

ARIZONA INDEPENDENT REDISTRICTING COMMISSION

NOTICE OF PUBLIC MEETING AND POSSIBLE EXECUTIVE SESSION

Erika Schupak Neuberg, Chair
David Mehl, Commissioner

Derrick Watchman, Vice-Chair
Shereen Lerner, Commissioner

Douglas York, Commissioner

Location: Virtual via GoogleMeets

Members of the public may view the meeting at this link:

<https://youtu.be/xCAsnCXseqc>

Members of the public who request to comment on an item on this agenda may provide their public comments at this link: <https://forms.gle/gZcq7AeScdqqbZoY7>.

Date: Tuesday, March 30, 2021

Time: 9:00 a.m.

The Commission reserves the right to change the order of items on the agenda. The Commission may vote to go into executive session, which will not be open to the public, for any item listed on the agenda, for the following purposes: discussion or consideration of personnel matters pursuant to A.R.S. § 38-431.03(A)(1), for discussion or consideration of records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law pursuant to A.R.S. § 38-431.03(A)(2), obtaining legal advice pursuant to A.R.S. § 38-431.03(A)(3), consultation with attorneys regarding pending or contemplated litigation pursuant to A.R.S. § 38-431.03(A)(4), or any other purpose as authorized under A.R.S. § 38-431.03. The executive session is not open to the public and all legal action will take place in a meeting that is open to the public.

A copy of the agenda for the meeting is available at <https://irc.az.gov/public-meetings> at least forty-eight hours in advance of the meeting, in addition to physically being posted at the Arizona Department of Administration, 100 N 15th Avenue, Phoenix, AZ 85007. Background material provided to the Commission that is not otherwise exempt by law from public inspection is available for inspection upon request.

Persons with a disability may request reasonable accommodation, such as a sign language interpreter, by contacting Yasmin Ramos at ircadmin@azdoa.gov. Requests should be made as early as possible to allow time to arrange the accommodation.

All matters on the agenda may be discussed, considered and are subject to action by the Commission. The Commission reserves the right to table any item on the agenda.

The agenda for the meeting is as follows:

- I. Call to Order and Roll Call
 - A. Call for Quorum
 - B. Call for Notice

- II. Approval of minutes from March 23, 2021.
 - A. General Session
 - B. Executive Sessions

- III. Opportunity for Public Comments

Public comment will open for a minimum of 30 minutes and remain open until the adjournment of the meeting. Comments will only be accepted electronically in writing on the following form: <https://forms.gle/gZcq7AeScdqgbZoY7> (comments will be limited to 3000 characters).

Please note: Members of the Commission may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to A.R.S. § 38-431.01(H), action taken as a result of public comment will be limited to directing staff to study the matter, responding to any criticism or scheduling the matter for further consideration and decision at a later date.

- IV. Discussion on Public Comments received prior to today's (March 30, 2021) meeting.

- V. Ratification – Review, Discussion, and Possible Legal Action
 - A. Pursuant to A.R.S. § 38-431.05(B), the Commission intends to ratify legal action that may have been taken in violation of Open Meeting Law at the Commission's January 21, 2021, public meeting. Specifically, at the January 21, 2021, public meeting, the Commission took action on the following agenda item:

“II. Approval of Minutes from the January 14, 2021, Public Meeting and Executive Session(s).”

During its January 21, 2021, public meeting, the Commission experienced a technical difficulty with its YouTube Live streaming service that prohibited public access to a portion of that meeting. During that technical difficulty period, the Commission voted to approve the public session and executive session minutes for the January 14, 2021, meeting. As a result, the vote and approval was not made available to the public nor was it captured in its January 21, 2021, video meeting minutes.

The public may obtain a detailed written description of the actions to be ratified, and all deliberations, consultations, and decisions by members of the public body that preceded and relate to the actions to be ratified, except those made confidential by law, as posted at Arizona Department of Administration, 100 N 15th Avenue, Phoenix, AZ 85007, or on the Commission's website at <https://irc.az.gov/public-meetings>. This detailed written description will be available at least 72 hours in advance of the meeting and is incorporated by this reference.

- VI. Discussion and Possible Action on Executive Director and other potential administrative support positions, and duties of all IRC staff positions.
- VII. Discussion and Possible Action on Data Census delay and ways to mitigate its disruption.
- VIII. Discussion and Possible Action on options for securing legal counsel:
 - A. Continue with the Attorney General's Office representation.
 - B. Hire legal counsel, that is already procured, from the Attorney General's Outside Counsel List.
 - C. Continue with the RFP/procurement process.

The Commission may vote to go into executive session, which will not be open to the public, for the purpose of discussion or consideration of records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law (A.R.S. § 38-431.03(A)(2)), as well as for the purpose of obtaining legal advice related to RFPs (A.R.S. § 38-431.03(A)(3)).

- IX. Discussion and Possible Action on evaluating and scoring candidates for Outside Counsel as part of the Outside Counsel RFP/procurement process.

The Commission may vote to go into executive session, which will not be open to the public, for the purpose of discussion or consideration of records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law (A.R.S. § 38-431.03(A)(2)), as well as for the purpose of obtaining legal advice related to RFPs (A.R.S. § 38-431.03(A)(3)).

- X. Discussion and Possible Action on Mapping Consulting support.
- XI. Discussion and Possible Action on Budget.
- XII. Possible Action on bill paying of incurred expenses.
 - A. Miller Certified Reporting, LLC Invoice, dated 3/23/21.
- XIII. Discussion on ADOA resources /updates:
 - A. IT
 - B. Human Resources
 - C. Procurement
 - D. Finance
 - E. Facilities
- XIV. Update, Discussion, and Possible Action on Howard Open Meeting Law complaint, provided by AGO legal counsel, including written response to the investigation inquiry.

The Commission may vote to go into executive session, which will not be open to the public, for the purpose of obtaining legal advice specifically related to the Howard Open Meeting Law complaint (A.R.S. § 38-431.03(A)(3)), for discussion or consideration of records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to

be maintained as confidential by state or federal law pursuant to A.R.S. § 38-431.03(A)(2), as well as for consultation with attorneys regarding pending or contemplated litigation pursuant to A.R.S. § 38-431.03(A)(4).

XV. Discussion of future agenda item requests.

XVI. Discussion and Possible Action on the scheduling of future meetings.

XVII. Announcements
A. Next Meeting Date

XVIII. Closing of the Public Comments

Please note: Members of the Commission may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to A.R.S. § 38-431.01(H), action taken as a result of public comment will be limited to directing staff to study the matter, responding to any criticism or scheduling the matter for further consideration and decision at a later date.

XIX. Adjournment