

ARIZONA INDEPENDENT REDISTRICTING COMMISSION

Thursday, September 29, 2011
9:38 a.m.

Location

**Fiesta Resort - Galleria Ballroom
2100 South Priest Drive
Tempe, Arizona 85282**

Attending

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

Buck Forst, Information Technology Specialist
Kristina Gomez, Deputy Executive Director

Mary O'Grady, Legal Counsel
Joe Kanefield, Legal Counsel

Reported By:
Marty Herder, CCR
Certified Court Reporter #50162
www.CourtReportersAz.com

Phoenix, Arizona
September 29, 2011
9:38 a.m.

P R O C E E D I N G S

(Whereupon, the public session commences.)

CHAIRPERSON MATHIS: Good morning. This meeting of the Arizona Independent Redistricting Commission will now come to order.

The date is Thursday, September 29th, and the time is 9:38 in the morning.

And we'll begin with the Pledge of Allegiance.

(Whereupon, the Pledge of Allegiance was recited.)

CHAIRPERSON MATHIS: We'll go ahead and start with roll call.

Vice Chair Freeman.

VICE-CHAIR FREEMAN: Here.

CHAIRPERSON MATHIS: Vice Chair Herrera.

VICE-CHAIR HERRERA: Here.

CHAIRPERSON MATHIS: Commissioner McNulty.

COMMISSIONER McNULTY: Here.

CHAIRPERSON MATHIS: Commissioner Stertz.

COMMISSIONER STERTZ: Here.

CHAIRPERSON MATHIS: We have a quorum.

1 The other folks around the room today are our
2 legal counsel, Joe Kanefield and Mary O'Grady.

3 Our mapping consultant, Willie Desmond.

4 We have Marty Herder, our court reporter.

5 Staff include Buck Forst our chief technology
6 officer, our deputy executive director Kristina Gomez.

7 Lisa Schmelling is in the back, our public
8 outreach coordinator.

9 I think that's it for now.

10 With that, we'll go ahead and move into agenda
11 item two, which is map presentations.

12 And I think I only have one today, so that is
13 Mr. James Kelley, chairman LD 29, Pima GOP.

14 If you'd like to come up and make his
15 presentation.

16 JAMES KELLEY: Thank you very much for allowing
17 me -- that's Kelley, K-E-L-L-E-Y -- for allowing me to
18 address the Commission.

19 This is, this map is being submitted on behalf of
20 one of the citizens in Pima County by the name of Benny
21 White, who has done some amazing work taking from the base
22 draft positions that the Commission has begun to work with.

23 Were we able to get that loaded at all?

24 Mr. White's position with this map is that he
25 started with the first constitutional requirements of equal

1 population, with very little deviation.

2 One through nine -- Congressional Districts 1
3 through 9 all are between 708,000 people to the highest
4 number of 711,000 and some change.

5 We have compactness. We have contiguousness. We
6 have communities of interest.

7 And to address the minority-minority districts,
8 District 2 has an HVAP of 50.76 percent and District 7 is at
9 53.65 percent.

10 When I asked him to address cracking and packing,
11 his responses were extremely intelligent, bringing up
12 basically some of the court cases in the Supreme Court with
13 regards to Section 5 and Section 2 of the Voting Rights Act,
14 and Sandra -- and Justice O'Connor's responses to
15 gerrymandering and racial gerrymandering in particular.

16 Racial gerrymandering pains must be examined
17 against the backdrop of this country's long history of
18 racial discrimination in voting.

19 Classifications of citizens based solely on race
20 are by their nature odious to a free people whose
21 institutions are founded on the doctrine of equality
22 because they threaten to stigmatize persons by reason of
23 their membership in a racial group and to accite racial
24 hostility.

25 Thus state legislation that expressly

1 distinguishes s among citizens on account of race, whether
2 it contains an explicit distinction or is unexplainable on
3 grounds other than race, must be narrowly tailored to
4 further a compelling government interest.

5 A reapportionment plan that includes in one
6 district individuals who belong to the same race but who are
7 otherwise widely separated by geographical and political
8 boundaries and may have little in common with one another,
9 other than the color of their skin, bears an uncomfortable
10 resemblance to political apartheid.

11 When racial or religion lines are drawn by the
12 state, the multi-racial, multi-religious communities that
13 our constitution seeks to weld together as one becomes
14 separatist. Antagonisms that relate to race or religion
15 rather to than to political issues are generated.

16 Communities seek not the best representative, but
17 the best racial or religious partisans.

18 Racial block voting in minority group political
19 cohesion never can be assumed, but specifically must be
20 proved in each case in order to establish that a
21 redistricting plan dilutes the minority voting strength in
22 violation of two.

23 And, cases to give coverage jurisdiction
24 carte blanche to engage in racial gerrymandering in the name
25 of nonretrogression.

1 Racial classifications of any sort pose the risk
2 of lasting harm to our society. They reinforce the belief
3 held by too many for too much of our history that
4 individuals should be judged by the color of their skin.

5 Racial classification with respect to voting
6 carry particular dangers. Racial gerrymandering even for
7 remedial purposes may vulcanize us into something competing
8 racial factions and threatens to carry us further from the
9 goal of a political system in which race no longer matters,
10 a goal that the 14th and 15th Amendments embody and to which
11 the nation continues to aspire.

12 I don't think I need to go on.

13 I'm glad that Mr. White has put this map together,
14 and it is submitted for your consideration.

15 Are there any questions?

16 CHAIRPERSON MATHIS: Are there any questions for
17 Mr. Kelley?

18 (No oral response.)

19 JAMES KELLEY: Thank you very much.

20 CHAIRPERSON MATHIS: Thank you.

21 I think that's our only mapping presentation this
22 morning, which means we move on to agenda item three, which
23 is review, discussion and direction of mapping consultant
24 regarding the development of a congressional draft map based
25 on constitutional criteria.

1 And as those who have been following us know, at
2 our last meeting on Tuesday we talked about moving forward
3 on the framework for this -- what I'm now proposing we just
4 call for sure EB map, which is everything bagel. We'll just
5 call it EB to make it short and sweet.

6 And I had a request that we call it that on the,
7 you know, map itself and the statistics and splits page on
8 our website, so that it's real clear what we're talking
9 about.

10 I thought that was a good suggestion, so thank
11 you.

12 So the challenge was, as we know from this last
13 map, what it, what it represents really is a compromise map.

14 I tried to take the elements from Mr. Herrera's
15 river district map, what we've talked about in past meetings
16 about having a three border map, and also including this
17 whole counties version that Mr. Freeman has been advancing.

18 So the idea is that not everybody gets what they
19 want. I think the Rolling Stones said it best. But if we
20 try sometime we might find we get what we need.

21 And I am hoping that we can actually come to a
22 point where -- it's not a perfect map. That wasn't the idea
23 of it.

24 There's a big hole in the middle.

25 And the idea is that the commissioners can all

1 work together to fill that center.

2 So we talked about this a great deal on Tuesday.
3 And the idea was that -- Ms. McNulty actually, one of the
4 ground rules for that center was I had suggested that I
5 think it's reasonable that we have at least one competitive
6 district in the Phoenix metro area. I don't think that's
7 a -- anything unreasonable to try for.

8 It is why this initiative was created, was to
9 create more competitive districts in the state.

10 So creating at least one is a good goal to have,
11 in my estimation.

12 And I know Ms. McNulty came up with an opportunity
13 that she had found for doing such a thing.

14 And by competitive, I mean we're neither --
15 neither major party has any sort of advantage built in
16 already.

17 So that's my grand, grand vision for a competitive
18 district.

19 And I did suggest that that district be called
20 number nine, because we are creating a ninth district, as
21 everyone knows this time around. Why not have that one be
22 competitive straight out 50/50.

23 So I know that Ms. McNulty had some ideas. She
24 presented those last week.

25 Mr. Freeman agreed to look at what she presented,

1 and then see if he could come together, figure out a way to
2 create the rest of those districts around it in Maricopa
3 County.

4 So that's the, where -- we're going to start today
5 is just to see what we were able to accomplish on that end.

6 So I'm hoping Mr. Freeman had some time to think
7 about that.

8 VICE-CHAIR FREEMAN: Madam Chair, first of all,
9 with respect to the constitutional criteria and competitive
10 districts, I don't pretend to know what was in the mind of
11 the voters when they pulled the lever and voted for this
12 proposition or decided to vote against the proposition or
13 just not to vote on the proposition.

14 All I have in front of me are the constitutional
15 criteria that are written down in black and white. And the
16 constitutional criteria, all of them are to be applied by
17 the Commission. And we are to favor competitive districts
18 to the extent that they don't cause a substantial detriment
19 to the other five goals.

20 It doesn't say that there shall be one, two urban
21 Maricopa County competitive districts. It doesn't proscribe
22 any specific number of competitive districts.

23 It could be the case that none of them fall out of
24 the maps because to do so, to construction one, would cause
25 a substantial detriment to the other goals.

1 I think we need to focus on the constitutional
2 criteria.

3 We have to be able to know what, in my view, what
4 a baseline map would look like so we can assess whether
5 reconfiguring that map would cause a substantial detriment
6 to us meeting the other goals.

7 So I think at least that continues to be my focus
8 in constructing these maps.

9 As to how a competitive district would look, you
10 mentioned that no party would have an advantage.

11 And to some extent I agree with that, but I feel
12 ill equipped to really measure what a competitive district
13 is, because if I'm going to assess whether either party has
14 a built-in advantage, I want to know what voter registration
15 data looks like for that district.

16 Because I don't want to focus on particularly the
17 2008, 2010 election results, which really on Maptitude here,
18 that's what I'm really -- to take a quick and dirty
19 assessment of how the district shakes out in
20 competitiveness, that's all I have in front of me on my
21 computer.

22 And in my own mind I make a mental adjustment
23 because, as I said before, I think those are outlier years,
24 those are higher watermarks for Republicans. And unless you
25 really can look at the voter registration data for those

1 districts, I think you end up penalizing success.

2 If one party -- I don't think that's fair.

3 Because if one party is able to turn out more of
4 its voters, if one party is able to recruit better
5 candidates or take positions on issues that are more
6 responsive to the people living in the district, they get
7 penalized because they're going to win that election. And
8 then we're going to have that data in front of us, and we're
9 going to have to skew the results to tamp down that, that
10 success they had in a hypothetical future election.

11 So with respect to the district that
12 Commissioner McNulty constructed, just based on the data
13 that I have in front of me, and putting aside all the other
14 constitutional criteria and just focusing on the
15 competitiveness, yeah, if you look at the 2010 governor's
16 race, governor -- or Terry Goddard wins in that district by
17 a small fraction. If you look at secretary of state,
18 Mr. Bennett wins narrowly.

19 But I don't know whether that is truly -- you
20 know, I'd like know what the underlying registration data is
21 on that to make that further assessment.

22 But, moving beyond that, getting to the map and
23 what we need to do.

24 I did take a hard look at it, because I, you know,
25 I agreed I'll try to work with this map. And in terms of

1 just filling in the bagel, the doughnut hole here, I mean,
2 like I said on Tuesday, when I was a little less
3 exhausted -- no, I take it back, I was a little more
4 exhausted on Tuesday. I've got real concerns and problems
5 with simply filling in the hole without looking at the maps
6 sort of holistically.

7 Because what we have in -- and I don't know if we
8 can, can we pull up the -- the screen saver just went on.

9 CHAIRPERSON MATHIS: While Mr. Desmond is doing
10 that, I want to address one thing you said, Mr. Freeman.

11 I don't know what the voters had in mind either.
12 And I'm not pretending to know what they really wanted when
13 they passed the initiative in 2000.

14 But if -- from the constitutional, the language
15 says we are to oversee the mapping of fair and competitive
16 congressional and legislative districts.

17 So to me, it is a goal.

18 And so I totally agree that we have to follow the
19 constitutional criteria, and competitiveness is to be
20 considered equally with the other five criteria, but only to
21 the extent practicable and with no significant detriment to
22 the other goals.

23 So I think that competitiveness -- just saying out
24 front that I think it's an objectively fair criteria to be
25 striving for. I think most people would say -- it also

1 talks about voter engagement.

2 I think voters are more engaged. If they feel
3 that they can actually influence an election, they're going
4 to turn out and come vote.

5 So I think voter participation is also really an
6 important area to be thinking about because it is mentioned
7 in the preamble of the proposition.

8 VICE-CHAIR FREEMAN: Madam Chair, my comments
9 weren't made to be critical of what you had said.

10 You shared your thoughts, our view in the process.
11 I just wanted to offer mine as well.

12 Here's our doughnut hole.

13 And what's apparent -- what might not be apparent
14 is that CD 4, which is this river district, is short 210,000
15 people.

16 Now this district -- and intentionally so.

17 This district was constructed -- fell out
18 basically on all of our what-if maps in one shape or form or
19 another.

20 And we heard lots of public comment about these
21 people living in these river communities, how that is
22 a very -- they're very tightly bound together. It's a
23 community of interest. It's something we need to respect.
24 We need to put these people together.

25 And one thing that -- another aspect of

1 commonality here is that it is essentially a rural area of
2 the state.

3 And so it's linked together with other rural
4 areas, Yavapai County, northern Mohave County, part of Yuma
5 County -- we had to -- Yuma County is cut here because of
6 the construction of the voting rights district here.

7 So it has an essentially rural nature to it.

8 Now, the problem is you cannot find enough voters
9 here in western Maricopa County to give you the 210,000
10 you're missing.

11 If you move this line, if you march it eastward
12 and you bring it up to the edge of the Phoenix metro area
13 here, you only get about 50,000. So you're still short
14 160,000.

15 At least on my view.

16 And as I looked at it, I tried to be more and more
17 aggressive to grab more and more voters.

18 You know, this little feature of the map here,
19 which I call the drain pipe, that's the city of Goodyear.
20 It's a very north-south running city.

21 And I went ahead and added it to CD 4. It does
22 have -- it's pretty -- if you look at it on Google Earth,
23 you'll see it's pretty -- and/or if you've been there, I've
24 driven through there, it's pretty agrarian, lots of farming
25 there.

1 This little dip right here is part of Buckeye,
2 which is a very sprawling city here on the far west side.
3 And I added more from Buckeye as well.

4 And by the way, just as an aside, this little
5 feature here might be something we want to address just
6 because it has a quirky look to it.

7 And we might be able to smooth that out. And I
8 know I-10 runs along there. That was one thing I looked at.

9 Can we just pull that line up. And I think that
10 make that line look more similar to the line the Hispanic
11 Coalition drew. But, of course, when you do that, you kind
12 of over populate CD 3, so you have to drain off some more
13 elsewhere.

14 So, in bringing that up -- and I brought that up,
15 I aim to split the city of Surprise, at least on my working
16 draft. And I know we've heard from the city of Surprise
17 asking us don't split us.

18 These west valley -- some of these west valley
19 communities expect when the economy returns a lot of growth.

20 They're going to be suburban or urban in nature.

21 And I got to a point on the west side where I just
22 couldn't justify bringing it in -- bringing the line in any
23 more. Because if we do that, we essentially make this sort
24 of the pie district, which we've heard a lot of people
25 object to. They don't like the notion that urban Maricopa

1 County is going to be connected to their rural county and
2 will destroy the nature of it.

3 We're going to -- we end up with a significant
4 percentage of the population of this district being urban in
5 nature.

6 And as the city grows over the next ten years, it
7 will become more and more urban dominated.

8 And these folks -- we cannot -- we should not be
9 calling this a rural district or a river district anymore.

10 It will be sort of the Phoenix district or the
11 west valley district.

12 So how -- is there another way we could do that?

13 And the other way -- there is another way we could
14 can do that. We can bring this line as close as we can to
15 the Phoenix metro area, bring it up to the western border of
16 Peoria, bring it -- and sort of down, and wrapping around
17 Surprise, to the extent we can.

18 But we've got to go find voters somewhere else.

19 And we can find rural voters to add to CD 4. And
20 at our last hearing I tried to pursue, well, could we put
21 rural, the non-reservation portions of Gila County, that's a
22 little under 50,000, that gets us pretty close to balancing
23 out CD 4.

24 There's another way to do it.

25 You can take Coconino County and put the Flagstaff

1 communities, move them over to CD 4. That will pretty much
2 get you there.

3 Of course, either one of those approaches you've
4 now underpopulated CD 1. So you've got to repopulate it.

5 And the approach I think we should take is just go
6 ahead and put western Pinal County, the non-reservation
7 portions of it, back into CD 1. We might even have to sort
8 of trim over here in the southeast valley to bring it as
9 close as we can up to the urban areas. I know right now in
10 this unassigned area, there's the San Tan Valley, there's
11 Apache Junction and Gold Canyon. We have to trim away at
12 that to balance that out.

13 Then, of course, we're going to unpopulate CD 3 a
14 little bit, so that's where adjusting this sort of drain
15 pipe feature might come into play to balance that out.

16 So I think we need to do something like that.

17 Otherwise, bringing this line in, it makes
18 no sense. I really can't support it, because I don't
19 think it would meet constitutional criteria. Certainly
20 wouldn't comport with what we've heard in terms of public
21 comment.

22 To me there's really no viable way to fill the
23 bagel without making some adjustments and trade-offs to
24 other aspects of the map so that we keep CD 4 rural in
25 nature.

1 CHAIRPERSON MATHIS: Thank you, Mr. Freeman.

2 I appreciate you doing that analysis, because I
3 know it's not simple. And there's -- we need to figure out
4 how to bring four up to 710,000.

5 So there is this rural-urban interface issue as
6 well.

7 And Flagstaff area is in either one rural
8 district, so to speak, or another.

9 And which one it goes in, I'm sure they have
10 thoughts on, and other commissioners might as well. And we
11 can talk about that.

12 The other idea as to what Mr. Freeman suggested is
13 go into the non-reservations portions of Gila or into Pinal,
14 so --

15 VICE-CHAIR FREEMAN: And, by the way, Madam Chair.

16 I know in designing this map, you weren't -- that
17 wasn't -- you weren't intending -- the cutout you made makes
18 sense, but -- so I know you weren't intending to create sort
19 of this issue, but it does exist, and that's what I was
20 trying to go through, different scenarios to try to address
21 it.

22 CHAIRPERSON MATHIS: Right. And it does impact
23 other lines. It's not like we can just fill in that white
24 space, unassigned area, and not deal with, you know, not
25 cause adjustments that are needed to the other lines.

1 So I appreciate that, and it's really a framework
2 kind of map.

3 So do commissioners -- so did you actually fill in
4 any -- did you just try anything, Mr. Freeman, to present,
5 because I'd be open if you had something in mind we could
6 look at that.

7 VICE-CHAIR FREEMAN: Yeah, I did. And of course I
8 started with the best of intentions that I would write down
9 on a Word document every step I took, but the problem is you
10 get into it, and it's kind of addicting once you get into
11 it, and all of a sudden a couple hours have gone by and I
12 notice I haven't taken any notes.

13 But I do have a couple maps, and I guess we can --

14 CHAIRPERSON MATHIS: Let's look at them.

15 VICE-CHAIR FREEMAN: Let's look at them, yeah.

16 CHAIRPERSON MATHIS: I think we should look at
17 them.

18 VICE-CHAIR FREEMAN: All right. Then that may
19 take a moment. And maybe -- I don't know if we should take
20 a break so --

21 CHAIRPERSON MATHIS: So he would need to get that
22 from your machine.

23 VICE-CHAIR FREEMAN: Yes, because I --

24 CHAIRPERSON MATHIS: Okay. Well, before we -- but
25 I think maybe we could take a break and Willie could get

1 that from you and we could set it upon the screen to take a
2 look at.

3 In the meantime though are there other thoughts
4 from commissioners on this and what we just talked about?

5 COMMISSIONER McNULTY: Madam Chair, I do have a
6 couple thoughts.

7 I think that this is not a zoning exercise. It's
8 an exercise of complying with the Constitution and we need
9 to meld the six criteria.

10 I think that as to the rural district, we can't
11 keep the state from growing and we can't segregate all the
12 rural areas.

13 I don't think that's a legitimate approach.

14 And I think -- and so to come at this, and
15 maintaining the ruralness of the districts is not one of the
16 constitutional criteria.

17 And we've talked a lot about that in this process
18 as if the lines that we draw somehow maintain the urban
19 character -- the rural character of places. They don't.

20 Places are going to grow, and we need to
21 acknowledge that.

22 So my perspective is that the western rural
23 district may need to include some of Maricopa County, that
24 it is not a legitimate interpretation of the Constitution to
25 say that maintaining the ruralness, including only rural

1 areas in that county, overrides the other equal criteria
2 including competitiveness.

3 So, and I understood Madam Chair that what you
4 your tempting to do in moving us toward consensus was to
5 invite us to complete the districts in that blank area,
6 including one truly competitive district with the others
7 built around it. And where we left it last time, as you
8 said, was that I had proposed something, and Mr. Freeman was
9 going to propose to work around it.

10 If Mr. Freeman has been unable to come up with any
11 ideas around that district, I would like the opportunity to
12 do that.

13 I believe that there are sensible ways to do that
14 in the framework that you've proposed to us.

15 And so although I'm certainly willing to watch
16 what Mr. Freeman has proposed, I would like to take up the
17 challenge and draw a map and present it to you that does, in
18 fact, work within the framework of the compromise that
19 you've proposed.

20 CHAIRPERSON MATHIS: Okay. Thank you.

21 Mr. Freeman, did you have something?

22 VICE-CHAIR FREEMAN: I agree with part of that.

23 The one thing when we were assuming the maps, one
24 of them was called river district map, and the founding
25 premise of that was to acknowledge the community of interest

1 along the river. That was these communities are connected
2 and they are rural in nature.

3 And now true, I mean, the population isn't there,
4 it isn't there, and we have to -- we might have to get some
5 of it from Maricopa County, despite these people talking
6 about their great differences between nature, the area where
7 they live and urban Maricopa County. But I don't think it's
8 really fair for them to do this in a fair way to have this
9 rural district bear all the burden and take all of the west
10 side of Phoenix.

11 If we can capture some more rural population from
12 other areas of the state to put into four, it's going to be
13 from CD 1, then CD 1 can come in, and they take some of the
14 burden as well by take being some of the far southeast
15 valley and taking more of Pinal County.

16 So kind of this is trying to seek the equitable
17 balance between the two sides of the state and have them
18 both bear the burden.

19 As for filling in the rest, I looked at that, I
20 looked at the map, the district that Commissioner McNulty
21 had pre-designed, and looked at ways of filling in the
22 doughnut hole, but I sort of had to wrestle with this first
23 issue, which is repopulating CD 4 before I could really, in
24 a fair way, before I could really get into.

25 And, I mean, that's a couple steps down the road,

1 and I hadn't intended to sort of get into talk about that
2 yet.

3 I wanted to -- I thought it first appropriate to
4 sort of address this sort of this greater macro issue, which
5 is repopulating CD 4 in a fair way.

6 COMMISSIONER McNULTY: Madam Chair, I would just
7 say that you were very clear in what you said to us last
8 time, that the compromise proposal that you've put forward
9 in an effort to bring the five of us together was that you
10 had taken what you consider to be the best of two different
11 maps and melded them together on this map, with the
12 understanding that we would then work on the middle with one
13 truly competitive 50/50 district. And that was the project
14 that you assigned to us and invited us to embark upon.

15 I'm understanding Mr. Freeman to be saying that he
16 doesn't want to proceed in this fashion, that he wants to
17 back out of the doughnut hole into the other districts.

18 I don't think that there's a need for that.

19 I also think that it's part of a long-standing
20 effort that this Commission has been struggling with for
21 seven months in which we have different perspectives on the
22 importance of competitiveness.

23 We have a couple commissioners who feel that it
24 only applies if it falls out, as Mr. Freeman has put it.

25 And we have other commissioners, myself included,

1 who feel that that was the purpose for which the
2 constitutional amendment was enacted and that it must be
3 given the same priority of as the others.

4 The reality of the constitution is that it is a --
5 it is a -- it is confusing and artful at the same time,
6 because what it does is both force and allow us to interpret
7 all the various constitutional criteria in a way that best
8 achieve all of them.

9 That doesn't mean that competition only applies if
10 it falls out.

11 There are approximately 32 or 33 percent of this
12 state made up of Republicans, approximately 30 percent of
13 Democrats, and the balance of Independents. It is roughly a
14 third, a third, and a third.

15 So the chair's, the chair's proposal here to bring
16 us together, which would result in three competitive
17 districts, three districts that could be won by either
18 party, three districts that really would appeal to the
19 Independent voters of the state, is I think an eminently
20 reasonable and fair way for her to try to bring the five of
21 us together.

22 It's been pretty clear for seven months that we
23 are on very opposite sides of that divide.

24 Mr. Herrera and I on one side. Mr. Freeman and
25 Mr. Stertz on the other.

1 We only have two choices here. We either come
2 together at some point or we don't.

3 And I think what Chairman Mathis has tried to put
4 together and has asked us to do is the only way that we can
5 go forward.

6 I think it was creative. It was -- it is -- it
7 makes sense. And, but the ground rules were that if we're
8 going to get to one map and we're all going to agree on it,
9 we're going to work the way she described.

10 And I believe there's a way to do that.

11 And if Mr. Freeman doesn't or can't find that way,
12 as I said earlier, I want the opportunity to try, because I
13 think this is a good idea.

14 As I said the other day, it wouldn't be my first
15 choice.

16 My first choice would be -- would have been to use
17 the Hispanic Coalition For Good Government maps and the
18 river district map, but I'm only one of five, and we're five
19 with very different perspectives.

20 The chairman has given us a way forward that we
21 can do something good for the state, and we can all five of
22 us, you know, achieve part of what it is that we want, which
23 is what compromise is all about.

24 So I would encourage the five of us to do it.

25 If we don't want to do it -- I want to try to do

1 it. If you some of us don't want to do it, I want to try to
2 do it.

3 CHAIRPERSON MATHIS: Thank you, Ms. McNulty.

4 Mr. Herrera, did you have something?

5 VICE-CHAIR HERRERA: Yeah, I couldn't agree more
6 with Commissioner McNulty.

7 This particular map wasn't my first choice, as I
8 made it clear yesterday. I looked over it Wednesday. I
9 ended up voting for this map or for the working -- to
10 proceed with doughnut hole, which I affectionately call
11 the Republican map, because I wanted to get -- what I
12 wanted to do was move forward and see if we can work a
13 compromise.

14 But, you know, from the beginning when I saw this
15 map, I really thought that, you know, either commissioner --
16 or Chairwoman Mathis said she based this map on the whole
17 counties map created by Commissioner Freeman and used
18 Commissioner Stertz' main idea of -- or her main objective
19 was to create three border districts.

20 So those were the two reasons, the two -- the --
21 the -- the way she created this map, based on those
22 two ideas.

23 So that's, that's already giving the Republicans a
24 huge advantage.

25 And now we're limiting the number of -- of

1 competitive districts we can create because of the way the
2 map is shaped.

3 We have the Hispanic groups that are completely
4 opposed to this map, said it disenfranchises a group that
5 we're trying to protect because of the Voting Rights Act.

6 So if Commissioner McNulty truly cares --
7 commissioner -- Chairwoman Mathis cares about getting this
8 map tasked on -- or to do preclearance on the first time,
9 then this map isn't the way to go.

10 And it's apparent by the Hispanic groups that are
11 talking to us that have spoken. As soon as they saw this
12 map, about the Native American groups, this map
13 disenfranchises them.

14 And I'm going to assume there's plenty of people
15 here that will talk about that.

16 So to me this is not a compromise map. This is a
17 map that favors the Republican party.

18 It did from the beginning when we created a draft
19 map that had three border districts, and this is what we've
20 gotten.

21 The people that voted for Prop 106, I'm one of
22 them. I voted for it because I care about competition, and
23 I wanted to get that out of the hands of the legislators,
24 because they obviously have a self-interest, and their
25 self-interest is to keep themselves in power.

1 So, again, this particular map really is -- is --
2 is -- it favors Republicans, and what we need to do here is
3 truly compromise.

4 And Commissioner Freeman, it doesn't appear that
5 he wants to compromise on at least one competitive district
6 in Maricopa County.

7 Let's forget about the particular criteria and not
8 even worry about competition, and just create maps using
9 other five criteria that appear to you to be more important,
10 which, again, this is not true.

11 We have six criteria that are equally important.

12 And at a minimum, for the two Democrats that are
13 on this panel, for a minimum to at least get for us to say,
14 okay, we're not getting what we want so far because
15 Commissioner Mathis sided with the Republicans, let's at
16 least get as many competitive districts as possible. I
17 mean, that's all we can ask for now.

18 VICE-CHAIR FREEMAN: Madam Chair.

19 CHAIRPERSON MATHIS: Mr. Freeman.

20 VICE-CHAIR FREEMAN: First of all, the
21 constitution -- the Arizona Supreme Court has said that the
22 constitution means what it says. We have to apply all six
23 criteria.

24 And the six criteria, competitiveness must be
25 favored to the extent it doesn't cause a substantial

1 detriment to the other goals.

2 If we all make some assessment as to whether
3 favoring the competitive district has not caused a
4 substantial detriment to the other goals, I think we invite
5 of legal challenge. And I think we need to make that
6 determination.

7 But getting back to your point that this is
8 somehow the Republican map, I find that to be ridiculous.

9 I would invite you to point out to me the
10 similarities between this map that is up on the screen and
11 the whole counties approach map that I had developed.

12 VICE-CHAIR HERRERA: Madam Chair.

13 CHAIRPERSON MATHIS: Mr. Herrera.

14 VICE-CHAIR HERRERA: I'm using commissioner --
15 Chairwoman Mathis' own words.

16 She used your map, the whole -- this is -- I'm not
17 making this up.

18 VICE-CHAIR FREEMAN: Point out the similarities.

19 VICE-CHAIR HERRERA: Let me just say her words,
20 unless you're accusing her of lying. She said --

21 VICE-CHAIR FREEMAN: Here's the laser pointer.

22 VICE-CHAIR HERRERA: I used the whole counties map
23 as a baseline to create that map, and I used the three
24 border districts to -- as an addition.

25 Those are her words, not mine.

1 So if you have an issue with that, bring it up
2 with Chairwoman Mathis.

3 VICE-CHAIR FREEMAN: Well, before you go and label
4 it the Republican map, you're the one that labeled it the
5 Republican map, so here's the laser pointer, go ahead and
6 point out the similarities between this map and the map that
7 I drew.

8 VICE-CHAIR HERRERA: As I already mentioned to you
9 why I am calling it that.

10 And I'm not the only one, by the way.

11 VICE-CHAIR FREEMAN: Well, there must be some
12 reason.

13 VICE-CHAIR HERRERA: I already mentioned that this
14 is why it's the Republican map.

15 It limits the number of competitive districts you
16 can create. That's -- that's -- that's one big hole.

17 It creates three border districts.

18 I mean, those two are huge.

19 And it limits us what we can do. It does limit
20 us.

21 As Commissioner McNulty is trying to put together
22 two competitive districts in Maricopa County, which was
23 possible with the river district map.

24 We created four competitive districts with the
25 river district map.

1 With this one, I'm lucky if we can two or three.

2 Three if we're -- if, if you guys would even agree
3 to creating three, but two is probably the realistic part.

4 So, again, I call it the Republican map because
5 that's what Commissioner Mathis was saying. She used your
6 map and Commissioner Stertz' map.

7 CHAIRPERSON MATHIS: I would like to just jump in
8 there. I did not call it the Republican map.

9 VICE-CHAIR HERRERA: No, no, no, no.

10 CHAIRPERSON MATHIS: I start with counties version
11 6D. No question. And went from there but --

12 VICE-CHAIR HERRERA: I'm calling it that.

13 CHAIRPERSON MATHIS: -- also incorporates the
14 Hispanic Coalition For Good Government, portions of what
15 they submitted to us. It also includes what the Navajo
16 Nation submitted to us. It's a hybrid of their numbers one
17 and two.

18 It does bring in three border districts. Yes,
19 that was something that Mr. Stertz was interested from the
20 beginning.

21 It does bring in two rural districts. And to the
22 extent practicable, I know rural isn't one of our criteria,
23 but we did hear a lot from folks in the rural areas. It is
24 clear that their issues are different from urban areas.

25 It's also clear we have to have equal population

1 in these nine districts.

2 And so it's impossible to just create purely rural
3 districts. But to the extent practical, that we can, I
4 think we should.

5 They face things like 25 percent unemployment
6 rates in some of their counties, and I do believe that they
7 deserve a voice that is strongly based and rooted in their
8 concerns.

9 So I think that, you know, what we do with the
10 Flagstaff area is going to be big in this in terms of
11 getting up to 710 in number four.

12 I do think that there's enough flexibility up
13 there to be able to create at least one competitive
14 district, and I think that's a reasonable goal, as I stated
15 at the beginning, and in the Maricopa County area. What we
16 do around that is what I'd like to focus on.

17 And if we could talk about that, openly, and if,
18 you know, once we see what Mr. Freeman created, I have no
19 problem with then us all talking about that and saying what
20 we agree and disagree with.

21 And then if it's just something that isn't
22 workable, and he wasn't able to work in a competitive
23 district number nine, I'm happy to have Ms. McNulty take a
24 crack at it and see what she can do with that area.

25 So, but I think we have to just plow through this

1 and do it. You know, just do this until we get it done,
2 frankly.

3 And maybe we'll have to take breaks and once in a
4 while switch gears and go to the legislative, if we reach a
5 point where we've kind of gone as far as we can on this one.

6 But I'd like to at least try and do something with
7 it today.

8 VICE-CHAIR HERRERA: Chairman Mathis.

9 CHAIRPERSON MATHIS: Mr. Herrera.

10 VICE-CHAIR HERRERA: I never said you called it
11 that. I said I'm calling it that.

12 Because that's the way I feel. I mean, I hope you
13 respect that. You may disagree with it, but respect where
14 I'm coming from. But I never said you called it.

15 CHAIRPERSON MATHIS: Okay. Thank you. I do
16 disagree with it though.

17 VICE-CHAIR HERRERA: You're entitled to.

18 VICE-CHAIR FREEMAN: I'd be happy to point out the
19 similarities between this map and my whole counties
20 approach, which, by the way, in developing my thought
21 processes in the map, every instruction to the mapping
22 consultant was a call out on a constitutional criteria and
23 they were rather broad-based constitutional criteria.

24 There wasn't until sort of near the very end and
25 only to orient the mapping consultant on the urban Maricopa

1 County districts at a very late iteration that I called out
2 a street which was to align, to sort of have the districts
3 built sort of more from the center of the urban area and
4 out.

5 And on the other hand, on the river district map,
6 with the very first iteration, there were street level micro
7 adjustments to sort of draw a predetermined district, I'm
8 afraid.

9 And that suggested a result-oriented process,
10 which I don't think is right.

11 But in terms of this map, this line right here,
12 that looks like a line on my map, except my line ends at the
13 Pima County -- where Pima County ends right there.

14 So there's one similarity right there.

15 And then -- where else?

16 I guess this line over here, the Hispanic
17 Coalition map, minority-majority district, which I
18 instructed to be overlaid onto the whole counties map.

19 So I guess that line there, maybe up to Buckeye,
20 is similar to what's on my map.

21 And, that's it.

22 So there's the Republican map right there, that
23 line and that line.

24 But, in looking at the map, I thought the first
25 problem that needed to be tackled, wrestled with, was this

1 rural issue and balancing it out across Maricopa County.

2 So that was the first step I took.

3 And if we can't -- I thought that was the logical
4 first thing to address.

5 And then if we can get that addressed, then we can
6 work on the inside of what remains.

7 COMMISSIONER McNULTY: But, Mr. Freeman, the point
8 of that area was to afford an opportunity to tie the rural
9 district into the middle of the state, to afford as much
10 flexibility to do that as possible, if I understood what
11 Chairman Mathis said.

12 It wasn't an invitation to redraw all the
13 districts.

14 It was pretty clear two days ago when we left here
15 that that was what -- that was the project, that's -- those
16 were the parameters under which we were operating. And we
17 all hoped that you would come back with something that
18 worked within those parameters.

19 Mr. Stertz didn't. He's shaking his head. But I
20 truly did.

21 VICE-CHAIR FREEMAN: Well, I think the Commission
22 had an opportunity to vote on that. I thought
23 Commissioner Stertz, that was the point of his motion, which
24 was to pretty much lock in the other lines, and the
25 Commission didn't go with Commissioner Stertz's motion, that

1 I didn't think even a motion was appropriate, but I guess my
2 comment got turned into a motion was that we focus on
3 working with on this map, not lock us in.

4 And the issue with this map is CD 4 has been left
5 underpopulated by 210,000.

6 CD 1 is close to balanced.

7 If it had been -- if the doughnut hole had been
8 sort of constructed such that CD 1 was down 105,000 in CD 1,
9 down 105,000, then I think that would be both of those rural
10 districts then would be coming into Maricopa County to try
11 to make up that population.

12 I think that would be a little more equitable.

13 But as it is there's sort of this imbalance. I
14 think it needs to be addressed because otherwise we've got a
15 district that's sorted of a pie that drives into the urban
16 part of Maricopa County.

17 And one that doesn't.

18 I think we can fairly balance them and end up with
19 two essentially rural districts, rather than one.

20 VICE-CHAIR HERRERA: Madam Chair.

21 CHAIRPERSON MATHIS: Mr. Herrera.

22 VICE-CHAIR HERRERA: It was pretty clear with the
23 directions on Wednesday that Chairwoman Mathis wanted
24 Commissioner Freeman to work around Commissioner McNulty's
25 changes.

1 I don't -- you can play back the -- if we can get
2 it, if during the break, let's read the minutes again, and
3 the minutes are going to reflect that. She was pretty clear
4 on what she wanted to do.

5 Obviously Commissioner McNulty followed that.

6 And I wish you would have done the same thing. I
7 think we would have gone further along if that was the case.

8 I assume you didn't do that.

9 And so what next?

10 We, as I said before, if a commissioner makes
11 changes to a map, we shouldn't -- should be able to vote on
12 it.

13 If you want to move forward, I'm more than happy
14 to make a proposal or a motion to approve
15 Commissioner Mathis' changes and then see what happens.

16 And then after that, those changes are approved,
17 and let's go forward to the next changes.

18 Because I think that's the only way we're going to
19 keep moving forward. If not, we're going to keep bickering
20 about everything.

21 VICE-CHAIR FREEMAN: Madam Chair.

22 CHAIRPERSON MATHIS: Mr. Freeman.

23 VICE-CHAIR FREEMAN: I think that would be an
24 unwise approach.

25 First of all, you're more than welcome to go look

1 at the record. You'll find that I never agreed to the
2 position of any line.

3 I think it would not make sense for us to lock
4 ourselves in to the position of any line right now, because
5 every change that we make to the map has a ripple effect and
6 spreads -- requires us to make adjustments to each and every
7 other line to balance the districts.

8 And that's what I think -- you know, that was the
9 first task I was trying to wrestle with was balance out --
10 make up this 210,000 person deficit and balance out the rest
11 of the map so that we can proceed to build the districts in
12 urban Maricopa County.

13 VICE-CHAIR HERRERA: Madam Chair.

14 CHAIRPERSON MATHIS: Mr. Herrera.

15 VICE-CHAIR HERRERA: What we -- actually we
16 said -- I think we were pretty clear that we acknowledge
17 that there was a deficiency in the population of District 4.
18 We were all pretty clear. And we said going forward we
19 would ignore that until we started figuring out what the
20 middle would look like.

21 And then once we started looking at what the
22 middle of that hole looked like, then we'll start filling in
23 gaps.

24 I think that was conversation we had Wednesday.

25 I don't remember you not agreeing to that or

1 disagreeing to that or -- I don't remember you taking any
2 position that you wouldn't be in favor of that.

3 VICE-CHAIR FREEMAN: You can say it's pretty clear
4 all you want, but that's not what transpired.

5 VICE-CHAIR HERRERA: It's clear. It's clear.

6 COMMISSIONER McNULTY: Guys. Madam Chair.

7 CHAIRPERSON MATHIS: Ms. McNulty.

8 COMMISSIONER McNULTY: Guys, we need to draw a
9 map.

10 If Mr. Freeman doesn't want to undertake the
11 exercise, let's see what he looked at, see what he did, and,
12 you know, then we'll just have to -- you know, I'm going to
13 take up the challenge and try to do it and see if that
14 works.

15 And then we'll take it from there.

16 But I think what the chairwoman is telling us is
17 we got to get a map drawn here one way or another. We've
18 got clear things to do.

19 We are going to draw a map. I believe that.

20 We're not going to get, you know, to the end of
21 this and not have a map.

22 So let's stop saying the same things over and over
23 again, and do it.

24 COMMISSIONER STERTZ: Madam Chair.

25 CHAIRPERSON MATHIS: Mr. Stertz.

1 COMMISSIONER STERTZ: Since I haven't had the
2 opportunity to jump in here, I'd hate to miss this
3 opportunity.

4 I appreciate the platitudes and speeches from
5 the -- Commissioners Herrera and McNulty, and that this is
6 now some of a bogeyman Republican map that's been put
7 forward, as named by Commissioner Herrera.

8 I'm wondering, based on that, the idea about as
9 things do move around inside the box of the four walls of
10 the state, that things will need to make some adjustments.
11 I don't think that there's anyone that can believe for a
12 second that those lines -- I'm not -- I'm also not
13 recognizing why you wouldn't want to have that happen,
14 because I think that in the spirit of, as you phrased over
15 and over again, negotiation and compromise, that there are
16 some things that could be positively achieved for the state
17 as a whole.

18 I think what the chair gave us was a series of
19 brackets to work around.

20 I think she was pretty clear with how that was
21 proposed.

22 I think that Commissioner McNulty is right, that
23 two of the commissioners have absolutely been in one
24 direction and two commissioners have absolutely been in
25 another.

1 Two commissioners have been saying over and over
2 again that we are going to follow the constitution, as it's
3 written, as it was reinforced by the Arizona Supreme Court.
4 That's what two commissioners have been saying.

5 And I know who those two commissioners are.

6 Okay. I love the idea of competition. It is part
7 of one of those six criteria.

8 Commissioner McNulty is right. We need to draw a
9 map.

10 I've been working on this -- other than four hours
11 a sleep last night, so I'd love to talk about some of ideas
12 I have as well.

13 CHAIRPERSON MATHIS: Great. Well, I look forward
14 to hearing those.

15 So what I'd like to do is maybe we take a
16 ten-minute break and Mr. Desmond can get the information
17 from Mr. Freeman, we see what he did at least on
18 number four, then we can talk about that, and figure out
19 from there. I don't know if we'll go further into
20 Maricopa County or not, but if there isn't more from
21 Mr. Freeman, we'll talk about what the other commissioners
22 have in mind.

23 So, how about we take a ten-minute break?

24 The time is 10:29. And we'll be back shortly.

25 Thanks.

1 (Brief recess taken.)

2 CHAIRPERSON MATHIS: Recess is over. We'll enter
3 back into public session.

4 The time is 10:57.

5 And I believe that Mr. Desmond has loaded some
6 information onto his computer that we can bring up, and
7 we'll let Mr. Freeman talk about what he did with number
8 four to bring it up to 710,000.

9 VICE-CHAIR HERRERA: Madam Chair.

10 CHAIRPERSON MATHIS: Mr. Herrera.

11 VICE-CHAIR HERRERA: What I would also look like
12 to do is -- Commissioner McNulty put together a map by
13 filling in the doughnut hole.

14 And I think Commissioner Freeman was talking about
15 he'd love to see what the registration data is in that
16 particular district.

17 I would love to see that as well.

18 I think let's not ignore the work that she put in,
19 and let's see -- let's honor Commissioner Freeman's request
20 to see what the registration data for that particular area
21 is.

22 I'd like to see that too.

23 CHAIRPERSON MATHIS: I believe Mr. Desmond has
24 that registration data, at least on one of the districts.

25 Right?

1 VICE-CHAIR FREEMAN: Yeah, I have it.

2 CHAIRPERSON MATHIS: Oh.

3 VICE-CHAIR FREEMAN: I'd like to see it on every
4 district as we go forward.

5 VICE-CHAIR HERRERA: You had mentioned that you
6 wanted to see it on that particular district. I'd love --
7 I'd love to see it in that district.

8 And also that's one thing.

9 The second thing is let me correct
10 Commissioner Stertz that there are five people on the
11 Commission that are following the criteria, not two. I
12 think he misspoke.

13 So I wanted to make sure that, for the record,
14 there are two Republicans, two Democrats, and One
15 independent. And all five are following the criteria.

16 We may be interpreting it a little differently,
17 but again we're all following it, so, again, I want to
18 correct Commissioner Stertz.

19 CHAIRPERSON MATHIS: Thank you.

20 VICE-CHAIR FREEMAN: All right. With this, the
21 first sort of step I took with trying to repopulate CD 4
22 was, as I mentioned before, sort of march the line east and
23 get more and more aggressive in terms of putting in what are
24 arguably urban or suburban populations into the map.

25 Maybe we need to -- that's a good view, but maybe

1 we need to put census places on, or bring that layer up.

2 And just as an aside -- well, never mind.

3 Let's focus in more on the Maricopa County.

4 Maybe just focus more on this -- yeah, you're
5 getting there.

6 Maybe out just a tad.

7 A tad more maybe.

8 Okay. So the line -- this is -- I believe this is
9 the Maricopa County line border with Yavapai County. So
10 this line was basically pushed east. It's going to sweep up
11 north Buckeye here.

12 Now, in bringing the line in, I've split the city
13 of Surprise. Respecting municipal boundaries is one of the
14 constitutional criteria, but it's to the extent practicable
15 so here's the trade-off.

16 Here's the pulling that language, which we've
17 heard from the city of Surprise that asked please don't
18 split us. So it's sort of disregarding that, splitting that
19 city.

20 Brought the line down along this arc, which I
21 believe is a canal, through the city of Surprise.

22 And then I took, to get more aggressive, this
23 little cutout, which I believe includes -- brings us over to
24 Dysart Road, I think, or maybe it's Litchfield Park Road, I
25 forget.

1 It sweeps in part of Glendale. Glendale is
2 getting split.

3 Luke Air Force Base there, this community called
4 Citrus Park, which is sort of suburbia, but to get more
5 population, to bring that in, I pushed the limits and
6 brought those into the river district.

7 And then that's not nearly enough population, so I
8 included the drain pipe, which is the city of Goodyear.

9 The city of Goodyear is already being split on
10 this map, so it's -- where we split it right now it seems --
11 I see the rationale for splitting it there, but if it's
12 going to split, I guess we can split it in other areas.

13 But I went ahead and drew all that population into
14 CD 4, and this area of Buckeye into CD 4. Just basically
15 took all of that area that was left open on the doughnut
16 hole map and threw that in.

17 And that was about the limit in terms of push it
18 any further, now you're putting Sun City in with Lake Havasu
19 City. You're putting those voters in there. You're putting
20 the city of Surprise -- it's not -- I mean, these cities, in
21 my view, are intimately tied to the Phoenix metro area.
22 That's what they're about. They're not about the river
23 district.

24 So that's as far as I thought I could take that
25 line.

1 And looking at the numbers, that left CD 4 still
2 underpopulated by over 70,000 people, which is a pretty fair
3 chunk of a congressional district.

4 So, and that was pushing, pushing this to the
5 limits.

6 I would not favor pushing it any farther.

7 Maybe if you could just look up, because I think
8 the border there -- here, this border here. I did not split
9 Peoria. So Peoria gets unsplit. Surprise gets split
10 unfortunately.

11 I prefer not to split Surprise, but that's left
12 unsplit and it goes on up to the Yavapai County line and
13 then continues with the doughnut hole.

14 So this is all unassigned.

15 This is CD 7, which is the voting rights district.
16 And this is the district that Commissioner McNulty
17 constructed which cobbles together these communities here,
18 which I haven't addressed yet.

19 So I just wanted to throw up that map.

20 That was sort of step one in the process.

21 How close could we get to balancing CD 4. And I
22 couldn't do it without pushing the line beyond where I
23 thought it should be pushed.

24 So that's step one.

25 Nad then I had another map where I took, you know,

1 on Tuesday, I tried to --

2 CHAIRPERSON MATHIS: So just those changes brought
3 it up to 710.

4 VICE-CHAIR FREEMAN: No, it did not.
5 No, we're still short significant --

6 CHAIRPERSON MATHIS: How much?

7 VICE-CHAIR FREEMAN: It was over 70,000.

8 CHAIRPERSON MATHIS: Seventy.

9 WILLIE DESMOND: 71,939.

10 CHAIRPERSON MATHIS: So what happens if you don't
11 split Surprise?

12 VICE-CHAIR FREEMAN: I think -- I don't think
13 they're gaining -- I don't think too many people live out
14 here right now, so you don't -- you know, I mean, we could
15 keep Surprise whole and just look at how that changes the
16 numbers. I think it's going to make a short, I would
17 guess -- I don't know, I won't hazard a guess.

18 WILLIE DESMOND: Is that something that I should
19 look at right now?

20 VICE-CHAIR FREEMAN: Maybe you could just grab
21 that, grab that census place, and see how it affects the
22 numbers.

23 WILLIE DESMOND: To grab all of Surprise, it would
24 add 112,386 people --

25 VICE-CHAIR FREEMAN: No, I think the question was

1 if we didn't split Surprise --

2 JOSEPH KANEFIELD: Oh, if we kept it --

3 VICE-CHAIR FREEMAN: -- and left it in the Phoenix
4 metro area.

5 WILLIE DESMOND: The other way would add 5,000
6 people back to the unassigned.

7 So 77,000 short.

8 VICE-CHAIR FREEMAN: So we could very easily, I
9 think, keep Surprise whole and clean up that line and maybe
10 include Wittman.

11 And, but I think we got to balance that district
12 now somewhere else at this point.

13 That was a very aggressive line moving, really
14 pushing the limits as far as I was concerned.

15 COMMISSIONER McNULTY: Mr. -- Madam Chair.

16 I'm curious to know, while we're looking at this,
17 if we were to take in -- let's go back in where you just
18 were.

19 If we were to come from the rural area, let's say
20 we took Sun City West, we put that in the -- in four.

21 WILLIE DESMOND: Sun City West had about 24,500
22 people.

23 COMMISSIONER McNULTY: Okay. And if you kept
24 coming south.

25 WILLIE DESMOND: With, like, El Mirage there?

1 COMMISSIONER McNULTY: Yeah.

2 WILLIE DESMOND: That would add about another --
3 total, that would be 56,300.

4 COMMISSIONER McNULTY: And then if you filled
5 in that -- if you went west, took in Surprise and Maricopa.

6 WILLIE DESMOND: Grab this area, it would be
7 161,000.

8 COMMISSIONER McNULTY: So now we're overpopulated.

9 WILLIE DESMOND: Now District 4 would be --
10 roughly 100 and -- about 90,000 over.

11 COMMISSIONER McNULTY: Okay. So there's a way to
12 make the population right there, to balance out the
13 population in District 4.

14 WILLIE DESMOND: Yes, there's enough population
15 there.

16 VICE-CHAIR FREEMAN: Madam Chair, there's clearly
17 population there. It's just a matter of are we going to
18 really respect this district and do that.

19 Now we're getting into the piece of pie diving
20 into urban Maricopa County.

21 I think in a later step I went ahead and sort of
22 adjusted this line here to sort of eliminate the drain pipe.
23 So we do -- CD 4 ends up losing not a lot, but some more
24 population down there to sort of bring that up closer to
25 I-10.

1 But, I mean, there's lots of ways to make
2 trade-offs between three and four here, sort of make the
3 line look nice, and also to -- we got to keep the Voting
4 Rights Act in mind as well in the final -- when we get the
5 lines close to final.

6 So that was step one in the process. And that was
7 the first.

8 I think I gave Mr. Desmond three maps. That
9 I saved separately. Because I think we've got to explore
10 options, and that's what I was -- this is just an option.

11 COMMISSIONER McNULTY: Mr. Freeman, let me
12 interrupt, is the line between three and four changed there
13 at all?

14 VICE-CHAIR FREEMAN: No, it is not.

15 COMMISSIONER McNULTY: Okay. So that's the same
16 line.

17 VICE-CHAIR FREEMAN: Right.

18 COMMISSIONER McNULTY: Okay.

19 CHAIRPERSON MATHIS: Sorry, Mr. Desmond, what's
20 population for the census place of Surprise?

21 WILLIE DESMOND: The entire census place of
22 Surprise?

23 CHAIRPERSON MATHIS: Yes.

24 WILLIE DESMOND: I think it's about 118,000.
25 So 117,517.

1 CHAIRPERSON MATHIS: And that doesn't have
2 Sun City West in it.

3 WILLIE DESMOND: It does not have Sun City West.

4 CHAIRPERSON MATHIS: 117. Okay.

5 COMMISSIONER McNULTY: We actually got a lot of
6 comment from folks who said they wanted Sun City West to be
7 separate from Sun City. I'm not sure why, but we did
8 receive a number of comments like that.

9 I don't want to take a lot of time here, but I do
10 just want to make the comment that when we started this
11 river district notion, when we went out to the river, the
12 concerns were -- that the people expressed were that they
13 had common concerns in connection with living along the
14 river.

15 And it was designed to be, you know, kind of a
16 western Arizona district, but not necessarily -- not to be a
17 completely rural district.

18 At some point, for example, on the river district
19 map, I think we had an eastern side, we had come into north
20 Tucson, taken in some urban population.

21 And certainly on the west side, I mean, there are
22 cities along the river. They aren't big cities, but they're
23 cities and they're growing cities.

24 So I don't feel it's a valid criteria to require
25 that the district has to be entirely rural in character.

1 VICE-CHAIR FREEMAN: Madam Chair.

2 CHAIRPERSON MATHIS: Mr. Freeman.

3 VICE-CHAIR FREEMAN: It certainly isn't, because
4 there are urban or suburban populations, here, even if you
5 go out and look at the river, I mean, Lake Havasu City has
6 an urban component to it as well.

7 I mean, but the central character of it is this
8 community of interest rural as distinct from urban. And
9 we've heard lots of comment about keep rural districts rural
10 because of various reasons that people have offered, keep
11 the urban districts urban.

12 So, that's what I'm trying to do.

13 And I think this one -- this line already to me
14 makes me a little uncomfortable, because there's just areas
15 that just -- I think would be very surprised that they found
16 themselves in a district with -- the next district in
17 connection with Bullhead City and Yuma.

18 So that was step one.

19 And I guess we can go look at the next map, which
20 on Tuesday I tried to grapple with this issue as well, and
21 had ideas as ways to sort of balance and shift population
22 around so that two -- the eastern western Arizona districts,
23 which both of which commissioners have at various times
24 referred to them as rural districts, but perhaps they
25 misspoke.

1 But on Tuesday the thought was -- well, one way to
2 get --

3 WILLIE DESMOND: Just let me get ready.

4 And just for a point of clarification, that last
5 version I referred to as EB version 2C.

6 This one is EB version 2D.

7 VICE-CHAIR FREEMAN: Okay.

8 On Tuesday I thought, well, we could grab the
9 rural part of Gila County, except -- you know, basically all
10 of Gila County, keep that whole except for the tribal areas.

11 Which would split the county.

12 And that allows you to grab some rural population
13 and put it into CD 4 to help -- it doesn't quite -- it still
14 doesn't quite bring it into balance, but it gets you closer.

15 On this broad experiment I went ahead and put the
16 Flagstaff communities, Williams, Flagstaff, Doney Park,
17 Munds Park, those areas all together, and put them in CD 4
18 to help balance. It doesn't -- I think it doesn't quite
19 still balance the population, but that's -- it keeps them
20 together.

21 And brings CD 4 -- I made a couple of other
22 changes on the south side of the map, so it's not -- we
23 can't just simply look at that number and say, well, this
24 change causes that affect, because now we've underpopulated
25 CD 1.

1 So you've got to bring that back into a balance.

2 This is part of the shifting, the shifting of the
3 burden, so to speak, from the west to the east.

4 So to bring CD 1 back into balance, I went ahead
5 and added back in the western part of Pinal County. But
6 that doesn't quite -- you know, except for the reservation
7 areas, that's left in CD 3, that doesn't quite balance it.

8 So I had to come up here to the southeast valley
9 area, where that line sort of demarks the boundary between
10 CD 1 and the unassigned area, and sort of trim away and --
11 at the unincorporated areas, trying not to split, you know,
12 cities.

13 But I ended up having to, and this is part of
14 sharing the burden.

15 Gold Canyon gets put into the eastern district.
16 And I think I had to take a bite out of Apache Junction and
17 put that into the eastern district.

18 And that brought CD 1 back into balance.

19 Of course now we've got the issue of CD 3 being
20 out of balance and that's underpopulated. And that's where
21 I trimmed off the drain pipe and balanced -- it was very
22 easy, that little feature of that, of the original map, it
23 was very sort of easy to make trade-offs between four and
24 three to sort of keep them both in balance.

25 It doesn't quite get CD 4 into balance, but it's

1 pretty close. And there might be other ways. You know, of
2 course, I'm limited in what I can do and the time I have and
3 the sleep I need. So I didn't pursue it.

4 I certainly could have pursued it to get it down
5 to very close to striking range, but it's -- I think it's
6 still --

7 WILLIE DESMOND: It's 9100, 9200.

8 VICE-CHAIR FREEMAN: Yeah, so it's still got a
9 ways to go. It's still underpopulated by quite a bit, but
10 there might be further adjustments that we can make to other
11 parts of the map to get CD 4 really -- you know, less than
12 1,000, which I think is pretty close to striking range.

13 So that was sort of step two in the process, to
14 try to shift the burden -- or to share the burden to make it
15 fair on both these districts.

16 And that was -- that became my starting point for
17 looking to have more urban areas, Maricopa County could be
18 pieced together.

19 CHAIRPERSON MATHIS: That's a valiant effort.
20 Thank you.

21 So, I have a question.

22 What's the purple, I guess it's a census place,
23 up -- between one and -- would that be -- yeah, that.

24 VICE-CHAIR FREEMAN: That -- I think there's
25 almost nobody living there, so we could easily not split

1 that.

2 I forget the name of it.

3 WILLIE DESMOND: Parks.

4 VICE-CHAIR FREEMAN: Yeah.

5 There's people who live down here on the south
6 side of 40, but I think maybe there's maybe one or two
7 people living to the north there.

8 VICE-CHAIR HERRERA: Madam Chair.

9 CHAIRPERSON MATHIS: Mr. Herrera.

10 VICE-CHAIR HERRERA: I'd love to see what the
11 competitiveness is of the districts that were changed.

12 In regards to four, the eastern rural, which is
13 very competitive, the changes that Mr. Freeman proposing
14 makes it a lot less competitive.

15 You start taking away Flagstaff, which is a
16 community of interest which they wanted to be with the
17 Navajo Nation in District 1.

18 You take that away and you put them in four.

19 And then you start adding Apache Junction, which
20 it's not -- I wouldn't consider that a rural area, but I
21 guess you do.

22 And you put it into one.

23 So I'd love to see what -- how that competitive
24 district which was in reference to four, a competitive
25 district, what it looks like now.

1 I would probably guess it is not, based on your
2 changes, no longer a competitive district.

3 VICE-CHAIR FREEMAN: Well, I would love to see the
4 voter registration totals on that, on those districts too.

5 And on Apache Junction, I don't consider to be
6 particularly rural, but the whole point was to share the
7 burden.

8 CD 4 is going to take a little bit of the urban or
9 suburban population. CD 1 is going to take a little bit.
10 But it's going to -- you know, unfortunately those people
11 are not going to be happy about it, but this is to the --
12 where the extent practicable language comes in.

13 You know, they're not going to be in a position
14 where their interests sort of detract from the character of
15 the rural nature of those two districts.

16 VICE-CHAIR HERRERA: Madam Chair.

17 CHAIRPERSON MATHIS: Mr. Herrera.

18 VICE-CHAIR HERRERA: When we had created the river
19 version 8A, one of the main arguments for those two
20 districts was that it was taking urban areas and it was not
21 making a rural district.

22 So I'm just saying that pouring the same things
23 out in your particular map, just to let you know that it
24 wasn't simple, and creating a completely rural area without
25 getting into any urban areas is probably going to be close

1 to impossible.

2 And as you can probably -- now that you're doing
3 this, you probably will now attest to that.

4 But I -- these changes that you're making, it just
5 doesn't seem like you're taking competitiveness into account
6 at all.

7 Again, you claim that you are for the six
8 criteria, but it seems like you're completely ignoring
9 competition in the changes that you're making.

10 VICE-CHAIR FREEMAN: No, I'm not. I'm taking all
11 six constitutional criteria into account.

12 And I agree with you. It's not easy.

13 I have been working on this not just recently and
14 for a long time.

15 VICE-CHAIR HERRERA: You're right.

16 VICE-CHAIR FREEMAN: And I know -- I know you
17 didn't mean it that way.

18 VICE-CHAIR HERRERA: No, I didn't.

19 VICE-CHAIR FREEMAN: But I just want it clear for
20 the record, I know we've all been looking at ways to settle
21 this puzzle for a long time and. . .

22 CHAIRPERSON MATHIS: Ms. McNulty.

23 COMMISSIONER McNULTY: Madam Chair.

24 The constitution doesn't say that we have to
25 create two rural districts to the extent practicable either.

1 That's not one of our criteria.

2 And the fact is that this district, even with
3 Chairman Mathis having removed some population to afford
4 flexibility to create a district interfacing with Maricopa
5 County, no matter what we do, it's going to be 60 percent or
6 more rural.

7 So even in the Voting Rights Act districts, and
8 those are, in fact, protected, that is, in fact, a protected
9 class, you know, they don't -- in order to be assured that
10 they can elect the candidate of their choice, they don't get
11 more than 60 percent.

12 So, um, you know, we're kind of -- I guess if I
13 follow your line of thinking here, Commissioner Freeman,
14 you've saying that folks in rural districts are, you know,
15 in the same situation.

16 And even if they were, which, of course, they
17 aren't under the law, either the federal law or our
18 constitutional law, they're going to have a very substantial
19 majority in this district.

20 So I don't think the -- so I can't subscribe to
21 the exercise of going all over the state in an effort to
22 cherry pick rural population.

23 I mean, for goodness sake, in Tucson we have rural
24 populations, you know, within several miles of the city.

25 That is the way Arizona is constructed.

1 And I would also say that even if we could do
2 that, if we could create two purely rural districts, but for
3 the recession, they would not stay rural, you know, for very
4 long at all, because we're a growing state.

5 We're a Redistricting Commission. We're not a
6 zoning commission.

7 We can't keep people from moving to these areas.

8 And so even if we were able to do this, it
9 wouldn't work, because the more attractive areas like
10 Bullhead City and Lake Havasu City and the areas along the
11 river, Kingman, I mean, my goodness, the growth that we've
12 seen there.

13 You consider Laughlin, Nevada, which is not in
14 Arizona, but it's certainly part of the metropolitan area of
15 Bullhead City, we saw that when we were there. These are
16 urban areas, and they're going to continue to grow.

17 So I can't sign on to the notion of avoiding the
18 task at hand in order to find rural voters everywhere.

19 VICE-CHAIR FREEMAN: Madam Chair.

20 CHAIRPERSON MATHIS: Mr. Freeman.

21 VICE-CHAIR FREEMAN: We've heard a lot of public
22 comment about a community of interest called -- that is
23 rural in nature.

24 We even heard it when we were down in southern
25 Arizona, people talking about keeping, you know, the rural

1 area of the southeast part of the state rural in nature and
2 not linking it with Tucson.

3 I know we've heard other comments as well. Not
4 shying away from that.

5 But, I think it is a community of interest. It
6 was -- you know, we've heard tribal lands are a community of
7 interest. We've heard from certain cities how they view
8 themselves as a community of interest.

9 And I think it is.

10 It was a, it was a -- although it wasn't cited, I
11 guess, implicit in the creation of the river district map
12 was to recognize this very expansive community of interest
13 along the Colorado River and link it up with some other
14 communities.

15 So I think it is something that the constitution
16 asks us to do.

17 Certainly we've heard a lot of public comment
18 about it, the rationale of the importance of it, and how if
19 you get too much urban population into the rural district it
20 ceases to lose its character.

21 The candidate is more likely to come from the
22 urban areas. That's where his -- his or her constituents
23 are close together, they're easier to reach, that's where
24 perhaps the money is, that's where the outreach can occur
25 more effectively, and that's where -- and it may be where

1 they're from.

2 And there's some concerns expressed by people in
3 rural areas of the state that there won't -- that the
4 representative won't understand their needs and their
5 interests that are common to them.

6 And that's why we've gotten this plea again and
7 again, try to keep them rural.

8 I don't think it's possible to keep them
9 completely rural, but it's -- I think there's a way to sort
10 of have both of these districts share the burden of, quote
11 unquote, burden.

12 I don't mean it that way, to share the
13 responsibility or whatever of taking on a little bit of the
14 west side and east side of the Phoenix metro area, and
15 thereby keep themselves the essential rural nature of those
16 districts the same.

17 I think -- well, that's all I'll say to that.

18 Okay. We got -- where were we?

19 This -- okay.

20 There was -- all right.

21 So I added to CD 4 by putting these Flagstaff
22 communities, keeping them together, and putting them in
23 CD 4.

24 Then we had to balance out CD 4 by taking out
25 Pinal County and trimming.

1 Again, here's where the burden sharing is putting
2 some of that suburban population into CD 1.

3 It probably -- I think it makes it more
4 competitive, that district, and it makes CD 4 more
5 competitive, I think.

6 But now, okay, we had to balance out the
7 population of three and four here. I think this makes this
8 line closer to the line proposed by the Hispanic Coalition,
9 so maybe that's a good thing as well, although I did not
10 really have the time to really examine closely the stats, so
11 we keep this district in compliance with the Voting Rights
12 Act.

13 None of the other lines were changed.

14 So I guess the next step in the process, before I
15 decided to go home, was to look at how to split up the
16 interior.

17 WILLIE DESMOND: And I am able to generate
18 competitive numbers or registration numbers for any of
19 these.

20 It will take a minute, but. . .

21 CHAIRPERSON MATHIS: Great.

22 WILLIE DESMOND: If you guys --

23 CHAIRPERSON MATHIS: Yeah, we'd like to see them.

24 WILLIE DESMOND: If you want to see those, I do
25 have them for the initial one and the change to District 1

1 there, but we can look at those later.

2 CHAIRPERSON MATHIS: Yeah, I'd like to see the
3 HVAP on District 3 too based on those changes you made.

4 WILLIE DESMOND: Okay.

5 This isn't the one Commissioner Freeman just spoke
6 of, but I think it's the same District 3.

7 CHAIRPERSON MATHIS: Uh-hmm.

8 VICE-CHAIR FREEMAN: This was the third file?

9 WILLIE DESMOND: Yes.

10 VICE-CHAIR FREEMAN: Draw down on the urban
11 Maricopa County areas area.

12 COMMISSIONER McNULTY: Can you kind of focus on
13 what we're -- on what changed here?

14 WILLIE DESMOND: Sure. And I was going to say
15 that District 3 though is 65.25 percent voting age Hispanic.

16 COMMISSIONER McNULTY: And what was it?

17 WILLIE DESMOND: I'd have to open up -- just one
18 second.

19 VICE-CHAIR FREEMAN: Again, on that, I mean,
20 that's an important issue, but that was -- I was trying to
21 get in to fill the hole at this point and not make the fine
22 tuning so we're right on those baselines.

23 But that's a good --

24 COMMISSIONER McNULTY: If you would describe the
25 change again to me, please.

1 VICE-CHAIR FREEMAN: I'm sorry, what?

2 COMMISSIONER McNULTY: What did you change in
3 District 3?

4 VICE-CHAIR FREEMAN: Oh. Well, to -- because
5 District 3 got depopulated a little bit when we tried to
6 balance out one, when I tried to balance out one, that's
7 when I eliminated the Goodyear drain pipe feature that I
8 call it and had to come into the Buckeye a little more.

9 And then of course that depopulates four a little
10 bit, but there's ways that you can trade off to sort of make
11 the line.

12 My focus at that point was to see could I get it
13 all the way up to I-10? I couldn't.

14 But to make the line look a little cleaner, and
15 perhaps that adds an element to the compactness
16 consideration.

17 But the populations are there, I think, at this
18 sort of part of the state, where we can -- I think the
19 trade-offs can be made from district to district if we need
20 to make adjustments so that we're complying with the Voting
21 Rights Act.

22 But that wasn't -- last night that wasn't the
23 primary -- my primary focus. It was trying to get to this
24 point, this unassigned area.

25 And so all I did was sort of clean that line up so

1 it kind of had a good look to it and then moved on.

2 COMMISSIONER McNULTY: So what is the difference?

3 WILLIE DESMOND: So CD 3 was 56.43. With those
4 changes, it is now 55.25.

5 VICE-CHAIR HERRERA: Madam Chair.

6 CHAIRPERSON MATHIS: Mr. Herrera.

7 VICE-CHAIR HERRERA: Which is still, I think, too
8 high.

9 I think the river district you had 53, if I'm
10 correct. I think 53 is a good number. Fifty-five I would
11 consider packing. So. . .

12 WILLIE DESMOND: And I believe the current low
13 benchmark is 50.23.

14 CHAIRPERSON MATHIS: That's right.

15 VICE-CHAIR FREEMAN: Okay. Well, I didn't
16 consider that packing, but I would agree that we can make
17 adjustments to that, I think, with those populations right
18 there, to bring it more closer to the baseline, which I
19 agree with.

20 COMMISSIONER McNULTY: Mr. Desmond, I think I'd
21 like to ask you to be ready to provide us with another
22 measure if we, if we need it.

23 We don't yet have the racially polarized voting
24 analysis, but an HVAP, as I understand it, is not the only
25 issue here.

1 We also need -- the Department of Justice will
2 look at an issue of voting strength, whether we have diluted
3 the ability of Hispanics to select the candidate of their
4 choice.

5 In Arizona there was a 2010 race between the state
6 mining inspector Manuel Cruz, he was the Democrat, and the
7 Republican, Joe Hart, I think his name is.

8 It was a no name ID statewide race, and it kind of
9 provides a snapshot if you compare how the candidate would
10 have performed in the new district to how the candidate
11 performed in the original district of whether the change has
12 affected Hispanic voting strength.

13 It's certainly not an analysis of any kind, but
14 given that we don't have the analysis yet, it might be a
15 useful tool.

16 Because if the voting -- if the candidate, the
17 Democratic candidate, would have performed less well, then I
18 think that's a red flag that we have voting strength issues.

19 So I would ask that we look at that with the
20 analysis of HVAP whenever we're doing these comparisons.

21 WILLIE DESMOND: Okay. I do have those numbers.
22 All the commissioners do too, loaded up for them.

23 In this version of -- this will be 2E, which is, I
24 think, the same district as it is in 2D. The Republican in
25 that race got 41.45 in District 3, and the Democrat got

1 56.95.

2 COMMISSIONER McNULTY: We need to compare them to
3 the -- it's just the Democratic performance that we need to
4 compare.

5 WILLIE DESMOND: Oh, I'm sorry.

6 COMMISSIONER McNULTY: Because it would be in the
7 district as it stands now. And I'm not sure that this is --
8 you know, we're really focused on this as a possibility, but
9 I think we may be -- as we go ahead and I'd like to be --
10 have you -- have that available for us.

11 What I would be interested in, if you have it
12 there, is how the Democrat would have performed in the
13 district as it's drawn now as compared to how the Democrat
14 would have performed in that voting rights district, how he
15 did, in fact, perform in 2010.

16 WILLIE DESMOND: Okay. And then the V2E, the
17 current one, I misspoke earlier, it's 58.54.

18 If we go back to the original bagel.

19 District 3 --

20 COMMISSIONER McNULTY: We haven't included my --
21 the fixes to that.

22 WILLIE DESMOND: That's true. And I can have that
23 version loaded up too.

24 COMMISSIONER McNULTY: All right.

25 WILLIE DESMOND: Oh, we can look at all three of

1 those.

2 VICE-CHAIR FREEMAN: I assumed -- I thought that
3 what I had was the version of the bagel, version two, that
4 had the fixes to the Voting Rights Act districts
5 incorporated.

6 WILLIE DESMOND: Let me go back and look and make
7 sure I looked at the chart.

8 VICE-CHAIR FREEMAN: Sure.

9 COMMISSIONER McNULTY: I'm not sure we need to
10 spend a whole lot of time on this particular configuration.
11 I think we're just -- right now we're just looking at what
12 Mr. Freeman drew last night, and I don't think we're --

13 WILLIE DESMOND: I have -- so before the changes
14 to District 3, the mine inspector's race, the Democrat got
15 59.13 percent, two way.

16 With the changes to District 3, it dropped down to
17 58.54.

18 COMMISSIONER McNULTY: That's in the doughnut
19 hole? I mean, that's the doughnut hole map with and without
20 the changes.

21 WILLIE DESMOND: That's -- that's -- yeah, in the
22 district, the changes you had suggested, it was
23 District No. 3, which is the second majority-minority
24 district.

25 It's 59.13.

1 Commissioner Freeman changed that District 3 to
2 balance the population, that number dropped to 58.54.

3 59.13 to 58.54.

4 COMMISSIONER McNULTY: Okay. So we are not only
5 dropping HVAP, we're also dropping voting -- we may have a
6 voting strength issue there.

7 Could we also, while we're looking at this, look
8 at the river district map?

9 WILLIE DESMOND: Yes.

10 COMMISSIONER McNULTY: Do you have that same
11 number for that same --

12 WILLIE DESMOND: Yeah, I have that for everything.

13 COMMISSIONER McNULTY: And maybe the whole
14 counties map.

15 WILLIE DESMOND: Okay. So I'll look at river
16 district version 8A, the most recent version.

17 Is that correct?

18 COMMISSIONER McNULTY: Yes.

19 WILLIE DESMOND: I believe the Hispanic was 53.49,
20 District 2 there.

21 I should say these -- the mine instruct -- or
22 inspector is also available on the Maptitude online also.

23 I need to change the denominator.

24 COMMISSIONER McNULTY: Did you give us actual
25 performance?

1 WILLIE DESMOND: Excuse me?

2 COMMISSIONER McNULTY: In the 2010 race, in the
3 actual CD -- is it CD 2? Whatever the actual congressional
4 district is.

5 WILLIE DESMOND: I'm not -- I don't have that.

6 I can look that number up, but I don't have that.

7 COMMISSIONER McNULTY: We need that.

8 WILLIE DESMOND: Okay.

9 COMMISSIONER McNULTY: We will need that.

10 So maybe in the break you can pull that all
11 together.

12 WILLIE DESMOND: Yeah, I don't have the current CD
13 map loaded up is the only reason I don't have that.

14 COMMISSIONER McNULTY: Okay. All right.

15 WILLIE DESMOND: In the river district version 7A,
16 the Democratic percentage was 60.22.

17 COMMISSIONER McNULTY: And in the whole counties?

18 WILLIE DESMOND: Which whole counties?

19 COMMISSIONER McNULTY: I don't think that has
20 changed, has it, between 6D and 6E?

21 WILLIE DESMOND: Okay.

22 VICE-CHAIR FREEMAN: Yeah, there's no material
23 difference.

24 COMMISSIONER McNULTY: Okay.

25 VICE-CHAIR FREEMAN: The final versions were just

1 rearranging the urban areas.

2 COMMISSIONER McNULTY: Right.

3 WILLIE DESMOND: Whole counties, District 3 in
4 whole counties.

5 It is 56.177.

6 56.18.

7 COMMISSIONER McNULTY: Okay. So one thing that
8 tells me is that the -- I mean, the doughnut hole map is
9 almost -- it's very close to the same as the river district
10 map was.

11 There's a little drop off, but not very much.

12 The whole counties map is quite a bit lower.

13 So that would suggest, you know, to the extent
14 that this is, you know, just sort of a canary in the mine
15 measurement that the doughnut map as Chairman Mathis drew it
16 actually probably doesn't compromise voting strength.

17 But I'd be more concerned about the whole counties
18 map.

19 CHAIRPERSON MATHIS: Do you have any more
20 questions, Ms. McNulty, on that?

21 COMMISSIONER McNULTY: Not on this particular --

22 CHAIRPERSON MATHIS: Okay.

23 COMMISSIONER McNULTY: -- iteration.

24 CHAIRPERSON MATHIS: Mr. Freeman.

25 VICE-CHAIR FREEMAN: I agree we need to keep that

1 in mind. Like I said, that's an important -- it's obviously
2 a federal requirement we -- that is supreme and we have to
3 follow that in any map that we finalize. That's a primary
4 consideration we have to have.

5 But that wasn't for purposes of getting to where
6 we need to go today, that wasn't the prime focus. It was
7 getting something that would work or almost work in terms of
8 working with this doughnut hole map.

9 So, the next step, and I'm going to come in a
10 little more on urban Maricopa County, was I left this
11 district that Commissioner McNulty had already pre-prepared
12 and brought forward on Tuesday in there.

13 I think the chair had asked that it be renumbered
14 nine, but I didn't -- I wanted to do that, but I didn't do
15 it.

16 Because I started basically first on the west
17 side, what would make a CD that would make sense, building
18 it on this line that I pushed in already, I think, a bit too
19 far.

20 And actually just grabbing census tracts, you got
21 pretty close to a balanced district by going down the I-17.
22 And so this would be the west Phoenix CD, with that, with
23 that as a divider or approximate divider. You know,
24 obviously to balance it out exactly, we can make some
25 trade-offs in areas that would make sense.

1 But, so that keeps the west valley together, and,
2 you know, I viewed the west valley as, you know, a distinct
3 area of the Valley of the Sun.

4 And it's I-17 that's sort of an arbitrary point,
5 but there is a point kind of in that area where I view
6 there's the west side and there's the east side.

7 Then, the next step I took was, I went to the
8 southeast valley and built -- started building a district,
9 congressional district there.

10 Leaving this line in place.

11 And what I found is we run into a problem because
12 there's way too many people down there to make a
13 congressional district.

14 And you end up with this chunk left in Mesa that
15 has no place to go.

16 Mesa is already being split once. Now we're
17 going -- now it looks like Mesa is going to be carved up
18 three times. And this chunk of Mesa is going to have to be
19 put with the reservations and Fountain Hills and North
20 Scottsdale and Paradise Valley and the north Phoenix area,
21 linking all these communities together, even though we've
22 got a public comment talking about the desire to keep
23 Scottsdale together, and the fact that Scottsdale is
24 distinct from the northeast valley, and it's certainly
25 distinct from these northern communities up here.

1 So those were concerns that I had.

2 And that's kind of where I stopped, because at the
3 next step I think, I would think, would be to try to maybe
4 bring these two districts together, to modify this district
5 slightly, and to see if we can make it, you know, have some
6 other concerns about how this district just looks. It looks
7 a little bit cobbled together.

8 I guess this is one way to put it, and sort of
9 predetermined district.

10 I don't see -- we get to a point here of trying to
11 construct around it where I think is substantial detriment
12 language of the constitution comes into play.

13 I think carving up, splitting Mesa three times
14 doesn't make a lot of sense. Mesa is a big city. Probably
15 has to be split.

16 But I think we should be minimizing splits to
17 cities and trying to keep them together.

18 You know, where we split Chandler, I know, is
19 very -- just looking at it on the map, it's split along, I
20 think it's State Route 87, which, which seems -- I would
21 agree seems like a logical place. But I wonder if that
22 makes sense for the city of Chandler, because I think -- and
23 I called a friend of mine this morning actually who is a
24 little older than I am but he was born and raised in
25 Chandler and lives there now. And, you know, that's

1 splitting the historic part of Chandler right down the
2 middle.

3 So my thought, you know, Chandler might have to be
4 split, but, you know, and these are sort of fine tuning
5 issues we can -- I know we'll all be addressing on every
6 line, but I question that.

7 So fundamentally though the problem is we've got a
8 big chunk of population there in Mesa that has kind of had
9 no place to go, and that would make sense.

10 So I thought in terms of keeping this district the
11 way -- exactly the way it is, I think that becomes feasible
12 to me.

13 I think on that basis alone.

14 But I think there are other reasons -- other
15 concerns I have with it, but that is where I came to a
16 stopping point last night.

17 CHAIRPERSON MATHIS: Okay. Thank you. And thanks
18 for working with what Ms. McNulty had proposed the other
19 day.

20 Ms. McNulty, do you want to walk us through
21 what -- on this map is eight, but what I'm hoping we'll
22 ultimately call nine regardless, just since it's going to be
23 a new district.

24 I'm just wondering if you could tell us the
25 rationale on that and, you know, where we might be able to

1 work with so that we're not splitting Mesa three times.

2 COMMISSIONER McNULTY: I'd be happy to work --
3 talk through eight, if you could pull it up.

4 WILLIE DESMOND: I think this is eight.

5 COMMISSIONER McNULTY: Yeah.

6 We start at South Mountain, which is kind of a
7 fixed geographic feature on the southwest side, and include
8 Ahwatukee and coming east into north Chandler.

9 Those are similar areas that are aligned in a
10 number of ways, have commonalities.

11 We came up into Tempe and west Mesa, which are
12 along the lightrail, where the lightrail is and will be
13 built.

14 They have common economic interests.

15 We have ASU, Mesa Community College in that area.

16 Going up into south Scottsdale, which as we talked
17 about earlier is quite different in kind from north
18 Scottsdale. It's more blue collar, more in line with the
19 Tempe, west Mesa, university kind of area.

20 Moving into the Arcadia area, that
21 Commissioners Freeman and Stertz know well.

22 And then up into Phoenix in an area that has a lot
23 of commonality with the areas to the south. There are a lot
24 of folks who live there who work, you know, in the
25 university area. There are a lot of common traffic

1 patterns, commercial, you know, sharing of commerce given
2 that this area is combined together. I think the area share
3 Papago Park, using Papago Park.

4 I don't, I don't think that the three Mesa
5 split -- three-way Mesa split really has very much to do
6 with this, because the west Mesa area is quite different
7 from the east Mesa. But I know I think we've received a lot
8 of comment about that, and there's -- you know, it changes
9 in character, both in terms of community character and
10 voting character around where the lightrail will end, along
11 West Mesa Drive or Stapley, in around that area.

12 And so this district was constructed, put together
13 based on those communities of interest that work well
14 together and which are quite distinct from the east Mesa
15 area.

16 Now, I see that we have a turquoise area here that
17 on our map I think was outside of this area.

18 Is that right?

19 WILLIE DESMOND: That's the San Tan Valley. I
20 think that was part of the --

21 COMMISSIONER McNULTY: What is the red, what is
22 the red line?

23 WILLIE DESMOND: The red line is the county line.

24 COMMISSIONER McNULTY: Okay. All right.

25 So what is the boundary on the doughnut hole map

1 or the river district map?

2 WILLIE DESMOND: On which one? Or both? I'll
3 start with the --

4 COMMISSIONER McNULTY: Let's off start with the
5 doughnut hole, because that's where we were starting from, I
6 think.

7 VICE-CHAIR FREEMAN: What you'll see is the
8 boundary comes out a little bit here and it sweeps up A.J.
9 and Gold Canyon, and there's lots of unincorporated area
10 here. That ought to balance out the CD 1 that got trimmed
11 away.

12 And by the way, this chunk out of Mesa, I mean,
13 that is -- that's an arbitrary -- you know, I kept -- I
14 wanted to keep the remainder of Chandler intact using
15 Commissioner McNulty's. Sun Lakes intact, keep out -- not
16 split Gilbert, not split Queen Creek, not split San Tan
17 Valley.

18 Apache Junction already had to be split.

19 You know, I guess we can split San Tan Valley or
20 take your pick, either one.

21 And then I just sort of moved the line from east
22 to west.

23 You very easily could have moved the line from
24 north to south. It left north Mesa, you know, off on its
25 own.

1 WILLIE DESMOND: So on here, the green line is the
2 initial area done in everything bagel version one.

3 That line came in this version in order to make up
4 the population differential that was created in District 4
5 at the beginning.

6 VICE-CHAIR FREEMAN: There's not a lot of people
7 living out here, so that line could be preserved.

8 And it would just require just a tiny adjustment
9 on where this split occurs, whether it's in A.J. or San Tan
10 Valley.

11 COMMISSIONER McNULTY: Well, I think there are
12 other -- there are ways to do that that don't involve --
13 necessarily involve splitting Mesa three ways. And I think
14 we could look at that.

15 We need to look at, you know, population.

16 And I'd like to look at the way the river district
17 map is configured and the way the whole counties map was
18 configured, but I don't think we need to do that right this
19 second.

20 I mean, my perspective is that we can find a way
21 to do this if we want to, or we can find a way to not do it
22 if we don't want to do it.

23 And we just have to decide.

24 And I want to do what Chairman Mathis proposed
25 that we do. I believe we can do it.

1 You know, I don't think we can do it if we take
2 the approach that, that splitting municipalities is
3 inviolate.

4 I do keep going back to the fact that although you
5 built your whole counties map that way, and we built the
6 river district map based on how we felt communities fit
7 together, when we were done with the two maps, the splits
8 analysis was identical.

9 So we're going to have things that are split.
10 It's just a question of how much time we all spend focusing
11 on that, to the exclusion of all the other things.

12 VICE-CHAIR FREEMAN: Well, I don't think it was
13 identical, but --

14 COMMISSIONER McNULTY: It was very close.

15 VICE-CHAIR FREEMAN: And close could be a big
16 difference.

17 The -- obviously respecting municipal lines,
18 that's a constitutional criteria.

19 Or to do that to the extent practicable.

20 It's not inviolate. It's to the extent
21 practicable.

22 And there's a split there. I mean, I had to -- we
23 had to make that trade off.

24 Apache Junction is split. We can split somewhere
25 else.

1 But I was trying to work with this doughnut hole
2 map. And the reality was that there was just too many
3 people down here, way more than a congressional district.

4 So we end up with splitting -- I see no two ways
5 around it. You've got Mesa split up three ways.

6 And you're also forced with joining some of this
7 southeast valley population with areas of north Phoenix, far
8 north Phoenix, northwest Phoenix, which doesn't really make
9 a lot of sense to me given the way the valley is put
10 together.

11 COMMISSIONER McNULTY: I think however you just
12 split Coconino County in half and put Flagstaff in the
13 district with the river, which was contrary to almost all
14 the all the public comment we received.

15 I mean, we had, you know, the mayor here. We had
16 the Coconino County Board of Supervisors here. We had the
17 Flagstaff Forty here.

18 We've had dozens of letters from folks in
19 Flagstaff.

20 We had probably the most well-attended public
21 hearing we've had, by everyone other than the Commission, in
22 Flagstaff.

23 And they all said, you know, that they wanted to
24 be in a competitive district. They wanted to stay together.
25 They wanted to be with the Navajo.

1 They don't want to be with western Arizona.

2 But you just did that, you know, without any
3 thought.

4 And now we're focused on this little area here,
5 you know, in an urban setting, where -- you know, it's not
6 as if we're building barricades here that people can't get
7 across.

8 I have a very personal view about this, because I
9 live literally four blocks from a congressional district
10 boundary.

11 I still shop in the other district. You know, I
12 still see my friends there.

13 It doesn't just, like, change from night to day
14 once you cross one of these imaginary lines.

15 And to use that over and over and over and over
16 again as a way to preclude us from getting anything else
17 accomplished is -- is just -- in -- in -- I -- it has no
18 merit.

19 I understand that you believe it does. But in the
20 big picture, we've got to make trade-offs here.

21 We really do.

22 And I don't know exactly what the trade-off is
23 here, because I'm looking at these colored patches and we've
24 done 42 maps.

25 But I do know and I do believe there is a way to

1 do this that works that achieves all of the goals. And it's
2 just whether we have the will to do it or not.

3 VICE-CHAIR FREEMAN: We did hear a lot of public
4 comment from the northern part of the state. There was
5 public comment on both sides of the issue. There's probably
6 public comment on both sides of most issues we face. We
7 have to assess that and we have to make trade-offs.

8 So, I mean, I agree, there are trade-offs to be
9 made.

10 In terms of these being sort of arbitrary lines, I
11 mean, like it or not, the constitution says what it says.
12 It says that we're to respect municipal lines. We're to
13 respect county lines.

14 I mean, the whole counties approach was starting
15 from the big picture working your way in, chipping away at
16 the block, to get to the sculpture, was to start with what
17 geographic -- what constitutional criteria probably defines
18 a geographic area of the largest order of magnitude. It's
19 probably counties.

20 And so respect county lines. Minimize splits to
21 counties. And sort of build the map from the outside of the
22 state in. And you ended up with -- you -- actually what
23 fell out were two essentially rural districts.

24 So respect those two communities of interest and
25 ring in this urban area.

1 I think on the whole counties, the line followed
2 the county line except at Apache Junction, Gold Canyon area
3 where we had to make it -- you know, here's to the extent
4 practicable language coming in -- we had to make an
5 adjustment on population to balance these two districts out.
6 So somebody got split there. But --

7 CHAIRPERSON MATHIS: I'm wondering about for
8 number nine, if just working from left to right on that,
9 what that would do. I'm just curious. Keeping Mesa only
10 split once. Can we do that?

11 VICE-CHAIR FREEMAN: Yeah, well, here's where I
12 kind of ran out of time and decided to get a few hours of
13 sleep.

14 I mean, that was one thought I had, you know,
15 could we make these -- this gap meet in the middle and make
16 more adjustments down here and make some more adjustments up
17 here and reconstruct this district a little bit, and look at
18 the competitiveness and see if it turns out to be a
19 competitive district as well, as a way to sort of bring the
20 two together in a way that makes sense.

21 Then we could perhaps the other districts in
22 Phoenix would also have a good look to them and be built the
23 way that Phoenix is laid out.

24 But that's as far as I got at this point.

25 CHAIRPERSON MATHIS: What's the population of

1 San Tan Valley? That census place?

2 WILLIE DESMOND: San Tan Valley is 81,321 people.

3 CHAIRPERSON MATHIS: And what's the chunk of Mesa
4 just starting from the line of eight on that map?

5 WILLIE DESMOND: This area or --

6 CHAIRPERSON MATHIS: Uh-hmm, the other side.

7 And so, yeah, that, that area that you just had
8 your cursor on.

9 WILLIE DESMOND: The area of Mesa that's in
10 District 9.

11 CHAIRPERSON MATHIS: I actually want the one
12 that's in eight.

13 WILLIE DESMOND: Oh, sorry.

14 CHAIRPERSON MATHIS: No -- I'm sorry, yeah,
15 yeah -- no, whatever that is, the chunk that's not in there.

16 WILLIE DESMOND: That it will be ready in one
17 second, so we'll see what we're talking about.

18 Oh, the chunk that is not in nine, that is in --
19 that's assigned is -- this area is about 161,000.

20 This area is about 171,000.

21 CHAIRPERSON MATHIS: Yeah, it just seems like we
22 need to have more of a horizontal approach there.

23 And work down from there.

24 But -- what do other commissioners think about
25 this?

1 I mean, what would you propose we do to try to
2 make it work?

3 COMMISSIONER McNULTY: I'd like the opportunity to
4 work on some districts that are, in fact, within the hole
5 that you created, and see if there's a way to make that
6 work.

7 And I would suggest that there's a way to bring
8 Maricopa County in on the west side in that area that
9 includes some of Sun City or Surprise -- west -- Sun City
10 West or Surprise to address that population. That there's a
11 way here to create an east valley district that would work.
12 And then build the two districts in the middle between
13 those.

14 I think the two, the two compromises, I guess,
15 are, one, we have to recognize that the river district is
16 not going to be completely rural. It is going to have some
17 interface with Maricopa County. And that there is another
18 way to do this.

19 I mean, there are way -- there are dozens of ways
20 to do these things. We're just focused right now on one
21 that, you know, makes it harder to do the rest. But I know
22 there's a way to do this.

23 And then do the other two.

24 VICE-CHAIR FREEMAN: Well --

25 COMMISSIONER McNULTY: In between.

1 VICE-CHAIR FREEMAN: Sorry.

2 The river district map on this -- the river
3 district on this map is not completely rural. I mean, it
4 already comes into suburban part of the valley. And --

5 COMMISSIONER McNULTY: It was never intended to be
6 completely rural. It was intended to group the communities
7 along the river.

8 That was the start of it. That was the -- that
9 was the vision.

10 It was never intended to be rural.

11 And what we're doing now is we are precluding --
12 we are precluding ourselves from doing everything else to
13 deep something rural which is not even one of the
14 constitutional criteria.

15 I mean, the entire western half of the state is
16 not a community of interest.

17 It may be made up of a number of communities of
18 interest, but it is not in and of itself one huge community
19 of interest.

20 It's like any other congressional district. It's
21 going to be a bunch of things.

22 COMMISSIONER STERTZ: Madam Chair.

23 CHAIRPERSON MATHIS: Mr. Stertz.

24 COMMISSIONER STERTZ: As we're about to go into
25 lunch break, a couple of quick points.

1 The river district, if you -- because I looked at
2 this both ways, and we'll be able to talk about this after
3 lunch, the river district, if you -- if Flagstaff goes to
4 the west, there's about seven percent of the population is
5 metro Phoenix.

6 If Flagstaff stays where it is, it's about 19 to
7 20 percent comes out of metro Phoenix.

8 So that's really the -- that's the really easy map
9 to look at.

10 So -- as a point of comparison.

11 So rural or metro rural, Commissioners McNulty and
12 Freeman are both correct.

13 They are both touching, they are both touching and
14 getting population from the districts, depending on -- and
15 whether or not you would want to consider -- I'm just
16 looking at that piece of it.

17 In regards to the contemplation of what's shown
18 right now as District 8, to be contemplated as to be renamed
19 District 9 at a later date, I'm looking forward to hearing
20 testimony from folks that are -- that live -- I think
21 there's some description of the population living south of
22 Chaparral in Scottsdale, and the characterizations of their
23 lifestyle, I'll be looking forward to hearing this afternoon
24 and having that discussion, and then really delving down to
25 the street level about how that District 8 to be considered

1 District 9 can be looked at.

2 I've looked at, at the Mesa three-way split, and I
3 do have, I do have the doughnut hole filled, so we've got --
4 I'll be able to share some of that thought process this
5 afternoon.

6 CHAIRPERSON MATHIS: Great. Thank you.

7 So this is probably a good time to take the lunch
8 break, and we'll have a recess for an hour.

9 The time is 12:05. We'll be back at 1:05. Thank
10 you.

11 (Lunch recess taken.)

12 CHAIRPERSON MATHIS: Okay. We'll enter back into
13 public session. The recess is over.

14 The time is 1:36 p.m.

15 And we are on agenda item three, talking about the
16 congressional grid map and making adjustments to that based
17 on constitutional criteria.

18 And Mr. Freeman just walked us through some
19 homework he did, which was very helpful and an interesting
20 way to think about how we can bring up the population in
21 CD 4 on this particular map, which is the everything bagel
22 map or EB map for short.

23 One of the things that he did was -- in doing so
24 was adjusting that boundary between the two rural districts,
25 rural in quotes.

1 And what I'd like to do is take that back to where
2 it was, down to the Maricopa County line, and have us try to
3 make up that population by going into Maricopa County as far
4 as we have to to make up the 710,000.

5 I mean, it's 500,000 or so, but to get it equal to
6 the population we need.

7 And, you know, granted that does mean taking in
8 urban areas. And there's going to be this urban-rural
9 interface.

10 But I'd like to see -- my idea in doing this was
11 let's try to carve up Maricopa County alone, just fill the
12 center, and leaving the rest of the lines alone. Later we
13 may have to adjust some of those lines, but I thought one of
14 the things we might do as a Commission is talk about, and
15 maybe watching our mapper go in to Maricopa County as far as
16 he needs to to get that population for four up to where it
17 needs to be, and then talk about some carving up of the
18 center.

19 Would that work, Mr. Desmond?

20 WILLIE DESMOND: Yes, that would work.

21 CHAIRPERSON MATHIS: Go ahead.

22 WILLIE DESMOND: The first thing is that we had in
23 the last meeting moved part of Yavapai County, like the
24 Sedona and some of those areas, into District 1.

25 Would you like to go back to where that was as the

1 first part?

2 Because right now as it's currently constituted
3 District 4 is 229,000 underpopulated.

4 CHAIRPERSON MATHIS: Right. I'd like to take the
5 boundary between one and four back to where it was, similar
6 to river district version, because that's how it was
7 originally set for this EB map.

8 WILLIE DESMOND: Okay.

9 If we take it back, that will add 18,000 back into
10 District 4.

11 Now it will follow the county line exactly.

12 So, I guess the first question is where, where do
13 you want to start.

14 CHAIRPERSON MATHIS: Right.

15 And so just so we're all on the same page, we're
16 short --

17 WILLIE DESMOND: Short 211,576 people.

18 CHAIRPERSON MATHIS: In what we're calling the
19 river district, which is four.

20 So can we start moving in on that left-hand side,
21 which I think is what Mr. Freeman started doing, over to the
22 Surprise line.

23 WILLIE DESMOND: Okay.

24 VICE-CHAIR FREEMAN: Madam Chair, did you mean to
25 switch that line back up north to the county line?

1 I thought that was sort of the last thing we did
2 on Tuesday was add that nuance so that that line would
3 correspond to the line in the river district map.

4 CHAIRPERSON MATHIS: Yes. The line between one
5 and four, that boundary should be similar, the same as the
6 river district version.

7 WILLIE DESMOND: Oh, it just was. We removed
8 that.

9 CHAIRPERSON MATHIS: Oh, okay.

10 WILLIE DESMOND: When we did that, it
11 underpopulated four by another 18,000.

12 CHAIRPERSON MATHIS: Right.

13 Can we -- so you just did that; right? You just
14 made it the same.

15 WILLIE DESMOND: I just did it back to the way we
16 started.

17 I -- I'll show you.

18 CHAIRPERSON MATHIS: Okay.

19 I just want the line to be the same as whatever it
20 was on river district 8A down to the Maricopa County line.

21 WILLIE DESMOND: Okay. In 8A it was right here,
22 in that it had parts of Sedona and then Cornville and then
23 Oak Creek.

24 So as it's currently constituted, District 4 is
25 now 229,597 people underpopulated. District 1 is

1 18,150 people overpopulated.

2 CHAIRPERSON MATHIS: Okay.

3 WILLIE DESMOND: So now, going into Maricopa, we
4 need to add 229,000 people in.

5 Is there any -- I think the -- the logical thing
6 to do would to be start with these large --

7 CHAIRPERSON MATHIS: The most rural areas that are
8 in Maricopa County. There's probably not a lot, but you can
9 move in, encroach I guess.

10 WILLIE DESMOND: How far in would you like to go?

11 CHAIRPERSON MATHIS: It's going to have -- we're
12 going to have to see.

13 WILLIE DESMOND: Okay.

14 CHAIRPERSON MATHIS: We need to get the population
15 up to 710, so. . .

16 And if, if there are ways to do it by coming into
17 Pinal too, we can look at that.

18 But I'm just looking for people.

19 WILLIE DESMOND: All right. Well, with this
20 change, you would add 82,000 people. Does that look like --

21 CHAIRPERSON MATHIS: And that is --

22 WILLIE DESMOND: -- a good first step?

23 CHAIRPERSON MATHIS: -- keeping Surprise whole;
24 right?

25 WILLIE DESMOND: No, Surprise is a little cut over

1 here. There's about 5,000 people over here.

2 CHAIRPERSON MATHIS: Okay.

3 WILLIE DESMOND: That's using whole census tracts.

4 CHAIRPERSON MATHIS: Okay.

5 WILLIE DESMOND: And I'll do that, and then we can
6 look at adding Surprise back to the unassigned area.

7 CHAIRPERSON MATHIS: And if you have ideas --
8 Mr. Stertz mentioned to me that he has also been working on
9 ways to fill in the hole.

10 And so I'd be happy to hear what your lines are
11 too.

12 So feel -- anyone jump in on areas that they think
13 make sense.

14 COMMISSIONER STERTZ: Madam Chair, in one of the
15 ways that I had reconciled this, I reached your I-10
16 southern boundary as one of the aspects of it.

17 So, knowing that that would be a pickup of a
18 certain amount of population, I can then pursue how I got to
19 the rest of it.

20 CHAIRPERSON MATHIS: Sure. You can feel free.

21 COMMISSIONER STERTZ: Willie, are you able to pull
22 up the plan at 9C?

23 WILLIE DESMOND: I am.

24 Just quickly, should I keep Surprise whole, or
25 should I leave it split?

1 CHAIRPERSON MATHIS: Yeah, I would -- let's try.

2 WILLIE DESMOND: Okay.

3 CHAIRPERSON MATHIS: Since they would like that,
4 I'm sure.

5 WILLIE DESMOND: I'll add it up as another layer
6 so we can see it over top of this.

7 CHAIRPERSON MATHIS: That's I-10 line is the
8 Hispanic Coalition For Good Government line; isn't what they
9 had said?

10 WILLIE DESMOND: Would you like C or B,
11 Mr. Stertz?

12 COMMISSIONER STERTZ: C.

13 WILLIE DESMOND: Okay.

14 CHAIRPERSON MATHIS: Is there population to grab
15 on the north and eastern sides of Maricopa?

16 WILLIE DESMOND: Yes.

17 CHAIRPERSON MATHIS: So can we in -- the idea is
18 to come in on Maricopa to bring population in four up to
19 710.

20 WILLIE DESMOND: Okay. That grab right there gets
21 about 4600 more.

22 Excuse me here.

23 Okay. So, that change would follow
24 Commissioner Stertz's grab, taking parts of Peoria.

25 We're back to splitting Surprise right here.

1 As it's currently constituted, District 4 is
2 137,000 people underpopulated.

3 The green line is Commissioner Stertz's line.
4 And the dark blackish line is ours.

5 CHAIRPERSON MATHIS: So Commissioner Stertz's line
6 is dropping -- that's this right there.

7 Okay.

8 So that -- the brown line is I-10.

9 COMMISSIONER STERTZ: Yes.

10 WILLIE DESMOND: Yes.

11 CHAIRPERSON MATHIS: Okay.

12 COMMISSIONER McNULTY: Is Goodyear in that -- I'm
13 a little confused by the two lines. Could we go back to --

14 WILLIE DESMOND: Yes.

15 COMMISSIONER McNULTY: So is Goodyear in four or
16 in the unassigned area?

17 WILLIE DESMOND: In -- the way it's currently
18 constituted, it's in the unassigned area.

19 COMMISSIONER McNULTY: What's the population of
20 that area? What if we just fill in from Surprise south into
21 the -- into Goodyear?

22 WILLIE DESMOND: If you take these parts of
23 Goodyear, it adds about 67,000 people to District 4.

24 COMMISSIONER McNULTY: Try it?

25 CHAIRPERSON MATHIS: Yeah.

1 COMMISSIONER McNULTY: Just keep, keep going.

2 CHAIRPERSON MATHIS: Yeah.

3 COMMISSIONER McNULTY: Filling up the population.

4 And if we get to the point where you have too much, we'll
5 pull back a little from the north.

6 WILLIE DESMOND: Okay.

7 The other thing I should say is that we do have to
8 make up some population from district --

9 COMMISSIONER McNULTY: We'll get to that.

10 WILLIE DESMOND: Okay.

11 So next grab, like, Citrus Park and these areas
12 right here? Or --

13 CHAIRPERSON MATHIS: Or we, we do what Mr. Stertz
14 tried, which is going south of I-10.

15 WILLIE DESMOND: Okay. Let me put that line back
16 in there.

17 CHAIRPERSON MATHIS: I don't know what kind of
18 population is in that area.

19 COMMISSIONER McNULTY: Is that within the doughnut
20 hole?

21 WILLIE DESMOND: That is --

22 COMMISSIONER McNULTY: Is that in the unassigned
23 area?

24 WILLIE DESMOND: No, that's not in the unassigned
25 area.

1 CHAIRPERSON MATHIS: Right. So, yeah, it's not --
2 so it does affect -- it would affect the lower one,
3 District 3.

4 COMMISSIONER McNULTY: I think what we're trying
5 to do is stay inside the unassigned area.

6 WILLIE DESMOND: To do that, it would add about
7 5700 people.

8 CHAIRPERSON MATHIS: Okay.

9 WILLIE DESMOND: Should I do that, or -- that is
10 outside of the doughnut hole.

11 CHAIRPERSON MATHIS: Yeah, so let's -- okay.
12 That's good to know. Let's keep that as a thought, and
13 we'll go back to Citrus Park and go back to the doughnut
14 hole area.

15 And we'll capture those.

16 WILLIE DESMOND: That would add about 10,000
17 people.

18 Also there is some population here that we could
19 grab. But put that with District 4, if you like. That
20 would be Apache Junction, Gold Canyon, and San Tan Valley.

21 CHAIRPERSON MATHIS: Okay. Let's try that.

22 COMMISSIONER STERTZ: That's all included in my
23 map.

24 WILLIE DESMOND: So if you moved and grabbed
25 Gold Canyon and Apache Junction, and put them in District 4,

1 that would add about 54,000 people, which would take us to
2 about 5,000 -- 4700 we need to make up.

3 Although District 1 is 1800 people overpopulated,
4 so that would need to give up some population somewhere.

5 District 1 is the eastern district.

6 So --

7 COMMISSIONER McNULTY: I suggest we just focus on
8 what we are working on and deal with those small population
9 adjustments once we do this.

10 WILLIE DESMOND: Okay. Well --

11 CHAIRPERSON MATHIS: Could you hear that? Wow,
12 you're better than me, Marty. I couldn't hear Ms. McNulty.

13 COMMISSIONER McNULTY: I'm sorry, I was suggesting
14 that we stay focused on building the population to
15 District 4 and then we could go back and look at the other
16 smaller population adjustments.

17 COMMISSIONER STERTZ: We're within the broad
18 margin of error right now. I think is what
19 Commissioner McNulty is suggesting. I'm not trying to put
20 words in your mouth.

21 COMMISSIONER McNULTY: But you did it so expertly.
22 Thank you.

23 WILLIE DESMOND: So, I need to add 4700 more
24 people.

25 And I guess what I was trying to say is we could

1 take that from District 1. District 1, one place you could
2 do that --

3 COMMISSIONER McNULTY: Is it within the unassigned
4 area?

5 WILLIE DESMOND: It's not, but it just grabs from
6 districts --

7 COMMISSIONER McNULTY: Then we should --

8 WILLIE DESMOND: Okay.

9 COMMISSIONER McNULTY: -- stay within the
10 unassigned area.

11 WILLIE DESMOND: Okay.

12 So would you prefer to look at that on the Pinal
13 County side or on the --

14 COMMISSIONER STERTZ: Madam Chair.

15 CHAIRPERSON MATHIS: Mr. Stertz.

16 COMMISSIONER STERTZ: Even though this goes
17 outside the unassigned area, the reason why I chose to pick
18 up the land south of I-10 is that those are -- they're
19 natural places where communities are expanding off of the
20 I-10.

21 And then off of those areas, and going to the
22 south, it becomes very uninhabited. There's about 4700
23 people or 5700 people that live in that large tract of land,
24 and that's hence the reason why I grabbed that tract.

25 WILLIE DESMOND: Excuse me. I'm sorry.

1 COMMISSIONER STERTZ: Ladies and gentlemen, if
2 you're watching online, do not be concerned.

3 CHAIRPERSON MATHIS: Everyone's awake.

4 WILLIE DESMOND: I should cover my cough.

5 CHAIRPERSON MATHIS: My goodness.

6 COMMISSIONER STERTZ: But that was one method of
7 being able to capture it, and it is a natural even though it
8 falls outside your current design boundary, it makes logical
9 community sense.

10 CHAIRPERSON MATHIS: And we're right now short
11 about 5,000.

12 WILLIE DESMOND: Yes.

13 CHAIRPERSON MATHIS: Okay. And that's 5700, in
14 that area.

15 COMMISSIONER STERTZ: That's correct.

16 CHAIRPERSON MATHIS: Okay.

17 Yeah, I'm not sure what that -- what kind of
18 impact that has on three. I can't imagine it would have a
19 lot.

20 But, is there any other thing to grab, just in
21 the -- within the --

22 WILLIE DESMOND: You could grab parts of Phoenix
23 right here.

24 You could take, you know, just a small corner of
25 Surprise. Something like some of the more, you know, I'm

1 not -- someone else might know better, but I think some of
2 these areas might be more rural, that are kind of on the
3 western sprawl of Surprise.

4 CHAIRPERSON MATHIS: Yeah.

5 COMMISSIONER McNULTY: Madam Chair, I'm actually
6 looking at the current congressional map, or at least some
7 outline of it. And these areas are all in this district
8 now. They're all in the rural northwest district.

9 So I think we would be certainly improving the
10 ruralness of the district over what it is now, but the areas
11 in and around this are all part of it already.

12 WILLIE DESMOND: Is there any other -- so where
13 would you like me to grab from?

14 COMMISSIONER STERTZ: For the sake of discussion,
15 could you -- everything on the west side of Surprise, I
16 believe the majority of those are.

17 WILLIE DESMOND: For instance, that's 530 people.
18 That's about 5,000 right there.

19 So, as it's currently constituted, District 4 now
20 is overpopulated by 260 people.

21 CHAIRPERSON MATHIS: That's much better.

22 Okay.

23 So, from there, could we work on the center and
24 see what districts might make sense?

25 And maybe it's what Mr. -- some of what

1 Mr. Freeman has presented, what Ms. McNulty has presented,
2 and we'll see if we can actually populate that area in a way
3 that is following the constitutional criteria and make
4 sense.

5 I shouldn't say populating, but carving it up.

6 WILLIE DESMOND: The one thing I would recommend
7 is finishing District 1 so that all of the outside districts
8 are --

9 CHAIRPERSON MATHIS: Okay.

10 WILLIE DESMOND: -- where they need to be.

11 CHAIRPERSON MATHIS: Okay. We can do that.

12 So one is right now.

13 WILLIE DESMOND: One is currently 18,000 people
14 overpopulated.

15 CHAIRPERSON MATHIS: Okay.

16 WILLIE DESMOND: The reason for that is because we
17 grabbed these areas just north of, like, the Verde Valley in
18 Yavapai County.

19 COMMISSIONER STERTZ: Madam Chair.

20 CHAIRPERSON MATHIS: Mr. Stertz.

21 This is part of the ripple effect that we were
22 talking about earlier.

23 The -- and there's a couple of different ways to
24 unpopulate District 1. One of them happens to be the
25 recommendation that you'll see on the green dashed line that

1 I've included down in Cochise County.

2 Which actually there's two choices that I was
3 looking at making.

4 One was to capture a population and
5 increase the -- decrease the population in District 1,
6 which, of course, overpopulated District 2, which, again,
7 created more ripples.

8 Then going back to Commissioner McNulty's desire
9 to stay within the doughnut.

10 We are also by now significantly underpopulating,
11 by taking lands out of Cochise County, I picked it back up
12 by expanding the lands around Flagstaff, going up and
13 picking up all of the bedroom communities that are serving
14 Flagstaff. Picking up the areas of Cottonwood, the
15 Verde Valley, Camp Verde, et cetera, which balanced out
16 District 1.

17 Again, we're now outside of your design
18 parameters.

19 If we want to stay inside the doughnut, we can
20 stay it inside it today and talk about some of these
21 other areas as we look at this either later today or
22 tomorrow.

23 CHAIRPERSON MATHIS: Yeah, I'd like to stay in the
24 doughnut, if I can.

25 But I realize, I mean, everything's -- everything

1 is tied together.

2 Ms. McNulty, it looks like you wanted to say
3 something.

4 COMMISSIONER McNULTY: Could we go back up to the
5 area between Yavapai County and --

6 WILLIE DESMOND: Yes.

7 COMMISSIONER McNULTY: What if we just go along
8 the county line there and maybe address the details of it.

9 WILLIE DESMOND: So if we take that, that brings
10 District 1 right back to where it needs to be.

11 Should I accept that?

12 COMMISSIONER McNULTY: Why don't we just do that
13 for the time being and work on this --

14 CHAIRPERSON MATHIS: Yeah, that's an easy fix, and
15 then we're not messing with the rest of it.

16 WILLIE DESMOND: Then you have the luxury of
17 taking some of the more urban areas from District 4, and
18 putting them back in the unassigned area, putting them back
19 to the doughnut hole.

20 COMMISSIONER McNULTY: You mean a 18,000 person
21 luxury?

22 WILLIE DESMOND: So now District 4 is
23 18,000 people over.

24 And you can either -- I guess your two options
25 would be to take, take some of Apache Junction and

1 Gold Canyon out of District 4, or to take some of, you know,
2 Goodyear and Surprise or Citrus Park or something out of
3 District 4.

4 COMMISSIONER McNULTY: Just what are
5 Apache Junction and Gold Canyon together? Quite a bit more
6 than 18,000?

7 WILLIE DESMOND: I think they're, like, 70 or
8 80,000.

9 COMMISSIONER McNULTY: Okay. I don't think that
10 would make sense to split those.

11 WILLIE DESMOND: Okay.

12 So it's probably from the west side.

13 VICE-CHAIR FREEMAN: I'm sorry, I must have missed
14 a step. Let me get this straight. Gold Canyon and
15 Apache Junction are in the river district or they were put
16 into CD 1?

17 WILLIE DESMOND: They're in the river district
18 right now.

19 VICE-CHAIR FREEMAN: Okay.

20 WILLIE DESMOND: I mean, one thing you could do
21 just to make up some of that population and maybe clean
22 things up, I guess I would say we could grab all of
23 Scottsdale, which probably, you know, a few hundred people
24 up here, all of New River, all of Phoenix, just to not split
25 those an additional time.

1 The reason that split happened is because we were
2 following whole census block groups.

3 So, is that something that you want to look at,
4 or -- that won't make up the 18,000 people, but it does,
5 when they make the split.

6 COMMISSIONER McNULTY: Could you look at northwest
7 Sun City -- you know, northwest of Sun City there, in
8 Surprise, where we're splitting that?

9 Can we back out of there?

10 WILLIE DESMOND: Yeah.

11 So now if I put -- if I don't split Surprise, that
12 adds about 5,000 people back to unassigned.

13 If that's what we want to do.

14 Okay.

15 I'm just going to go ahead and clean up some of
16 the borders around there just a little bit so as to avoid
17 any problems later.

18 CHAIRPERSON MATHIS: What's the story on Wittman?
19 Shouldn't it be part of all that?

20 WILLIE DESMOND: Is Wittman better served --

21 CHAIRPERSON MATHIS: What is -- I don't know. I
22 don't know what --

23 COMMISSIONER McNULTY: A census place up there?

24 WILLIE DESMOND: Is it better served in the river
25 district or --

1 CHAIRPERSON MATHIS: Yeah, I --

2 COMMISSIONER McNULTY: Anyone in this room who
3 knows Wittman, raise their hands.

4 CHAIRPERSON MATHIS: Okay. Mr. Cantelme.

5 COMMISSIONER McNULTY: So maybe it's better in the
6 rural district.

7 WILLIE DESMOND: Okay.

8 COMMISSIONER McNULTY: It was a ranch, Mr. Stertz
9 is saying. Now it's part of the urban growth.

10 WILLIE DESMOND: Okay. If we grab Wittman, you
11 add 763 people in.

12 COMMISSIONER McNULTY: And then what about Peoria?
13 Can we make up the difference there, just readjust
14 that in some way?

15 WILLIE DESMOND: Let me see if I can grab, grab
16 all of Peoria.

17 You grab all of Peoria, you get -- this -- five
18 and a half thousand people -- we would have to kind of grab
19 these areas too, because there's little pockets there.

20 That would add 7400 people.

21 That adds about 24 -- no.

22 All right. So right now District 4 needs to give
23 up another 2800 people somewhere.

24 It has all of Peoria.

25 All of Wittman.

1 All of Surprise.

2 COMMISSIONER McNULTY: It has it or it does not
3 have it?

4 WILLIE DESMOND: District -- oh, I'm sorry,
5 District 4 does not have those.

6 COMMISSIONER McNULTY: So what about north of
7 New River? Did you add something in there?

8 WILLIE DESMOND: I'm sorry, on New River?
9 Yeah.

10 So add the rest of New River.

11 That adds about 1700 people.

12 And the rest of Phoenix.

13 It's going to grab all of Phoenix. I forgot to
14 tell it source, just four.

15 One second.

16 I'll try not to speak.

17 Okay. So adding those two areas would add about
18 1800 people.

19 If you grabbed the rest of Scottsdale, that adds
20 about 4,800, so that's a little too many.

21 I'll just start with these two.

22 Moving those two people over.

23 Okay. So now District 4 is overpopulated by
24 1,042 people.

25 I guess one easy place might be just right here.

1 COMMISSIONER McNULTY: Question for counsel.

2 What's our -- I mean, I know we need to get closer
3 in the end, but for a draft map, what's our margin? You
4 know, what should we be shooting for?

5 MARY O'GRADY: For the draft map, I think,
6 commissioners, it would be within your discretion.

7 Certainly for today's kind of in-session work,
8 this would be, I think, appropriate.

9 COMMISSIONER McNULTY: Are we within shouting
10 range?

11 MARY O'GRADY: It's within the discretion -- you
12 know, at the end of the day, we need to be within the --
13 very precise. But as far as when you're comfortable kind of
14 stopping this exercise and filling the doughnut and maybe
15 giving Willie the discretion to look in a general area to
16 equalize things later.

17 COMMISSIONER McNULTY: That makes sense.

18 WILLIE DESMOND: So I would say maybe one more
19 thing, just some ideas.

20 That's -- so, there's places we could make that
21 population up. Those are both about 1500.

22 If we'd like to adjust the census blocks, to me
23 that's -- when we do go to equalized population, we're going
24 to get right down to the block level.

25 And so you can see, like, this block has zero

1 people, this block has 12 people, this block has 40 people.
2 You know, that's how we get down to the zero person
3 deviation.

4 If you had any -- I mean, 1,000 is -- when we've
5 been making these what-if maps for you and stuff, I've been
6 trying to keep them under 1,000 when possible.

7 So if you had any, you know, one more little grab
8 you wanted me to do anywhere, we could do that right now.

9 I guess just looking at it, there's a little
10 portion of Litchfield Park that looks like it's split.
11 It looks like something like that would be a good thing to
12 do.

13 That's the type of thing I would look for when
14 I -- if I were to equalize this.

15 So that adds about 217 people.

16 And then I'll need to grab the -- that creates a
17 few little pockets of -- people.

18 That doesn't add anybody, but it cleans it up.

19 This is a very large census block. No people, but
20 a large block.

21 So those are the types of things I do.

22 So now, as it currently is, District 4 is about
23 825 people over.

24 District 3 is 938, so there's a -- you're in the
25 margins now.

1 CHAIRPERSON MATHIS: Great.

2 So from there, commissioners, should we look at
3 trying to incorporate some of what was discussed this
4 morning into that smaller center?

5 COMMISSIONER STERTZ: Sure.

6 CHAIRPERSON MATHIS: I heard one sure.

7 Yeah, I say we keep going.

8 COMMISSIONER McNULTY: I agree.

9 CHAIRPERSON MATHIS: So, Mr. Freeman, are the
10 things that you talked about this morning that we can then
11 bring in?

12 VICE-CHAIR FREEMAN: Well, I'm not against the
13 exercise.

14 The notion of putting Apache Junction and
15 Gold Canyon into this river district gives me a lot of
16 heartburn, and it really makes -- I mean, this map is pretty
17 much shaping up like the river district map did.

18 CHAIRPERSON MATHIS: Can you say that again?

19 VICE-CHAIR FREEMAN: Putting Apache Junction and
20 Gold Canyon, well, I didn't exactly catch that one, the
21 first half of it, putting it into a district that includes,
22 you know, the far west valley and Lake Havasu,
23 Bullhead City, I mean, it gives me some heartburn because I
24 don't think it makes sense to do that.

25 And it also is pretty reminiscent of how that's

1 what the river district map was doing it. In fact, that
2 little tendril went down a little farther and captured the
3 San Tan Valley, which I did not think made a lot of sense at
4 the time.

5 So I have -- as a -- I'm not against pursuing the
6 thought process certainly. But, that gives me some pause.

7 WILLIE DESMOND: One more thing I should mention
8 is we just changed the version that you had originally
9 proposed.

10 CHAIRPERSON MATHIS: Uh-hmm.

11 WILLIE DESMOND: Commissioner McNulty had done a
12 few changes to District 7 and 3 that aren't reflected here
13 in the border of three.

14 Is that something that you want to look at right
15 now? Or. . .

16 CHAIRPERSON MATHIS: Sure.

17 WILLIE DESMOND: I guess the real area of
18 divergence would be District 3 coming straight across here
19 and taking a little bit from District 4.

20 If we did that, District 4 would then need to
21 probably go in a little bit more somewhere else.

22 COMMISSIONER McNULTY: I think we did those to
23 correct the voting rights issues. So I think it would be
24 important to build those in.

25 WILLIE DESMOND: Okay. So if I just do that, just

1 so we're -- so we don't have to go back and, you know, start
2 at a different point.

3 COMMISSIONER McNULTY: Good point.

4 COMMISSIONER STERTZ: So we are making adjustments
5 to other -- outside the doughnut?

6 CHAIRPERSON MATHIS: It looks like it.

7 COMMISSIONER STERTZ: Okay.

8 Then, then I've got some suggestions to make.

9 COMMISSIONER McNULTY: I think that was because we
10 had agreed the day before that we had to fix that imbalance
11 in the two voting rights districts. That was the only issue
12 we were addressing there.

13 COMMISSIONER STERTZ: One of the things we also
14 addressed was expanding the area up on -- around Flagstaff
15 and picking up the Verde Valley, which we just backed it
16 back up and splits Sedona in half.

17 You can't have it both ways, I don't think.

18 So if you're going to make adjustments in one area
19 for one reason, we should make like adjustments in the
20 other.

21 We're going to find that these maps and these
22 edges all move, that all of the percentages and quantities
23 are going to adjust at the same time.

24 COMMISSIONER McNULTY: If we needed to, I don't
25 think we need to make any changes outside. We can just make

1 the change within between the two voting rights districts,
2 and can deal with the rest of it later.

3 WILLIE DESMOND: So with those changes, District 3
4 is now 56.06 percent Hispanic, and it's 20,000 people
5 overpopulated.

6 District 4 is about 20,000 people underpopulated.

7 So it's a trade-off between three and four there.

8 I think initially how Commissioner McNulty had it
9 was that seven then grabbed some of three in order to raise
10 the HVAP there.

11 COMMISSIONER McNULTY: Right. And that's the part
12 we need --

13 WILLIE DESMOND: Then it ended up four versus
14 unassigned again, so I'll go ahead and make those changes
15 too.

16 Okay. So, now seven is about 1100 people
17 overpopulated, so that's going to need to give up some
18 population somewhere.

19 I guess the larger issue is that four is now,
20 again, 18,000 people underpopulated.

21 So it's going to have to go into some of these
22 areas again.

23 Is there a place that we want to start that?

24 COMMISSIONER McNULTY: Just show us the -- sorry.

25 The populations of these different census places.

1 What's Peoria.

2 WILLIE DESMOND: Yes, I can do that.

3 COMMISSIONER McNULTY: Total microphone meltdown.

4 I was wondering if there's anything comparable to
5 the Apache Canyon -- Apache Junction, Gold Canyon number
6 here. I'm sure there is. What would be comparable if we
7 wanted to just switch those out.

8 WILLIE DESMOND: Okay.

9 So now I've added the population --

10 COMMISSIONER McNULTY: Think about that.

11 WILLIE DESMOND: -- to the label.

12 So Peoria is 154,000 people.

13 Sun City West is about 24,535.

14 Over here.

15 Let's see.

16 Gold Canyon is 10,159.

17 Apache Junction is about 35,000 -- not about, it
18 is 35,840.

19 So if you were to take, for instance, take this
20 area out of four, and add it back to unassigned, that would
21 move 54,000 people, 54,000 people over.

22 I think that's because there's a fairly large
23 population in some of the unincorporated areas.

24 COMMISSIONER McNULTY: Okay. So is it worth just
25 looking then at northwest Phoenix, the part -- or northwest

1 Maricopa County, the part that's already in that
2 congressional district, and see if we have comparable?

3 We can either take part of Peoria or we could take
4 all of Sun City, Sun City West, Young -- let's go back over
5 there.

6 You could just come in from the west there.

7 WILLIE DESMOND: I mean, Surprise is 117,000
8 people, so. . .

9 COMMISSIONER McNULTY: You could fill up census
10 tracts there, or we could start in Peoria, northwest Peoria,
11 and come in.

12 WILLIE DESMOND: We could take Peoria. That's got
13 154, although I think a lot of that is down here.

14 Would it make sense to move New River or some of
15 those areas to the river district?

16 COMMISSIONER STERTZ: No.

17 WILLIE DESMOND: Okay.

18 COMMISSIONER McNULTY: So let's back out that
19 change, go back to where we were.

20 WILLIE DESMOND: Okay.

21 COMMISSIONER McNULTY: No one's seeing anything.

22 And then what are we looking for? How many
23 people?

24 WILLIE DESMOND: Right now we're looking for
25 19,000.

1 COMMISSIONER STERTZ: Ready to break the I-10
2 boundary?

3 You've got population that flares off and it's a
4 community of interest flanking off of I-10.

5 CHAIRPERSON MATHIS: But that's 5700 people;
6 right?

7 COMMISSIONER STERTZ: That's just the area that I
8 picked.

9 There's a piece of it, all the way up to. . .

10 COMMISSIONER McNULTY: But then we have to
11 re-examine that whole majority-minority area.

12 CHAIRPERSON MATHIS: Right.

13 We can see what that does to the --

14 COMMISSIONER STERTZ: We'll find out.

15 CHAIRPERSON MATHIS: -- HVAP.

16 COMMISSIONER STERTZ: I ended up at --

17 COMMISSIONER McNULTY: But then we have to adjust
18 other things to make up for it.

19 COMMISSIONER STERTZ: -- 55.72.

20 THE REPORTER: Madam Chair.

21 CHAIRPERSON MATHIS: Mr. Herder. I'm sorry.

22 THE REPORTER: One at a time, please.

23 CHAIRPERSON MATHIS: One at a time, please,
24 everyone.

25 WILLIE DESMOND: And so that area is about 35,000.

1 So we can cut that down.

2 If we want to start with some of the more --
3 because -- rural areas of it.

4 That's about 19,700.

5 That's a very rough -- have to clean up that
6 border if we could, but, yeah.

7 I mean, I can do it and tell you what the effect
8 is on the Hispanic population, before and after, if that's
9 helpful.

10 COMMISSIONER STERTZ: He's waiting for somebody to
11 say go.

12 COMMISSIONER McNULTY: Then my concern is then
13 what happens next.

14 CHAIRPERSON MATHIS: I know.

15 COMMISSIONER McNULTY: Do try to do this, follow
16 the exercise we embarked upon.

17 COMMISSIONER STERTZ: You can always back it back
18 out.

19 CHAIRPERSON MATHIS: Should we try this and see
20 what happens? And then we'll --

21 COMMISSIONER STERTZ: We're making sausage here.
22 It's not a clean process.

23 CHAIRPERSON MATHIS: No, I know.

24 WILLIE DESMOND: That's now -- District 3 is
25 underpopulated at 56 point -- I'm going to undue that for

1 one second.

2 I will redo it.

3 Actually that change makes that district more
4 Hispanic.

5 CHAIRPERSON MATHIS: Makes it what?

6 WILLIE DESMOND: More Hispanic.

7 But then it needs to go grab population later, so
8 that might make it less in the end.

9 COMMISSIONER McNULTY: Would you remind me, we
10 need 18,000 more people or fewer people in the river
11 district?

12 WILLIE DESMOND: In the river district we need
13 18,000 more people.

14 COMMISSIONER McNULTY: Okay.

15 WILLIE DESMOND: So with that change, now
16 District 3 is underpopulated.

17 Assuming we don't want to touch District 7 at all,
18 because that's, you know, the district.

19 We can take parts of Litchfield Park or Glendale
20 to try to make up that 18,000 and see how that affects the
21 HVAP percentage.

22 COMMISSIONER McNULTY: I don't think that makes
23 sense.

24 CHAIRPERSON MATHIS: Did you say that you think
25 that makes sense or doesn't?

1 COMMISSIONER McNULTY: I don't think that does
2 make sense, but we can try it.

3 WILLIE DESMOND: Okay. So then adding to
4 District 3 from the unassigned.

5 So that's 21, let me go for a second and I'll go
6 back.

7 Okay.

8 Now the population is relatively balanced. Um,
9 the HVAP is at 55.3, instead of 55.74.

10 COMMISSIONER McNULTY: We're going the wrong way.

11 COMMISSIONER STERTZ: You want an increase in
12 HVAP?

13 CHAIRPERSON MATHIS: Did you say we're going the
14 wrong way?

15 COMMISSIONER McNULTY: Which, which -- are we in
16 the majority-minority district or the --

17 WILLIE DESMOND: The 55.3 is the second
18 majority-minority district.

19 COMMISSIONER McNULTY: I don't think we want to be
20 reducing the HVAP in that district.

21 WILLIE DESMOND: Okay. That is still well above
22 the benchmark. The benchmark is only 50.23 there.

23 But it did go down a little bit from where it was
24 earlier.

25 CHAIRPERSON MATHIS: But, yeah, it's still

1 five points higher than the current district -- or the
2 current benchmark measurement; right?

3 WILLIE DESMOND: I believe so, yes.

4 CHAIRPERSON MATHIS: Okay.

5 And I think Mr. Herrera noted earlier he thinks
6 that's too high.

7 So 55 is too high in his estimation.

8 WILLIE DESMOND: The one thing I might be able to
9 do is that in doing that last change, because District 7 is
10 a little overpopulated, it might make sense to do the change
11 there.

12 I would like to clean that line up and stuff.

13 CHAIRPERSON MATHIS: And, counsel, do you have a
14 recommendation for what target we should be aiming for on
15 these?

16 I know we have to keep at least the benchmark
17 level, but there was growth in Hispanic population in the
18 state overall, and it's tough for us to know, and I know
19 there's no answer, but --

20 MARY O'GRADY: Madam Chair, you certainly want to
21 stay at or above the benchmark level.

22 And I also think it makes sense to look at what
23 the Hispanic Coalition has submitted, so you look at the
24 input you've received, and -- but certainly want to stay
25 above the -- at or above the benchmark level.

1 COMMISSIONER McNULTY: Can we also look at how
2 that changes that the state mine inspector snapshot
3 perspective.

4 MARY O'GRADY: That's a good point.

5 COMMISSIONER McNULTY: The issue in that southern
6 voting district is the voting strength issue.

7 We've clearly got plenty of voting strength in the
8 Maricopa County Hispanic voting district, but it's not clear
9 that that's going to be a preclearance issue of what the
10 voting strength is of the southern Arizona district.

11 MARY O'GRADY: That's right. That's absolutely
12 right. There's the deeper analysis to see whether they
13 really are going to be effective.

14 And if that snapshot is useful, go ahead and
15 consider that.

16 WILLIE DESMOND: Okay.

17 So with this change, District 3, the second
18 majority-minority, is 58.93 percent Dem, in the 2010 mine
19 inspector, and an HVAP of 55.25.

20 COMMISSIONER McNULTY: Now what's the, the
21 comparison between this district, the Dem performance in the
22 district and the Dem performance in the actual 2010 race in
23 CD 7?

24 WILLIE DESMOND: So, in CD 7 in 2010, it was 58.8.
25 Now it would be 58.93.

1 COMMISSIONER McNULTY: Okay. All right. So we're
2 right on the line.

3 WILLIE DESMOND: A slightly higher HVAP --

4 COMMISSIONER McNULTY: Right. Okay.

5 WILLIE DESMOND: -- slightly higher Dem
6 percentage.

7 COMMISSIONER McNULTY: Okay.

8 WILLIE DESMOND: Actually, we do need to --
9 District 3 is a little overpopulated. I'm going to do that
10 for one second.

11 It might change slightly.

12 CHAIRPERSON MATHIS: And what's the benchmark
13 district number for CD 7?

14 WILLIE DESMOND: CD 7, the -- it was 50.23 was the
15 HVAP number and --

16 CHAIRPERSON MATHIS: Oh, I'm sorry.

17 WILLIE DESMOND: Oh, I guess that would be 57.45.
18 And it's now 57.46.

19 CHAIRPERSON MATHIS: Thanks.

20 WILLIE DESMOND: Okay. After rebalancing it, the
21 mine inspector percentage goes to 58.97 instead of 58.93.
22 So just a tiny fraction up.

23 Now, as it's currently constituted, the districts
24 are all roughly within ideal population.

25 The farthest away is District 7, the voting rights

1 district in Maricopa County, which is about 1200 people
2 underpopulated.

3 Are there any other changes or -- I mean, if -- I
4 think it would be good if there was some sort of universal
5 kind of step forward.

6 COMMISSIONER STERTZ: Madam Chair.

7 CHAIRPERSON MATHIS: Mr. Stertz.

8 COMMISSIONER STERTZ: You want to start working
9 from the southeast corner of the doughnut?

10 CHAIRPERSON MATHIS: I'm open. Wherever you all
11 want to start is fine.

12 But I think we should try to come up with a
13 conceptual idea of what that center is going to look like
14 and at least complete it.

15 COMMISSIONER STERTZ: That's --

16 CHAIRPERSON MATHIS: So wherever -- whatever is
17 anyone's pleasure. We can start either corner of the
18 circle.

19 COMMISSIONER McNULTY: I just make the comment
20 that it seems that Chandler -- we could take Gilbert and the
21 rest of Chandler, Sun Lakes, the rest of Mesa, and we'd
22 have -- and we'd have a pretty compact southeast --

23 WILLIE DESMOND: If this is --

24 COMMISSIONER McNULTY: -- metro district.

25 WILLIE DESMOND: If this is something that we're

1 going to start carving up, I am going to save a new version
2 so as to leave this where it is.

3 So that will just take one second.

4 Everything bagel.

5 THE REPORTER: Madam Chair.

6 CHAIRPERSON MATHIS: Yeah, can we just take a
7 five-minute break?

8 The time is 2:39.

9 We'll go into short recess.

10 (Brief recess taken.)

11 CHAIRPERSON MATHIS: We'll enter back into public
12 session. Recess is over.

13 The time is 3:02 p.m.

14 And I believe Mr. Desmond is going to pull up the
15 map, and we'll look at filling the center.

16 WILLIE DESMOND: Okay.

17 COMMISSIONER STERTZ: Madam Chair.

18 CHAIRPERSON MATHIS: Mr. Stertz.

19 COMMISSIONER STERTZ: I believe we were going to
20 start in the southeast corner.

21 And this is a question for Commissioner McNulty.

22 In your district, your east, east north-south line
23 is the 87. And if I'm correct, we've heard testimony that
24 that wants to -- from Chandler's perspective, wants to go to
25 the west, to the west, one mile.

1 COMMISSIONER McNULTY: Can we drop that in,
2 please?

3 WILLIE DESMOND: Yes.

4 CHAIRPERSON MATHIS: And let's call it nine.

5 WILLIE DESMOND: We can call it that.

6 So the district is this one right here.

7 COMMISSIONER STERTZ: Correct, so that would be
8 the east border right there. We can move that one mile to
9 the west --

10 COMMISSIONER McNULTY: In Chandler.

11 COMMISSIONER STERTZ: -- in Chandler.

12 COMMISSIONER McNULTY: To Alma School Road.

13 WILLIE DESMOND: Do you want to start building
14 this district then?

15 COMMISSIONER McNULTY: We're just going to what --
16 Mr. Stertz is suggesting we're going to tweak the boundary
17 of the Tempe district that you just dropped in, and then
18 he's going to work around that.

19 So in Chandler we're going to move the southeast
20 boundary, which is now 87, which is Country Club, we're
21 going to move that one mile west to Alma School.

22 WILLIE DESMOND: Okay.

23 This isn't really like a -- an actual built-in
24 district at this point. It's just like a line on top. So
25 if it's all right, I'll build a district, quickly, and then

1 we'll have it to work around.

2 COMMISSIONER STERTZ: All right.

3 WILLIE DESMOND: And I'll make -- I'll do that
4 Alma School Road as we build it.

5 COMMISSIONER McNULTY: Okay.

6 COMMISSIONER STERTZ: Okay.

7 COMMISSIONER McNULTY: Is that the outline from my
8 map?

9 WILLIE DESMOND: Yes.

10 I'll just call it District 9.

11 So, now District 9 matches your district exactly,
12 Commissioner McNulty, except for the part in Chandler where
13 it doesn't go farther east than Alma School Road.

14 It does need to make up about 27,000 people as a
15 result.

16 COMMISSIONER McNULTY: So let's go to Mesa.

17 WILLIE DESMOND: Okay.

18 COMMISSIONER McNULTY: And just -- we're going to
19 go east, not farther than Stapley Road, and just build
20 census tracts.

21 I think it's one census tract over.

22 WILLIE DESMOND: Yep.

23 You prefer I started up here at the top or down
24 here at the bottom?

25 COMMISSIONER McNULTY: I don't have a preference.

1 I'd suggest starting at the bottom.

2 WILLIE DESMOND: Okay.

3 COMMISSIONER McNULTY: Unless you prefer to start
4 at the top.

5 WILLIE DESMOND: I'm open.

6 COMMISSIONER McNULTY: Whichever way it works best
7 to get the population for now.

8 WILLIE DESMOND: That's about 29,000.

9 About 2,000 over.

10 I will take that from up here.

11 Perfect.

12 COMMISSIONER McNULTY: Thank you.

13 WILLIE DESMOND: Okay. So now District 9 is only
14 off by 26 people.

15 And it is based off of that district you had asked
16 for, but respecting the Alma School Road thing.

17 COMMISSIONER STERTZ: You moved the road to Alma
18 School?

19 WILLIE DESMOND: Yeah.

20 COMMISSIONER STERTZ: The next change would be
21 that Mesa, the south border of Mesa and Gilbert -- go ahead
22 and. . .

23 WILLIE DESMOND: So put it in the new district.

24 COMMISSIONER STERTZ: Correct.

25 WILLIE DESMOND: And you want all of Mesa and

1 Gilbert going down, or --

2 COMMISSIONER STERTZ: Yep.

3 So just go all the way across.

4 I'm going the opposite direction.

5 WILLIE DESMOND: I see.

6 COMMISSIONER STERTZ: I want to take all of

7 Gilbert.

8 There you go.

9 And then San Tan. Fill in the entire -- from that
10 line at the top to Mesa and Gilbert.

11 WILLIE DESMOND: Gotcha.

12 COMMISSIONER STERTZ: Leave everything else in the
13 doughnut.

14 WILLIE DESMOND: So if we do this, what district
15 number will it be?

16 COMMISSIONER STERTZ: I've got that as five, but
17 you pick whatever you want.

18 WILLIE DESMOND: Okay. The new District 5, we
19 have 561,708 people.

20 COMMISSIONER STERTZ: You must have missed some
21 then. Scroll up.

22 Are there still some unassigned?

23 WILLIE DESMOND: I don't think so, because
24 Gold Canyon and Apache Junction are now in District 4.

25 I can double check.

1 I'll just try to grab anything that's not
2 assigned.

3 No.

4 COMMISSIONER STERTZ: Oh, I know why, I'm sorry.
5 You need to go north -- if you would bring up my
6 map, it would make life easier.

7 Go north on Higley.

8 WILLIE DESMOND: Where is that?

9 COMMISSIONER STERTZ: On Higley.

10 WILLIE DESMOND: Higley. That's a road in Mesa?

11 COMMISSIONER STERTZ: Yes.

12 WILLIE DESMOND: Do you know where that is?

13 COMMISSIONER STERTZ: Yeah, between Val Vista --

14 WILLIE DESMOND: So I'm -- I need help. Are we
15 grabbing population on the north-south way or --

16 COMMISSIONER STERTZ: Yeah, you're -- it's a
17 north-south.

18 WILLIE DESMOND: Okay.

19 COMMISSIONER STERTZ: It's right -- see that
20 little notch of Gilbert?

21 WILLIE DESMOND: Yes.

22 COMMISSIONER STERTZ: Okay. Take that little
23 notch of Gilbert up. That's Higley to its right.

24 WILLIE DESMOND: Okay. So you want to grab
25 everything to the right of that?

1 COMMISSIONER STERTZ: That's correct.

2 WILLIE DESMOND: Okay.

3 COMMISSIONER STERTZ: Up to McKellips.

4 A mile up, take everything.

5 You'll want to start slowing down.

6 Is there any way you can turn the layer on that I
7 gave you?

8 WILLIE DESMOND: Yeah, absolutely.

9 Okay. I have it there.

10 So you have -- you want more up there; right?

11 COMMISSIONER STERTZ: Yeah.

12 WILLIE DESMOND: That makes sense.

13 Okay. Take that change and adjust it.

14 Now District 5 needs to make up 1100 people.

15 That's very close.

16 Is there a place you want me to do that now or
17 should we just kind of wait and try to --

18 COMMISSIONER STERTZ: That's just a few people.

19 Let's pick it up later.

20 WILLIE DESMOND: Okay.

21 Is there another district then that you wanted to
22 look at right away?

23 COMMISSIONER STERTZ: Let's go to the one in
24 between, which, again, if you pick up everything within that
25 block, Scottsdale, Fountain Hills, Rio Verde, Maricopa.

1 WILLIE DESMOND: Just grab it all?

2 COMMISSIONER STERTZ: Grab that. That's a . . .

3 It actually goes down below that line.

4 Right there.

5 WILLIE DESMOND: How do yo have this district
6 numbered? I guess we're missing six and eight.

7 COMMISSIONER STERTZ: Call it six.

8 WILLIE DESMOND: This around the edges here, I'll
9 have to go back, back where you're using your line, because
10 I'm using whole tracts, and it looks like you used block
11 groups.

12 Six seems to be -- wait a minute.

13 Six still seems to be a little overpopulated. Not
14 by much, by 14 and a half thousand people.

15 Where do you think that population should come
16 from?

17 I'm not seeing any place where I'm off your line,
18 except for down here.

19 COMMISSIONER STERTZ: That's why it's over.

20 WILLIE DESMOND: Yeah, I don't think there's any
21 place.

22 Let me just make sure there's no place that's
23 unassigned around here.

24 I don't think there is, but it's got a lot of
25 blocks to check.

1 There are 50 people that are unassigned. It looks
2 like they're right on the border here.

3 So, that's nothing major. I can clean that all
4 up. Later.

5 I guess with that in mind, we're going to have to
6 get -- six is going to have to lose population somewhere
7 along the border between it and the unassigned areas in
8 order to not --

9 COMMISSIONER STERTZ: In the meantime, you want to
10 label the remaining as eight?

11 WILLIE DESMOND: Eight? Sure.

12 Anyone have any jokes while we're waiting?

13 COMMISSIONER STERTZ: By the way, Happy New Year
14 to everybody.

15 WILLIE DESMOND: Okay. You now have District 8.

16 The only real problem here is that District 6 has
17 about 15,000 people too many and District 8 has about 15,000
18 people too few.

19 COMMISSIONER STERTZ: That's good.

20 WILLIE DESMOND: I think it may be helpful to just
21 walk through this boundary then on the streets, so you can
22 kind of get a better sense of where it is.

23 CHAIRPERSON MATHIS: Yeah, that would be good.

24 WILLIE DESMOND: So I guess initially just going
25 north.

1 Going north on North 59th Avenue.

2 And cuts over on Thunderbird.

3 Drives around a little bit. Goes back north on
4 51st Avenue.

5 On 47th, up on 43rd Avenue.

6 Over on West Union Hills Drive.

7 Onto I-17.

8 Then on Thomas Road for a while.

9 Then it jumps up here.

10 Comes back down on 7th Street.

11 Over on.

12 COMMISSIONER STERTZ: Madam Chair.

13 CHAIRPERSON MATHIS: Mr. Stertz.

14 COMMISSIONER STERTZ: Mr. Desmond, I think that if
15 you want to the intersection of 101 and Interstate 51, it's
16 to your --

17 WILLIE DESMOND: Is that right?

18 COMMISSIONER STERTZ: The 51. Right there.

19 WILLIE DESMOND: Okay.

20 COMMISSIONER STERTZ: And what you can do is bring
21 that line that is the north of the 101, bring the -- right
22 where your hand is right now, bring that vertical line down
23 to Union Hills.

24 WILLIE DESMOND: Where is Union Hills?

25 COMMISSIONER STERTZ: Union Hills is the east-west

1 thoroughfare.

2 You're going the wrong direction here.

3 WILLIE DESMOND: You wanted to bring this line
4 down?

5 COMMISSIONER STERTZ: No.

6 WILLIE DESMOND: Oh, I'm sorry.

7 COMMISSIONER STERTZ: I want you to be able to
8 grab population out of six and move it to -- let's see --
9 thank you.

10 Hang on.

11 All right.

12 That's Union Hills right there.

13 WILLIE DESMOND: Okay.

14 COMMISSIONER STERTZ: So if you'll go like this --

15 WILLIE DESMOND: All right.

16 COMMISSIONER STERTZ: -- you'll be able to pick up
17 what you need.

18 There's about 15,000 folks right there. Pick up
19 the -- there's a bunch of developments taking place here.

20 There's your number.

21 WILLIE DESMOND: That's 16, 17.

22 Now we're within --

23 COMMISSIONER STERTZ: Within -- now you've got a
24 map nine relatively equal distance.

25 CHAIRPERSON MATHIS: Great. Thank you all for

1 working with me on that to make it happen.

2 We need to obviously get it exactly into the right
3 population numbers for each of the districts, and then it
4 would be great to see the splits report on this, you know,
5 the competitiveness, the compactness, and all of it, just to
6 get a sense of, for this map, what that would look like.

7 But I'd be curious to hear from all the
8 commissioners what areas are still of concern to them.

9 For instance, I think Mr. Freeman mentioned
10 Gold Canyon and Apache Junction.

11 And other areas I'm sure people have concerns
12 about.

13 So I would like it if we could talk about some of
14 those to know what they are.

15 (No oral response.)

16 CHAIRPERSON MATHIS: Don't all go at once.

17 WILLIE DESMOND: I'm going to run the splits,
18 compactness and competitiveness, right now --

19 CHAIRPERSON MATHIS: Oh, great.

20 WILLIE DESMOND: -- so I'll have those in about
21 ten minutes.

22 CHAIRPERSON MATHIS: And I think folks were also
23 interested in voter registration for each of the --

24 WILLIE DESMOND: Over the lunch break we added
25 that to the competitiveness report.

1 MARY O'GRADY: Madam Chair, at some point it would
2 be helpful for the -- I think particularly for the lines
3 between -- for some of these street level lines that were
4 done recently, I don't know that they articulated the
5 connection to the statutory -- or, excuse me, to the
6 constitutional criteria, other than equal population. But
7 that will be helpful to, you know, to the extent that we're
8 splitting to understand why the line is where it is and
9 connect it to the constitutional criteria.

10 CHAIRPERSON MATHIS: Right. Because a lot was
11 done for population grabs today.

12 But I know a lot of these were based on
13 communities of interest discussions that people have had.

14 But for each of the nine districts we need to go
15 through all the constitutional criteria and make sure that
16 these make sense.

17 COMMISSIONER McNULTY: Madam Chair, I would --

18 CHAIRPERSON MATHIS: Commissioner McNulty.

19 COMMISSIONER McNULTY: I would also think we will
20 be doing a lot of that with the benefit of public comment.
21 This is -- this would be a draft.

22 We'll get a lot of input from folks.

23 Ms. O'Grady, I had just made the comment in
24 response to yours that I think we will be doing a lot of
25 that as we go through the public comment also.

1 MARY O'GRADY: That will be helpful --

2 COMMISSIONER McNULTY: We'll be getting a great
3 deal of comment and we will.

4 COMMISSIONER STERTZ: Madam Chair.

5 CHAIRPERSON MATHIS: Mr. Stertz.

6 COMMISSIONER STERTZ: Keep in mind that the
7 directive that you had given to us was to work districts
8 around the -- Commissioner McNulty's district. So --

9 CHAIRPERSON MATHIS: Yes, that's true.

10 I had suggested that to the extent possible I
11 would like to see -- make it a goal that we try to create a
12 competitive district in metro Phoenix.

13 And Ms. McNulty did that with District 9 on this
14 map.

15 And that then the other commissioners worked
16 around that. So, that was factored in from the beginning,
17 along with the majority-minority districts.

18 COMMISSIONER McNULTY: I would just add that, that
19 District 9 was put together with the communities within it,
20 based on the communities within it, with those in mind.
21 That's how we are -- that's how, um, how I arrived at those
22 lines. How we discussed it in the group here.

23 (Brief pause.)

24 CHAIRPERSON MATHIS: I was just asking Ms. McNulty
25 where Fort McDowell base was, because she had been talking

1 to a lady from there. And I wanted to see where that was
2 put in this map.

3 And we had noticed that it is in six. And I guess
4 that's where it's attached with Scottsdale in some way, and
5 that's how they want to be.

6 Is that correct?

7 COMMISSIONER McNULTY: The Fort McDowell Indian
8 community had requested that -- I think they hadn't made a
9 decision, but they had requested that we show them an
10 iteration of map that included them with north Scottsdale,
11 because of their -- they share a lot of economic development
12 interest with Scottsdale.

13 And they wanted to see versions both of the south
14 and north Scottsdale.

15 And we had done a previous version of the river
16 district map connecting them to south Scottsdale, and they
17 were particularly interested in seeing north -- how it would
18 lay out with north Scottsdale.

19 And I had done that at the last year hearing, but
20 then we had moved to this version of the map, so now this
21 will give them that with this version of the map.

22 CHAIRPERSON MATHIS: Could you point to it when
23 it's back up to show people?

24 COMMISSIONER McNULTY: Sure.

25 CHAIRPERSON MATHIS: When the map comes up.

1 COMMISSIONER McNULTY: It's right here. This is
2 not the Fort McDowell Indian community. This is the Salt
3 River Indian community.

4 What is that blank area there?

5 Is that Fountain Hills? No, that's Fountain
6 Hills.

7 So this is south Scottsdale. This is north
8 Scottsdale.

9 Here.

10 And I think in -- so we -- this has been in a
11 couple configurations. In one configuration it was in the
12 district with south Scottsdale.

13 In this configuration it's in the district with,
14 you know, the bulk of north Scottsdale.

15 And I think the comment was because of their, you
16 know, common interests in economic development, they were
17 interested in seeing this configuration.

18 I think, although I could be wrong about this, but
19 I think we also received a comment that they were inclined
20 to be together, the two communities.

21 (Brief pause.)

22 WILLIE DESMOND: You all have one copy of the
23 splits report, the combined components report, combined
24 competitiveness report. And I believe the combined
25 competitiveness report we added columns in for the

1 percentage of registration by each district.

2 COMMISSIONER McNULTY: We need to invest in a
3 stapler.

4 WILLIE DESMOND: Wait.

5 CHAIRPERSON MATHIS: Does anyone have any comments
6 on the splits report analysis that Willie just presented?
7 Anything jump out at anybody?

8 COMMISSIONER McNULTY: The first thing that jumps
9 out of me, Madam Chair, is how much like the other splits
10 reports we received it is, how much like the splits report
11 for the whole county map and for the river district map.
12 Very, very similar.

13 CHAIRPERSON MATHIS: There are a lot of
14 Independents in District 7.

15 I don't know why that is.

16 VICE-CHAIR HERRERA: Madam Chair.

17 CHAIRPERSON MATHIS: Mr. Herrera.

18 VICE-CHAIR HERRERA: Based on the competitiveness
19 report, we only see truly one, possibly two competitive
20 districts on this map? That would be two and, um, is it
21 nine?

22 COMMISSIONER McNULTY: It would be one, two, and
23 nine, Mr. Herrera.

24 VICE-CHAIR HERRERA: I guess one would be.

25 VICE-CHAIR FREEMAN: One is pretty Democratic.

1 VICE-CHAIR HERRERA: Well, that's why I said, I
2 don't think that's competitive. That's why I didn't name it
3 competitive.

4 I mean, Ms. McNulty says it's competitive. I
5 would argue that it's not.

6 So I'm looking at two and, as I said, nine being I
7 said truly competitive.

8 Then we have four districts that have over
9 40 percent Republican registration.

10 And people have mentioned before, these
11 Independents that are -- they lean somewhere. They lean one
12 way or another. I don't think they're truly independent.

13 So according to this, I see two competitive
14 districts.

15 And as Mr. -- Commissioner Freeman pointed out,
16 one is probably more Democratic. That's how I look at it.

17 COMMISSIONER McNULTY: I would look at it a
18 different way.

19 District 1 is index one. It's 50.6 percent.

20 Average percentage Republican in statewide races,
21 which is, you know, right up the mark.

22 Index three is 38.2 percent, when you factor in
23 party registration, which is, you know, very close, kind of
24 goes other way just a little bit.

25 But you've got to remember that District 1 is that

1 big rural district where registration is often, you know,
2 maintained differently, not necessarily updated.

3 VICE-CHAIR HERRERA: Sure.

4 COMMISSIONER McNULTY: So that has to be factored
5 in --

6 VICE-CHAIR HERRERA: But as I stated before.

7 COMMISSIONER McNULTY: -- looks pretty close.

8 VICE-CHAIR HERRERA: Madam Chair.

9 CHAIRPERSON MATHIS: Mr. Herrera.

10 VICE-CHAIR HERRERA: What we're trying to do with
11 the river district map, version 8A, we were trying to create
12 four competitive districts. I think we're pretty close to
13 creating four. This one, again, you can argue back and
14 forth whether it be two or three.

15 So that is a concern of mine.

16 CHAIRPERSON MATHIS: And I'm confused by that.

17 So index two, average percent Republican in
18 statewide races in '08 and '10.

19 That column?

20 VICE-CHAIR HERRERA: I'm looking at the GOP --
21 just I'm going by registration since -- as Stertz and
22 Freeman do, referred to registration quite a bit, so I'm
23 looking at registration as well.

24 VICE-CHAIR FREEMAN: Madam Chair.

25 CHAIRPERSON MATHIS: Go ahead, Mr. Freeman.

1 VICE-CHAIR FREEMAN: In terms of the election
2 results, again, we're looking at two high watermark years
3 for Republicans and coming up with those numbers.

4 So I always in my own mind subtract one and
5 subtract -- add to the other in looking at it.

6 But in terms of splits, I mean, I think there is a
7 difference.

8 There's many more census places that are put into
9 more than two districts.

10 And when we look at the way this map shakes out,
11 and I know it's just a draft at this point, or we're not
12 even a draft yet, but we're working on it, it's a work in
13 progress, but you can really walk the halls of congress on
14 the short trip on the Superstition here. Just congressman,
15 congressman, congressman, congressman, congressman.

16 And that doesn't seem right to me.

17 Mesa is carved up three ways. Scottsdale is
18 carved up three ways.

19 We've got this funny feature on this district and
20 this funny feature on that district. And another funny
21 attribute down there.

22 It seems to be lacking in compactness.

23 There's been talk of communities of interest. I
24 think now even in this District 9, I would acknowledge that
25 there's some communities there that make sense to me,

1 putting them together as a community of interest. And I
2 know we've heard public comment on it but, we've heard a lot
3 of about what kind -- public comment sort of drawing the
4 community of interest in a different way.

5 And perhaps this is my own bias, but, you know, I
6 live there, I'm from there, I've live a great part of my
7 life in that area of the Valley, and, you know, I've had
8 kind of my own sense of how that area fits together as well,
9 so, I don't know, you know, I know this is just the first
10 crack at it, so I don't mean to be -- sound overly critical,
11 but those are some concerns I have in putting this together
12 right now.

13 CHAIRPERSON MATHIS: Okay. Any other thoughts?

14 How do you propose we move forward then, in terms
15 of, you know, looking at either filling this other ways
16 or -- I don't know if it makes sense to actually go in and,
17 you know, with a fine tooth comb and actually make
18 everything work on this, if there are still major concerns
19 about certain aspects, but I do think it's a starting point
20 at least that we filled it and, and as we know, there are
21 many ways to do it, because --

22 COMMISSIONER STERTZ: Madam Chair.

23 CHAIRPERSON MATHIS: -- depends where you start
24 too.

25 Yes, Mr. Stertz.

1 COMMISSIONER STERTZ: Well, there's not that many.
2 Because of the brackets that you gave us in the
3 design criteria, knowing that we were only working as an in
4 fill, working around a district, there was only a certain
5 number of ways that you could actually break this apart that
6 truly reflected the energy that we were putting forward as
7 far as the knowledge that we had over the last seven months
8 of collecting public information.

9 I happen to agree with Commissioner Freeman that
10 having multiple districts as you're going down the 60, going
11 down the Superstition as you're driving through, going
12 through five districts, but it becomes almost impossible to
13 create any other, any other way when you're working within
14 the brackets that we were given to design.

15 I'm going to suggest that we take another crack at
16 your District 9, and looking at it in a different way, and I
17 think we might be able to find where our communities of
18 interest and our compactness and the squirrelness of some
19 of these districts might break away.

20 So I'd like to, I'd like to look at that.

21 I'd also like to not be -- there are other areas
22 within the -- within, for example, District No. 4, where we
23 know that there's going to need to be adjustment up around
24 the Verde Valley and around Flagstaff, going up the
25 17 corridor.

1 We know that there was discussion on Tuesday
2 regarding certain aspects of the city of south Tucson, north
3 of that area.

4 So there are areas that as far as the design
5 exercise that you gave us today, and, again, I applaud your
6 leadership in starting to take this down to the -- to this
7 path, but there were only so many ways to skin this cat
8 based on the criteria that we were given.

9 So, if we would look at another approach for a
10 District 9, then there might be a couple of other ways of
11 looking at the same -- looking at how to fill this in.

12 VICE-CHAIR HERRERA: Madam Chair.

13 CHAIRPERSON MATHIS: Mr. Herrera.

14 VICE-CHAIR HERRERA: I think -- was District 9 the
15 district that Commissioner McNulty was working with?

16 CHAIRPERSON MATHIS: Yes.

17 COMMISSIONER STERTZ: That's correct.

18 VICE-CHAIR HERRERA: So the -- one of the true
19 competitive districts, you want to mess with that?

20 I mean, again, you had mentioned that the
21 six criteria were important to you.

22 And if they are, then competition should be
23 something that we should be considering and not again -- I
24 guess I'm, I'm feeling that you were looking at competition
25 like it's an afterthought.

1 COMMISSIONER STERTZ: Madam Chair.

2 Commissioner Herrera, actually I'm not even going
3 to respond to that.

4 The criteria that we were given to design around
5 to get to this, there's not -- there's just so many ways to
6 be able to achieve getting to our solution.

7 So if we extract that and look at another solution
8 other than the one for a competitive district, it doesn't
9 follow this design, then there might be some other ways to
10 be able to achieve some other analysis of the district.

11 But, only so many ways you can do it once you got
12 the bracket set.

13 CHAIRPERSON MATHIS: So I'm curious though on
14 between nine and five, you know, if you were to just respect
15 that eastern boundary for nine, and then move east from
16 there, so that you're following 60, et cetera, through Mesa,
17 I'm just curious, can something be worked out that way
18 where -- so that you're not splitting Mesa so much.

19 COMMISSIONER STERTZ: For example, if you were
20 able to keep Mesa intact and move, move eastward --

21 CHAIRPERSON MATHIS: Just keep going east.

22 COMMISSIONER STERTZ: Keep going east, you
23 absolutely could in following the 60. The 60 is a
24 natural -- I mean, there's so much around the 60, it's a --
25 it exists -- I was equating to somebody at lunch today about

1 150 years ago rivers where we made our design because we
2 populated along them, we used them for transportation, we
3 used them for moving goods and services, now it's our
4 highways.

5 And we have been talking about transportation
6 corridors for seven months.

7 And I want to continue to talk about
8 transportation corridors.

9 They move our goods and services. They move our
10 population. They move you from where you sleep to where you
11 work --

12 VICE-CHAIR HERRERA: Madam Chair.

13 COMMISSIONER STERTZ: -- and those are all very
14 important.

15 CHAIRPERSON MATHIS: Mr. Herrera.

16 VICE-CHAIR HERRERA: If he's talking -- I'm pretty
17 sure Mr. Stertz is referring to a transportation corridor as
18 the, the lightrail.

19 I think Commissioner McNulty there did a really
20 good job of explaining why she split Mesa the way she did
21 from west Mesa and east Mesa.

22 The lightrail goes through Tempe, goes through
23 parts of Mesa. I think it will be extended through I think
24 probably Mesa Drive at one point eventually. So that's why
25 she did -- and if you're using that logic, then that would

1 make sense that you, that you keep west Mesa with Tempe,
2 because of that transportation corridor.

3 COMMISSIONER STERTZ: And, again, I --

4 VICE-CHAIR HERRERA: I lived in Mesa, in that
5 part. And there's a big distinction between west and east,
6 and I think the people that live there would tell you the
7 same thing. If you were to talk to them they maybe would
8 again say the same thing.

9 And they probably would agree with that particular
10 split.

11 There's no way to avoid not splitting any of the
12 cities. I mean, I'm sure you'll agree with it, that some
13 split cities will be split.

14 And for that one, we're using -- we're basing it
15 on communities of interest, not just an arbitrary split, but
16 it is a community of interest.

17 COMMISSIONER STERTZ: Madam Chair, I think we've
18 done a good job of keeping Gilbert, Queen Creek, and San Tan
19 intact.

20 I think that we need to do some work on the -- on
21 Mesa and the Superstition corridor. And not -- and
22 absolutely taking into account, as we are doing that, to be
23 testing this against competitiveness.

24 I do think that we've got an opportunity to go
25 east west, through that area, and I want to have the

1 opportunity to explore it.

2 But based on, again, based on the criteria that we
3 were given, there was only so many ways to be able to
4 approach this.

5 This is, this is -- I can't think of any other
6 many other ways to do it this way, so. . .

7 COMMISSIONER McNULTY: If we go further east in
8 Mesa where the complexion of Mesa changes substantially,
9 then that will no longer be a competitive district.

10 So it is right now the west -- the eastern
11 boundary of that district is at a point where the complexion
12 of the town changes.

13 And if we reconfigure it to an east-west
14 configuration, there will be no competitive -- it will lose
15 its competitiveness.

16 Right now it is about as close to 50/50 as one
17 could practically get.

18 I would like to spend some time just looking at
19 this map, thinking about it tonight, looking at it by
20 comparison to the current congressional districts, by
21 comparison to some of the other things that have been
22 proposed, looking at it, you know, on Maptitude with our
23 tools.

24 I -- you know, I think, I have to say I think, you
25 know, this was a good day's work.

1 We've got a map that in many cases does keep
2 communities together. The splits report looks just like the
3 other two splits reports we did.

4 And I think it's a good start.

5 CHAIRPERSON MATHIS: I do too. I would agree with
6 that.

7 I think it would be interesting for us to think
8 about that Mesa area though and looking at going east west
9 and, you know, getting things like Apache Junction,
10 Gold Canyon and seeing if there's a way to make numbers work
11 starting at the, you know, boundary with nine and moving
12 east.

13 And I'm not sure why, Mr. Stertz, you started down
14 where you did. There may be a reason for that or whatever,
15 but I was wondering --

16 COMMISSIONER STERTZ: Actually when I was
17 designing, I didn't start down there.

18 CHAIRPERSON MATHIS: Okay.

19 COMMISSIONER STERTZ: I started from the other
20 side.

21 CHAIRPERSON MATHIS: You started from --

22 COMMISSIONER STERTZ: I started from --

23 CHAIRPERSON MATHIS: -- from the edge of nine?

24 COMMISSIONER STERTZ: -- from the edge of --
25 actually -- yeah, I needed to work around nine.

1 And once I established my west border, actually I
2 had to start with four.

3 And there was two choices on four to make, and I
4 mentioned that before lunch, was that four becomes a rural
5 district -- the only way it becomes a rural district where
6 it's less than -- where it's around seven percent coming out
7 of the metro area was that if we captured Flagstaff.

8 And we've heard enough testimony that Flagstaff
9 really needs to be a community within and about itself,
10 including some other areas that are around it, so that area
11 made sense.

12 So the only way to do that was to create a
13 rural -- what I call a rural suburban or suburban ranch
14 district, which is capturing everything on the west side of
15 the 303 and some of the urban population.

16 So that's where my design line had to come.

17 The only way for me to be able to pick up the rest
18 of that was to wrap around to pick up Apache Junction and
19 Gold Canyon, which from a design and planning point of view
20 operation, and from a political point of view, doesn't make
21 any sense.

22 But it's there.

23 I'd rather try to take a couple other runs at
24 this.

25 CHAIRPERSON MATHIS: Yeah.

1 COMMISSIONER STERTZ: We've got tonight, we've
2 got tonight to take a look at what we've done, our work
3 product for today, and we've got tonight to continue to
4 validate it.

5 Plus we've got 75 people in the room here that
6 half of them want to give testimony today, and we're going
7 to hear a lot about what we've just done today and about
8 what their concerns are.

9 And, and we'll be able to -- we're reconvening at
10 9:00 o'clock tomorrow morning to start this all over again.

11 CHAIRPERSON MATHIS: I agree. And I think we all
12 need time with it.

13 Will this it map be up on the website soon?

14 BUCK FORST: As soon as I get it.

15 WILLIE DESMOND: We don't have, like, a layout.
16 That will take me some time if that's something we want.

17 What I could do is give you guys all the Google
18 KMZ file very quickly, e-mail those out, and have those
19 posted on the website, probably before we've even left here
20 today.

21 CHAIRPERSON MATHIS: Okay. That would be helpful.

22 WILLIE DESMOND: That is a very easy process.

23 I'm not sure, but I believe a lot of the public
24 has been using those Google files. That's kind of the
25 easiest way really of investigating what is happening.

1 CHAIRPERSON MATHIS: That's great.

2 COMMISSIONER STERTZ: Madam Chair, for the folks
3 that are using Maptitude, the online services, it would be
4 terrific if we could as early as possible today get this
5 posted up so that they can be making their -- any design
6 adjustments that they would be -- that the public would want
7 to be making.

8 WILLIE DESMOND: Okay.

9 COMMISSIONER McNULTY: Can we print that? Is
10 that -- that screen shot?

11 WILLIE DESMOND: Yes.

12 COMMISSIONER McNULTY: Okay. Will you print that
13 for all of us also?

14 WILLIE DESMOND: Yes.

15 COMMISSIONER McNULTY: Thank you.

16 I'm pretty sure we've seen a version of this map
17 in which Mesa is just split twice. And what I suggest is
18 that we keep Mesa together, we include Gilbert, the balance
19 of Chandler, some of the population of Queen Creek.

20 Now, what that would involve is probably keeping
21 San Tan Valley together with Gold Canyon or Apache Junction
22 and swinging around and making some further population
23 somewhere else.

24 I know it would involve some -- but I do think
25 that there would be a way to do that also.

1 CHAIRPERSON MATHIS: Good. Well, in the meantime
2 this was a really helpful exercise. I appreciate all the
3 commissioners for all the time they took in entertaining
4 this possibility. So we can now all study this tonight and
5 think more about it and figure out what we want to do for
6 tomorrow.

7 And now that we have a complete nap, we can kind
8 of look at the other areas and think about what needs to
9 make sense -- what needs to change based on the testimony
10 we've heard and if there are other areas that we need to
11 tweak.

12 So, thank you very much all of you for your help.

13 COMMISSIONER STERTZ: Madam Chair.

14 CHAIRPERSON MATHIS: Mr. Stertz.

15 COMMISSIONER STERTZ: Willie, when you do the
16 screen shots, would it be possible to do a screen shot with
17 the, with the -- what I call it my plan with the 9C overlay
18 on it?

19 WILLIE DESMOND: Sure.

20 COMMISSIONER STERTZ: Just for purposes of giving
21 the other commissioners some things that I would want to be
22 discussing tomorrow so that they're not -- so they know
23 which way in preparation for it.

24 WILLIE DESMOND: I was going do it right now but
25 the printer is out of paper.

1 COMMISSIONER STERTZ: Thank you, sir.

2 CHAIRPERSON MATHIS: So right now we are -- the
3 time is 4:56 -- 4:06.

4 And we're at agenda item four. And I'm curious to
5 know where we are on legislative district draft maps, if
6 there's any -- if anyone has had time to think about those.

7 Mr. Freeman?

8 VICE-CHAIR FREEMAN: No. No, I haven't,
9 Madam Chair.

10 VICE-CHAIR HERRERA: No.

11 CHAIRPERSON MATHIS: Okay. I'm seeing nos all
12 around, except maybe one.

13 COMMISSIONER McNULTY: I gave Mr. Desmond my -- an
14 outline of my thoughts and a map file.

15 I'm a little concerned about how many vacant areas
16 and noncontiguous areas there are, but beyond that, that's a
17 start.

18 And I think -- actually I sent them to Ray. Did
19 he not send them around?

20 CHAIRPERSON MATHIS: I didn't see them.

21 COMMISSIONER McNULTY: Okay.

22 CHAIRPERSON MATHIS: Did you guys?

23 VICE-CHAIR HERRERA: No.

24 COMMISSIONER McNULTY: Well, I did -- I sent them
25 to Ray last night with a request that he circulate them. So

1 I'll resend them. Okay.

2 CHAIRPERSON MATHIS: Okay.

3 VICE-CHAIR HERRERA: Madam Chair.

4 CHAIRPERSON MATHIS: Mr. Herrera.

5 VICE-CHAIR HERRERA: So we do not have a
6 legislative map to look at; is that correct? An updated
7 legislative map?

8 CHAIRPERSON MATHIS: That's correct.

9 So, sounds like tomorrow we'll be focusing mostly
10 on legislative since we won't be doing any of that today.

11 Executive director's report, I don't think
12 Mr. Bladine is here.

13 I don't know if Kristina had --

14 COMMISSIONER McNULTY: Willie says he didn't get
15 it either, so I'll have to figure it out.

16 Maybe it's stuck in my computer at home and I need
17 to press send again or something.

18 CHAIRPERSON MATHIS: Okay.

19 JOSEPH KANEFIELD: Madam Chair, Kristina Gomez
20 does have a report to give you, but she had to run out for a
21 moment so she's --

22 CHAIRPERSON MATHIS: Okay. We can come back to
23 her. Thank you.

24 And same, future meetings, I know that we were to
25 send all of our conflicts for next week to Ray and Kristina.

1 And they were going to work on a schedule. So they might
2 have more information on that one.

3 Report, legal advice and direction to counsel
4 regarding attorney general inquiry.

5 Will there be an update for us today?

6 JOSEPH KANEFIELD: Madam Chair, there may be, but
7 we can do that after public comment.

8 CHAIRPERSON MATHIS: Right. Okay.

9 Okay.

10 So maybe we should just start with public comment.
11 And that is agenda item eight.

12 And I've got a stack here.

13 This first grouping are folks from Flagstaff that
14 would like to talk to us, and I have first on the docket
15 here, Eve Ross, representing W.L. Gore & Associates and
16 Flagstaff Forty.

17 And if I could remind the public to be sure to
18 speak directly into the microphone so that we get a -- we
19 can all hear you and to spell your last name for the court
20 reporter. Thank you.

21 VICE-CHAIR HERRERA: Madam Chair --

22 CHAIRPERSON MATHIS: Yeah, if we would try to keep
23 comments within three minutes, I -- because we have a real
24 huge stack today, so. . .

25 EVE ROSS: I'll be short.

1 CHAIRPERSON MATHIS: Okay. Thank you.

2 EVE ROSS: I am short, so it will go together.

3 My name is Eve Ross, R-O-S-S. 3703 North Colton
4 Ranch Road, Flagstaff, Arizona.

5 So I'm here representing my employer, W.L. Gore &
6 Associates, and Flagstaff Forty, a nonpartisan business
7 group of which we are a part in Flagstaff.

8 So I think the question at the end of a long day,
9 at least the question I'm asking myself, is why am I here.
10 What does redistricting matter.

11 I'm here because my company deserves
12 representation.

13 We employ nearly 2,000 people in Flagstaff.

14 We make long-term medical devices.

15 We are the largest division of a nearly
16 three billion dollar privately held company. So we're a
17 significant economic force in northern Arizona.

18 Our biggest business concern is recruiting and
19 retaining qualified employees.

20 So how you might ask does redistricting affect
21 that.

22 It affects it in two ways.

23 One is the need for a competitive district.

24 Our definition of competitive is within
25 five percent, Rs, Ds, and I's, which we believe will bring

1 the best people and the best ideas into the problem-solving
2 process for both our state and our nation. We think good
3 people and good ideas are essential.

4 Our second goal, and this relates mainly to
5 legislative districts, is creating a district where our
6 representative will sit on committees relevant to our
7 business interests, ways and means, transportation,
8 education, economic development.

9 These are committees that matter to Gore and to
10 Flagstaff.

11 Flagstaff has the highest per capita income in the
12 state, has the highest education level of the state.

13 That helps us attract and retain people.

14 But, we need, we need representatives who are
15 committed to keeping that momentum going, who will sit on
16 committees that represent business interests, and be
17 responsive to the Flagstaff business community. As you draw
18 your legislative districts for the state, we ask that you
19 keep the need for business representation in mind,
20 especially in that northern part of the state.

21 Thank you.

22 CHAIRPERSON MATHIS: Thank you.

23 Our next speaker is Stephanie McKinney, vice
24 chairman, from Flagstaff Forty.

25 Our next speaker will be J.R. Murray, chairman

1 Flagstaff Forty.

2 STEPHANIE MCKINNEY: Good afternoon,
3 commissioners. My name is Stephanie McKinney, also
4 representing Flagstaff Forty.

5 I want to first of all thank you for the time that
6 you're taking to do this.

7 I mean, as interesting it is for us sitting in the
8 audience watching work that you're doing, we understand that
9 it's time consuming and takes a lot of capacity to sit
10 through these things and to come up with decisions that
11 you're making. That doesn't go unnoticed.

12 I'd like to tell you, first of all, why I'm
13 interested, and I am going to start from a selfish
14 standpoint about why redistricting is interesting to me.

15 I've been a banking professional for 23 years.
16 The role in the finance industry is basically to be the
17 means that helps economies flow, whether that's lending,
18 whether it's helping people get into their first home or any
19 of those types of things.

20 That's really critical to me.

21 If we are not making sure that we're producing
22 companies, that we're not creating opportunities for
23 technology to advance or for people to have a good income to
24 buy a home or things like that, that affects our industry in
25 a big, big way, and also becomes an impediment to helping

1 our state move forward.

2 So that is one of the personal things that's
3 important to me.

4 And now I'm going to come to a little bit bigger
5 level, why Flagstaff Forty is interested in this.

6 We are interested in not only issues that affect
7 Flagstaff, the northland, we're interested in things that
8 affect the state of Arizona.

9 We are all connected. Doesn't matter how many
10 lines on a map. As our economy goes, we all go. We all
11 have a place. We all have a role to help contribute to the
12 economy.

13 So how that intersects legislatively and
14 congressionally is what I'd like to talk to you about.
15 Congressionally we have 435 seats in congress -- I mean
16 congress in congress.

17 We're talking about the lines here.

18 There's only 15 competitive districts, out of 435.

19 There's a lot of power. There's a lot action.

20 There's a lot of attention that is paid to competitive
21 congressional districts. What can we produce here in
22 Arizona to attract more of that attention.

23 We're fortunate that in northern Arizona we have
24 been part of a very large congressional rural district for
25 ten years.

1 We've seen that pop back and forth from Republican
2 to Democrat, back and forth. But what has come with that is
3 a lot of attention, a lot of funding, a lot of things like
4 that, that really have helped -- not only helped the
5 northland and other areas of the congressional district, but
6 it's helped the state.

7 So if you can at all possible be able to leave a
8 legacy of having at least one rural competitive
9 congressional district, you would have a lot of people
10 thankful.

11 When you look at where you started today and sort
12 of where you're ending up, I know there's been a lot of
13 discussion about two competitive -- or two rural districts.

14 It may not be possible to have two competitive
15 rural districts. I understand that.

16 If you look at the way the registered voters are
17 across a number of places, it's not going to be possible to
18 produce two.

19 But if you can at least produce one, I think
20 you'll be doing a lot for our state.

21 Us in northern Arizona and anybody else who is in
22 that competitive congressional district will be forever
23 thankful.

24 But I think more importantly you would have done
25 good for the state to keep that level of advantage for us.

1 In northern Arizona we've spent the last
2 three years -- does that mean shut up?

3 CHAIRPERSON MATHIS: It's okay, if you want to --

4 STEPHANIE MCKINNEY: That's okay.

5 We've spent the last years really building an
6 economic development platform that is based on transferring
7 technology and innovation from our university and other
8 scientific efforts into new businesses. That's really what
9 our role is in northern Arizona.

10 We've built that platform. We're leveraging
11 what's going on in Northern Arizona University, a
12 1.4 billion economic impact to northern Arizona, just the
13 university.

14 But when you start getting down into the discovery
15 that's happening in those labs and with those professors and
16 the types of things that are coming out of that, FD approval
17 for new swine flu tests, identify sources of food
18 contamination, delving into molecular diagnostics, next
19 generation solar technology, all of these are producing
20 actual companies, actual jobs.

21 I sit on the board of the technology incubator.
22 We produced all over 500 jobs. Not just in Flagstaff.
23 We're producing them up and down the I-17 corridor. We're
24 producing them in Sedona. We're producing them in Prescott.
25 We have a real role to play by being able to actively engage

1 this economic development platform that we're on.

2 And we really need to have representatives that
3 really understand that, delve into it, willing to sit on the
4 right committees, willing to make those investments of time
5 and effort.

6 And, yes, it helps Flagstaff, but it helps the
7 whole state of Arizona.

8 I mean, some of these things that we're developing
9 businesses for, you know, they have a tendency to help in
10 health care, in helping to find cures for things, helping to
11 develop new motors that are going to be in cars in
12 ten years.

13 These types of thing are going to help not just
14 the economic platform of Flagstaff, but it's going to help
15 the state, it's going to help the country.

16 We really need to have people understand that, and
17 who can represent us in that way.

18 So I really hope that you'll take that into
19 consideration.

20 And, again, we really appreciate the work that
21 you're doing.

22 Thank you.

23 CHAIRPERSON MATHIS: Thank you very much.

24 Our next speaker is J.R. Murray, chairman,
25 Flagstaff Forty.

1 After Mr. Murray, it's Daryl Melvin.

2 J.R. MURRAY: Thank you, madam commissioner.

3 My name is J.R. Murray. I'm the chairman of
4 Flagstaff Forty.

5 It is M-U-R-R-A-Y.

6 And I live just outside the city limits of
7 Flagstaff at the -- on the west side.

8 And, first of all, I would like to remind you and
9 those in the audience that Flagstaff Forty has been one of
10 the organizations that began its work five months ago in
11 this redistricting, and we've been following it very
12 closely.

13 And Flagstaff Forty works in partnership on a
14 statewide level with other organizations to improve the
15 economic well-being of the state of Arizona and also the
16 quality of life.

17 We believe that working together with our partners
18 GPL and SALC and other groups on the statewide level are
19 needed to collaborate and to work together, to make sure
20 that Arizona comes out of this recession as a leader in the
21 country.

22 And we've laid a foundation for that, but it's
23 going to take a lot of work.

24 We also believe in good government.

25 We all want good government. Flagstaff Forty

1 wants good government.

2 And we also believe that we deserve a seat at the
3 table.

4 And currently we do not have representation
5 directly from Flagstaff.

6 And it's very difficult to come down to the
7 capital, and work with the legislature, when we do not have
8 our own representation in Flagstaff.

9 It's been mentioned on a congressional basis that
10 Flagstaff in the last ten years have gone DR, DR, DR. And
11 that works, when we have representation and we're on a first
12 name basis.

13 We have a lot of issues on a national level in
14 northern Arizona, public land issue, national parks,
15 transportation.

16 And the need is great for representation from
17 northern Arizona from the rural communities.

18 When we look at the legislative process that
19 you're about to undertake, Flagstaff is the center of
20 commerce, the center of education, higher education, health
21 care in northern Arizona, transportation with I-40 and I-17,
22 and certainly natural resources.

23 It's been mentioned how important it is for the
24 representation to have a seat at the table, at the capital,
25 and represent the unique needs of northern Arizona and

1 Flagstaff.

2 From a business perspective, we have unique needs.

3 When we are not here, we talk about the great
4 state of Maricopa.

5 And by looking at the map, and when you talk
6 legislatively, it's going to look the same.

7 An awful lot of concentration and a lot of lines
8 down here in the city.

9 And even though many, many of you come north to
10 get out of the heat and recreate and to enjoy the cool temps
11 and the recreation, and we really appreciate that, we enjoy
12 it as part of our economy, we want to be with you at the
13 capital, and in Washington, D.C., working together to solve
14 problems.

15 I employ over 500 employees.

16 And I'm undertaking a 25 million dollar endeavor
17 with our company. We're going to create over 200 jobs.

18 Don't think for a minute that you cannot do that
19 without talking to your representative in Phoenix or in
20 Washington, D.C.

21 So for the future of our state and for our
22 community, which is why I am here today, we do want
23 representation.

24 When we look at the maps, we want to just make
25 sure that it's competitive, our communities of interest are

1 there, in north central, northeast, above the rim, a little
2 to the left, a little to the right, geographically.

3 That's important to us. And we want the best
4 opportunity for ourselves.

5 So when you're taking into consideration your map
6 making for the legislative district, keep in mind that
7 Flagstaff has not had a representative in our city limits or
8 in our greater Flagstaff area for the last ten years.

9 We have a lot going on up there, and we want a
10 seat at the table.

11 Thank you very much.

12 CHAIRPERSON MATHIS: Thank you.

13 Our next speaker is Daryl Melvin, from the city of
14 Flagstaff.

15 And the next speaker after Mr. Melvin is Elizabeth
16 Archuleta.

17 DARYL MELVIN: Good afternoon, Madam Chair and
18 honorable commissioners.

19 Again, my name is Daryl Melvin, with the city of
20 Flagstaff. M-E-L-V-I-N.

21 First off, I want to thank you all for your
22 service to the state. It's been quite a lengthy day, and I
23 understand you're all quite tired from the week and the work
24 that you're doing.

25 But I want to express the goodwill from Flagstaff

1 in the work that you're doing, and we appreciate the
2 information that you're sharing with all of us, as well as
3 the comments and taking the information from the general
4 public.

5 In Flagstaff, like many rural communities, we
6 share and we talk often about values.

7 And the city of Flagstaff, in looking at the
8 values that the city has put together, its value statement,
9 which we continue to bring before the Commission, because it
10 helps us in addressing the details of the different mapping
11 scenarios that are being presented.

12 Those items that the City of Flagstaff values
13 continue to focus around maintaining Voting Rights Act for
14 the Native American population in northern Arizona without
15 regressing that population.

16 Other values that the city considered and spoke to
17 would be placing importance on maximizing competitive
18 districts, of which Flagstaff would like to be within one of
19 those such districts.

20 When we talk about communities of interest, you've
21 heard the Flagstaff Forty group talk about transportation,
22 economics, higher education, governance in natural resources
23 which include forest health and water issues.

24 Lastly, we also request that the greater Flagstaff
25 area be included in a single legislative district.

1 These are all important values the city continues
2 to share.

3 When it comes to the details of how we apply these
4 values, some examples would be for the EB scenario map that
5 was presented this morning.

6 Communities of interest would, for congressional
7 district, include Flagstaff in an eastern district, would be
8 part of what was submitted in our mapping as well as our
9 data scenarios.

10 And certainly sharing data on competitive
11 districts becomes important.

12 When we consider the eastern district, examples
13 would be for forest health, the Schultz fire and the Wallow
14 fire, and how the restoration process is applied, that
15 includes congressional support as well as state support.

16 When we spoke to the Commission, Mayor Presler a
17 week ago, why the western district may not be necessarily a
18 community of interest, she spoke to her personally coming
19 from the Bullhead City area and her great respect for
20 Mayor Hakim, but at the same time recognizing that Flagstaff
21 does not share the same community of interest with the
22 Bullhead City area.

23 When it comes to higher education, the City of
24 Flagstaff works with public, private partnerships.

25 Examples that the Flagstaff Forty spoke on also

1 include the northern Arizona NACET program, which is a
2 business incubator. That's a \$500,000 partnership that the
3 city engages in which creates statewide impact in terms of
4 business creation and spinoff.

5 Other alliances that the city engages in include
6 Northern Arizona University, the community college, as well
7 as the county.

8 And NAU includes a world-renowned forestry
9 program, which includes the mountain and the rim communities
10 that Flagstaff considers part of its community of interest.

11 A week ago you also heard from Supervisor Lena
12 Fowler who spoke about the importance of the regional
13 Coconino County impact and about maintaining the
14 cohesiveness of the county.

15 So in closing, I just want to reiterate the
16 importance of maintaining the Voters Rights Act for our
17 native neighbors in northern Arizona, the importance of
18 competitiveness for Flagstaff, and that Flagstaff be a part
19 of the district, our communities of interest with the rim
20 and the mountain areas, and to keep Flagstaff whole.

21 And, again, I want to thank the Commission for the
22 work you're doing.

23 We have seen the proposed draft schedule for some
24 of the hearings coming up, and certainly look forward to
25 seeing you in Flagstaff. And, again, thank you for working

1 us into that very difficult schedule.

2 CHAIRPERSON MATHIS: Thank you very much.

3 Our next speaker is Elizabeth Archuleta, board
4 member and supervisor for Coconino County.

5 And the next speaker will be Jim Waring.

6 ELIZABETH ARCHULETA: Good afternoon,
7 Madam Chairman and members of the Commission. My name is
8 Liz Archuleta, A-R-C-H-U-L-E-T-A.

9 I'm a member of the Coconino County Board of
10 Supervisors, and I come to you now on behalf of the chair of
11 our board as well as my four other colleagues on the Board
12 of Supervisors.

13 I really want to thank you for your service to
14 Arizona, and thank you for allowing me to present today.

15 You've heard the perspectives of Coconino County
16 on several occasions, and certainly this is not the first
17 time that we've been before you.

18 Today I come before you to express our deep
19 disappointment that you chose not to move forward with the
20 river congressional district version 8A map.

21 It contains intelligent components, important --
22 while considering the importance of two majority-minority
23 congressional districts and being sensitive to the map
24 proposed by the Navajo Nation and many of Arizona's Indian
25 tribes.

1 We've urged you to include Coconino County in a
2 district with the northeastern counties of the state.

3 We believe that the communities along I-40 share
4 many of the same issues, have an economic relationship with
5 each other, and form a community of interest.

6 Two days ago, this map was on the table as a
7 consideration.

8 Now, 48 hours later, it is not.

9 It makes those of us in the outlying areas of the
10 state be at a great disadvantage, even though we've been
11 vigorously engaged in this process from the beginning.

12 We believe the issues we face in northern Arizona
13 and northeastern Arizona on a day-to-day basis are several
14 and impact the daily lives of our constituents when it comes
15 to water, natural resources, regional economic development,
16 ecotourism, transportation, forestry, ranch and agriculture,
17 institutions of higher learning, rural versus non-rural
18 areas of the county, and tribal nations.

19 And to some degree, all of these issues impact the
20 entire state.

21 Some of our regional initiatives that you've heard
22 about from previous speakers include SEDI, which is the
23 Sustainable Economic Development Initiative, of which our
24 entire county and several of the cities within our county
25 are a part of; the Economic Collaborative of Northern

1 Arizona; the workforce training center of which we're
2 cooperating with Coconino Community College; NACET, which
3 was the technology center; the Water Advisory Council of the
4 Coconino Plateau, of which I'm the past chair, and included
5 Page, Sedona, tribal communities, Flagstaff, Tusayan, and
6 Williams; and the NAIPTA, which is our regional
7 transportation authority, of which I am the founder of.

8 It has been stated that the eastern rural
9 congressional district in these maps takes in an extremely
10 large geographic area.

11 And we would agree.

12 We understand that the population of this rural
13 area requires that the district is going to be large.

14 We are part of a congressional district right now
15 that is very large.

16 So we have that experience of communities feeling
17 underrepresented in the district by the sheer size.

18 It will continue to be a challenge for the
19 congressional representative, and in this case to adequately
20 represent a district that includes Utah, New Mexico, and
21 international borders.

22 In short, we are concerned that this district will
23 spread the attention and resources of the representative and
24 their staff too thin.

25 Now having stated my concerns, there are some

1 aspects of this map that we like, and I would like you to
2 hear those as well.

3 We thank you for listening, first of all, to our
4 view that we do not share a community of interest with the
5 river communities.

6 We also thank you for not combining this district
7 with the metro Maricopa County.

8 We also want to thank you, commissioners, for your
9 expression of support for competitive districts.

10 Competitive districts, as you know, give voters legitimate
11 choices. And while we understand that competitiveness
12 cannot be the main criteria for forming districts, it is an
13 important consideration so as to give the citizens of our
14 state meaningful choices in their representatives, both at
15 the state legislature and in congress.

16 This district is competitive.

17 And we are happy that the proposed CD 1 district
18 does meet this request that we have made and that so many
19 others have made.

20 Lastly, it keeps Coconino County and the greater
21 Flagstaff whole.

22 As you've heard from others, regional business,
23 economic development, ecotourism, transportation, forestry,
24 ranching, agricultural, and tribal interests are all part of
25 our regional culture.

1 It is our sincere hope that acting as a Commission
2 you will take into account our viewpoints as you move
3 forward with what you are referring to as the
4 Chairman Mathis EB map.

5 We have not come to these viewpoints lightly.

6 They are the results of much conversation and
7 deliberation with our constituents and colleagues in the
8 region, even beyond our county and our county borders.

9 Please do not disregard our deliberations and our
10 voices. We are here representing many.

11 Of course you will hear from them yourself when
12 you come to Flagstaff next month. And we are looking
13 forward to that.

14 We certainly appreciate your dedication, we
15 appreciate the staff that you have, and we appreciate the
16 opportunity to provide our perspective.

17 I'd be happy to discuss any specifics of Coconino
18 County's perspective if you desire. I'm here to answer
19 questions.

20 CHAIRPERSON MATHIS: Thank you very much.

21 ELIZABETH ARCHULETA: Thank you.

22 CHAIRPERSON MATHIS: Our next speaker, I mentioned
23 Jim Waring. I don't think he's here. He was here this
24 morning.

25 Okay.

1 Our next speaker is Hugh Hallman, mayor of Tempe,
2 representing self.

3 HUGH HALLMAN: Also here from this morning.

4 Thank you very much, Madam Chair and members of
5 the Commission.

6 First, thank you for lots of very hard and really
7 thankless work. This is one of those things that like
8 serving on a school board, once one does it, you begin
9 pondering why on earth you ever raised your hand.

10 But thank you for doing this.

11 I'm here to speak primarily on two items.

12 They are the concepts of communities of interest
13 and competitiveness and how they impact Tempe with respect
14 to the proposed congressional district.

15 Obviously you've spent an entire day working
16 diligently to try to create some new lines. And I'm not in
17 a position, as I'd like to be, to comment as specifically on
18 the proposal that's been completed as of this afternoon.

19 I do remember from testifying ten years ago both
20 before the Commission and also in the litigation itself that
21 long discussion went into the order in which the priorities
22 ought to be given to the concepts that are in the
23 constitutional construct.

24 And they are, in my view, still the Voting Rights
25 Act, equal population, compactness and contiguousness,

1 communities of interest, and geographic features make up the
2 first efforts. And then one starts to tweak those elements
3 of values to reach competitiveness.

4 That's in some ways the only way one can go about
5 doing that.

6 And as a result, I'm going to focus my attention
7 on communities of interest, because it's what impacts the
8 city of Tempe and the folks that I represent as mayor
9 perhaps the most.

10 In constructing a map, the communities of interest
11 that are so distinct that they cry out for changes to the
12 maps that are proposed currently are the differences between
13 the city of Tempe and the city of Phoenix.

14 I'll just give you two examples because you do
15 have lots of people who yet want to testify, but the two
16 best examples I can give you are plain on their face.

17 The different interests that exist in the city of
18 Tempe, the city of Chandler, and the city of Scottsdale,
19 from Phoenix, with respect to the operations of Sky Harbor
20 Airport.

21 Sky Harbor is owned by and operated by the City of
22 Phoenix, and that airport is immediately on Tempe's western
23 border.

24 The City of Phoenix then spends enormous resources
25 protecting that and using it as an economic development

1 driver.

2 But the residents of the city of Tempe and its
3 businesses, pay half the cost of the overflights and the
4 pollution that are associated with that airport.

5 That's a very distinct difference that impacts
6 significantly our congressional delegation.

7 And asking someone to represent Tempe, Chandler,
8 Scottsdale, as well as a significant part of the city of
9 Phoenix, in that effort, puts somebody into a very difficult
10 position.

11 And it will wash out, in my view, the interests of
12 those people who are in the city of Tempe in particular.

13 I am grateful that you have examined keeping Tempe
14 as a whole together.

15 That's important for our community.

16 But the areas of interest and commonality that
17 Tempe have are much clearer with the city of Scottsdale.
18 Even the Salt River Pima Maricopa Indian community, parts of
19 the city of Mesa and the city of Chandler.

20 The city of Phoenix and the distinct interest
21 driven by it are so significant that -- the airport is one.
22 Let me give you the second.

23 I also happen to serve as the chairman of the
24 Maricopa Association of Governments.

25 As one example of the distinct interest that

1 exists between east valley cities, west valley cities, and
2 the city of Phoenix is given by that chairmanship.

3 All the officerships rotate on an annual basis
4 now, from east valley to west valley cities, with the
5 central city as a separate distinct entity.

6 The fact that the entire Maricopa Association of
7 Governments representing all the municipalities in this
8 county recognize that the city of Phoenix has a very
9 distinct community of interest from all of the east valley
10 cities and from all of the west valley cities should be
11 sufficient to make the point that the city of Tempe and its
12 east valley or what I really refer to as that central
13 corridor community of interest is very distinct from the
14 city of Phoenix.

15 So I hope you'll take that seriously in your
16 deliberations.

17 With respect to competitiveness, I think the proof
18 is in the pudding.

19 The current CD 5 has been highly competitive. It
20 was held by Congressional Representative J.D. Hayward,
21 Republican.

22 Who was defeated by Congressman Harry Mitchell,
23 Democrat.

24 Who four years later was defeated by Republican
25 Congressman David Schweikert.

1 It is relatively competitive now.

2 I understand and desire that it remain highly
3 competitive, but please don't sacrifice the communities of
4 interest that are so crucial to those cities to
5 competitiveness and seek to solve that problem differently.

6 I wish you luck in your work, because this is not
7 an easy job to undertake.

8 Thank you very much for your time.

9 CHAIRPERSON MATHIS: Thank you.

10 HUGH HALLMAN: Any questions? I'm glad to answer
11 if you had any. Thank you.

12 CHAIRPERSON MATHIS: Thank you.

13 Our next speaker is Lauren Kuby, K-U-B-Y, if I'm
14 saying that correctly, representing self from Tempe.

15 LAUREN KUBY: Good afternoon. Hear me okay?

16 So, my name is Lauren Kuby, K-U-B-Y. I'm a
17 grassroots activist from District 17 right here, and I'm
18 also the first vice chair of the Maricopa County Democratic
19 Party.

20 I wanted to tell sort of more of a personal story
21 about competitiveness and communities of interest, but I got
22 my start in politics with JFK. Believe it or not, my
23 parents worked in his senate campaign, and he held me for
24 15 minutes once. My dad was rushing to make coffee. Didn't
25 make coffee too easy to get in those days.

1 So I -- that's when I think I got the political
2 bug.

3 And then I was assisting committeewoman for my dad
4 in Huntington Station, Long Island. And I didn't know -- I
5 thought I had a real title, but then I realized, you know,
6 20 years later he just gave me that title so I would do all
7 the work for him.

8 But I'm a 23 year resident of the Valley.

9 And when I came to Arizona, I really didn't get
10 involved that much. I got involved in presidential years,
11 because I lived in a rather uncompetitive district.

12 And I kept my activities -- I was engaged by my
13 kids, and they were growing up, and so I got involved in
14 presidential years.

15 And then 2006 happened.

16 And there's a lot of dissatisfaction with
17 J.D. Hayworth, as he referred to earlier. And I saw some
18 changing demographics that were taking a district that was
19 not competitive and making it slightly more competitive.
20 Although I might disagree with the mayor that it's in an
21 academic sense competitive in terms of, you know, the
22 Republicans and Democratic differences in registration.

23 So, anyway, we elected Harry Mitchell. And
24 suddenly we saw there might be a chance.

25 And I was part of the movement in Tempe to really

1 engage citizens and fellow activists in a grassroots effort.

2 I was inspired by Harry Mitchell. We refer to him
3 as the mayor of CD 5.

4 I joined Tempe leadership. I did that yearlong
5 training program.

6 I joined the boards of Tempe Sister Cities, Tempe
7 Community Council, and the Valley Forward Board.

8 I became really engaged in my community, and I owe
9 it to that first involvement in Harry's 2006 campaign.

10 We've seen these changing demographics, and we see
11 that LD 17 is now, is now technically, you say, is
12 competitive. We're 36 percent Independent, 34 percent
13 Democratic, and 30 percent Republican.

14 And we're only one of three competitive districts
15 in the state, which is pretty shocking.

16 But I want to tell you what I've seen
17 competitiveness can do. In my personal life I think I relay
18 that, but also in the lives of people around me.

19 We have a really -- we probably have the most
20 active and energized LD in the state of Arizona.

21 We've been told that. Maybe we're just taking
22 compliments too easily.

23 But we -- I interact daily with people as young as
24 16 years old who are engaged in our process, with an
25 86-year-old woman named Beth Hoffman -- she's probably going

1 for hate me for saying her age over the Internet here -- who
2 is, you know, engaged in the campaign in knocking on doors
3 with me almost every weekend.

4 I've seen a competitive district -- and I am
5 talking about the legislative district being competitive. I
6 still say CD 5 is not quite that far.

7 I've seen how it brings on a higher turnout.

8 And I see how a community becomes engaged in
9 politics and becomes more interested in issues to the point
10 when our current congressman David Schweikert, he comes to
11 Tempe very rarely, but when he does, it's like, whoa, Tempe,
12 you really know the issues here, I'm very impressed.

13 I'll try and make it quick.

14 I want to also speak to Ed Pastor's district.

15 We know Ed Pastor represents a community of
16 interest. His district has notoriously low turnout.

17 My precinct, precinct 23, is one of the most
18 highly efficacious precincts in District 17, and I'm really
19 proud of all that.

20 And I think competitiveness is what brings
21 involvement in the process.

22 So I'm very -- I'm here today -- I took off the
23 day from work. It's a very hard day for me to take off.
24 But I did because I'm very disappointed in the movement
25 within the new bagel map.

1 I'm very disappointed, and I think that we need to
2 have four competitive districts.

3 And if we leave this process with three, less than
4 four competitive districts, I think we're going to see that
5 we failed and we're worse off than we were in 2000.

6 And I feel this is so important that I just urge
7 you to not -- to respect Arizona's citizenry and the 2000
8 referendum that passed. We wanted fair and competitive
9 districts. And currently as composed we're not getting
10 that.

11 And also one last thing. The Tempe community of
12 interest, I would beg to differ with you, Hallman. I think
13 there's a great deal in common working at ASU, along the
14 lightrail, students from ASU travel, they're the bulk of the
15 customers on lightrail, the bulk of ridership. And we see
16 that the lightrail has been a big connector with Tempe and
17 Phoenix.

18 And so I urge you to consider Tempe as a community
19 of interest in alignment with Phoenix and the other areas
20 that you're looking at for CD 9, and to tell you that
21 competitiveness, it's not just an abstract concept to me.
22 It's a very personal thing. And it's changed my life in a
23 lot of ways.

24 Thank you.

25 CHAIRPERSON MATHIS: Thank you.

1 Mr. Herder, do we need to take a little break for
2 anything? You're okay? Okay. Let me know.

3 The next speaker is Barbara Klein, representing
4 League of Women Voters in Arizona.

5 BARBARA KLEIN: Madam Chair and commissioners and
6 whole staff, just like everybody else, I want to thank you,
7 not only for your hard work today, but for so many days that
8 you've put this in.

9 I'm representing hundreds of league members around
10 the state, not just one or two districts.

11 And the League of Women Voters helped write the
12 Independent Redistricting Commission initiative.

13 They advocated for it. Members stood on sidewalks
14 collecting signatures. They made presentations,
15 editorialized, wrote advertising.

16 You may not feel that you know what they thought
17 when voters went to the booths and pulled their levers.

18 We know what they heard. And they heard about
19 competition.

20 It was even in the title, which, as we all know,
21 that's sometimes the only thing that anybody reads when
22 they're signing their name to those petitions.

23 Communities of interest have become something not
24 originally envisioned.

25 Recently in the Arizona Republic, three of the

1 original authors explained that this criteria was meant to
2 protect true, long-formed groups that are easily recognized,
3 not as a manipulation against competition.

4 And nor, I have to point this out, nor are the
5 protected groups in our state, Hispanics or Native Americans
6 nor are they communities of interest. They are a protected
7 people, and it falls under a different category.

8 We are sensitive to the difficulty of this work
9 and to the points that the Republican commissioners have
10 pointed out about certain boundaries and equal population
11 and rural-urban districts.

12 Obviously the whole basis of the Commission is to
13 abide by the constitution.

14 However, redistricting is a political thing. Only
15 competition addresses this.

16 In the 1700s there was a common phrase. It was,
17 tell me where you live and I'll tell you what you think.

18 Well, this can no longer be counted on to give us
19 good representation.

20 As our nation and state are more and more
21 politically divided, competition is needed to provide good
22 representation. Not to elect more Democrats or more
23 Republicans, but just to represent more people.

24 We request that the Commission heed this very
25 carefully.

1 And we thank you again for all your work.

2 CHAIRPERSON MATHIS: Thank you.

3 VICE-CHAIR HERRERA: Madam Chair.

4 CHAIRPERSON MATHIS: Mr. Herrera.

5 VICE-CHAIR HERRERA: You know, I appreciate the
6 history lesson on Prop 106 from someone who was involved in
7 creating Prop 106, or an organization was, so I appreciate
8 that.

9 That's all I wanted to say.

10 CHAIRPERSON MATHIS: Thank you.

11 Our next speaker is Laurie Bingenheimer,
12 representing self, from Gilbert.

13 LAURIE BINGENHEIMER: Good afternoon.

14 My name is Laurie Bingenheimer,

15 B-I-N-G-E-N-H-E-I-M-E-R.

16 I come from Gilbert, Arizona.

17 I know you have the most difficult task imaginable
18 here, but it is such a critical task.

19 I am speaking simply as an individual. This is my
20 third attempt to come to meetings and listen.

21 I came to one in July in Mesa. And it was a
22 meeting that started out where there were a number of people
23 who stood up and were so attacking of all of you, and
24 particularly to Chairman Mathis.

25 And I thought, oh, my heavens, I'm only here, in

1 the words of my church, to be an observer for justice.

2 And so I applauded.

3 And what happened was that people started standing
4 up and coming out of all of the audience to thank you and
5 then to talk very eloquently, from the young to the old,
6 about their need, whether they were Republican or Democrat,
7 but wanting to have their votes count. In talking about
8 being in districts where it really didn't matter that they
9 voted. If they did not vote in the primary, it didn't
10 count. Because coming out of our primaries are the people
11 who represent us.

12 And that is so unfair.

13 Because in my place, Gilbert, people do not even
14 care to listen to what I have to say.

15 And so, my point would be, in a state that's one
16 third Independent, one third Democrat, and one third
17 Republican, no one would think that from outside this state.

18 Outside this state, we are seen as a radical right
19 wing state.

20 And yet I know all my friends that are moderates,
21 we believe in compromise. We believe in people not having
22 the answer, but working together.

23 And that is seriously missing from our government
24 today.

25 And that, I think, people hear over and over, that

1 this divisiveness and the nastiness that I have witnessed
2 that you have had to take is so unfortunate.

3 So, basically my point would be is that I want to
4 see at least four regions where we can say these are
5 competitive areas.

6 I know that my area is not going to be
7 competitive, but I have chosen to live where I am.

8 There are things I can say, having lived in Mesa,
9 that clearly western Mesa belongs with Tempe.

10 The center of Mesa is a unique area of its own.

11 And when you get way over to Las Sendas, it is
12 another area of its own.

13 Other than that, those are the things I can speak
14 to as an individual.

15 I'm so grateful to hear all the other people
16 coming forth and so eloquently speaking. And so I will step
17 down quickly.

18 Thank you again for your work.

19 CHAIRPERSON MATHIS: Thank you.

20 Our next speaker is Linda Weitzman, representing
21 self, from LD 8, Scottsdale.

22 (No oral response.)

23 CHAIRPERSON MATHIS: Okay.

24 David Cantelme, representing Fair Trust, from
25 Cave Creek.

1 DAVID CANTELME: David Cantelme, spelled
2 C-A-N-T-E-L-M-E, from Cave Creek.

3 Thank you, Madam Chair, members of the Commission.
4 Thank you also for all the hard work that you've been doing.
5 I know it's not easy. I have not attended all the meetings,
6 but I've attended many of them, and I know you've worked
7 very hard.

8 Let me make several suggestion for you.

9 The first suggestion is a guide for decision
10 making.

11 I'm going to make two recommendations under that
12 heading.

13 First is, the simpler approach is the better
14 approach.

15 When you have an approach that is extremely
16 complex, complicated, wraps around this district, around
17 that area, it's probably not a good approach.

18 Second, always look for the greater good for the
19 greater number of people.

20 So if you have to weigh one interest against
21 another, in doing so look to see who's going to benefit the
22 most from it.

23 And if it benefits more Arizonans to go one way
24 than other way, that's probably the better way to go.

25 Now, those two recommendations having been made, I

1 want to point out, that sending Coconino County east does
2 not create a competitive district. It creates, in fact, a
3 noncompetitive district, as at least three members of the
4 Commission recognized this afternoon.

5 Sending it west creates a competitive district in
6 the east, and on top of that lets you draw a river district
7 that is wholly rural and takes in none of metro Phoenix.

8 You can draw the western boundary -- you have to
9 come into Maricopa County to get your numbers, but you can
10 draw the western boundary west of the White Tank Mountains,
11 which is generally regarded as where the Valley begins on
12 the west side.

13 So for everyone who came up from Flagstaff, and I
14 commend them for all the effort, to a person I heard them
15 support competitive districts, to a person I heard them say
16 you should have at least one rural competitive district.

17 But if you send Coconino east, you will have no
18 rural competitive districts.

19 You will have gone from the possibility of three
20 to two.

21 And for all those who have experience with
22 Proposition 106 who have spoken to support competitiveness,
23 they would not agree with sending Coconino east if it
24 creates a noncompetitive district.

25 Last, the Valley.

1 I agree a competitive district can be drawn in the
2 Valley. But it can also be done respecting communities of
3 interest.

4 The current plan does not do that.

5 There is not a community of interest between
6 central Phoenix and Tempe.

7 Tempe does not want that in the main.

8 I sat in court when Tempe's mayor testified seven
9 years ago. It didn't make sense then. You heard him say
10 today it doesn't make sense today.

11 A far superior configuration, which is
12 competitive, would have Ahwatukee with Tempe, with Mesa,
13 with Scottsdale. That will give you the numbers. It will
14 be a competitive district.

15 In the east value with you have east Mesa,
16 Chandler, Tempe, and some of the other unincorporated areas.
17 That would be a compact district. It would indeed be
18 Republican, but that's the nature of that part of the
19 Valley.

20 So I would strongly recommend to you -- the mayor
21 of Scottsdale has already said, we don't want Mesa with us.

22 The mayor of Tempe has said, we don't want Phoenix
23 with us.

24 It can be done to be competitive without Phoenix
25 there.

1 Phoenix itself has got a population that entitles
2 it to two districts. All within the city of Phoenix.

3 You can draw that.

4 The benchmark district, as you have drawn, and a
5 north Phoenix district, entirely within Phoenix. And if it
6 has too take in any other population, it could get Anthem,
7 Cave Creek, Desert Hills, that area.

8 And we had testimony that there's indeed a
9 community of interest there. That's not many people, just
10 to come within the perfect equality that's required by the
11 constitution.

12 So I would support competitiveness. Eastern
13 Arizona as configured is not competitive.

14 It is a mistake. It doesn't support the
15 constitutional criteria.

16 And for the sake of giving Coconino County its
17 wish, you displease Mohave County, Yavapai County, Yavapai
18 County, western Maricopa.

19 If you put those two on the scale, where does it
20 balance? It doesn't balance to send Coconino east.

21 Thank you so much for the opportunity to speak.

22 CHAIRPERSON MATHIS: Thank you.

23 Our next speaker is Kim Miller, representing her
24 family, from Phoenix.

25 VICE-CHAIR HERRERA: Madam Chair.

1 CHAIRPERSON MATHIS: Mr. Herrera.

2 VICE-CHAIR HERRERA: Can I make a quick
3 correction?

4 When I mentioned that District 1 wasn't
5 competitive, I was referring only to the registration
6 numbers.

7 But if you look at the -- which I don't
8 necessarily favor looking solely at those. I favor looking
9 at the -- a combination of races, be the makeup of '10, and,
10 and taking the, the registration as a -- as another option
11 combining it.

12 And if you do that, you would make District 1
13 competitive, based on, on looking at all the criteria.

14 So I just wanted to make -- I want to clarify that
15 for the record.

16 CHAIRPERSON MATHIS: Okay.

17 VICE-CHAIR FREEMAN: So it's gone from
18 uncompetitive to competitive now.

19 Just for the record.

20 Your view of it.

21 VICE-CHAIR HERRERA: No. What I said, I, I, I --
22 let me correct that. Let me say something.

23 You change your mind as well.

24 And I -- numerous times.

25 If that's okay if you change your mind, but if I

1 change my mine it's not okay?

2 CHAIRPERSON MATHIS: Okay. Sounds good.

3 VICE-CHAIR HERRERA: Just want to make sure I said
4 that.

5 What I was doing is clarifying that I'm looking at
6 all the data. Before I was just looking at GOP registration
7 and compared to the other three registrations, which is --
8 that's not the only thing I would consider for basing it,
9 for basing competition.

10 And all I'm doing is clarifying.

11 If Mr. Freeman wants to speak on my behalf, I hope
12 he's not charging me, because he is an attorney, but I know
13 what I'm saying, and I don't need someone to speak on my
14 behalf.

15 VICE-CHAIR FREEMAN: Well, it goes both ways.

16 But, Madam Chair, if public comment is going to
17 turn into commissioners commenting and asking -- and I've
18 raised this before. I mean, I've got a lot of comments I
19 would like to make off of some of the public comment that's
20 made.

21 So, it's not fair, it's not fair to the --

22 VICE-CHAIR HERRERA: Life isn't fair.

23 VICE-CHAIR FREEMAN: -- public. Sometimes we
24 allow them to have an interchange with us and sometimes we
25 don't.

1 And it's not fair if certain commissioners get to
2 make speeches during public comment and others think because
3 it's inappropriate --

4 VICE-CHAIR HERRERA: I'm not making a speech.

5 CHAIRPERSON MATHIS: Yeah, I believe that during
6 this, the only time we're to speak is if we're responding to
7 criticism or if we're directing staff to do something during
8 public comment.

9 So we should try to -- and I don't think
10 clarification of comments or clarification of past things
11 we've said during the meeting counts during this --

12 VICE-CHAIR HERRERA: All I'm trying --

13 CHAIRPERSON MATHIS: -- so we should try to --

14 VICE-CHAIR HERRERA: David Cantelme referred --

15 CHAIRPERSON MATHIS: We'll talk about it tomorrow.

16 VICE-CHAIR HERRERA: David Cantelme referred to
17 three people saying not competitive, so I was clarifying
18 something Mr. Cantelme had said.

19 CHAIRPERSON MATHIS: Okay.

20 VICE-CHAIR HERRERA: I think I have a right to do
21 it.

22 CHAIRPERSON MATHIS: That's true.

23 VICE-CHAIR HERRERA: Okay.

24 CHAIRPERSON MATHIS: Okay? Thank you.

25 Our next speaker is Kim Miller, representing her

1 family, from Phoenix.

2 KIM MILLER: Thank you, commissioners. And I do
3 want to, again, express our gratitude for your work. And I
4 know this obviously is a lot of work and a lot of thankless
5 hours, and so we do really appreciate your service to the
6 state.

7 And, yes, I'm just here representing my family and
8 our interest in the area where we live, in the Biltmore --
9 I've actually lived in the Biltmore, north central, and
10 Arcadia area for the last 20 years.

11 Almost grown up completely in Arizona. So we know
12 the area real well.

13 We've lived in four separate homes over the time
14 we've lived in those areas, because we've -- as a growing
15 family, we've had to accommodate that.

16 And so we've just tended to stay in those
17 communities.

18 We have really not gone outside of the Arcadia,
19 Biltmore, north central areas, because we really feel that
20 it just encapsulates our community. It's where we -- our
21 friends are. We have our church there, our schools, the
22 sports activities, the stores, my husband's work, and really
23 most of the friends that we are in contact with tend to be
24 in that area.

25 And so I just -- you know, I think it's so

1 important really in the legislative are process to have
2 candidates and issues that come really out of our home
3 communities. Candidates that we know or at least we know
4 of.

5 And we need our legislative process to most
6 accurately reflect the communities where people live and
7 work and serve.

8 And that's why I'm urging you to also honor the
9 importance of the fourth and fifth provisions of your
10 mandate in this redistricting process. To respect those
11 communities of interest and the city boundaries.

12 We just have so much in common with these areas,
13 and even along with the areas in north Phoenix as well where
14 we have a lot of family.

15 And specifically to address the possibility of
16 connecting our area with Tempe and Mesa. Those areas, these
17 areas out here really are completely different, in my
18 experience and most of the people I know.

19 Even today at lunch I had to use my GPS to figure
20 out what's out here.

21 And so -- but I started thinking of -- another
22 commissioner made a comment about maybe a lot of families in
23 Arcadia tend to work out in Tempe or they -- there's a
24 connection there.

25 And I started thinking, maybe I'm unusual in that

1 sense, but I started really considering the schools. Our
2 kids go to private schools. We have a couple different
3 schools between our five kids. And really most of the
4 families who come to those areas and who are in there really
5 are -- live within that area or even possibly north.

6 But very rarely do I meet people from the east
7 valley.

8 It just seems like a very distinct, different
9 community.

10 So, I just wanted to urge you to consider that.

11 And that being said, I understand you do have to
12 follow the constitution and the rule of law.

13 And I think there's a reason why the communities
14 of interest and city boundaries are where they are in that
15 list.

16 I really -- I think competitiveness is wonderful,
17 and I want there to be competitiveness, but not at the
18 detriment of our home communities.

19 To me, if people want to get involved, then they
20 have a much better chance of getting involved and
21 influencing the political process if they're able to do that
22 with the groups that they are most connected with.

23 So, you know, if we're invested in our community
24 and our schools and our work, those are the people we're
25 most likely to be able to influence and help to present our

1 ideas to where we can all judge those.

2 So thank you very much, again, for your time.

3 CHAIRPERSON MATHIS: Thank you.

4 Our next speaker is Ken Clark, representing
5 Arizona Competitive Districts Coalition.

6 I don't see him.

7 Okay.

8 Kameron Hawkins, chairman, Arcadia Chamber of
9 Commerce.

10 M. KAMERON HAWKINS: Thank you, Madam Chair and
11 commissioners, for allowing me to speak today.

12 My name is M. Kameron Hawkins. Cameron with a K.

13 As the founder and chairman of the board of the
14 Arcadia Chamber of Commerce, which was incorporated in the
15 state of Arizona, Phoenix, in Maricopa County, in 19 -- or
16 excuse me, in 2006, we formed a community chamber of
17 commerce in Arcadia because Arcadia stands alone and is very
18 unique.

19 The community is ideal for what it's known for
20 throughout the world.

21 We have everything, infrastructure, schools,
22 everything we need.

23 But it is a community in Phoenix, and it is not a
24 community of any other part of the east valley.

25 I myself was raised in the east valley. I was

1 raised in Tempe, went to Tempe High.

2 Arcadia is not Tempe. It is not Scottsdale. It
3 is not even Ahwatukee. It's Arcadia.

4 So the reason why I'm speaking here today, because
5 I do not see how this community could be in parallel or even
6 an interest of any other community, mainly in the southeast
7 valley.

8 So I'm not going to take any of your time, but I'm
9 here for your questions.

10 CHAIRPERSON MATHIS: Thank you.

11 M. KAMERON HAWKINS: Thank you very much.

12 CHAIRPERSON MATHIS: Our next speaker is Pete
13 Bengtson, representing self, from Pima.

14 PETE BENGTSON: My name is Pete Bengtson. I'm
15 from Pima County, Catalina Foothills.

16 You all have heard me speak many times, and
17 competitive districts is my thing.

18 So, this map is improving. I'm really glad that
19 you're working on one map getting ready to go out for public
20 hearings. But I urge you to continue work on it to increase
21 the number of competitive districts in there.

22 I'd also like to ask if you can put these two
23 legislative grid maps up tonight so I can look at them and
24 do some work on that.

25 And thank you very much, and you guys are working

1 hard.

2 CHAIRPERSON MATHIS: Thank you.

3 Are they not on the website?

4 PETE BENGTON: I tried to look last night, and I
5 wasn't looking for the legislative maps. I was looking for
6 the -- there's one that you were working on, and I couldn't
7 find it last night.

8 CHAIRPERSON MATHIS: Oh, okay.

9 Great.

10 Our next speaker then is Jana Granillo,
11 representing self, from Tempe.

12 JANA GRANILLO: Hello. As I was introduced, Jana,
13 J-A-N-A, Granillo, G-R-A-N-I-L-L-O.

14 I'm a Tempe resident. I'm a native to Arizona.
15 And I live in D 17.

16 I'm here to talk about or to plead my case and
17 echo what many other speakers have already said.

18 Basically what I would like is to keep Tempe
19 together, as was said earlier.

20 Also, in the decision criteria to think about the
21 transportation corridor and how that has the potential for
22 economic development, and some of the leverage that can go
23 on for that particular corridor.

24 And, number two, again, to echo how important the
25 competitive district is.

1 I've lived in Arizona almost all my life.
2 Born and raised in Phoenix, and to Peoria.
3 Went to school at ASU, and found myself here in
4 Tempe, and don't -- do not plan on leaving.

5 One of the great things about where I live is the
6 competitiveness.

7 I enjoyed being able to put my sign out in my
8 front yard, and my neighbor's competing sign across the
9 street, and also down the corner another sign.

10 And yet we all get together for our little Block
11 Watch, and together we work on some of our little issues,
12 whatever that is, within the geographic area. And that's
13 just to illustrate on important the geographical area is and
14 how we can get along and how important that is.

15 Also, as a semi-retired person, I've been able to
16 volunteer in the political process, and do calls and, you
17 know, call people and all those wonderful things. And I am
18 learning about so much of what you all do here, and I just
19 wanted to tell my story about some of the calls that range
20 from why should I vote, because it doesn't make a
21 difference, to, well, I'm just going to vote party lines, to
22 folks that say, well, tell me more about what's going on.

23 And I think that is, again, reflective of what the
24 political process is.

25 Being from Phoenix, my experience has been, why

1 should I vote? It's not going to make a difference.

2 And if you don't have a chance in pleading your
3 case or representing a certain philosophy or value, then
4 people do get disillusioned and they won't go out and vote.

5 That's why I think competitiveness is very
6 important.

7 And, lastly, as I'm learning so much today, I had
8 a hard time figuring out what percentage range was
9 acceptable for competitiveness. Whatever that acceptable
10 criteria is.

11 And to plead the case again, if we could have as
12 much of that as possible for the state of Arizona and for
13 the future.

14 Thank you.

15 CHAIRPERSON MATHIS: Thank you.

16 Just want to do a court reporter check.

17 THE REPORTER: I'm good.

18 CHAIRPERSON MATHIS: You're good. Okay.

19 Our next speaker is Betty Bengtson, representing
20 self, from Pima.

21 BETTY BENGTON: Betty Bengtson, B-E-N-G-T-S-O-N.

22 And I too am pleased to see that the Commission is
23 focusing now on a single map for the congressional
24 districts.

25 I'm not pleased with all of the parts of the map,

1 but you're continuing to work on it.

2 But I am concerned about fair and competitive
3 districts.

4 And I know some people think that it's less
5 important because it's listed as the last goal, but if you
6 have a map that fulfills all the other goals, and it still
7 does not meet the overall -- it still does not meet the
8 overall purpose of Proposition 106 as approved by the
9 citizens of Arizona, which is to create fair and competitive
10 districts.

11 So we will continue to be watching what you are
12 doing, and I'll be interested to see the analysis, the data
13 on the districts that you've drawn today to see how that all
14 works out.

15 I'd also like to go back to community of interest
16 for a minute and just sort of remind the Commission and the
17 audience that the requirement to keep a community of
18 interest together does not mean that one district -- that
19 one community of interest gets its own legislative district.

20 It means that you don't split the community of
21 interest.

22 But one district will have many communities of
23 interest.

24 It may have a rural community of interest. It may
25 have an urban or suburban.

1 So, you just remember that single district is not
2 a single community of interest.

3 Thank you.

4 CHAIRPERSON MATHIS: Thank you.

5 Our next speaker is Herbert Fibel, representing
6 self.

7 (No oral response.)

8 CHAIRPERSON MATHIS: The Reverend Oscar Tillman.

9 Okay. I don't see him.

10 Julie Chaffin, representing self.

11 A lot of these folks were here this morning, I'm
12 sure.

13 And I certainly understand that they can't stay
14 here all day.

15 Shirley McCallister, from LD 9, Maricopa.

16 Okay.

17 Joan Chiazza, representing self, from Gilbert.

18 I'm sorry, it's John.

19 JOHN CHIAZZA: Yes, my name is John Chiazza,
20 C-H-I-A-Z-Z-A.

21 I want to thank the Madam Chair and the district
22 and the Commission for all their hard work and all that
23 you're going through throughout the whole state.

24 I've lived in Gilbert 23 years.

25 Both my Legislative District 22 and Congressional

1 District 6 very unbalanced and noncompetitive. They have
2 been that way for as long as I've lived there.

3 The Republican incumbents don't really have to
4 campaign, show up at debates, or answer any of their
5 questions on how they voted.

6 Noncompetitive districts are hurting the true
7 fabric of our state.

8 This Commission was put in place by the votes of
9 the people.

10 It is now up to the Commission to recognize where
11 the noncompetitive districts are, come to conclusions, and
12 make decisions based on facts, such as census, voter
13 registration, voter turnout, and most importantly
14 competitiveness.

15 Any maps that have come forward that do not meet
16 this criteria, especially competitiveness, they should not
17 even be considered.

18 Drawing up maps that only protect incumbents is
19 not in any way balanced or fair.

20 By ignoring competitiveness in drawing these maps,
21 the Commission is basically denying the will of the people.

22 There should be four competitive districts.

23 Anything less than that the Commission is not
24 filling out their responsibilities and requirements.

25 Remember your goal as stated on your website.

1 To advocate four competitive and fair districts in
2 the 2001 -- 2011 Arizona redistricting process, and maximize
3 the number of districts in which either political party or
4 even Independents candidates could win.

5 Advocate competitiveness is what the Commission
6 should be all about.

7 Anything less than that is not acceptable and will
8 not be the actual will of the people.

9 Thank you.

10 CHAIRPERSON MATHIS: Thank you.

11 Our next speaker is Bill Cheatham, representing
12 self, from Paradise Valley.

13 (No oral response.)

14 CHAIRPERSON MATHIS: Our next speaker is Lucille
15 Sheehan, representing self, from Scottsdale.

16 LUCILLE SHEEHAN: Good afternoon, Madam Chair and
17 commissioners.

18 My name is Lucille Sheehan and I live in
19 Scottsdale, Arizona.

20 First I would like to commend and thank you.

21 I've never spoken before. I'm nervous.

22 First I would like to commend and thank you for
23 your efforts in taking on this monumentally important and
24 complex issue of redistricting.

25 It is with all due respect that I am here to say

1 that I believe this map eliminates competition, at least the
2 way it was when I came in this morning, in most
3 congressional districts.

4 This decision you are making will affect all of us
5 for the next ten years.

6 Competition is key in redistricting.

7 Competition is the only criteria that ensures
8 fairness for the changing demographics that will take place
9 over the next ten years.

10 We must take the politics out of redistricting.

11 It seems that some keep wanting to add hurdles to
12 prevent our voices from being heard.

13 This is a crucial specific moment in our history,
14 and we must collectively encourage engagement through
15 deliberative democracy.

16 As has been pointed out, the split is a third
17 liberal, a third conservative, and a third independent.

18 And yet there is one -- a one party majority in
19 both Arizona's house and senate.

20 We need balanced and fair districts that
21 accurately reflect our state's electorate. When a district
22 is not fair, it causes extremeness in both parties.

23 In 2010 only 55 percent of the electorate turned
24 out due to one party -- the one party majority and voter
25 apathy. So we have a one party super majority.

1 When opposite parties' candidates actually have to
2 compete for the vote, they must talk to all constituents to
3 gain their vote.

4 Our communities must be represented by people who
5 will work for all of our issues, not just party principles.

6 We need districts that represent all Arizonans,
7 not just the gerrymandered districts.

8 Competitive will ensure that we are fairly
9 represented, and I believe that we probably should have
10 four congressional districts.

11 Thank you very much for your time.

12 CHAIRPERSON MATHIS: Thank you.

13 Our next speaker is Jim March, second vice chair,
14 Pima Libertarian Party.

15 JIM MARCH: Hi, folks. I want to tell you a few
16 things I know and then a few things I've got this sinking
17 suspicion about.

18 One of the things I know is that Russell Pearce is
19 in favor of a district that involves -- especially
20 congressional map that involves long strips of districts up
21 and down each side of the state.

22 The reason I know that is another activist
23 overheard Mr. Mills say on the phone very excitedly before
24 the grid map decision was made, very excitedly, yeah, we're
25 going to maps that start from the center outwards.

1 And, as you recall, in the debate over which grid
2 map to use, the map that starts from the center outwards is
3 the one that produced the two big districts either side of
4 the state.

5 If you've ever wondered why John Mills can be seen
6 wandering around the outer edge of the parking lot with the
7 phone around his ear, now you know. It's from that incident
8 probably.

9 Another thing I know is that when Mr. Horne's
10 lawsuit first fired up, when he first sued you, there was
11 some question as to whether you guys were going to have to
12 pay your own legal fees or not.

13 There was actually a vote, if I recall right,
14 among the commissioners. And it split along party lines.

15 And about a week later, the two Republicans
16 reversed themselves and said, yeah, it's not fair to, you
17 know, have us paying our own legal bills on this issue.

18 And I think that's probably the right course.

19 Although from a strictly Libertarian point of
20 view, I don't like public monies being spent on such things.
21 You guys are volunteers. It would be unfair to make you pay
22 your own legal bills. That's understandable.

23 Now, here's where it all comes together in my
24 mind.

25 I'm wondering, lately the maps, especially the

1 congressional map, seems to be veering now back towards
2 something that I know Russell Pearce would like.

3 I hope to God that Tom Horne's lawsuit against you
4 and the threats of you having to spend your own money and
5 maybe go bankrupt defending yourselves against Horne's legal
6 avalanche is not somehow tied to pressure on how maps are
7 supposed to be written. I hope to God there's no link
8 between them.

9 Okay.

10 If there is, maybe you don't even know about it.
11 But maybe that's a question you should be asking as you
12 defend yourself against Tom Horne's legal assault.

13 You should be asking is this part of a campaign of
14 pressure against us to have maps come out the way Tom Horne
15 and his political ally Russell Pearce want it.

16 And I can't answer that question, and I doubt you
17 can conclusively. Although you play have pressure one way
18 or the other. I don't know.

19 But you should really be asking this question in
20 the court process as it goes on. And I hope it never comes
21 out later from some staffer's memoirs at Pearce's office or
22 Horne's' office that, yeah, there was a linkage.

23 I really hope -- that would totally invalidate
24 everything you're doing.

25 Thank you.

1 CHAIRPERSON MATHIS: Thank you.

2 Our next speaker is Mary Desio, from Pinal.

3 I don't see Mary.

4 Okay.

5 Our next speaker is Lynne St. Angelo, representing
6 self.

7 LYNNE ST. ANGELO: Thank you, commissioners. I
8 have one comment.

9 As I was leaving my house early this morning to
10 come to the meeting, I had someone call me and ask me if I
11 would ask the Commission, and it made me so I didn't have
12 time to go back in and check the website, if the old way of
13 doing competitiveness would also be put up. People are
14 getting confused because the new numbers are very different,
15 and they're having trouble understanding what it all is.
16 And, I don't know, maybe it is up there. And I didn't go
17 back to look.

18 And I am also hoping that maybe the map that was
19 worked on today, it might be up so we could look at the
20 lines online tonight too.

21 Thank you so much.

22 CHAIRPERSON MATHIS: Thank you.

23 I'm looking at Mr. Desmond.

24 WILLIE DESMOND: The Google map is up already.

25 CHAIRPERSON MATHIS: Okay. The Google map is up

1 already.

2 Okay.

3 Our next speaker is Linda H. Greene, representing
4 self, from Pima.

5 LINDA GREENE: My name is Linda Greene. The
6 Greene, by the way, is G-R-E-E-N-E.

7 And I reside in LD 26 in Pima County.

8 I've been sitting here wondering why I am here,
9 because it's a long trek from Tucson.

10 This is my fourth time to be here. My third time
11 at the mic.

12 When I first came and was at that first meeting
13 about three weeks ago in Tucson, I was very dismayed to hear
14 all the public outcry about how ineffective our two
15 congressional districts were and why we needed to have
16 three.

17 And as I listened to the testimony, and
18 subsequently in these hearings, I have felt very strongly
19 that the rationale for three congressional districts did not
20 make any sense at all.

21 It does not support the facts on the ground.

22 The facts on the ground are, that we have had
23 two highly effective congressional districts. We have
24 gotten everything from Washington that we asked for for the
25 border. Out of the two congressional representatives that

1 we have.

2 Also from the very effective work of the governor
3 and of our state senators.

4 The whole argument for three congressional
5 districts was built on a false premise. The premise was
6 that we have a huge immigration problem currently in Arizona
7 and the only way we could deal with it was to create another
8 district rep.

9 And to do that we created this absurd strip of
10 districts to touch the border, particularly on the west,
11 removing Cochise County from its natural constituencies. As
12 a Tucsonian, I frequently -- I have friends in Sierra Vista.
13 I go to Bisbee often. People from Bisbee travel to Tuesday.
14 We are communities of interest in our current location and
15 activities in CD 8.

16 To try to say that the people who live in
17 Sierra Vista and Douglas and Bisbee have anything really in
18 common with the people in Flagstaff -- the people in
19 Flagstaff spoke eloquently today as to what their concerns
20 are.

21 So I came really because the people of
22 Cochise County work and couldn't -- many of them couldn't be
23 here to speak.

24 But I think you are creating a disservice to
25 put -- to create on a false premise a district that runs

1 from the border with Mexico all the way north, and to then
2 link the communities of -- along those borders, some of
3 ranchers, Anglos, Hispanics, with the constituencies. So
4 you violate four or five of your six criteria, because it
5 certainly isn't compact. It doesn't link communities of
6 interest.

7 Yes, you've done some of -- linking some of the
8 northern community of interest, but you have done a terrible
9 disservice to those of us on the southern border by diluting
10 the power that we had.

11 And I would believe that the Native Americans
12 would also feel that they are going to -- it will be very
13 hard for them in the configuration that you have created to
14 compete with the interest of Flagstaff and the interest of
15 the people that are down in Cochise County.

16 I'm trying to figure out how it would work.

17 I thought some very insightful things were said
18 last Tuesday in Tucson as people talked about the ridiculous
19 nature of what you have created on the western border and
20 how hard it will be to navigate it.

21 It doesn't make sense, and you're dealing with an
22 issue that was false to begin with.

23 The whole idea of raising rural to the level of
24 the six mandated criteria is ridiculous.

25 Yes, rural communities are important, but as one

1 of your commissioners said, they're not going to stay rural.

2 And to raise that value, which is not one of your
3 six criteria, and violate the others, you know,
4 geographical features you're violating, you're violating --
5 by linking all of the folks on the southern border with
6 the north, you're violating the true communities of
7 interest. You're probably violating -- I don't know what
8 the Voting Rights Act would say, because I think the
9 Native American communities are not going to be pleased when
10 they understand what the impact of linking those
11 communities.

12 So I urge you to -- you may think I'm making you
13 go back to the beginning, but when the people of
14 Cochise County wake up and when some of the others wake up
15 to what you -- what those maps actually mean, they're not
16 going to be happy with this.

17 And they may wish that they had their old two very
18 powerful, very politically active congressional districts
19 back.

20 So I'd like you to consider that very seriously.

21 CHAIRPERSON MATHIS: Thank you.

22 Our next speaker is Barbara Njos, representing
23 self, from Pinal.

24 (No oral response.)

25 CHAIRPERSON MATHIS: Okay.

1 Patricia Hawkins, representing self, from Phoenix.

2 Mohur Sidhwa, representing self, from Pima.

3 MOHUR SIDHWA: Well, hello again, everyone.

4 Mohur Sidhwa. You know the spelling.

5 I don't even know where to begin.

6 We had two grid maps.

7 We had thrown this one with the two bizarre
8 looking districts as being just untenable. But that's what
9 we wound up with.

10 What was the point of going through hearings and
11 us making comments over the last four months?

12 Because I have been.

13 I have quit -- almost quit my business to be doing
14 this stuff.

15 And we come down to this?

16 The First Nations approached you with calmness and
17 with powerful arguments for their district.

18 They were ignored.

19 The border has been and will continue to be a
20 lucrative ping pong ball for politicians. You know that. I
21 know that. And yet it is being used, that little ten-mile
22 stretch or whatever, that is so bizarre.

23 How can you balance the interest of the northern
24 state, northern part of our state with Nogales. What the
25 heck do they have in common with Nogales, Rio Rico, places

1 like that?

2 I don't know.

3 Or at least the western district. I'm basically
4 really upset about the western, because another thing
5 that winds up happening is we lose clout in southern
6 Arizona.

7 Once again, the great state of Maricopa has taken
8 over.

9 Please, sir, can we have some more. Dickens.

10 I shouldn't have to say this.

11 And the more equity you're putting into making
12 these maps -- and I know you're all spending a lot of
13 time, and it's mind numbing what you're doing. Thank you.
14 The more equity you put into it, the less likely you are to
15 go back to 7A or to the other maps that we've been working
16 on.

17 It really does cut the clout of southern Arizona.

18 Three of you are from southern Arizona. Think
19 about it. What are you doing to us?

20 Commissioner Stertz sang an aria about the
21 importance of competitiveness.

22 I wish for him to please sing it and understand it
23 and please make sure that we wind up with at least three to
24 four competitive districts, and really competitive
25 districts.

1 I know that theoretically he believes it.

2 You have to put your own political whatevers aside
3 to go for it.

4 It's really pathetic that we, in a democracy, are
5 clamoring for more than one competitive district.

6 I saw one, and that's, I think, Mrs. McNulty's.
7 And that's being ripped apart.

8 I'm sure it will remain competitive, but one?
9 Maybe one and a half? As the demographics change.

10 Maybe I feel more strongly about it because I grew
11 up in a part of the world where we didn't have competition
12 and where the election results were a foregone conclusion,
13 as they are these days in Arizona.

14 We live in a democracy, and that's what brought me
15 here.

16 Don't do this to me. Don't do this to all of us.

17 It really does kill civic engagement. Some people
18 have talked about that.

19 And it's interesting. People are whining about
20 not wanting to have that side of the street as neighbors, or
21 that side of the street as neighbors in Maricopa County, and
22 there you are paying attention to them, and not realizing
23 that you're making a district going all the way from the
24 northern border pretty much almost to end of the southern
25 border.

1 Why are we getting such short shift? What don't
2 you like about the southern border?

3 And this time around, I'm not going to apologize
4 for losing my temper.

5 Thank you.

6 CHAIRPERSON MATHIS: Thank you.

7 Our next speaker is Leonard Gorman, executive
8 director Navajo Nation Human Rights Commission.

9 LEONARD GORMAN: Good afternoon, members of the
10 Commission.

11 Good to be here. My name is Leonard Gorman, last
12 name, G-O-R-M-A-N, first name, L-E-O-N-A-R-D.

13 I, as a Navajo person, come from a people that
14 have contributed to this nation abundantly. And have made
15 contributions not only to this wonderful state, but also the
16 states of Utah, New Mexico, as the Navajo Nation lands cover
17 those areas also.

18 The Navajo people have contributed immensely to
19 the freedom of the American public. The people have been
20 called upon in the World Wars to serve on behalf of the
21 United States government.

22 The Navajo Nation approved its members to become
23 personnel in the military forces.

24 And we always champion and admire a good sector of
25 the military population, and that is a Navajo Code Talkers.

1 Because of the Navajo Code Talkers' service in the
2 military, we are here deliberating, discussing freely our
3 desires and wants.

4 That's the population, that's the people I came
5 from as a Navajo person.

6 And we have been here since time immemorial and
7 have been subjected to a lot of unnecessary, I think,
8 policies that have wronged my people and indigenous peoples
9 in this world.

10 We continue to struggle because of those
11 atrocities that have been committed since the inception of
12 the 50 states in this union, and we all recognize that.

13 And as a human rights advocate, we struggle to
14 ensure that those are recognized, those issues are
15 recognized and respected.

16 With that, the Navajo Nation has submitted
17 two congressional plans. NN1 and NN2.

18 As I watched your deliberation, those two maps are
19 still in play. And is really a -- one of the aspects of the
20 Congressional District 1.

21 In the Navajo Nations' proposal, we respectfully
22 requested that the city of Flagstaff be a part of
23 Congressional District 1. Because the Navajo people and the
24 Navajo Nation hold the border town communities as a part of
25 their community of interests.

1 We conduct a lot of commerce.

2 The iterations that have been presented from the
3 city of Farmington -- I mean the city of Flagstaff, the
4 Flagstaff Forty, we concur with their concerns and their
5 request to ensure what the city of Flagstaff is in
6 District 1, Congressional District 1.

7 We also make the request that there would be some
8 tweaking that would be put forward in the iteration that you
9 have just completed this afternoon.

10 In Congressional District 1, the Navajo Nation has
11 repeatedly requested that the Gila River community be a part
12 of Congressional District 1.

13 In our presentations to the variety, the various
14 indigenous nations in the state of Arizona, we have not
15 received any opposition at all to our two maps, two
16 congressional maps.

17 And I think that speaks volumes for us as a Navajo
18 Nation and as an entity of -- as a sovereign nation of the
19 world.

20 So we respectfully request that the Gila River
21 community be part of CD 1.

22 And I think the tweaking that you have done with
23 the Cornville and also with the Sedona area, there's
24 opportunities that can accomplish a balanced CD 1 district.
25 Obviously there's going to be some more tweaking in the

1 area, perhaps between the Ak-Chin -- the Ak-Chin community,
2 south of Gila River, and in right in between those areas
3 there's some opportunities to tweak and reach that ideal
4 number.

5 So, again, to recap, I think that opportunity will
6 provide to the Navajo Nation and Navajo people an increase
7 in the Native American voting age population.

8 Thank you very much.

9 CHAIRPERSON MATHIS: Thank you.

10 Our next speaker is Rica Tracy.

11 Sorry, Rick Tracy.

12 (No oral response.)

13 CHAIRPERSON MATHIS: Our next speaker is Judy
14 Whitehouse, from LD 15.

15 JUDY WHITEHOUSE: Good afternoon. Thank you so
16 much for all your work. I'm truly impressed with what
17 you're doing.

18 I am overawed at my fellow citizens' eloquence and
19 wisdom as they talk to you all today about the -- and their
20 passion about having a democracy that we can count on, which
21 depends on the really important element of competitiveness
22 that makes most difference to me, which is fairness.

23 We all hate contests where the bully starts ten
24 paces ahead and wins.

25 I mean, you know, what kind of a contest is that?

1 So, please, listen to our citizens, the ones from
2 Flagstaff, the ones from Tucson, the ones from Gilbert and
3 Scottsdale, and Phoenix, that's where I'm from.

4 LD 15 right now is so split up. I'm practically
5 the only member of my congressional -- my legislative
6 district who is in District 5. Everybody else is in four or
7 three. And then some are even in two.

8 I mean, that is such a crazy district.

9 Please listen to the wisdom of your fellow
10 Arizonans.

11 Thank you so much.

12 CHAIRPERSON MATHIS: Thank you.

13 Our next speaker is Lauren Bernally, representing
14 Navajo Nation Human Rights Commission.

15 LAUREN BERNALLY: Good evening, commissioners,
16 Madam Chair, commissioners.

17 As indicated, I'm Lauren Bernally. Spelling on my
18 name is L-A-U-R-E-N. Bernally, B, as in boy, E-R-N-A-L-L-Y.

19 I come to you to talk about a very important
20 component of the Voters Rights Act.

21 I have a little bit about myself. I started out
22 as a social worker with the Navajo Nation, and we covered a
23 vast area, beginning way over by Alamo, all the way into
24 Tuba City, all the way up north to Utah area. And I've had
25 extensive experience in working with the people.

1 I was a college administrator, a hospital
2 administrator, and eventually ended up here with the Navajo
3 Nation Human Rights.

4 But I wanted to speak a little bit about a
5 component of the Voter Rights Act, a protection, its
6 effectiveness to the voter.

7 I'd like to talk a little bit about the sense of
8 what it's like to be a voter, a Navajo voter on a Navajo
9 Nation.

10 Take, for instance, a voter here in Phoenix. They
11 can easily get a mail-in ballot, fill it out, and submit it
12 right away.

13 But out on a Navajo Nation, that's an entirely
14 different ball game that they're dealing with.

15 For one thing, they don't have mail -- they don't
16 have post offices readily available.

17 They don't get mail delivered to their homes.

18 They live in isolated areas.

19 They have a language barrier that they have to
20 deal with. They don't read. They don't write English.
21 Many of them don't do that.

22 And, unfortunately, many of our young youth, the
23 18 and above, don't even know how or have difficulty reading
24 and writing as well.

25 It's very evident in a lot of the proficiency,

1 English proficiency results that are coming out with our
2 Navajo students.

3 Some of them don't even have rides when it comes
4 to voting.

5 So all of these together, when it comes to
6 election day, you have to take into consideration and how
7 this impacts a Navajo voter.

8 They don't have rides. There's inclement weather.
9 Roads -- out there we don't have roads that are paved. Many
10 of them are dirt. Many of them become impassible when
11 there's inclement weather.

12 Paperwork is often not accepted at some of these
13 voter sites. IDs are sometimes not accepted by our voters.

14 The language, again, very important part of our
15 nation is that we speak Navajo.

16 And many times we do not have the assistance that
17 is needed there when they're voting.

18 One of the critical problems that we have also is
19 that within the precincts in the chapter voting districts,
20 the lines don't match up.

21 So we consequently have Navajo voters who have to
22 travel anywhere between 20 to 30 miles just to vote in a
23 chapter election and a state election or a federal election
24 when those election days are held -- when those elections
25 are held on the same day.

1 All of these factors have to be taken into
2 consideration, and most of these factors, all of them, are
3 out of the control of the voter.

4 They need to be considered. The percent of the
5 voters, the Native American and the minority-majority
6 districts, to permit Native Americans to elect the candidate
7 of their choice.

8 So it does have impact. That's what I have to
9 say. Thank you.

10 CHAIRPERSON MATHIS: Thank you. That was well
11 timed.

12 Our next speaker is Carol Berg, representing self,
13 from Maricopa.

14 CAROL BERG: Carol Berg, B-E-R-G.

15 I say Maricopa County because my husband and I
16 came here in 1972 and thought Arizona was a great place to
17 live.

18 For one reason was he had health problems and he
19 felt in Arizona he would be feeling better.

20 He didn't live that long, but nevertheless we came
21 to this precious state and we liked it.

22 I'm here to represent the people who are retired,
23 who have retired here, to come to this wonderful place to
24 live.

25 And I see -- I'm also a volunteer. And that's a

1 very important part of my identity, to volunteer for the
2 city of Tempe as a tutor.

3 I have tutored students from kindergarten to third
4 grade on reading.

5 To tell them about democracy and having a right to
6 be heard is sort of -- they consider that a right, but,
7 however, I read our newspapers on a regular basis and I
8 realize that there was a lack of competitiveness in this
9 state and how people are voting and how antagonistic they
10 are to each other, there is not a right to be heard.

11 It is, it is controlled by factors that I don't
12 understand, and I don't know how to break into it.

13 But I do feel that if every district, not just a
14 chosen two or three that people are talking about and say
15 can those possibly be competitive, our entire state has to
16 become competitive.

17 This idea that other people across this country
18 ridicule Arizona for some of our extreme views, I feel is
19 something that we have allowed to happen, because we don't
20 have a competitive proposition, whether it be on one part of
21 our state with another or areas or one reason or another.
22 We've got to change that.

23 So our highest priority in this state should be
24 education.

25 Education of our young people, education of our

1 children, and not just having wonderful universities where
2 people come from others states to be educated and leave, but
3 our students should be -- companies would come here and work
4 and start companies if they realized they had an educated
5 workforce.

6 We are number 50, 50, in the United States of
7 America for education funding. I didn't make up that. That
8 is true.

9 We used to be, and somebody else was, another
10 state was down there before, we used to say thank God for
11 that state, because then we're not number 50. And that is
12 not a statistic our state should be proud of.

13 We've got to develop a group of folks here from --
14 elected to our government who care about some greater
15 priorities, other than some of these other foolish things
16 like whether or not we can take a gun into a restaurant.

17 I mean, it just has got to change.

18 Thank you.

19 CHAIRPERSON MATHIS: Thank you.

20 Our next speaker is William Heller, from LD 10.

21 (No oral response.)

22 CHAIRPERSON MATHIS: Okay. The next speaker is
23 Randy -- and I just can't pronounce the last name.

24 Can you help me with that?

25 Okay. From -- representing self, from Tempe.

1 RANDY KEATING: Randy Keating, K-E-A-T-I-N-G.

2 CHAIRPERSON MATHIS: Oh, that was easier than I
3 thought.

4 RANDY KEATING: Sorry. It's some bad handwriting
5 there.

6 First, I want to thank the Commission for its
7 service.

8 You guys are doing a thankless job, and it takes a
9 lot of criticism, so about to bring some more, so anyway.

10 So I looked at these maps, and they appear to be,
11 as the gentleman spoke about ten minutes said, an incumbent
12 protection map.

13 It appears that this commission has basically
14 reversed course and now is seeking to maintain the
15 status quo.

16 And I'm pretty shocked by this, because there's
17 been a group of people who spent the last several months
18 demonizing you all personally, demonizing your family,
19 calling you a liar. You know, questioning your integrity.

20 Even going as far as to put your address out on
21 the Internet as if to invite, you know, some sort of
22 vigilantism.

23 So when I see this map, I, you know, I have to
24 agree with the other gentleman too. And it's not often I
25 agree with a Libertarian, but it appears that the Commission

1 has folded under political pressure from the people that
2 forces the status quo.

3 And I further suspect this because where are they
4 today?

5 It seems that they are probably celebrating in the
6 locker room with some champagne, because they're not here.

7 If the maps had looked different, I suspect they
8 would be here.

9 But they're not.

10 Now, another gentleman said that we want four
11 competitive congressional districts.

12 And I think four is great. But can't we do better
13 than that? Can't we have at least four?

14 It seems to me that we have four now.

15 I know CD 5 has changed hands a few times in the
16 last decade.

17 Ann Kirkpatrick's district has changed.

18 Gabby Giffords was in quite -- Gabby Giffords was
19 in a very tough political fight.

20 Luckily she was reelected, but those are all
21 competitive districts. So I think to move from that amount
22 of competitiveness down to just one would kind of be a
23 slide.

24 We don't want to see that happening.

25 Finally I'll say that I think -- I agree with the

1 woman who spoke that the, the congressional districts
2 stretching from the southern border to the northern border
3 of Arizona couldn't possibly represent the interests of both
4 the northern Arizonans and southern Arizonans at the same
5 time.

6 It's just two different cultures, two different
7 landscapes, different geographies.

8 And, if anything, that would, I think, just dilute
9 the voices of those northern Arizonans and those southern
10 Arizonans.

11 So I encourage you not to reward the kid throwing
12 a tantrum in the candy store.

13 If we reward this type of behavior, it just begats
14 more of this type of behavior.

15 So, you know, you're mandated to give us
16 competitive districts, and I ask you to do that.

17 If not for the people of Arizona, if not for the
18 will of the public, to do it for yourselves. Think of your
19 legacy. This Commission will be remembered by the maps that
20 it draws.

21 Thank you.

22 CHAIRPERSON MATHIS: Thank you.

23 Our next speaker is Marcia Busching, representing
24 self, from Maricopa.

25 MARCIA BUSCHING: Good afternoon, Madam Chair and

1 commissioners.

2 My name is Marcia Busching, M-A-R-C-I-A,
3 B-U-S-C-H-I-N-G.

4 I live in a Phoenix majority-minority district,
5 District 16. And I first got involved and interested in
6 this after having served on citizens clean elections
7 commission for five years.

8 I made an application to this Commission and have
9 stayed very interested and very involved ever since.

10 I've either attended or watched virtually every
11 hour of your Commission hearings.

12 However, I haven't had the problem of traveling
13 like you have. I haven't had the problem of trying to deal
14 with all the letters that come in and everything, so I
15 really, really, really appreciate the work you're doing and
16 the time that it takes to do it.

17 I can only imagine how you've given up every
18 single bit of your life other than to this.

19 Having said that, I want to say that I did watch
20 everything this morning, and I think that you have made real
21 progress today.

22 I was, I was appreciative of the interchange that
23 went on between the commissioners and actually looking at
24 single maps and moving to draw a map.

25 And as you go forward, the first point that I want

1 to make today is that I think that you should take a serious
2 thought and perhaps -- well, not just perhaps, but actually
3 direct staff and put on the next agenda to look at the
4 legislative maps that the Arizona Competitive District
5 Coalition did.

6 Because they -- the people that worked on those
7 maps spend hours and hours and hours doing exactly what each
8 of you did this morning and what staff has been doing over
9 the course of the last few weeks.

10 And they have reached and achieved districts that
11 meet all of the constitutional criteria in those winning
12 maps.

13 I know that for a fact, because I too spent hours
14 and hours and hours drawing maps using their software.

15 And I'm fortunate enough to say that I received an
16 honorable mention for the maps that I drew.

17 I'm not suggesting that you use my maps, but I am
18 saying that I do appreciate the amount of time that goes
19 into it, and how you move from one item to the next item as
20 you try and meet the population issues and then the numbers
21 for the voting rights, and everything else that goes into
22 it.

23 It truly is a laborious job that takes hours and
24 hours to do.

25 And as to the competitiveness issue, I wanted to

1 just mention -- I've got a couple more points.

2 And I haven't talked recently, so I'm here.

3 People say that the competition is last on the
4 list. But keep in mind the Supreme Court said the direction
5 that competition -- competitiveness should be favored unless
6 one or two conditions occurs, does not, contrary to the
7 Commission's assertion, mean that competitiveness goal is
8 less mandatory than the other goals, can be ignored, or
9 should be relegated to a secondary role.

10 So even though, I know, it's sort of the last
11 thing there, the Supreme Court has ruled that it should be
12 right up there.

13 The second point I want to make, and I will move
14 along, is I would suggest that you start out and also put on
15 the agenda that each of you list what communities of
16 interest that you think are important as you look at the
17 maps.

18 And, and perhaps even rank, you know, one or two
19 or three that are important to each commissioner.

20 And because I can tell you that when you're doing
21 this mapping, if you can direct staff to do specific
22 communities of interest and they can lock those down, and
23 then move the boundaries around based upon that, it really
24 is helpful.

25 And I have heard various communities of interest

1 from various of you and of course heard it from hundreds of
2 people in the public. And every community of interest is
3 important, but at some time you have to make decisions, and
4 each of you I know have ones that you feel more important
5 about than others.

6 So I add that as a suggestion that you possibly
7 put that on the agenda to do as well.

8 And lastly, I want to say, try and franchise
9 everyone.

10 I mean, you -- I urge that even in the
11 majority-minority districts, where you're going to have a
12 predominance of Hispanics, don't forget that there's
13 non-Hispanics there too.

14 And so the whole question of what grade -- what
15 percentage is needed, I urge you to remember that minority
16 of 20 percent, 25 percent, 30 percent, that feel like
17 they're disenfranchised by virtue of compliance with the
18 Voting Rights Act.

19 So, in summary, have each commissioner express
20 their community of interest; two, look at look doing -- look
21 at the winners of the competitive districts coalition,
22 particularly for legislative because there's so many more
23 districts to be focusing on; and, three, do your best to
24 franchise the non-minorities in the majority-minority
25 districts.

1 And finally, thank you, appreciate it very much.

2 CHAIRPERSON MATHIS: Thank you very much.

3 Our next speaker is Anita Christy, from Gilbert,
4 representing self.

5 ANITA CHRISTY: Good afternoon. My name is Anita
6 Christy, A-N-I-T-A, C-H-R-I-S-T-Y.

7 And I live in Gilbert.

8 And I'd like to thank you too. Can I buy you a
9 beer?

10 I'm here as a private citizen, and I'm
11 representing a few of my Gilbert friends.

12 And I'm also a precinct committeeman.

13 I do have a map to submit to you. It's been drawn
14 by some Gilbert citizens.

15 And it's identified, and I have it here, as LD 22
16 legislative map of Gilbert and southeast Mesa. And I've
17 just used some yellow highlighter to identify the
18 boundaries.

19 Also, the town council is going to be discussing
20 the redistricting at their next council meeting on
21 October 6, and they may speak out as well.

22 But this map, it's not perfect. But it does some
23 things.

24 It meets the numerical requirement.

25 It keeps all of District 22 within Maricopa

1 County.

2 All of it is south of the I-60, which is a natural
3 boundary.

4 And it takes in southeast Mesa, which has been
5 included within LD 22 for the last ten years.

6 Like us, they're a newer community. We look
7 alike. We all have HOAs.

8 The south boundary is similar to the previous
9 LD 22.

10 There continues to be a small southern portion of
11 Gilbert that is in LD 21.

12 But in the interest of population, the map that I
13 saw here cuts out portions of the northwest corner. And at
14 the last minute, I heard from some of my friends. They
15 didn't like that one bit, so. . .

16 I've got pink highlighter bringing them back in.

17 I just got a taste of what you guys are going
18 through.

19 The map with its identification, the clear
20 boundaries, isn't really the biggest issue for Gilbert.

21 Most critical is representation.

22 We've seen some of your maps that divide us into
23 four or five legislative districts. And it would be
24 extremely detrimental to us if we were represented by
25 someone who must also represent another community with far

1 different priorities. And especially if we're the smallest
2 piece.

3 And here's an example of what I mean.

4 Even though we are a municipality of
5 208,000 people, we are the town of Gilbert.

6 No other community our size calls itself a town.

7 I'm not going to take much longer.

8 It is important for us to retain our small town
9 atmosphere and safe neighborhoods.

10 We also have more children under the age of five
11 than any other community our size anywhere in Arizona.

12 We do not have much in common with primarily adult
13 or university communities like Tempe or Scottsdale.

14 So thanks for the opportunity to express my views.
15 And some of my Gilbert neighbors gave me permission to put
16 their names here as well.

17 Can I give this to you?

18 CHAIRPERSON MATHIS: Yes, please. Thank you.

19 We'll scan that and get it into our record.

20 Thanks for putting that together.

21 Mickie Niland, representing self, from Gilbert.

22 MICKIE NILAND: Thank you. My name is Mickie
23 Niland, M-I-C-K-I-E, N-I-L-A-N-D.

24 I am also a precinct committeeman in Legislative
25 District 22.

1 I'm here to say thank you, and it must be a lot of
2 hard work. I can only imagine as we've talked about all
3 these different features that you need to keep in contact.

4 One of the things as I think of the city of
5 Gilbert is compactness. You know, if we start working on
6 getting everything really competitive, we might start
7 looking split up and everything, as far as a little bit.
8 People call it gerrymandering.

9 Our district is that we have a very unique
10 community. We are a very family orientated.

11 And I think it's important to remember the
12 integrity of cities as communities of interest and try --
13 the map that you had today, we're all in one congressional
14 district. I mean, we don't need to look at the small parts.

15 But we have seen several maps that divide Gilbert
16 up like a piece of pizza when you get to legislative
17 districts, and I would like to encourage you to keep some
18 sort of integrity in the legislative districts when you look
19 at Gilbert.

20 And I thank you very much.

21 CHAIRPERSON MATHIS: Our next speaker is Susan
22 French, representing self, from Scottsdale.

23 (No oral response.)

24 Steve Muratore, publisher Arizona Eagletarian.

25 STEVE MURATORE: Thank you, Madam Chairman,

1 commissioners.

2 Steve Muratore. M-U-R-A-T-O-R-E.

3 I live in south Scottsdale.

4 A couple of points.

5 One thing I wanted to make clear, earlier
6 Mr. Cantelme spoke as if he was representing counties like
7 Mohave. And to me that seems kind of strange, because he
8 doesn't disclose having contracts with any of those
9 counties, and yet he speaks as if he represents them.

10 So that was bizarre to me.

11 Also I called up the Google maps file that's
12 posted, and I appreciate that, what you guys were working
13 on.

14 And I live on -- but am not a -- I'm not a
15 Native American, but I live on Salt River Pima Maricopa
16 Indian community land.

17 And from what I can tell on that map, where I live
18 and the entire precinct, Hondah precinct, which is
19 overwhelmingly Democrat, is linked -- lumped in with
20 Paradise Valley, north Scottsdale. And that is the
21 antithesis of linking like communities of interest.

22 It is insane to be putting those two communities
23 together.

24 So I wanted to make that point.

25 That's really been that long?

1 Anyways, I also wanted to mention that even though
2 Ms. Busching didn't say that she suggests that you adopt her
3 legislative maps, you should at least consider them.

4 So, thanks.

5 CHAIRPERSON MATHIS: Thank you.

6 Our next speaker is Ron Lee, representing self,
7 from Navajo reservation.

8 VICE-CHAIR HERRERA: Madam Chair, who's keeping
9 time for us?

10 RON LEE: Yá'át'ééh. Good evening.

11 Madam Chair and members of the Commission.

12 For the record, my name is Ron Lee. It's R-O-N,
13 space, L-E-E.

14 The reason why I say that is because people think
15 my full name is, my full name is Ron Lee. Sometimes they
16 laugh, what's your last name? That was my last name.

17 Anyway, ahe'hee, in Navajo. And thank you for
18 providing me an opportunity to speak before you.

19 I'm here on behalf of all of my relations. And
20 you might ask who my relatives are. Well, to begin with, I
21 am of the Salt clan, the Journey People clan, the Black
22 Streak Hair People clan, the Near Water clan, and all of the
23 clans that came before my four clans, and the clans that
24 come after our clans.

25 So in this way, you might say that the possibility

1 of having the whole Navajo Nation as my relative is probably
2 close to concise.

3 It's within this context that I want to come
4 before you to discuss the communities of interest.

5 (Mr. Lee spoke a Navajo phrase) I have thousands
6 of relatives that live not only on the Navajo reservation,
7 but also in border town communities and other tribal
8 communities through an ameritas and in urban cities. But
9 the majority of my relatives do live in border town
10 communities, such as Holbrook, Winslow, Page, and Flagstaff.

11 What's caused this migration of many of my
12 relatives into these areas is caused by several reasons,
13 mainly jobs, education, and other opportunities that we
14 don't have on our own reservation.

15 And a few or a couple of the major factors that
16 took place in our history is the federal relocation programs
17 that took place in 1950s.

18 Under the relocation and assimilation program, as
19 I know my parents had to go off the reservation into, like,
20 California, to go to school.

21 And then, of course, the more recent one is the
22 Navajo Hopi Relocation Act of 1974. And that has caused a
23 lot of our people to be relocated in border town
24 communities.

25 And as a young boy, I lived in Flagstaff while my

1 father worked at the Navajo Army depot along with -- and
2 that was in Bellemont, Bellemont, Arizona, west of
3 Flagstaff, along with my uncles and grandpas and many other
4 Navajos that lived and worked in that community back in the
5 '60s and '70s.

6 Before I started school in Flagstaff, I can
7 remember also the exodus of Navajo families traveling from
8 the reservation into Flagstaff on the 4th of July to attend
9 what we used to call the Flagstaff 4th of July pow wow.

10 And I paint that picture for you to show that
11 there's always been this relationship, this interdependency
12 between the Navajo Nation and the city of Flagstaff, as far
13 as I could remember.

14 I know this relationship even goes further back
15 during the time when the railroads were coming in. I
16 remember my grandpas and uncles talking about the times that
17 they used to go to Flagstaff to help build and maintain
18 these railways.

19 While businesses in Flagstaff have come and gone
20 over the years, the relationship between Navajo Nation and
21 the Flagstaff community has remained constant, and it will
22 always be that way for years to come.

23 I also advocate for K-12 education, particularly
24 those that rely heavily on federal funding due to the lack
25 of tax base on Indian reservations.

1 And many of those public schools are located on
2 the Navajo Nation. And those public schools are one of the
3 largest employers on the Navajo reservation.

4 And if anybody has shared with you, of every
5 dollar that's earned through employment on the reservation,
6 71 percent, 71 cents of that dollar, is spent off the
7 reservation.

8 And I know that a large dollar amount of money is
9 sent to Flagstaff in that respect.

10 Not only that, being an NAU graduate myself, there
11 are a lot of Navajos that go to NAU, and other universities,
12 but I think the majority of our people have gone to NAU.

13 Not only that, I do serve on the Institute for
14 Native Americans. It's a Native American advisory board.
15 We advise the president of NAU in tribal relations. And I
16 also advocate for the Navajo Technical College as well as
17 the Diné College in the past.

18 And as I said, our relationship to the land,
19 water, and our environment has always been and always will
20 be and is significant because the essence of our survival as
21 a people is defined by our spirituality, our traditions, our
22 religious belief. Therefore we must be allowed to exercise
23 our faith through our sanctuary, which is the San Francisco
24 Peaks.

25 I'm almost done.

1 And it is important and it is significant that --
2 and it is imperative that we, that we continue to exercise
3 our religion by maintaining our relationship with the
4 San Francisco Peaks.

5 And the best way to do this is to keep the Peaks
6 in the same district as the Navajo, as the Navajo Nation and
7 other tribes.

8 In your deliberation, I would urge that you
9 carefully weigh this well-established, long-term, personal,
10 economic, educational, religious relationship with the city
11 of Flagstaff and the surrounding communities there, against
12 the idea of merely just picking up people within another
13 district so you can fulfill those districts, so I would urge
14 you to carefully consider these long-term relationships that
15 have been established for years and years.

16 And that finally I would say that I do support the
17 Navajo Nation Human Rights Commission on the Voting Rights
18 Act, the city of Flagstaff, the Coconino County, and Greater
19 Arizona Success, and I believe that the 8A what-if map best
20 aligns with the goals of my relatives from the Navajo
21 Nation. Ahéhee'.

22 CHAIRPERSON MATHIS: Thank you.

23 THE REPORTER: Madam Chair, spell the clans.

24 CHAIRPERSON MATHIS: Can you spell the five clans?

25 RON LEE: I'll try.

1 Salt clan. S-A-L-T.

2 Journey people clan, J-O-U-R-N-E-Y, clan.

3 And Black Street Hair people. Black Street Hair
4 people.

5 And finally, the Edge Water people.

6 CHAIRPERSON MATHIS: Thank you.

7 THE REPORTER: Thank you. Appreciate it.

8 CHAIRPERSON MATHIS: Our next speaker is Michelle
9 Melchiorre, from Fountain Hills, representing self.

10 MICHELLE MELCHIORRE: M -- Michelle,
11 M-E-L-C-H-I-O-R-R-E.

12 So, I was coming up here today sort of with all
13 sort of righteous indignation of stuff that I felt like I
14 needed to say.

15 And I realized that what I'm upset about mostly is
16 me and my voice getting lost in this process.

17 But where I got lost when I came in, because I
18 came from work, and I'm really late, and I hate when people
19 cash something at the end, but I'm doing that today.

20 Is I heard someone saying these people came up
21 from Flagstaff.

22 And I thought, what?

23 What's that mean? And I realized that there was a
24 gentleman talking about stuff going on with Navajos and
25 Mohave County, and he said these people came from up

1 Flagstaff.

2 You can check the records.

3 But that profoundly bothered me because, what the
4 heck.

5 You know, I live in Fountain Hills, and I am not
6 going to pretend that I understand what the Navajo Nation
7 needs or wants.

8 But I do understand that they came down from
9 Flagstaff to visit you today.

10 And that was my big indignation in that moment.

11 But then I had a chance to actually listen to the
12 gentleman that spoke before me, and he talked about his
13 five clans that he's from. And he talked about the
14 sacredness of the San Francisco Peaks.

15 And I am going to say again. I don't have any
16 right to talk to you about what's going on with the Navajo
17 Nation.

18 I don't probably have any right to talk to you
19 about anything that's much outside of Fountain Hills
20 actually.

21 And I will not stand up here pretending that I
22 know what that sacredness means to them, because I don't.

23 So I hope that you will hear those people and hear
24 in their heart what they said and not listen to someone else
25 that's up here representing someone who I don't know what

1 master he serves. And I don't care.

2 And God help them.

3 But let me tell you what I was going to say, and
4 it's really sort of funny, because you -- we have really
5 interesting testimony in Tucson, and I went, and I found the
6 online versions of two particularly heinous testimonies.

7 And I going to read verbatim this last part.

8 I am not going to say who it is, and anyone that
9 wants to check this out can go back and look in that
10 meeting.

11 And this is not my viewpoint, but I am going to
12 say it.

13 I believe that those people need to realize
14 they're Americans first. I am sorry for the many wars that
15 they have lost, but I think it's time for them to join the
16 United States of America and be citizens.

17 The first sentence before that was this.

18 And I'm also very upset when I look at the current
19 map to see the incredible threading of what is done to put
20 the Indian Nations of influence together. How dare you.

21 That is my righteous indignation.

22 How dare you.

23 But, you know what, in the state of Arizona he can
24 say that. In this country he can stay that. Because he's
25 protected for the First Amendment.

1 And I will fight for his right to say that on
2 any -- in any courtroom, on any bully pulpit that I ever had
3 in my life.

4 But you know what, it's only his voice. But
5 unfortunately, unfortunately the way these maps are being
6 drawn now, you're giving that voice a right to start this
7 legislature once again.

8 Because here's the deal. And I'm going to read
9 this other sentence, and this hits home bad.

10 This is another testimony that happened at the
11 same meeting.

12 Planned Parenthood comes in to speak, a bunch of
13 baby killers responsible for the murder of how many millions
14 of babies. That's not a person. That's an evil group.

15 This current legislature has said from day one of
16 this new session they're going after choice. They are going
17 after my right to choose what to do.

18 I'm old. I'm not having any more kids, but I will
19 fight for every woman to decide what she does with her body.

20 So if you keep these maps and not give us at least
21 four competitive districts, you're giving these voices the
22 right to say what Arizona is.

23 And I'm asking you not to do that.

24 We trust that you're not going to do that.

25 And that's just for me.

1 Thank you.

2 CHAIRPERSON MATHIS: Thank you.

3 Our last speaker is John Mills, representing self,
4 from Maricopa.

5 JOHN MILLS: Good evening. My name is John Mills,
6 J-O-H-N, M-I-L-L-S.

7 I am not -- first of all, I represent me, not
8 self.

9 The issue --

10 CHAIRPERSON MATHIS: It does say me, but I --

11 JOHN MILLS: And I'll take my glasses off so I can
12 actually read this.

13 I took a vacation day to be here all day.

14 So I don't represent my employer, my party, or my
15 church. All of which have been accused of nefarious
16 dealings before this Commission.

17 I would like to say I even represent my household,
18 but I'm married.

19 I represent me and only me.

20 Now as far as my community of interest, I live up
21 in what is known as the little Deer Valley area, which is
22 roughly bounded by I-17, Pinnacle Peak, Carefree Highway,
23 and 67th Avenue.

24 We're kind of a homogenous little group up there.
25 In fact, we even got together -- there was an LDS temple

1 that a number of my neighbors tried to fight against. They
2 didn't have any success doing it, and the temple is going
3 through. But they did get together, and they formed a
4 cohesive group on that thing.

5 So I think we're a group that should be respected.

6 As far as competitiveness, elections are won by
7 people who show up.

8 Now, I've heard that districts are so
9 gerrymandered that they can't get people to register and
10 they can't get people out to vote.

11 Now, there's only three offices that are
12 redistricted. The House of Representatives and the Senate
13 and then Congress.

14 So they won't get out to vote for governor, for
15 president, for any of the other elected officials that are
16 statewide offices?

17 They won't vote for school boards, bond and tax
18 issues?

19 This is an initiative state, which means that if
20 you have \$2 million, you can play legislature and governor.

21 I didn't mean less legislator. I mean the entire
22 legislature because you can get anything passed as long as
23 you have a catchy sounding name.

24 As far as this being a great purple state, I think
25 mauve would be a better thing than purple, but that's me.

1 Because of the 12 statewide offices that are not
2 redistricted, and everybody votes for, only two are held by
3 one party and ten are held by the other party.

4 And, you know, that's just the way it's been for
5 most of the elections, for the last ten years that's been
6 the case.

7 Now as far as competitiveness, another issue.

8 I've heard it's one third, one third, one third,
9 Republican, Democrat, and other.

10 Well, that's for people who the word close enough
11 was meant for.

12 There's not -- there's only 31 percent, 35 and a
13 half percent, and 32 percent. Those are Democrats,
14 Republicans, and others.

15 In Maricopa County it's 29, 27, and 32.

16 But when you take the Hispanic communities out, it
17 goes to a 10 percent spread. And in Maricopa County, it's
18 almost a 14 percent spread.

19 So there is a huge number of extra Republicans
20 that you're going to have to put around in these -- to try
21 to make these competitive districts. And what happens is
22 you create these huge uncompetitive districts, and maybe a
23 couple of competitive districts.

24 So, finally, I'd just like to say, the
25 Native American population, over the last ten years, the

1 population grew by about two percent.

2 And to almost 275,000 statewide.

3 On the reservation, it's not that much.

4 It's about 175 from all the reservation systems.

5 The state of Arizona grew by 25 percent over the
6 last ten years.

7 And what this Commission needs to do is make sure
8 that they give the Native Americans the same representation
9 they deserve population-wise, one man, one vote, as all the
10 other entities in the state.

11 And I thank you very much for your time.

12 CHAIRPERSON MATHIS: Thank you.

13 And I think that's the end of public comment.

14 We really appreciate everyone coming out today all
15 day. Sorry to those who didn't get to speak who came
16 earlier today, but we have their request to speak forms, and
17 we'll ensure that those get into the record.

18 I believe there's one other item on the agenda.

19 JOSEPH KANEFIELD: Madam Chair, we don't need
20 to --

21 CHAIRPERSON MATHIS: Okay.

22 JOSEPH KANEFIELD: -- to talk today on that item.

23 CHAIRPERSON MATHIS: We'll cover that tomorrow
24 maybe then.

25 VICE-CHAIR HERRERA: Madam Chair.

1 CHAIRPERSON MATHIS: Yes, Mr. Herrera.

2 VICE-CHAIR HERRERA: There's a lot of, you know,
3 talk about the issue of a particular map that you came up
4 with using Stertz' and Freeman's ideas.

5 And I think those, those, those reasons or those
6 concerns are pretty valid. I mean, someone from Tempe had
7 mentioned that there was -- there's a lot of harassment
8 towards you by the Tea Party members and that particular
9 individuals said it's in your work, and I would tend to
10 agree with him. And that concerns me.

11 I know that we, as the Democrats, we're not -- we
12 don't harass people.

13 So you may not take our -- the voices or their
14 concerns as seriously because they're extremely polite and,
15 and they voice their concerns very differently than the Tea
16 Party members did in Tucson.

17 So I hope that just because they're very mild
18 mannered that you won't take their concerns as serious,
19 because I do see that particular map as being a Republican
20 map. And I even joking called it the everything Republican
21 map, so I may call it the EV -- the ERM map, because I
22 really do feel that way.

23 And I feel that a lot of people that were here
24 today felt ignored. I think people in Flagstaff felt
25 ignored. The Native American tribes feel ignored. The

1 Hispanic groups are feeling ignored.

2 So I hope you take their concerns as seriously as
3 you do the Tea Party members.

4 So whatever that's worth, I need to say that. And
5 that's my -- those are my two cents.

6 CHAIRPERSON MATHIS: Thank you.

7 VICE-CHAIR FREEMAN: Madam Chair.

8 CHAIRPERSON MATHIS: Mr. Freeman.

9 VICE-CHAIR FREEMAN: The laser pointer is still
10 here, if you can identify the differences, the similarities
11 between what we worked on today and the map I worked on. Be
12 my guest.

13 It ended up today looking even more like what I
14 could sit here and call the Democratic map.

15 VICE-CHAIR HERRERA: Madam Chair, there's a reason
16 why the Tea Party members aren't abusing this map, because
17 they like this map.

18 And Commissioner Freeman is supporting this map
19 because it's his map. So of course he's going to support
20 it.

21 So, you know what, you may disagree with me.
22 That's fine.

23 JOSEPH KANEFIELD: Madam Chair.

24 VICE-CHAIR HERRERA: That's my opinion.

25 CHAIRPERSON MATHIS: Legal counsel.

1 JOSEPH KANEFIELD: Caution with this. Probably
2 isn't on the agenda.

3 VICE-CHAIR FREEMAN: I agree.

4 JOSEPH KANEFIELD: Responding to criticism of the
5 public --

6 CHAIRPERSON MATHIS: Okay.

7 VICE-CHAIR FREEMAN: But it's not fair when one
8 gets to do it and nobody else --

9 VICE-CHAIR HERRERA: Life isn't fair.

10 VICE-CHAIR FREEMAN: Well, then I'm going to speak
11 up too.

12 VICE-CHAIR HERRERA: So will I.

13 VICE-CHAIR FREEMAN: And we'll be here really
14 late.

15 CHAIRPERSON MATHIS: I'm going to speak about it
16 tomorrow, because I don't agree with Mr. -- what Mr. Herrera
17 says.

18 VICE-CHAIR HERRERA: I know you don't, but I hope
19 you --

20 CHAIRPERSON MATHIS: So we have one other agenda
21 item, and I don't know if we're going to cover it today or
22 not. It was the executive director report.

23 And I'm not sure that Kristina is here, and we can
24 cover it -- there it is.

25 Okay. Kristina, do we need to cover anything

1 today that can't wait until tomorrow on the executive
2 director report?

3 KRISTINA GOMEZ: So, the only thing that I wanted
4 to go over with you this evening was the status of the
5 second round schedule. But we can do that tomorrow, if you
6 rather.

7 CHAIRPERSON MATHIS: You gave us a copy of the
8 latest draft; right?

9 KRISTINA GOMEZ: Yes, I did.

10 And I also e-mailed it to you this afternoon. And
11 I have better copies for you.

12 CHAIRPERSON MATHIS: Okay. So maybe if
13 commissioners can take a look at this tonight. And if you
14 have any concerns, let us know, and we can talk about this
15 tomorrow.

16 Was there anything else?

17 And you guys are working on the schedule for next
18 week in terms of the meetings? Because Monday we'll need to
19 post by tomorrow morning if we're meeting on October 3rd.

20 KRISTINA GOMEZ: Right.

21 So we have a location in place already, so we have
22 a tentative location here in Phoenix, same place.

23 CHAIRPERSON MATHIS: Okay.

24 KRISTINA GOMEZ: Fiesta.

25 CHAIRPERSON MATHIS: Fiesta Inn. Okay. And that

1 would be Monday and --

2 KRISTINA GOMEZ: That would be Monday.

3 CHAIRPERSON MATHIS: -- then we'll have to talk
4 about the rest of the week tomorrow in terms of when we're
5 all available.

6 Okay. Thank you very much. And sorry that got
7 cut short, but we can -- it's on the agenda for tomorrow's
8 meeting.

9 Tomorrow we meet again at 9:00 a.m.

10 And for tonight, that concludes the meeting.
11 We'll declare it adjourned at 6:25 p.m. Thanks all for
12 coming.

13 (Whereupon, the meeting adjourned.)

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1 STATE OF ARIZONA)
)
2 COUNTY OF MARICOPA) ss.
3

4 BE IT KNOWN that the foregoing proceeding was
5 taken before me, Marty Herder, a Certified Court Reporter,
6 CCR No. 50162, State of Arizona; that the foregoing 265
7 pages constitute a true and accurate transcript of all
8 proceedings had upon the taking of said meeting, all done to
9 the best of my skill and ability.

10 DATED at Chandler, Arizona, this 7th day of
11 October, 2011.

12

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14

C. Martin Herder, CCR
Certified Court Reporter
Certificate No. 50162

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