

1 COMMISSIONER YORK: Aye.

2 CHAIRPERSON NEUBERG: Commissioner Neuberg is an
3 aye.

4 With that, we're going to -- we are going to move
5 into executive session. For the public, this is in order
6 for us to be able to move through the ranking process in the
7 confidential manner that is required of us.

8 Please hang up this line, and we will need to move
9 to the executive session link.

10 Pam, anything else you want to say before we -- we
11 make this jump?

12 (Whereupon Commissioners York and Mehl exit the
13 meeting.)

14 MS. PEISER: Just that the members of the RFP team
15 to this point is Mr. Hughes as well as Ms. Sornsin will be
16 joining us in executive session as they will providing
17 information related to the confidential documents.

18 CHAIRPERSON NEUBERG: Yes. And Nicole Sornsin will
19 be joining us as a technical expert in procurement.

20 So thank you very much. Okay.

21 (Whereupon the proceeding is in executive session
22 from 10:08 a.m. until 11:23 a.m.)

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1 (Whereupon the proceeding resumes in general
2 session.)

3 CHAIRPERSON NEUBERG: Okay. Welcome back,
4 everybody. We'll just give a minute for everybody to
5 reconvene.

6 I see that we have all five Commissioners with us;
7 we have our transcription expert here, thank you, Angela;
8 Yasmin, Rick, Nicole, Kyle, Jessica Klein, Pam.

9 Okay. With that, I believe we can get started
10 again.

11 Thank you to the public for your patience. We had
12 a productive executive session meeting in which we went
13 through the ranking exercise that was required to be done in
14 confidentiality, and we were able to ask whatever kinds of
15 legal questions we had in order to fully understand the
16 processes with which we can move forward.

17 With that, I believe we can begin to move forward
18 with an action item. I'd like to turn it over to my
19 Commissioners and see if we have a motion based on those
20 initial ranking conversations.

21 COMMISSIONER LERNER: This is Commissioner Lerner.

22 I move that we approve the suggested rankings based
23 on our discussion and as recorded by Rick Hughes.

24 CHAIRPERSON NEUBERG: Do I have a second?

25 COMMISSIONER YORK: This is Commissioner York. I

1 second.

2 CHAIRPERSON NEUBERG: Any further discussion?

3 With that, we'll take a vote.

4 Commissioner Watchman.

5 COMMISSIONER WATCHMAN: Aye.

6 CHAIRPERSON NEUBERG: Commissioner Mehl.

7 COMMISSIONER MEHL: Aye.

8 CHAIRPERSON NEUBERG: Commissioner Lerner.

9 COMMISSIONER LERNER: Aye.

10 CHAIRPERSON NEUBERG: Commissioner York.

11 COMMISSIONER YORK: Aye.

12 CHAIRPERSON NEUBERG: Commissioner Neuberg is an
13 aye.

14 And, with that, we will move forward with the
15 suggested rankings in executive session and pick up the RFP
16 process next week.

17 With that, unless there's any other further
18 discussion, we will move to Item No. IX, which is discussion
19 and possible action on mapping consultant support.

20 That RFP process will close on March 26th. I
21 personally have nothing to add on this agenda item. Unless
22 there are other questions or comments, we can move on.

23 With that, we'll move to Item No. X, discussion and
24 possible action on budget.

25 I would like to inform the Commissioners and the

1 public, I did speak briefly last week with Deborah Gann,
2 she's a representative with the general accounting office
3 with ADOA, regarding interstate agency agreement. ADOA can
4 aid the Commission with budgeting and accounting related
5 matters; it's just setting the stage to be able to
6 facilitate budgeting in an expeditious manner.

7 In terms of next steps, our executive director,
8 Brian, will need to follow up with her, and it is
9 recommended that she come and present to the Commission
10 sometime, I'd say, within the next maybe, you know, month or
11 so to talk more fully about the services that ADOA provides
12 as it relates to accounting and budgeting. But, for now,
13 it's an important -- important arrangement that is helping
14 us pay our bills.

15 I have no other items on the issues --

16 VICE CHAIR WATCHMAN: Madam Chair?

17 CHAIRPERSON NEUBERG: Yes. Please.

18 VICE CHAIR WATCHMAN: I'm still requesting, can
19 someone explain to me where we stand with the Arizona annual
20 budget?

21 I know we talked about the last time and so we did
22 have some numbers presented to us. But is that going
23 through the process? I forget where the State is regarding
24 their annual budget, which starts on July 1. So do we have
25 a say in that, because it looks like it's already put

1 together, so I'm assuming it's included in the Governor's
2 budget that maybe is being delivered right now?

3 I don't know where we are on that process. And --
4 and, I don't know, maybe we need to get our new director to
5 look at it as well, to see if it's adequate and sufficient.
6 But, you know, we can discuss that next week and have
7 someone available to speak to us on where we stand with
8 that.

9 So a question for my part. Thank you, Madam Chair.

10 CHAIRPERSON NEUBERG: Thank you for your question.

11 Yes. So just to confirm, we have been allocated
12 \$500,000 in order to take us through June 30th.

13 In terms of the next fiscal year, we have already
14 been allocated, it's been appropriated by the state
15 legislature \$3 million. We are well covered to be able to
16 get us off the ground and fulfill our responsibility in the
17 near future.

18 Once we have our full staff in place, we'll be able
19 to flesh out a more comprehensive budget where we can
20 itemize things a little more deliberatively, and then we
21 will work with Deborah Gann with ADOA.

22 Again, we need to keep in mind a fiscal
23 responsibility to honor a budget and what's been allocated,
24 we have a mission that we are responsible to fulfill; and if
25 and when there's a need to go to the state legislature to

1 make a case for additional resources, we have that
2 prerogative. And so that specific budgeting will be fleshed
3 out, I'd say, in the next four to eight weeks; and I don't
4 foresee any immediate concerns as it relates to the budget,
5 the decisions that we've been making to date have all fallen
6 well within line of what's been allocated.

7 Any other questions or comments on that matter?

8 VICE CHAIR WATCHMAN: No.

9 CHAIRPERSON NEUBERG: Okay. Thank you.

10 And, with that, a very related item, we'll move on
11 to Item XI, discussion and possible action on bill paying on
12 our incurred expenses.

13 We do have an expense Item No. XI(A), Miller
14 Certified Reporting, the invoice dated 3/15/21.

15 I do need a motion to pay that bill.

16 VICE CHAIR WATCHMAN: Madam Chair, this is
17 Commissioner Watchman. I motion to approve the expense to
18 Miller Certified Reporting dated March 15th, 2021.

19 I don't have the numbers in front of me, but I
20 think that should suffice as a motion.

21 CHAIRPERSON NEUBERG: Correct.

22 COMMISSIONER MEHL: I second the motion.

23 CHAIRPERSON NEUBERG: Any further discussion?

24 Okay. Quick vote.

25 Commissioner Watchman.

Miller Certified Reporting, LLC

1 COMMISSIONER WATCHMAN: Aye.

2 CHAIRPERSON NEUBERG: Commissioner Mehl.

3 COMMISSIONER MEHL: Aye.

4 CHAIRPERSON NEUBERG: Commissioner Lerner.

5 COMMISSIONER LERNER: Aye.

6 CHAIRPERSON NEUBERG: Commissioner York.

7 COMMISSIONER YORK: Aye.

8 CHAIRPERSON NEUBERG: Commissioner Neuberg is an
9 aye.

10 And, with that, we authorize the payment of the
11 invoice to Miller Certified Reporting of 3/15/21.

12 With that, we'll move on to Item No. XII,
13 discussion on the ADOA resources or any other updates. It
14 can relate to (A) through (E): IT, human resources,
15 procurement, finance, facilities.

16 The only update I have is that I have been approved
17 for a badge, and with that we can include other people for
18 badges now that we're about to be, you know, hopefully soon
19 a little bit more out there in a public and having a
20 physical location. It's -- it's helpful for all of us to
21 get physically approved so that we have that ability to get
22 in and out of the building.

23 With that any questions?

24 And, Yasmin, anything on ADOA's front that you
25 would like to update us on?

1 MS. RAMOS: No. Just wanted to update the public
2 on the address. Last time I promised to give a suite number
3 and I have one. It is a Suite 105.

4 And, again, the full address is 1110 West
5 Washington Street, Phoenix -- Suite 105, Phoenix, Arizona,
6 85007.

7 Thank you, Madam Chair.

8 CHAIRPERSON NEUBERG: Thank you.

9 Okay. Again, thank you so much ADOA for helping us
10 with all of these resources.

11 With that, we'll move on to Item No. XIII, update,
12 discussion, and possible action on Howard open meeting law
13 complaint provided by ADOA legal counsel.

14 Given the legal nature of this, the Commission may
15 vote to go into executive session, which will not be open to
16 the public for the purpose of obtaining legal advice
17 specifically related to the Howard open meeting law
18 complaint, A.R.S. 38-431.03(A)(3), for discussion or
19 consideration of records exempt by law from public
20 inspection, including the receipt and discussion of
21 information or testimony that is specifically required to be
22 maintained as confidential by state or federal law pursuant
23 to A.R.S. 38-431.03(A)(2), as well as for consultation with
24 attorneys regarding pending or contemplating litigation
25 pursuant to A.R.S. 38-431.03(A)(4).

1 With that, I -- if there is an update that we can
2 share in public meeting; and if there is follow-up
3 attorney-client conversation that needs to happen, we will
4 move to executive session.

5 MS. PEISER: Thank you, Chair Neuberg. I do have
6 an update.

7 Because this is ongoing litigation and I'm going to
8 provide some advice as well as strategy in terms of
9 responding to the complaint that's been filed, my
10 recommendation would be to have the discussion in executive
11 session, which will preserve attorney-client
12 confidentiality.

13 COMMISSIONER MEHL: I move that we go into
14 executive session for this discussion.

15 COMMISSIONER LERNER: And Commissioner Lerner
16 seconds.

17 CHAIRPERSON NEUBERG: Do -- do we need a motion to
18 go into executive session?

19 MS. PEISER: A motion to go in but nothing to come
20 out.

21 CHAIRPERSON NEUBERG: Okay. So we have a first we
22 have a second. Any further conversation?

23 Commissioner Watchman.

24 COMMISSIONER WATCHMAN: Aye.

25 CHAIRPERSON NEUBERG: Commissioner Mehl.

1 COMMISSIONER MEHL: Aye.

2 CHAIRPERSON NEUBERG: Commissioner Lerner.

3 COMMISSIONER LERNER: Aye.

4 CHAIRPERSON NEUBERG: Commissioner York.

5 COMMISSIONER YORK: Aye.

6 CHAIRPERSON NEUBERG: Commissioner Neuberg is an
7 aye.

8 And, with that, we will move into executive session
9 in order to discuss an open meeting complaint for
10 attorney-client privilege.

11 Please move out of this public session and enter a
12 new link.

13 (Whereupon the proceeding is in executive session
14 from 11:35 a.m. until 11:58 a.m.)

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18 (Whereupon the proceeding resumes in
19 general session.)

20 CHAIRPERSON NEUBERG: Okay. For some reason -- I
21 don't know if everybody can hear me, my camera is not
22 working. I'm trying to turn it on.

23 But -- but can everybody hear me through audio?

24 COMMISSIONER YORK: Yes, we can hear you.

25 MS. PEISER: Yes.

1 VICE CHAIR WATCHMAN: Yes.

2 COMMISSIONER MEHL: Yes.

3 CHAIRPERSON NEUBERG: Okay. I apologize that my
4 video is not working.

5 I want to make sure that we have everybody in play
6 to resume our public meeting. I believe we have Pam; I
7 believe we have all of our Commissioners.

8 So, with that, we will move back into our public
9 meeting. Agenda Item No. XIV, discussion of future agenda
10 item requests.

11 Are there any other additional requests that we
12 have not yet brought up during this public meeting?

13 I'm not aware of any new items. I just want to
14 make sure that the language with our discussion of our RFPs
15 allows for that next process of -- of further deliberation.
16 I believe that is already on the agenda.

17 Commissioners do have the ability in the next day
18 or two prior to posting the formal agenda to request that
19 additional items be added.

20 If there are no other suggestions, we'll move to
21 Item No. XV, which is discussion and possible action on
22 scheduling of future meetings per our ongoing meeting on
23 Tuesdays at 9:00 a.m.

24 We are slated to convene next week, the 30th, at
25 9:00 a.m. and every Tuesday after that. I'm not aware of

1 any other exceptions or special meetings. Is there anything
2 else that the Commissioners would like to bring up?

3 With that, we'll move to Item No. XVI,
4 announcements.

5 The next meeting will be next Tuesday, March 30th,
6 at 9:00 a.m.; and I do not have any additional
7 announcements.

8 With that, we will move to Agenda Item No. XVII,
9 closing of public comments.

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

17 And, with that, we move to Item No. XVIII, which is
18 adjournment.

19 Do I have a motion to adjourn?

20 COMMISSIONER MEHL: So moved. Commissioner Mehl.

21 CHAIRPERSON NEUBERG: Do we have a second?

22 VICE CHAIR WATCHMAN: Commissioner Watchman
23 seconds.

24 CHAIRPERSON NEUBERG: Any discussion?

25 Okay. Vote to adjourn.

1 Vice Chair Watchman.

2 VICE CHAIR WATCHMAN: Aye.

3 CHAIRPERSON NEUBERG: Commissioner Mehl.

4 COMMISSIONER MEHL: Aye.

5 CHAIRPERSON NEUBERG: Commissioner Lerner.

6 COMMISSIONER LERNER: Aye.

7 CHAIRPERSON NEUBERG: Commissioner York.

8 COMMISSIONER YORK: Aye. Have a greet week.

9 CHAIRPERSON NEUBERG: Commiss- --

10 Commissioner Neuberg is an aye.

11 And, with that, we adjourn, and I look forward to
12 seeing everybody next week.

13 COMMISSIONER MEHL: Thank you all.

14 COMMISSIONER LERNER: Thanks, everybody.

15 CHAIRPERSON NEUBERG: Good-bye.

16 (Whereupon the proceeding concludes at 12:02 p.m.)

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C E R T I F I C A T E

STATE OF ARIZONA)
) ss.
COUNTY OF MARICOPA)

BE IT KNOWN that the foregoing proceedings were taken before me, Angela Furniss Miller, Certified Reporter No. 50127, all done to the best of my skill and ability; that the proceedings were taken down by me in shorthand and thereafter reduced to print under my direction.

I CERTIFY that I am in no way related to any of the parties hereto nor am I in any way interested in the outcome thereof.

I FURTHER CERTIFY that I have complied with the requirements set forth in ACJA 7-206. Dated at Litchfield Park, Arizona, this 5th of April, 2021.



Angela Furniss Miller, RPR, CR
CERTIFIED REPORTER (AZ50127)

* * *

I CERTIFY that Miller Certified Reporting, LLC, has complied with the requirements set forth in ACJA 7-201 and 7-206. Dated at LITCHFIELD PARK, Arizona, this 5th of April, 2021.



Miller Certified Reporting, LLC
Arizona RRF No. R1058

Miller Certified Reporting, LLC