HERRERA: Madame Chair.

13           CHAIRPERSON MATHIS: Mr. Herrera.

14           VICE CHAIR HERRERA: This particular map  
15 was -- praising it, but not only people from the  
16 Coconino -- from the eastern rural county that are  
17 praising this map, it's people from the western  
18 rural district as well, from Yuma.

19           So it's a whole map that's taking public  
20 comments into account from all parts of the state,  
21 not just the Coconino County area.

22           And, Mayor Presler, it does help for us  
23 when we are trying to finalize these maps or at  
24 least come out with a good map to present to the  
25 public for leaders like yourself to let us know

1 you're headed in the right direction with this one  
2 and state your reasons why. And you did a really  
3 good job of doing it, and I'm pretty proud of that  
4 map and so is Commissioner McNulty. And I  
5 appreciate your comments and they are very  
6 passionate. I think you've made some good points  
7 and I am glad you are happy with that map.

8           And I would encourage your leaders from  
9 Flagstaff and others in the County that if they like  
10 that map, to share their thoughts with us as well.

11           SARA PRESLER: Thank you,  
12 Mr. Commissioner, I do appreciate that. And I can  
13 say with complete assurance that looking at the  
14 concepts that are brought forward and knowing that  
15 we can have a real conversation about how Flagstaff  
16 and the Verde Valley and Coconino County really  
17 belong together.

18           And then even though I went to high  
19 school in Bullhead City, I probably don't belong in  
20 a district with Mayor Hakim, right? I mean, I love  
21 him to pieces, but, I may not belong in the same  
22 district as him.

23           So as we talk about those issues, it's  
24 really good that despite political parties and  
25 public media pressures and the other conversations

1 that are happening, that I know and we submit data  
2 and information to you and we work with you, that  
3 you're responsive from a neutral and fact-based  
4 perspective.

5 And so I want to commend you and  
6 appreciate to you, you know, our expression of  
7 thanks beyond political lines, beyond public  
8 conversation because this is real work that we are  
9 doing here.

10 And I appreciate you, Madame Chair,  
11 saying that it's not minute because to us, it's  
12 true. I stand here and go, really, am I going to  
13 advocate for Fernwood and for Doney Park? But it's  
14 meaningful because that is an area that we care  
15 about. And what happens in that fire and flood area  
16 impacts our watershed, our forest health, our  
17 transportation, our education. So it's something  
18 we've got to make that little change to and we  
19 appreciate you taking note.

20 CHAIRPERSON MATHIS: Thank you very much.

21 Any other comments?

22 COMMISSIONER MCNULTY: Madame Chair, I'll  
23 just say thank you for coming here, for your very  
24 kind comments about our mix-up and for your detailed  
25 focus on the maps. It's extremely helpful.

1           SARA PRESLER: It's great to see you.  
2 And I believe I saw you in Bullhead City.

3           COMMISSIONER MCNULTY: Yes, indeed.

4           SARA PRESLER: If you make it up there,  
5 you can make it everywhere.

6           It's great to see you, ma'am, and we look  
7 forward to seeing you again in Flagstaff, all of  
8 you.

9           VICE CHAIR HERRERA: Go Lumberjacks.

10          SARA PRESLER: Go Lumberjacks.

11          Thank you, Madame Chair.

12          CHAIRPERSON MATHIS: Thank you very much.

13          Our next speaker is Brandon Kavanagh from  
14 Flagstaff Forty.

15          BRANDON KAVANAGH: Actually, before I  
16 start, I've got another slip to turn in for someone  
17 else from Flagstaff. I don't know if I should turn  
18 it in up here.

19          CHAIRPERSON MATHIS: Ray will take that.

20          BRANDON KAVANAGH: I appreciate you  
21 bearing with me here. I've just come down this  
22 morning. I'm a little sleep-deprived. My son was  
23 born ten days ago.

24          CHAIRPERSON MATHIS: Congratulations.

25          BRANDON KAVANAGH: I'm very happy to be

1 here. So if I -- hopefully I'll stay on course here  
2 and the caffeine will keep me going.

3 Well, as I said, my name is Brandon  
4 Kavanagh and I'm one of those people that grew up in  
5 Arizona and I was born and raised in Flagstaff, and  
6 I will admit I did run away for a while.

7 After high school, I ran screaming from  
8 the state of Arizona and I went to college at  
9 Georgetown and I went to law school at George  
10 Washington.

11 And after passing the Maryland bar exam,  
12 I began practicing law in D.C. However, I say that,  
13 but I saw the error in my ways and it only took  
14 eight years in Washington D.C., which is a wonderful  
15 place to go to school but not a good place to live.

16 And I came to Arizona. I came back to  
17 Arizona. I came back to Flagstaff specifically.  
18 You know, that's pine trees, there's fresh air,  
19 there's plenty of places to park. You know, there's  
20 things there that you just -- you have to keep all  
21 of these ideas together as to what is the quality of  
22 life.

23 And I definitely have come back to  
24 Arizona to appreciate it. And I've also spent five  
25 years working down in Phoenix. I took a break and

1 then I moved back to Flagstaff to raise my family  
2 where I grew up.

3           So I definitely come here speaking as a  
4 small business owner, as a member of Flagstaff  
5 Forty, and as a fan of the opportunities that we  
6 have here and what we can do to enhance the quality  
7 of life of where I have decided to call home.

8           Now, I certainly appreciate that all of  
9 you have had a lot of testimony already, and as I  
10 understand yesterday, even a family emergency. So  
11 I'm going to keep my comments short.

12           What we've got here is that as a member  
13 of Flagstaff Forty -- and I believe you're already  
14 familiar -- very familiar with our organization. We  
15 are a group of committed business leaders. We work  
16 together and we are trying to address the critical  
17 needs of our area.

18           And what we are looking at is not just  
19 what makes Flagstaff good, but also what makes  
20 Arizona good. Because what makes Arizona good helps  
21 make Flagstaff good.

22           And we certainly acknowledge that we are  
23 not just an island up there in the north, that we  
24 need to be connected to different communities and we  
25 need to have good synergy there.

1           Now, my particular background focuses on  
2 economic development and through real estate law and  
3 business law. I have served as the chair of the  
4 State Bar of Arizona business law section. I am  
5 currently a member at large of the executive  
6 committee of that session and I'm also involved in  
7 the Arizona Association of Economic Development.

8           And we often discuss what we can do to  
9 bring and attract more businesses to Arizona. Not  
10 just Flagstaff, of course, but to Arizona in  
11 general.

12           And certainly, it was last week that a  
13 national study came out that ranked Arizona 49th --  
14 49th in our economic outlook and our ability to  
15 attract entrepreneurs. And that's something we need  
16 to work on. That's something that we need to focus  
17 on and it's something that your redistricting issues  
18 can definitely impact.

19           Now, specifically Flagstaff Forty looks  
20 at the alignments of communities of interest, and  
21 it's something that we are very focused on,  
22 especially in these difficult economic times we're  
23 really looking at the economic corridors. We are  
24 looking at the question of preserving and enhancing  
25 those economic corridors.

1           And we certainly have that concept that  
2 we appreciate the eastern rural congressional  
3 district approach. And the recent maps, of course,  
4 certainly as 7A has been talked about a lot today,  
5 you know, and maps very similar to that as well as  
6 yesterday's hearing revealing that you were  
7 committed to two rural districts and a competitive  
8 district. And we very much thank you for that and  
9 we support that approach to things.

10           Now, of course, Flagstaff has over a  
11 20-year history of aligning with the eastern  
12 communities in a congressional district and we have  
13 worked together with those eastern communities on  
14 those issues of quality of life, on those economic  
15 development issues, and we certainly would like to  
16 keep that going.

17           Topographical, land management, tourism,  
18 lifetime perspective, you've heard all of these  
19 terms and we are here to say them again. We  
20 certainly want to support that common philosophy of  
21 land management.

22           And as you heard definitely brought about  
23 by the County and the City, the issues of water  
24 issues, the winter weather as well, recreation,  
25 forest management, all of those things certainly

1 speak very specifically to us and they speak with  
2 the communities of interest that we would want to  
3 align with.

4           Further, also, I'm a registered  
5 Independent, and so I very much appreciate the idea  
6 of a competitive district. And it's definitely  
7 something that the eastern rural target. And the  
8 way that that's been brought together definitely  
9 appreciate that idea and that potential of a  
10 competitive district.

11           Also we note, of course, that the 2001  
12 IRC only drew 3 out of 30 districts that were  
13 competitive. And so we very much support that idea,  
14 although I understand it's also being beaten up  
15 quite a bit and brought up.

16           And so we appreciate that you do have to  
17 focus on trying to make everyone happy and probably  
18 being -- eliminating that success and, therefore,  
19 almost like a good settlement as an attorney, you  
20 know, everybody comes away a little bit unhappy.  
21 But unhappy to the point that everybody is able to  
22 get a lot of what they need, even if they don't get  
23 everything that they need.

24           So competitiveness brings more citizens  
25 into the political process. It's certainly -- you

1 know, I can testify to that myself. You know, as an  
2 Independent, I like to see what's out there. I like  
3 to see what's coming from both sides. It gives us a  
4 wider array of voters and it gives us a wider array  
5 of who is potentially elected.

6 Both of these factors lead to good  
7 solutions for what's facing our state. And I think  
8 that's definitely something that I would stand up  
9 and talk about, that it's not always about political  
10 parties, it's about the process. It's about getting  
11 your voice heard and it's about getting your  
12 community's voice heard.

13 So you've heard about the Verde Valley  
14 alignment and the I-17 corridor. And Flagstaff  
15 Forty definitely appreciates that and supports that  
16 approach.

17 And so again, that's another reason why  
18 saying 7A and any other maps that are like 7A are  
19 certainly something that we would be in support of.

20 So I thank you for your time investment  
21 in the issue. You definitely will be impacting  
22 Arizona for the next ten years. So very much  
23 appreciate your efforts and anything you can do to  
24 help all of our communities.

25 Thank you.

1 CHAIRPERSON MATHIS: Thank you.

2 VICE CHAIR HERRERA: Madame Chair.

3 CHAIRPERSON MATHIS: Mr. Herrera.

4 VICE CHAIR HERRERA: Thank you.

5 Do you mind describing who is the makeup  
6 of the Flagstaff Forty in terms of the political  
7 affiliations? I'm just curious.

8 BRANDON KAVANAGH: Actually, we cross all  
9 lines because we are a group of -- technically right  
10 now I don't believe we are correct in saying we are  
11 Forty. I think we're a few short. I think we're  
12 like 36 right now.

13 VICE CHAIR HERRERA: 36.

14 BRANDON KAVANAGH: Right. But Flagstaff  
15 Forty is a group of community business leaders. And  
16 membership does require ownership or management  
17 status in a local business so that we are very much  
18 focused on those local business issues. It cuts  
19 across all parties, across all types of  
20 philosophical issues.

21 As a matter of fact, sometimes when we  
22 have internal discussions, the different types of  
23 discussions we have are very interesting because  
24 all sorts of different issues and topics and  
25 approaches are discussed in our meetings. So we are

1 very much not weighed in any particular party. So  
2 we are very much focused on the community and the  
3 particular views of the business owners in that  
4 community.

5 VICE CHAIR HERRERA: Just to confirm,  
6 this is not a Democratic organization or Republican  
7 organization. It's a mixture of all of them?

8 BRANDON KAVANAGH: Correct. As a matter  
9 of fact, I don't even think that I have any  
10 knowledge necessarily of the political registrations  
11 or leanings of any of the other members in Flagstaff  
12 Forty. It's not part of our organization at all.

13 VICE CHAIR HERRERA: The reason I ask  
14 this is that I want to talk about the -- or focus on  
15 the praise that's coming for that particular river  
16 district version 7A. It's coming from both sides of  
17 the isle.

18 BRANDON KAVANAGH: Yes. And while, of  
19 course, I don't have any official authority to -- as  
20 said before, to put any kind of stamp on that, we  
21 certainly appreciate the concepts and the thought  
22 process that is going in the direction of 7A and any  
23 maps that would be similar to that.

24 VICE CHAIR HERRERA: I appreciate that.  
25 Thank you.

1 CHAIRPERSON MATHIS: Any other comments?  
2 No questions?

3 COMMISSIONER MCNULTY: I just want to  
4 thank you for coming, for the attention that you're  
5 paying to the details of the process. I wish every  
6 community in the state was able to focus on the  
7 details the way that you have here this morning.  
8 And I expect as we move ahead, we'll hear more and  
9 more of these kinds of things. But it is very  
10 helpful.

11 BRANDON KAVANAGH: Thank you very much.

12 CHAIRPERSON MATHIS: Thank you.

13 Our next speaker is Teri Grier -- forgive  
14 me if I'm mispronouncing that -- a consultant for  
15 Flagstaff Forty -- or 36.

16 TERI GRIER: Members of the Commission,  
17 my name is Teri Grier, and I represent Flagstaff  
18 Forty. And I may be available to answer some of the  
19 questions that you have asked.

20 Let me give you a little bit of an  
21 overview of Flagstaff Forty and kind of how they  
22 came about.

23 You may know that there are economic  
24 development groups in -- or hubs in different parts  
25 of the state. Flagstaff had an economic development

1 council and they basically were folded into other  
2 entities.

3           And so this group came from a group of  
4 interested business people and different entities  
5 around the Flagstaff area that wanted to make sure  
6 they continued having representation in the  
7 Flagstaff area that worked with other economic  
8 development groups in the Phoenix area and in the  
9 Tucson area.

10           So your representation includes  
11 everything from Northern Arizona University to the  
12 community college to the hospital, to different  
13 business owners. So it includes your major industry  
14 in the Flagstaff area to some of your small  
15 businesses.

16           So it has no political affiliation and  
17 it's specifically focusing on economic development  
18 and business-related issues to try to put the best  
19 minds in place to address some of the pressing  
20 issues to help move Flagstaff forward and keep them  
21 basically on the cutting edge. So hopefully that  
22 helps address that issue.

23           And specifically, I appreciate the fact  
24 that you asked the question, why do people like map  
25 7A?

1           I would like to back up a second and say  
2 as someone who is tracking the hearings -- and you  
3 all have sat here for -- at this point you're now  
4 logging hour 12 in a three-day period and I've  
5 gotten to sit from my recliner at home and I can  
6 look at the maps from home and take notes from home.  
7 And the fact that you have done such an amazing job  
8 at allowing people to be part of the process, even  
9 when we are not following you everywhere, I really  
10 want to thank you because I've been able to pull up  
11 the maps, go alongside, take my notes, and go back  
12 and rehear the hearings.

13           And I know you often hear the other side  
14 of the story, and I wanted to make sure you heard  
15 the side of the story from someone who -- it's part  
16 of my job, and my job depends on it. And I've been  
17 able to follow right along.

18           With that being said, I think the fact,  
19 Commissioner Freeman, that this map is called the  
20 river district and then it was drawn specifically to  
21 address issues related to the river district and it  
22 also happens to address the other congressional  
23 district is a tribute to your map consultant and to  
24 the work you guys are all doing.

25           The testimony that I have heard from the

1 last two days is that you were committed to having  
2 two rural districts and that one of those two  
3 districts was going to be a competitive district.

4           You heard testimony from Mayor Presler  
5 that they like the fact that our communities of  
6 interest were represented here. But specifically,  
7 this is a competitive district. It basically is  
8 within 5 percent.

9           And when I testified before you in Casa  
10 Grande a few weeks ago, I talked about the benefits  
11 of being in a competitive district. From a  
12 first-person perspective having served on staff for  
13 Congressman Renzi and the benefits of that, no  
14 matter which party was in control, how it assisted  
15 the members. So I think that you have succeeded in  
16 that.

17           I think there were some questions  
18 yesterday regarding rural and regarding Pima County  
19 and communities of interest and how you have  
20 communities of interest in the Southern part of the  
21 state and how it relates to the Navajo Nation.

22           And from a perspective of a staff  
23 member -- if I could take my hat off and put on a  
24 different hat -- it is very hard to tie a  
25 congressional district of 50,000 acres together

1 unless you basically divide it up into hubs and  
2 realize that you have different constituencies and  
3 that you're managing each one those hubs, that you  
4 have a farming hub, you have an agricultural hub,  
5 you have a hub for mining, you have a hub for your  
6 Native American population, and you have a separate  
7 hub for each one of those.

8           And so from a perspective of management,  
9 that's one of the things that whoever ends up with  
10 that district is going to have to deal with.

11           The commentary and the relationship to  
12 the tribes yesterday was very telling where they  
13 talked about that they were able to form a coalition  
14 and that their relationships had actually grown  
15 stronger.

16           We had eight tribes. Congressional  
17 District 2 represented seven tribes. So you saw  
18 that they were able to form a bond when they were  
19 asking to not crack. And so I think that that's  
20 something very important and that's something that  
21 we honor.

22           One of the other things that was  
23 mentioned was in relationship to Flagstaff and the  
24 economic impact. And I went home and I did some  
25 statistics, and Flagstaff as an economic hub, in

1 2008, their taxable sales were 1.6 billion. And so  
2 when we look at this as an economic hub, it's really  
3 important.

4           You heard testimony today from the  
5 chairwoman of the county supervisors that all along  
6 I-40, especially to the east, and all up and down  
7 the I-17 corridor, that basically is a traffic  
8 pattern.

9           In addition to that, it's the largest  
10 employer in the area. And the larger employer  
11 actually is the government and they employ 19,000 so  
12 it has a population of 65,000. And of those, the  
13 jobs are 19,000.

14           So when you're looking at who is  
15 commuting in and what those traffic patterns are and  
16 what the profits are, the taxable sales and the  
17 employers I think that's something to keep in mind.  
18 So from what do you like about 7A, compactness well  
19 as impact compact at you can get, competitiveness,  
20 communities of interest, I think you're on the right  
21 track and I just wanted to say thank you.

22           CHAIRPERSON MATHIS: Thank you.

23           VICE CHAIR HERRERA: Madame Chair.

24           CHAIRPERSON MATHIS: Mr. Herrera.

25           VICE CHAIR HERRERA: One of the things

1 that I like when people talk about why they like a  
2 certain thing or why they don't, they give specific  
3 information and it's factual, and I appreciate that  
4 from you and from the people that agree with you.

5           And you talk about competitiveness, you  
6 know, when -- the importance of having a competitive  
7 district, whether it's one term it becomes a  
8 Republican legislator or a Democratic the next time,  
9 is that that individual, whether it be Democrat or  
10 Republican or Independent has to campaign throughout  
11 the whole district if it's that competitive.

12           You can't ignore one of the districts  
13 because you think, you know, they don't align with  
14 me. You can't. You can't do that.

15           When we went to Bullhead City, they had  
16 the complete opposite. They live in a district that  
17 is so uncompetitive that that particular  
18 representative for -- that represented Bullhead City  
19 hadn't been there in about two years and they were  
20 fuming. They were very -- they were not happy with  
21 that individual. And that's what happens when you  
22 create districts that are not competitive. That  
23 that individual who is elected doesn't have to go to  
24 certain areas because they -- he or she has his base  
25 and they don't have to go there.

1           So I appreciate you making those points  
2 about the importance of competitiveness and how  
3 everyone will be represented, whether if it's a  
4 Democrat legislature and has brought the Republican  
5 constituents or conservative constituents, they will  
6 be represented as well because they need to be  
7 heard.

8           So I can't thank you enough.

9           CHAIRPERSON MATHIS: Other comments or  
10 questions?

11          VICE CHAIR FREEMAN: Madame Chair.

12          CHAIRPERSON MATHIS: Mr. Freeman.

13          VICE CHAIR FREEMAN: I just want to thank  
14 you, Ms. Grier, for coming and speaking with us.  
15 And it's -- I know you'll appreciate it's a very  
16 complicated problem with many degrees of freedom.  
17 And we've been all over the state. We've heard a  
18 lot of voices from various parts of the state and  
19 they don't all jive, and that's something we have to  
20 sort out.

21                 And I think we are all trying to put  
22 together a map that makes sense for Arizona, and, of  
23 course, most importantly, follows the Constitution.

24                 So really appreciate -- I appreciate your  
25 assistance and input. And like I told the other

1 speakers, I'm looking forward to our meeting up in  
2 Flagstaff. And did I watch the last one online as  
3 you watched out by your -- outside on the patio. I  
4 was sitting in my office watching an empty table for  
5 a time until we got that squared away.

6 But thank you again for coming down  
7 today.

8 TERI GRIER: Well, thank you for your  
9 service.

10 CHAIRPERSON MATHIS: Thank you.

11 VICE CHAIR HERRERA: Thank you.

12 CHAIRPERSON MATHIS: We appreciate it.

13 I think that concludes all of the  
14 comments from the Coconino County area, City of  
15 Flagstaff, Flagstaff Forty. We really appreciate  
16 all of you coming out and providing input to us  
17 today.

18 I hope Mr. Kavanagh is able to get some  
19 sleep in the coming days, but I doubt it.

20 VICE CHAIR HERRERA: Madame Chair.

21 CHAIRPERSON MATHIS: Mr. Herrera.

22 VICE CHAIR HERRERA: You know, just one  
23 final comment. I do appreciate it when we have  
24 organizations that come and are obviously lobbying  
25 the IRC for favor of a map or their area, that they

1 disclose who they are. It just -- it makes -- it's  
2 refreshing that, you know, you come -- Flagstaff  
3 Forty, you guys come and talk about obviously what  
4 your interests are. Obviously, you have an agenda,  
5 and that's okay. But you at least disclose who is  
6 representing Flagstaff Forty. It's not this  
7 secretive organization, and I appreciate that. I  
8 really do. And I appreciate that from you and other  
9 organizations that have done that because if you're  
10 lobbying the IRC, you should be disclosing you are  
11 representing. And I appreciate that, so thank you.

12 CHAIRPERSON MATHIS: Thank you.

13 I would also like to just mention some  
14 congratulations to our staff, especially Buck Forst,  
15 who is making it possible for people to watch this  
16 process from their recliners. He's kind of an  
17 unsung hero in all of this. And we don't always  
18 succeed, but we do most of the time and we've been  
19 really fortunate to have Buck make it happen for us.  
20 So thank you.

21 VICE CHAIR HERRERA: Thank you, Buck.

22 CHAIRPERSON MATHIS: Okay. So that  
23 concludes agenda item 2 regard to map presentations,  
24 unless there was somebody I missed that had  
25 something to tell us on this agenda item.

1           Okay. We will move to agenda item 3,  
2 review, discussion, and direction to mapping  
3 consultant regarding ideas for possible adjustments  
4 to congressional grid map based on constitutional  
5 criteria. This is a recurring agenda item for us,  
6 doing this at every meeting, of course, looking at  
7 both congressional and legislative maps.

8           I know that we gave some direction to our  
9 mapping consultant, Mr. Desmond, yesterday, and he  
10 was able to complete some homework for us and there  
11 should be a whole counties version 6D.

12           VICE CHAIR HERRERA: Madame Chair, is  
13 there a way -- could we take a quick break -- just a  
14 five-minute break?

15           CHAIRPERSON MATHIS: Oh, sure, we can do  
16 that.

17           So let's -- we'll take a quick break. A  
18 five-minute recess. It's 11:04 a.m.

19           (A recess was taken from 11:04 a.m. to  
20 11:22 a.m.)

21           CHAIRPERSON MATHIS: We'll conclude  
22 recess now. The time is 11:22 and we were on agenda  
23 item 3, getting ready to talk about constitutional  
24 criteria for the congressional grid map, but I  
25 understand that some members of the public might

1 want to address some of the information that was  
2 just presented. So I thought I would do a call to  
3 the audience for this.

4 And also we thought it might be helpful  
5 to pull up version 7A of the river district map so  
6 that just -- everyone has the context and maybe  
7 Mr. Herrera can talk about it from just a basic  
8 standpoint, give people a sense of what's on it.

9 LYNNE ST. ANGELO: Madame Chairman,  
10 before that could I make my comment?

11 CHAIRPERSON MATHIS: Of course.

12 So Lynne St. Angelo, representing self  
13 from LD 26.

14 LYNNE ST. ANGELO: Thank you.

15 S-t, period, A-n-g-e-l-o, Lynne,  
16 L-y-n-n-e.

17 I had a comment on the river district 7A  
18 that is being considered, and I just wanted to point  
19 out some things about it.

20 Basically this map cracks the most  
21 competitive congressional district in the state of  
22 Arizona. Even according to Mr. Desmond and all of  
23 the calculations, CD 8 was the most competitive  
24 congressional district. This basically cracks it in  
25 half.

1           And what it does is take Cochise County,  
2 which is very rural, and pushes in into a very large  
3 part of Tucson, which is very heavily Democratic and  
4 very compact as a city and then it takes Oro Valley,  
5 Marana, and Saddlebrooke and puts them -- whoa, am I  
6 okay? Can you hear me -- with the Navajo Nation.

7           And I guess you guys only came to Oro  
8 Valley one time to the Oro Valley town council  
9 meeting room and you probably didn't drive around  
10 and see our area, so I just wanted to let you know  
11 what Oro Valley and Saddlebrooke and Marana are like  
12 that you've now put with the Navajo Nation.

13           The Navajo Nation also asked for a rural  
14 district. Okay. That is what they requested and  
15 part of Pinal County on the eastern side is pretty  
16 rural until you get to Saddlebrooke and also Graham  
17 County and Cochise are very rural, but those have  
18 been taken out of the Navajo Nation district the way  
19 it is now and put with Oro Valley.

20           Saddlebrooke is the first thing you come  
21 to from the Navajo Nation where is it coming down,  
22 as the way it's drawn, and Saddlebrooke is a very  
23 large community, like 7,000 people cut by  
24 Saddlebrooke Boulevard. On both sides of  
25 Saddlebrooke Boulevard are two very large golf

1 courses. And around those golf courses are the  
2 community rooms, the restaurants, and all of the  
3 housing developments are centered around the golf  
4 course.

5 As you come down just a little further,  
6 five miles down, you hit Oro Valley and first thing  
7 on the west side of Oracle Road is Sun City, which  
8 is also three big precincts that are surrounding a  
9 golf course and all of the houses there, same thing  
10 as Saddlebrooke, are built around this golf course.

11 And coming down a little further down  
12 Rancho Vistoso Boulevard, which comes off of Oracle  
13 Road and wraps around, is Honeybee Canyon, Stone  
14 Canyon, and then Rancho Vistoso golf courses.

15 Each one of these are very large  
16 communities built around golf courses.

17 Then on the other side of Oracle Road on  
18 the east side coming down, there are two more golf  
19 courses, same thing, housing developments,  
20 residential homes there, community centers and  
21 restaurants built around two very large golf  
22 courses.

23 Then going across Oracle Road on the east  
24 side is Oro Valley Country Club, which is another  
25 very large community, a precinct in itself, built

1 around a golf course with houses and restaurants and  
2 country club.

3           Continuing on further into Oro Valley,  
4 close to where you were, on La Canada Boulevard is  
5 the Hilton golf course. And around it is a very  
6 large community built around it, same thing. And  
7 there is the town of Oro Valley, the real commercial  
8 district and the Oro Valley town council is on that  
9 road.

10           As you go up that road, La Canada to the  
11 north, on the east side of it is the other side of  
12 the Rancho Vistoso golf course, and all of the  
13 community up there is built around that.

14           Directly across La Canada Boulevard is  
15 our -- a private airport where those homes are also  
16 built around an airport, and many of them have barns  
17 for their airplanes and they drive them down the  
18 little roads and take off from that airstrip.

19           So this is all now still Oro Valley.

20           Moving down Tangerine, a little bit  
21 further, like a mile down, you come to the mountain,  
22 which is Marana. Dove Mountain is built around --  
23 Dove Mountain Boulevard on both sides of that are  
24 three different golf courses, same thing. These are  
25 communities built around golf courses.

1           So as you can see, this is -- to put this  
2 with the Navajo Nation is really ludicrous. I mean,  
3 there is nothing in any way that resembles a rural  
4 setting like a Navajo Nation.

5           So that alone -- you should just send  
6 this map, at least at that portion of it, into a  
7 review because it doesn't make any sense at all and  
8 especially from a community of interest.

9           It also has cracked CD 8 in half and  
10 manipulated it around so that two halves of it are  
11 now separated completely from each other. And it  
12 was the most competitive district in the state  
13 before this map.

14           So anyway, those are my comments on that  
15 and -- but to say that this is a community of  
16 interest with the Navajo Nation, it makes no sense.  
17 Especially I think it goes up and also wraps in Casa  
18 Grande, which again, is a community, you know, with  
19 its own shopping centers and residential areas and  
20 golf courses, too.

21           So those are my comments on the map. I  
22 don't think it in any way represents the communities  
23 and would not serve Oro Valley, Marana, or  
24 Saddlebrooke at all well.

25           Thank you so much.

1 CHAIRPERSON MATHIS: Thank you.

2 VICE CHAIR HERRERA: Madame Chair.

3 CHAIRPERSON MATHIS: Mr. Herrera.

4 VICE CHAIR HERRERA: Can I just address  
5 some issues?

6 The -- I'm so glad that Ms. St. Angelo  
7 cares about competitiveness as I do. The river --  
8 excuse me, the District 1, which is -- was 8 -- I  
9 think we're talking about the same thing. She talks  
10 about it not being competitive.

11 Based on these numbers, and again, we  
12 have limited information, but river district --  
13 excuse me, District Number 1 has 53 percent  
14 Republican advantage over the 47 percent of the  
15 Democratic, based on the 2008, 2010 election.

16 So when talking about competitiveness,  
17 this is based -- again, based on the data that we  
18 have now, it's pretty competitive. So I want to  
19 make sure that that issue is corrected.

20 And also the -- I think Ms. Grier, am I  
21 pronouncing your name correctly -- did a really  
22 fabulous point about talking about the communities  
23 of interest within that particular district, though.  
24 Yet they might differ but they are still within a  
25 competitive district that will have their voices

1 heard.

2           So I respect that comment. I think you  
3 said it very well, which kind of addresses  
4 Ms. St. Angelo's concerns. So I thank you for that,  
5 to helping me out with those comments.

6           That's it.

7           CHAIRPERSON MATHIS: Thank you.

8           We have another person who would like to  
9 speak.

10          David Cantelme, representing FAIR Trust.

11          DAVID CANTELME: Thank you, Madame  
12 Chairman, members of the Commission.

13          I also had some comments on the points  
14 that were made yesterday by the tribal interests.

15          Can I address those or should I save them  
16 for the end of the meeting?

17          CHAIRPERSON MATHIS: You can address  
18 them.

19          DAVID CANTELME: Members of the  
20 Commission, I found those remarks, as I'm sure you  
21 did also, to be very moving, very informative, and  
22 very grateful that we had the opportunity to hear  
23 those remarks.

24          I would like to review briefly with you  
25 some of Arizona's historic sad and lamentable

1 treatment of her first people's, because we  
2 sympathize and we agree with many of the comments  
3 made yesterday.

4           It was not until Justice Levi Udall wrote  
5 the opinion for the Supreme Court in Harrison versus  
6 Laveen in 1948 that Native Americans first got to  
7 vote in this state, and that was after World War II  
8 and many of the code talkers and Ira Hayes and other  
9 heroes from our Native tribes have defended this  
10 country.

11           After the advent of one person, one vote  
12 and the Voting Rights Act, it's still sad to say  
13 that in 1970s -- in the 1970 redistricting cycle,  
14 there was still poor treatment of the Navajos, in  
15 particular. As then Chief Judge Craig wrote, "There  
16 is ample basis to suspect that the Indians were done  
17 in," end quote. That's from his opinion and in  
18 Clear versus Williams.

19           Even as late at 1981, the pattern and  
20 practice of abusing the tribes continued. As a  
21 young lawyer, I was part of a coalition that fought  
22 to stop that mistreatment, in particular, the way  
23 the San Carlos tribe was treated. It was divided  
24 into three legislative and three congressional  
25 districts, which was a clear violation of the Voting

1 Rights Act, and we did stop that. In that map it  
2 was prevented.

3 So what are the take-aways from  
4 yesterday's comments?

5 One, I think everybody in this room is  
6 probably in agreement -- do not split reservations.  
7 And I'm sure you will not do that.

8 Second, respect the wishes of the tribes  
9 where they would like to be placed.

10 Third, I think Chairman Ned Norris of the  
11 Tohono O'odham -- I know I'm not pronouncing it the  
12 way it should be, but that's the best I can -- made  
13 some very moving remarks. And we would strongly  
14 urge that those be taken into consideration and be  
15 listened to.

16 Fourth, we also agree with Steven Titla,  
17 counsel for the San Carlos tribe who suggested that  
18 you draw two rural Congressional districts and that  
19 neither of those two districts take in any part of  
20 Metro Phoenix or Metro Tucson.

21 And with all of those remarks, we are in  
22 complete agreement.

23 Now, turning to what's before you today,  
24 river district version 7A, members of the Commission  
25 I want to point out that I commend the effort here,

1 but it's got several significant defects and those  
2 need to be brought to light and they need to be  
3 considered.

4 First, Pinal County. As I look at this  
5 map, it cuts Pinal County into four separate  
6 districts. Pinal County does not want to be cut  
7 into four separate districts.

8 I can certainly sympathize with Coconino  
9 County, but you have to consider Pinal as well. And  
10 to cut it into four, to me, makes little sense.

11 Now, there are occasions particularly to  
12 avoid splits of reservation where counties must be  
13 cut. There's no way around it because, at least by  
14 my way of thinking, not splitting reservations has  
15 priority over splitting counties.

16 But nonetheless, four splits seem to me  
17 of what is still a rural county, although it's  
18 urbanized, as we all know, seems to be too much.

19 Second, if I'm reading this correctly,  
20 looking at it, and I can see that my eyes aren't at  
21 what they once were, if you look at the river  
22 district, District 4, it comes in and takes the San  
23 Tan Valley on the east side.

24 Members of the Commission, that makes no  
25 sense whatsoever from a community of interest

1 perspective. Why would you put the San Tan Valley  
2 in with Bullhead City or Lake Havasu?

3 Steven Titla said yesterday, and we  
4 agree, as I mentioned, do not bring the rural  
5 districts into Metro Phoenix or Metro Tucson. That  
6 makes no sense by my lights, and I don't think by  
7 most of the comments that have been made to you.

8 Third, Ms. St. Angelo is correct. This  
9 map makes District 1 less competitive. It is right  
10 now a very competitive district. It can be drawn,  
11 if it's kept entirely within Pima County so that you  
12 have almost an equal population registration of  
13 Republicans, Democrats, and Independents or other  
14 parties.

15 That would have the effect of respecting  
16 communities of interest, respecting county lines,  
17 and increasing competitiveness. I don't say 1 isn't  
18 competitive at all. I say it can be improved and at  
19 the same time serve the other goals in the state  
20 Constitution.

21 And last, and I think this is a serious  
22 mistake, members of the Commission. If you look at  
23 District 8, that sits as a cap or hat on top of the  
24 Metro Phoenix area.

25 I live in that district the way it's

1 going to be drawn in Cave Creek. And here is the  
2 defect in it. That's the area when growth returns  
3 to Arizona, and we know it will return, that's the  
4 area of high growth in Maricopa County.

5 So you're going to have a district that  
6 when that growth returns, is going to be seriously  
7 out of whack population wise.

8 I know it's not one of the criteria in  
9 particular. Maybe it's implied in the notion of  
10 equal population, but I think you ought to keep in  
11 mind all other things being equal, what are the  
12 growth areas. So what districts are going to get  
13 out of one person, one vote quickly. And that's an  
14 area that will very quickly.

15 The last point, ladies and -- members of  
16 the Commission, this one is very hard for me to make  
17 out on the version that I'm looking at, but I'm  
18 looking at District 6, I believe it is. District 6,  
19 which takes in the Gila River Reservation part of  
20 Pinal County, Salt River Reservation and it looks  
21 like it takes in part but not all of Scottsdale.

22 Here is the point I would make there,  
23 members of the Commission. It looks to me as though  
24 Scottsdale is divided into three districts. And I  
25 would say to what end?

1           Joining Scottsdale with that portion of  
2 Pinal doesn't make a lot of sense from the neutral  
3 criteria perspective, and those neural criteria are  
4 important. They are not the be all or end all, but  
5 they certainly are criteria that should be  
6 considered.

7           It would seem to me that this is a worthy  
8 effort but it's got several areas that could be  
9 improved from looking at it from the perspective of  
10 the state constitutional criteria.

11           And so I thank you again for your  
12 consideration.

13           VICE CHAIR HERRERA: Madame Chair, I have  
14 some questions for Mr. Cantelme.

15           CHAIRPERSON MATHIS: Do you mind waiting?

16           DAVID CANTELME: No, not at all.

17           VICE CHAIR HERRERA: You know, I'm  
18 looking forward to meeting with the Navajo Nation  
19 because we have been talking to them, but I suspect  
20 that they will find the river district 7A pretty  
21 favorable and -- but just like I asked the Flagstaff  
22 Forty people, who do you represent?

23           DAVID CANTELME: Sir, I represent the  
24 Fair Trust.

25           VICE CHAIR HERRERA: I understand that,

1 but what is it?

2 DAVID CANTELME: I've said it many, many  
3 times.

4 VICE CHAIR HERRERA: I'm hard of hearing  
5 and I --

6 DAVID CANTELME: Then I'll say it again  
7 for you, sir. FAIR, F-A-I-R Trust.

8 VICE CHAIR HERRERA: But --

9 DAVID CANTELME: And that's as far as I'm  
10 going. Let's not play this game, Mr. Herrera.

11 VICE CHAIR HERRERA: No, I just like the  
12 fact --

13 DAVID CANTELME: We're not going to go  
14 there.

15 VICE CHAIR HERRERA: Actually --

16 DAVID CANTELME: I'm not going to answer  
17 your question.

18 VICE CHAIR HERRERA: Can I speak?

19 I like the fact that when people are  
20 representing this Commission, that they expect us to  
21 be transparent and to do everything in the open and  
22 be as honest with the public as possible, and I  
23 think we are trying to do that.

24 But when you have organizations that try  
25 to lobby us and they don't let us know who they are

1 other than a name, that bothers me. And I have no  
2 doubt, Mr. Cantelme, that you -- and I heard really  
3 good things about you and -- but I'm not talking --  
4 I'm not talking about you, I'm talking about the  
5 organization you represent.

6 I as a commissioner would like to know  
7 who is lobbying us.

8 DAVID CANTELME: Mr. Herrera --

9 VICE CHAIR HERRERA: I hope you respect  
10 that.

11 DAVID CANTELME: Mr. Herrera, I respect  
12 you very much, sir. I've been cordial to you every  
13 time --

14 VICE CHAIR HERRERA: So have I.

15 DAVID CANTELME: Very few encounters that  
16 we've had, which haven't been many.

17 The complaint has been made. The  
18 Secretary of State dismissed it immediately as  
19 frivolous. We have complied with the law in every  
20 respect, sir. That's as far as I'm going to go.

21 VICE CHAIR HERRERA: Okay. I appreciate  
22 you not disclosing the information. But I  
23 appreciate those that have, and I would encourage  
24 people that approach us to disclose who they  
25 represent. I think we have a right to know as a

1 Commission who is lobbying us.

2           DAVID CANTELME: Sir, we are not lobbying  
3 anybody. We've not engaged in any lobbying. That's  
4 been determined by the Secretary of State. That's  
5 an over-and-closed issue, sir.

6           VICE CHAIR HERRERA: Okay. Thank you,  
7 Mr. Cantelme.

8           CHAIRPERSON MATHIS: Thank you.

9           Any comments from other commissioners?

10          COMMISSIONER MCNULTY: Yes, I have a  
11 comment, Mr. Cantelme.

12          DAVID CANTELME: Please.

13          COMMISSIONER MCNULTY: When you come up  
14 here and make comments that we think this and we  
15 think that and you will not disclose who "we" is,  
16 you put yourself in a position that is completely  
17 apart from, for example, the people we just heard  
18 from, from the community of Flagstaff who represent  
19 real people with real community concerns.

20                 I can only assume that you are  
21 constructing arguments based on the constitutional  
22 provisions in various ways that advance the  
23 positions and the interests of whoever it is that  
24 you represent rather than providing us with  
25 legitimate comments based on real people with real

1 concerns.

2           And so as I've said earlier, that goes,  
3 to me, to the weight of what you have to say to us  
4 because I don't know who you represent. I can only  
5 make assumptions about who you represent and that  
6 colors for me a great deal every comment that you  
7 make.

8           That may not concern you, the fact that  
9 what you say to me is colored by the fact that you  
10 won't disclose who you represent.

11           This particular vote may not be of  
12 concern to you, but it is important to the process.  
13 And I just want to make clear that I agree with  
14 Mr. Herrera and that's the reason I agree.

15           If you're going to come in here and  
16 you're going to make very detailed comments about  
17 things but you won't tell us on whose behalf you're  
18 making those comments, I can only assume that those  
19 comments are based on and motivated by self  
20 interested individuals who won't disclose themselves  
21 rather than based on the real interests of  
22 individuals who are coming before us every day and  
23 telling us who they are where they live.

24           DAVID CANTELME: Ms. McNulty, I  
25 appreciate your comments, and, ma'am, I very much am

1 interested in your vote and I've always tried to  
2 treat all members of the Commission very  
3 respectfully.

4 I seek to persuade you only by the power  
5 of the logic of my positions, by the points that I  
6 make, by the analysis that I offer. And every  
7 position that I've ever advocated before this  
8 Commission could be summed up very simply. It's no  
9 different from the article that Mr. Kanefield and I  
10 wrote. It is follow the state Constitution, which I  
11 know you intend to do.

12 And I pointed out here in my comments on  
13 map 7A what I think are serious defects and its  
14 inability to attain those criteria.

15 And when I speak to that, I'm very --  
16 very plain and very specific. This map cuts Pinal  
17 County into four districts.

18 I know you have to weigh a lot of factors  
19 and I know that no county can be treated -- no map  
20 is perfect. I know you're going to weigh all of  
21 these factors out.

22 I pointed out that District 1 would be a  
23 much more competitive district if it was wholly  
24 within Pima County. To me that makes sense. I've  
25 told you that I agree with the position that we are

1 at particularly yesterday by the Native Americans.  
2 And those are heartfelt and those haven't changed,  
3 Ms. McNulty my view in 30 years in doing this. I've  
4 never said anything today or at any time I've  
5 appeared before you that's contradictive in any way,  
6 any position I've ever taken before this Commission,  
7 the predecessor Commission, or the courts of law.

8           And I do apologize for using "we." That  
9 is a lapse that lawyers unfortunately fall into. It  
10 is what some call the royal "we" or whatever "we."  
11 If it would suit anybody better, I would be happy to  
12 use "I."

13           The points that I have given I think I  
14 can defend intellectually. There's no hidden  
15 agenda. Every point that I have made here today is  
16 one that has sound basis behind it. You may not  
17 agree with it, but nobody can say that it's not  
18 intellectually honest or that it doesn't come in  
19 support of internal logic.

20           And on that basis, I'll stand on it.

21           COMMISSIONER MCNULTY: The flaw in your  
22 logic, Mr. Cantelme, is that we do have to take into  
23 all of the criteria, and it's a very difficult job  
24 to assemble them to achieve a final product that  
25 works for all of the citizens of Arizona.

1 Anybody --

2 DAVID CANTELME: I agree with that.

3 COMMISSIONER MCNULTY: -- can use any of  
4 the criteria to make an argument that favors a  
5 particular interest. People can pick and choose  
6 criteria that support arguments that favor a  
7 particular interest.

8 And all I'm saying to you is that  
9 although your arguments may make sense from a  
10 logical perspective, given that you will not  
11 disclose who you represent, we can only make  
12 assumptions about that. And in my mind, that means  
13 that you are picking and choosing arguments based on  
14 the folks that you -- to advance the interests of  
15 the folks you are representing who you are unable to  
16 disclose to us.

17 And all I'm telling you is that that,  
18 from my perspective, goes to the weight of your  
19 testimony. We are both lawyers, so you know what  
20 I'm talking about. And the weight of your testimony  
21 is very thin as a result of that.

22 And that's just -- you know, I hear what  
23 you're saying intellectually. I mean, all of the  
24 arguments make sense. But what I have to do -- what  
25 we have to do -- what the five of us have to do is

1 pull together these districts for the best interests  
2 of six and a half million people in this state.

3           And so when I hear an argument, I think  
4 about who is that that argument is being made on  
5 behalf of. Is it truly being -- is it made being --  
6 on behalf the people in Northern Arizona who are  
7 struggling to make a living, is it made on behalf of  
8 the people in the eastern side of the state who want  
9 to pull together a truly competitive district so  
10 that they get people out at election time to  
11 participate in the process so they have a stake in  
12 it? Is that who the argument is being made on  
13 behalf of or is it being made on behalf of a group  
14 of federal or state legislators who have a vested  
15 interest in keeping things as they are.

16           So those are the things that run through  
17 my mind whenever I hear you speak, whenever I hear  
18 you pick and choose an argument that supports a  
19 particular provision or a particular position.

20           And I've listened. I've been congenial,  
21 as you say, as you have, and I don't intend not to  
22 do that, but I do feel the time has come where, you  
23 know, some of the elephants in the room need to be  
24 talked about and, that's one of them.

25           DAVID CANTELME: Well, I appreciate those

1 comments.

2           Let me just add one thing. I don't want  
3 to debate this back and forth, but I do think I need  
4 to mention this.

5           I think it's really important that we all  
6 respect each other. I think civility is critical.  
7 And I think the key to maintaining civility is let's  
8 look at proposals as they are made and let's analyze  
9 them on the merits. Let's weigh those merits and  
10 let's also look at consistency.

11           If any person coming before you is  
12 consistently taking the same positions, positions  
13 which are very defensible positions, it seems to me  
14 that that adds weight to those positions.

15           And I'll conclude my remarks with that.

16           COMMISSIONER MCNULTY: And the most  
17 merit, from my perspective, is representing the  
18 concerns of six and a half million individuals in  
19 the state of Arizona rather than the concerns of  
20 individuals who are unable to come forward and  
21 disclose who they are.

22           DAVID CANTELME: You know, I appreciate  
23 that. I was born in Arizona. I've grown up here.  
24 My family goes back four generations before 1850 in  
25 the state. There is nothing closer to my heart

1 other than my family in Arizona.

2 Thank you.

3 CHAIRPERSON MATHIS: Thank you.

4 VICE CHAIR HERRERA: Madame Chair.

5 CHAIRPERSON MATHIS: Mr. Herrera.

6 VICE CHAIR HERRERA: This isn't a  
7 personal attack against Mr. Cantelme, so I hope he  
8 doesn't take it that way. I don't know him but like  
9 I said, I have a lot of respect for him based on the  
10 information I've heard from Joe, who appears to be a  
11 close friend with him.

12 So this is an issue of what we are trying  
13 to do for the state and what's in the best interest  
14 of the state, not -- and I think we are being civil  
15 and we are not playing games.

16 I think we -- what we are doing is the  
17 right thing. I think that people in the public  
18 expect us to, on any organization that approaches us  
19 and tries to influence us, that we ask them to  
20 disclose who they are. And there's nothing wrong  
21 with that. And I think -- and I've been very  
22 consistent in asking every organization that  
23 approaches us, who are you and who do you represent.

24 So I've been very consistent and cordial  
25 with anyone, no matter their political leanings.

1 Doesn't matter to me because I respect them all. I  
2 just need to -- I'm trying to do the right thing  
3 here and asking every organization that's trying to  
4 influence us, just tell me who you are and who you  
5 represent. That's it. It's as simple as that.

6 VICE CHAIR FREEMAN: Madame Chair.

7 CHAIRPERSON MATHIS: Mr. Freeman.

8 VICE CHAIR FREEMAN: First, I don't know  
9 how to define the personal concerns of all  
10 6.5 million people in the state. I see those  
11 concerns reflected in the Constitution. And so I  
12 think -- I know we are all trying to follow the  
13 Constitution. That's where the people have spoken.  
14 The words on paper are what we have to work with.

15 But my real point is more of a procedural  
16 point. We started down a path at yesterday's  
17 hearing where we have allowed public comment to get  
18 into a question-and-answer and perhaps debate, and  
19 I'm concerned that -- I know you're running the  
20 hearings and it's within your discretion, and I  
21 appreciate that, but my concern is it might get away  
22 from us here if we continue down that path. And  
23 perhaps we should go back to where we were handling  
24 it before where the public comments and at the end  
25 of the comments we can either respond to criticism

1 or direct staff to take up the matter or place it on  
2 a future agenda item and that will allow us to both  
3 take in public comment, which is very important, and  
4 proceed with our work, which is developing these  
5 maps.

6 And if we are going to move -- I don't  
7 know if there's more comment on this issue, but if  
8 there isn't, then perhaps we should go ahead and  
9 look at a couple maps before we move on.

10 I know we had sort of talked about today  
11 being more of a work study day for us, trying to get  
12 some time for us to focus on the maps. So I would  
13 appreciate it if we could sort of get marching  
14 through the agenda here so we can get on with that.

15 COMMISSIONER MCNULTY: Mr. Freeman, I'll  
16 just say that I agree with you going forward, but I  
17 would also add that it was time to say a couple of  
18 things about that situation and now they've been  
19 said.

20 CHAIRPERSON MATHIS: We do have actually  
21 another member of the public who is addressing this  
22 particular agenda item. So since we've started that  
23 way, we'll conclude that way.

24 So Pete Bengtson, representing self from  
25 Pima County.

1           PETER BENGTSON: My name is Peter  
2 Bengtson. That's B-e-n-g-t-s-o-n. I represent  
3 myself. I don't even represent Betty. She comes up  
4 and says whatever she wants to say.

5           Let me first comment -- I agree with what  
6 Mr. Freeman just said. I think you started getting  
7 into discussions that can get away from us, so I  
8 think you should stop and I'm not going to expect a  
9 response.

10           My main point is I haven't been paying  
11 too much attention to these maps. The commissioners  
12 and Mr. Desmond are just overwhelming putting maps  
13 out, and so I was hoping that you'll settle down on  
14 one and I can comment on.

15           A lot of what I have heard this morning  
16 and I see in this 7A map looks like a reasonable  
17 starting point for the congressional map. And it  
18 would be great if -- and I've also made a comment on  
19 the Internet, I believe I did, that I think you guys  
20 need to stop putting out what-ifs and concentrate on  
21 one and start improving it. You don't have a lot of  
22 time.

23           This 7A looks quite reasonable to me. I  
24 like the fact that you've got the two rural  
25 districts. I really like the fact that you are not

1 splitting the Indian reservations.

2           It's -- trying to get equal populations  
3 in all of these districts is difficult. You're not  
4 going -- you're going to have to split counties and  
5 split cities to get equal populations.

6           And I will go home and look at the  
7 details on this one and send you some specific  
8 comments, but I would hope that you would focus on  
9 one map in the future and then I can pay more  
10 attention to it.

11           Thank you.

12           CHAIRPERSON MATHIS: Thank you.

13           So, Mr. Herrera, did you want to just  
14 provide some background on the 7A district map since  
15 there's been so much discussion of it today? And we  
16 are on the congressional agenda item. I thought it  
17 might be helpful.

18           VICE CHAIR HERRERA: Sure.

19           We can start with the eastern -- or the  
20 western river district -- the river district --  
21 what's called river district 4.

22           And again, we -- I think we based that  
23 particular district on the comments we heard from  
24 the public both in Yuma and Bullhead City, Lake  
25 Havasu, is that they don't want to be represented

1 from someone that is residing in Maricopa County,  
2 that they want a truly rural area by the river. I  
3 guess communities of interest, they have a lot in  
4 common.

5           So that's why we created that particular  
6 one. And the comments were they don't want  
7 Flagstaff in this district or the Verde Valley, that  
8 they wanted -- that they want the communities to  
9 stay together and to be represented by a congressman  
10 that has the interest of that community in mind.  
11 And I think that particular district does that.

12           It is -- I think it's solidly Republican.  
13 It cuts off in the Yuma area where the people in  
14 Yuma, the public comments were they had more in  
15 common with Bullhead City and Parker than they do  
16 with the Southern part of Yuma.

17           Again, that particular district I think  
18 -- it's not perfect, but I think we are getting to  
19 the point that I think we have a good product here.

20           If you go to District 2, that particular  
21 district meets the voting rights requirements, which  
22 are foremost and most important and it puts areas of  
23 interest together and keeps the highly Hispanic  
24 areas of Yuma, San Luis, Gadsden, Somerton together  
25 with the other border areas.

1           So, again, I think that that one is based  
2 on public comments and also respecting the Voting  
3 Rights Act.

4           And Number 1 -- District Number 1,  
5 again -- and I talked about the competitiveness, and  
6 we only have currently data from 2008, 2010. But  
7 again, when you talk about competitiveness -- and I  
8 am glad Mr. Cantelme cares about competitiveness as  
9 I do, but it's a pretty competitive district based  
10 on this information.

11           Again, there's a 6-point difference,  
12 6.34. I think most people would say that that's  
13 pretty darned good. And what I want to do is get  
14 this even better where they are as close to zero as  
15 possible. I don't know if it's going to be  
16 possible, but that's what we'll try.

17           So, again, this is a pretty competitive  
18 district. If you go up to the -- to 5 -- 5, again,  
19 this is based on the public comments. The Pai  
20 tribes wanted to be together with the rest of the --  
21 with the Navajo, Apache, Hopi. So that's why we  
22 pulled that arm in there, which looks a little odd,  
23 but again it's meeting the Voting Rights  
24 requirements and it's staying intact with the city  
25 of Flagstaff, the Verde Valley, and it just follows

1 that line. Again, trying to create a competitive  
2 district keeping it away from Pima as much as  
3 possible and also Maricopa County. Again, this is  
4 based on public testimony.

5 And then if you look at -- if you look at  
6 6 -- with 6, we're trying to -- can you zoom in a  
7 little closer with 6, if you can get as many  
8 areas -- the cities and towns that are in 6.

9 So 6, what we're trying to do is keep  
10 some communities that have something in common like  
11 Tempe, West Mesa, Ahwatukee, Arcadia area, which is  
12 where I live, and these areas have a lot in common.  
13 And I think what we are trying to do with this area  
14 is create a competitive district. And I think we do  
15 that based on this information. Again, a 6.43  
16 spread with the advantage currently to Republicans.

17 So let's go to 9.

18 Can you zoom in a little closer and get  
19 some of the cities in there?

20 So what we are trying to do with 9 also  
21 is create a competitive district. Right now based  
22 on this information it's not quite competitive.  
23 Again, it's a leaning Republican district with a  
24 13-point spread, but I think we can do a better job  
25 in that area creating -- creating -- being a little

1 more competitive.

2           What we are trying to do is keep it south  
3 of the 101. And the reason we are trying to do that  
4 is this is a well-established area and we're trying  
5 to keep it away from the urban sprawl. Again, this  
6 is based on public testimony.

7           Let's go to 7.

8           Majority-minority district. And again,  
9 Voting Rights Act. This particular district has  
10 60.22 HVAP. The benchmark was 57 and the benchmark  
11 for the other majority-minority was around 50 --  
12 around 50 and this brings it up to 53.49. So again,  
13 we're splitting the Voting Rights Act -- let's see  
14 what areas -- 3, the area of CD 3.

15           Can you zoom in closely, Mr. Desmond, to  
16 CD 3 just to get some of the areas that are --

17           Can you get a little closer?

18           And the CD 3 is mostly Mesa and it's --  
19 it's a pretty conservative part of Mesa, which I  
20 would see as a community of interest, keeping them  
21 intact and dividing them around Mesa Drive, which  
22 is -- I think that particular area of Mesa probably  
23 has more in common with Tempe than they do with East  
24 Mesa. So I think the people in East Mesa, if they  
25 haven't seen this map, will be pretty pleased.

1           And one more. 8.

2           If can you do me a favor, Mr. Desmond,  
3 and zoom in as close as you can to 8.

4           Can you go a little closer? Is that  
5 possible?

6           WILLIE DESMOND: On the east or the west  
7 side?

8           VICE CHAIR HERRERA: On the east side.

9           Now, this one -- unfortunately, with  
10 Congressional District 8, we couldn't make it too  
11 competitive. It is solidly one political party that  
12 would probably represent -- if this is said and  
13 done, this is the map we adopt, it will be solid  
14 Republican.

15           Unfortunately, we can't get all of them  
16 be competitive, but we're trying to get as many as  
17 possible.

18           But what I will do is definitely be  
19 thinking about removing the San Tan from the river  
20 district. I think that makes sense and also explore  
21 a swap between District 8 and District 4.

22           So we are still making changes to this  
23 map. I think it's getting to the point that -- you  
24 know, we're making the changes based on the public  
25 testimony. But this is the -- this has been the

1 only map that has gotten praise from both  
2 Republicans and Democrats from all over the state,  
3 and I appreciate that. I'm not saying this to  
4 praise myself or to praise Commissioner McNulty, but  
5 say -- this is getting bipartisan support. This is  
6 the only map that has been given bipartisan support.  
7 So I just want to make a point.

8           So that's the map. So hopefully I've  
9 explained it.

10           CHAIRPERSON MATHIS: Thank you for  
11 walking us through that. I appreciate it.

12           VICE CHAIR HERRERA: Sure. No problem.

13           CHAIRPERSON MATHIS: Any comments?

14           VICE CHAIR FREEMAN: Madame Chair.

15           CHAIRPERSON MATHIS: Mr. Freeman.

16           VICE CHAIR FREEMAN: Aspects of the map  
17 have received bipartisan support. I don't believe  
18 all of the map has been -- received --

19           VICE CHAIR HERRERA: It all adds up to  
20 one.

21           VICE CHAIR FREEMAN: Excuse me.

22           I would like to illustrate some other  
23 things about this map.

24           Could you zoom out please, Mr. Desmond?

25           Let's go ahead and look at this area that

1 comes down and gets the San Tan Valley.

2 I mean, I think all public comment aside,  
3 ultimately the map has to speak for itself. This  
4 has to be something that's going to appear in the  
5 Arizona Republic or the Star or other local papers  
6 and they are going to see a color -- probably on the  
7 front page, a colorful map of Arizona.

8 People are going to have to look at that  
9 map and say, well, it looks like there's -- there's  
10 no funny business going on. It makes sense for the  
11 state. They are compact districts.

12 And this finger where Bullhead -- the  
13 district that encompasses the river, Bullhead City,  
14 comes down and grabs the San Tan Valley. If you  
15 look at that on Google earth, that's a fairly  
16 densely populated -- basically suburbia there with  
17 lots of Spanish-style homes right next to each  
18 other. I mean, that's being put in with Bullhead  
19 City and Lake Havasu City and other parts of the  
20 so-called river district.

21 I don't think that really passes the  
22 test.

23 It also -- and I think Commissioner  
24 Stertz, who unfortunately had a family emergency and  
25 couldn't be here today, he illustrated this

1 yesterday, is if you drive out on the Superstition  
2 and you're heading out to the Arboretum out there in  
3 Superior, I mean, you just go from congressional  
4 district to congressional district to congressional  
5 district, and quite literally, there's probably a  
6 span here of only a few miles where you pass  
7 through -- you got a different congressman right  
8 there and then you're into the district that  
9 encompasses Northeastern Arizona.

10 That seems to be a pretty significant  
11 problem with this map.

12 If you can could zoom out and then  
13 refocus sort of on Phoenix central area.

14 Another concern of mine is it does seem  
15 to be -- there does seem to be a result-oriented  
16 process at work here. I mean, the Arizona  
17 Constitution requires us -- requires us to the  
18 extent practicable, to construct districts that are  
19 equal population, satisfy the Voting Rights Act,  
20 that are compact and contiguous, that respect county  
21 municipal, geographic boundaries and respect  
22 communities of interest. And we are to favor, as  
23 required by the Constitution, configurations that do  
24 that and also create competitive districts as long  
25 as they don't do substantial detriment to the other

1 goals.

2           This one seems like we've started with --  
3 if we happened to satisfy any of the other five  
4 constitutional criteria, it's by happenstance. I  
5 mean, we've got Scottsdale carved up various  
6 different ways, we've got every other -- and a lot  
7 of these cities are going to have to be divided, but  
8 I don't think it should be willy-nilly.

9           We've got a district that goes from  
10 Buckeye to North Scottsdale. I mean, I don't think  
11 that's the way -- and it also seems to be consigned  
12 to be a heavily Republican district.

13           So the concerns of competitiveness, I  
14 guess don't apply to those voters. But it doesn't  
15 seem to make sense in terms of how the Phoenix,  
16 Arizona, area fits together.

17           Let's then -- I would also want to point  
18 out we've got a district that has got parts of  
19 Scottsdale, wraps all the way around and picks up  
20 the Gila River Indian Reservation down here. It  
21 includes Arcadia. Mr. Herrera likes to note that he  
22 lives there.

23           I live in Greater Arcadia, too. But not  
24 only that, but I'm from there. So I've got -- I  
25 haven't gone far in life. I'm still in the same ZIP

1 code, but I have a real deep sense of what that  
2 community is like and what neighborhoods and areas  
3 of the town that sort of naturally relate to it and  
4 how that area fits together.

5 And then, Mr. Desmond, if you could  
6 please zoom out and then we'll look down at the Oro  
7 Valley area and Pinal County area.

8 Maybe zoom out a little more please and  
9 maybe sort of shift that down to the bottom of the  
10 screen a little bit. Other way. I'm sorry.

11 Okay. So here's a district, District 5  
12 in this river district map that encompasses Window  
13 Rock, the Navajo reservation, Flagstaff, and  
14 basically the Grand Canyon area and the Pai tribes.

15 We've crossed this county line here to  
16 pick up a big chunk of population. Over a hundred  
17 thousand people live here. This is Marana, Oro  
18 Valley, Casas Adobles, this area where --

19 We had a hearing down there back in June.  
20 We got lots of public comment not only at that  
21 hearing, but various other hearings. I can't cite  
22 you chapter and verse, streets and corners in this  
23 area of Arizona, but I have driven around there.  
24 This is a fairly densely populated -- over a hundred  
25 thousand people living there. Fairly affluent area

1 of the state and that's being packaged together with  
2 Casa Grande, Coolidge, Florence, Window Rock,  
3 Flagstaff, and the Grand Canyon area.

4           There's some concerns there. Certainly  
5 if we are talking about listening to public comment,  
6 we're not listening to public comment there with  
7 those people because they talked about the  
8 relationship with Tucson and their desire to stay  
9 with Tucson.

10           Even if we had a lot of people from  
11 Saddlebrooke area that's that little bump there that  
12 extends into Pinal County talking about, look, we  
13 know we are on the Pinal county side of the line but  
14 here is where you should make an exception because  
15 we are tied in with these communities here and with  
16 Tucson, not with Pinal County.

17           So we got this urban area that's stuck  
18 into a largely rural district that really includes  
19 vast areas of the state up north.

20           We've got a muddied area -- I mean, if  
21 there's concern about where do the candidates come  
22 from, what areas do they maybe pay more attention  
23 to, it could be this area. Then again, this area  
24 could be totally -- because it's not certainly the  
25 majority of the district, it could be totally

1 overwhelmed by the other rural districts.

2           Either way, I don't know which way it  
3 would fall, it seems sort of problematic to me.

4           Also -- and, Willie, if you could zoom  
5 out one more time.

6           I mean, it's not an easy problem to  
7 solve. I think it's not -- it's not simple. And if  
8 we talk about public comment, we heard a lot about  
9 rural versus urban and that distinction. And it's  
10 very important for these people that rural areas  
11 stay rural and urban areas should stay urban because  
12 there's some diametrically different interests  
13 there.

14           And what we've done here is we've taken  
15 and we heard -- if we're going to talk about public  
16 comment, we heard plenty of public comment about  
17 keeping Cochise County and these rural areas rural  
18 and not putting them with urban Tucson area. That  
19 does that.

20           Now, everyone can't have their way. I  
21 mean, it won't fit together. Maybe that has to be  
22 done, maybe not. But I don't think that -- I think  
23 it's -- we should be so definitive in saying this  
24 map complies with public comment and just cite a  
25 couple boxes of binders. I mean, we've got lots of

1 public comment and taking different positions in  
2 different areas and we've got to deliberate and  
3 consider on that.

4 I mean, there are aspects of this map I  
5 like, and -- but I have great concerns about other  
6 aspects of the map.

7 So I think -- I know that one thing we  
8 asked our consultant to do yesterday was to take  
9 the -- this version of the map and print it out --  
10 I've got it here, a big poster -- with an overlay of  
11 the whole counties map, that what-if scenario that  
12 I've been kind of walking down, taking off the  
13 constitutional criteria as I adjusted the -- had the  
14 map adjusted and see --

15 I mean, there's some similarities to both  
16 maps, and -- but there's some differences, too. And  
17 maybe with some study, the five of us can come up  
18 with something that will work, it will comply with  
19 the Constitution, it will be a configuration that  
20 will give more competitive districts or make the  
21 districts more competitive and something that will  
22 fit and work with Arizona.

23 It's something that when we publish it to  
24 the public, the public will see it and understand  
25 and think that we did our job.

1 Thank you, Madame Chair.

2 CHAIRPERSON MATHIS: And achieve  
3 preclearance.

4 VICE CHAIR FREEMAN: Oh, yeah.

5 COMMISSIONER MCNULTY: The first time.

6 CHAIRPERSON MATHIS: Yeah, the first  
7 time. That's our hope.

8 Thank you, Mr. Freeman, for those  
9 comments.

10 Does anyone have any other comments on  
11 7A?

12 VICE CHAIR HERRERA: Yeah, Madame Chair.  
13 The issue with San Tan Valley -- we're  
14 definitely -- the issue that we are addressing --  
15 that I am addressing that I want to move it out of  
16 the river district.

17 And there's other concerns that  
18 Commissioner Freeman has that are legitimate -- and  
19 this is still a work-in-progress and I wish it were  
20 done, but it's not, and we are trying to make those  
21 changes. I think we're -- and compromise and also  
22 public comment.

23 But let me talk about competitiveness.  
24 We have nine districts and it's impossible to  
25 create -- to make all of them competitive,

1 unfortunately. That would be nice. I would love to  
2 make 8 competitive as well, but I think Commissioner  
3 Freeman would agree that that's close to impossible  
4 to make all of them competitive, but we can try to  
5 make as many as possible competitive.

6 And the issue with 1, I think the point  
7 has been made pretty well. It's a competitive  
8 district, so Marana, Oro Valley, Saddlebrooke could  
9 have -- they could elect someone that represents  
10 their interests and it could maybe go back and forth  
11 every couple of years.

12 So what we tried to do with this  
13 particular map is keep the community of interest  
14 whole and not break them up. And that's what it  
15 did.

16 Again, not everybody can get what they  
17 want, but we are trying everything we can do to make  
18 sure that we satisfy every requirement that we have.

19 It's not going to be easy, and I'm so  
20 glad that Commissioner Freeman paid a lot of  
21 attention to this map because I know he likes it.  
22 He said he likes it -- aspects of it. Thank you.  
23 And I would encourage him to pay more attention to  
24 it and focus on the really good parts, as most of us  
25 have done.

1           And actually, we're going to be making  
2 changes. And I appreciate your comments,  
3 Commissioner Freeman. So don't think I'm ignoring  
4 them. But again, this is something that we are  
5 continuing to work on and improve every time. I  
6 think every time we meet we're making changes and we  
7 are making very good changes.

8           So thank you.

9           CHAIRPERSON MATHIS: Thank you.

10          VICE CHAIR FREEMAN: Madame Chair.

11          CHAIRPERSON MATHIS: Mr. Freeman.

12          VICE CHAIR FREEMAN: It would be nice if  
13 Commissioner Herrera could also acknowledge that  
14 there is some disagreement and it might be an honest  
15 good-faith disagreement.

16          VICE CHAIR HERRERA: Sure.

17          VICE CHAIR FREEMAN: But, you don't  
18 intend to do that. You tend to only compliment  
19 yourself.

20          VICE CHAIR HERRERA: Commissioner  
21 Freeman.

22          VICE CHAIR FREEMAN: And, yes, I think  
23 there are aspects that are good, but I've  
24 illustrated some concerns, which I think are  
25 legitimate concerns. And I don't think -- while I

1 think it's -- the Constitution requires us to favor  
2 configurations that create districts that are more  
3 competitive, I think that if the competitiveness is  
4 truly a concern, it applies to every voter. I mean,  
5 the policies and rationals behind it would apply to  
6 everyone.

7           And if you say, well, it's not possible  
8 to create competitive districts, it sort of gives  
9 you a license to pack one party or another in  
10 certain areas of the state, which I feel a little  
11 uncomfortable with.

12           But if it's not possible to make -- and I  
13 think -- I agree with you, it's probably not  
14 possible to create competitive districts in all  
15 areas of the state, but then you think you have to  
16 acknowledge that, you know, the Constitution doesn't  
17 say there shall be one, two, three, four, five, six,  
18 or seven competitive districts. It just doesn't  
19 say. It says we are supposed to favor  
20 configurations that would favor competitive  
21 districts to the extent it doesn't do substantial  
22 detriment to the other goals. So it could be any  
23 number.

24           And what I think we can't lose sight of  
25 is we can't sort of proceed from a result-oriented

1 process and say, well, there's going to be two,  
2 there's going to be four and those get drawn and  
3 those districts look like they -- they are not going  
4 to work with Arizona and then we sort of back in the  
5 rationale for the other districts and say, well, you  
6 know, we created four that somebody thinks is  
7 competitive and, well, with respect to the other  
8 districts, well, okay, if that district line falls  
9 at county line there, so check, we satisfied that  
10 one. And oh, that actually -- that other district  
11 kept a city whole, so, hey, we satisfied the  
12 district there. Never mind that for the rest of the  
13 district it's crossing, you know, the census places  
14 and county lines and mountain ranges willy-nilly.  
15 That, I don't think is the right approach.

16           And then lastly on the issue of  
17 communities of interest, you know, we had that  
18 discussion yesterday and now it's coming up again so  
19 I guess I'll have to repeat what I said yesterday,  
20 which is I'm happy that there's an acknowledgement  
21 that communities of interest shouldn't be split. I  
22 mean, that is a -- that could be regarded as  
23 disrespecting it.

24           And I think the policy and rationale  
25 behind that is that there might be certain areas of

1 the state where their common interests should not --  
2 people in effect -- I hate to use the word  
3 disenfranchise, but it's kind of like that. It's  
4 sort of like if you live in a community that has a  
5 common interest that you want to take to the state  
6 legislature or to congress, if in the redistricting  
7 process your community gets split, then maybe a tiny  
8 portion of your community becomes a tiny percentage  
9 in two or three or four other districts. So you  
10 don't get listened to, maybe. Your concerns don't  
11 get addressed. So that's why we want to respect  
12 them and keep them whole.

13           There could be circumstances where that  
14 could happen where the community of interest is not  
15 split, and that's when you put a community down here  
16 and you put it in a district that is so  
17 fundamentally different from it that is rural and  
18 the mountain areas or agrarian and then you put this  
19 densely populated suburb in there.

20           I mean, it's kept whole, arguably, but it  
21 might -- it conceivably could be ignored because  
22 it's so overwhelmed by fundamental interests.

23           So people there, they're kept whole,  
24 their communities are kept whole, but they may feel  
25 like, we're not going to be heard.

1           So that's another consideration that I  
2 think we need to weigh. And as I've repeatedly  
3 said, it's not an easy problem to solve. I know we  
4 are all trying to work on it, and I will take a look  
5 at this map and study it and see how -- I want to  
6 help all of my commissioners and I hope you'll  
7 listen to my comments because I am trying to be  
8 constructive and I do want to take a look at these  
9 maps we've got and see if there are ways that --  
10 because I think there are good aspects to the whole  
11 counties what-if scenario that we should look at.

12           I know we'll probably get up a -- bring  
13 up another version of that now. So perhaps then  
14 I'll illustrate some of the things I like about it.  
15 But just 7A I know is a work-in-progress, and we are  
16 working on it. I hope everyone understands the sort  
17 of whole counties what-if scenario that I've been  
18 pursuing, that's a work-in-progress, too. The map  
19 that's shown up here, by no means do I think that  
20 this is looking like the final map, but I think it's  
21 a what-if scenario. It's a work-in-progress and  
22 what we ultimately come up with will probably be  
23 different.

24           CHAIRPERSON MATHIS: Thank you.

25           COMMISSIONER MCNULTY: Madame Chair.

1 CHAIRPERSON MATHIS: Ms. McNulty.

2 COMMISSIONER MCNULTY: I just want to  
3 make a couple comments on Mr. -- Commissioner  
4 Freeman's comments.

5 There's nothing willy-nilly about the  
6 draft map that was put together. It was -- I think  
7 it looks at communities of interest within the state  
8 and within Phoenix and it's not based on any  
9 predetermined number of districts of any kind, but I  
10 do think that given that the Constitution says we  
11 are to favor competitive districts with the caveats,  
12 that we can't ignore those and then hope that there  
13 will be some left after we've done all of the other  
14 things.

15 As I've said many times, this is going to  
16 be a holistic approach and the only way that we can  
17 truly satisfy all the criteria, including  
18 competitiveness, is to start by looking at that at  
19 the same time as we are looking at all of the other  
20 criteria.

21 So the districts that we have tried to  
22 start creating, for example, the district that we  
23 talk about within the 101 that's based entirely on  
24 the concept that those are established neighborhoods  
25 that make sense to be together. The same in the

1 other district that's more centered in Tempe and  
2 South Scottsdale. It's a group of communities that  
3 makes sense to be together around the light rail and  
4 that also appear to create an opportunity for a  
5 competitive district.

6 With regard to communities of interest,  
7 seeing as we are now getting to what we are think or  
8 what we are doing here, I would just like to again  
9 say something I said yesterday about that.

10 The congressional districts and the  
11 legislative districts are not in and of themselves  
12 communities of interest, in my mind. A community of  
13 interest is a specific locale of people that have a  
14 common historic or cultural heritage that come  
15 together to engage in the public debate on an issue  
16 their bears on, you know, whatever the district is,  
17 whether it's legislative or federal.

18 And those are things that -- you know,  
19 they may be census places, they may not be, they may  
20 be neighborhoods, they may not be. They may be like  
21 Arcadia, which I'm sure I've been in but I've never  
22 known it when I was there, but I'm looking forward  
23 to being there, and things like that.

24 But in terms of the whole district, I  
25 think of them kind of like George Bush's points of

1 light. You know, you have a congress congressional  
2 district and you have all of these communities  
3 within it, and we want to try and build districts  
4 where to the extent possible, they all have voices.

5 We're not going to be able to create --  
6 and that argues I think for nine competitive  
7 districts. We can't do that. We know we can't do  
8 that, but that doesn't mean we can't have a district  
9 where you have a hundred thousand people that's a  
10 community, that you mix up a seventh of a district  
11 that has a strong voice that's coupled with a  
12 growing community in the northern part of the state  
13 that's coupled with a Native American voice.

14 Because whoever represents that district,  
15 if it is truly competitive, is going to have to pay  
16 attention to those strong communities.

17 And I'm making particular reference to  
18 that one district that we were talking about that --  
19 and maybe it doesn't get configured that way, maybe  
20 it's another way. But at the end of the day, that's  
21 what the districts are, is they are compilations of  
22 these various communities of interest.

23 And when they are competitive, the idea  
24 is that they all get -- the communities get to raise  
25 their voice. The goal is not that they get -- it

1 can't be the goal that every community of interest  
2 gets to have its own representative. It's just not  
3 just that way.

4 The goal is every community of interest  
5 has to have its voice, have a voice in the process.  
6 I think that's what we are doing. And that means  
7 that different communities may be together but we  
8 are trying to do the best job we can to give them a  
9 voice.

10 VICE CHAIR HERRERA: Madame Chair.

11 CHAIRPERSON MATHIS: Mr. Herrera.

12 VICE CHAIR HERRERA: A couple things.

13 I did acknowledge Commissioner Freeman's  
14 disagreement with the map. As I said, he has valid  
15 concerns. I was listening and I acknowledge that.

16 The second thing, the issue of being  
17 willy-nilly, I really take offense to that. I mean,  
18 if Mr. Freeman has been gung ho with the whole  
19 community -- or whole county maps and the river  
20 district, if you compare the splits, they are not  
21 that different.

22 So either we're willy-nilly and he is as  
23 well or we both created something that's legitimate  
24 and is taking the six criteria into account.

25 The public comments -- when I was in Oro

1 Valley, Marana, Saddlebrooke, they wanted to stay  
2 together, and I think Commissioner McNulty said  
3 that. We're breaking them up. We are keeping them  
4 together. And we are keeping them together -- if  
5 this were the district we create -- in a competitive  
6 district that I don't care if it's a Republican or  
7 Democrat, they would have to court their vote  
8 because they will not be able to win. If it's that  
9 truly competitive -- if it's a Republican that's  
10 elected, he or she will not be able to get reelected  
11 if he or she is only counting on the Republican vote  
12 and ignoring the Democratic.

13           So that's the whole point of creating  
14 competitive districts. You know, the rural  
15 districts have hubs of population. To some extent  
16 they've taken some population in the urban area, but  
17 we're trying to minimize that.

18           But it's, again, meeting all of the six  
19 requirements. It's not easy, as you said, but we  
20 are trying -- I think we are doing a pretty good job  
21 of minimizing the urban areas into these districts.

22           So that's it.

23           VICE CHAIR FREEMAN: Madame Chair.

24           CHAIRPERSON MATHIS: Mr. Freeman.

25           COMMISSIONER FREEMAN: It's two to one

1 against me today, so give me some latitude today.

2 Just one -- I'll comment one aspect of  
3 what Commissioner Herrera said, and that is the  
4 notion that the so-called river district map is not  
5 too dissimilar in terms of splits.

6 I'll tell you one thing that -- in the  
7 river district map, what's for lunch is Pinal County  
8 and the southeast Valley. They are split up  
9 numerous ways. Pinal County is split four times,  
10 Southeast Valley and those communities, they are  
11 split up multiple times, and -- which,  
12 unfortunately, we didn't get a lot of public comment  
13 from this area. We only had a public comment  
14 hearing in Mesa. And now -- you know, this area of  
15 the state didn't have a seat at the table and now  
16 they are getting consumed.

17 You don't see that in the whole counties  
18 approach. You don't see Pinal County split four  
19 times. I mean, I acknowledge, you got to split  
20 counties to keep the reservation lands whole. You  
21 got to possibly split counties to get your voting  
22 rights district. And, of course, you got to split  
23 Maricopa County and Pima County because there is  
24 just too much population there. But you don't see  
25 things like what's going on in this map. And I know

1 that's something we all are probably going to work  
2 on. So I'm looking forward to doing that with my  
3 fellow commissioners.

4 CHAIRPERSON MATHIS: Thank you.

5 COMMISSIONER MCNULTY: I would just  
6 encourage. I would say -- rather than saying the  
7 map is willy-nilly, let's look at that and figure  
8 out how we can address your concerns to achieve the  
9 overall goal.

10 I think we talked about San Tan Valley  
11 and it looks like that's just a vestige of this  
12 being a draft map that needs to be addressed. Same  
13 with Pinal County. Let's get our heads together and  
14 see if we can figure out a way to improve that and  
15 still maintain the -- achieve the overall goals.

16 VICE CHAIR HERRERA: Madame Chair.

17 VICE CHAIR FREEMAN: Madame Chair.

18 CHAIRPERSON MATHIS: Mr. Freeman.

19 VICE CHAIR FREEMAN: I just wanted to say  
20 the use of the word "willy-nilly" was probably not  
21 the best word. So I apologize. I did not mean it  
22 probably the way you took that.

23 COMMISSIONER MCNULTY: Unanimous consent  
24 from Mr. Freeman to retract the word "willy-nilly.

25 VICE CHAIR HERRERA: Thank you,

1 Mr. Freeman.

2           Madame chair, just quickly let me talk  
3 about the splits and see how -- there really isn't  
4 -- the congressional -- the whole counties version  
5 6D has unsplit counties at nine. In two districts,  
6 four of them. In three or more districts, two of  
7 them. That's for Mr. Freeman's version of the whole  
8 counties.

9           In the river district 7A, we have seven  
10 counties that are unsplit. Five of them in two  
11 districts and three of them in three or more  
12 districts. So again, there's a lot of similarities  
13 with looking at the splits report.

14           So again, I know he apologized for the  
15 willy-nilly, and I accept it. And again, there's a  
16 lot more similarities in these two than there are  
17 differences. And I'm looking forward to working  
18 with Commissioner Freeman and the rest of you in  
19 making them a little more similar.

20           CHAIRPERSON MATHIS: Great. That's  
21 encouraging.

22           And that's 12:28 p.m. Maybe we should  
23 take a 15-minute break. So we'll be back shortly.  
24 We'll go into recess now. Thank you.

25           (A recess was taken from 12:28 p.m.)

1 12:53 p.m.)

2 CHAIRPERSON MATHIS: Okay. We'll enter  
3 back into public session. Recess is over. The time  
4 is 12:53 p.m.

5 And I think we've concluded discussions  
6 on version 7A for now. Is that accurate? Anybody  
7 have any other comments, commissioners?

8 VICE CHAIR HERRERA: No.

9 CHAIRPERSON MATHIS: Okay. So we'll look  
10 at what Mr. Desmond produced for us in terms of  
11 other what-if scenario congressional grid map full  
12 counties version 6D, as in dog.

13 WILLIE DESMOND: Yes, so for today, we  
14 have congressional whole counties version 6D. It's  
15 very similar to 6C. The only difference is that  
16 when I took -- I was asked to slice up the  
17 unassigned area in Maricopa. I started from the  
18 other end and -- just to kind of reflect that the  
19 population can be divided up different ways.

20 I don't think this necessarily split more  
21 census places or anything. It's just approaching it  
22 from the other side.

23 Also, it's not ready. I don't have data  
24 tables to support it or I can't say that it's a  
25 finished product, but I could show you river 7C, as

1 it stands in progress, later, and that was the one  
2 you had talked about yesterday where it moved Oro  
3 Valley out of the -- out 5. And that one is not  
4 ready to go yet. I don't have all of the exports  
5 but we could just kind of look at that in progress  
6 after, if you wanted to.

7 COMMISSIONER MCNULTY: Madame Chair.

8 CHAIRPERSON MATHIS: Ms. McNulty.

9 COMMISSIONER MCNULTY: I just want to  
10 interrupt on something completely different, in case  
11 there's anyone here from Tucson.

12 There was news announced that  
13 Davis-Monthan in Tucson is on lockdown and that Ron  
14 Barber from Gabrielle Giffords' office was there.

15 I just followed up on that to make sure  
16 that nothing had happened in Tucson, and nothing has  
17 happened in Tucson. There was apparently a weapon  
18 found on the base that wasn't supposed to be there.

19 The congressperson's staff was in the  
20 process of leaving the base when it was found.  
21 Davis-Monthan has closed the base so they can figure  
22 out what the issue is, but there's no issue and no  
23 one has been hurt. Just in case anyone sees that  
24 headline, is as concerned about it as I was. So I  
25 thought I would make that -- let you know that.

1 CHAIRPERSON MATHIS: Thank you.

2 WILLIE DESMOND: Okay.

3 CHAIRPERSON MATHIS: So this is --

4 WILLIE DESMOND: This is back to the  
5 whole counties. Sorry. I just wanted to let you  
6 know that we also had that one so you can plan  
7 accordingly, if that's what you're interested in  
8 seeing.

9 Again, just walking through the process  
10 of how this whole counties map was developed, it  
11 started with the grid map, as all of the other  
12 what-if scenarios have. It was then adjusted to  
13 respect to county boundaries as much as possible.  
14 Adjusted again to not split any reservation areas.  
15 Adjusted an additional time to minimize the splits  
16 in the rural areas, I believe was the overarching  
17 move there.

18 Am I correct, Commissioner Freeman?

19 VICE CHAIR FREEMAN: Madame Chair.

20 CHAIRPERSON MATHIS: Mr. Freeman.

21 VICE CHAIR FREEMAN: Yeah, just to walk  
22 through the thought processes on the so-called whole  
23 counties map as it's developed, we first took our  
24 grid map, we started at that point, and then the  
25 first instruction was based on constitutional

1 criteria, adjust the lines to the grid map so we  
2 maximize respect for county lines, recognizing that  
3 some counties are going to have to be split by their  
4 very nature. So that was number one.

5 I think the second iteration was, okay,  
6 further adjust those lines so we do not split  
7 reservation lands.

8 So now Pinal County has to be split to  
9 take care of the TOs and the other tribes up here  
10 and Coconino -- well, you didn't get to that.

11 Oh, yes, we have to go into Coconino  
12 County here, too, to keep the Navajo Nation  
13 together.

14 Then I believe the third iteration was --  
15 this could have been the second iteration, I forget,  
16 but to take the minority-majority districts, as  
17 constructed by the Hispanic Coalition, and  
18 overlay -- I believe that was the second step --  
19 overlay that on to the whole counties map. So that  
20 created this District 3 and this District 7 here.

21 Then I believe we further adjusted the  
22 map to keep the tribal lands together. So that  
23 required us to cross county lines in some places,  
24 but I think with substantial justification.

25 Then I believe the map that produced, we

1 had -- maybe move the cursor away from there -- I  
2 think District 2 ended up coming -- there was a big  
3 finger that came up here and there was -- this one  
4 had a finger that came in here, and I think it's  
5 because we hadn't quite totally accounted for how  
6 Pinal County -- maximized respect for Pinal County.

7           So we moved the District 2 line down so  
8 it would follow the Pima County line and then we had  
9 to make some adjustments, some minor adjustments, I  
10 believe to this line that separated 3 from 2 and we  
11 also had to have District 3 gain some more  
12 population, keeping the Voting Rights Act in mind in  
13 the far west rural area of Phoenix to make sure that  
14 Voting Rights Act benchmark was maintained.

15           And then I believe there was a change  
16 where we -- because for some reason, Pinal County --  
17 the nonreservation land in Pinal County was not kept  
18 whole and we made that further change.

19           Then I think the next step was District 1  
20 was slightly overpopulated by about I want to say  
21 roughly 40,000 people. So to account for that, we  
22 had to cross a county line. That's the Maricopa  
23 County/Pinal County line. We backed off here, gave  
24 up population and this area is Apache Junction.

25           So that area was Apache Junction, I

1 believe would have a strong claim to being tied to  
2 Mesa and the rest of the Valley here in the urban  
3 area of Maricopa County.

4           So that seemed like a logical place where  
5 we could give up some population and balance out --  
6 make sure we got District 1 closer to the benchmark.

7           Then -- and you'll have to zoom out on  
8 this -- that left us with essentially an entirely  
9 urban area, which is the urban area of Maricopa  
10 County. It's a fairly compact, nice-looking ball  
11 and -- but the districts, as they looked, didn't  
12 make -- didn't look right, didn't make a lot of  
13 sense at first blush. We weren't trying to do  
14 anything with those. We kind of left those.

15           So what I asked Mr. Desmond to do was --  
16 first of all, just to keep things simple, sort of  
17 unassign this area and make it sort of an urban  
18 unassigned area leaving District 7 in place, because  
19 that's a Voting Rights district, so we leave that  
20 alone, and then overlay the grid map again and  
21 adjust -- reconstruct, in essence, based on the grid  
22 map, these urban districts to try to maximize  
23 respect -- to keep them compact, of equal  
24 population, and maximize respect to municipal lines.

25           And what Mr. Desmond said his approach

1 was to start in the Southeast Valley and work his  
2 way up around here in constructing the districts.  
3 And that was version 6D of the whole counties map.

4 WILLIE DESMOND: C.

5 VICE CHAIR FREEMAN: Or C, I'm sorry, C,  
6 which we do not -- which we are not showing here.

7 And then version 6D, what I did was to  
8 illustrate another way that we could do it is to  
9 work our way from the west side and construct the  
10 districts and to work our way cross. I think  
11 Mr. Desmond will probably explain a little more his  
12 rationale on all of that.

13 Now, what I'm trying to do is illustrate  
14 there are different ways, perhaps, we could meet  
15 constitutional criteria in assembling these urban  
16 districts.

17 And, of course, I think we are required  
18 under the Constitution that if we are meeting -- you  
19 know, there's no substantial detriment to the other  
20 criteria, we would adopt the scenario that created  
21 the more competitive districts.

22 I don't think -- and I would acknowledge  
23 that not all -- we haven't even gotten into the  
24 communities of interest issue yet, although, I know  
25 we've heard a lot of public comment about keeping

1 certain communities whole because of common  
2 interests.

3           So I think they have been accounted for  
4 to some degree, but I was -- every instruction given  
5 to the mapping consultant was sort of checking off  
6 one of the constitutional criteria. And really when  
7 you think about -- and maybe zoom back out -- it's  
8 such a complicated problem. It seemed -- and we  
9 heard so much comment about keeping the rural  
10 districts rural and the urban districts urban.  
11 Don't have spokes going into Maricopa County, don't  
12 have them going into Pinal County -- or Pima County.

13           An approach -- one way to tackle this  
14 problem is to sort of start from the outside of the  
15 state, which is by and large rural, and work your  
16 way in.

17           And since counties are -- county lines  
18 are one of the factors that we are supposed to  
19 respect and they do comprise large geographic areas.  
20 That was sort of the genesis of this approach. I  
21 think start with whole counties, but whole counties  
22 are not the be all, end all. There are the other  
23 criteria to take into account. There are exceptions  
24 that need to be made, and we are making them as we  
25 progress.

1           So what that -- an aspect of how this  
2 what-if scenario is developed, I really like, is  
3 that it keeps this urban area of Maricopa County  
4 into a nice sort of contiguous, compact ball and  
5 it's something we can work with.

6           A corollary benefit of the whole counties  
7 approach has been that it essentially left us with  
8 rural districts. We have two really rural  
9 districts. Even District 3, I know it's got parts  
10 of west Tucson. It has a lot of rural aspects as  
11 well and it keeps the urban districts urban, by and  
12 large. It's not going to be perfect. No map is,  
13 but it does a lot of those good things.

14           So those are things that I like.

15           This, like the river district map, is a  
16 work-in-progress and I would think in two or three  
17 steps down the road, I do see more changes. I think  
18 it may be -- I see probably some more changes up  
19 here in the north. So we make sure we account for  
20 the Navajo Nation's land.

21           And I don't know if you have the shape  
22 files on there on their land, that maybe we could --  
23 I could get those so I could -- over the weekend and  
24 look at where those lands are and how sort of  
25 theorize and adjustments that could be made to

1 northern part of the state.

2           And, of course, there were numerous ways  
3 you could configure, I think, the urban Maricopa  
4 County districts, which is something I'm trying to  
5 kind of explore.

6           But otherwise, I mean, the look and feel  
7 of the map is one of the things I like about it. It  
8 complies with Voting Rights Act. I think we're  
9 close on the benchmarks. We could always make  
10 further adjustments to make sure we're in compliance  
11 there and would pass muster.

12           So that's sort of a long-winded  
13 explanation of the thought processes that went into  
14 development of this map.

15           And I think -- I know we are missing,  
16 unfortunately, Commissioner Stertz today, and I  
17 don't want to sort of get too enmeshed in the map  
18 without his participation and deliberation because I  
19 think he helps and contributes.

20           But I think for today, so at least  
21 Mr. Desmond has some homework for next week and with  
22 the Chair's indulgence, maybe have him take another  
23 crack at least today of reconfiguring the urban area  
24 of Maricopa County. And I guess that would be a  
25 version -- since I haven't fundamentally changed the

1 nature of the map, a 6E, if that makes sense.

2 And if you want to go ahead and draw down  
3 again on the urban Maricopa County area --

4 WILLIE DESMOND: Should I shade the  
5 census places again?

6 VICE CHAIR FREEMAN: Yeah, why don't we  
7 do that.

8 COMMISSIONER FREEMAN: All right.  
9 Again -- so I guess having just seen this map today  
10 when I walked into the hearing, I guess the  
11 overall -- my sort of overarching comment would be  
12 the overall look and feel of it is perhaps make a  
13 little more sense to me.

14 Of course, we are going to have to split  
15 Phoenix. We may or may not have to split  
16 Scottsdale, although I think Scottsdale is carved up  
17 a bit. But my first impression is, well, that makes  
18 a little more sense to me than version 6C in terms  
19 of the construction of the urban districts. They do  
20 seem tight and compact, which is a good thing.  
21 Haven't delved too much into the communities of  
22 interest issues at this point.

23 I guess -- I started at that side -- or  
24 we started at this side first and started at that  
25 side second. Maybe for the next approach -- and

1 we've got this north/south alignment here and here.  
2 Could we get this district that keeps more of  
3 Scottsdale together?

4           If we want to talk about public comment,  
5 I do. There was public comment I believe it was at  
6 the Phoenix public comment hearing about Scottsdale  
7 Road as a divider.

8           So can we get -- can you reconstruct --  
9 one of the things I would like to see on a  
10 reconstructed version 6E is a district that follows  
11 generally Scottsdale Road. If we have to pick up  
12 more population, you know, Tempe might be an area or  
13 Paradise Valley might be an area, might make some  
14 sense to me.

15           These districts -- again, the fact that  
16 they are sort of north/south aligned does make sense  
17 to me. It's sort of -- in fact, I think it's the  
18 way the districts are currently generally  
19 constructed.

20           Over here in the East Valley, a different  
21 approach -- rather than having -- this seems to be a  
22 product of the fact that this was the last  
23 district to be -- this is the leftovers, basically.

24           So -- and I do think this area deserves  
25 some scrutiny and perhaps there could be another way

1 to make this more -- look a little more compact and  
2 split -- have a split -- and I don't know exactly  
3 where, but it's going to need somewhere to obviously  
4 hit the magic number in terms of population and it's  
5 going to have to split Mesa.

6 I think -- originally the instruction,  
7 you know, was totally -- maximize your strength for  
8 municipalities boundaries. I think maybe the  
9 instruction should be to sort of minimize splits  
10 because we're going to have to split some  
11 communities. And Mesa -- a Mesa/Chandler split  
12 right there. So this compact area there might be a  
13 goal as well. And I don't have a specific  
14 recommendation, but it's going to depend upon the  
15 population, if that makes sense.

16 WILLIE DESMOND: And one thing I could  
17 look at, I'm not sure if it would work out, is some  
18 of the splits like in the most northern part of  
19 Scottsdale, I don't think there's a large mountain  
20 of population. That's just kind of a product of  
21 using whole tracts that kind of split it.

22 It might be possible -- there's some of  
23 the unassigned area, I guess, around Mesa, around --  
24 above Fountain Hills, it might be possible to just  
25 kind of reconfigure the unassigned area a little bit

1 so that it would allow -- so at least remove one  
2 split of Scottsdale.

3 I don't know that -- I can look really  
4 quickly and tell you how much population is in this  
5 portion. You know, things like that that just  
6 make -- pass an eyeball test a little easier. If  
7 that's something you want me to do.

8 VICE CHAIR FREEMAN: Sure. If you can do  
9 it quickly. Nothing is quick on these.

10 WILLIE DESMOND: So that one split is  
11 about 4300 people -- or 4400 people. So, I mean,  
12 there's things that -- I haven't moved the  
13 unassigned areas at all, but there's just some small  
14 things like that that might help reduce splits but,  
15 again, it would be again slightly changing the  
16 unassigned area.

17 VICE CHAIR FREEMAN: So that would take  
18 from 4 and we would have to find 4300 people  
19 basically somewhere else to repopulate that.

20 Could you zoom out and we can think about  
21 that?

22 Perhaps a bit more.

23 WILLIE DESMOND: We can also have that  
24 for a later --

25 VICE CHAIR FREEMAN: Maybe for another

1 iteration. Maybe I'll leave that for when we start  
2 moving around the northern area of the state with  
3 this what-if scenario. But proceed as directed in  
4 terms of reconfiguring the urban districts.

5 WILLIE DESMOND: Okay. Are there other  
6 things you would like to see on this or -- I think  
7 since that's the only one that's changed, everything  
8 else is as it was yesterday and the day before.

9 CHAIRPERSON MATHIS: Mr. Herrera.

10 VICE CHAIR HERRERA: Yeah, can you zoom  
11 out so I can see the entire map, Mr. Desmond?

12 Let me first talk about the -- there are  
13 some good qualities about this map, so I want to  
14 talk about the -- in this particular map respecting  
15 the Voting Rights Act, the majority-minority  
16 district, so I do commend Commissioner Freeman.

17 I also want to commend him on -- I think  
18 this map is getting to -- he's trying to create as  
19 many competitive districts as possible. At least I  
20 look at it that way. It's not quite there, but we  
21 are basing it on information that we do have. It  
22 still has some work to it. But, again, it's  
23 getting -- and there's some similarities with  
24 competitiveness with the river district version 7A.

25 Now, the areas I do want to focus on that

1 are major flaws in this particular map -- can you  
2 focus on Pinal and let me know how many counties --  
3 how many districts it's split into?

4 WILLIE DESMOND: I believe it's three.  
5 The reservation areas, Apache Junction, and then the  
6 rest of it.

7 VICE CHAIR HERRERA: So it's splitting it  
8 into three, even though this is a whole county map.  
9 Okay.

10 So then let me talk about the Flagstaff  
11 area. Where is the Flagstaff area? What district  
12 is it in?

13 WILLIE DESMOND: The non-Navajo areas of  
14 of 4.

15 VICE CHAIR HERRERA: It's in the western  
16 rural district.

17 Now, if -- again, public was pretty clear  
18 that the citizens of Flagstaff wanted to be with the  
19 Navajo Nation. The people of the Navajo Nation also  
20 talked about that.

21 So, again, talk about not respecting  
22 communities of interest, this map does that. It  
23 ignores the public comments in Flagstaff and also  
24 from the Navajo Nation.

25 Let's look at Globe at the area around

1 Southern Gila County.

2           So this particular map puts Globe in the  
3 river district; is that correct? Am I reading it  
4 correctly?

5           WILLIE DESMOND: District Number 4.

6           VICE CHAIR HERRERA: Which is what I call  
7 the river district.

8           So this separates -- this particular  
9 area, which is Globe, southern Gila County, from the  
10 copper corridor. Again, a community of interest.

11           Let's look at San Tan, which is eastern  
12 rural -- the eastern rural district. It puts San  
13 Tan, which is an urban area, just like Marana and  
14 Oro Valley into the eastern rural district.

15           Again, another major flaw in this  
16 particular map.

17           And it also -- go ahead. I'll let you  
18 find it, the San Tan Valley.

19           Did you find it?

20           Right there.

21           WILLIE DESMOND: The San Tan is actually  
22 in District Number 1.

23           VICE CHAIR HERRERA: Which is the -- is  
24 that the eastern rural?

25           WILLIE DESMOND: No, I believe that is --

1           VICE CHAIR HERRERA:  Yeah, that is  
2 eastern rural.

3           WILLIE DESMOND:  Oh, you're right.

4           VICE CHAIR HERRERA:  Again, it's a  
5 suburban area in a rural area, just like Marana and  
6 Oro Valley.

7                   And then another one, and this is the  
8 Navajo -- the people -- the Native American leaders  
9 yesterday talked about -- that particular District 1  
10 that they are in, goes all the way from the Utah  
11 border to the Mexico border.  Again, a major flaw in  
12 this particular map.

13                   So again, I pointed out some good things  
14 about this map, but again, there's some areas that  
15 need to be worked on.  And that concerned me.  Not  
16 only concerned me but also concerned the public  
17 comment.

18                   I mean, the Navajo leaders were pretty  
19 clear they didn't want this particular map, in terms  
20 of that area that stretches all the way down to  
21 Cochise.  So talk about not having nothing in  
22 common, the Cochise with the Navajo -- with the  
23 Navajo/Apache area.

24                   So again, those are my comments about the  
25 particular map.  I have more to talk about, but I'll

1 take a break.

2 CHAIRPERSON MATHIS: Okay. Thank you.

3 And comments from others?

4 VICE CHAIR FREEMAN: Madame Chair.

5 CHAIRPERSON MATHIS: Mr. Freeman.

6 COMMISSIONER FREEMAN: Well, I thank  
7 Commissioner Herrera for commending the map for  
8 complying with the Voting Rights Act.

9 With respect to Flagstaff and the Navajo  
10 reservation, we heard yesterday, the Navajos talk  
11 about a district that would grab the Navajos living  
12 in the north part of Flagstaff and also extend into  
13 these relatively lightly populated areas and pick up  
14 the Pai tribes. That's something that can be  
15 accomplished.

16 We also talked about public comment. We  
17 heard a lot of public comment at Hon Dah and those  
18 folks did not talk about putting Flagstaff with the  
19 White Mountains. In fact, in the river district  
20 map, which does that, that's ignoring that public  
21 comment. So it's not that easy. You know, everyone  
22 is not going to get what they want. But to just say  
23 in an absolute sense, my map respects public  
24 comment, yours doesn't, that's not the case.

25 With respect to Globe and Gila County, we

1 heard lots of public comment about -- also at Hon  
2 Dah about keeping Gila County whole and not carving  
3 it up. The county line has to be crossed a couple  
4 of places there because -- to respect reservation  
5 land. Otherwise, it's kept whole. I think that's a  
6 good thing.

7 Same thing with Pinal County. We heard  
8 comments from them about keeping their county whole.  
9 This does that.

10 Now, it does have to -- the lines are  
11 crossed in a couple of places here because -- only  
12 because of reservation land. And the last place  
13 it's crossed is the Apache Junction carve-out, which  
14 was -- I would put that under -- to the extent  
15 practicable language in the Constitution. We had to  
16 do that to balance the population and we did it in a  
17 place that made sense. Apache Junction has strong  
18 ties to Mesa in the East Valley. So that's why --  
19 that justified that comment for that carve-out in  
20 that area.

21 So that's just a response to Commissioner  
22 Herrera's comments. But as with his map that he's  
23 been developing, this is still, I'll emphasize, a  
24 work-in-progress. There are ways to improve the  
25 map, I think, to make it fit a little better with

1 Arizona. It has some good aspects in terms of it  
2 does keep rural districts rural, and that's what's  
3 going on here. Cochise County -- all of these areas  
4 on the west side -- or the east side of Arizona,  
5 it's expansive, and it's expansive because it's  
6 lightly populated and you got to cover large areas  
7 to swallow up the population.

8 And what's in common with all of these  
9 areas is it is essentially rural Arizona. And that  
10 links -- that's a commonality between Cochise County  
11 and the more northern parts of the state. It's a  
12 rural district.

13 VICE CHAIR HERRERA: Madame Chair.

14 CHAIRPERSON MATHIS: Mr. Herrera.

15 VICE CHAIR HERRERA: I said I'd take a  
16 break, I'm back from my break.

17 I didn't know San Tan Valley was rural,  
18 but okay.

19 But I made my points on -- and I  
20 commented the map on some of the good points and so  
21 I wanted to make sure there's some good qualities  
22 about this map, but there's some major flaws. And I  
23 stated a couple and let me state some more.

24 The -- Mr. Desmond, if you could go to  
25 the Pai tribes, which is the Havasupai and the

1 Hualapai.

2 Now, am I looking at it correctly, is it  
3 split? Are they -- are they all in District Number  
4 1?

5 WILLIE DESMOND: They are all in District  
6 Number 4.

7 VICE CHAIR HERRERA: Which is the western  
8 rural district. And I think the public comments  
9 were, again, they didn't want to separate -- they  
10 didn't want them separate from the Navajo and the  
11 Hopi tribes. And the river district version 7A  
12 keeps them whole, is that correct, in the eastern --

13 WILLIE DESMOND: Yes.

14 VICE CHAIR HERRERA: Again, respecting  
15 public comments, which this map does not. It puts  
16 them in a district that they won't have any  
17 representation. It will be a -- it's an  
18 extremely -- it's a noncompetitive district and  
19 their voices will not be heard.

20 And so that's why I thought that in my --  
21 in the river district 7A, they are included in the  
22 eastern rural district, which is more appropriate  
23 and based on public comment. Again, another flaw  
24 with this particular map.

25 Let's look at the northern -- the

1 north/south configuration of Maricopa County  
2 districts.

3           So this one connects the urban sprawl  
4 with well-established areas of the interior of the  
5 city. And I think it -- in my -- in the river  
6 district version 7A, it's 9 -- District 9 and we are  
7 trying to keep it contained or away from that urban  
8 sprawl. This map does not.

9           I think -- let me see what else did I  
10 write down?

11           And the north/south divide as an effect  
12 to minimizing competition.

13           So again, although there's some qualities  
14 that I like about this map, there's some -- there's  
15 quite a few issues that need to be addressed. And  
16 again, as I was saying when I presented the river  
17 district 7A, yeah, there's some flaws in my map and  
18 Mr. Freeman was quick to point them out without  
19 complimenting some of the things that he liked about  
20 the map.

21           So I want to compliment his map but I  
22 also want to point out some of the major flaws of  
23 this particular map, which I did.

24           CHAIRPERSON MATHIS: Thank you.

25           Mr. Freeman.

1           VICE CHAIR FREEMAN: No fair. You're  
2 anticipating.

3           With respect to San Tan, I'm glad  
4 Commissioner Herrera acknowledges that it's a  
5 densely populated, some could consider sort of urban  
6 or at least suburban area. And I acknowledge that,  
7 but at least it's kept in Pinal County where it is  
8 and it's not connected to, you know, Bullhead City  
9 and Lake Havasu.

10           I know he's going to try to work on that,  
11 and I'm glad. Maybe I can help in some respects.

12           With respect to the Pai tribes up north,  
13 first of all, these are vast areas that are lightly  
14 populated. And I believe I said earlier, so I'll  
15 say it again, there maybe ways we can adjust this  
16 line up here to take that into account and get them  
17 over there.

18           As it is, they are all kept whole, and  
19 they are kept the Colorado River tribes. But if  
20 that's something we need to do to go capture those,  
21 that's an adjustment -- that's a further iteration  
22 down the road.

23           In terms of Maricopa County divisions, I  
24 mean, that's how Phoenix is laid out. These cities  
25 are laid out north/south. They are growing

1 north/south, by and large.

2           It does make some sense that we take a  
3 look, at least, at a configuration that sort of  
4 respects the way to the Phoenix Maricopa County area  
5 fits together, respects the way the cities and  
6 municipal borders fit together, which is why I'm  
7 interested in exploring another subversion of this  
8 version that sees how these pieces -- puzzle pieces  
9 can be put together in a way that makes sense for  
10 the Valley.

11           VICE CHAIR HERRERA: Madame Chair.

12           CHAIRPERSON MATHIS: Thank you.

13           Mr. Herrera.

14           VICE CHAIR HERRERA: The issue with the  
15 Pai tribes really is an important issue because we  
16 need to respect the Voting Rights Act, first and  
17 foremost. So I think that that's -- that's why I  
18 bring that up. I think that particular part of the  
19 map it really concerning. It really concerns me.  
20 We do need to respect the Voting Rights Act. And I  
21 think those people represented in that area would  
22 have a legitimate gripe. And I want to make sure it  
23 doesn't get that far.

24           We talked to them, we addressed their  
25 issues and we put them in a district that they want

1 to be in, which is the -- with the Navajos and the  
2 Hopis. And I think Mr. Freeman -- Commissioner  
3 Freeman has addressed that and I think it's  
4 something we'll be working on.

5 CHAIRPERSON MATHIS: Thank you.

6 We have actually a public comment on the  
7 6D version.

8 David Cantelme from FAIR Trust.

9 DAVID CANTELME: Thank you, Madame  
10 Chairman and thank you, commissioners.

11 I think overall -- speaking overall -- is  
12 this 7d, is that the label on it?

13 VICE CHAIR HERRERA: 6D.

14 DAVID CANTELME: This is an improvement,  
15 a significant improvement under the neutral criteria  
16 over any map that I have seen so far. And let me  
17 explain why I say that.

18 First, anybody who is familiar with  
19 Phoenix knows that the city grew north to south --  
20 or south to north. It's the way it happened.

21 I was born in Phoenix. I've lived there  
22 for 57 years. I can tell you exactly how it  
23 happened. And that's exactly what happened.

24 The 101 is a completely artificial  
25 barrier. I lived on 13th Drive two blocks north of

1 the 101 30 years ago when I was a young lawyer  
2 working at Lewis & Roca. Before the 101 was built,  
3 it bisected my neighborhood. I watched it being  
4 built. It is simply a matter of convenience.

5           Actually, it was supposed to go down Bell  
6 Road and it was moved to Beardsley because of  
7 politics. It's got no significance whatsoever to  
8 any of the areas south of it or north of it. It's  
9 simply an arterial. That's all it is.

10           Now, in 7A -- I live in Cave Creek. I  
11 would be placed in the river district. That makes  
12 no sense. My brother and my nephew, who live  
13 three miles west of me, would be in an entirely  
14 different district. We are in the same area. The  
15 church that I go to would be in a different  
16 district. It doesn't make sense.

17           What this does and why I say it's an  
18 improvement is because it mirrors the natural growth  
19 of the Phoenix and west Valley area and it mirrors  
20 the natural growth in the Southeast Valley.

21           Now, in terms of -- if you could go to  
22 the statewide map, please, Mr. Desmond, the  
23 statewide configuration.

24           That unites Flagstaff with the Verde  
25 Valley. We have heard that from the Flagstaff

1 people over and over again, where as 7A divides  
2 Flagstaff from the Verde Valley.

3 Criticism was made that this includes  
4 Cochise and that the Navajos did not want Cochise.

5 That is not accurate. If you look at the  
6 map that's posted on your very website of their  
7 preferred district, it takes Cochise and it comes  
8 around and gets the Tohono O'odham. That is their  
9 very preferred district.

10 Now, that's not going to fly because  
11 that's going to affect District 3 and probably put  
12 District 3 in violation of the Voting Rights Act.  
13 So it's not realistic to come all way down and over  
14 and get Tohono O'odham.

15 But the point is, putting Cochise and  
16 anybody who knows Arizona well knows that that is a  
17 rural, ranching area. That fits with Greenlee, it  
18 fits with Graham, it fits with Navajo and Apache  
19 Counties. It make sense to do it that way.

20 In Pinal, Pinal is cut but only on that  
21 map, at least as I see it, based on the location of  
22 the reservations. And that, I think we're all  
23 agreed, is the primary concern in map drawing, that  
24 you not split reservations.

25 I agree with Mr. Herrera, you probably

1 ought to reach over, and I don't know that  
2 Mr. Freeman is opposed to it, based on comments I  
3 just heard, you probably should reach over and get  
4 the Hualapais and the Havasupais, and it can be  
5 easily done because that population is very, very  
6 thin in that part of Coconino County.

7           So you could easily do that and satisfy  
8 the concerns of the Native Americans that live in  
9 the Canyon and not really cause any harm to Coconino  
10 County or to Mohave or to other counties.

11           On competitiveness -- now, I don't have  
12 the figures. I don't know if you have them. I hope  
13 you do, but just from eyeballing it, District 1 in  
14 that iteration is going to be a competitive  
15 district.

16           District 2 in that iteration is going to  
17 be a competitive district that has probably as many  
18 competitive districts by any objective measure as 7A  
19 had.

20           And here is your difficulty. It's no big  
21 secret. You have to create the two Latino  
22 districts, there's no way around it. And when do  
23 you that, you cause some -- you make it harder to  
24 make the competitive districts, as many  
25 competitiveness districts as we would all like.

1 It's just a fact of life in Arizona. You have to  
2 create those two Latino districts. There's no way  
3 around it.

4 So I would strongly commend this  
5 approach. I agree with Mr. Herrera. And don't take  
6 offense to this, Mr. Herrera, there's probably some  
7 tinkering that you can do that would improve this  
8 map, and I think everybody acknowledges that. But  
9 the concepts behind it are solid and sound.

10 CHAIRPERSON MATHIS: Thank you.

11 VICE CHAIR HERRERA: Madame Chair.

12 CHAIRPERSON MATHIS: Mr. Herrera.

13 VICE CHAIR HERRERA: I did talk about the  
14 issue of competitiveness and that this particular  
15 map was trying to do that. So I want to make sure  
16 that that's -- that I point that out again because  
17 that was a lot of similarities between river  
18 district 7A and whole counties version 6D, including  
19 respecting the Voting Rights Act, trying to get as  
20 competitive as possible.

21 But I do have -- as I said -- and  
22 Mr. Cantelme was correct and I agree with him that  
23 we should try to get the Pai tribes in with the  
24 Navajo and Apaches.

25 But I think the Navajo Nation, when they

1 were presenting their map, it did not go all the way  
2 to the Mexican border. And I think they made some  
3 comments that they do not want that.

4 And although I think that their map did  
5 go into Cochise, it didn't go to the border. And I  
6 think public comment was pretty clear yesterday that  
7 they do not want that to happen. That there's a lot  
8 of differences there between the Mexican border and  
9 where they are at, and I think river district 7A  
10 respects their comments.

11 And I think we can work with them to  
12 create or get as close as possible to creating a map  
13 that they be comfortable with. And I think river  
14 district version 7A does that more so than this  
15 particular map.

16 And I'm just talking about the eastern  
17 rural district. But, again, there's a lot of good  
18 things about this map that I like, but we have a lot  
19 of tinkering to do on this one, and including the  
20 river district version 7A.

21 So those are my comments.

22 COMMISSIONER MCNULTY: Thank you.

23 Any other comments?

24 VICE CHAIR FREEMAN: I just want to make  
25 clear, we're all clear to respond to criticism, and

1 although that was some criticism there, I'm not  
2 going to respond to it. I don't want to get into a  
3 debate back and forth and who gets the last word  
4 game like we've kind of been playing. So, no, my  
5 answer is no.

6 CHAIRPERSON MATHIS: Okay. Well, I  
7 applaud both Mr. Herrera and Mr. Freeman on taking  
8 these maps forward. They've both worked hard on  
9 moving the river district version and the whole  
10 counties ones along. And there are strengths and  
11 weaknesses to both of them. And the constructive  
12 criticism is helpful. So I hope that we can  
13 continue down that path to try to merge those two  
14 together in some way.

15 So our next -- is there anything else on  
16 other congressional grid map what-if scenarios?

17 Willie, you mentioned -- there is a 7C  
18 that has been sort of drafted but not completely --

19 WILLIE DESMOND: It's close. I didn't  
20 have a chance to make the layouts and the data  
21 tables that go with it and stuff. I can show it to  
22 you briefly or else we can wait until those are  
23 finished.

24 CHAIRPERSON MATHIS: Go ahead and show it  
25 briefly. We might as well. Because I don't think

1 we have anything on the legislative maps that's new  
2 to discuss today is that correct?

3 WILLIE DESMOND: Yes, I don't think we  
4 do.

5 CHAIRPERSON MATHIS: Okay.

6 WILLIE DESMOND: Okay. So 7C was built  
7 off of the river district. Following some questions  
8 on whether or not parts of Pima County specifically,  
9 Marana and Oro Valley should be with Flagstaff, I  
10 guess, in this one proposed District 5.

11 So I was asked to reallocate Oro Valley,  
12 Casas Adobles and Marana to District Number 1.  
13 Additionally to have District Number 1 go across the  
14 county line there and get Saddlebrooke in order to  
15 keep Oro Valley and Saddlebrooke together.

16 When I did that, I believe we lost about  
17 140,000 people from District Number 5. As a result,  
18 District Number 5 needed to be extended down.

19 Previously it had taken about half of  
20 Greenlee and the parts of Graham County that are  
21 reservation lands.

22 So the first step was to extend District  
23 5 to encompass whole counties there. After that,  
24 the only place really left for it to go and get  
25 population from District 1 was in Cochise County.

1 I allocated the entire county then to  
2 District Number 5 which turned -- overpopulated it.  
3 And so in order to balance the population, I  
4 extended 1 into Cochise.

5 I don't think this is necessarily the  
6 prettiest district. Again, this is a working thing.  
7 There might be ways to respect municipal boundaries  
8 a little more.

9 But I would also be happy to hear  
10 different ways you would like to see that balance  
11 done so that when I do present a more finalized  
12 version, next week, it's a step closer, I guess, to  
13 ultimately what you would like to see there.

14 So I'll zoom in on that area and we can  
15 walk through anything you would like to.

16 So as you can see, it takes about half of  
17 Sierra Vista, and that's primarily where it does get  
18 its population from. I think it's -- I'll tell you  
19 how many -- so this portion of Cochise that's in 1  
20 is about 34,000 people. Of that, about half are in  
21 Sierra Vista, the rest are in the other areas.

22 Again, it would be possible to maybe keep  
23 Cochise whole if 5 could instead -- or if -- it  
24 could be kept whole in 1 so that it would this area  
25 of Pima and then all of Cochise but then 5 would

1 have to come in and grab some areas over here.

2 Does that make sense?

3 So I could get all of this area again,  
4 take about 97,000 people more but then it would have  
5 to give up 97,000 people in this area to 5.

6 And I also should point out that  
7 Commissioner Stertz had asked for another version, I  
8 believe it's version 7D, which will take District 1  
9 and extend it all the way through Santa Cruz and in  
10 turn make a third border district, where the eastern  
11 part of Tucson and those areas would be grouped with  
12 Santa Cruz and create a third border district, but I  
13 haven't had a chance to play around with that yet.

14 CHAIRPERSON MATHIS: Mr. Freeman, did you  
15 have something?

16 VICE CHAIR FREEMAN: Well, I just wanted  
17 to maybe explore some things.

18 CHAIRPERSON MATHIS: Go ahead.

19 VICE CHAIR FREEMAN: What if you only  
20 just grabbed -- I mean, one scenario is like you  
21 mentioned, you could draw the county line there.

22 If you just grab Benson, to me,  
23 intuitively, there could be an argument that  
24 Benson -- put it in that District 1 and keep Sierra  
25 Vista whole. So now the effect of that would be

1 that District 5 would be overpopulated, District 1  
2 would be underpopulated.

3 So to add some more population to 1, I  
4 mean, is it possible to adjust this line, keeping in  
5 mind Voting Rights Act concerns for this district,  
6 so it's got to be balanced just right and it's going to  
7 be a line that makes sense, because what would be  
8 the population that would have to be added? What  
9 are we losing here? Was it 35,000, did you say?

10 WILLIE DESMOND: That's in the part of  
11 Cochise County that's in District 1 is about 34,000  
12 people, 35,000 people.

13 VICE CHAIR FREEMAN: Total.

14 So if we only grab Benson --

15 WILLIE DESMOND: Let me look.

16 VICE CHAIR FREEMAN: -- and this  
17 community --

18 WILLIE DESMOND: So that's about 7,000  
19 people. Probably be a couple more hundred when I  
20 have to grab the other areas in order to link it in.  
21 So then we would need to make up about 28,000 people  
22 somewhere else.

23 So I guess what you're saying would be  
24 then to extend 1 over somewhere into 2 and then have  
25 2 grab some parts of 5, correct, respecting the --

1           VICE CHAIR FREEMAN: Well, 2 could grab  
2 parts of 5 or it could grab part of west --  
3 Southwest Phoenix and grab those Hispanic  
4 populations up there, and, of course, that's going  
5 to ripple through the map.

6           WILLIE DESMOND: Well, 1 is the one that  
7 needs to make it up. So 1 can only grab from 5 or 2  
8 because those are the only ones it borders.

9           So under that scenario, 1 would be  
10 underpopulated by about 28,000 people. So the first  
11 step would be 1 would have to reach the 710,000. It  
12 could -- as I mentioned, it could grab that  
13 potentially over here or it could grab it, you know,  
14 anywhere along the border in Pima.

15          VICE CHAIR FREEMAN: Right. We know it  
16 can be done because whole counties version whatever  
17 does that.

18          WILLIE DESMOND: Yes.

19          VICE CHAIR FREEMAN: And it respects the  
20 county line. In this one, you got this population  
21 up here of Saddlebrooke, so it actually makes the  
22 job easier. And also got this small population in  
23 Benson making it further easier.

24          So I guess that might be one way to do  
25 it, is to -- so we don't split Sierra Vista, is grab

1 Benson and make some fine -- maybe look at what we  
2 did in one of the whole county scenarios to make the  
3 -- to balance it out there. That's my thought.

4 CHAIRPERSON MATHIS: Thank you.

5 What is that line in the Tucson metro  
6 area. I'm just curious what the boundary is, if you  
7 could zoom in.

8 WILLIE DESMOND: Sure. I'll just start  
9 at the top, I guess.

10 CHAIRPERSON MATHIS: Yeah, that would be  
11 good.

12 What is that east/west boundary?

13 WILLIE DESMOND: So that's Grant Road.

14 CHAIRPERSON MATHIS: Okay.

15 WILLIE DESMOND: And then Grant Road goes  
16 east/west until it reaches -- I don't see the  
17 name -- North Tucson Boulevard. It pretty much  
18 follows right along that until it -- it goes on that  
19 until it hits East Speedway Boulevard to Country  
20 Club South to 22nd Street, to -- I'm sorry -- South  
21 Alvernon Way. South -- and then this area is not  
22 really -- it's not running along roads as much as it  
23 is just kind of running along the boundary of  
24 municipal Tucson.

25 Back on East 10 and then Alvernon again

1 and along I-10 until it hits Los Reales, south along  
2 what looks like just an arbitrary census block  
3 boundary so Southwest Gas and then down Country Club  
4 again, Pima Mine Road and then along the border of  
5 Sahuarita and kind of along the border of Green  
6 Valley.

7 I believe this is like an entire census  
8 block or a block group or tract. Some kind of  
9 larger level of census -- I can't say for certain at  
10 this point, but I believe this line comes largely  
11 from the Hispanic Coalition for Good Government's  
12 suggested district. I know that was the original  
13 intent here. So it's probably been changed a little  
14 bit at times but largely --

15 CHAIRPERSON MATHIS: Okay. Thank you.

16 Well, in terms of moving forward with  
17 this one, I mean, I would be happy to do what  
18 Mr. Freeman suggested in terms of just seeing  
19 what -- dealing with Benson would do to kind of  
20 balance that situation out.

21 And I'll probably work on this myself and  
22 just also think of things individually that I will  
23 e-mail to Mr. Bladine that can be sent to all of the  
24 commissioners. But I have to do some more thinking.

25 VICE CHAIR FREEMAN: Madame Chair.

1 CHAIRPERSON MATHIS: Mr. Freeman.

2 VICE CHAIR FREEMAN: I was just sort of  
3 on the fly there. I don't know if it makes sense or  
4 not, but Benson there may be -- if I think about it,  
5 it's not a large population center, obviously, but  
6 it may -- it's in Cochise County and it ties maybe  
7 more towards Cochise County, but it was just a  
8 thought to avoid splitting -- at the very least  
9 avoid splitting Sierra Vista, give it a try and see.

10 I know you were focused on this issue  
11 here. I mean, it's -- there's the rest of the map  
12 to look at, too. But I agree with you, it might be  
13 worth our while to -- I don't think it would be too  
14 onerous to try to revise and make a different  
15 version of this to see where it leads.

16 WILLIE DESMOND: Yeah. Absolutely.

17 And this is the type of -- I guess I  
18 wouldn't say to the level of fine-tuning, but, you  
19 know, going forward, this is the type of thing that  
20 can be done in session, almost, where we can play  
21 around with these things.

22 They are not terribly -- it's not a  
23 really long time process to make some of these  
24 changes and then you can see on the fly option 1,  
25 option 2 and allow you to evaluate.

1           So just keep that in mind as we keep  
2 moving forward that we do have the ability to,  
3 although it is kind of excruciating for everyone  
4 else watching, we do have the ability to work some  
5 of these -- work through some of these things as a  
6 group and in public session.

7           CHAIRPERSON MATHIS: Thank you.

8           Commissioner McNulty.

9           COMMISSIONER MCNULTY: Yeah, I might give  
10 some content about Benson.

11           It's on the San Pedro River which flows  
12 north and south. It's very much part and parcel of  
13 sort of an economic corridor that flows into  
14 St. David, south of there is Sierra Vista up and  
15 down the border.

16           So it's much more aligned with the  
17 communities along the San Pedro River than it would  
18 be with Metro Tucson. It's a growing area. It's  
19 probably -- I would say the population is over 5,  
20 6,000 people. Probably heading towards the  
21 population of Saddlebrooke.

22           WILLIE DESMOND: I can tell you. It's  
23 6917.

24           COMMISSIONER MCNULTY: It's even a little  
25 more than I thought. It's growing fairly quickly.

1           CHAIRPERSON MATHIS:   Okay.   Any other  
2   comments on this one?

3           Okay.   We'll then plan on some new  
4   versions for Thursday.   That's our next meeting  
5   date.   And all of us are going to have to do some  
6   work since we have such a long period comparatively  
7   to our normal schedule before we're all in a room  
8   together.   So I hope all commissioners will be  
9   working to come up with some new ideas or  
10   adjustments to some of these versions we've already  
11   created.

12           And if you have other great ideas, that  
13   we should share those with Mr. Desmond in a way that  
14   we can do it through Mr. Bladine first and then on  
15   to Mr. Desmond so that all commissioners can then  
16   get the information and see what we are -- what  
17   ideas we've come up with.

18           Anything else on maps today?

19           Do you have what you need, Mr. Desmond  
20   to --

21           WILLIE DESMOND:   I think so.   There's a  
22   fairly long list --

23           CHAIRPERSON MATHIS:   Long list.

24           WILLIE DESMOND:   -- form yesterday.   If  
25   there is anything that comes up, please send it my

1 way and I will be forwarding stuff to you as it's  
2 been completed to give you more time to look at  
3 these as they are going -- as they are being  
4 developed.

5 CHAIRPERSON MATHIS: Great.

6 And the idea is that Mr. Strasma will be  
7 at our next meeting, is that right, on the 22nd?

8 WILLIE DESMOND: Yeah. Ken is planning  
9 on being here next week for both meetings and I  
10 think he's going to plan on presenting something  
11 further on competitiveness that will deal with  
12 the new information we have ready to go on  
13 registration, possibly on the '04, '06 but I'm not  
14 confident in that.

15 But, you know, just talking about the  
16 different ways of blending election results and  
17 registration data to give you guys a picture of how  
18 those can be used as a measure. So kind of laying  
19 out different iterations of those averages and  
20 blends and stuff so we can evaluate them, which ones  
21 are important to look at with future versions.

22 I doubt he'll advocate one standalone  
23 one. Probably something similar to the compactness  
24 combination of different ones to give you relative  
25 ideas instead of a bright line.

1 I'm pretty sure he's not going to say  
2 this is the number where something is competitive  
3 and this is the number it's not. Just so you know  
4 that.

5 CHAIRPERSON MATHIS: Okay. Thank you.

6 And I don't think we have any new  
7 information on legislative maps today; is that  
8 right?

9 WILLIE DESMOND: Not that I know of. So  
10 again, if you have ideas over the weekend, let me  
11 know.

12 CHAIRPERSON MATHIS: Okay. We will do  
13 that.

14 Just looking at the agenda, the next  
15 item, item 5, discussion and possible action on  
16 transparency policy, that item we are going to table  
17 until Mr. Stertz can be with us. As you heard  
18 earlier, there was an emergency family situation, so  
19 he couldn't make it today and we would all like to  
20 have him here for that. So we will plan on that  
21 going on the agenda for Thursday's meeting on the  
22 22nd.

23 The next item, item 6, is executive  
24 director's report.

25 And, Mr. Bladine.

1           RAY BLADINE: Good morning. I thought  
2 maybe what I would do is as a part of the director's  
3 report, jump down and do the future meetings now,  
4 and I have an updated list and then I'll kind of put  
5 the two together because a lot of what I have is to  
6 try to get us updated on the schedule and items.

7           CHAIRPERSON MATHIS: Okay.

8           RAY BLADINE: Let me see if I have --  
9 yes, I do.

10           This is the current information that I  
11 have and we have copies for the public here also to  
12 look at.

13           Tentatively, we have scheduled -- we have  
14 already talked about it, next Thursday, the 22nd, a  
15 meeting from 1:00 until 7:00. On Friday, the 23rd,  
16 I now have that have 1:00 to 4:30. And both of  
17 those locations look like they will be Wild Horse  
18 Pass.

19           And I think it looks to me like unless  
20 somebody has changed it, that should still work.

21           And then going on to next week, I  
22 believe --

23           CHAIRPERSON MATHIS: Sorry, on that Wild  
24 Horse Pass, what are the hours that one?

25           RAY BLADINE: I have Thursday 1:00 until

1 7:00. No, I'm sorry, 9:00. We start at 9:00. Now,  
2 I guess that works with Commissioner Freeman -- I  
3 mean Stertz, sorry, who I have down had a foundation  
4 meeting until 11:00 on the last agenda I had.

5 COMMISSIONER MCNULTY: I thought we were  
6 meeting all day both those days.

7 CHAIRPERSON MATHIS: So I did.

8 RAY BLADINE: 9:00 then to 7:00.

9 COMMISSIONER MCNULTY: Thursday and  
10 Friday.

11 RAY BLADINE: And then I have Friday  
12 right now starting at 9:00 to 4:30. Okay.

13 CHAIRPERSON MATHIS: Well, maybe you can  
14 confirm with Mr. Stertz, but I'm pretty sure we were  
15 all going to meet all day both days.

16 RAY BLADINE: He cleared it?

17 And then for the following week again, I  
18 believe you had asked to try to hold that open. I'm  
19 not -- we have a few days before we do the posting,  
20 but it would be good to get some direction as to  
21 what days you would like to try to meet and some  
22 times and then we can go ahead and get an agenda  
23 posted and look for locations.

24 CHAIRPERSON MATHIS: I agree.

25 I know that I have a conflict on

1 September 27th and it's early afternoon. So whether  
2 we are able to do something in the morning but it  
3 would have to be in Tucson or later afternoon going  
4 into the evening, that would work as well. But,  
5 unfortunately, it's at 1:30 and it would last about  
6 an hour.

7 RAY BLADINE: Okay.

8 COMMISSIONER MCNULTY: So we could meet  
9 in Tucson that day and we could just break from 1:00  
10 to 3:00 perhaps.

11 CHAIRPERSON MATHIS: Yeah, that would  
12 work. But everything else -- so it looks like on  
13 that Monday, the 26th, there's just an hour where  
14 Mr. Herrera is not available. But it's looking like  
15 the rest of the days are all pretty open.

16 RAY BLADINE: Then let me -- on Tuesday,  
17 the 27th, we would start at 9:00, break from 1:00  
18 until 3:00, then come back at 3 o'clock and that  
19 would be in Tucson on the -- I jumped back on you on  
20 the 27th.

21 And then do you want to try to do  
22 something on the afternoon of Monday the 26th or  
23 make the 27th your first meeting that week?

24 COMMISSIONER MCNULTY: I think if we  
25 decided that on -- I guess you need to find a place

1 to hold the meeting?

2 RAY BLADINE: Let's see. We would not  
3 have to post until Friday the 23rd to be able to  
4 make a Monday meeting.

5 COMMISSIONER MCNULTY: Would you have to  
6 put a deposit on a room?

7 RAY BLADINE: Well, sometimes that  
8 happens. It really depends on where we go. We  
9 probably could find a room, but I think it would  
10 also help the consultants if we knew whether they  
11 had to be back in town on that day or not.

12 COMMISSIONER MCNULTY: Oh, they  
13 definitely need to be here.

14 RAY BLADINE: On Monday?

15 COMMISSIONER MCNULTY: I don't think  
16 there's any question. We are going to need them  
17 here that.

18 CHAIRPERSON MATHIS: I think we should  
19 plan to meet on Monday the 26th.

20 RAY BLADINE: Okay. Do you want to start  
21 after 10 a.m., in the afternoon?

22 CHAIRPERSON MATHIS: Yeah, that would  
23 probably make the most sense since there's a  
24 conflict from 9:00 to 10:00.

25 I have a situation where I also have a

1 possible work meeting that late afternoon, but I  
2 don't have the information in front me so I would  
3 have to tell you later. But I think that starting  
4 at 11:00 and going, you know, until however late is  
5 required, we could do that. And I'll get with you  
6 as soon as I can actually get my work calendar.

7 Tuesday, it's looking like everybody is  
8 available except my conflict at 1:30. So we can do  
9 that suggestion that Ms. McNulty said of breaking  
10 from 1:00 to 3:00, but meeting the rest of the day.  
11 Then the 28th, 29th, and 30th are all wide open.

12 COMMISSIONER MCNULTY: Do we schedule  
13 meetings in Casa Grande all three days?

14 RAY BLADINE: Wherever -- if you would  
15 like us to try Casa Grande, we'll make that the  
16 first priority. As you know, we've had a couple  
17 times where we couldn't get a facility in Casa  
18 Grande but we would make that the first priority.

19 CHAIRPERSON MATHIS: So the 27th would be  
20 Tucson, 28th through the 30th Casa Grande, and on  
21 Monday, would that be -- Mr. Herrera, is your --  
22 you're probably in Phoenix, right?

23 VICE CHAIR HERRERA: Correct.

24 CHAIRPERSON MATHIS: So in order for --  
25 it would probably be Casa Grande if we tried to do

1 something like that where you would have to build in  
2 time so he could drive down after his meeting.

3 RAY BLADINE: Should we try like a 12:00  
4 to 7:00 on the 26th?

5 CHAIRPERSON MATHIS: Yes, but again, I'll  
6 have to check.

7 RAY BLADINE: You'll check.

8 CHAIRPERSON MATHIS: And you'll need to  
9 follow up with Mr. Stertz, too, and make sure he can  
10 do all of those, too.

11 RAY BLADINE: Okay. Then on the rest of  
12 that week, do you want the meetings to start at what  
13 time in Casa Grande, Wednesday, Thursday, Friday?

14 CHAIRPERSON MATHIS: Any ideas from  
15 anybody? Do you want to start in the morning?

16 COMMISSIONER MCNULTY: I think we've been  
17 starting at 9:00 that seems to work pretty well.  
18 And if we're making a lot of progress in session, we  
19 can do that. And if not, we can break and then send  
20 the mapping folks to work and then come back the  
21 next day.

22 RAY BLADINE: Should we try to reserve a  
23 room until, like, 4:00 and see where we are? In  
24 other words, start at 9:00 and at least be able to  
25 go to 4:00 or 5:00. If on the other hand we turn

1 the mapping people loose, then we turn them loose,  
2 or do you want us just to try to arrange for  
3 something from 9:00 to 12:00?

4 COMMISSIONER MCNULTY: I think we should  
5 just reserve the room all day those three days. And  
6 if we finish early, great. But if we're making  
7 progress, then we could keep working.

8 CHAIRPERSON MATHIS: Yeah, I agree.

9 RAY BLADINE: I don't want to -- what  
10 would be "all day"? 7:00? 9:00?

11 COMMISSIONER MCNULTY: Do they charge us  
12 by the hour?

13 RAY BLADINE: Well, sometimes it's a  
14 half. Day charge and we have security charges.  
15 There is a financial thing here, but we got to do  
16 what we got to do to map.

17 CHAIRPERSON MATHIS: Yeah. For sure  
18 until 5:00. So 9:00 to 5:00 I think is fair since  
19 we're starting early.

20 VICE CHAIR FREEMAN: Will the hotel give  
21 us any sort of break since we're a good customer?

22 RAY BLADINE: We have been working on  
23 that, and sometimes yes and sometimes we haven't  
24 been able to. But they already really have. They  
25 have cut back from the regular rate. If we book

1 three in a row, we'll certainly try to get a reduced  
2 rate.

3 VICE CHAIR FREEMAN: That's good to hear  
4 because there are lots of good places up here in  
5 Phoenix and a lot of people up here in Phoenix too  
6 that might be interested in following the process.

7 UNIDENTIFIED SPEAKER: I agree.

8 RAY BLADINE: I would comment that I was  
9 surprised to find that we have had conflict in Casa  
10 Grande because I really didn't think we would have  
11 that much going on this summer. But we actually had  
12 three different places we checked last week and they  
13 were all booked. But we won't know until we try  
14 again.

15 CHAIRPERSON MATHIS: And speaking of Casa  
16 Grande, is there conference space at the other  
17 Holiday Inn Express or no?

18 RAY BLADINE: No, there is not. We  
19 checked that.

20 CHAIRPERSON MATHIS: Because it's an  
21 Express. I would like it if it were closer to the  
22 freeway.

23 RAY BLADINE: Sure.

24 CHAIRPERSON MATHIS: The other idea is  
25 the Wild Horse Pass, which is where we are going

1 next week.

2 RAY BLADINE: Correct.

3 CHAIRPERSON MATHIS: So they might --

4 RAY BLADINE: That would be the backup to  
5 try Casa Grande and then if not, see if we can do  
6 Wild Horse Pass then here. We're trying to find  
7 places that have been reasonably priced and as close  
8 to the freeway as we can.

9 CHAIRPERSON MATHIS: Right. We  
10 appreciate that.

11 Okay. And then it's the week of  
12 October 3rd, and I don't know -- obviously, none of  
13 us know how this will progress. Hopefully we will  
14 have made great progress and have draft maps  
15 generated by then that would allow us to move  
16 forward and actually take them on the road.

17 Any thoughts on that, commissioners?

18 COMMISSIONER MCNULTY: My thought would  
19 be we need to -- just looking at where we are, I  
20 think we've got work to do on the congressional  
21 maps, certainly two days worth of work, it sounds  
22 like. We've got a work to do on the legislative  
23 maps, but I think we are making a lot of progress on  
24 both fronts.

25 I think we need to be prepared to go out

1 for hearings by the second week in October. But I'm  
2 concerned that if we commit to -- with some other  
3 things going on the week of October 3rd, if we  
4 commit to be at hearings the beginning of that week,  
5 we are really -- we're not going to have the whole  
6 of the week before that both to get maps done, to  
7 get Strategic Telemetry to do work on them and to  
8 comment on them.

9           So I'm concerned that that's not  
10 practical. But on the other hand, I'm concerned  
11 that we need to get two sets of maps together that  
12 are good draft maps that we can take out. And just  
13 my -- we've been talking about the feel of things.  
14 The feel of this for me that that week of  
15 October 9th makes sense to be looking at as the date  
16 by which we have two drafts that are sufficiently  
17 well thought out that we can release them and get  
18 comment on them. That's just my sense.

19           CHAIRPERSON MATHIS: Mr. Freeman.

20           VICE CHAIR FREEMAN: My take away from  
21 that is we just need to maximize the days we have  
22 available on all of our schedules, and I am trying  
23 to do that.

24           One thought I had looking forward, I  
25 don't think we need to commit to these later --

1 these weeks that are farther out at this point, but  
2 we need to do what we need to do, and I'm prepared  
3 to do it. It would be nice if we built in a day  
4 here or there so I could get my dry cleaning done  
5 and a few other things.

6 I know we talked about Saturday meetings  
7 as well, if that allows us to build sort of an off  
8 day during the work week and then we can take it up  
9 on a Saturday. I mean, I'm certainly open to that.  
10 I know we talked about that before, but I don't see  
11 that on -- at least I don't think I'm seeing that on  
12 the proposal. So I don't know if that was -- some  
13 decision was made and those days were off the table.  
14 I just throw that out there.

15 CHAIRPERSON MATHIS: Yeah, I had thought,  
16 too, about October 1st, that commissioners could  
17 hold that as a possible meeting date, too. That's a  
18 Saturday in case we end up deciding to -- and  
19 needing to go meet that day.

20 Yeah, in terms of that week, I'm -- you  
21 know, these draft maps aren't a final exam, they are  
22 draft maps. And I'm really anxious to not create  
23 something that's willy-nilly, so to speak, but also  
24 something that we can be proud of that we have  
25 analysis done on that we can take. And I'm very

1 concerned about pushing this out further, to not  
2 start until the week of the 9th.

3           And I'm wondering, you know, could we  
4 start midweek even of that first week in October,  
5 maybe the 5th or the 6th and then, you know, the  
6 hearings would go into that Friday, Saturday  
7 weekend?

8           And I know no one knows. We don't know  
9 exactly what we will happen. But if we could try to  
10 strive for that and -- I just think it's really  
11 important that we get it done.

12           And this would be knowing full well that,  
13 of course, we are going to be making adjustments to  
14 the draft map based upon the input we receive on the  
15 road.

16           So it's by no means the final solution.  
17 So that's my thought.

18           I know Kristina is very interested in us  
19 coming up with a time that we can commit to so she  
20 can start to reserve places.

21           RAY BLADINE: Madame Chair, and we can  
22 work out whatever needs to be worked out that way,  
23 but she also reminded me that October 7th and 8th  
24 are two high Jewish holidays, so that wouldn't be  
25 good days to have hearings.

1 CHAIRPERSON MATHIS: Okay. That would  
2 mean the soonest would be that Friday, the 7th --  
3 7th, 8th, that weekend?

4 RAY BLADINE: Correct. I guess if you  
5 were talking about perhaps starting midweek,  
6 Wednesday, Thursday, if you were that far along  
7 would work, but probably the 7th and 8th we wouldn't  
8 want to have a hearing.

9 COMMISSIONER MCNULTY: Isn't that a  
10 Friday, Saturday?

11 RAY BLADINE: I have the -- yes, Friday,  
12 Saturday, 7th and 8th.

13 CHAIRPERSON MATHIS: Oh, 7th --

14 COMMISSIONER MCNULTY: That's a weekend  
15 anyway.

16 RAY BLADINE: Correct.

17 CHAIRPERSON MATHIS: Which are the  
18 holidays?

19 RAY BLADINE: The 7th and 8th.

20 CHAIRPERSON MATHIS: So that is a Friday,  
21 Saturday.

22 So, yeah, I mean, we would just be  
23 starting the 5th and doing the 6th and then not  
24 doing it the 7th and 8th, which I guess is an  
25 option.

1 Any thoughts from anybody?

2 It would be good to get some input from  
3 the mapping consultant on what this does to the  
4 timeline if we don't start until the 9th of October?

5 WILLIE DESMOND: I mean, it pushes the  
6 timeline back, obviously. I don't know exactly the  
7 deadlines and why they are in place. I'm pretty  
8 sure from purely a Department of Justice standard --  
9 and the lawyers might be able to comment on this --  
10 there isn't a deadline that's very near.

11 I think what we have been trying to get  
12 this done for is try to accommodate all of the  
13 counties which have to go through and redraw all of  
14 their precinct lines based off of these maps. So  
15 they are eager to see these so that they can form  
16 precinct lines to get ready to hold their own  
17 elections next year.

18 I'm not sure other than that. I could  
19 have Andrew, who has been really spearheading that  
20 in our office send something out to you guys this  
21 weekend or early next week to -- you know, speaking  
22 to that, how starting the -- would that be starting  
23 the 10th, then, or starting the 5th, how those might  
24 affect the overall timeline?

25 CHAIRPERSON MATHIS: Yes, that would be

1 great, knowing that we would not be having hearings  
2 on the 7th, 8th. So I guess there is the option to  
3 start Wednesday and Thursday, the 5th and 6th and  
4 then continuing on to the 10th, I guess is a Monday,  
5 and what that does to timeline. That would be good  
6 to know.

7 RAY BLADINE: We could then go ahead for  
8 this week, schedule the two meetings we know about,  
9 go ahead and schedule next week. And during some  
10 part of this week coming up, maybe talk more about  
11 what you want to do on the 5th and 6th after Willie  
12 has a chance.

13 But at least we have enough to get us  
14 going on setting up the current meetings we need and  
15 then we'll see when you feel would be appropriate to  
16 start the second round of hearings.

17 CHAIRPERSON MATHIS: Okay. That sounds  
18 good.

19 RAY BLADINE: Next item I had, if we have  
20 that covered, was just to go over future agenda  
21 items and I brought extra copies -- I think I sent  
22 you a list -- here, I'll let you take and -- thanks.

23 I think I sent you a list yesterday and  
24 now I have to add the transparency policy to this  
25 list and just to make sure that we haven't

1 overlooked anything.

2           Just to quickly go over it, monthly we  
3 talk about expenditures, and I will, as a part of my  
4 report in a minute, go ahead and do that.

5           We haven't scheduled dates on some of  
6 these, others look like we have completed. I won't  
7 run over them unless you would like me to.

8           CHAIRPERSON MATHIS: No, unless others  
9 would like to have Mr. Bladine go over it.

10           RAY BLADINE: Willie.

11           WILLIE DESMOND: We need to add the Ken's  
12 presentation on competitiveness. If you would  
13 probably add it for Thursday and Friday of next  
14 week, just in case it doesn't get accomplished on  
15 Thursday.

16           CHAIRPERSON MATHIS: And then the  
17 transparency discussion is also on the Thursday  
18 agenda.

19           RAY BLADINE: Okay. Again, I'll revise  
20 this Monday and send it back out to you and you can  
21 always individually call me and then I'll update it.  
22 But we hadn't looked at it for a while, so I thought  
23 it would be worthwhile to check.

24           CHAIRPERSON MATHIS: That's good.

25           Thank you.

1           RAY BLADINE:  And then I also thought I  
2 would take a few minutes and just kind of review  
3 where we are in terms of our current budget.

4           And I'll hand out -- I brought some  
5 copies of the -- it's basically the same projection  
6 sheet that I had handed out before, and I thought I  
7 would just take a few minutes to comment on some of  
8 the changes I know about and also to go over some of  
9 the expenditures in just a little more detail so you  
10 have an idea.

11           First, just to give you background,  
12 actually the -- our budget is and our expenditures  
13 are overseen by the Arizona State Boards Office,  
14 which is Megan Darian.  We send all of our documents  
15 through her.  She forwards them on to the State  
16 Accounting Office and they produce information that  
17 she takes and provides in a spreadsheet.  So she's  
18 been very helpful in getting the information that we  
19 need.

20           The problem with us doing a budget and  
21 looking in the future is that about the only thing  
22 we can look at definitively is something that  
23 happened ten years ago and has happened a little  
24 differently.  So it's a little bit hard to pin  
25 expenditures down in terms of looking forward.

1           I have looked at what was done last year  
2 as a way to try to project for the future. I  
3 haven't spent a lot of time projecting out in great  
4 detail past December. I've just kind of carried  
5 numbers out.

6           At that point it still shows at the time  
7 this document was prepared, a remaining balance of  
8 about 580,000. At this point, I would think that  
9 our balance will probably be closer to about 450  
10 when we add in the possibility of the consultants we  
11 will be hiring and the legal counsel.

12           If you take a look at the first item  
13 under the expenditures, the detail, legal fees 230,  
14 it is broken down in detail as to what the billings  
15 were through August. We will, of course, have  
16 additional billings, and I had budgeted about  
17 150,000 a month for legal services and for Strategic  
18 Telemetry.

19           Up to the current time, we've spent about  
20 \$613,000. Again September will have some of the  
21 August activity, but I think we still are in pretty  
22 good shape in terms of living within the  
23 appropriation at least to carry out the mapping  
24 activities.

25           Obviously, if we get involved in

1 litigation beyond what we see right now, that isn't  
2 going to fall within the appropriation.

3 I would point out that last -- ten years  
4 at this time, by now the past commission had spent  
5 about a million 200,000. We've spent 616, which  
6 would tell me that we're not way out of -- we're not  
7 overbudget by any means, but it worries me some how  
8 come we haven't spent that much. And taking a look  
9 at it, it looks like there was a lot more consultant  
10 services by this time ten years ago.

11 And in particular, if you look at the  
12 amount that was paid to NDC last time, which  
13 included the consultant amounts, it was  
14 substantially more, and I can provide you the  
15 details from last time.

16 But basically, we have been -- I think we  
17 are still in very good budget shape. Other  
18 professional services are primarily the  
19 transcribing services, security, and interpreter  
20 services. In-state travel is way low because I just  
21 noticed we got a bill for about \$4500, which is  
22 vehicle rental from the state. That's really coming  
23 in now for the trips we took before.

24 We've paid our rent for the year. Office  
25 supplies haven't been a lot. We've paid a lot of

1 what we need to do at front-end costs for purchasing  
2 software, Maptitude and the Maptitude online. Those  
3 are in the figures of line 8481, which is purchase  
4 of license of software, 164,000. We have not spent  
5 and don't anticipate spending much on office  
6 furniture. We basically have been able to get  
7 surplus furniture from the State surplus and that  
8 has saved us a lot money.

9 Spent a fair amount on computers, but  
10 again, that's something that you really -- we all  
11 really need because it's a very computer-intensive  
12 activity that you are involved in.

13 I would say right now we look like we are  
14 in good shape and the balance won't be quite as much  
15 as what I had projected at the start of the month  
16 and in October I'll give you a new projection, but  
17 it still looks to me like we're likely to have an  
18 allocated balance of about 400, \$450,000.

19 CHAIRPERSON MATHIS: Thank you.

20 Any questions or comments on the budget  
21 for Mr. Bladine?

22 COMMISSIONER MCNULTY: Thanks.

23 RAY BLADINE: Thank you.

24 And I think that's all I had on my  
25 report.

1 I would talk in public input. We don't  
2 have all of the data that I can give you a complete  
3 report now, but we will do that by next week.

4 We are continuing to get many comments  
5 sent to our e-mail accounts about communities of  
6 interest. I haven't been able to get through them  
7 all. There's more than there were yesterday, and  
8 some people are sending us documents or blank pages  
9 more than once. So we are kind of getting spammed  
10 right now by some people.

11 There's obviously legitimate documents,  
12 we're recording those, and we will have them in your  
13 book. But we are also just getting some blank  
14 pieces of paper. And not a lot. Maybe 3 percent, 4  
15 percent. But my inbox has really gotten very large  
16 and this weekend I'll clean it out make sure we get  
17 response and record those people that have responded  
18 to us.

19 And with that, I think I don't have any  
20 more to offer.

21 CHAIRPERSON MATHIS: Thank you.

22 Before you go, though, I want to go back  
23 to the second round of public hearings.

24 I am really concerned about pushing this  
25 out another three weeks. And I'm wondering if legal

1 counsel can tell us -- we know analysis has to be  
2 done, the racially polarized voting analysis and the  
3 competitive analysis and -- do the draft maps have  
4 to be completely completed in order for then --  
5 Dr. King to do whatever analysis he would do that  
6 would act as the independent validation?

7 MARY O'GRADY: Madame Chair, we can do  
8 analysis at any point, it's just a question of how  
9 useful that analysis is going to be. For example,  
10 on the congressional maps, I don't think we need to  
11 be all completed, everything -- all the maps that we  
12 are considering. They seem to be preserving the two  
13 districts and it's just a question of, you know,  
14 whether we have more than necessary or whether --  
15 how effective they are going to be.

16 Would you like to have -- what do you  
17 envision? Do you envision adopting a draft and  
18 then -- how much do you want before you go out for  
19 second round hearings, I guess? I envisioned him  
20 doing more detailed analysis of the draft map once  
21 the Commission approves it.

22 CHAIRPERSON MATHIS: Right. So how much  
23 time does that take typically, would you guess to do  
24 that analysis after the draft map is completely  
25 finished?

1 MARY O'GRADY: Madame Chair, I wouldn't  
2 have that answer for you today. And maybe when Ken  
3 is here next week, we can get you more information  
4 on that.

5 CHAIRPERSON MATHIS: And from Dr. King,  
6 too. Does he factor into that?

7 MARY O'GRADY: They are talking now about  
8 the analysis and the time frames and the projects.  
9 And so he would be part -- he's part of the  
10 equation, but since -- Ken would be able to provide  
11 some of that information based on the input from  
12 Dr. King.

13 CHAIRPERSON MATHIS: Because what I'm  
14 wondering is -- so Friday, September 30th, is our  
15 last meeting in Casa Grande on this. And I'm  
16 wondering if we could at least set a goal for  
17 ourselves to try to have a draft map done by then  
18 that then gets some analysis done. And then if we  
19 can start the 5th, if that's possible and at least  
20 get two days in of hearings and then start in full  
21 board that following week with continued hearings.

22 COMMISSIONER MCNULTY: Madame Chair, I  
23 think Dr. King will do the analysis while we're out  
24 on the road. He'll be analyzing the draft map,  
25 which is one reason that I feel it's important that

1 we have a carefully thought-out draft map to go out  
2 with because we don't want to -- we want the  
3 analysis to be done on something that is fully  
4 formed so that it's easier for us to do the final  
5 versions of the map with that input.

6 If we go out with a draft that's  
7 premature, I'm concerned that the input that we get  
8 is not going to be that valuable to us and we are  
9 going to have a difficult time doing the final maps.

10 CHAIRPERSON MATHIS: Does the racially  
11 polarized voting analysis then also occur with  
12 Dr. King on the final maps, too? We'll do that  
13 again, another round, because we'll be making  
14 adjustments based upon on input?

15 MARY O'GRADY: Madame Chair, yes. And  
16 last time -- the only report that I have seen from  
17 last time was on the final map in terms of the  
18 racially polarized voting. It was prepared after  
19 the final map was adopted and part of the  
20 submission.

21 CHAIRPERSON MATHIS: So there's no  
22 requirement that racially polarized voting analysis  
23 occurs, you know, in a formal way on the draft map?

24 MARY O'GRADY: That's right. All that  
25 the Constitution requires is that we have a draft

1 map and then the analysis of that map will be  
2 ongoing as part of the public input. So I wouldn't  
3 anticipate that we would have a separate report to  
4 distribute with the draft maps.

5 CHAIRPERSON MATHIS: Okay. Thank you.

6 So now any -- now that -- I've heard  
7 from Commissioner McNulty on this and it's clear  
8 that she feels like October 9th, and if I'm  
9 misspeaking, tell me, but that it's safest to wait  
10 until then, that we would have something.

11 Do other commissioners have any thoughts  
12 on that? I would really appreciate some input.

13 VICE CHAIR FREEMAN: Madame Chair.

14 CHAIRPERSON MATHIS: Mr. Freeman.

15 VICE CHAIR FREEMAN: I don't disagree  
16 with Commissioner McNulty. I think if we -- we've  
17 made some progress at least here today and this week  
18 on the congressional side. The legislative map is  
19 going to be a little more difficult nut to crack and  
20 we'll need to really focus and buckle down on that.  
21 So I don't want to get ahead of myself, but maybe we  
22 can see the light at the tunnel in one aspect --  
23 light at the end of the tunnel in terms of one our  
24 maps.

25 But like Commissioner McNulty said, we

1 want to make sure we do it right and that what we  
2 put out to the public makes sense and we're going to  
3 be able to at least stand behind it.

4 I'm sure the public is going to come out  
5 and educate us on the error of our ways, and I'm  
6 sure a lot of that comment is going to be well taken  
7 because we are not going to be able to know every  
8 single part of the state, know everything, every  
9 aspect of our map and how it impacts the communities  
10 it overlays. But it's important that we do it  
11 right.

12 If we get early -- if we finish earlier  
13 than expected, that's great, then we go and we can  
14 start the 30-day clock at that point and build in  
15 our public comment tour. But it's a tough,  
16 important job and we got to make sure we do it  
17 right. And if it's going to take -- if we need that  
18 time, I'm afraid we're going to have to take it.

19 CHAIRPERSON MATHIS: Okay. Thank you.

20 Other comments.

21 VICE CHAIR HERRERA: Madame Chair.

22 CHAIRPERSON MATHIS: Mr. Herrera.

23 VICE CHAIR HERRERA: When we initially  
24 moved the date back the first time, I was opposed to  
25 it. I thought that -- I had a feeling we were going

1 to be doing that again coming up again and pushing  
2 the date back again.

3           So I am not in favor of pushing it back  
4 again. I think we -- these are draft maps that we  
5 will be creating, and draft maps are -- that's what  
6 they are, draft maps. So there will be corrections  
7 done after we come back from public comment because  
8 I'm assuming people will be making great comments  
9 and we will go back and say, okay, this made sense,  
10 this didn't make sense and we'll revise that draft.

11           So I don't think that the map has to be  
12 perfect. I think we're doing a pretty good job with  
13 the congressional side and now we need to do the  
14 same thing with the legislative side. But I'm not  
15 in favor of pushing it back.

16           I think if we decide to do that, then we  
17 need to look at the number of public hearings that  
18 we are doing. Either lesson the amount or double  
19 them up because something has to give. We need to  
20 look at that.

21           And also talk -- when Ken is here or  
22 Andrew is here, we definitely need to have a good  
23 conversation with them to see how this affects us,  
24 and they are not here. And we made a deadline that  
25 we need to stick to and we are not sticking to it.

1 VICE CHAIR FREEMAN: Madame Chair.

2 CHAIRPERSON MATHIS: Mr. Freeman.

3 COMMISSIONER FREEMAN: One thing that  
4 can't give is the 30-day comment period. I mean,  
5 the 30 days is 30 days. And how we build in public  
6 comment to that is up to us. And I would hate to  
7 see any part of it get shortchanged in any way.

8 I think we've got a very aggressive  
9 schedule -- that we've laid out a very aggressive  
10 schedule and I'm hoping we can keep as close to it  
11 as possible to maximize our intake of public  
12 comment.

13 CHAIRPERSON MATHIS: Can I ask a question  
14 of legal counsel again?

15 On the 30-day map -- the 30-day map. The  
16 draft map 30-day comment period, when does that  
17 clock start ticking? The moment we say we have a  
18 draft map and we are going to put it on our website  
19 and so here it is? And even if we don't start  
20 public hearings that day, it's still -- the clock  
21 starts?

22 MARY O'GRADY: That's right. It starts  
23 when you adopt a draft map. There's nothing in the  
24 Constitution about public hearings. All it talks  
25 about is a comment period, a 30-day public comment

1 period.

2 CHAIRPERSON MATHIS: Well, I would like  
3 to see us try to have a draft map by October 3rd.  
4 That's a Monday. And even though, you know, we may  
5 not be able to start going on the road, we know  
6 there are things happening on the 3rd. But if we  
7 started the 5th and 6th and then take that 7th, 8th  
8 off and then continue on in the public hearing, that  
9 would put us -- so the clock starts -- say we  
10 adopted draft maps on the 30th, just for sake of it,  
11 September 30th, the 30-day period would end  
12 October 30th. And our original timeline with the  
13 mapping consultant was October 31st was when we had  
14 hoped -- can you refresh my memory on that? Was  
15 that to have the --

16 RAY BLADINE: My recollection from  
17 reviewing the schedule a couple weeks ago was, yes,  
18 that we were shooting for an October 31st adopted  
19 map, and that would be a draft map that you would  
20 have actually adopted and had a couple weeks in  
21 there after you had had your public hearings and the  
22 30 days to review it.

23 So we are going to have to readdress that  
24 schedule one way or the other --

25 CHAIRPERSON MATHIS: Right.

1           RAY BLADINE:  -- because I don't think  
2 anyone is assuming that the draft map you come up  
3 with will be the final, and there will need to be  
4 time for adjustments after that.

5           CHAIRPERSON MATHIS:  Right.

6           RAY BLADINE:  I think there was two weeks  
7 in the original schedule for review of the input and  
8 revisions to the draft map.

9           CHAIRPERSON MATHIS:  And that seems  
10 generous?  I don't know.  Maybe it's just a week  
11 of -- what do you guys think on the adjustments  
12 posthearing second round of hearings?

13           COMMISSIONER MCNULTY:  I think that  
14 depends entirely on the quality of our draft maps,  
15 which is my issue.  We haven't even started on the  
16 legislative map yet.  And I think if we go out with  
17 draft maps of good quality, then that reduces the  
18 period on the other end.  If we don't, then we are  
19 going to have a very long time on the other end.

20           VICE CHAIR FREEMAN:  I agree.

21           JOE KANEFIELD:  Madame Chair, just  
22 looking at the constitutional provision on the  
23 public comment, it does say that comment shall be  
24 taken for at least 30 days, not that -- suggesting  
25 that the period be longer.  I just want to draw that

1 language to the Commission's attention.

2 CHAIRPERSON MATHIS: Okay.

3 COMMISSIONER MCNULTY: We can be making  
4 changes to the draft map or considering changes to  
5 the draft map after the 30-day period or even during  
6 it I suppose and still be accepting comments on it,  
7 correct?

8 I really appreciate the urgency here. I  
9 don't want to suggest that I don't, but I feel that  
10 to -- I also think we need to be realistic about  
11 what we can accomplish and the job that we have left  
12 to do before we go out with draft maps.

13 That's why I kind of felt like the week  
14 of the 9th feels -- just feels better to me. It  
15 feels like we've got three weeks in which we have to  
16 get these done, period, and then we start wherever  
17 we are. But I frankly think we need that. I do.

18 RAY BLADINE: Madame Chair, my only  
19 comment would be, obviously, you have to do what you  
20 need to do to get the map, but if you adopt a draft  
21 map and you have 30 days, we are going to be into  
22 November sometime before you have a final map.

23 My recollection is that there is a legal  
24 deadline in December that every county recorder will  
25 be wanting to know when you are going to have the

1 map for their purposes. Obviously, you've got to do  
2 what you need to do, but that pressure will  
3 certainly start coming about towards the end of  
4 October.

5           COMMISSIONER MCNULTY: But, Mr. Bladine,  
6 the issue as I just described it, they don't get the  
7 map until it's final. And we can do the work on the  
8 front end or we can do the work on the back end, but  
9 we have to do the work. If we don't do it well and  
10 we don't pass preclearance, it's going to take an  
11 awful lot longer. And my recollection is that last  
12 time the initial final maps were not submitted until  
13 November, at least.

14           So again, while I appreciate the urgency,  
15 I'm -- and we cannot let this drag on. We have got  
16 to get this done. We have to do it right and that's  
17 why I am in favor of scheduling hearings every day  
18 for the next three weeks. If we can't all meet,  
19 fine, then those of us who can meet, come. We get  
20 as much done as we can in the morning and we turn it  
21 over to the mapping consultant to make the changes,  
22 if that makes sense, and we just plow through this.  
23 Those are just my thoughts.

24           But it doesn't make sense to me to create  
25 an artificially -- an artificial deadline, which we

1 aren't done with the congressional maps yet and we  
2 haven't started with legislative maps and we're  
3 talking about really six days, six hearing days. I  
4 just don't think that works.

5 CHAIRPERSON MATHIS: Mr. Kanefield.

6 JOE KANEFIELD: Madame Chair, just to be  
7 clear, the Constitution doesn't provide any specific  
8 deadline that the Commission has to have these maps  
9 finalized.

10 I think when we did our research, I think  
11 it was around November 12th of 2001 that the prior  
12 Commission had finished its final maps.

13 But what is -- what has been driving some  
14 of this is the concern by the counties that -- I  
15 know they have presented to the Commission and Mary  
16 and I have also met with them, and that's a  
17 December 1st deadline for them to draw their  
18 precincts, which they need to know what the lines  
19 are for those precincts to fit properly within the  
20 legislative and congressional district lines.

21 And without knowing those lines, it  
22 creates some issues for them in terms of -- let me  
23 just put it this way: If a congressional or  
24 legislative line splits a precinct, it creates a lot  
25 of problems for them and they are on a statutory

1 deadline to have those done by December 1st.

2           So I think that's probably what drove the  
3 process the last time. And the time -- my  
4 understanding the Commission was on a timeline to  
5 try to get final lines drawn as far in advance of  
6 that deadline for the counties as possible so we  
7 have a smooth election cycle going into the spring.

8           Yeah, I think that that -- I just bring  
9 that up as a point of consideration.

10           CHAIRPERSON MATHIS: I thought there was  
11 some October 1st deadline, too, that they brought up  
12 in the public meeting.

13           JOE KANEFIELD: Originally Karen Osborn,  
14 Maricopa County election director, had suggested  
15 that October 1 would be the ideal deadline for the  
16 Commission to know -- to finish its duties so the  
17 counties could know their lines.

18           We met with her -- in deference to  
19 Ms. Osborn, her concern is it does take a lot of  
20 work on the part of the counties to build their  
21 precincts. Obviously, it's the same kind of GIS  
22 mapping that's being done by the Commission right  
23 now through its mapping consultant and other  
24 considerations they have in terms of public comment  
25 when -- they have to go out to the communities when

1 they draw precincts because it's very important to  
2 people how those precincts are drawn within their  
3 counties.

4 So they need as much notice as they can  
5 as to how those precincts are supposed to fit in  
6 which legislative and congressional precinct.

7 So October 1 probably was the ideal  
8 timeline for them. That would have given them two  
9 months to work their precincts. The longer the  
10 Commission takes before December 1st, the less time  
11 they have to do that process. So you can see the  
12 concern from their standpoint.

13 CHAIRPERSON MATHIS: Thank you.

14 Yeah, I just -- I feel like it's a  
15 balance. I think it does -- you want to produce a  
16 quality draft map and you also at the end want to  
17 have some time built in so you can adjust it  
18 accordingly based on the second round of hearings.

19 I tend to favor the fact that we strive  
20 towards trying to complete this. And we can work  
21 individually, too -- you know, and be doing -- even  
22 though there's only five days -- I guess there's six  
23 days of public hearings between now and the 30th, we  
24 can be doing things on our own and submitting that  
25 and working through Ray Bladine so that everybody is

1 aware of any changes that people give to the mapping  
2 consultant.

3 I just would like to see us be able to at  
4 least strive for a September 30th closure to this so  
5 that we could actually do something the week of the  
6 3rd. That's my preference. And I'm one  
7 commissioner. I'm just stating it.

8 So we'll see what happens I guess. I  
9 wish we could give some more guidance, but there's  
10 very strong feeling about not starting until the  
11 9th, but I don't agree with it.

12 VICE CHAIR HERRERA: Madame Chair.

13 CHAIRPERSON MATHIS: Mr. Herrera.

14 VICE CHAIR HERRERA: It's pretty clear  
15 that I don't agree with that. So I would tend to  
16 agree with your comments. I think -- again, this is  
17 draft map. We are trying to get as close to the  
18 product that we want, but we are going to have to  
19 make changes anyway. I think we will have to make  
20 changes after public comment.

21 So I am in favor of trying to complete it  
22 on or before the 30th of September.

23 CHAIRPERSON MATHIS: Thank you.

24 We'll have to see what Mr. Stertz says.  
25 He would maybe be the tiebreaker. I don't know.

1           Is there anything else on executive  
2 director report or the budget or anything that  
3 Mr. Bladine presented?

4           RAY BLADINE: Not that I have.

5           CHAIRPERSON MATHIS: Any questions or  
6 comments?

7           Okay. Let's go the agenda. The next  
8 item on the agenda is report legal advice and  
9 direction to counsel regarding Attorney General  
10 inquiry. I don't know that there's any update that  
11 anybody has.

12           Okay. So the next item would be call for  
13 public comment, and I've got a few request to speak  
14 forms.

15           And we'll start with Betty Bengtson,  
16 representing self from Pima.

17           BETTY BENGTON: I don't have any  
18 comments today.

19           CHAIRPERSON MATHIS: Oh, okay. Thanks,  
20 Betty.

21           Our next speaker is Paul Bopko, precinct  
22 committeeman for Sun Lakes, in LD 21.

23           Not here.

24           Okay. Maureen Bayardi, representing self  
25 from Phoenix.

1 Theresa Johnson from Gilbert.

2 Martha Jo Billy, representing self from  
3 Gilbert.

4 And if you would, please speak directly  
5 into the microphone so that our court reporter gets  
6 an accurate accounting and to spell your name, too.

7 MARTHA JO BILLY: Martha Jo Billy, B, as  
8 in boy, i-l-l-l-y. And I am representing myself.  
9 Nobody has asked me to come up here.

10 And I spoke before. I've lived all over  
11 Arizona. I've worked for the Indian Health Service,  
12 lived on two Indian reservations and -- since 1957,  
13 and it's been my experience all these years that the  
14 Indians have been ignored in Arizona and  
15 discriminated against. It was as if the people of  
16 Arizona, the Anglos primarily, kind of if we ignore  
17 them, maybe they will go away.

18 And they haven't gone away and I am glad  
19 to see that you are taking an interest in keeping  
20 the tribes together and not trying to be, like,  
21 separate and destroy.

22 They are becoming interested in what's  
23 going on. They have, I believe, the highest  
24 unemployment rate in the nation. They have the  
25 highest per capita volunteers for the service,

1 probably because they have no jobs.

2           And it's amazing what I guess all of the  
3 money will do. I'm glad that you all are taking an  
4 interest in them, but I feel like the State has not  
5 taken an interest until the big "C" came, casinos,  
6 and that spelled money and suddenly Arizona seems to  
7 have taken an interest in the Indians.

8           And at least, some reason, they are  
9 getting some attention now and I'm glad to see that  
10 and glad to see that you all are spending time on  
11 seeing to it that they get a fair deal in this.

12           Thank you.

13           CHAIRPERSON MATHIS: Thank you.

14           Our next speaker is Chris Rossiter, vice  
15 president Greater Phoenix Tea Party.

16           CHRIS ROSSITER: Hi. Chris Rossiter,  
17 C-h-r-i-s, R-o-s-s-i-t-e-r.

18           I wasn't going to speak today but then  
19 something that came up during the meeting reminded  
20 me of something that occurred on the August 31st  
21 meeting, and I was kind of disturbed by it a little  
22 bit. So I went back in the room and wrote down a  
23 little comment here.

24           So again, I'm the vice president of the  
25 Greater Phoenix Tea Party. And, Mr. Herrera, we're

1 open. We represent 2000 Tea Party members  
2 throughout Arizona and we are not that hard to find.

3 I would like to address the exchange of  
4 the curt earlier between Commissioner Herrera and  
5 McNulty and Mr. Cantelme, who commented on map 7A.

6 And for the record, I have no affiliation  
7 with him.

8 Ms. McNulty said we need to address the  
9 elephants in the room and she said a wise thing.  
10 Mr. Cantelme made some very compelling and logical  
11 arguments earlier in the meeting.

12 He was then grilled by Mr. Herrera and  
13 Ms. McNulty to reveal whom he was representing as  
14 though this would nullify the weight of his  
15 arguments and the homage they paid to simple common  
16 sense.

17 I guarantee while that gentleman may not  
18 have spoken on behalf of each of the six and a half  
19 million Arizonans, he spoke on behalf of at least  
20 one, himself. In that I couldn't find fault in  
21 anything he said, you can increase that tally to at  
22 least two.

23 It is interesting to note that  
24 Mr. Herrera, from my perspective, seems most intent  
25 on ascertaining the identity of those behind

1 individuals speaking against certain aspects of this  
2 mapping process as though their intentions are  
3 somehow nefarious.

4           If we are going to go down that road,  
5 many people I think would be interested in learning  
6 who is behind the group Hispanic Coalition for Good  
7 Government.

8           Did Mr. Herrera ask as fervently who is  
9 in their leadership when they first surfaced? This  
10 is one of the elephants in the room.

11           We've had to conduct our own research  
12 into this group with a euphemistic and innocuous  
13 sounding title and the network behind them. That  
14 investigation continues.

15           Of course we know that their leadership  
16 is comprised of extremely liberal politicians, Mary  
17 Rose Wilcox, Pete Rios, Richard Elias.

18           Since this group's maps have been given  
19 almost as much weight and notoriety by the AIRC as  
20 the Commission's own -- in fact, their maps often  
21 are blended with the Commission's, then I think the  
22 public might like to be reminded who is behind this  
23 group at every meeting during which their maps are  
24 referenced.

25           Mr. Herrera, who constantly touts

1 transparency perhaps could issue that reminder.

2 I recall on August 31st, Mr. Herrera  
3 encouraged the AIRC staff to investigate any  
4 individual or group making a Freedom of Information  
5 Act request of the Commission and report their  
6 findings.

7 Mr. Herrera received legal counsel that  
8 discouraged such activity and questioned its  
9 legality. He still insists that it should be done.  
10 Why?

11 This is an attempt to intimidate and  
12 discourage citizens who disagree with him or the  
13 AIRC's actions from making such requests under the  
14 cover of invoking the word transparency multiple  
15 times in a mocking fashion. Will they get hassled  
16 if they do? Should the AIRC create their own  
17 version of Obama's attack watch which just came out  
18 the other day and did not get very good results.

19 The citizens of the United States have  
20 the distinct privilege and blessing of living under  
21 a constitutionally limited form of government and we  
22 thank you guys for your service -- your public  
23 service and you on the counsel are employed to  
24 represent us.

25 It is our responsibility to live lawfully

1 and it is our solemn duty to monitor and record your  
2 actions, not the other way around.

3 VICE CHAIR HERRERA: Thank you.

4 CHAIRPERSON MATHIS: Our next speaker is  
5 Steve Muratore, publisher, Arizona Eagletarian.

6 STEVE MURATORE: Thank you, Madame Chair,  
7 commissioners. Briefly, my name is Steve Muratore,  
8 M-u-r-a-t-o-r-e. I publish the Arizona Eagletarian.

9 Contrary to what Mr. Cantelme claimed  
10 earlier in his comments, competitive districts are  
11 not mutually exclusive to voting rights districts  
12 for the majority-minorities.

13 I think that's an incredibly important  
14 point to continue to make at least every time  
15 somebody makes the clearly intellectually dishonest  
16 claim that honoring the Voting Rights Act takes away  
17 from competitive districts. That's a very big  
18 concern.

19 I also wanted to say I share the concern  
20 that Ms. McNulty and Mr. Herrera expressed about  
21 Mr. Cantelme's representation.

22 Now, he said that everything he poses is  
23 intellectually honest and logical. Well, you know,  
24 at least one of his arguments isn't necessarily  
25 intellectually honest.

1           Anyways, the key is, from my perspective,  
2 that there are untold amounts of money being put  
3 into representation for this group that refuses to  
4 disclose who they are and what their ultimate  
5 motives are.

6           So that concerns me greatly, and I  
7 appreciate the discussion that was had on that  
8 subject earlier.

9           Thanks.

10          CHAIRPERSON MATHIS: Thank you.

11          I don't have anymore request to speak  
12 forms.

13          Okay, Lynne St. Angelo, there was one  
14 from her earlier.

15          LYNNE ST. ANGELO: Thank you.

16          Do you need me to spell my name again?

17          Okay. I just wanted to comment again --  
18 and I am just a person. I live in Oro Valley. I go  
19 to a lot of events in Saddlebrooke and I have a lot  
20 of friends in Saddlebrooke. So a lot of times I'll  
21 speak about -- maybe it's five miles away down the  
22 road of us together. I go to Smart Girl Politics,  
23 which is an independent group of women who got  
24 together online and formed a group of people who  
25 meet once a month.

1           So I'm just a person interested in the  
2 process and in the state of Arizona. And I think  
3 everyone who is coming before you lives in Arizona  
4 and is concerned about the state. And I am  
5 concerned that for whatever reason, my comments,  
6 because I'm just a person, might be considered less  
7 legitimate than another group of people.

8           So I would say especially as you're going  
9 to go around the state, that everyone who comes  
10 before you lives in the state of Arizona. We're not  
11 coming from someplace else to talk about Arizona.  
12 We care about how the lines come out, especially  
13 personally, where I live, which is what I usually  
14 speak about, Oro Valley and Saddlebrooke, which I go  
15 between the two all the time.

16           There are two maps that were drawn  
17 before, version 5 that was shown on September 8th  
18 and river 3 border combo version 1-C, that was shown  
19 on September the 12th that keep Pinal County almost  
20 intact and keeps Saddlebrooke, Oro Valley, and  
21 Marana together in Pinal County rather than  
22 absorbing them into a congressional district that is  
23 way far away from urban Tucson.

24           These maps also satisfy all of the  
25 criteria that the mayor of Flagstaff presented

1 today. It makes the people of Yuma very happy  
2 because they wanted to be in a rural district, and  
3 the people in Cochise said they wanted to be in a  
4 rural district. It keeps them happy.

5 The Navajos said they wanted to be in a  
6 rural district. So all of those groups of people  
7 would be happy by those maps as well.

8 I know you have a lot of maps to draw,  
9 but you have actually drawn some maps that did a lot  
10 of things in the past, too, that were good.

11 Oro Valley has a lot more in common with  
12 Casa Grande and the southern part of Phoenix towns  
13 than the Navajo Nation, which is a rural area and  
14 that whole upper part all the way to the border of  
15 Nevada and New Mexico, which is where right now that  
16 river district map, 7C I think it is -- or 7A that  
17 we were looking at today puts Oro Valley in with  
18 that very rural all the way up to that northeast  
19 corner of the state.

20 And since they wanted to be rural anyway,  
21 I think it's only logical to take us out of that map  
22 and put us in a map that is more suited to our  
23 communities of interest. And so that we can have  
24 representation that represents the areas that we  
25 live in. Just as a Navajo Nation would like to have

1 and they deserve to have representation that  
2 represents them, which is a rural district.

3           The other things that the two maps have,  
4 version 5 and river district 3 border combo version  
5 1C is they give Phoenix only four congressional  
6 districts. And if you live in Southern Arizona,  
7 that's a gripe we have with Phoenix. All the time  
8 you hear it at the state level, you hear it at the  
9 local levels, that there's this competition kind  
10 that we always feel like Maricopa just absorbs  
11 everything because they are so huge and overwhelm  
12 Southern Arizona.

13           So those two maps also did that.

14           And anyway, I just wanted to put those  
15 comments in as well.

16           Thank you so much.

17           CHAIRPERSON MATHIS: Thank you.

18           Mr. Cantelme, representing Fair Trust.

19           DAVID CANTELME: Members, we're about to  
20 -- let me pull this up a little bit.

21           You are about to close up for the  
22 weekend, and I would like us all to close on an up  
23 beat. I want you all to know that Mr. Herrera and I  
24 shook hands outside, and I want you to know the way  
25 I would like to go forward is with a -- with mutual

1 respect, with treating each other civilly and not  
2 questioning each other's motives trying to reason  
3 with each other and try to do the best we can.

4 I realize we don't always see eye to eye,  
5 but we do in part. And I think we all see eye to  
6 eye in trying to do what's best for Arizona, even if  
7 we see that result is somewhat different.

8 That's what I would strongly urge.

9 VICE CHAIR HERRERA: Thank you.

10 CHAIRPERSON MATHIS: Thank you.

11 Any other comments from the public?

12 Okay. That takes us to the last item on  
13 the agenda, adjournment.

14 So the time is 2:54 p.m. and this meeting  
15 is adjourned.

16 Thank you all for coming.

17 (The hearing concluded at 2:54 p.m.)

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4  
5 I, MICHELLE D. ELAM, Certified Reporter  
6 No. 50637 for the State of Arizona, do hereby  
7 certify that the foregoing 195 printed pages  
8 constitute a full, true, and accurate transcript of  
9 the proceedings had in the foregoing matter, all  
10 done to the best of my skill and ability.

11  
12 WITNESS my hand this 23rd day of August,  
13 2011.

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15  
16  
17 -----  
18 MICHELLE D. ELAM  
19 Certified Reporter  
20 Certificate No. 50637  
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