



ADOLFO ECHEVESTE
EXECUTIVE DIRECTOR

COMMISSIONERS
STEVEN W. LYNN, Chairman
ANDREA MINKOFF, Vice Chairman
DANIEL R. ELDER
JOSHUA M. HALL
JAMES R. HUNTWORK

INDEPENDENT REDISTRICTING COMMISSION

1400 West Washington, Suite10
Phoenix, Arizona 85007
(602) 364-1350 Fax (602) 364-1351

**NOTICE OF PUBLIC MEETING AND POSSIBLE EXECUTIVE SESSION
OF THE ARIZONA INDEPENDENT REDISTRICTING COMMISSION
AND
NOTICE OF PUBLIC MEETING OF THE ARIZONA INDEPENDENT
REDISTRICTING COMMISSION FOR THE PURPOSE OF POSSIBLE
RATIFICATION OF ACTION TAKEN IN POSSIBLE VIOLATION OF OPEN
MEETING LAW REQUIREMENTS**

Location: The Arizona Independent Redistricting Commission
1400 W. Washington
Phoenix, Arizona 85007
(Hearing Room M - Basement)

Date and Time: Friday, April 8, 2005 – 10:00 a.m.

Pursuant to Article IV, Part 2, § (12) of the Arizona Constitution and A.R.S. §38-431.02, notice is hereby given to the Commissioners of the Arizona Independent Redistricting Commission and the general public that the Arizona Independent Redistricting Commission will hold a meeting open to the public on April 8, 2005, at 10:00 a.m. at the Arizona Independent Redistricting Commission, 1400 W. Washington, Phoenix, Arizona in Hearing Room M - Basement.

Pursuant to A.R.S. §38-431.05, notice is also hereby given to the Commissioners of the Arizona Independent Redistricting Commission and the general public that one purpose of the above-referenced April 8, 2005, meeting is the possible ratification of actions of the Arizona Independent Redistricting Commission that may have been taken in possible violation of the Open Meeting Law.

NOTE: All matters on the agenda may be presented, discussed and/or are subject to possible decision by the Commission in person or telephonically.

The agenda is as follows:

- I. Call to Order.
- II. Introduction by Chairman Lynn to explain the ratification issue arising from his direction to counsel to file a motion for attorneys' fees and costs in *Arizona Minority Coalition for Fair Redistricting, et al. v. Arizona Independent Redistricting Commission*, No. CIV 04-0797 PHX ROS in the United States District Court, District of Arizona. Subsequent to the filing of the motion on March 15, 2005, members of the public raised questions about whether the decision to file the motion constituted legal action that should have been taken by the Commission in a public meeting.

III. Public Comment

This is the time for consideration and discussion of comments and complaints from the public. Those wishing to address the Commission shall request permission in advance by filling out a speaker slip. Action taken as a result of public comment will be limited to directing staff to study the matter or rescheduling the matter for further consideration and decision at a later date unless it is the subject of an item already on the agenda.

The Commission requests that speaker's be as concise as possible in their oral presentation to the Commission. Groups of speakers on the same issue should designate one or two representatives to address the Commission if possible. Written comments of any length may be provided to the Commission to supplement or instead of an oral presentation. Please provide the Commission with 10 copies of any documents submitted at the meeting.

NOTE: The Commission may hold additional public comment periods during this public meeting on the call of the Chairman as necessary and appropriate to accommodate the public.

- IV. The Commission may vote to go into one or more executive sessions, which will not be open to the public, for any item listed on the agenda, for the purpose of discussion or consultation for legal advice with the Commission's attorneys pursuant to A.R.S. §38-431.03(A)(3) and/or for the purpose of discussion or consultation with the Commission's attorneys in order to consider its position and instruct its attorneys regarding the Commission's position in pending or contemplated litigation pursuant to A.R.S. §38-431.03(A)(4).
- V. Discussion, consideration and possible ratification of legal action that may have been taken on or about March 15, 2005, in possible violation of the requirement that legal action be taken by the Commission in a public meeting. The action to be ratified is the Chairman's decision to file a motion for attorneys' fees and costs in *Arizona Minority Coalition for Fair Redistricting, et al. v. Arizona Independent Redistricting Commission*, No. CIV 04-0797 PHX ROS.

NOTICE: The public may obtain a detailed written description of the action to be ratified (the Motion for Attorneys Fees and Costs), and all deliberations, consultations, and decisions by members of the public body that preceded and relate to this action to be ratified from the Arizona Independent Redistricting Commission Office located at 1400 West Washington, Phoenix, Arizona from 8:00 a.m. – 5:00 p.m. Mondays through Fridays or from the Commission's web site (www.azredistricting.org) 24 hours each day via the link for the April 9, 2005 meeting. This information is available at least 72 hours in advance of the meeting at which ratification may occur.

- VI. Possible discussion and decision to withdraw the Commission's motion for attorneys' fees and costs in *Arizona Minority Coalition for Fair Redistricting, et al. v. Arizona Independent Redistricting Commission*, No. CIV 04-0797 PHX ROS.
- VII. Possible discussion and decision to seek an Attorney General's Opinion concerning the process for the Commission's eventual shut down and its possible revival in the event of subsequent litigation.
- VIII. Closing Statements or Comments by the Chairman and Commissioners.
- IX. Future Meetings
- X. Adjournment.

Dated this ____ day of April, 2005
ARIZONA INDEPENDENT REDISTRICTING COMMISSION

Steven W. Lynn, Chairman

Any person with a disability may request language interpretation and/or a reasonable accommodation, such as a sign language interpreter, by contacting SUSAN SVITAK or LOU JONES at (602) 364-1350. Requests should be made as early as possible to allow time to arrange accommodations.