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PUBLIC MEETING

DATE: April 14, 2011

Time: 10:01 a.m.

Location: Industrial Commission - Auditorium
800 west Washington Street - First Floor
Phoenix, Arizona

MEMBERS PRESENT:

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

Also present: James E. Barton II
Assistant Arizona Attorney General

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1 TRANSCRIPT OF PROCEEDINGS

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3 CHAIR MATHIS: The meeting of the Arizona
4 Independent Redistricting Commission will now come to order.

5 Today is Thursday, April 14th, and it's 10:01
6 a.m. according to my phone.

7 Please rise for the Pledge of Allegiance.

8 (Pledge of Allegiance)

9 CHAIR MATHIS: I'd just like to remind
10 everyone we have a court reporter transcribing today's
11 meeting, Debi, up here in front. And she would, I'm sure,
12 appreciate it if we all remember to speak one at a time, so
13 that she can take an accurate record.

14 I'd also like to remind anyone in the public
15 who would like to address us to be sure to fill out a
16 "Request To Speak" form and give that to me, and we'll get
17 you on the docket to do so.

18 If I can now begin with roll call.

19 Vice Chair Freeman?

20 VICE CHAIR FREEMAN: Here.

21 CHAIR MATHIS: Vice Chair Herrera?

22 VICE CHAIR HERRERA: Here.

23 CHAIR MATHIS: Commissioner McNulty?

24 COMMISSIONER MCNULTY: Here.

25 CHAIR MATHIS: Commissioner Stertz?

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1 COMMISSIONER STERTZ: Here.

2 CHAIR MATHIS: We have a quorum.

3 And I'd like to acknowledge today Assistant
4 Attorney General Jim Barton, who's been providing counsel to
5 us. Thank you, Jim.

6 And this brings us to Item II on the agenda,
7 approval of the March 31st, 2011, minutes in the form of a
8 meeting transcript, as well as the April 8th draft minutes.
9 So we'll handle these individually.

10 Did everyone have a chance to review the March
11 31st transcript?

12 VICE CHAIR FREEMAN: Madam Chair?
13 COMMISSIONER STERTZ: No.
14 CHAIR MATHIS: Yes, Commissioner Freeman.
15 VICE CHAIR FREEMAN: You're speaking of a
16 transcript from a court reporter or from the minutes --
17 CHAIR MATHIS: Yes. The minutes that are in
18 the form of a transcript for the March 31st meeting.
19 VICE CHAIR HERRERA: Madam Chair, I,
20 unfortunately, did not finish them. I think there's about a
21 hundred pages.
22 CHAIR MATHIS: Yes.
23 VICE CHAIR HERRERA: I did not finish them.
24 CHAIR MATHIS: Okay.
25 VICE CHAIR FREEMAN: Madam Chair, with respect

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1 to the transcript, I have one correction.
2 CHAIR MATHIS: Okay.
3 VICE CHAIR FREEMAN: It's found on Page 38 of
4 the transcript, which appears on Page 32 when I printed it
5 out.
6 CHAIR MATHIS: Page 38 of the transcript.
7 Okay.
8 VICE CHAIR FREEMAN: which the page I have, it
9 says Page 32 at the bottom of the page.
10 CHAIR MATHIS: Oh. Okay. Mine says Page 38.
11 Okay. Let me get to that. All right. Go ahead.
12 VICE CHAIR FREEMAN: Okay. Line 8, it should
13 read -- excuse me -- Line 38 (sic) Page 30 (sic), it's at the
14 very bottom of the page, it should say principally, quote,
Page 5

15 to, t-o, period, end quote, not the number.

16 CHAIR MATHIS: I'm still trying to find where
17 you are. Sorry. It's Page 38 of the transcript?

18 VICE CHAIR FREEMAN: On the -- on the version
19 that I printed out --

20 CHAIR MATHIS: Yeah.

21 VICE CHAIR FREEMAN: -- the word "Page 32"
22 appears at the very bottom of the page.

23 CHAIR MATHIS: Right.

24 VICE CHAIR FREEMAN: But for the transcript
25 itself, you'll see it's actually Page 38.

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7

1 CHAIR MATHIS: Okay.

2 VICE CHAIR FREEMAN: And it is Line 8 of that
3 page. You've got to look at the very bottom.

4 CHAIR MATHIS: Oh. Right here. "This RFP
5 contains principally to"?

6 VICE CHAIR FREEMAN: Do you follow me?

7 CHAIR MATHIS: Uh-huh.

8 VICE CHAIR FREEMAN: So the word "two," t-w-o,
9 should be deleted and replaced with, open quote, t-o, period,
10 end quote. I was correcting a typographical error.

11 CHAIR MATHIS: Okay.

12 VICE CHAIR FREEMAN: And with respect to the
13 rest of the transcript, I mainly focused on portions that I
14 spoke. I mean, I cannot acknowledge that I read through
15 every page. But that was the only correction I had in the
16 transcript.

17 CHAIR MATHIS: Okay. Any other commissioners
Page 6

18 that want to submit any corrections to this transcript?

19 COMMISSIONER MCNULTY: Madam Chair? I don't
20 think my mic is on. Can you hear me?

21 CHAIR MATHIS: Yes.

22 COMMISSIONER MCNULTY: There's a reference to
23 Ms. Busching's name that is spelled incorrectly. And I'm not
24 finding the page here. I thought I had turned it over.

25 But if we could check the spelling of her

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8

1 name. She only spoke once, so it shouldn't be hard to find.

2 CHAIR MATHIS: Okay.

3 COMMISSIONER MCNULTY: On Page 61, Line 4,
4 "Thank a lot, Buck," should be "Thanks a lot, Buck." And I
5 would request on the first page, again, that we use Mr.
6 Stertz's and my middle initials, Linda C. McNulty and
7 Richard -- P?

8 COMMISSIONER STERTZ: Yes.

9 COMMISSIONER MCNULTY: -- Stertz. I did the
10 same thing Commissioner Herrera did, I focused mostly on my
11 own comments.

12 CHAIR MATHIS: Okay.

13 COMMISSIONER MCNULTY: Those are my only
14 changes.

15 CHAIR MATHIS: Thank you, Commissioner
16 McNulty. Any other comments from other commissioners?

17 MR. BARTON: Madam Chair?

18 CHAIR MATHIS: Mr. Barton.

19 MR. BARTON: This might be a good time to
20 point out that the way these changes are entered is

21 they're -- attorneys will be familiar with this -- is we're
22 just going to have a correction sheet in the back of the
23 minutes that will correct the mistakes, and they'll go at the
24 end.

25 so for the transcripts, it will be clear what

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9

1 the transcript was initially and then just we'll put these
2 changes at the end in correction sheets.

3 For the minutes, you can make changes into the
4 document that will be -- then we'll put up a revised document
5 on the web site that will just have the corrected version.

6 CHAIR MATHIS: Thank you for that
7 clarification. And that's what the public will see, then, on
8 the web site is this correction sheet to our transcripts.

9 Any other comments on the transcript?

10 (No verbal response.)

11 CHAIR MATHIS: Do I hear a motion to approve
12 the transcript or the minutes in the form of a transcript
13 from the March 31st meeting as amended?

14 COMMISSIONER STERTZ: As amended, so moved.

15 CHAIR MATHIS: Second, anyone?

16 VICE CHAIR FREEMAN: Second.

17 CHAIR MATHIS: All in favor?

18 VOICE VOTES: Aye.

19 CHAIR MATHIS: Any opposed?

20 (No verbal response.)

21 CHAIR MATHIS: Okay. The transcript for the
22 March 31st meeting passes as amended.

23 The next item is the April 8th minutes.

24 Did everyone receive those and have a chance
25 to review them, and are there any corrections?

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10

1 VICE CHAIR FREEMAN: Madam Chair?

2 CHAIR MATHIS: Commissioner Freeman.

3 VICE CHAIR FREEMAN: With respect to the
4 minutes of our April 8th, 2011, hearing, both the public
5 session and the executive session, there is definitely a
6 difference in format between these and the minutes on the
7 March 31 hearing, which we've already approved.

8 And I had a number of changes. And my concern
9 when I was going through it, this may be a moment where
10 everyone needs to have a seat and grab a pillow, because we
11 would be spending about 15 minutes going through these.

12 And I'm wondering if we should, perhaps,
13 discuss and then -- you can just see some of my markups
14 here --

15 CHAIR MATHIS: Extensive.

16 VICE CHAIR FREEMAN: -- perhaps we entertain a
17 motion to table approval of these minutes, and the Chair,
18 perhaps, delegate to a commissioner -- and I'm not looking to
19 do it myself -- to take a run at redrafting these minutes, so
20 that, perhaps, they're more a format -- I like the format of
21 our March 31st minutes.

22 CHAIR MATHIS: Okay.

23 VICE CHAIR FREEMAN: I think they're -- by
24 ease of reference for us and for the public to understand
25 what we did, I think they're the appropriate level of detail.

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11

1 And I think we benefit by having sort of that similar format
2 going forward.

3 I'm more than happy to start wading through my
4 respective changes here, but, like I said...

5 CHAIR MATHIS: Okay. So we have a motion on
6 the floor to table the approval of these minutes.

7 Is there a second to that motion?

8 COMMISSIONER MCNULTY: Second.

9 CHAIR MATHIS: Any discussion?

10 VICE CHAIR HERRERA: Madam Chair?

11 CHAIR MATHIS: Yes.

12 VICE CHAIR HERRERA: Just for clarification,
13 whoever is typing those minutes, not only the -- actually,
14 just focusing on the meeting minutes, just going forward,
15 asking Commissioner Freeman what he's looking for to make
16 sure that the individual who's typing those minutes has an
17 idea of what he or anyone else is looking for. So we can, in
18 the future -- because I've seen the markings, and that's
19 quite a few -- so make it easier for that individual, because
20 my corrections were minor.

21 CHAIR MATHIS: Yeah. That's great. And it
22 has been a challenge, because we have met in various
23 locations and had different minute takers and court reporters
24 throughout our tenure so far.

25 So I'm hoping that we'll be able to

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1 standardize somewhat on the people doing that, and they'll
2 get used to our style and what we like.

3 But I think that's a great suggestion to
4 communicate to them how we'd like to see that. And maybe
5 Commissioner Freeman could take the charge on that in terms
6 of future minutes.

7 VICE CHAIR FREEMAN: I'm happy to do that,
8 Madam Chair. I think, perhaps, everyone agrees the March
9 31st minutes, the format of those, could serve as a guide.

10 And I would commend everyone at breaks, if
11 someone's name comes up, a spelling, unusual word, if you'd
12 take a moment, if you think of it, to talk with our court
13 reporter and our minute taker to make sure they've got proper
14 spellings, so we don't have to deal with that going forward.

15 I think the minutes, to provide an effective
16 reference, should reflect who's speaking to us, who they
17 represent or who they work for and generally describe what
18 they -- they discuss.

19 I mean, preparing minutes is kind of an art
20 form. It's too much detail, too little detail -- you know,
21 where do you strike the balance? It's hard to know how to
22 advise people.

23 I also think in terms of, quote, action this
24 board takes in terms of motions, amendments to motions,
25 seconds, approvals, that needs to be -- I would like to have

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13

1 that be explicit in our minutes. I see that in our March
2 31st minutes. I didn't quite see it as well in the -- in the
3 draft of the April 6th (sic) minutes. And it's something, if

4 we could get a handle on that, I think we'd all benefit.

5 CHAIR MATHIS: I agree. Any other comments or
6 discussion?

7 VICE CHAIR FREEMAN: It should -- we've -- I
8 believe we've moved to table approval.

9 CHAIR MATHIS: And it was seconded.

10 VICE CHAIR FREEMAN: I would move that the
11 Chair delegate to a commissioner the responsibility of taking
12 a run at preparing a second draft of these minutes that we
13 can then consider and approve at the next hearing.

14 CHAIR MATHIS: Okay. Well, we have the motion
15 that was seconded to table these minutes, at least, for the
16 approval. So should we vote on that one?

17 VICE CHAIR FREEMAN: Yes, we should.

18 CHAIR MATHIS: All in favor of the motion to
19 table the approval of these minutes until such time that
20 commissioners can -- Commissioner, I guess, Freeman would
21 take the lead on making those edits and suggesting them to --
22 maybe -- I'm kind of not sure how we do this.

23 we should centralize the minute correction
24 function with Commissioner Freeman?

25 VICE CHAIR FREEMAN: Madam Chair?

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1 CHAIR MATHIS: Yes.

2 VICE CHAIR FREEMAN: Perhaps let's just take
3 them in order. The first motion was to table the approval of
4 the April 6th (sic) minutes --

5 CHAIR MATHIS: Okay.

6 VICE CHAIR FREEMAN: -- which was seconded.

7 Let's --

8 CHAIR MATHIS: Let's --

9 VICE CHAIR FREEMAN: -- vote on that.

10 CHAIR MATHIS: -- vote on that.

11 So do I -- all in favor of that motion?

12 VOICE VOTES: Aye.

13 CHAIR MATHIS: Any opposed?

14 (No verbal response.)

15 CHAIR MATHIS: Okay. Hearing none, that

16 motion carries. So we'll table the approval of these April

17 8th minutes. And now there is a new motion on the table from

18 Commissioner Freeman to --

19 VICE CHAIR FREEMAN: Yeah, I would move that

20 the Chair select a commissioner to prepare a revised draft of

21 the April -- of the minutes of the April 6th, (sic) 2011,

22 hearing, both the public session minutes and the executive

23 session minutes. And then present them at the next hearing

24 of this Commission for approval by a motion.

25 CHAIR MATHIS: Is there a second?

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15

1 VICE CHAIR HERRERA: Madam Chair, before you

2 go forward --

3 CHAIR MATHIS: Yes.

4 VICE CHAIR HERRERA: -- can I then make an

5 amendment that the individual in charge of that also provide

6 some guidance to the individual writing up the meeting

7 minutes --

8 CHAIR MATHIS: Uh-huh. Right.

9 VICE CHAIR HERRERA: -- to the formatting and

04-14-11 AZ Independent Redistricting Commission (Public Session).txt
10 the type of style?

11 VICE CHAIR FREEMAN: I would accept that.

12 CHAIR MATHIS: Okay.

13 COMMISSIONER STERTZ: Then second as amended.

14 CHAIR MATHIS: Any discussion?

15 COMMISSIONER MCNULTY: Only a request that we
16 receive them a day in advance of the meeting, so that we can
17 review them.

18 CHAIR MATHIS: All in favor?

19 VOICE VOTES: Aye.

20 CHAIR MATHIS: Any opposed?

21 (No verbal response.)

22 CHAIR MATHIS: Okay. The motion carries. And
23 the Chair will designate someone on the Commission to revise
24 this -- these April 8th draft meeting minutes. And then also
25 communicate to our future minute takers the format that we'd

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16

1 like to see those minutes be.

2 Okay. Thank you. So this brings us to Item
3 III, call for public comment. So far, I only have one
4 request to speak.

5 Are there any other forms that anybody has
6 that they want to give me?

7 (No verbal response.)

8 CHAIR MATHIS: Okay. So if Mr. Steve Muratore
9 could come up. He's the publisher for Arizona Eagletarian,
10 and the subject is hiring.

11 MR. MURATORE: Right here?

12 VICE CHAIR HERRERA: Sure.

13 CHAIR MATHIS: Yeah.

14 MR. MURATORE: Okay. Good morning, Madam
15 Chairman, Commissioners. Before I hit on the hiring, last
16 week I mentioned a concern I had with the spreadsheet on the
17 prior Commission's expenditures. And the handout looks to
18 be, essentially, the same today, with no identifying
19 information.

20 Now, Mr. Whitmer suggested I talk to Ms.
21 Darian. She said she would e-mail me a spreadsheet that has
22 proper attestation. But my concern is that what's made
23 available to everybody is clearly indicated with identifying
24 information.

25 Now, as to hiring, my concern is whether or

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17

1 not you're going to hire today for the executive director
2 position. And I know that would be, in my opinion, very
3 short turnaround for checking references.

4 I don't know what DOA personnel has done in
5 that regard. But in addition to checking references, I would
6 think that a position as significant as the executive
7 director, you would want to be doing, at least, some kind of
8 background checks to public records or whatever. And I would
9 think that that takes time.

10 So I would suggest that I would be concerned
11 if you hired today. Thanks.

12 CHAIR MATHIS: Thanks. Okay. That ends the
13 Public Comment section. So that takes us to Item IV on the
14 agenda, something that was tabled from last time because we
15 ran out of time. And this is discussion and possible action

16 on office space options, including ADA compliance, HVAC and
17 other technology features.

18 And Nola Barnes and Buck Forst from ADOA have
19 been helping us on our office space options. And I'm going
20 to ask either or both of them to come up and tell us a little
21 bit about some of the properties.

22 Since our last meeting, we -- some of the
23 commissioners have seen some of the spaces that are available
24 to us. And we haven't had a chance to talk as a group in a
25 public meeting to go over what people's preferences and

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18

1 thoughts are, so -- but I think Nola has some additional
2 information to present also.

3 MS. BARNES: I think specifically you asked
4 about, for today's meeting -- is this on? -- for today's
5 meeting about Evans House and then this building here, the
6 ICA Building.

7 So for Evans house, it is not illegal to
8 occupy Evans House, because they've updated ADA issues. It
9 was updated in the early '90s to then standards. There are
10 limitations what you can do in addition to that, just because
11 of the historical nature of the building. But there is a
12 wheelchair lift and it is operable, but there is no backup
13 power.

14 The legislature approved the budget. The rent
15 is 1,508 per rentable -- per square foot. So annually --
16 that's based for the first floor -- would be 27,900. And
17 that's a full-service gross lease.

18 Tenant improvements are paid exclusively by

19 the tenant if there were to be any tenant improvements;

20 although, the options for any tenant improvements are

21 extremely limited. And that is for the first floor.

22 CHAIR MATHIS: And is it true that the
23 Secretary of State pays the rent currently on that property?

24 MS. BARNES: They do. They -- they were the
25 last occupant of the space.

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19

1 CHAIR MATHIS: And is that rent paid through
2 the end of the fiscal year, or --

3 MS. BARNES: It's paid through FY11, beginning
4 FY12. If the Industrial -- not the Industrial Commission,
5 sorry -- the Redistricting Commission were to occupy the
6 first floor, you would pick up that portion of the rent,
7 offset their rent.

8 CHAIR MATHIS: Okay. Thank you. I believe,
9 too, just to interrupt before you start again, I think if any
10 commissioners wanted to see the Evans House space today, if
11 there's time during the recess or something, that that
12 opportunity might be available to us. So let us know -- let
13 me know.

14 So, yeah, then we learned about the Industrial
15 Commission's fifth floor space as another potential.

16 MS. BARNES: The fifth floor -- I met with the
17 executive director last week. The Industrial Commission will
18 split the space up into, approximately, a 4,720 rentable
19 square foot footprint. Their rate is 1,650ish.

20 They can charge -- the base is the
21 legislatively approved rate. DOA doesn't have control of

22 this particular building. The 1,508 doesn't cover their cost
23 for this building, so they believe it would be in the 1,650
24 range.

25 At 4,720 square feet, annual rent would be

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20

1 seventy-seven eight, closer to seventy-seven nine. And one
2 smaller carve out of the space would be 3,305, and the annual
3 rent would be fifty-four five.

4 CHAIR MATHIS: And I'm sorry, Nola. Can you
5 say the square footage of the first floor in the Evans house
6 again?

7 MS. BARNES: The first floor of the Evans
8 House is 1,851 rentable square feet.

9 CHAIR MATHIS: Okay. Thank you. And so I
10 think there were other issues that were going to be just
11 checked into; especially, regarding the Evans House with air
12 conditioning and IT. And I just wondered if you've --

13 MS. BARNES: The air conditioning was replaced
14 a couple of years ago. I looked back over three or four
15 years of work orders, and there haven't been, you know,
16 chronic issues. I think the worst issues were, you know,
17 maybe it was hot once or twice. But it didn't appear to be
18 an ongoing kind of problem.

19 CHAIR MATHIS: Okay.

20 MS. BARNES: And the parking would be in the
21 ADEQ garage just behind the building.

22 CHAIR MATHIS: Okay. Okay. Great. And,
23 Buck, did you find out anything on IT?

24 MR. FORST: I need one more week to get you

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21

1 did hear yesterday that they -- it is possible to put that
2 location on the state magnet without doing any trenching.

3 So --

4 CHAIR MATHIS: Oh. Good.

5 MR. FORST: -- the cost will be --

6 CHAIR MATHIS: Without heavy equipment --

7 MR. FORST: -- significantly cheaper.

8 (Whereupon, the reporter asks for

9 clarification.)

10 CHAIR MATHIS: I'm sorry. It was my fault.

11 MR. FORST: The cost for networking that

12 location and putting it on the state magnet would be

13 significantly cheaper than originally quoted.

14 CHAIR MATHIS: Great.

15 MR. FORST: So we should have those numbers at

16 the next meeting.

17 CHAIR MATHIS: Okay. So I open this up. Any

18 other comments from either of you on properties or space?

19 MS. BARNES: Well, on this particular space,

20 with the Evans House, there is no dedicated security to that

21 building. With this space, the security is offered at no

22 charge, as well as the auditorium and the hearing rooms.

23 So that's my only addition there.

24 CHAIR MATHIS: If we're not in this building,

25 are we charged for using this hearing room?

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22

1 MS. BARNES: I don't believe so. I don't
2 believe there was a charge for today. But if it were to
3 occur regularly, we would have to address that with the
4 executive director.

5 CHAIR MATHIS: Okay. Then open it up for any
6 comments from the commissioners.

7 COMMISSIONER STERTZ: Madam Chair, on the
8 1,650 a square foot, an estimated square foot, was that an
9 estimated gross?

10 MS. BARNES: That was an estimated gross.

11 COMMISSIONER STERTZ: Okay. That would be
12 against the hard number gross of the 1,508 a square foot?

13 MS. BARNES: Right.

14 COMMISSIONER STERTZ: Okay. And the original
15 number of 4,720 as a recommendation of leasable square
16 footage, would they -- we just happened to tour that space
17 this morning. There appeared to be an opportunity for some
18 flexibility of -- the opportunity to decrease that number
19 substantively?

20 MS. BARNES: We -- yeah, the 3,305 in the kind
21 of carved out area there, that's the smallest amount that
22 we're willing to reduce the space to.

23 CHAIR MATHIS: So it's 4,720 square feet or
24 3,305 in the Industrial Commission building.

25 COMMISSIONER MCNULTY: Could you just describe

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23

1 what these footprints are as you come in the door?

2 You know, I think we've all come in the door
Page 20

3 now. We know there's the bank of glass-walled offices on the
4 left, and then there's a little L on the -- I mean, on the
5 right, a little L on the left.

6 How does that --

7 MS. BARNES: Well, that's on the fifth floor.

8 And I'm not completely familiar with this building, but I
9 believe when you come off the elevators, you would go, I want
10 to say, right.

11 COMMISSIONER MCNULTY: Is it south? Which
12 would be left.

13 MR. FORST: Sure. You go south off the
14 elevators, through the doors. You go east. And then I think
15 it's your first or second door on your right.

16 COMMISSIONER STERTZ: I've made a demarcation
17 on your drawing. I apologize for this. This was the -- this
18 was the spaces indicated to us, that I've marked in red, that
19 they would allow us to lease, which is more in keeping of the
20 1,850 square footage.

21 MS. BARNES: I can certainly go back to the
22 executive director and ask her if we can negotiate that.

23 COMMISSIONER STERTZ: Yeah, I'd like to -- I
24 think we need to be really sensitive to a couple of things.
25 And I think Commissioner McNulty brought up very clearly the

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24

1 security of this -- of this is really important.

2 And even though I think the Evans House is
3 a -- its importance, it's a significant building, it's
4 charming, it meets the qualifications as we've requested you
5 to, if the opportunity for that space -- the difference

6 between the dollar thirty-two a square -- dollar forty-two a
7 square foot with the ongoing use of security and the free use
8 of this space, which we know positively would occur in that,
9 might have some merit.

10 MS. BARNES: Any lease with the ICA is
11 contingent upon their investment committee's approval as
12 well.

13 COMMISSIONER STERTZ: Sure.

14 CHAIR MATHIS: Any other comments from
15 commissioners on the space or questions for Nola and Buck?

16 VICE CHAIR HERRERA: Madam Chair?

17 CHAIR MATHIS: Yes, Commissioner Herrera.

18 VICE CHAIR HERRERA: You know, I had an
19 opportunity with the Commission to go through both the Evans
20 House and this area. And, initially, I was thinking the
21 Evans House is a charming place.

22 But after seeing this building and the newer
23 building, the security and the available space without
24 probably much updating compared to the Evans House, it'd
25 probably make more sense to focus our efforts on getting

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1 space in this building.

2 CHAIR MATHIS: Okay. Any other comments?

3 I guess I would want to confirm, too, with
4 Nola, if she could, to find out is this hearing room free of
5 charge to any tenant in the building if it's available.

6 MS. BARNES: I did confirm that --

7 CHAIR MATHIS: You did that?

8 MS. BARNES: -- when I spoke with her last

9 week.

10 CHAIR MATHIS: Okay. But it's -- if you're
11 coming from -- if you're not a tenant --

12 MS. BARNES: Yeah, I don't know their
13 policy --

14 CHAIR MATHIS: Okay.

15 MS. BARNES: -- if you're not --

16 CHAIR MATHIS: That would be good to know --

17 MS. BARNES: -- a tenant in the building.

18 CHAIR MATHIS: -- if they charge.

19 VICE CHAIR HERRERA: Madam Chair, I think
20 there's another hearing room, I think a little smaller, as
21 well.

22 MS. BARNES: There are a couple of other
23 hearing rooms. There is --

24 VICE CHAIR HERRERA: So there is that
25 flexibility in case this room is being booked on the day we

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1 need to schedule a meeting.

2 MS. BARNES: That's correct.

3 CHAIR MATHIS: Yeah, this is a great meeting
4 room --

5 VICE CHAIR HERRERA: It is.

6 CHAIR MATHIS: -- of the ones we've been in so
7 far. So it's a nice one. Any other comments?

8 It sounds like we don't have all of the
9 information yet on the IT for Evans House and -- oh.

10 On security, is there any sort of alarm system
11 at Evans House; do you know?

12 MS. BARNES: I think there may be an intrusion
13 alarm. I'll have to double check. Most of our state
14 buildings do have an intrusion alarm, but that would probably
15 be the limit.

16 CHAIR MATHIS: Okay. Any other comments?
17 Commissioner McNulty?

18 COMMISSIONER MCNULTY: When we get feedback on
19 whether the ICA is willing to do the configuration that
20 Commissioner Stertz just described or something similar to
21 it, can you also -- will you also explain to us the process
22 for getting their investment committee to approve the lease?

23 MS. BARNES: Sure. I might suggest, Madam
24 Chairman, that one of the commission members attend a meeting
25 with me and the executive director to maybe get a better

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1 sense than just waiting to hear from me.

2 CHAIR MATHIS: Okay. Are you volunteering for
3 that, Commissioner Stertz?

4 COMMISSIONER STERTZ: Yes. Yes, I am.

5 CHAIR MATHIS: That would be fine if you would
6 like to do that. So Commissioner Stertz and Nola can meet
7 with the executive director of the Industrial Commission.

8 MS. BARNES: Her name is Laura McGrory.

9 CHAIR MATHIS: Okay. Great. Thanks for your
10 help. Okay. Next item on the agenda, Item V, discussion and
11 possible action regarding setting up a web site for the
12 Commission, including any desired security features, public
13 access features, or other desired functionality.

14 I'm happy to report that Buck Forst has been
Page 24

15 extremely helpful -- he's from the ADOA -- in getting our web
16 site off the ground, it's launched.

17 we had hoped to talk about this at the last
18 meeting. It's been in place for a couple of weeks now I
19 think. And thank you very much --

20 MR. FORST: You're welcome.

21 CHAIR MATHIS: -- for all you did to make that
22 happen. And he also is preserving, of course, the work of
23 the previous Commission. There's a tab on that web site so
24 that you can link to everything the previous Commission did.

25 And we're using the same URL,

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1 azredistricting.org, and you can go there and see agendas and
2 minutes. And we will be posting our agendas on there, so
3 that's a great resource for people to always go there for
4 sure. We'll still continue to post it in other places as
5 well, but that's your best bet I would say.

6 Anything that you want to report on the web
7 site itself, Buck?

8 MR. FORST: No. You know, the maps for the
9 previous Commission were not working properly. I got those
10 fixed this morning, so --

11 CHAIR MATHIS: Okay.

12 MR. FORST: -- you can actually click on the
13 maps and you can view the maps now.

14 CHAIR MATHIS: Great.

15 MR. FORST: There was an issue with renaming
16 it to the 2001 dot azredistricting, but it's all fixed now.
17 And that's -- that's about it.

18 CHAIR MATHIS: Thank you. Great. Any
19 questions for Buck on the web site, comments?

20 COMMISSIONER MCNULTY: I have one question.
21 Did the Commission last time have e-mail
22 addresses through the web site?

23 MR. FORST: I don't know. There is one
24 address set up right now. It's on the contact form for the
25 contact page. When you fill out the form and submit it, it

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1 goes to an info app, azredistricting. And right now, the
2 interim executive director is picking up those e-mails.

3 But we can create them as needed. They're
4 exchange accounts.

5 CHAIR MATHIS: Okay. Any other comments or
6 questions?

7 VICE CHAIR HERRERA: Madam Chair, just to
8 clarify Commissioner McNulty, are you saying, Commissioner
9 McNulty, for people, members of the public, people contact
10 commissioners via our web site?

11 COMMISSIONER MCNULTY: Yes, that was my
12 question --

13 MR. FORST: Oh.

14 COMMISSIONER MCNULTY: -- whether they --
15 whether that's the way they did the e-mail last time.

16 MR. FORST: I guess that would be up to you.

17 If you want your e-mail address on the web
18 site, we're happy to add it there. Or if you want your own,
19 you know, Linda azredistricting, we're happy to facilitate
20 that as well.

21 COMMISSIONER MCNULTY: I think right now, we
22 all have Gmail addresses that aren't the most user-friendly
23 thing in the world. But we were thinking about looking at
24 what the possibility might be of having consistent -- each of
25 us having consistent e-mail using the web site.

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1 MR. FORST: Sure.
2 COMMISSIONER MCNULTY: Just a thought.
3 MR. FORST: Yep. Absolutely.
4 CHAIR MATHIS: Okay. Any other comments?
5 (No verbal response.)
6 CHAIR MATHIS: Okay. Thanks very much, Buck.
7 VICE CHAIR HERRERA: Thank you, Buck. Thank
8 you, Nola.
9 CHAIR MATHIS: Can the public hear okay? Are
10 we -- no, it's not loud enough. So everyone really needs to
11 try to speak --
12 COMMISSIONER STERTZ: We're not working.
13 CHAIR MATHIS: -- into the mics as well as
14 possible.
15 COMMISSIONER MCNULTY: The mic's not working.
16 COMMISSIONER STERTZ: The mic's not working.
17 CHAIR MATHIS: At all?
18 MR. FORST: Yes, they are. Pull them closer.
19 COMMISSIONER STERTZ: Hello. All right.
20 CHAIR MATHIS: Okay. We're at Item VI on the
21 agenda, discussion and possible action regarding renting
22 versus buy decision. Uh-oh. Did Buck just step out?
23 COMMISSIONER MCNULTY: He went to see if we

24 could get this door unlocked to turn the mics up.

25 CHAIR MATHIS: Oh. Great. Okay. well, he's

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1 around. We received a quote. In fact, it's one of the
2 handouts outside as well. Buck did some research into
3 renting versus buying the A/V equipment that's necessary to
4 stream our meetings, so that people can go to a link and
5 watch their -- watch this action from the privacy of their
6 own homes if they wish.

7 And so we've all expressed a great desire to
8 make these meetings as accessible as possible to people in
9 the state. And Buck's been doing some research to this end
10 and provided these two quotes. One's for renting the
11 equipment versus buying the equipment.

12 And the challenge with renting, of course,
13 too, is the fact that we do have some meetings in Tucson.
14 We're a very nomadic commission in many ways, and we'll be
15 having hearings in other places. So we do need to think
16 about the mobility factor and being able to get the equipment
17 to where we need to go.

18 So did anyone have a chance to look at the
19 quotations that Buck provided, and any comments or questions
20 on it?

21 COMMISSIONER STERTZ: Madam Chair?

22 CHAIR MATHIS: Yes, Commissioner Stertz.

23 COMMISSIONER STERTZ: On two points. As a
24 point of reference, the reason why we were talking about this
25 type of equipment is not just for these meetings. It is so

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1 that as we're going out into the public and having our public
2 sessions, our meet and greets for the sake of a better
3 description, that we've got that able to -- to have outreach
4 to anybody that wants to have availability to it and be able
5 to stream it live. So that was the primary -- the cause and
6 effect of this.

7 The other piece was I checked with a couple of
8 private vendors. Not having the list of the inventory of the
9 equipment that you were choosing, but having familiarity of
10 the equipment and the manufacturers, I gave them a similar
11 description of what our costs -- or what our intent was.

12 And they ranged in price from \$12- to \$20,000
13 for an acquisition of a similar, transportable set of
14 equipment. So if the -- it's going to be my recommendation
15 to the Commission that we go ahead and that this is a fair --
16 it fits within the brackets, it meets the expectations.

17 we'll want to take a -- one last step to
18 verify that it's going to hit all of the points for
19 transportability and applicability of remote locations, so
20 that when we're working in Greer or Yuma or wherever we're
21 traveling to, that we'll be able to have access, so that we
22 can get these meetings live streaming.

23 But this includes everything from wireless
24 microphones to microphones for public input, to a sound
25 system for the space, plus a videocam.

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1 MR. FORST: Sure. The only difference with
2 this, the purchase quote, is that these are all wired
3 microphones. The wireless option for all of the microphones,
4 I think, was an extra \$2,000, which I can create a new quote
5 for you from this company if you'd like.

6 But that might be a great suggestion because
7 of the problems or difficulties we've been having at the
8 previous meetings.

9 COMMISSIONER STERTZ: Yeah.

10 MR. FORST: So that might be great, yes.

11 And this -- just to clarify, this purchase
12 option is a turn-key option and it has portability and it
13 includes a day of training.

14 COMMISSIONER MCNULTY: But not wireless?

15 MR. FORST: No, this is a wire solution. So
16 the microphones would physically have the wires coming off
17 and to the tricaster unit that would then record the meeting
18 and, you know, put it on the web for display.

19 COMMISSIONER MCNULTY: If it's wireless, does
20 it suggest that we have to have -- obviously, you have to
21 have an outlet. But do you have to have any more
22 substantial, you know, electric facilities wherever we're
23 going?

24 MR. FORST: Not with the wireless, no. You
25 would have a microphone.

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1 COMMISSIONER MCNULTY: But if it's wired --

2 MR. FORST: Oh.

3 COMMISSIONER MCNULTY: -- if we choose the

4 wired option, do we --

5 MR. FORST: No.

6 COMMISSIONER MCNULTY: Okay.

7 MR. FORST: It would be the same either way.

8 CHAIR MATHIS: Any other questions or comments
9 for Buck on the quotes?

10 COMMISSIONER STERTZ: Just a quick
11 clarification. Commissioner McNulty, on wireless, the setup
12 is probably 20 percent of the time. I mean, it's 20 percent
13 of what it would be for a wired system.

14 MR. FORST: Sure. And it would be --

15 COMMISSIONER STERTZ: You're up and down very
16 quickly.

17 MR. FORST: Yeah. It would be much quicker to
18 get the information (sic) set up than the wired.

19 COMMISSIONER MCNULTY: I saw you taking down
20 the equipment last time.

21 MR. FORST: It's a pain in the butt, yeah.

22 COMMISSIONER MCNULTY: It's a big job.

23 CHAIR MATHIS: Okay. Anything else?

24 COMMISSIONER STERTZ: Madam Chair, since we do
25 not have a final number, I'm going to suggest that we -- to

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1 go ahead and to be able to move this forward, that we set a
2 top of \$16,000, tax included, setup included, and make a
3 motion to approve DOA, under Buck's recommendations, with the
4 outline as we've got, to go with the acquisition of a
5 wireless system, so that we can get this on board, get this
6 equipment up and running and get the IT proponent of this

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7 under control.

8 MR. FORST: Sure.

9 CHAIR MATHIS: Is there a second to
10 Commissioner Stertz's motion?

11 COMMISSIONER MCNULTY: Second.

12 CHAIR MATHIS: Any discussion?

13 VICE CHAIR HERRERA: Madam Chair, where are we
14 planning on housing this? Where is it staying? Who's going
15 to take care of it, making sure that it's --

16 MR. FORST: That's a good question. I would
17 believe that whoever you would hire into one of your -- is it
18 the project coordinator position? -- would probably be the
19 one taking care of this after you get that hired.

20 In the meantime, ISD or the Department of
21 Administration would be happy to.

22 VICE CHAIR HERRERA: But mostly, as to buying
23 stuff, you know, long term, what do we do with it? I mean,
24 does it go out of, you know --

25 MR. FORST: There's several options. You

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1 know, the State of Arizona has surplus property. This is
2 going to be relatively, you know, upgraded equipment for a
3 lot of these facilities. So I'm sure the Industrial
4 Commission would appreciate the equipment being left here or
5 transferring that asset over to them.

6 I mean, either way, it's going to save you a
7 lot of money down the road.

8 VICE CHAIR HERRERA: Instead of leasing it,
9 you mean?

10 MR. FORST: Renting, yeah. I believe the cost
11 associated with renting -- Broadcast Rentals gave me a quote
12 here -- the 1,300 doesn't even include the recording of the
13 meeting or the streaming of the meeting, which would bring
14 each meeting rental up to about \$1,900.

15 So you can see after eight meetings, you've
16 paid for the equipment.

17 VICE CHAIR HERRERA: Correct. Okay.

18 CHAIR MATHIS: My only -- anything else?

19 VICE CHAIR HERRERA: No.

20 CHAIR MATHIS: My only comment was, yeah, I'm
21 wondering -- we talked about last time this Information
22 Technology Specialist IV position that we want to hire. And,
23 in fact, we'll be getting to that later in the agenda.

24 But I'm wondering, do we wait until that
25 person is on board, and they can -- they may have their own

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1 preferences, too, as to what systems we buy. I'm not trying
2 to hold up the train. I don't know how quickly this kind of
3 thing can be acquired, if it's the kind of thing that gets
4 shipped the moment you --

5 MR. FORST: That's --

6 CHAIR MATHIS: -- purchase it.

7 MR. FORST: -- a good question. I don't know
8 that I have a timeline, you know, from the day we say, yes,
9 we want to buy it to it being on site. But I would assume it
10 would be relatively quick.

11 CHAIR MATHIS: Uh-huh. So one thought is we
12 wait until that person's hired to help make the decision on

13 buying, but --

14 COMMISSIONER STERTZ: I guess, Madam Chair,
15 from my perspective is that nothing so far has happened
16 quickly. And I think the more that we can get -- we know
17 what brackets we're going to be in so far. I've been -- I've
18 done sufficient research to know that we're going to be
19 spending this amount of money with this type of equipment.

20 And whether or not there's some nuances that
21 are going to be brought forth by a typical IT guy, I've
22 not -- Buck has been hitting home runs since -- everything
23 that he's brought forward to us so far.

24 I'm not going to guess that he's bringing us
25 any bad information now or would be recommending anything

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1 other than what we're going to be wanting to do in the
2 future.

3 CHAIR MATHIS: Right. And for the record, I'm
4 not suggesting Buck would be bringing us bad information.

5 COMMISSIONER STERTZ: Yeah. I'm not either,
6 so -- I'm not implying that, so --

7 VICE CHAIR HERRERA: Madam Chair?

8 CHAIR MATHIS: Yes.

9 VICE CHAIR HERRERA: Yeah, I hope we're going
10 forward if Buck recommends this particular, you know,
11 software technology, that this is what we'll need. I would
12 rather hate for us to buy something now and then realize
13 later on it's not doing what we want it to do.

14 But if we're all in agreement this is what we
15 want and we can't find anything better for the price, then I

16 am okay with moving forward with recommendations that he's
17 made.

18 CHAIR MATHIS: Okay. Any other discussion and
19 comments?

20 VICE CHAIR FREEMAN: So, Madam Chair, just for
21 clarification, if we've authorized -- what we're authorizing
22 Buck to do is negotiate and purchase this equipment; is that
23 correct, Commissioner Stertz?

24 COMMISSIONER STERTZ: Yes, with a limit of up
25 to \$16,000, including tax.

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1 VICE CHAIR FREEMAN: And then if it's
2 purchased, it is going to be kept where?

3 COMMISSIONER STERTZ: Temporarily, it's going
4 to be kept under the -- under Buck's management and tutelage
5 until our office space is set, our executive director is
6 hired, and then it will be managed at that location.

7 VICE CHAIR FREEMAN: Okay. Thank you.

8 CHAIR MATHIS: So we have -- any other
9 discussion?

10 (No verbal response.)

11 CHAIR MATHIS: We have the seconded motion to
12 proceed with giving Buck the authority to purchase this
13 equipment up to a limit of \$16,000, including tax.

14 And this will be housed at the ADOA in some
15 secure location until such time that the Commission has its
16 own space and executive director on board to keep it secure.

17 So --

18 VICE CHAIR HERRERA: Madam Chair?

19 CHAIR MATHIS: Yes.
20 VICE CHAIR HERRERA: I have one more comment
21 for Buck.
22 CHAIR MATHIS: Sure. Of course.
23 VICE CHAIR HERRERA: Is the 16,000 sufficient
24 for the system, the wireless system we're considering
25 purchasing?

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1 MR. FORST: I believe 16,000, yes, would take
2 care of everything with wireless and tax. Yeah, that's
3 definitely feasible.
4 VICE CHAIR HERRERA: And is that -- would that
5 include the company providing any type of training?
6 Obviously, it includes one day of training.
7 MR. FORST: Sure. Yes.
8 VICE CHAIR HERRERA: But going forward, if we
9 need more than that, obviously, we would have to pay
10 additional for --
11 MR. FORST: I would assume, yes. I didn't ask
12 for that information when I got the quote.
13 VICE CHAIR HERRERA: Okay.
14 COMMISSIONER STERTZ: Buck, I'm going to ask
15 you to squeeze an extra day out, so that when the IT guy gets
16 hired --
17 MR. FORST: Sure.
18 COMMISSIONER STERTZ: -- that he gets a day of
19 training as well.
20 MR. FORST: Absolutely. No problem. Yes, I'm
21 happy to help --

22 COMMISSIONER STERTZ: You can make that --
23 MR. FORST: Sure. Yes.
24 COMMISSIONER STERTZ: -- work that deal?
25 CHAIR MATHIS: Okay. Any other comments?

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1 (No verbal response.)
2 CHAIR MATHIS: All in favor?
3 VOICE VOTES: Aye.
4 CHAIR MATHIS: Any opposed?
5 (No verbal response.)
6 CHAIR MATHIS: Okay. The motion carries.
7 COMMISSIONER STERTZ: Great work, Buck.
8 MR. FORST: Thank you.
9 CHAIR MATHIS: Thank you very much for the
10 quotes. All right. We are at Item VII on the agenda,
11 discussion and possible action on budget and appropriations
12 for the Commission. And this has been a recurring item on
13 our agenda since the March 9th meeting, when we all received
14 a copy of that initial expenditures list of the previous
15 Commission.
16 And we determined we really wanted to better
17 understand the burn rate of the previous Commission, so that
18 we could appropriately plan ourselves.
19 And, thankfully, Joe Whitmer is with us today.
20 He's a controller at ADOA and was able to do some research
21 into this and provide us with the spreadsheet that is also a
22 handout and gives the Commission a sense of what happened
23 year by year, annually, by month. So you can see what
24 exactly occurred starting in 2001 and gives us a good sense

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1 So I don't know if -- Joe, if there was
2 anything you wanted to present on this particular
3 spreadsheet, or if any of the commissioners have questions
4 regarding what Joe found for us, but I open it for
5 discussion.

6 COMMISSIONER STERTZ: Madam Chair?

7 CHAIR MATHIS: Yes, Commissioner Stertz.

8 COMMISSIONER STERTZ: The -- when we were
9 having discussions regarding burn rate and -- at the last
10 hearing, we talked about the detail that backs all of this
11 up. And there was a comment made during the call of the
12 audience regarding that detail being delivered.

13 General feeling is that the public should have
14 complete access to it, so should the Commission. So as the
15 data is being delivered out to the general public, the
16 Commission should have access -- equal access to it as well.

17 So I want to make sure that we get the -- we
18 get the data at the same time the general public would.

19 I'm also going to be in favor, as we are
20 managing these funds, that these be part of our public
21 accessibility for data, that we keep a -- an ongoing
22 accounting that is accessible publicly, so that we can
23 have -- so the public has an understanding about what these
24 decisions that are being made, what these meetings that are
25 being called for actually cost to put together.

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1 I think that people look at numbers in broad
2 brush and don't realize that, oh, that meeting that needed to
3 be called again for another reason, to have another meeting
4 to be called again just cost the State of Arizona taxpayers X
5 amount of dollars.

6 And having that sort of data available on an
7 ongoing basis, it's just part of -- exposure of general
8 accounting.

9 CHAIR MATHIS: Good comment. Any other
10 comments? Joe, is there information on the Governor's signed
11 budget that came forward with regards to appropriations for
12 our Commission --

13 MR. WHITMER: Yes.

14 CHAIR MATHIS: -- since our last meeting?

15 MR. WHITMER: Yes. The budget that the
16 Governor signed has \$3 million for this coming year -- fiscal
17 year.

18 CHAIR MATHIS: And is that in addition to the
19 \$250,000 that we already have?

20 MR. WHITMER: That is in addition to the
21 \$500,000.

22 CHAIR MATHIS: Oh, 500. I'm sorry. So
23 500,000 through fiscal year '11?

24 MR. WHITMER: well, they're both nonlapsing,
25 which means they will continue on until they're gone or the

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1 Commission is done with their work.

2 CHAIR MATHIS: Okay.
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3 MR. WHITMER: Also, we talked about the --

4 MR. BARTON: Joe -- I'm sorry -- can I ask you
5 to come forward?

6 MR. WHITMER: Yeah.

7 MR. BARTON: Simply for the reporter here.
8 She's trying to keep up, and it makes it a lot easier if
9 you're standing in front of her and talking.

10 MR. WHITMER: I would just like to comment
11 on -- Commissioner Stertz talked about the transparency in
12 all of the transactions, the detail.

13 The general accounting office does have a
14 transparency web site that people can go to to find out the
15 detail of all the transactions of all the money being spent.

16 You might be able to put a link on your web
17 site to that web site and kind of a little instruction on how
18 they can get to, to find out what you're spending the money
19 on.

20 COMMISSIONER STERTZ: That works.

21 CHAIR MATHIS: Yeah.

22 VICE CHAIR HERRERA: Madam Chair?

23 CHAIR MATHIS: Commissioner Herrera.

24 VICE CHAIR HERRERA: How -- for example, we
25 authorized Buck to go and purchase a piece of equipment.

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1 Let's just say we find what we're looking for, we purchase
2 it. How quickly would that go on that information, so that
3 people know that we spent this much on this?

4 MR. WHITMER: It would go on the web site as
5 soon as it's paid for.

6 VICE CHAIR HERRERA: Okay.

7 MR. WHITMER: The -- what the general
8 accounting office does is they take extracts from the
9 accounting system, and they just load the data directly into
10 it. And I'm not sure if it's on a monthly basis or if it's a
11 nightly basis. I'm not really sure exactly how often it's
12 updated. But I know that they do take the raw data from the
13 system to put out there.

14 VICE CHAIR HERRERA: Because I do agree with
15 Commissioner Stertz that that information should be public.
16 I mean, obviously, it should be available. Everything we are
17 able to see and have access to, so should the public.

18 And the information being on the web site
19 makes perfect sense. If there's a link that has to be, you
20 know, added to the web site to link them to the general
21 accounting office, that's fine, as long as people -- members
22 of the public have access to all of that information.

23 MR. WHITMER: There's also the possibility
24 of -- with some of the reporting -- reports that I showed you
25 on, I believe, it was the March 9th meeting --

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1 COMMISSIONER STERTZ: Yes.

2 MR. WHITMER: -- you might be able to put
3 those out there in PDF format on a monthly basis directly on
4 your web site, so they have access to that, along with, you
5 know, the link to the general accounting office web site.

6 COMMISSIONER STERTZ: Yeah. And I believe
7 Commissioner Herrera's had the opportunity to go through that
8 briefing session with ADOA. So the three Pima County

9 representatives are a leg up on it, and we can show you some
10 of that data we carried with us, so --

11 VICE CHAIR HERRERA: Sure.

12 COMMISSIONER STERTZ: But it is -- what they
13 do is they deliver a certain culled down encapsulation on a
14 monthly basis about what -- what these types of commissions
15 do, so that we can make that discernible, easy to read, easy
16 to understand, so that you don't have to sort of go through
17 all kinds of layers and layers and layers to get to data.
18 And that's terrific to do.

19 VICE CHAIR HERRERA: Madam Chair? And I don't
20 know if this question would be forwarded to the -- asked of
21 Buck instead. Does the web site -- would that have areas
22 where we have the budget singled out, so people can go on the
23 web site, they know what they're looking for and things are
24 easy to find, as opposed to -- because right now, there's not
25 much on there.

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1 But I guess going forward, we're going to be
2 starting to add more information, and I want the information
3 that we add to make sense of where we put it. So if it's
4 budget items of expenditures, I want that to be --

5 CHAIR MATHIS: A separate tab or --

6 VICE CHAIR HERRERA: -- a separate tab. I
7 think it's pretty important for members of the public to be
8 able to access that right away, as opposed to having to dig
9 through it.

10 CHAIR MATHIS: Agreed. Yeah. Any other
11 comments on this, questions for Joe?

12 COMMISSIONER STERTZ: Madam Chair, my
13 question's for you. You've got this as a possible action
14 item. What action are you --

15 CHAIR MATHIS: The reason it's like that, it's
16 been this recurring item, my thought was that if we did find
17 out anything about burn rate that made us want to suggest
18 that maybe we do need to speak with the leadership on both
19 sides to just kind of let them know that, you know, we're up
20 and running and we're grateful for the appropriations we
21 have. And if there was any reason to suggest that we might
22 need more funding, that we could, at least, authorize one of
23 us to do so.

24 But there wasn't anything other than that that
25 I had in mind.

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1 COMMISSIONER STERTZ: Okay. Thank you.

2 VICE CHAIR HERRERA: Madam Chair?

3 CHAIR MATHIS: Yes, Commissioner --

4 VICE CHAIR HERRERA: And I think once --

5 CHAIR MATHIS: -- Herrera.

6 VICE CHAIR HERRERA: Thank you. Once we hire
7 the executive director, hopefully, that individual would be
8 able to keep tabs on our burn rate and keep you or the
9 Commission up to date instead of -- and then making it an
10 agenda item if, indeed, it is an issue that we need to
11 address with the legislature.

12 CHAIR MATHIS: Right. Great. Good
13 suggestion. And I'm forgetting from my training that -- Joe,
14 how often do we get reports on just -- it sounds like with

15 expenditures, if we wanted to, you'd find out that night, it
16 would come through, possibly --

17 MR. WHITMER: Yes, that is --

18 CHAIR MATHIS: -- it'd show up?

19 MR. WHITMER: That is correct. We -- we get a
20 nightly file with -- with all of the transactions on it that
21 could be provided to you.

22 CHAIR MATHIS: Okay. And then we get reports,
23 is it weekly -- or the executive director would get them?

24 MR. WHITMER: On a monthly basis.

25 CHAIR MATHIS: Monthly. Sorry. Okay. Thank

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1 you. Okay. Any other comments or questions?

2 (No verbal response.)

3 MR. WHITMER: Also, one more thing I'd like to
4 say.

5 CHAIR MATHIS: Oh. Sure.

6 MR. WHITMER: Once the executive director is
7 on board, the budget process will start up again shortly
8 after the end of this fiscal year. And the request for
9 funding for 2013 will need to be submitted usually around the
10 August/September time frame.

11 VICE CHAIR HERRERA: That would be for funds
12 for 2013?

13 MR. WHITMER: Yes.

14 CHAIR MATHIS: Thank you.

15 VICE CHAIR HERRERA: Madam Chair?

16 CHAIR MATHIS: Yes.

17 VICE CHAIR HERRERA: Joe, but now we don't

18 know -- I know the funding for 2012 is, approximately, 3
19 million.

20 MR. WHITMER: Yes.

21 VICE CHAIR HERRERA: Do we have any idea of
22 what the Governor's suggesting for 2013, or is that --

23 MR. WHITMER: I have not seen anything.

24 Usually, the Governor's budget recommendation
25 won't come out for a while.

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1 VICE CHAIR HERRERA: Thank you.

2 CHAIR MATHIS: Okay. Any other comments,
3 questions for Joe?

4 (No verbal response.)

5 CHAIR MATHIS: Thank you, Joe.

6 MR. WHITMER: Sure.

7 CHAIR MATHIS: All right. Let's move to the
8 next agenda item, Item VIII, discussion on IRC timeline.
9 This was tabled from the last meeting. But the meeting prior
10 to that, Lisa Hauser heard our discussions.

11 She was counsel to the last Commission and --
12 legal counsel to the last Commission and heard our
13 discussions at one of our public meetings and was kind enough
14 to provide us with a timeline that she had from the previous
15 Commission, which you all have a copy of. It's entitled
16 "2001 Arizona Independent Redistricting Commission Mapping
17 Timeline."

18 And this was just to give people a sense of,
19 at least, what was happening by month with the previous
20 Commission. It's really just for informational purposes, but

21 I thought if anyone wanted to make any comments about this or
22 ask questions, we could discuss them.

23 MR. BARTON: Madam Chair?

24 CHAIR MATHIS: Yes, Mr. Barton.

25 MR. BARTON: You had asked me to look at this

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1 also from -- for statutory concerns. And --

2 CHAIR MATHIS: Right.

3 MR. BARTON: -- what I can tell you is that,
4 generally speaking, the statutory concerns are few. And what
5 generally drives the -- is going to set the deadlines for the
6 Commission are really two considerations, the first being the
7 practical requirements for having the legislative districts
8 drawn in time for the next election.

9 That was what you'll recall Karen Osborn spoke
10 to the Commission about. That's where Ms. Osborn derived her
11 October 1st deadline from, was that that would give enough
12 time for the Commission lines to be drawn far enough ahead of
13 the elections so they can be used. So that's where that
14 deadline comes from.

15 The second sort of major consideration is the
16 line of time to receive public comment. And so I think, you
17 know, the requirement from the Constitution comes from
18 Article 4, Part 2, Section 1, Paragraph 16. And that's where
19 it says that you need to take comment for, at least, thirty
20 days.

21 But I think the Commission probably would like
22 to take comment for more than thirty days. And if you look
23 at what the Commission did last time, you can see that they

24 took comment in two sections.

25 And so I think that's where you're getting --

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1 that's where the driving force behind we need to get the work
2 done early is, is to allow you to take multiple rounds of
3 comments. And then, also, so there's sufficient time for,
4 you know, the downstream political subdivisions to draw their
5 lines. You know, when you give it to the counties, they'll
6 have lines that they need to draw based on what this
7 Commission -- the lines this Commission draws.

8 I will point out that in the last Commission,
9 they had an executive director on March 1st of the year. And
10 I think that that is something that sort of abled them and
11 abled that Commission to get some of the things -- some of
12 these sort of administrative things that we've been
13 struggling with focused and worked on.

14 And so I just think that that's a key point
15 that you can take from this handout. Another thing I think
16 you can take from this handout is you can see the time
17 between having the grid and then having something -- an equal
18 population grid drawn is not -- not that long.

19 And you can see also about how long they were
20 able to take comments and then sort of have the final maps
21 drawn and the final thirty days of comments.

22 So I guess the morale of the story for me is
23 this is mostly a practical concern, but the statutory
24 concerns are not -- are, hopefully, not going to be the
25 limiting factor.

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1 CHAIR MATHIS: Thank you, Mr. Barton.

2 Any other comments or questions from other
3 commissioners -- from the commissioners?

4 COMMISSIONER MCNULTY: I would just comment
5 that -- from a practical perspective, that the last
6 Commission was appointed quite a bit earlier than we were. I
7 think I was the last appointee -- person appointed. And I
8 hadn't even been appointed when the last Commission had their
9 first meeting.

10 So we're kind of -- they were ahead of us by a
11 couple of weeks. I also think this is done generally -- this
12 is very general in terms of months. And that when you look
13 back at the minutes, the dates in March that people were
14 actually retained were March 20th. So it was later in the
15 month.

16 So to the extent that we're kind of comparing
17 where we are to where they were then, we're kind of on track.
18 We aren't that far off track even when we were appointed.

19 CHAIR MATHIS: Any other comments or thoughts
20 on this timeline?

21 (No verbal response.)

22 CHAIR MATHIS: Okay. Yeah. I would only note
23 I was sworn in on March 1st. And the last Commission hired
24 their counsel and executive director on March 1st. So we're
25 definitely behind in that regard.

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1 But I do think that we're all very aware of
2 the importance of getting our work done as efficiently as
3 possible and are trying hard to make that happen, so...

4 Any other questions before we move on to the
5 next agenda item?

6 COMMISSIONER STERTZ: I do have one for Mr.
7 Barton.

8 CHAIR MATHIS: Sure.

9 COMMISSIONER STERTZ: And this is -- I
10 understand that there is no -- there is a practical date, but
11 it's not a statutory date. Has there been a discussion about
12 what the practical date of delivery of the final draft -- or
13 final documents would be?

14 MR. BARTON: Madam Chair, Commissioner Stertz,
15 I think the October 1 date from Karen Osborn is -- I think
16 that that is a good date to shoot for. I think that is a --
17 I think that's a -- that would be -- that would be best.

18 If you're asking what would be the more of a
19 drop-dead date for giving the counties enough time to do
20 their work, I don't have that date. And, frankly, I'll tell
21 you that might be a difficult date to get from the counties,
22 because I think that you can understand why they're not --
23 they're sort of negotiating against themselves if they start,
24 at this point out, making comments about when the last
25 possible moment is that they can get their work done.

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1 I think that they have a reasonable concern
2 about not, you know, causing -- you know, to have to rush
3 their work and that sort of thing.

4 COMMISSIONER STERTZ: That was -- I think what
5 I am hearing you say is that it is incumbent upon this
6 Commission to deliver its final map on or before October 1st
7 of 2011.

8 MR. BARTON: Madam Chair, Commissioner Stertz,
9 yes. I suppose I'm saying that I don't have any reason to
10 doubt what Karen Osborn said at the first meeting.

11 COMMISSIONER STERTZ: Okay. So if we were
12 going to -- if we were going to begin as a -- as an agenda
13 item, as we look forward to this, we need to look at what
14 we'd be doing to backup, knowing that there are statutory
15 requirements of deliverables of documents that are required
16 by mapping consultants, as well as our public requirements
17 for -- for time of input. Then -- and then the reaction time
18 to that --

19 CHAIR MATHIS: Right.

20 COMMISSIONER STERTZ: -- that we need to.

21 Then I think that that's the reason why this
22 is incumbent upon us to take great strides and not hesitate.
23 And, again, at the same time, be as diligent as possible to
24 hire the best and brightest to do this work.

25 CHAIR MATHIS: Right. Agreed.

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1 COMMISSIONER STERTZ: So those are my points.

2 CHAIR MATHIS: It's my understanding that the
3 previous Commission ended up submitting -- despite the
4 County's request to get this information October 1, they
5 ended up submitting it, I think, in November.

6 But I -- I'm all for trying to meet their

7 requirement -- and it's a great goal to shoot for -- of
8 October 1st. So we'll do all we can to make that happen.
9 VICE CHAIR FREEMAN: And, Madam Chair --
10 CHAIR MATHIS: Yes.
11 VICE CHAIR FREEMAN: -- they submitted it in
12 November, and they had a head start on us. So --
13 CHAIR MATHIS: Good.
14 VICE CHAIR FREEMAN: -- all the more to keep
15 the sense of urgency.
16 CHAIR MATHIS: Yes. That's very true.
17 Any other comments on the timeline?
18 (No verbal response.)
19 CHAIR MATHIS: Okay. Hearing none, we'll move
20 on to Item IX, discussion of request to DOJ to make
21 presentation to the Commission about the preclearance
22 process. And Commissioner McNulty had suggested this item to
23 us. And we added that to the agenda last time, but,
24 unfortunately, weren't able to cover it due to time.
25 And I don't know if Commissioner McNulty would

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1 like to address us on this one.
2 COMMISSIONER MCNULTY: I do have a couple of
3 comments.
4 CHAIR MATHIS: Okay.
5 COMMISSIONER MCNULTY: I suggested it largely
6 because of the discussion we just had. I think when we look
7 ahead to the dates next year when decisions need to be made
8 about primaries, the primaries, in particular, and then move
9 back from that to our schedule, what looms in the middle is

10 preclearance, both for us and for the downstream counties and
11 precincts.

12 And the timing of that is, you know, something
13 that we don't know too much about. And while the Department
14 of Justice regulations are in the federal register, and I see
15 we've got the most recent register here as a handout today,
16 it had been suggested to me that it made sense to make
17 contact with the Department of Justice earlier rather than
18 later.

19 Even though they probably won't, you know,
20 share with us their intimate thoughts about how they go about
21 doing things, they may give us a general sense of what's
22 involved in process and the timing. So I thought it made
23 sense, at least, to ask, and that's why I thought we might
24 put this on the agenda.

25 I did speak with one of the professors who

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1 presented at the Morrison Institute Program last week that
2 Mr. Freeman and I both attended, Professor Levitt. And he
3 said that what typically happens is the Justice Department
4 designates teams for each state, a team of lawyers and
5 individuals that are responsible for each state. And that
6 those points of contact had been -- he didn't know if the
7 lawyers had been designated, but the points of contact had
8 been designated for each state.

9 And if you go onto -- I think it was the
10 Justice Department web site he directed me to, there is a
11 list of points of contact. And our contact is someone named
12 Autumn Payne. And there was an 800 number, so I called and I

13 left a message for her that, you know, we're hard at work and
14 we're interested in, you know, hearing from them.

15 So that's all I have to report.

16 CHAIR MATHIS: Thank you. Thanks for the
17 legwork on that. Any other comments or questions on this
18 agenda item?

19 VICE CHAIR FREEMAN: Madam Chair?

20 CHAIR MATHIS: Yes.

21 VICE CHAIR FREEMAN: Commissioner McNulty and
22 I did have a brief conversation about this subject, and I am
23 all in favor of all of us trying to do whatever we can to
24 learn as much about our duties and responsibilities as we
25 can. Commissioner McNulty and I were lucky or fortunate

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1 enough to attend the seminar.

2 I would commend the Department of Justice web
3 site to everyone. They do have links there that provide good
4 primers about voting rights, compliance, and that is one of
5 the handouts we have today. There is also a link on their
6 web site that talks about the procedures for preclearance if
7 that's the road we go down. And, basically, when you go to
8 that, you click on that link, you get directed to the CFRs,
9 the Code of Federal Regulations.

10 And my thought is right now, we don't have our
11 outside counsel in place that we're contemplating hiring. I
12 think if I put myself in the shoes of a Department of Justice
13 lawyer -- you know, whether we like it or not the DOJ is a
14 potential -- to use the vernacular of lawyers, a potential
15 adverse party to us. I mean, the last time, the Department

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16 of Justice objected to the maps the IRC proposed.

17 And if I were a lawyer in their shoes, at this
18 stage of the process I would be advising us follow along and
19 not much more than that, and then we'll talk to you later
20 when you present our maps.

21 So what I'm looking for -- I think it's great
22 that we talk about this and get up to speed on these issues,
23 but I would kind of prefer to have our own counsel in place,
24 to hear what our lawyers advise us on what we need to do in
25 terms of getting our maps approved before we talk to any

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1 outsiders.

2 CHAIR MATHIS: Thank you, Commissioner
3 Freeman. Any other comments?

4 COMMISSIONER MCNULTY: Only that I don't
5 disagree with any of that. I thought it would be helpful to
6 have the conversation and make the contact, but I wouldn't
7 expect we would have -- if anything were to evolve from it,
8 that it wouldn't evolve until we have our own attorneys.

9 CHAIR MATHIS: Okay. Again, thank you,
10 Commissioner McNulty, though, for raising the issue for us.

11 And it behooves all of us, as Commission
12 Freeman said, to become very familiar with the items in this
13 handout and other information that's on the DOJ Web site.

14 So that takes us to Item X, discussion of
15 obtaining county census data information. And Commissioner
16 McNulty also suggested this item, and I'd like to see if she,
17 again, wanted to provide any context for us.

18 COMMISSIONER MCNULTY: Only, again -- and I

19 think we aren't -- we aren't really focused on this yet. I
20 think we have a lot of administrative things that we need to
21 attend to. But looking ahead, we are going to need to
22 understand both the census data and the election data.
23 I thought we might start thinking about
24 resources that would be available to us. I think it's
25 census.gov. There's a lot of information, as Mr. Freeman

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1 just described, with respect to the DOJ web site. And I
2 think maybe some of that is in our handout today, this
3 information on a state-by-state basis.

4 what got me thinking about it was I think the
5 last Commission had someone from Maricopa County Department
6 of Elections on their agenda early on just to talk to them
7 about big picture things about election data, census data,
8 how to merge them, et cetera.

9 But I think we probably have enough on our
10 plate right now. Once we get our consultant and our counsel
11 on board, we can refocus on this.

12 CHAIR MATHIS: Sure. And, Mr. Barton, you had
13 provided this handout, I think -- right? -- the census.gov?

14 MR. BARTON: Yes, Madam Chair. And on the
15 front of it is just the legislation that discusses what sort
16 of census data you use. You don't use the estimated census
17 data to draw districts. You use the -- the -- whatever the
18 actual counts.

19 And then behind that in the handout is this
20 press release from the Census Bureau from March 10th. And in
21 there, it gives you some of the contacts that you would use

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22 to get the data that's necessary.

23 I suppose that the other point to discuss here
24 is that the state's data, the registration, voter
25 registration information, the way they've handled that, just

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1 so everyone remembers, is once there's a contractor in place
2 that the Commission is going to use, the Commission will
3 authorize the Secretary of State to release that data to that
4 contractor, so that the contractor has the data.

5 And so what you do is first you draw the grids
6 without regard to the voter registration, and then you use
7 the voter registration to test the grids against the various
8 criteria.

9 In any case, I think the handouts just give
10 you an idea of sort of the -- frankly, the census data is
11 pretty widely available. It's pretty easy, I think, for --
12 our contractors will be able to get in touch with that,
13 whoever the Commission decides to go with.

14 COMMISSIONER MCNULTY: Thank you, Mr. Barton.

15 CHAIR MATHIS: Any other comments?

16 (No verbal response.)

17 CHAIR MATHIS: Okay. Well, hearing none,
18 we'll move on to Item XI, discussion and possible action on
19 hiring process for executive director, public information
20 officer, information technology support, community outreach
21 officer and other administrative support positions.

22 So at our last meeting, the Commission
23 discussed prospects for the executive director position and
24 identified a slate of five candidates that it would like to

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1 with these five applicants.

2 And -- and so that's the executive director
3 position. And I, again, thank Susan Laurence from ADOA for
4 helping us with this executive director recruitment process.
5 There she is.

6 And the other positions, though, we talked
7 about, the information technology support specialist, for
8 instance, at our last meeting, we all agreed that we really
9 liked the position description questionnaire that Ron Loyd
10 had drafted for us.

11 And he captured all of the job duties that we
12 wanted in that position, and we all agreed to move forward
13 with the "Justification To Fill Form," which I sent to --
14 this is with regards to the fact that there's a hiring freeze
15 with State positions.

16 So that form has been sent to Mr. Smith at
17 ADOA, who will consider it and then, hopefully, approve it,
18 and we'll be able to move forward with that position.

19 The other positions, though, there are other
20 ones that we know about that have been hired for this
21 Commission in the past. And I just wondered if anyone wanted
22 to discuss any of those further today.

23 One I had thought about was just the public
24 information officer. We're seeing a lot of interest in our
25 Commission, which is great, from the press and others. And I

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1 do see some merit in having a public information officer.

2 But I don't know if we're quite ready to hire
3 someone like that, or if it's -- we want to wait until we get
4 the executive director hired. I just thought I'd have it on
5 the agenda in case anyone wanted to discuss it today or any
6 of the other positions.

7 COMMISSIONER STERTZ: Madam Chair?

8 CHAIR MATHIS: Yes, Commissioner Stertz.

9 COMMISSIONER STERTZ: We need to get the
10 executive director hired, and the executive director is going
11 to -- is going to drive the -- his office staff.

12 We know that the IT person is an important
13 one. That's the reason why we want to get that out into the
14 marketplace. But as he or she builds their staff, I think
15 that it's incumbent upon us to let that operation be built
16 from the executive director, with our guidance, and
17 management down.

18 CHAIR MATHIS: Great. Any other thoughts from
19 other commissioners?

20 COMMISSIONER MCNULTY: I just have a question.
21 Is the IT out? Is the IT proposal that we approved being
22 advertised?

23 CHAIR MATHIS: No. No, not yet. It has to
24 first be approved by the head --

25 COMMISSIONER MCNULTY: Oh. That's right.

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1 CHAIR MATHIS: -- of the ADOA --

2 COMMISSIONER MCNULTY: Okay.

3 CHAIR MATHIS: -- the position itself in order
4 for to us hire, and then we can take those next steps. And
5 Ron Loyd is helping us with that, and we thank him for his
6 work on that.

7 COMMISSIONER STERTZ: Again, Madam Chair,
8 because this a possible action item --

9 CHAIR MATHIS: Yes.

10 COMMISSIONER STERTZ: -- is this something
11 that needs to continue on the agenda, or is it incumbent upon
12 us to go ahead and take action today and say that, by virtue
13 of a motion, to have these individuals under the hiring
14 sequence post selection of executive director?

15 CHAIR MATHIS: We could do something like
16 that. We'll probably want to discuss -- I'm hoping that
17 we'll hear approval of that "Justification To Fill" of the IT
18 support specialist position.

19 So we may end up wanting to have it on the
20 future agenda, like the next one maybe even, because we could
21 hear back quickly, and there may be a reason that we need to
22 discuss with Ron the recruitment process for that position.

23 The other positions, no. There's -- unless --
24 if the Commission agrees that we want to hold off hiring
25 those people until we have the executive director in place,

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1 we can not have that on future agendas until that person's
2 hired.

3 COMMISSIONER MCNULTY: Madam Chair?

4 CHAIR MATHIS: Commissioner McNulty.

5 COMMISSIONER MCNULTY: I agree 110 percent

6 with what Commissioner Stertz just said. I also recall Susan
7 Laurence suggesting to us, that made sense, to keep these
8 positions in the back of our mind as we're doing interviews.

9 And I think probably we already are as we're
10 looking at resumes. So I would ask that we not foreclose our
11 options; although, I agree completely with what you've said.

12 But I'm not sure we actually need to take
13 official action on it.

14 COMMISSIONER STERTZ: Agreed.

15 CHAIR MATHIS: Great. Okay. Any other
16 comments? Commissioner Freeman?

17 VICE CHAIR FREEMAN: Madam Chair, I would
18 agree. But I would suggest that we keep it as an agenda item
19 for future hearings. If there's nothing for to us discuss,
20 we can move right through it. But let's give ourselves the
21 flexibility. If something comes up or we run into a snag, we
22 can come back and raise up these issues at every hearing.

23 CHAIR MATHIS: Great. Okay. Thank you,
24 Commissioner Freeman. Any other comments?

25 (No verbal response.)

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1 CHAIR MATHIS: All right. Wow, we're at
2 Agenda Item XII now, agenda items and dates of future
3 meetings. I know there's some holidays coming up for folks,
4 and I thought we should probably try to set the date for our
5 next meeting and even maybe the next two meetings.

6 I don't know if that's possible to do with
7 everyone's busy schedules, but if you could be looking at
8 your calendars. We've been meeting weekly, which I think is

9 good, given the amount of work that we have to do.

10 However, next week, we do get into the Easter
11 weekend and Passover. So I wanted to see what people's
12 thoughts are on next Wednesday or Thursday, for instance.

13 Any conflicts of meeting next week?

14 COMMISSIONER MCNULTY: Madam Chair, I can meet
15 Wednesday or Thursday. If it's Wednesday, I'd ask that it be
16 early in the day.

17 CHAIR MATHIS: That's the 20th. Wednesday the
18 20th, or Thursday the 21st.

19 COMMISSIONER STERTZ: Madam Chair, Holy
20 Thursday, the 21st, anytime during the day is -- works fine
21 leading up to four o'clock. And after four o'clock, I'll be
22 unavailable.

23 CHAIR MATHIS: Okay.

24 COMMISSIONER STERTZ: And Wednesday, I'm
25 unavailable. And looking forward to the following week, I

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1 will be unavailable for the week, other than by phone.

2 CHAIR MATHIS: The week of the 25th?

3 COMMISSIONER STERTZ: That's correct.

4 CHAIR MATHIS: Okay. But you would be
5 available to dial in?

6 COMMISSIONER STERTZ: I would be.

7 CHAIR MATHIS: Okay. Any other scheduling
8 conflicts over the next couple of weeks?

9 VICE CHAIR HERRERA: Madam Chair?

10 CHAIR MATHIS: Yes, Commissioner Herrera.

11 VICE CHAIR HERRERA: The week of -- the day of

12 the 24th, which is a Thursday, I have a conflict in the
13 afternoon.

14 CHAIR MATHIS: The 21st?

15 VICE CHAIR HERRERA: That's correct.

16 CHAIR MATHIS: Okay. It's -- oh. I'm sorry.

17 VICE CHAIR FREEMAN: Madam Chair, I'm pretty
18 flexible, so --

19 CHAIR MATHIS: Oh, good.

20 VICE CHAIR FREEMAN: -- no issues.

21 CHAIR MATHIS: Thank you. So given that, I'm
22 just trying -- well, maybe -- perhaps we should just, since
23 this is part of the agenda item, talk about the items that we
24 want to have on that next agenda, because that could drive
25 the actual date and location that we choose.

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1 So any agenda items that anyone wanted to
2 raise or add? We know that we'll be talking about space, for
3 instance, and getting some additional information from Nola
4 and Buck. So that's definitely on there.

5 And let's see if there's any others.

6 VICE CHAIR HERRERA: Madam Chair?

7 CHAIR MATHIS: Yes.

8 VICE CHAIR HERRERA: I think the agenda item
9 that we will be discussing the next time we meet will be
10 the -- going over what the -- I think Commissioner Freeman's
11 ideas regarding the meeting minutes and format. I suspect
12 that that will be a short agenda item.

13 CHAIR MATHIS: Uh-huh.

14 VICE CHAIR HERRERA: So that will be...

15 CHAIR MATHIS: And we have the -- of course,
16 the positions -- anything on the hiring process for any of
17 the staffing positions will be an agenda item again.

18 VICE CHAIR FREEMAN: And, Madam Chair, to
19 preserve our flexibility, should we have an item to discuss
20 any responses to any of the RFPs that have been issued?

21 which I'm not sure whether either of them have
22 been issued.

23 CHAIR MATHIS: Am I allowed to comment on
24 that, Mr. Barton?

25 MR. BARTON: Yes, Madam Chair. Yes, you can

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1 comment on the RFPs that are posted. The legal counsel RFP
2 was posted this morning, correct?

3 CHAIR MATHIS: Correct. And it will be -- it
4 will remain open until April 28th. And I've been told by a
5 State Procurement official that we need to consider those
6 responses in totality. We can't look at them as they come
7 in. Because I was wondering if there was a way to accelerate
8 that process by, at least, being able to start evaluations as
9 people respond. But that's not how it works.

10 So the earliest we would see any responses for
11 legal counsel would be sometime on the 28th of April.

12 COMMISSIONER STERTZ: Madam Chair?

13 CHAIR MATHIS: Yes.

14 COMMISSIONER STERTZ: Could you please just
15 repeat what you just said?

16 CHAIR MATHIS: Yes. I spoke with a State
17 Procurement official, who informed me -- I had asked if there

18 was a way to begin evaluating responses to the RFP for legal
19 counsel that just went out this morning, just so that we
20 could accelerate the process and, at least, be reading the
21 information people are giving us as it comes in.

22 But you need to consider, according to them,
23 the totality of all responses. And you need to just wait
24 until it closes, and then you can look at all of the
25 responses at that time, which means April 28th. Because by

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1 statute, it has to be up for two weeks.

2 COMMISSIONER STERTZ: Madam Chair, I don't
3 believe that we're governed by those rules.

4 CHAIR MATHIS: Well, I think --

5 COMMISSIONER STERTZ: And I happen to disagree
6 with the recommendation.

7 CHAIR MATHIS: I don't have an answer, except
8 that I think we agreed at our last meeting -- or I think it
9 was the meeting, last meeting or meeting before where we
10 decided as a Commission to follow the State Procurement
11 Office's RFP process, because we felt that it was the safest
12 way to move forward in terms of covering ourselves with that
13 whole process as opposed to going out on our own.

14 And that's my recollection on it. Any
15 thoughts or comments?

16 VICE CHAIR HERRERA: Madam Chair, that was
17 exactly what we had decided, I think, as a group just to
18 avoid any potential -- I don't know if there were legal
19 issues we were worried about, but just make sure we were
20 following things, that, you know, there was a guideline we

21 were following on, that we weren't going off on our own,
22 making up our own -- you know, our own rules as we went
23 along. So I am comfortable with that. I still am.

24 CHAIR MATHIS: Okay. Thank you, Mr. Herrera.
25 Any other comments from commissioners?

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1 VICE CHAIR HERRERA: Madam Chair?

2 CHAIR MATHIS: Yes.

3 VICE CHAIR HERRERA: Although, this is not an
4 agenda item, I wanted to again encourage Mr. Barton and the
5 Attorney's Office General, if you'd also respond to the RFP
6 for legal counsel, and I'm encouraging them to do so.

7 CHAIR MATHIS: Thank you, Mr. Herrera.

8 COMMISSIONER STERTZ: So, Madam Chair, am I
9 correct that we are going to receive a stack of all of the
10 RFP responses after the 28th of April?

11 CHAIR MATHIS: Or maybe on the 28th.

12 COMMISSIONER STERTZ: On the 28th of April.

13 And what -- what is your anticipation of
14 review and response based on -- based on the large amount of
15 data that I anticipate us having to cull through as
16 individual commissioners as far as a timeline?

17 CHAIR MATHIS: I don't know what -- you know,
18 what kind of response we'll get. I assume there'll be a lot
19 of interest in this. And I would hope -- and then maybe we
20 can get some sort of special exemption of some kind from Jean
21 Clark or the State Procurement Office to begin to, at least,
22 be able to consider responses as they come in, just so that
23 we can move quickly. So that on the 28th, we actually have a

24 good sense of who we want to interview.

25 And, actually, Mr. Red Horse, who spoke to us

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1 last time, said that he would address us on the evaluation
2 process itself. Because I don't have all of the details as
3 to exactly how they go about evaluating those responses, if
4 they first, for instance, have to provide some kind of -- you
5 know, check to see if, yes, these people met all of the
6 qualifications that we've stipulated, and then we get only
7 those, or if we see all of the responses, whether they've met
8 the criteria or not. So I don't know.

9 VICE CHAIR HERRERA: Madam Chair?

10 CHAIR MATHIS: Yes, Mr. Herrera.

11 VICE CHAIR HERRERA: I would encourage Mr. Red
12 Horse and whomever, the staff, to make it as easy as possible
13 for us by -- I think what they did with the applicants for
14 the ED position were we received all of them, but they
15 created some type of matrix that allowed us to be able to
16 sift through the people that really shouldn't have applied.

17 But we -- but we still end up getting all of
18 the applicants' information. So if they can -- whatever they
19 can do directly to help us, make this process easier for us,
20 that'd be recommended.

21 CHAIR MATHIS: Understood. I agree. And I
22 will definitely be contacting State Procurement Office to see
23 what kind of possibilities exist for us.

24 COMMISSIONER STERTZ: I'd like to -- now we
25 need to be pointed out back in the transcript where we

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1 would've agreed to acquiesce to a constitutional statement
2 that -- where we've got procurements and contracting
3 authority, that we would acquiesce to the governing rules and
4 the regulations of the ADOA. I don't recall that ever being
5 a discussion. But I'm not going to make a big deal about
6 this.

7 But I also want to make sure that it's on
8 record that one hundred percent of the applications from one
9 hundred percent of the -- of the legal counsels that will be
10 applying need to be delivered to all of the consultants and
11 not be -- giving complete opportunity for all of the
12 commissioners to review them in their entirety. And that's
13 not the dictated or graded based on criteria that we have not
14 agreed to.

15 CHAIR MATHIS: Understood. I agree. And I
16 don't know enough about the State Procurement Office request
17 for proposal procedures, what they do and don't do, but I
18 will make sure that Mr. Red Horse and others know our
19 feelings on this.

20 COMMISSIONER STERTZ: Okay.

21 VICE CHAIR FREEMAN: Madam Chair?

22 CHAIR MATHIS: Yes, Commissioner.

23 VICE CHAIR FREEMAN: Indulge me by allowing me
24 to vent some frustration. I mean, the first -- IRC's first
25 meeting, I believe, was conducted on February 13th. So maybe

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1 they had a head start on this. But I believe it was said
2 earlier at today's hearing that they had an ED and counsel in
3 place on March 1st.

4 That suggests to me that maybe we're missing
5 something, that they did something a little differently.
6 They clearly did not go through the steps that we're going
7 through, and I'd just like us to preserve options.

8 And if we do have authority under the
9 Constitution to do things independently of ADOA, let's not
10 throw that option away. Because if we continue to get bogged
11 down, we are going to get into a time crunch here.

12 CHAIR MATHIS: Agreed. Thank you.

13 MR. BARTON: Madam Chair, just --

14 CHAIR MATHIS: Mr. Barton.

15 MR. BARTON: And this is a mistake that I --
16 is in this handout that -- where it says the March 1st for
17 hiring counsel. I said March 1st -- I apologize -- but it's
18 actually March of 2001. As it happens, it was close to the
19 end of March. It was March 20 before they had those in
20 place. It doesn't change the point dramatically, but it
21 does -- it does change it a little bit as far as the
22 difference -- the difference in time.

23 COMMISSIONER MCNULTY: I would just add that I
24 agree. I don't -- I think we do have our own authority, and
25 I don't think we should cede that.

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1 On the other hand, this is an important
2 position, and two weeks probably is ample time to have it
3 open. And it's going to be a big job to review everything,

4 and we aren't going to be able to finish that job until we have
5 everything.

6 So while I agree with all of the comments
7 about reserving our authority, I think we're going to give
8 people two weeks, and then we're going to work hard the first
9 week in May.

10 COMMISSIONER STERTZ: Madam Chair --

11 CHAIR MATHIS: Commissioner Stertz.

12 COMMISSIONER STERTZ: -- and Commissioner
13 McNulty, I don't disagree with that at all. What I'm saying
14 to you is that we're -- we're doing nothing from now until
15 the 28th. And that's -- and that's where I'm looking at,
16 is that -- getting a big stack of RFPs.

17 And I would want them all. I'd want to see
18 everything, including all of their backup, all of their data,
19 all of their support and not some sort of toned down
20 matrix --

21 CHAIR MATHIS: Right. And --

22 COMMISSIONER STERTZ: -- where we're picking
23 off of a couple of names.

24 CHAIR MATHIS: For the record, I don't know
25 that that's what they do.

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1 COMMISSIONER STERTZ: Okay.

2 CHAIR MATHIS: I'm just saying I don't know
3 their process, so...

4 COMMISSIONER STERTZ: Yeah. And I think it's
5 incumbent upon all of us, so -- so if we can start getting
6 this data, so that we can, at least, start to distill it

7 during this time frame. Because it's going to -- all we're
8 doing is we're dragging out the process.

9 And we've got constitutional authority to do
10 this. So all this is doing is it's compressing the time
11 frame between -- if it's October 1st, that is a practical
12 deadline, which we just discussed, of deliverables.

13 And we may not -- under this condition, we may
14 not have counsel on board till potentially after contracts
15 are negotiated. Okay? If we get delivery of documents on
16 the 28th, we might not have counsel on board until the middle
17 of June.

18 VICE CHAIR HERRERA: Madam Chair?

19 CHAIR MATHIS: Commissioner Herrera.

20 VICE CHAIR HERRERA: I guess what I'm not
21 understanding is the -- we do have counsel. I think he's
22 sitting there. So the -- to me, the most important thing if
23 you're looking at both RFPs, the counsel -- the consultants
24 for the map are much more important.

25 We currently have counsel that I'm very

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1 comfortable with, very capable. So this isn't delaying
2 anything. I think the -- we'll still go through the RFP
3 process for legal counsel. We have not made a decision on
4 which option we're going to choose. So I don't see us
5 delaying anything with this.

6 I think that the priority is, to me, hiring
7 the executive director, hiring the consultants. And legal
8 counsel, to me -- every meeting we have, we're having legal
9 counsel, very capable legal counsel. So I don't see us

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10 delaying anything on that at all.

11 COMMISSIONER STERTZ: Madam Chair,
12 Commissioner Herrera, what I -- I want to go back to make
13 sure that we did not somewhere in the record make a statement
14 and agreement that we are following -- we are acquiescing our
15 constitutional authority to an ADOA procurement process.

16 And, Madam Chair, that's what you just had
17 alluded to, and that's what got my reaction to where that it
18 is. And I don't I believe that we ever did.

19 And because, Commissioner Herrera, that would
20 lead right into the consultant process as well. And it
21 would -- so the same -- same condition would apply.

22 The RFP, assuming that it would be released
23 within a week to ten days, which is how long it took after we
24 gave authority to the ADOA to release the document, then a
25 two-week period and then a review period and then a

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1 contracting period, we might not have the consultant on board
2 until the same time frame.

3 So what I'm saying is that we've got the
4 authority to move this thing forward, and it is incumbent
5 upon us to move it forward quickly.

6 I respect the hard work of the ADOA and what
7 they've brought forward. I respect Mr. Barton and legal
8 counsel that he's brought forward.

9 But we need to get these RFPs out. We need to
10 get the data back from the RFPs. We need the time frame to
11 review them as individual commissioners, and we need to pick
12 some folks.

13 VICE CHAIR HERRERA: Madam Chair, I would
14 suggest that we invite Mr. Red Horse or whomever is helping
15 us with this -- and I think it is him -- to come, because I
16 don't think we're going to solve anything here.

17 We don't know -- we probably need to bring
18 someone from the ADOA and explain what our concerns are and
19 then go forward.

20 CHAIR MATHIS: Agreed. And I will also just
21 be contacting Mr. Red Horse separately anyway on this process
22 to let him know the concerns. And we'll invite him to come
23 to our next meeting, which I think he had planned to do
24 anyway, because we'll be wanting to talk about the RFP
25 process.

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1 And just, Commissioner Stertz, to address your
2 comments, I'm not sure exactly what we agreed to. We'll have
3 to check the transcript, but I don't think we delegated any
4 authority away from us, saying that, you know, even though
5 we're a constitutional agency, we agree to do everything
6 according to ADOA's procurement process or rules.

7 But I thought we agreed, just as a Commission,
8 to follow their procedures in obtaining legal counsel and
9 mapping services, using their process. But I can't remember
10 if it was an official motion. I don't know if Mr. Barton
11 remembers anything on that.

12 MR. BARTON: Madam --

13 CHAIR MATHIS: But we'll have to check the
14 transcript to see what we did agree to.

15 Yes, Mr. Barton.

16 MR. BARTON: Madam Chair, I agree with
17 checking the transcript just to see the specific language.

18 But I think you characterized it properly just then.

19 Based on my memory, is that the counsel -- the
20 Commission did not suggest that it had delegated any
21 authority or given up any authority that's provided in the
22 Constitution.

23 I believe the Commission recognized that there
24 needs to be a process to bring on -- to issue RFPs. And
25 rather than create its own process, it would use the process

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1 that was used by DOA.

2 And I think that it's -- we can certainly have
3 conversation with DOA about, you know, particular aspects of
4 the process that the Commission decides not to use.

5 CHAIR MATHIS: Thank you, Mr. Barton.

6 Any other comments on this issue?

7 VICE CHAIR HERRERA: Madam Chair?

8 CHAIR MATHIS: Yes, Mr. Herrera.

9 VICE CHAIR HERRERA: I think we were focusing
10 on picking a date for the next meeting.

11 CHAIR MATHIS: We were, and we got into agenda
12 items.

13 VICE CHAIR HERRERA: So can we focus our
14 attention on that?

15 CHAIR MATHIS: Yes. So it sounds like we
16 will -- the other -- I just want to mention one other agenda
17 item, because it potentially drives where we're meeting and
18 when, and that's depending on what we do with the executive

19 director position, too, you know, I don't know if that will

20 be a future agenda item, how that would move forward.

21 So it seems as though given that potential,

22 maybe the meeting should be in Phoenix and would be next

23 week, if possible, for everyone.

24 So it sounded like wednesday and Thursday

25 would work, except Thursday afternoon isn't as great. And

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1 then -- I'm sorry -- Commissioner McNulty, on wednesday,

2 you're --

3 COMMISSIONER MCNULTY: wednesday is fine.

4 Earlier in the day would be nice.

5 CHAIR MATHIS: Early is better? Okay.

6 COMMISSIONER MCNULTY: If we were done by

7 4:00, that would be great.

8 CHAIR MATHIS: So would anyone care to propose

9 a date? Either the morning of the 20th, wednesday, or

10 Thursday morning, too, would be -- would be good.

11 And it would probably be in Phoenix, unless

12 there's --

13 VICE CHAIR HERRERA: Madam Chair, I'm okay

14 with wednesday morning. We had a ten o'clock start time

15 today. It would be -- I would propose that we meet on -- but

16 I think -- Commissioner Stertz, are you able to meet on

17 wednesday?

18 COMMISSIONER STERTZ: Not -- if we made it

19 11:00, the answer would be yes. I've got a fellowship

20 meeting that morning, so --

21 VICE CHAIR HERRERA: wednesday at 11:00? That

23 CHAIR MATHIS: Correct. And that will be in
24 Phoenix and likely this room, if we can start to standardize
25 on a room. We'll see if it's available.

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1 Any other comments? Did we want to talk about
2 a date for the following week as well?

3 COMMISSIONER MCNULTY: Madam Chair, I wonder
4 whether we -- we might not want to talk about dates for the
5 following two weeks.

6 CHAIR MATHIS: Sure.

7 COMMISSIONER MCNULTY: Given that we know the
8 RFPs are going to come out on the 28th, whether we want to
9 set a date for the first week of May.

10 CHAIR MATHIS: Sure. So the 28th is a
11 Thursday. And I don't know if we'll actually have those RFPs
12 on that day or not. We could, you know, meet on the 29th, so
13 that we could discuss some of that more. We'd have more
14 information on the 29th, which is a Friday.

15 Or we could -- oh. And Commissioner Stertz
16 will be dialing in if we meet that week. Otherwise, we could
17 aim for early that -- in May, either May 2nd or 3rd.

18 COMMISSIONER STERTZ: And on Friday, I'll be
19 traveling all day, so I will be unavailable on that day. I'd
20 love to be part of that conversation, so --

21 CHAIR MATHIS: Okay.

22 COMMISSIONER STERTZ: -- Monday the 2nd.
23 Everything after that week is wide open.

24 CHAIR MATHIS: Okay. How are people on

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1 COMMISSIONER MCNULTY: I'm good.
2 COMMISSIONER STERTZ: Golden.
3 VICE CHAIR FREEMAN: I'm good.
4 VICE CHAIR HERRERA: Good.
5 CHAIR MATHIS: Okay. If we could aim -- could
6 we aim for early afternoon on that Monday, a 1:00 p.m.
7 meeting? would that work?
8 COMMISSIONER STERTZ: Perfect. Madam Chair?
9 CHAIR MATHIS: Yes.
10 COMMISSIONER STERTZ: May I suggest that on
11 the -- if the collection of the RFPs are all in hand on the
12 28th, that they be collected and distributed on the 29th to
13 each one of us, so that we've got them on Saturday delivery,
14 so that we can spend a moment of time on Saturday and Sunday
15 reviewing them if we're going to have a Monday morning
16 discussion, in an effort to expedite, at least, our
17 first-pass comments.
18 CHAIR MATHIS: Okay. Agreed. And my only
19 comment would be I think we're talking about Monday
20 afternoon, so --
21 COMMISSIONER STERTZ: One o'clock.
22 CHAIR MATHIS: -- 1:00 p.m.?
23 COMMISSIONER STERTZ: You bet.
24 VICE CHAIR HERRERA: On the 2nd?
25 CHAIR MATHIS: On the 2nd. So we have

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1 Wednesday, April 20th, is our next meeting at 11:00 a.m. in
2 Phoenix. And our Monday meeting, any preferences on Phoenix
3 or Tucson?

4 VICE CHAIR HERRERA: Well, if you're asking
5 me --

6 CHAIR MATHIS: There's some bias.

7 COMMISSIONER STERTZ: Are you asking the
8 majority?

9 VICE CHAIR HERRERA: The majority would say
10 probably Phoenix.

11 CHAIR MATHIS: Everybody gets to say.

12 VICE CHAIR HERRERA: I love this room. This
13 is a -- this would be a nice meeting room for us to get used
14 to probably staying here.

15 CHAIR MATHIS: That's a nice try.

16 COMMISSIONER STERTZ: Madam Chair, I'm going
17 to suggest that we meet -- that we meet here in Phoenix as if
18 all goes well, we'll have an executive director and an office
19 in place in Phoenix on this -- by that date in place.

20 It would be a nice place to make an
21 introduction of an executive director and a notification of
22 office location.

23 CHAIR MATHIS: Okay.

24 COMMISSIONER STERTZ: That gives us the time
25 to get that put to bed --

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1 CHAIR MATHIS: Great.

2 COMMISSIONER STERTZ: -- and agreements put
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3 into place with executive directors and even a letter of
4 intent on an office space, what would be engaged in.

5 CHAIR MATHIS: Okay. That sounds like a good
6 plan. So we'll plan to meet in Phoenix for both of our next
7 two meetings, April 20th and May 2nd.

8 VICE CHAIR HERRERA: Madam Chair?

9 CHAIR MATHIS: Yes, Mr. Herrera.

10 VICE CHAIR HERRERA: We'll try to get this
11 location?

12 CHAIR MATHIS: Yes. Yes, we will. Great.
13 Okay. And any other agenda items anyone wanted to raise?

14 COMMISSIONER STERTZ: I would -- Madam Chair?

15 CHAIR MATHIS: Yes.

16 COMMISSIONER STERTZ: I would tell you that
17 I've had an incredible amount of interest in representatives
18 of Southern Arizona that having every third meeting or every
19 fourth meeting being in Pima County.

20 They're really wanting to become highly
21 engaged in this level of process as we've -- even though this
22 is sort of the business of doing business as a Commission,
23 there's been -- I've had a lot of people contacting me that
24 are very enthusiastic about that, expanding it.

25 It was unfortunate that our last meeting in

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1 Tucson, 85 percent of it was held in executive session --

2 CHAIR MATHIS: Right.

3 COMMISSIONER STERTZ: -- which was a
4 disappointment to a lot of the attendees, so -- but they're
5 looking forward to getting really involved in the spirit of

6 what we are doing, so...

7 CHAIR MATHIS: You have no objection from me.

8 Any other comments on having every third or

9 fourth meeting in Pima County?

10 VICE CHAIR HERRERA: Madam Chair, I would be
11 okay with every fourth meeting. And I'm not saying that
12 because I'm in Phoenix. I mean, like Commissioner Stertz,
13 I've also been getting -- been getting contacted from people
14 that they're -- Phoenix is, you know, the media -- the last
15 meeting I went to in Tucson, there was no media there at all.

16 I don't know. I was participating by phone in
17 the last meeting. I couldn't see if there was any media.
18 But I think it makes sense for us to have the bulk of the
19 meetings in Phoenix, until we start traveling to different
20 areas. But I would be okay with every fourth meeting.

21 CHAIR MATHIS: Okay. Any other comments from
22 other commissioners?

23 COMMISSIONER MCNULTY: I do have a comment. I
24 thought it was very interesting how well attended the last
25 Tucson meeting was. And I think that if we do meet regularly

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1 in Tucson -- I think there were as many people there as there
2 are here today.

3 COMMISSIONER STERTZ: Probably more.

4 COMMISSIONER MCNULTY: And probably more. And
5 I think if we do meet regularly in Tucson and if we web
6 streamed to other communities, I think we'll find that we're
7 getting the public participating in all of these communities.

8 So I think it's important to meet in Tucson

9 regularly, and I think it will pay --

10 COMMISSIONER STERTZ: Dividends.

11 COMMISSIONER MCNULTY: -- dividends to us. I
12 really do.

13 CHAIR MATHIS: To that end, we're looking for
14 alternative meeting space in Tucson that's more -- that
15 accommodates our needs more, because the meeting room we've
16 been in in the past two meetings in Tucson does not have
17 Internet access. So there's no way to do any kind of
18 streaming from that facility, unfortunately.

19 But I have spoken with some people at the
20 University of Arizona, who can work out arrangements through
21 ADOA for us to utilize space that the Arizona Board of
22 Regents, for instance, uses when they have their meetings.

23 And they do a lot of streaming and video,
24 maybe, types of things during their meetings, so,
25 hopefully --

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1 MR. FORST: Madam Chair? You know, there was
2 one thing that I had forgot to mention --

3 CHAIR MATHIS: Sure.

4 MR. FORST: -- on the audio/video equipment.

5 You know, this equipment is subject to
6 Internet availability. So I'm currently looking into finding
7 solutions via Verizon Wireless --

8 COMMISSIONER STERTZ: Air cards?

9 MR. FORST: -- that will allow us to stream
10 the broadcast from any location.

11 CHAIR MATHIS: Oh. wonderful. Good.

12 MR. FORST: So that wasn't included in the
13 \$16,000, I understand that. But I'm looking to get pricing
14 on that as well.

15 CHAIR MATHIS: Okay.

16 COMMISSIONER STERTZ: And an air card expense,
17 something like that, is going to be an operating expense on a
18 monthly basis anyway.

19 MR. FORST: Absolutely.

20 COMMISSIONER STERTZ: It's not a capital
21 expense.

22 MR. FORST: Correct. Correct.

23 CHAIR MATHIS: Okay. Any other comments,
24 questions?

25 (No verbal response.)

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1 CHAIR MATHIS: Okay. I think we're at the
2 recess point. I'm not sure of the time, if someone has that.

3 COMMISSIONER STERTZ: 11:45.

4 CHAIR MATHIS: Great. Okay. We'll be going
5 to lunch, and then the interviews begin, I believe, at 1:00
6 p.m. So should we strive to be back in our seats, ready
7 to -- for the next part of our meeting a little bit before
8 1:00, maybe 12:50? Does that -- go ahead.

9 COMMISSIONER MCNULTY: For the benefit of the
10 public, are we doing those in executive session? And are we
11 going to be in this room, so the public knows --

12 COMMISSIONER STERTZ: Yes and no.

13 CHAIR MATHIS: Yes. We'll be voting to go
14 into executive session. And if we vote to do so, yeah, the

15 interviews will be conducted in executive session.

16 COMMISSIONER MCNULTY: In this room, or in a
17 different room?

18 CHAIR MATHIS: In this room, right. Yes, this
19 room. So with that, we recess?

20 COMMISSIONER STERTZ: Madam Chair?

21 CHAIR MATHIS: Yes, Commissioner Stertz.

22 COMMISSIONER STERTZ: My understanding is that
23 the interviews are going to be done in a location other than
24 this room.

25 CHAIR MATHIS: No. I'm looking at the person

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1 who arranged it. And, no, the meeting will be -- interviews
2 will be conducted in here.

3 COMMISSIONER STERTZ: Okay.

4 CHAIR MATHIS: Okay. Thanks everyone. So
5 we'll recess for lunch.

6 (Whereupon, a lunch break was taken at 11:46
7 a.m., and the following was had commencing at 1:00 p.m.):

8 CHAIR MATHIS: I'd like to call the meeting
9 back to order. We're now -- excuse me, while I -- I thought
10 there was an agenda with me, but now I'm missing it. Yes,
11 here it is. Agenda Item XIV, interviews of candidates for
12 executive director is where we are.

13 And I believe Susan Laurence, who's been
14 managing the executive recruitment process for us is here,
15 and she wanted to give us a few comments on the process
16 itself.

17 MS. LAURENCE: Okay. Madam Chair,
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18 Commissioners, I've placed a packet in front of your seats,
19 and in that packet are all of the resumes and information
20 related to our candidates today.

21 During their interviews, which the first one
22 begins at one o'clock and ends at 3:30, I will go out and
23 bring the candidates in and introduce them to all of you.

24 I also included some blank pages inside your
25 packets for notes, and those notes I will take at the end of

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1 the interviews and we'll keep those in a confidential manner
2 at ADOA as always is our process.

3 I believe it should go very well today. And
4 is there any questions that you have for me at this point
5 before we get started?

6 VICE CHAIR HERRERA: Madam Chair?

7 CHAIR MATHIS: Go ahead.

8 VICE CHAIR HERRERA: I believe I have a
9 question regarding if we were to ask questions that are
10 outside of these sample questions that we were given, should
11 we know that ahead of time that we are going to be doing
12 that?

13 MS. LAURENCE: The only thing I would advise
14 you is to ask the same question of each candidate. And
15 that's all, you know, obvious to be able to provide fairness
16 and then a fair evaluation of each candidate's skills and
17 abilities. So that's -- I would suggest that, yes.

18 VICE CHAIR HERRERA: Thank you.

19 CHAIR MATHIS: And I think you had recommended
20 in the past that we go -- do this in a round robin format.

21 COMMISSIONER STERTZ: That's correct.
22 CHAIR MATHIS: So how -- should we decide on
23 that order now, or how would you like to proceed,
24 Commissioners, in terms of just asking questions?
25 VICE CHAIR HERRERA: I guess we would start at

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1 one end and just keep going this way, instead of skipping.
2 Because then we'll go, "well, who went? I don't remember."
3 CHAIR MATHIS: Any preferences from anyone?
4 You're okay?
5 VICE CHAIR FREEMAN: I don't know if we should
6 tie ourselves to any format.
7 CHAIR MATHIS: Special order? Yeah.
8 VICE CHAIR FREEMAN: And I want to make
9 certain that commissioners, if they want to ask questions and
10 then follow-ups, draw down on something, I want to feel free
11 to do that. And if my question is asked by somebody else, I
12 guess I would pass.
13 MS. LAURENCE: And please understand I don't
14 mean to be so rigid that if you ask a question, someone -- I
15 may have a follow-up question that maybe someone else might
16 not. So, you know, if it's related to that question, that's
17 not a problem.
18 VICE CHAIR HERRERA: So you'll be bringing in
19 all of the candidates at the same time for us to meet?
20 CHAIR MATHIS: Oh, no. No.
21 VICE CHAIR HERRERA: Individually?
22 MS. LAURENCE: They each have a different time
23 slot. So when it's close to their time, I'll go out and get

24 them and bring them in and introduce them.

25 COMMISSIONER STERTZ: Madam Chair, because we

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1 are starting off hour, I think that the thirty-minute windows
2 should remain intact.

3 CHAIR MATHIS: Okay.

4 COMMISSIONER STERTZ: And the starting time
5 should -- so once we begin with Mr. Luhan, that should be --
6 once he's appointed here, the clock should tick for the
7 thirty minutes. And I think what we should try to do is be
8 as diligent as possible to remain on schedule, but if -- it's
9 incumbent upon us, this is our -- this is our opportunity,
10 Commissioners, to ask these questions. And we should take
11 those opportunities to do so without overextending
12 ourselves --

13 CHAIR MATHIS: Okay. I agree.

14 COMMISSIONER STERTZ: -- but to give each
15 candidate no less than thirty minutes' worth of interview
16 time.

17 CHAIR MATHIS: I agree. Any other comments?
18 (No verbal response.)

19 CHAIR MATHIS: Okay.

20 MS. LAURENCE: Please let me know when you're
21 ready, and I'll go get Mr. Luhan.

22 CHAIR MATHIS: Okay. Thanks, Susan.

23 COMMISSIONER STERTZ: Great work by the way.

24 MS. LAURENCE: My pleasure.

25 CHAIR MATHIS: Yes, thanks for putting all of

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1 this together for us.

2 MS. LAURENCE: My pleasure.

3 CHAIR MATHIS: So do I hear a motion to go
4 into executive session for the purposes of discussing
5 personnel matters?

6 COMMISSIONER STERTZ: So moved.

7 CHAIR MATHIS: All in favor?

8 VOICE VOTES: AYE.

9 CHAIR MATHIS: Any opposed?

10 VICE CHAIR HERRERA: Aye.

11 CHAIR MATHIS: We have one opposed,
12 Commissioner Herrera. The motion carries with four to one to
13 go into executive session to discuss personnel matters.

14 (Whereupon, a recess ensued at 1:04 p.m., and
15 the following was had commencing at 4:34 p.m.):

16 CHAIR MATHIS: Great. Well, it's 4:34, and
17 we'll go back into public session now. And I'd like to
18 entertain a motion that we publicly interview Ray Bladine and
19 Geoffrey Gonsler at our next meeting on April 20th at 11:00
20 a.m. here in this room.

21 VICE CHAIR HERRERA: I second that.

22 COMMISSIONER STERTZ: No, you are making the
23 motion.

24 VICE CHAIR HERRERA: I make that motion.

25 COMMISSIONER STERTZ: And I second that

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1 motion.

2 VICE CHAIR HERRERA: That's what I meant.

3 CHAIR MATHIS: Any discussion?

4 COMMISSIONER STERTZ: Madam Chair, what should
5 the time allotment be for the interviews?

6 CHAIR MATHIS: That's an excellent question.
7 Today we did half-hour interviews. We could
8 do the same, we could go 45 minutes. Does anyone have any
9 preferences?

10 COMMISSIONER STERTZ: I'd like to defer that
11 to Susan. What is your -- what is your recommendation?

12 VICE CHAIR HERRERA: Pick a time.

13 MS. LAURENCE: You know, let's go 45 minutes,
14 and then no one feels rushed.

15 CHAIR MATHIS: Okay.

16 VICE CHAIR HERRERA: I think, as we did in
17 previous interviews, the candidates will not be in the same
18 room when the other one is being interviewed. I think it's
19 only fair. So --

20 MS. LAURENCE: I think you're right.

21 VICE CHAIR HERRERA: -- if we interview Mr.
22 Gonsler first, Mr. Bladine will be outside.

23 MS. LAURENCE: That's a good idea.

24 CHAIR MATHIS: Sounds good.

25 COMMISSIONER STERTZ: And that will be --

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1 Madam Chair, will that also be first on the agenda for...
2 CHAIR MATHIS: We have the power, I think, to
3 make that happen.

4 COMMISSIONER STERTZ: Thank you very much.
5 CHAIR MATHIS: Do we want to do our minutes
6 first?
7 VICE CHAIR FREEMAN: It depends.
8 CHAIR MATHIS: Yeah, really. But we can make
9 that Agenda Item I to make it easy, so that the --
10 VICE CHAIR HERRERA: Yeah.
11 CHAIR MATHIS: -- candidates know that they --
12 the first one will be interviewed at 11:00 a.m.
13 VICE CHAIR HERRERA: And then I'd love to have
14 public comments second. I'd love to see what the public
15 says, because I'm assuming they will probably comment on each
16 of them. I would guess somebody would. That would be
17 interesting to see what they say.
18 COMMISSIONER MCNULTY: Before or after?
19 COMMISSIONER STERTZ: After.
20 CHAIR MATHIS: After.
21 VICE CHAIR FREEMAN: So then perhaps we need
22 another agenda item after that --
23 COMMISSIONER STERTZ: For a general vote.
24 VICE CHAIR FREEMAN: -- for consideration of
25 the position --

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1 COMMISSIONER STERTZ: Yes.
2 VICE CHAIR FREEMAN: -- to give us an
3 opportunity then later on in our agenda to vote --
4 COMMISSIONER STERTZ: Yes.
5 VICE CHAIR FREEMAN: -- to vote or do whatever
6 we want.

7 VICE CHAIR HERRERA: And I'm assuming that
8 would be executive session.
9 COMMISSIONER STERTZ: Yes.
10 CHAIR MATHIS: Can you repeat that?
11 VICE CHAIR FREEMAN: If we're going to start
12 our agenda with the public interviews, and then follow with
13 Item II, which would be the call for public comment --
14 CHAIR MATHIS: Right.
15 VICE CHAIR FREEMAN: -- then at some point
16 subsequent to that, have another agenda item, consideration
17 of hiring the executive director or some words to that
18 effect.
19 VICE CHAIR HERRERA: So we'd go into executive
20 session on personnel matters --
21 CHAIR MATHIS: Great.
22 VICE CHAIR HERRERA: -- and then do the vote.
23 CHAIR MATHIS: Okay. That sounds reasonable.
24 VICE CHAIR HERRERA: We already have three or
25 four agenda items right there.

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1 CHAIR MATHIS: Yeah.
2 COMMISSIONER STERTZ: Okay.
3 MR. BARTON: Madam Chair, just to be clear --
4 CHAIR MATHIS: Mr. Barton.
5 MR. BARTON: -- to the members of the public
6 that are in attendance --
7 PUBLIC MEMBER: Member.
8 MR. BARTON: -- we would go into executive
9 session to discuss the candidates, and then we would come out

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10 of executive session to vote.

11 VICE CHAIR HERRERA: That is correct.

12 COMMISSIONER MCNULTY: The hardy member.

13 CHAIR MATHIS: Okay. Any other -- so we have
14 any other discussion on that before we vote?

15 (No verbal response.)

16 CHAIR MATHIS: Okay. All in favor?

17 VOICE VOTES: Aye.

18 CHAIR MATHIS: Any opposed?

19 (No verbal response.)

20 CHAIR MATHIS: Great. The motion carries.

21 And I believe that takes us to the end of the agenda.

22 VICE CHAIR HERRERA: That does.

23 CHAIR MATHIS: Yes, we're at Item XV now,
24 adjournment.

25 COMMISSIONER STERTZ: I move to adjourn.

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1 VICE CHAIR HERRERA: I move to adjourn

2 and --

3 CHAIR MATHIS: I'll take a second, even though
4 it's on the agenda.

5 COMMISSIONER STERTZ: I love to move to
6 adjourn.

7 CHAIR MATHIS: All in favor?

8 VOICE VOTES: Aye.

9 CHAIR MATHIS: The meeting's adjourned.

10 (Whereupon, the public meeting was concluded
11 at 4:38 p.m.)

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1 STATE OF ARIZONA)
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2 COUNTY OF MARICOPA)

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4 I, Debra Galvin, hereby certify that the foregoing
5 pages 1 to 100, inclusive, constitute a full, true, and
6 accurate transcript of the proceedings had in the above
7 matter, all to the best of my skill and ability.

8

9 DATED at Phoenix, Arizona, this 28th day of April,
10 2011.

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Debra M. Galvin, CSR #50375

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