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STATE OF ARIZONA  
ARIZONA INDEPENDENT REDISTRICTING COMMISSION

REPORTER'S TRANSCRIPT OF PROCEEDINGS

PUBLIC SESSION  
Phoenix, Arizona  
May 10, 2001  
10:15 a.m.

INDEPENDENT REDISTRICTING  
COMMISSION

LISA A. NANCE, RPR, CCR  
Certified Court Reporter  
Certificate No. 50349

1           THE STATE OF ARIZONA INDEPENDENT REDISTRICTING  
2           COMMISSION convened in Public Session on May 10, 2001,  
3           at 10:15 o'clock a.m. at the Capitol Building Executive  
4           Tower, 1700 West Washington, Grand Canyon Training Room,  
5           Basement Level, Phoenix, Arizona, in the presence of:

6

7           APPEARANCES:

8

          CHAIRMAN STEVEN W. LYNN

9

          COMMISSIONER JOSHUA M. HALL

10

          COMMISSIONER ANDI MINKOFF

11

          COMMISSIONER JAMES R. HUNTWORCK (arrives as indicated  
  herein)

12

13           COMMISSIONER DANIEL R. ELDER

14           ENRIQUE MEDINA OCHOA, Executive Director

15           LISA T. HAUSER, Commission Counsel

16           JOSE de JESUS RIVERA, Commission Counsel

17           LISA A. NANCE, RPR, CCR, Court Reporter

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SPEAKERS FROM CALL TO THE PUBLIC:

MATT LORE  
JIM HARTDEGEN  
RON LEE

NATIONAL DEMOGRAPHICS CORPORATION:

FLORENCE ADAMS  
MARGUERITE MARY LEONI  
MARION PORCH

MARICOPA COUNTY ELECTIONS:

KAREN OSBORNE  
TIM JOHNSON

1 Public Session  
2 Phoenix, Arizona  
3 May 10, 2001  
4 10:15 o'clock a.m.

5  
6 P R O C E E D I N G S

7 CHAIRMAN LYNN: Let's call the meeting to  
8 order at 10:15. First, at this time, if there are  
9 members of the public who wish to address the  
10 Commission, if you would identify yourselves, we should  
11 have --

12 Do we now have speaker slips or are we  
13 doing this impromptu?

14 MS. HAUSER: I've turned in two.

15 MR. HARTDEGEN: Want us at the podium?

16 MS. LEONI: Not a problem.

17 CHAIRMAN LYNN: As long as any of these  
18 microphones can hear you, that's just fine.

19 Are you Matt?

20 MR. HARTDEGEN: Jim.

21 CHAIRMAN LYNN: I need a slip.

22 Matt goes first, Matt Lore.

23 MR. LORE: Go over to the podium?

24 CHAIRMAN LYNN: No. I think -- it's not  
25 amplification, just for recording purposes. I think we  
can hear you and the microphone can pick it up.

1                   MR. LORE: Thank you, Mr. Chairman,  
2 members of the Commission. I'm Matt Lore of the Arizona  
3 League of Cities and Towns, represent all 87 cities and  
4 towns in Arizona.

5                   I'd like to comment on three issues this  
6 morning to the Commission. The first one is that we are  
7 currently drafting a letter, will get all Commission  
8 members that letter next week.

9                   We want to insure that the Commission  
10 members take into consideration city and town boundaries  
11 when you start looking at redrawing district lines.  
12 Many communities have concerns and have distinct issues  
13 that they want to insure that their city and town  
14 boundary, to the extent possible, is kept in the least  
15 amount of legislative districts as possible.

16                   Secondly, on that note, we've had talks  
17 with many different communities throughout the state  
18 that wish to speak with the Commission or have dialogue  
19 with the Commission individually. Many communities have  
20 individual needs. They have certain concerns. They  
21 have individual populations. And one of their hopes is  
22 that the Commission will work with the city and town,  
23 elected officials, mayors, council members, to discuss  
24 individual suggestions and ideas as you go along the  
25 way.

1                   And thirdly, I would like to offer, I  
2           don't know what the public participation process is, or  
3           how your meetings when you go out to the public to  
4           discuss what the Commission has done, I would like to  
5           offer the services of the League. We can help you if  
6           you need space in different communities throughout the  
7           state with city halls, and those type of forums, if you  
8           need your meetings in those types.

9                   I would say to the Chairman, members of  
10          the Commission and Executive Director, if you want, I  
11          can leave you my number or card if you want to work with  
12          the League in that respect.

13                   CHAIRMAN LYNN: Thank you, Mr. Lore, very  
14          much. We appreciate the offer. If you would leave your  
15          name and number with staff.

16                   MR. LORE: Okay. Will do.

17                   CHAIRMAN LYNN: Next is Mr. Hartdegen.

18                   MR. HARTDEGEN: Thank you very much, sir.  
19          Jim Hartdegen, working with Bob Lynch, attorney,  
20          representing City of Casa Grande Farm Bureau down there  
21          and whoever else.

22                   I have a few, real short comments.

23                   I appreciate your effort. I know it's a  
24          lot of hard work between now and whenever, and probably  
25          more than even you guys want to get involved in.

1 Appreciate your efforts.

2                   The other thing is we would very strongly  
3 suggest you have a meeting in Casa Grande. I know  
4 that's coming up on your agenda. Casa Grande was used  
5 as the poster child for reapportionment. I personally  
6 live in District IV. Someday, if you want to be bored,  
7 I'll tell you why. Casa Grande was split up a lot.

8                   So since Casa Grande was used to help pass  
9 the initiative, I feel it might be very important a  
10 meeting be held in Casa Grande. A lot of people there  
11 are very concerned what might happen and would like some  
12 input into what might happen. I'm not sure they all  
13 trust me, want make sure I'm saying the right things.

14                   The other thing very helpful for those  
15 following the process, I know you are working on a web  
16 page, that will be very helpful for information.  
17 Possibly handouts, might be looking at being offered to  
18 the general public for our use, also. I think that  
19 would be very, very helpful.

20                   If possible, I'd be more than happy if you  
21 need my humble assistance in any way, I've had the  
22 misfortune of going through the processes the  
23 old-fashioned way, political way. I realize this is not  
24 political. If you need blinders, I'll help you out with  
25 them.

1                   Again, it is very complex. Every time you  
2 push one area, it bulges out somewhere else. You do  
3 have your work cut out for you.

4                   CHAIRMAN LYNN: Thank you. Thank you,  
5 Mr. Hartdegen, very much.

6                   Other members of the public?

7                   Have you filled out a slip?

8                   Mr. Lee, Ron Lee.

9                   MR. LEE: Ron Lee, Executive Director of  
10 Arizona Commission on Indian Affairs, a small state  
11 agency, around since 1953.

12                   If you notice the map there, look at the  
13 reservations, reservations constitute about 20, 28  
14 percent of the Arizona land base; population, 222,000  
15 Native American tribal members, 21 tribes within the  
16 state.

17                   My position here is to maintain good  
18 relations, good rapport, be a good liaison between the  
19 state and 21 Indian tribes.

20                   One of my first questions to the  
21 Commission is I would like to make sure that perhaps we  
22 can make additional efforts to have a good outreach  
23 program with the tribal group within the State of  
24 Arizona.

25                   There are 21 different tribes, as I



1 mentioned. Granted, it may not be possible to meet with  
2 all Indian tribes. Perhaps, we'd like to see effort to  
3 reach as many tribes as possible, perhaps maybe more  
4 than one meeting to meet with a tribe, perhaps as much  
5 as four, one maybe in the northern region, one eastern,  
6 one southern, one western, to develop a dialogue with  
7 the tribes. I think it's important to maintain that  
8 relationship with the tribes.

9                   As part of the Commission of Indian  
10 Affairs, we would be willing to provide our assistance.  
11 If you have any questions, please utilize the agency as  
12 much as possible.

13                   I can give you my -- I can leave you my  
14 card as well. I just wanted to make that known to the  
15 board and members. Thank you.

16                   CHAIRMAN LYNN: Thank you, Mr. Lee.  
17 Appreciate it very much.

18                   Other members of the public wishing to be  
19 heard at this time?

20                   There will be a second call to the public  
21 at the end of the agenda today.

22                   If not, we will close the public comment  
23 section of the agenda for the morning.

24                   You now have in your possession the  
25 minutes from the April 5th and April 13th meeting. Are

1       there additions or corrections to the minutes?

2                   COMMISSIONER ELDER:   In the blue folder?

3                   MR. OCHOA:   I gave them out at the last  
4 meeting.   I apologize.

5                   COMMISSIONER HALL:   I never received it.

6                   CHAIRMAN LYNN:   Are you --

7                   Ms. Minkoff?

8                   COMMISSIONER MINKOFF:   I don't have  
9 additions or corrections to the minutes.   One of the  
10 reasons for no additions or corrections, they're very  
11 old.   I have a problem with this.

12                   I suppose unless somebody has any  
13 corrections, approve as presented.   It's very difficult  
14 to correct minutes.   Quite honestly, I can't remember  
15 clearly minutes that happened four meetings ago.   We  
16 need a procedure for getting them before the next  
17 meeting in draft form so we can look at them, make  
18 additions or corrections while the meeting is still  
19 fresh in our minds.

20                   MR. OCHOA:   Mr. Chairman, if I may  
21 comment.   The reason for the delay, initially we hired  
22 the services of Kelly Services, a temporary agency.   If  
23 you recall, the young lady had to leave early.   I asked  
24 Lisa Nance at the last minute to possibly step in and  
25 prepare the minutes.   That relationship caused a delay.

1 I apologize for that.

2 COMMISSIONER ELDER: Do we have a  
3 resolution to it?

4 MR. OCHOA: Ms. Nance is helping us  
5 prepare minutes as we speak.

6 COMMISSIONER ELDER: I'd be --

7 CHAIRMAN LYNN: I'd like to ask a question  
8 of legal staff, don't expect an answer immediately, but  
9 I would like to know how other Commissions handle  
10 official records and minutes of meetings in the sense of  
11 time frames and approval procedures. It seems to me  
12 there may be a way to circulate minutes for corrections  
13 procedurally before we move to an official adoption of  
14 the minutes as public record. If we can adopt that  
15 procedure, that would I think facilitate -- we wouldn't  
16 be caught in a situation where haven't had time to  
17 review it. If at some time, some point we could get  
18 with that.

19 MS. HAUSER: Sure.

20 COMMISSIONER HALL: What is the situation  
21 with minutes for Executive Session? Is that a different  
22 session all together?

23 MS. HAUSER: I provided information to you  
24 all on those, on that particular issue. And that packet  
25 of legal opinions you received is a separate one on

1 that. I can discuss that with you during the break, if  
2 you didn't get a copy.

3 You all got it?

4 COMMISSIONER ELDER: Yes.

5 COMMISSIONER MINKOFF: Yes.

6 CHAIRMAN LYNN: At this point, we'll defer  
7 approval. Mr. Hall hasn't even seen the minutes. I  
8 want to give him an opportunity to review them for  
9 technical corrections to be made. We had this at the  
10 last meeting, the approval process. We'll carry it  
11 forward with the future agenda.

12 Item four, possible decision to schedule  
13 locations for the first round of public meetings,  
14 citizen kits, update on the process of grid overlay as  
15 required by the proposition.

16 Dr. Adams.

17 DR. ADAMS: Mr. Chairman, Members of the  
18 Commission, you have a memo from National Demographics.  
19 You'll find it all stapled together. You'll find a memo  
20 dated May 8. It says "recommendations for outreach."  
21 You'll see on the front of the material you were handed  
22 this morning a citizen kit citizen input form. Skip  
23 past that and get to the other memo.

24 MR. RIVERA: Placed in front of you this  
25 morning.



1 for some of the specifics of additional outreach  
2 methods.

3 We determined at the last meeting that the  
4 public hearings would have a dual outreach function, be  
5 geographical but also be proactive in outreach to  
6 interact with communities of outreach as you identify  
7 them.

8 We certainly heard from communities of  
9 interest, a couple communities of interest this morning.  
10 It's important to take note of that.

11 We, to do this, would generally publicize  
12 meetings to a geographical audience, identify, send  
13 specific letters to including minority organizations,  
14 cities and towns.

15 We have the 21 American Indian  
16 communities, cities, counties, special districts we've  
17 mentioned specifically in the memo to target, and there  
18 may be others as we go along and develop a comprehensive  
19 list.

20 We do need to develop comprehensive lists  
21 for these groups within each of the 16 meeting areas.

22 There will be some overlap. I think  
23 that's fine. And we also have a draft letter. And I  
24 don't believe that was included at this time. But we  
25 prepared a draft letter that is being reviewed by the

1 attorneys that can be sent to special districts, cities,  
2 counties, independent communities, and so on.

3 So then we get down to a first round of  
4 public hearings as proposed at the May 4th Commission  
5 meeting and modified conference call, couple conference  
6 calls about the sites.

7 We're talking about conducting meetings  
8 the weeks of May 21st, 29th, June 4th, June 11th.  
9 That's longer than the schedule we talked about, has to  
10 do with the fact we're trying to make up some time.  
11 What we have lost is a couple weeks in which we hoped to  
12 conduct meetings.

13 I think it would work out quite  
14 satisfactorily and discussed with the attorneys if we  
15 finished the process by the 15th of June, we could still  
16 have the plans out to the public by July 9th. That's  
17 our aim.

18 You then see the meetings listed, as you  
19 see, looking at four meeting sites in Maricopa County,  
20 two in Tucson, and we would definitely like some  
21 guidance on where those Tucson meetings should be held,  
22 TBD, to be decided. We do have Casa Grande listed,  
23 Yuma, Nogales, Sierra Vista, Safford, which would cover  
24 ranch and mining communities, Prescott, Lake Havasu  
25 City, Flagstaff, Show Low, and Window Rock, covering the

1 Navajo and New Mexico border. The listing misses La  
2 Paz, Gila, Greenlee. They're in close proximity to  
3 other meeting sites and I think are covered  
4 satisfactorily by other sites.

5 We are developing materials for meetings  
6 we'll get into.

7 I think probably you may want to stop at  
8 this point to discuss those sites.

9 MR. RIVERA: Mr. Chairman, if you want to,  
10 Ms. Hauser and I are prepared to tell you how we  
11 reached -- why we decided on these cities.

12 CHAIRMAN LYNN: Mr. Rivera.

13 MR. RIVERA: If you look at the terms,  
14 blocks, northern block, geographical, other  
15 considerations, Window Rock, capital of the Navajo  
16 Nation, the largest Native American population in the  
17 state, probably one of the places you have to do just  
18 because of the influence they have.

19 Went to Show Low rather than Snowflake,  
20 St. Johns, for a number reasons. There is larger grid  
21 population around Show Low. Pick up Fort Apache, in  
22 close proximity. That's why Show Low.

23 Flagstaff is picked up where you pick up  
24 the Hopi, closest place for Hopi. We already talked to  
25 the Hopi. They're agreeable to it. It's the largest



1 city up here in the north. Havasupai can get there  
2 fairly quickly, Tuba City, all those locations come into  
3 Flagstaff.

4 Yavapai, Prescott, because of the growth  
5 that has gone on in Prescott Valley with Sedona going so  
6 high, Cottonwood, plus the fact you picked up the  
7 Yavapai Prescott tribe and Camp Verde.

8 We realize Prescott, Prescott to Phoenix,  
9 population, that's significant.

10 And Lake Havasu rather than Kingman, the  
11 way we determined that is growth in Mohave County has  
12 gone along the river than down here, more population  
13 based around Lake Havasu, Bullhead City, pick up Mohave,  
14 Fort Mohave.

15 Yuma, growth of Yuma has been tremendous.  
16 There's no place anywhere close besides Yuma to pick up  
17 the southwestern part of Yuma.

18 MS. HAUSER: Also have Indian tribes.

19 MR. RIVERA: Cocopah, Fort Yuma.

20 MR. RIVERA: Four meetings in Phoenix  
21 scattered around four different locations, exact  
22 locations to be determined later.

23 Same thing, Casa Grande, between Phoenix  
24 and Tucson, a hot topic, interested in getting some  
25 comments.

1                   Tucson, two meetings. Again, the second  
2 largest population. Pascua Yaqui and Tohono O'odham,  
3 all three near Tucson.

4                   Nogales, 60 miles from Tucson, largest  
5 concentration of Hispanics in southern Arizona in terms  
6 of the city. Always real active.

7                   If you remember last, 1990, big issues in  
8 addition to Casa Grande, splitting up Santa Cruz caused  
9 controversy.

10                  Come down to Nogales, Sierra Vista, put  
11 Sierra Vista rather than Douglas, Bisbee, larger  
12 population base than Douglas or Bisbee. It has a  
13 significant amount of growth, probably is the largest  
14 city in there. If went to Douglas, thought it would  
15 take a lot of people out of the loop.

16                  Safford, went to Safford, ranching  
17 community, Globe, easier to travel to here than Show  
18 Low, and really want to pick up the southeastern part of  
19 the state and get rural communities.

20                  MS. HAUSER: Mining communities, here,  
21 that's pretty close. Globe can go either way, likely  
22 Phoenix locations, Maricopa locations, Apache Junction.  
23 Those people, Globe can go to either location.

24                  MR. RIVERA: Grouped for different areas.  
25 Thought it was the easiest to get outreach to Phoenix or

1 Tucson, areas we looked at first because we could get to  
2 quickly, get outreach up in the north and south because  
3 starting to get out rural as Mr. Ochoa gets staff  
4 moving. That is the reason.

5 MS. HAUSER: It's good, not only hitting,  
6 make sure locations are close to Indian tribes,  
7 population centers, ranching, mining, farming interests  
8 I think it pretty well covers the state.

9 CHAIRMAN LYNN: Questions?

10 Ms. Minkoff.

11 COMMISSIONER MINKOFF: Both public comment  
12 section, our discussion, we talked about the need to  
13 dialogue with Indian tribes. Mr. Lore mentioned there  
14 are various communities interested in talking to us. We  
15 have to identify who those are.

16 I wondered if there was a way during  
17 public meetings to at some point compartmentalize them  
18 so we can meet individually with specific communities of  
19 interest that want to talk to us rather than just the  
20 larger meeting format?

21 MR. RIVERA: If you look at the protocol,  
22 next item on the agenda, we talk about that.

23 CHAIRMAN LYNN: Mr. Elder.

24 COMMISSIONER ELDER: Is it something,  
25 Mr. Rivera, have a two-hour general meeting, either

1 before or after, and sign up or request for 15 minutes  
2 or 10 or 15 consultations?

3 MR. RIVERA: Regular meetings and meetings  
4 after that?

5 COMMISSIONER ELDER: Is that acceptable,  
6 have a meeting and meetings after that?

7 DR. ADAMS: That's a slightly different  
8 issue than we've been addressing in the protocol. If in  
9 the area and some areas are a bit remote from  
10 population, main population centers, it seems reasonable  
11 to allow enough time for specific groups to meet with  
12 the team that's going to be there, a Commissioner,  
13 attorney, NDC staff that's going to be there. It's  
14 reasonable either prior to the meeting or after the  
15 meeting to allow for groups to speak individually. But  
16 I also think it important they come and be part of  
17 that -- part of the meeting and involved in the meeting  
18 process itself.

19 MS. HAUSER: Mr. Chairman, one of the  
20 reasons the meeting schedule is not quite as condensed  
21 as before is to allow some extra time for extra  
22 locations.

23 MR. RIVERA: The only thing I'd caution  
24 about locations, we don't want to go overboard with  
25 private meetings and public meetings. There's a

1 perception people listen more closely to private  
2 meetings than to a public meeting.

3 CHAIRMAN LYNN: We should have an  
4 additional discussion about that issue. Clearly each  
5 Commissioner has been approached by one or more groups  
6 or individuals who wish to have one-on-one meetings. I  
7 think we ought to discuss that more fully, not right at  
8 this moment.

9 MR. RIVERA: Mr. Chairman, Commissioner  
10 Elder, they really are two different issues. If I  
11 understand Commissioner Elder's comment, private  
12 meetings in addition to locations.

13 COMMISSIONER ELDER: At the same time.

14 MR. RIVERA: Different than if someone  
15 approaches.

16 CHAIRMAN LYNN: One of the alternatives,  
17 when someone approaches, we may be in the area May 26,  
18 can we get together then. One feeds the other. That's  
19 all I'm suggesting. You bring about the point of  
20 perception, who is able to meet with the Commission  
21 privately versus a public setting. We need to  
22 understand how that plays.

23 Mr. Elder.

24 COMMISSIONER ELDER: Maybe this is a  
25 question for NDC.

1                   In the format of the meetings, one of the  
2 things I get concerned about at times, you can get a  
3 very vocal group, they take over the meeting. Make sure  
4 they don't take over -- to have a map, come up with a  
5 good example, Black Canyon City, population 500, they'd  
6 really like to be addressed in the way they work as a  
7 community of interest, for one reason or another, and  
8 not be grouped in with north Phoenix, take over the  
9 meeting.

10                   I'm trying to figure out a way to make  
11 sure all voices get heard. Maybe -- I don't know how  
12 you do it. Is there a process or way of accomplishing  
13 that without separate meetings?

14                   DR. ADAMS: I think it's important to set  
15 a time limit so someone cannot dominate, just as you  
16 often set time limits on council meetings. Make a  
17 10-minute presentation, 15-minute presentation. Set  
18 that out ahead of time.

19                   Also, you may want to entertain comments  
20 at the end of your meeting today. If a couple of people  
21 who have spoke now at the beginning of the meeting how  
22 they feel about speaking in public meeting as opposed to  
23 a private meeting, would they be satisfied with making a  
24 presentation at that meeting for the general public to  
25 hear and having the number of meetings we have, is that

1 going to be satisfactory, is that going to cover it, so  
2 they feel they're having an opportunity to be heard or  
3 do they still feel the need for a number of private  
4 meetings.

5 COMMISSIONER ELDER: To that end, my  
6 preference would be to try to have them all in a meeting  
7 where we said you've got five minutes, or 10, whatever  
8 it turns out, depending on how many would like to speak  
9 in presentations, community, community of interest,  
10 whatever it might be. The reason for that is in my  
11 opinion other people in that meeting start to get a  
12 context of all the pushing and pulling that the  
13 Commission is going to be going through and say well, I  
14 understand now why the line got moved a little bit,  
15 because there's a whole bunch of other issues we weren't  
16 privy to in private meetings. I'd like to have them  
17 where they're within the format of public meetings, if  
18 we at all can.

19 COMMISSIONER MINKOFF: I'd just like to --

20 CHAIRMAN LYNN: Ms. Minkoff.

21 COMMISSIONER MINKOFF: I'd like to echo  
22 that and add to it.

23 I think one of the reasons for Prop 106  
24 initially is because people felt redistricting was done  
25 behind closed doors and a few people were making

1 decisions for the entire state. I think the more we can  
2 do in an open meeting, the more public confidence there  
3 will be in the finished product.

4 As much as possible, yes, we want to  
5 listen to anybody who wants to talk to us. As much as  
6 we can, I would prefer to let anybody else who wants to  
7 listen to what they have to say listen to what they have  
8 to say so they understand all the input we're getting  
9 and all the information we're processing to come up with  
10 the product for final public comment.

11 COMMISSIONER HALL: Are all meetings  
12 public noticed and whomever can attend can attend,  
13 right?

14 MS. HAUSER: Yes.

15 COMMISSIONER HALL: It's my feeling, I  
16 think we ought to -- this is a great idea. But whomever  
17 wants to contact us, whomever wants to contact us in  
18 whatever form to provide input should provide it. I  
19 have concern of us trying to restrict. I understand we  
20 don't want to give more weight to one voice than another  
21 voice. I understand some of those concerns. But I  
22 hesitate for us to be too restrictive in the amount of  
23 time we put. If everybody in the room wants to talk to  
24 me, I want to allow it. If my time allows it and they  
25 can do it, great. I think that's the intent of what



1 we're trying to do here. It's impossible to try to  
2 anticipate the public meetings, someone pull apart  
3 separate groups, separate. We should be as  
4 accommodating as possible to whomever we can.

5 CHAIRMAN LYNN: Another issue here with  
6 respect to how and how much input we take, I also would  
7 like to err on the side of hearing from anyone who  
8 wishes to talk to us. I do think we'd like to encourage  
9 people to submit written comments as much as possible  
10 insofar as we're going to have to limit public comment  
11 speaking time at the meetings.

12 What we don't want to do is limit someone  
13 giving detailed or complete statement issues we're with.  
14 That has to be part of the outreach process, let people  
15 know we're not only having a meeting in one area, not  
16 only will we set up shop in one community, have a public  
17 input session, at that session, any other time we  
18 receive written comments through the website or any of  
19 the mail available, e-mail, snail mail, whatever, that  
20 will be considered.

21 We'll take that input. It will be  
22 reviewed. We'll maximize the ability of people to  
23 comment to us within the process, outside the process,  
24 during the process, by the process, at the start of  
25 hearings to end of hearings. The point, we need to move

1 to the next phase of development, whatever comment has  
2 come in, has been received, whatever consideration it  
3 should have.

4 A couple other quick questions. Clearly  
5 this is designed so these 16 meetings need to be  
6 staffed, number one, the issue on both the Commission  
7 side and consultant side on staffing, not in the  
8 original contract. I expect NDC to submit a  
9 supplemental proposal, if that's required, to staff this  
10 many meetings.

11 DR. ADAMS: We have that.

12 CHAIRMAN LYNN: Fine.

13 The second issue is Commissioner coverage  
14 of those meetings. While -- first of all, we're in  
15 agreement these are not official Commission meetings in  
16 the sense a quorum should not necessarily be present at  
17 these meetings. In fact --

18 A question or comment?

19 MS. HAUSER: Mr. Chairman, because we're  
20 going to publicly notice each of the meetings, notice --

21 CHAIRMAN LYNN: Could be a quorum.

22 MS. HAUSER: Absolutely any number could  
23 show up.

24 CHAIRMAN LYNN: I want to sure, a quorum  
25 may not be present. 16 meetings, over a short period

1 time, as many will make as many as we can; therefore,  
2 even if one member present, that meeting has no less  
3 weight than if all five were present. That's an  
4 important distinction to make. Each Commissioner will  
5 get the procedure in writing if no other way.

6 Other questions about -- stick just to the  
7 calendar for a moment and approach to outreach before we  
8 move to more detailed discussion of the kits and things  
9 we'll utilize in the process.

10 Mr. Hall?

11 COMMISSIONER HALL: I think we need to see  
12 if we're all in agreement with respect to locations and  
13 handle this in a piecemeal fashion. Would you agree?  
14 Therefore, I make a motion we accept the locations as  
15 identified pursuant to this memo for the public outreach  
16 meetings.

17 CHAIRMAN LYNN: Second?

18 COMMISSIONER MINKOFF: Second.

19 CHAIRMAN LYNN: Discussion?

20 Any discussion either from the Commission  
21 or staff regarding this list? Obviously legal staff has  
22 been involved in development of the list and I think  
23 feels comfortable with the number and location and  
24 choices for the process.

25 May we assume, I want to be clear about

1 it, having established these 16 outreach opportunities,  
2 that they would be replicated at the point at which maps  
3 were circulated or not necessarily? I think that's an  
4 important distinction to perhaps make, just in terms of  
5 public expectation. In other words, another opportunity  
6 to comment on maps.

7 Have you made a recommendation or gotten  
8 to a place you are recommending the same kind of list  
9 for that part of the process as well?

10 DR. ADAMS: That would be my assumption,  
11 that we would use the same list, once the plans are  
12 circulated, Mr. Chairman, members of the Commission. I  
13 think it would be important to go back to those same  
14 areas.

15 CHAIRMAN LYNN: So in terms of --

16 DR. ADAMS: Have the plans circulate in  
17 the areas when open for the 30-day public comment.

18 CHAIRMAN LYNN: The question is develop  
19 information for the public to let them know that this  
20 procedure establishes 16 meetings at various locations  
21 around the state for input which later would be followed  
22 by meetings in the same locations, not necessarily the  
23 same facility, same schedule, if you will, of locations,  
24 for input on maps. And that's really my question.

25 MR. RIVERA: The only --

1                   CHAIRMAN LYNN: Mr. Rivera.

2                   MR. RIVERA: Dr. Adams, Mr. Chairman, the  
3 only caveat I'd add to that, depending on how maps come  
4 out, there may be an area we didn't pick up on at first  
5 we may want to drop or add, leave that option available.

6                   I think we're pretty well covered.

7                   CHAIRMAN LYNN: Okay.

8                   Any further discussion? Any input from  
9 staff on the list?

10                  Mr. Ochoa, I hope you haven't made any  
11 plans for the summer, either during the week or  
12 weekends.

13                  MR. OCHOA: I have not.

14                  CHAIRMAN LYNN: One last question. May I  
15 also presume most if not all of the meetings would be  
16 conducted in the evening hours?

17                  DR. ADAMS: That is my understanding,  
18 Mr. Chairman. We discussed having the meetings begin at  
19 7:00 in the evening.

20                  CHAIRMAN LYNN: Most people, the input  
21 I've heard, clearly we want these to be accessible. And  
22 again, many people work odd hours. Most people are  
23 still working during the day. I want to be clear that  
24 this process is multifaceted. We're just talking about  
25 these being face-to-face meetings. There are other

1 opportunities for people to provide input, the website  
2 and other methods.

3 COMMISSIONER ELDER: The only quizzical  
4 look I had on my face, or reason for it, some of the  
5 outlying communities, especially Sierra Vista, Safford,  
6 and like that, it may be appropriate to think about or  
7 at least polling, maybe it's the city and town people,  
8 is it better to, say, start at 6:00 so they can grab  
9 something at the local restaurant, make the meeting on  
10 their way back out to the ranch, farm, something like  
11 that, as opposed to a two-hour gap, three-hour gap at  
12 the end of the day and meeting at 7:00 and traveling  
13 through mountains or whatever til 11:00, 12:00 o'clock  
14 at night?

15 I don't know. Joshua, do you have any, in  
16 your area, up in the mountains, 6:00 o'clock end of the  
17 work day as opposed to -- or give more people in the  
18 outlying areas time to get in at 7:00.

19 CHAIRMAN LYNN: I'm not sure we have to  
20 get to that level of detail. We're flexible in terms of  
21 working with local communities. I'd think, for example,  
22 Show Low people commute in and out of, regularly,  
23 outlying communities. It's reasonable to ask what would  
24 work best for them.

25 Does that square with your experience?

1 COMMISSIONER HALL: Yes.

2 CHAIRMAN LYNN: Any further discussion on  
3 the motion?

4 If not, all those in favor signify by  
5 saying "aye."

6 (Vote taken.)

7 CHAIRMAN LYNN: Opposed, "no."

8 Motion carries.

9 We now have the makings of a schedule.

10 These have not been scheduled, but the  
11 dates, at least in terms of the weeks covered by the  
12 outreach meetings, are identified.

13 I think what we need to do at this point  
14 is direct staff.

15 For the sake of discussion from this point  
16 forward, when I say "staff," let me have that be  
17 inclusive of consultants as well acting as staff to the  
18 Commission, have staff meet perhaps with local  
19 officials.

20 My suggestion might be immediately to take  
21 the Arizona League of Cities and Towns up on their offer  
22 to be of assistance, either that, or the Association of  
23 Counties offered to be of assistance, either/or both,  
24 and to identify specific locations and specific dates  
25 for these and make locations and dates available to the

1 Commissioners as early as possible so we may indicate to  
2 you which ones we may attend so that would be known to  
3 everyone.

4 I think we also -- well, I'll leave it at  
5 that for the moment. I think that's the action item  
6 that needs to occur on this issue at the outset.

7 Dr. Adams.

8 DR. ADAMS: Mr. Chairman, members of the  
9 Commission, we have discussed a bit about the meeting  
10 dates, have some recommended dates.

11 We have looked at the coverage NDC staff  
12 can achieve. That means doubling up some meetings,  
13 actually having two teams going out at some points. I  
14 think working with the staff would certainly be  
15 appropriate and we can discuss that, get the list out to  
16 you.

17 We've tried to divide it also  
18 geographically, a team going to a particular area,  
19 another team going to another area, covering  
20 geographically and not running cater-corner up cross the  
21 state.

22 If we move on to the material sections and  
23 talk about citizen kits and the citizen input form and  
24 Power Point. I have an additional memo on that. If I  
25 set that aside and finish with this memo, if that's all



1 right with you, Mr. Chairman.

2 CHAIRMAN LYNN: Certainly.

3 DR. ADAMS: We've designed a draft Power  
4 Point and forwarded it to the IRC attorneys for review.  
5 I'm presuming we can do, have a discussion about that  
6 and have a draft for the Commission to review by next  
7 week. Our aim is to be to have it ready for that first  
8 meeting and are hoping to have our first meeting the  
9 week of the first. If we have it to you next week,  
10 that's our aim.

11 We're also recommending some additional  
12 types of outreach. We're recommending the possibility  
13 of establishing a hot line, an 800 number, where people  
14 call in to the Commission, that would be advertised, go  
15 out as part of any information that comes out from the  
16 Commission. I know you are getting public information  
17 while on board. That's something we'd recommend to be  
18 considered by that public information officer.

19 Website is covered. NDC would, as  
20 materials become available, provide them to Mr. Johnson  
21 so we can have the website operational and updated  
22 regularly. But any materials that go on to that site  
23 again will be first reviewed by the IRC attorneys.

24 Another suggestion, look at the  
25 possibility of using local government broadcast

1 channels. The Commission might consider videotaping  
2 public meetings on the areas' channels available,  
3 Phoenix, Channel 11 meetings, rebroadcast to a larger  
4 audience, something you may want to consider.

5 An advertising program, you will have a  
6 public information officer, and do have staff well  
7 versed in this. These are just suggestions. We think  
8 it would be very important as soon as we have these  
9 meetings settled and dates settled that we start taking  
10 out some ads in newspapers, getting this information out,  
11 that we make sure we cover the Spanish language papers  
12 and also cover the American Indian outreach as the  
13 Native American outreach, also. I'm presuming the  
14 public information officer would do this as well. It  
15 needs all those kinds of outreach.

16 We also happen to work on television  
17 presentations, radio, cable presentations, if that's  
18 something you desire.

19 CHAIRMAN LYNN: Let's see if there's any  
20 comments on the balance of the memo as you move on. The  
21 only comment I'd have, I'd like to try engage Arizona  
22 Association of Broadcasters as a partner with us in this  
23 process since it affects every resident in the State of  
24 Arizona, all of whom are within the viewing and  
25 listening audiences of those television and radio

1 audiences represented by that group.

2 Perhaps that organization would be willing  
3 and able to offer us assistance in promoting meetings as  
4 we move forward. So I'll be in touch with them to see  
5 if that's possible. I think it could be quite helpful.

6 Dr. Adams.

7 DR. ADAMS: Okay. Mr. Chairman, members  
8 of the Commission, I'll move on to the memo regarding  
9 citizen kits and citizen input form.

10 The purpose of the citizen kits is to  
11 define communities of interest. And in order to do this  
12 we'd use the kits in conjunction with the instrument  
13 attached to this memo we'll get to in just a moment.

14 We believe that the citizen input form  
15 should be used by all members of the public, whether a  
16 public meeting or private meeting. It should be made  
17 available. And also area citizen kits if meeting with  
18 particular group should be made available at both public  
19 and private meetings, as well as on the website and in  
20 the Commission office. And also, we would offer  
21 statewide citizen kits for opportunity interested  
22 citizens, offer model plans for state legislative and  
23 congressional districts.

24 We're recommending that those statewide  
25 kits not necessarily be available at the area meetings

1 because the specific purpose of those area meetings is  
2 to take community of interest information. But if  
3 anyone is specifically interested in having a statewide  
4 citizen kit, we can take their name and address and  
5 provide them with that kit. That is our recommendation  
6 rather than having it available at the meeting. Because  
7 as you recall, what we're trying to do is develop  
8 Arizona units of representation through this process.  
9 That should be the main focus of these meetings, we  
10 believe.

11 CHAIRMAN LYNN: Mr. Elder.

12 COMMISSIONER ELDER: Dr. Adams, do I  
13 understand you in this respect that people that attend  
14 the meetings, you are developing communities of  
15 interest. Would the people not be some of the people  
16 that maybe want the statewide?

17 DR. ADAMS: They may be some people that  
18 like to look at things statewide. I think more likely  
19 people from those particular communities are focusing on  
20 their particular area of the state and how they want it  
21 treated in a statewide plan. I don't think they're  
22 going to want to look at the whole state.

23 COMMISSIONER ELDER: I'm wondering if in  
24 that respect, if there are some, it could be stated on  
25 the way out: Pick them up. We're not going to address

1       them in the meeting. That way we wouldn't have to have  
2       a process where you call in, you mail in, ask for it,  
3       mail it out. We don't have time in some instances to  
4       get the response. It's valuable, in one form; in  
5       another, it doesn't conflict with the meeting flow. I'd  
6       recommend we have them available on the way out in a  
7       sealed envelope, whatever --

8                     DR. ADAMS: I think we could do that.

9                     CHAIRMAN LYNN: Okay.

10                    DR. ADAMS: I don't want them to be the  
11       focus of the meetings.

12                    COMMISSIONER MINKOFF: That was the  
13       comment I was going to make.

14                    CHAIRMAN LYNN: Any other comments about  
15       the citizen kits?

16                    COMMISSIONER MINKOFF: I have a question  
17       about use of the citizen kit.

18                    If I'm an individual that's come to one of  
19       the citizen meetings, you've given me a citizen kit for  
20       the areas, a couple questions. How will you handle  
21       this: There are four meetings to be held in Phoenix,  
22       two in Tucson. In large urban areas, and if citizen  
23       kits will be different depending on whether Scottsdale,  
24       Paradise Valley, or Apache Junction, I'm concerned  
25       people in the metropolitan area may go to the meeting

1 most convenient timewise rather than locationwise.

2           So if you're going to have four meetings  
3 in the Phoenix area, I'm interested in going to the  
4 meeting, the one closest to where I live, it's not at a  
5 convenient time for me, I may go to one not really in  
6 the area I live because that's the one I can make and  
7 it's only an extra 20-minute drive.

8           I'm concerned how you're going to handle  
9 that. There may be people at those meetings who are not  
10 really indigenous to the area where the meeting is being  
11 held.

12           My other question about these citizen kits  
13 is if I'm sitting at the meeting and looking at my  
14 citizen kit, am I supposed to use this to give back to  
15 the Commission some kind of a draft of a district as I  
16 see them or is it just for the more general type of  
17 input that you've got in the citizen input form? I'm  
18 trying to figure out how they're going to be used.

19           CHAIRMAN LYNN: Dr. Adams.

20           DR. ADAMS: Mr. Chairman, members of the  
21 Commission, the way I would answer your first question  
22 is that for the Phoenix area, I think it's an excellent  
23 question. For the Phoenix Maricopa County larger area,  
24 I think it would be important, just because of what you  
25 stated. And it's something we hadn't thought about

1 doing, is to have the four areas, kits, available, at  
2 those meetings. I think it would be important to do  
3 that.

4                   What we were going to do is roughly look  
5 at quadrants of the city and provide kits, some  
6 communities associated with other communities. Some  
7 communities may say it's appropriate this community be  
8 in a district with another community. We want people to  
9 be able to say that. Or there may be a particular  
10 county area in some relationship with a particular  
11 community and think it be important for people to note  
12 that as well. We'd cover the entire area. And I think  
13 it would be important to have all four of the area kits  
14 available for those meetings and also Tucson meetings.

15                   Now the second comment --

16                   Repeat the question again.

17                   COMMISSIONER MINKOFF: I'm trying to  
18 figure out the citizen getting the kit, what do I do  
19 with it.

20                   DR. ADAMS: As you are sitting with the  
21 kit, we provide information to you. You can look at it  
22 at the meeting. There will be directions on it. Please  
23 provide what is important. There's some information on  
24 the input form. It's graphically represented, may not  
25 be able to cover everything on the input form in

1 writing.

2                   You can take a look, look at this graphic  
3 representation, master jurisdictional overlays, cities,  
4 towns, overlays, so you look at overlays of the  
5 relationship, geography. Wait, I hadn't thought about  
6 that. That's something you can provide after the  
7 meeting. Dominant on it at the time of the meeting,  
8 provide it after the meeting. If you provide it after  
9 the meeting and submit it to us, we'll respond to you.  
10 We'll respond at the meeting to any comments made at the  
11 meeting. If at the meeting you take away -- at the  
12 meeting take away the citizen kit, play with it a little  
13 bit, talk to your neighbor, say what do you think, then  
14 send something back, written comments, maps, we'd  
15 respond to you and use the information in developing  
16 communities of interest.

17                   COMMISSIONER MINKOFF: One further  
18 question. The citizen input form, on the bottom where  
19 it asked people to rank --

20                   CHAIRMAN LYNN: Stop short of the form and  
21 discuss in detail, if we may.

22                   COMMISSIONER ELDER: Citizen kit, on the  
23 area of the citizen kit, I wanted to ask a question.

24                   Maricopa County, grid this off, is there a  
25 place on the form: I live about here, so the response



1 is geo referenced?

2 DR. ADAMS: It could be. Some people may  
3 wish to include that information. Others may not.

4 COMMISSIONER ELDER: I guess where I'm  
5 going, as Andi said, it's easier for her to attend a  
6 Tempe meeting because it's near her work and she  
7 actually lives over here, would be voting there. It  
8 might be good to say I live here, these are my  
9 communities of interest. That could be put in with that  
10 area and grouped.

11 DR. ADAMS: The input form has that  
12 information on it. So would the citizen kit. We'd have  
13 a place on the citizen kit now for people to provide  
14 that information if they chose to do so.

15 CHAIRMAN LYNN: Mr. Hall.

16 COMMISSIONER HALL: The only question area  
17 on the citizen kit, it represents an area of  
18 jurisdictional boundaries, doesn't go to jurisdictional  
19 boundaries?

20 DR. ADAMS: Correct.

21 COMMISSIONER HALL: I don't think there's  
22 a need for it.

23 CHAIRMAN LYNN: Any other questions on the  
24 kit and the manner they'd be used?

25 Really, the kits are a nominative form of

1 input in addition to the oral form of testimony taken at  
2 the meetings.

3 DR. ADAMS: Correct.

4 CHAIRMAN LYNN: Move to the citizen input  
5 form, then look specifically.

6 Ms. Minkoff.

7 COMMISSIONER MINKOFF: The question at the  
8 bottom, asking people to rank order the criteria for  
9 drawing districts, to that, it really seems very similar  
10 in -- might confuse me as a citizen trying to figure  
11 out: Keep districts as compact as possible and then  
12 drawing compact contiguous shapes for districts. How do  
13 I differentiate that?

14 DR. ADAMS: Actually I don't think they're  
15 both necessary. Good point.

16 CHAIRMAN LYNN: Other questions about the  
17 input form?

18 I have only one. It is our intent to have  
19 all materials available in English and Spanish.

20 DR. ADAMS: Yes. We'll reference all  
21 materials in English and Spanish, also reference the  
22 memo, some form of communication to Native American  
23 groups, whether we develop videos or have Native  
24 American speakers; but that needs to be covered as well.  
25 It can't necessarily be covered in written

1 communication. We reference that.

2 CHAIRMAN LYNN: Also with respect to that  
3 schedule, any meeting scheduled in an area where we  
4 anticipate participation by those that may have a  
5 language preference other than English, which includes  
6 Native American languages as well, we'd provide  
7 translation facility at those meetings; is that not  
8 correct?

9 DR. ADAMS: That's my understanding, that  
10 staff has connections and they'd provide that service as  
11 part of the meeting.

12 CHAIRMAN LYNN: Ms. Hauser.

13 MS. HAUSER: I checked with the Secretary  
14 of State. We've been provided the name of the vender  
15 they use already on state contract and they can provide  
16 translation services in every language, including the  
17 American Indian languages we need.

18 CHAIRMAN LYNN: Great.

19 MS. HAUSER: As soon as we know where  
20 we're going to be, what dates, that can be arranged.

21 MR. OCHOA: If I may, Karen Osborne and I  
22 will be going to a meeting tomorrow, Monday, where all  
23 state vendors that have just recently been identified to  
24 be on state contract for translation services will be  
25 meeting to meet and greet state agencies that might be

1 using their services.

2 CHAIRMAN LYNN: Mr. Hall.

3 COMMISSIONER HALL: My experience thus far  
4 is most citizens not only don't know what we're doing,  
5 they don't care. And so I'm wondering, if -- as we have  
6 people attend this meeting, hopefully we're able to  
7 garner significant attendance so we get a significant  
8 representation on what is to occur or what they prefer  
9 to occur.

10 I'm wondering with respect to the form, if  
11 we want to attach some general educational thing. In  
12 other words, when you explain to somebody what -- my  
13 employees ask me: Well, what are you doing? Why aren't  
14 you here? When they ask me, I say: Well, I don't  
15 really know where I'm at.

16 COMMISSIONER ELDER: He hasn't known for  
17 years.

18 COMMISSIONER HALL: When I say to them I'm  
19 on the Independent Redistricting Commission for  
20 redrawing lines for legislative and congressional  
21 districts, they say, "Great. What does that mean?"

22 Really, to be quite frank, a large segment  
23 of the population is rather apathetic, as voting history  
24 tells us.

25 Want to do something with the kits, what

1 is in it for me? Where this line is drawn affects a lot  
2 of things, how many fire trucks are next door. Am I not  
3 out of line there? It trickles down to every single  
4 aspect of life. People, the vast majority, have no  
5 clue. Many don't care.

6 If I decide to go to a meeting because  
7 wife made me go, I get a form, I'd probably not fill it  
8 out.

9 If something there is instructional,  
10 simplified, if you will, not attach 106 to it, that's  
11 not what I'm recommending, kind of very user friendly, I  
12 can visualize in a general sense, maybe -- that's my  
13 sense. I'd welcome your input on that.

14 DR. ADAMS: Yes. That's part of the  
15 citizen kit. We have one of our staff people here,  
16 Marion Porch. She's worked with us a number of times,  
17 used the citizen kits in the jurisdiction she used to  
18 work.

19 She's familiar with the fact. We have a  
20 couple pages of information provided along with  
21 instructions on how to use the kit, how to turn them  
22 back to the Commission. As soon as they're all  
23 complete, reviewed by the attorneys, you'll get  
24 transcript review that so you see all the information  
25 there. Then if you feel additional information is

1 needed beyond what we normally would put in the thing --

2 It is educational. We understand full  
3 well a lot of people don't -- it is a mystery to a lot  
4 of people. We do try to make it user friendly and try  
5 to explain about the process.

6 COMMISSIONER HALL: Great.

7 CHAIRMAN LYNN: I think to your point,  
8 Mr. Hall, the other thing we haven't been able to do to  
9 date and need to do as quickly as possible is start an  
10 affirmative public outreach program, get information to  
11 the public about the process and why it is important for  
12 them to participate in upcoming meetings so we increase  
13 attendance, not just an ad saying it's happening.  
14 That's why we're trying to engage the Association of  
15 Broadcasters to make the news at 6:00 o'clock, don't  
16 forget the meeting in your community this week on  
17 redistricting. Here's why you ought to go. That should  
18 help get more people interested in at least showing up,  
19 and, hopefully, once they're there, participating.

20 Mr. Elder.

21 COMMISSIONER ELDER: It may be appropriate  
22 now. Would you give me kind of an image or picture of  
23 what is the meeting like? Where do we start? What do  
24 you do? When do you present this form? When do you  
25 present -- do you do a video, Power Point first? Go

1 through the sequence of how it's structured.

2 DR. ADAMS: We begin the meeting with a  
3 Power Point presentation. And the Power Point  
4 presentation is being reviewed by IRC attorneys now. In  
5 there we have an educational component. The educational  
6 component is about potential abuses in any redistricting  
7 process.

8 (Commissioner Huntwork arrives.)

9 DR. ADAMS: So the citizens understand how  
10 it came into being, then go to materials and into  
11 materials through the citizen kit in a presentation.

12 We try to keep that to 15 or 20 minutes,  
13 then open up to questions, possibly questions about the  
14 process, and then to testimony from citizens. That's  
15 how we operate.

16 We try to keep our presentation concise,  
17 informative, educational, and leave time for the  
18 citizens to talk to us, constituency, city, town,  
19 county, whatever group or individual citizen.

20 COMMISSIONER ELDER: Is there a window  
21 right at that point made in the presentation, a board,  
22 graphics break, 15, 20 minutes for people, each one to  
23 ask questions at that point, feel, touch, then come back  
24 for filling out of the document, so more of a one on one  
25 and other questions can be entered in?

1 DR. ADAMS: We could do that. That could  
2 be part of it.

3 We typically have maps for people to look  
4 at. We'd have materials, large forms of materials on  
5 easels when people walk in to look at materials as well  
6 ahead of the meeting and also to discuss at the meeting.  
7 That's standard.

8 COMMISSIONER ELDER: Not precinct, a  
9 roadway map: I live here, always had the county seat  
10 here. So discuss and talk about communities of  
11 interest. And is this what you are talking about when  
12 you refer to number four? Yes, that is. So get, if  
13 syntax, language, whatever, might not be not comfortable  
14 with, don't know what you mean, we can have five, six,  
15 seven of us, however many are there, be able to be  
16 available to the public, a specific period of time, be  
17 able to come around various points around the room.

18 DR. ADAMS: I think that's an excellent  
19 suggestion. Rather than just before and after the  
20 meeting, possibly break after the presentation. People  
21 could wander around.

22 CHAIRMAN LYNN: Mr. Hall.

23 COMMISSIONER HALL: Who's the presenter of  
24 the Power Point?

25 DR. ADAMS: Three people are designated to



1 present: Dr. Heslop, I'll be another presenter, and  
2 Ms. Leoni will be filling in a couple spots for  
3 presenters. The three of us, it's very important,  
4 stressed, those people be conducting the redistricting  
5 presentations once we're taking input. We have covered  
6 the meetings in that style.

7 CHAIRMAN LYNN: Dr. Adams, what is the  
8 nature of the Power Point presentation? What subjects  
9 are covered?

10 DR. ADAMS: Okay. It is in the hands of  
11 the attorneys.

12 CHAIRMAN LYNN: In general terms.

13 DR. ADAMS: What we do is talk about the  
14 process itself, talk about the original gerrymander. We  
15 show, you know, gerrymander most everybody had in high  
16 school civics. People might need to be reminded about  
17 that, look at both racial and ethnic gerrymander and  
18 partisan gerrymander, how that is conducted. It is an  
19 educational process. Then talk a bit about Proposition  
20 106 and how the Commission came into being.

21 Then we move to the citizen materials,  
22 talk about how we're looking for input from the  
23 citizens, trying to develop Arizona units of  
24 representation for use in the process.

25 In the second part of the process, also

1 talk about the grid and requirements to start with an  
2 equal population grid and move to adjusting the grid  
3 based on communities of interest that we can and other  
4 constitutional mandates.

5 And then we actually go over materials,  
6 the citizen input form and citizen input materials.

7 CHAIRMAN LYNN: In the context of having  
8 several opportunities beyond scheduled meetings,  
9 commissioners or staff have to interact with different  
10 groups in the public, is that Power Point presentation  
11 as it sits or with some modification as approved  
12 adaptable to a presentation I might give to a Rotary  
13 group? And if the answer is yes, then certainly once  
14 that Power Point presentation has been approved and is  
15 ready to go with or without modifications that might be  
16 appropriate, might we each get copies of it so it can  
17 augment our own presentations?

18 I say that this is an issue, this is our  
19 story, and we're sticking to it. If we're all saying  
20 the same story to everybody we're talking to, it gets  
21 this is the game we're playing at the moment, and it's  
22 extremely important.

23 DR. ADAMS: I'd call your attention to the  
24 outreach memo. We're developing a specialized memo for  
25 a couple hearings, page two, just below the listing of

1 the 16 sites, but we would, say, be pleased to train  
2 Commissioners and staff to use citizen materials and  
3 Power Point and have copies of the Power Point available  
4 for distribution to be used at individual meetings with  
5 citizens and groups.

6 CHAIRMAN LYNN: Without objection, I'd  
7 like to schedule that. That's an extremely important  
8 piece of the puzzle.

9 COMMISSIONER ELDER: Getting tired of  
10 talking?

11 CHAIRMAN LYNN: No. I just like to make  
12 more sense when I talk. That's the appropriate thing.  
13 I'd like to say something a little more weighty than,  
14 you know, we'll get to it, which has been the message so  
15 far: We're getting to it. Now we're doing it. That's  
16 appropriate.

17 Dr. Adams, anything else from your  
18 perspective on the presentation?

19 DR. ADAMS: Not on this.

20 One more on the agenda item, and that's  
21 the grid.

22 COMMISSIONER MINKOFF: On the citizen  
23 input form, this is a draft. When reworked and handed  
24 out to people, I hope there's lots more space for them  
25 to put in the information they want to share with us.

1 DR. ADAMS: I'm sorry?

2 COMMISSIONER ELDER: A two-sided document,  
3 maybe.

4 COMMISSIONER MINKOFF: I hope the final  
5 version of the citizen form developed has more space in  
6 here.

7 DR. ADAMS: Yes.

8 COMMISSIONER MINKOFF: Number three, what  
9 boundary lines would you like to see? There's not a lot  
10 of space.

11 DR. ADAMS: This is a draft. It will be  
12 fully flushed out with plenty of space.

13 I'd also like to make it available on the  
14 website, like to give it to Tim for it to be fully  
15 interactive for people to actually enter information and  
16 submit through the website.

17 CHAIRMAN LYNN: Move now to discussion of  
18 the grid.

19 DR. ADAMS: Let me bring another document  
20 up here.

21 MR. OCHOA: Mr. Chairman, as Dr. Adams is  
22 searching for information on the computer, I wanted to  
23 make a couple comments. One, when working with the  
24 Census, the Arizona Broadcasters Association were more  
25 than willing to become partners in the effort. They'd

1 be very interested in helping us out. The other comment  
2 was to Commissioner Hall's discussion of outreach. A  
3 couple components were addressed in the educational  
4 comment and media outreach. I think that's what we'll  
5 get into, what we called into in Census benefits,  
6 strategy tie-in, what do I get if I fill out the form,  
7 participate in the process. Go down specifically, do  
8 you a want hospital next to your neighborhood, want  
9 business next to your neighborhood, those kind services.  
10 I agree that's what we need.

11 CHAIRMAN LYNN: Dr. Adams.

12 DR. ADAMS: Just a little update,  
13 Mr. Chairman, members of the Commission, on the grid  
14 process.

15 What we'd propose to do is come back to  
16 you, we hope next week, with a Power Point presentation  
17 that will -- where we share with you approaches to grid  
18 development.

19 We talked about some approaches last week,  
20 the Gila Salt River Base Line Meridian, recommending  
21 township lines, Mr. Osterloh's approach, starting with  
22 the geographical center as a possible approach,  
23 population center as a possible approach, a unique  
24 mathematical approach was recommended. There is a  
25 watershed approach that has been recommended. And also

1 we would review the approaches outlined, you probably  
2 saw the April 19th article in the Arizona Republic.  
3 We'll take a close look at those as well. In addition,  
4 we'd provide for you the rules of aggregation we'd  
5 recommend using under the Gila and Salt River approach,  
6 delineate those.

7 Now, the only thing that might move this  
8 to week three is we're going to try very hard to get the  
9 public meetings scheduled. Depending on how much  
10 involvement we have in that, that's the only thing we  
11 don't know. The intention is to have that to you next  
12 week.

13 CHAIRMAN LYNN: When we say next week,  
14 today is Thursday. Again, depending on scheduling, if  
15 we were to schedule a midweek meeting, are you still  
16 able to meet the schedule or must the meeting be at the  
17 end of next week to --

18 DR. ADAMS: We'd prefer the end of the  
19 week.

20 CHAIRMAN LYNN: We've not talked about  
21 available dates with the Commissioners. We want to have  
22 some leeway. It's been tough. Until we had a schedule,  
23 it's tough to clear days. We need to be able to do  
24 that.

25 Ms. Minkoff.

1                   COMMISSIONER MINKOFF: How many grids do  
2 you expect to present to us?

3                   DR. ADAMS: Commissioner Minkoff, once we  
4 determine the approach, we will only be fully developing  
5 one approach, whatever approach you determine. Once we  
6 have developed that approach, we'll recommend three to  
7 five possible grid plans for each, legislative and  
8 congressional, for us to look at in terms of the other  
9 criteria. Then those that most closely meet criteria  
10 we'd use for final criteria.

11                   CHAIRMAN LYNN: Any other questions about  
12 the grid approach?

13                   Thank you, Dr. Adams, very much.

14                   Next item, discussion and possible --

15                   It's a good time for us to take a break.

16 Let's do that and take 10 minutes.

17                   (Recess taken from 11:35 to 11:52 a.m.)

18                   CHAIRMAN LYNN: Call the Commission in  
19 session.

20                   Possible decision on protocol for citizen  
21 input and meetings.

22                   You have a handout from legal counsel on  
23 protocol.

24                   Let me just indicate that I think the  
25 intent here was a way to capture, I'll use that term

1 specifically, capture interactions that occur, some  
2 casual, some more formalized, capture interaction that  
3 someone has information to give to the Commission in  
4 that manner which does several things.

5           Number one, if somebody wants to be  
6 included in the mailing list or notification list, this  
7 might be a formalized way to do it.

8           Secondly, it gives us some structure in  
9 terms of collecting points of view and information that  
10 somebody might give us. So that was the intent of, at  
11 least from my standpoint, of at least trying to come up  
12 with some process. And you have the document in front  
13 of you.

14           Ms. Hauser, Mr. Rivera, do you want to be  
15 heard in going into the process or do you wish to  
16 rather --

17           COMMISSIONER ELDER: Shot at from afar.

18           MR. RIVERA: Let me give you a general --  
19 if you I give you a general -- minor changes later, they  
20 were typed up at the last minute. The reason I proposed  
21 this thing: We need a record of every contact that  
22 comes in, just insurance that all views are being heard,  
23 and also a record so when we start going into Department  
24 of Justice to get approval, we're going to have a record  
25 of contacts not only of Commissioners, staff, NDC, and



1 ourselves.

2 We have to have one, as you stated,  
3 Commissioner Lynn, that captures notices and gives  
4 information as information comes in to everybody else.

5 We also need it for consideration of the  
6 Commission and the consultants and legal counsel as we  
7 start drawing up the map.

8 It was an attempt, what I heard last time,  
9 there were really two aspects of it: individual citizen  
10 contact, like stated by Commissioner Lynn, may call you  
11 up, see you on the street, send you a letter, that's the  
12 first aspect, the individual citizen contact.

13 I hope what you do with that, have a lot  
14 of these forms, citizen contact forms, fill it out  
15 rapidly while doing that in there and it goes back into  
16 Mr. Ochoa's office where he keeps a file and directory  
17 of who's done it and what the comments are, any  
18 follow-up, from his perspective. He sends a copy to  
19 Commissioners and staff and NDC. That's the first one.

20 Second one is individual meetings that  
21 groups are asking for us to meet with, asking to meet  
22 with individual Commissioners or specific interest  
23 groups. Those are a little different, may be more than  
24 one Commissioner wants to go to that. The way that we  
25 thought might be the best way of approaching it is make

1     sure it's coordinated, the rest of the Commissioners are  
2     given notice, and, too, it's coordinated through the  
3     executive office. The only way to coordinate these are  
4     through Mr. Ochoa at the executive office and have a  
5     record kept. The staff member goes, a Commissioner is  
6     going to one of the places, Ms. Minkoff suggested not  
7     only keep a record, allow an opportunity to correct the  
8     record. That's why a letter could be attached after the  
9     contact is made, goes back out, comes back in, gets  
10    filled out with Mr. Ochoa, and a copy of the original  
11    memo and a copy of the corrected, corrections goes out  
12    to every Commissioner. And again, we have a record.

13                   CHAIRMAN LYNN: Thank you, Mr. Rivera.  
14                   Mr. Hall.

15                   COMMISSIONER HALL: So, Mr. Rivera, if I  
16    interpret this correctly, the way it's written, I met  
17    with three people in the foyer here 10 minutes ago. I'd  
18    need a form documenting that conversation?

19                   MR. RIVERA: Mr. Chairman, if asking  
20    questions about redistricting and matters of  
21    redistricting, it's imperative to keep a record. If  
22    it's your name, age --

23                   I think it's better to be overcautious  
24    than undercautious.

25                   COMMISSIONER HALL: I'm saying in general,

1 I agree. We can do whatever we can to document input,  
2 or et cetera. But --

3 I understand that in the legal world we  
4 want to be as precise and inclusive as possible. I just  
5 think we're kidding ourselves to think -- as I read,  
6 maybe I misinterpreted, as I read the language of this  
7 document -- it's even realistic. I'd have to pack  
8 forms -- pack a suitcase of forms as I go up and down  
9 the street. That's probably an exaggeration.

10 I guess as an analogy, establish general  
11 principles relative to protocol.

12 I think we run a risk when we begin to  
13 specify specific rules. Because then we create a  
14 situation where any rule is subject to interpretation.  
15 Then it can be determined whether we're in compliance,  
16 make a determination of the rule. Using a crude  
17 analogy, the IRS code. How many people are determining  
18 rules of rules?

19 I'm concerned about "any and all," all  
20 inclusive -- I think in general, it's appropriate, as a  
21 matter of principle, we members of the Commission have a  
22 form. If someone wants to contact me in the hall and  
23 gave me specific feedback, say so and so met with so and  
24 so. I recommend you provide detailed feedback in  
25 writing. In order to consider every written,

1 electronic, consider communication shall be documented,  
2 considered, verbatim transcript of voice mail. I don't  
3 know how to get it off my cell phone.

4 I understand -- I --

5 Jose, I know you are trying to be as  
6 inclusive as possible and give us a working point. I  
7 think we need a general principle saying: Folks, as a  
8 matter of principle, as principle, the Commission agrees  
9 people contact us, provide input. Document the input.  
10 Let everybody know.

11 MR. RIVERA: Mr. Chairman, if you go that  
12 route, the problem becomes how you document it and the  
13 manner you document it. You have to have a record.  
14 We're trying to make a consistent form.

15 COMMISSIONER HALL: A form is great.

16 MR. RIVERA: You have to have some record  
17 for anything in terms of redistricting.

18 In terms of verbatim telephone calls, do a  
19 summary. Fit it into a citizen contact form. It could  
20 be a sentence or two sentences.

21 I think you have to start -- once you  
22 start making decisions, leaving them to the discretion  
23 of every staff member, Commissioner, or anybody else,  
24 that's when you run into problems.

25 COMMISSIONER HALL: I don't think -- well,

1 that would be ideal. We can't control it. We may want  
2 to. There's just no way. It's unrealistic. We're  
3 creating a hammer for somebody to hit us with. Here's a  
4 hammer. John Doe comes up with devious motives in mind  
5 and contacts me and says, I being absent-minded in the  
6 heat of battle, forget in the heat of battle, and you  
7 are now noncompliant with your own rules. Please --

8 CHAIRMAN LYNN: Ms. Hauser.

9 MS. HAUSER: Mr. Chairman, Mr. Hall, let  
10 me give you an example that may help. First, saying not  
11 being in compliance with your own rules, it's not really  
12 rules, per se. Some guidelines and protocol for  
13 members, Commissioners to follow to make sure we capture  
14 all information.

15 My point with the hammer notion, I know  
16 for certain in last the redistricting, and you can  
17 imagine at that time drawn by 90 different legislators  
18 there was a lot of moving parts. And people who had  
19 contacted various legislators and made various  
20 suggestions who were later unhappy contacted the  
21 Department of Justice and said: We specifically  
22 suggested and they didn't -- it's not in the plan. They  
23 didn't incorporate it.

24 Then those of us trying to do preclearance  
25 got questions from Department of Justice, said please

1 document that communication, tell us why, what was done  
2 with it, how was it treated, how was it responded to,  
3 why didn't it get incorporated.

4 To go back and try to even find anybody  
5 who even remembered the communication taking place was  
6 an impossibility.

7 COMMISSIONER HALL: Or whether or not it  
8 even did take place.

9 MS. HAUSER: And the point to having a  
10 system that no matter how -- no matter how nit-picking  
11 it seems at this point, will actually save you a great  
12 deal of time later if, with some degree of certainty, we  
13 know that we are take note of each summary, suggestion,  
14 or person that makes a suggestion to the staff. If  
15 there's an absence of a record of it, that's more  
16 indicative of the fact the conversation did not take  
17 place rather than the fact somebody just didn't make a  
18 record of it. That is helpful. And also, just to jog  
19 our memories later about what was said and what happened  
20 with it and why. It's going to be very important later  
21 on.

22 COMMISSIONER HALL: I don't argue that  
23 point, Lisa. It's just that if --

24 First of all, the accusations made in your  
25 illustration can be made whether the communication

1 occurred or not.

2 MS. HAUSER: Exactly.

3 COMMISSIONER HALL: This would not prevent  
4 the same accusations you alluded to.

5 MR. RIVERA: They're easier to defend.

6 COMMISSIONER HALL: That may well be the  
7 case. It also can have the reverse effect. If you have  
8 a list of rules and then you identify specific instances  
9 where you have documented lists of rules, very, very all  
10 inclusive, in my opinion way too restrictive, then you  
11 then have created -- you've given them a hammer.

12 I understand what you are saying. It's a  
13 two-edged sword either way. What's wrong with saying as  
14 general principles of protocol, notify all members of  
15 the Commission with respect to communication. Any  
16 person that contacts a member of the Commission that  
17 wants to provide input, we're directed to insure they  
18 give specific comments in writing so we have that as a  
19 written rule. Then when DOJ comes and says okay, John  
20 Doe says he gave Commissioner Hall input, I don't see it  
21 in the plan, we say we have -- every Commissioner always  
22 followed this procedure.

23 You said you want insurance your input was  
24 received in writing. Failed to, so didn't follow the  
25 rule. It's a burden on the person that wants to provide

1 input versus us as a policeman with memo pads with every  
2 person that wants to talk to us.

3 CHAIRMAN LYNN: Ms. Minkoff.

4 COMMISSIONER MINKOFF: Lisa, you said  
5 something in the description of the rationale for us that  
6 in my mind seemed a little less burdensome, one of you  
7 did. Whatever. The comment was when somebody makes a  
8 suggestion. My understanding is the only time we need  
9 to document is when somebody gives input, when somebody  
10 says I'm interested in this, what's going on, how can I  
11 have input? We're having a meeting next Tuesday, the  
12 agenda is available, or we're having a series of public  
13 meetings, this is where they are. I don't have to  
14 document that, necessarily. If they come to me and say:  
15 I'm a part of this community of interest. In the last  
16 redistricting, we were split in three different parts.  
17 I think that's terrible. You need to keep us together.  
18 That's the kind of thing I need to document.

19 MR. RIVERA: That's the kind of thing I'm  
20 talking about, procedural and substantive, substantive,  
21 the heart of the process being done. Document those.  
22 Somebody down the hall, when is the next meeting, or see  
23 somebody, what are you doing now at the next meeting.

24 COMMISSIONER MINKOFF: Commissioner Hall's  
25 conversations with three people in the hall, probably



1 don't have to fill those out.

2 COMMISSIONER HUNTWORK: That was exactly  
3 the question I was going to ask.

4 CHAIRMAN LYNN: So -- Mr. Elder, go ahead.

5 COMMISSIONER ELDER: I guess where I was  
6 beginning to come from, when meeting with a group, end  
7 up with that division, most likely not go out and meet  
8 with Rotary Club, something, talk, not have a comment  
9 back where issues are raised. I think in that group  
10 form, yeah, ought to be very careful, yes, did go speak  
11 with this or did speak with this group, have a record  
12 the group was contacted. Can't come back, never really  
13 talked with many groups in your area.

14 On the individual, I end up, you know,  
15 with Joshua on the thing and every once in a while say  
16 hey, if you like to be contacted, put on a mailing list,  
17 give a business card, make sure you get on there. Might  
18 be a hall type -- wasn't anything substantive, want to  
19 get on the mailing list.

20 Really there are three levels of things,  
21 two in my mind. One is want give a form to Enrique,  
22 give to staff: "Please type out. Thank you, we have  
23 you on. Here is what was discussed. If that's part of  
24 what you want to have on record," go with Andi's  
25 comments, give a chance to say that's not what I said or

1 not what I wanted to ask, come back and respond to us.

2 I'm a real strong proponent -- Enrique  
3 will get real tired of typing until he hires somebody.  
4 I want a response. If I say I met with these people,  
5 here's what we talked about, can be a word processor  
6 form, I get a whole lot of those from legislators back  
7 in Washington, ask them about an issue four, five times,  
8 get the same sort of form letter coming back, on the  
9 fifth one, you know it's not -- I would like to have a  
10 response in writing.

11 MR. RIVERA: Mr. Chairman, Commissioner  
12 Elder, you're talking about two different kind of  
13 contacts.

14 The problem, start limiting to groups, the  
15 process goes down to people call you, individuals call  
16 you and ask you, tell you some of the comments in terms  
17 of what they think and don't think, might have state  
18 legislators see you, Republican, Democratic affiliated  
19 party members seeing you, have to have records of those.  
20 I'd rather be overcautious than undercautious.

21 Leave it to the Commissioner's discretion  
22 on that, but that is where you run into a problem, start  
23 getting into discretion without set rules.

24 CHAIRMAN LYNN: Get comment of counsel.  
25 We need a record but don't want it to be so onerous out

1 of our own behavior or staff follow-up, we have to  
2 employ an Army of staff to respond.

3 Two things. One, make it clear there's a  
4 distinction between casual conversation of any kind  
5 regarding the Commission and, two, someone attempting to  
6 give us substantive input to the process. Now, that may  
7 have too many qualifiers to it, substantive input to the  
8 process we're engaged in, want to be capturing back  
9 where we got it, how we got it.

10 The second thing, Mr. Hall makes a really  
11 good suggestion insofar as our first response to anyone  
12 attempting to do that with us is please give that to us  
13 in writing. If we can all get that mantra out as  
14 quickly as possible so as to -- not that it alleviates  
15 our having to fill out a form in that case where  
16 somebody said here's what I think we do, that, in  
17 addition to that, we make sure if it's going to be part  
18 of the record, not only encourage, insist they provide  
19 information to us in some other form if they feel so  
20 strongly about it they want it included.

21 I think we should do that as a matter of  
22 course.

23 Ms. Hauser.

24 MS. HAUSER: The caveat to that would have  
25 to be that we don't want to, by requiring a hard and

1 fast rule of someone else having to put that  
2 communication in writing, exclude someone unable to do  
3 that. Probably if the Commission decides to go that  
4 route, put it in the form of could you please put that  
5 to us in writing. If not able to do that, then it  
6 should be incumbent upon us --

7 CHAIRMAN LYNN: Not exclusionary, wouldn't  
8 consider any other form. Encourage people so as -- in  
9 part playing a telephone game, no disrespect to anybody.  
10 Somebody tells me something, rely on my ability to  
11 recount on the form to get it right.

12 I think it's important enough if somebody  
13 has input, get it on that form, whatever that form is,  
14 into the process so it can be considered. So encourage  
15 a written record, if that's possible. Then do the best  
16 we can to represent it on the form as close as we can  
17 remember it, and do it that way.

18 The thing that is bothersome is the voice  
19 mail and the other kinds of things.

20 I think what we need to do, hopefully you  
21 can give us some slack on that, is treat voice mail the  
22 same way we would a casual conversation. In that if  
23 voice mail has substantive information, it ought to be  
24 sufficient for me to jot down who called. If the  
25 message was: I live in Casa Grande, don't split me up

1 into three districts, make that note, submit it. That's  
2 sufficient.

3 MR. RIVERA: We can use that, the same  
4 citizen input form, fill that in. Make that adjustment.

5 CHAIRMAN LYNN: Ms. Minkoff. Mr. Hall.

6 COMMISSIONER MINKOFF: If asking people to  
7 submit comments in writing, I'm assuming most people  
8 would comply with that. It seems to me the citizen  
9 comment form, the bulk of this major concern, comments,  
10 see attached, makes it easier to fill out.

11 MR. RIVERA: Somebody provides written  
12 material, provides a citizen form.

13 CHAIRMAN LYNN: Might not come in  
14 contemporaneously.

15 COMMISSIONER HALL: Mr. Lynn's point, the  
16 telephone game, makes that point, in addition to the  
17 fact of the document input, and may do so inaccurately  
18 based on fading memory, may be worse than if we never  
19 documented at all. Because they can come and say well,  
20 you never gave my input. He may said she said issue  
21 versus well, yeah, you gave my input, and allege and say  
22 not only documented my input inaccurately and with  
23 willful intent to misrepresent my position, therefore --

24 MR. RIVERA: Mr. Chairman, in trying a  
25 case, I'd rather have you and the document standing up

1 saying this is what I remember than the other person  
2 accusing.

3 COMMISSIONER HALL: Another concern --

4 MR. RIVERA: You're better off with the  
5 written document of what was said than he said she said  
6 without notes on it.

7 CHAIRMAN LYNN: Mr. Huntwork.

8 COMMISSIONER HALL: Can I finish?

9 What I'm suggesting is from this document  
10 we eliminate words such as "every" and "all" and "must"  
11 and -- a lot of these -- a few paragraphs could go, in  
12 my opinion. And the final thing is I think two meetings  
13 ago we had a group of people come into our meeting and  
14 visit with Mr. Huntwork and pass out a map.

15 Did everyone see a map with legislative  
16 districts outside metropolitan areas?

17 They passed out a map. I have no idea who  
18 the map came from. I don't know who they are. We have  
19 a map now. So to that point, this is extremely valid.  
20 At that point it would have been nice to know who are  
21 the parties that drew the map we have, who do they  
22 represent.

23 I'm in total agreement with that. So I  
24 think that's appropriate.

25 My point was they came into this public

1 meeting. We do not have a -- I would venture for  
2 someone to create a public record of what occurred, I  
3 just witnessed it. Maybe you know, Mr. Ochoa. If we're  
4 unable to do that specific event in this meeting, how in  
5 the world are we going to be able to -- I probably had  
6 10 people talk to me this week. I guess it could be  
7 interpreted some of those conversations were somewhat  
8 substantive, I don't know.

9 MR. RIVERA: That's one of the reasons for  
10 the protocol outside of the meeting, to have a record of  
11 it.

12 (Whereupon the reporter indicated where in  
13 the record it did contain the names of the individuals  
14 who submitted the map being discussed.)

15 COMMISSIONER HUNTWORK: We did not have a  
16 protocol at that time. When they collared me as I was  
17 walking out the back of the room to see if anyone was in  
18 the hall, I called over to Mr. Ochoa and felt it  
19 important enough to do something about it. We also, I  
20 also certainly made a huge mental note of it.

21 One of the reasons I brought up the  
22 question of individual contacts and so on is that  
23 occurred at the last meeting. And the way I did that is  
24 because of my recollection of how easy it is to have  
25 such a situation arise.

1                   So I think we're doing fine in addressing  
2 this as quickly and correctly as we can.

3                   What I was wondering about here with this  
4 document is if we could just basically say that we will  
5 endeavor to fill out a form. And we will request anyone  
6 giving us input to submit it in writing as well. I  
7 don't think we can simply make a rule that we will not  
8 consider anything that isn't submitted to us in writing.  
9 I think that would look terrible with the Justice  
10 Department. Frankly, I think I'm uncomfortable with it,  
11 personally. I don't think we can rely on a citizen who  
12 says they'll put it in writing to do so, despite their  
13 best intentions to do so. If we receive input that is  
14 significant, we should endeavor to summarize it in the  
15 form of a map.

16                   CHAIRMAN LYNN: Do you think that type of  
17 language, from your perspective, covers us?

18                   MR. RIVERA: I think that we still ought  
19 to have a procedure in terms of where it goes to, how it  
20 goes to, and where it's kept.

21                   CHAIRMAN LYNN: That's okay, once  
22 captured.

23                   COMMISSIONER HALL: Fine.

24                   CHAIRMAN LYNN: In terms of we are going  
25 to endeavor to document, I like that term, we're going



1 to endeavor to document substantive input, and we're  
2 going to request --

3 MR. RIVERA: Written response.

4 CHAIRMAN LYNN: -- that people provide  
5 that input also in writing. It's a request.

6 COMMISSIONER HALL: One more question,  
7 Mr. Chairman. It may be prudent for us, I defer to you  
8 folks for advice, some people that come contact us may  
9 not be under the impression whatever they are having to  
10 say is going to become public record, right? Am I being  
11 naive here? So I guess my question is what if the  
12 contacting party refuses to or is offended by, or  
13 whatever. So what I'm -- my concern is whether we may  
14 want to say when someone contacts us, what I'm  
15 suggesting is develop an introductory paragraph to any  
16 conversation saying, one, you need to understand, I am  
17 one member of a Commission and cannot make decisions  
18 concerning your suggestions; two, you need to understand  
19 I'm obligated to make your comment, to document your  
20 comments and appropriately represent them as best as  
21 possible to my fellow Commissioners; and, three, I'd  
22 appreciate it if possible you go ahead and provide  
23 comments or suggestions in writing so we best accurately  
24 represent them.

25 MR. RIVERA: I think that's an excellent

1 suggestion.

2 CHAIRMAN LYNN: Mr. Elder.

3 COMMISSIONER ELDER: I suggest that will  
4 work fine. Rather than distribute to other  
5 Commissioners, might be kept in a folder for Mr. Ochoa  
6 for each Commissioner. But I think we need a  
7 chronological log of everything that comes in, logged  
8 in, put in sequence. Same thing with responses. If I  
9 ask for a response to date of letters, I want a chrono  
10 log, copy department it goes through. That way it's  
11 easier to document the history of what came in, days,  
12 what went out. Make it easier to document when we go to  
13 DOJ.

14 MR. RIVERA: If I can speak on that,  
15 Commissioner Elder. Rather than send out each and every  
16 contact out to every Commissioner, keep a central log so  
17 Commissioners are able to come in, review that at their  
18 pleasure before the next meeting. Have a public record,  
19 keep the record within it.

20 CHAIRMAN LYNN: Staff can summarize,  
21 categorize the kinds of responses in areas that we need  
22 to be apprised of.

23 MR. RIVERA: They need to go to legal  
24 counsel, NDC. For Commissioners, have a central  
25 repository for Commissioners to come in and look at.

1 CHAIRMAN LYNN: Ms. Minkoff.

2 COMMISSIONER MINKOFF: I want to emphasize  
3 the importance of getting summaries to us. I may not go  
4 down and read the report of every single comment every  
5 single Commissioner had of every single person who asked  
6 for comment. When input is really important and we want  
7 to be sure we consider before moving forward, I want to  
8 know about it. I want to know about it without having  
9 to wade through what may be hundreds of these things.

10 MR. RIVERA: That's the problem. The  
11 problem is who will make the determination within staff  
12 of what is important, what's not important. That's the  
13 responsibility of the Commission.

14 COMMISSIONER MINKOFF: Maybe you and I  
15 make the determination. With contacts I have, when I  
16 turn them in to Enrique, take this and file this, or  
17 please make sure the other Commissioners are aware of  
18 that, I can make a decision based on the contact I had,  
19 as far as that goes.

20 MR. RIVERA: True. Commissioner Huntwork  
21 may feel something you determined unimportant is  
22 important.

23 COMMISSIONER MINKOFF: He can look at it.  
24 We still have it in the file. I'm not saying other  
25 stuff shouldn't be distributed. I'm saying this thing

1 should be distributed. Commissioner Huntwork may go  
2 down, look through the file, and see a report I filled  
3 out of a comment that was given to me I may not have  
4 felt important to distribute and look at it and say:  
5 You know, everybody ought to see this. Distribute it,  
6 too.

7 CHAIRMAN LYNN: Another fail-safe. Each  
8 copy of this, any subcommission, will also go to the  
9 consultants. The consultants have the responsibility of  
10 taking all input, assessing, weighing the value as well.  
11 I'm not saying it's the only check, but it's yet another  
12 check in terms of what gets included. I think that's  
13 helpful.

14 Mr. Elder then Mr. Huntwork.

15 COMMISSIONER ELDER: Besides the  
16 chronological log that comes in, we as Commissioners  
17 and/or NDC should tag specific filing criteria from the  
18 standpoint of if we get 20, 30 letters from the League  
19 of Cities and Towns, Hispanic, MALDEF, whoever it might  
20 be, an additional copy goes there so we see the net sum  
21 of responses we've had from specific communities of  
22 interest, that besides having just a linear log, okay,  
23 here's what we got. If we look at Hispanics, we can;  
24 Native American, we can.

25 CHAIRMAN LYNN: The only problem, that

1 involves a judgment. Every time a there's a judgment,  
2 how many copies, folders it goes into, somebody makes an  
3 independent judgment. I'd be concerned about that. If  
4 we have a chronological log, at least it's a single list  
5 of when they come in, and that's -- and that's maybe the  
6 best we can do.

7 Let me get to Dr. Adams. She wants to get  
8 in on the subject.

9 DR. ADAMS: Yes, Chairman Lynn and members  
10 of the Commission.

11 I think it's critical all materials that  
12 come in to the Commission from other sources get to NDC  
13 consultants. We have stated that as part of our  
14 process, for the public meetings, we will be summarizing  
15 information that comes to public meetings and getting  
16 back to you, and certainly anything else that comes in  
17 to us should be part of that summary.

18 Again, the critical path is that we get  
19 the information.

20 I wasn't aware a map had already come in.  
21 So I think it's critical that all the information that  
22 comes in to the Commission gets forwarded both to the  
23 attorneys and to NDC.

24 CHAIRMAN LYNN: At least we captured the  
25 map and you can have it.

1 DR. ADAMS: You captured it. I only want  
2 a copy.

3 MS. LEONI: May I ask a question of Lisa  
4 on that score.

5 Lisa, the document, other than just the  
6 names of people who were here, do you also have oral  
7 comments from the people as well?

8 (Discussion off the record with the court  
9 reporter as to the contents of the record.)

10 MS. HAUSER: It was a map of six  
11 congressional districts.

12 COMMISSIONER HALL: Legislative.

13 MS. HAUSER: Congressional.

14 COMMISSIONER HUNTWORK: And there were  
15 some -- it was legislative.

16 COMMISSIONER HALL: It was legislative  
17 districts outside metropolitan Phoenix and Tucson.

18 COMMISSIONER HUNTWORK: They were  
19 legislative districts.

20 To your point, additional discussion  
21 should be documented as soon as we have this form.

22 I intend to go down, review a good deal of  
23 this material. I wanted to make that point. It's fine  
24 to have staff, fine to have consultants summarizing.  
25 It's don't know it's possible to review every piece of

1 paper, no matter how many there are. There's a time you  
2 want to have, need to have our own individual assessment  
3 of this material in order to make decisions we're  
4 responsible to make. Personally I intend to do that.

5 CHAIRMAN LYNN: Mr. Ochoa.

6 MR. OCHOA: Mr. Chairman, I wanted to  
7 share this. The Census, in regard to three states,  
8 since traveling a lot, and a laptop with the US  
9 Department of Commerce, E Fax type system, any document  
10 copied regarding media or other media inquiries could be  
11 immediately faxed to me, faxed via e-mail, a list of 10,  
12 20 faxes could have been one page to 20 pages, open it,  
13 read it, look at it in the original document and decide  
14 whether to print it or not.

15 I asked Tim if we could do it with the web  
16 page or independent of the web page, e-mail. That's  
17 possible, possible for Commissioners to access  
18 documents, look at them, decide whether they want to or  
19 not, if you own a fax or electronic fax, equip the  
20 laptops with.

21 CHAIRMAN LYNN: Further discussion on the  
22 protocol issue?

23 MR. RIVERA: Commissioner, if you want, I  
24 can bring this back at the next session based on your  
25 comments.

1                   CHAIRMAN LYNN: I guess where I'm going is  
2 we have a meeting that is going to take place possibly  
3 tomorrow. We have two Commissioners that wish to  
4 attend. And because of quorum, open meeting law issues,  
5 that's all that can attend. I would like to make a  
6 point when any of us go out and have a meeting with a  
7 group, offer right at the beginning, understand open  
8 meeting law, quorum issues, other Commissioners might  
9 very well wish to attend but couldn't, offer our thank  
10 you and let them know we're not trying to be biased one  
11 way or the other.

12                   MR. RIVERA: I don't know it has to be in  
13 the protocol. Commissioners should be aware of that.

14                   COMMISSIONER HALL: Absolutely.

15                   COMMISSIONER HUNTWORK: For what it's  
16 worth, three Commissioners want to attend the meeting.  
17 I want to attend. So how do we resolve this issue if we  
18 can't have a meeting? How can we resolve it now because  
19 we're having a meeting now, I suppose, although not  
20 noticed.

21                   CHAIRMAN LYNN: Well, no more than two can  
22 attend tomorrow.

23                   COMMISSIONER HUNTWORK: Yes. Which two?

24                   COMMISSIONER ELDER: I don't mind the two  
25 going right now. That doesn't bother me as long the



1 participants understand either you or I, whatever it  
2 was, wish to attend. That's the way --

3 COMMISSIONER HUNTWORK: Fine. I do care a  
4 little bit. I still wish to attend.

5 COMMISSIONER HALL: You are more than  
6 welcome to schedule another meeting. I'd schedule  
7 another meeting.

8 "Look, I'd like to meet with you  
9 individually." That's what I'd recommend.

10 CHAIRMAN LYNN: Brings up an interesting  
11 point. The point, in a general sense -- I think you  
12 have to put the point in context. If the old system  
13 were still in place, any group that wished to influence  
14 the process would need to influence 16 or 31 people to  
15 have input. I mean if the Legislature were doing this,  
16 those are the numbers and series of meetings. On the  
17 one hand, scheduling a second meeting with the second  
18 group would be a burden on them. Certainly not as much  
19 of a burden as has been in the past to perhaps meet with  
20 more Commissioners at a later date to provide input.

21 I think again, as we get a list of things  
22 we might be interested in telling people, one of the  
23 things we might want to tell people is I'm sure other  
24 members of the Commission are interested in your input.  
25 To the extent we know they are, for example, I know the

1 two people going to the meeting tomorrow, I certainly  
2 would like to meet with those representatives as well.  
3 It may take three meetings to get it done. But we  
4 should encourage people to meet with other members of  
5 the Commission so they have the benefit as well.

6 MR. RIVERA: Mr. Chairman, another way we  
7 probably could have resolved it, if somebody has a  
8 meeting, one of the groups are meeting, go to Mr. Ochoa,  
9 publicize it as soon as he gets it, let the rest know,  
10 more than 48 hours, you can always make it a public  
11 meeting, let more than two Commissioners come in.  
12 That's too late for the meeting tomorrow.

13 CHAIRMAN LYNN: That's at the discretion  
14 of the people we're meeting with. They may not want a  
15 public meeting.

16 Mr. Huntwork.

17 COMMISSIONER HUNTWORK: Mr. Chairman,  
18 there's an issue here about how to do this, a simple  
19 issue. In this case, Mr. Hall took the initiative in  
20 arranging this meeting. As I understand it, he took the  
21 initiative in inviting Commissioner Minkoff to attend  
22 with him. As far as I'm concerned, that's fine. I  
23 suppose one way to look at it is any one of us can  
24 arrange a meeting any way we want to and invite another  
25 Commissioner to come, if we want to tell other

1 Commissioners about it, if we want to or not, and just  
2 report the meeting afterwards, and other people can  
3 respond how they want to. That is what I understand has  
4 just happened here.

5 The other approach is to say: I'm having  
6 a meeting. Who wants to attend? And then you have to  
7 go through some process and decide who's going to attend  
8 the meeting. That is not what happened, as I understand  
9 it. There may be some middle ground. Those appear to  
10 be the two approaches.

11 I personally have nothing against the  
12 first approach, but it wasn't what I thought we were  
13 talking about at the last meeting is all.

14 CHAIRMAN LYNN: Mr. Hall.

15 COMMISSIONER HALL: For the record, I feel  
16 like we as Commissioners have a burden to get out and  
17 build bridges. Therefore, in light of the fact I live  
18 in northeastern Arizona, I am attempting to meet with  
19 every leader of every tribe in my area in addition to  
20 other community leaders that represent other community  
21 interests.

22 Folks, what is it, 3.7 million people in  
23 Phoenix? Means Mr. Huntwork and Ms. Minkoff have a lot  
24 more to deal with down here than I do up there. They're  
25 more than happy to attend.

1           I guess what I'm saying is I would want to  
2 meet with these leaders prior to our public meetings in  
3 an effort to listen and say: Tell us your concerns. Do  
4 you have any ideas? Do you have any thoughts? Not to  
5 talk, not to make any decisions, simply to listen.  
6 Therefore, it's prudent for all of us in areas we may  
7 have some relationships or we may have some knowledge,  
8 or whatever, to initiate these meetings. This is my  
9 opinion. And you folks are welcome to do what you want  
10 to do. Therefore, I scheduled a meeting to meet with  
11 these leaders, one tomorrow. Coincidentally, I was  
12 meeting with Ms. Minkoff. I know two Commissioners  
13 could attend. I said, "Would you like attend? I'd be  
14 more than happy to have you there." If she said "No," I  
15 probably would have asked you.

16           For the record, next week, I will be  
17 meeting with, tentatively, with another chairman of  
18 another tribe in the White Mountains on May 17th at 1:00  
19 p.m. You folks can all arm wrestle who would like to  
20 come with me. I feel like we'll go and meet -- possibly  
21 two tribes on that same day. If there's any input or  
22 anyone would like to come up, that would probably be  
23 near Pinetop. I'd love -- welcome to have you attend.

24           In the future, near future, I'll be  
25 meeting with representatives of the Navajo tribe.

1                   And then there are some other community  
2 interests I would like to sit down, say tell us your  
3 concerns, tell us your thoughts, tell us your feelings.

4                   I feel we can get out, be proactive, tell  
5 us in addition to what occurs in public meetings, we  
6 accurately represent what people's concerns are.

7                   If others want an individual meeting with  
8 a tribe, we -- then we ought to go ahead and schedule a  
9 public meeting. I may suggest there are 22 or, I should  
10 say, about 16 other tribes, folks. If we feel like it's  
11 prudent to meet with some of those leaders, go ahead and  
12 do that, also. That's just for the record.

13                  CHAIRMAN LYNN: Does -- we have a formal  
14 process that we've been talking about. Mr. Hall  
15 describes an informal process of outreach and initiative  
16 to groups in areas that he's familiar with. Do you see  
17 any sort of inconsistency in terms of both of those  
18 processes working simultaneously as long as they're  
19 properly documented, as he's told you before?

20                  MR. RIVERA: I don't see anything wrong  
21 with it. Proposition 106 has chosen you from different  
22 parts of the state because you are from different parts  
23 of the state and people are able to talk to you.

24                  CHAIRMAN LYNN: Mr. Huntwork.

25                  COMMISSIONER HUNTWORK: Reflective, I

1     applaud the initiative my fellow Commissioner took.  
2     Whatever rules we come up with need to facilitate it,  
3     not interfere with it. He's done that. I don't have a  
4     problem except for one thing. I regret, while from  
5     Maricopa County, and I know more about problems here,  
6     I've taken an oath to represent all the citizens of the  
7     entire state. I'm lacking in knowledge about the area  
8     and the interests this meeting is about. And my ability  
9     to travel up there and participate in other meetings is  
10    limited. I particularly regret not being able to  
11    participate in this meeting. If that's the way it is,  
12    then so be it. And that's really all I meant to say. I  
13    did not mean to criticize you for taking the initiative.

14                   CHAIRMAN LYNN: I would also hope when we  
15    take private meetings, any of us, whether we initiate  
16    them or they come to us, one of the things we do  
17    encourage, those who did the meeting participate in a  
18    formal process, avail all the Commissioners of all the  
19    input from those groups as they see fit. I think that's  
20    a reasonable thing to do and I think go a long way to  
21    make sure whatever the discussion topics are tomorrow,  
22    that those would somehow beyond the memo that Mr. Hall,  
23    Ms. Minkoff might fill out, come to us in a more  
24    formalized way from those communities during the course  
25    of the process. And we should encourage that.

1                   COMMISSIONER HALL: That's exactly right.  
2                   The first public meetings, May 21st, to  
3 build bridges, has to occur before the public meetings  
4 occur.

5                   Folks, we're way behind. Therefore, I  
6 don't know -- I don't know what needs to occur in Pima  
7 County. I'm sure there are other specific folks that  
8 wield influence that, folks, we need to say: Come get  
9 out here.

10                   Ms. Osborne shared they have how many  
11 meetings in Maricopa County?

12                   MS. OSBORNE: 11 meetings.

13                   COMMISSIONER HALL: Total attendance was  
14 what?

15                   MS. OSBORNE: Eleven.

16                   CHAIRMAN LYNN: I fear the same  
17 underwhelming response.

18                   COMMISSIONER HALL: And the same expense.  
19 And citizen kits don't build leadership. People may  
20 double it with 22.

21                   What is the point?

22                   We -- now is the time for us to saddle our  
23 horses and whip and spur a little bit. That's all I'm  
24 trying to do.

25                   CHAIRMAN LYNN: Thank you, Cowboy Hall.

1                   COMMISSIONER ELDER: The other side is  
2 shoot the horse and hunker down behind it.

3                   For the record, Mr. Hall is stating, he  
4 did offer, said, "Would you like to attend on the 17th?"  
5 I declined because of other commitments on the 17th.  
6 He's been very proactive in letting people know when he  
7 has things scheduled or has done things.

8                   The comment I wanted to make is in all  
9 likelihood the contacts I have made or will be making  
10 ends up being in a different community of interest. It  
11 may very well be we end up with more Hispanic contacts  
12 than you will up on the rim --

13                   COMMISSIONER HALL: Terrific.

14                   COMMISSIONER ELDER: -- as we go through,  
15 identify all communities of interest and document them.

16                   Mr. Huntwork said I may not understand  
17 what is happening in the rim area, Yuma area, have a  
18 meeting, document through one of the protocols, gives a  
19 sense of what issues are discussed, give you a sense of  
20 issues I discussed, and hopefully it's coming to us as a  
21 Commission and response. That's what I would like to  
22 see.

23                   Same way with Mr. Huntwork. Hey, I've not  
24 had any contact with Navajo, Hopis, stuff, a proposal  
25 15, 20 years ago, relocation proposal. I don't know the



1 community, would like to know more about it.

2 Give a good writing, Andi.

3 COMMISSIONER MINKOFF: Make him do it.

4 COMMISSIONER HALL: That's why Mr. Rivera  
5 will do it.

6 COMMISSIONER MINKOFF: I say officially as  
7 the only woman, I don't make coffee and I don't take  
8 minutes.

9 MR. OCHOA: Could you address the  
10 documentation of staffing just a bit for staffing?

11 CHAIRMAN LYNN: I think part of the  
12 protocol we'll discuss next week as revised, I know it  
13 has staffing implications. We'll get to that.

14 Let's move on the agenda item mindful of  
15 time. We do need to move judiciously through the  
16 agenda.

17 What is the pleasure, taking some sort of  
18 lunch break? Work through it? Take a half hour at some  
19 point or you tell me?

20 MR. OCHOA: I'm uncomfortable in terms of  
21 time, even though discussion, we scheduled the room, I  
22 was informed of cancellation of the meeting, went to  
23 confirm as to whether they had canceled the reservation,  
24 I haven't been able to confirm that. I confirmed  
25 cancellation of the meeting but not the room. As a

1 result of that, what I did, to safeguard being able to  
2 continue the meeting, I also scheduled the Secretary of  
3 State's conference room on the seventh floor of this  
4 building. I just wanted to share with you because I  
5 don't want it to be a surprise if people come in or if  
6 we do take a break and meet up there. It would  
7 accommodate the people here, anyway.

8 CHAIRMAN LYNN: What I'm hearing, without  
9 objection, then, is we'll work through lunch and  
10 intercept people if there's an internal meeting --

11 If this is a publicly noticed meeting, we  
12 have to be here.

13 MR. OCHOA: It's the Secretary of State --

14 CHAIRMAN LYNN: Internal?

15 MR. OCHOA: Yes.

16 CHAIRMAN LYNN: They could use the seventh  
17 floor.

18 We may work through lunch, take a short  
19 break when Lisa needs a short break, but move on.

20 Let's move down the agenda, then.

21 Discussion and possible decision on  
22 additional voting history data requirements.

23 The Commission at this point may vote to  
24 receive legal advice in Executive Session from counsel  
25 on this issue.

1                   What is your pleasure?

2                   COMMISSIONER HUNTWORK: Mr. Chairman, I'd  
3 like to ask counsel what they feel, whether there will  
4 be matters -- likely to be matters discussed that  
5 require executive discussion.

6                   MR. RIVERA: No.

7                   CHAIRMAN LYNN: May we hear from legal  
8 counsel on this issue?

9                   I believe this issue was carried over from  
10 last week.

11                  MS. HAUSER: Yes, it was.

12                  This item was put on the agenda obviously  
13 a couple days ago just out of an abundance of caution.  
14 Essentially what transpired, counsel met with NDC and we  
15 reviewed all of the additional data that has been set  
16 forth in the offers from other contractors that the  
17 Commission has decided to use, EDS, Sissons, and we know  
18 what Maricopa County can provide.

19                  The Commission together with NDC  
20 identified what we have already, what we will receive  
21 from Legislative counsel, what NDC will be providing,  
22 and we know what the gaps are. We've identified data,  
23 if you remember, from earlier meetings.

24                  Commissioners had a lot of questions about  
25 do we really need this that or the other thing. We

1 identified things we need and don't have a source for at  
2 the moment and identified as many of the people you  
3 agreed to contract with as possible who can provide that  
4 data.

5 I suggest at this point that -- and this  
6 particular set of this information went to yourself and  
7 Mr. Elder was the subcommittee designated to deal with  
8 EDS and Mr. Sissons. It may be appropriate at this  
9 point to simply wrap item six on the agenda into item  
10 seven so you can move forward perhaps to acquire that  
11 additional data.

12 CHAIRMAN LYNN: I think to that point,  
13 Ms. Hauser, I should report to the Commission and  
14 Mr. Elder we're now in receipt of and I'm sharing, for  
15 information purposes, a memo received this morning  
16 outlining the very information Ms. Hauser spoke of. The  
17 intention at this point is since we now know the pieces  
18 of the puzzle that need to be acquired from one source  
19 or another, Mr. Elder and I receive discussions from the  
20 remaining consultants that remain qualified, EDS, RAS,  
21 and receive the remaining pieces of data from venders in  
22 the most expeditious, judicious fashion. You've given  
23 us that responsibility to carry that out. We're not at  
24 best and final, haven't redefined what each vender will  
25 provide.

1                   Based on that, we'll get best offers in.  
2                   We understand from consultants timing is  
3 of essence and some material must be -- some material  
4 must be corrected and begun to be worked on that is now  
5 ready for us. At the point in the process where we  
6 finish the first round of public hearings and continue  
7 to create draft maps, we need that available.

8                   Ms. Minkoff.

9                   COMMISSIONER MINKOFF: Mr. Chairman, I'm  
10 only too happy to allow you and Commissioner Elder to  
11 proceed to make these determinations. However, I would  
12 like to have either a copy of this memo or some later  
13 version that summarizes all of the data that we're going  
14 to be getting and whose going to be providing it.

15                  CHAIRMAN LYNN: I'm delighted to provide  
16 it. I think most helpful is the later version with the  
17 complete puzzle.

18                  Any further discussion?

19                  Mr. Huntwork.

20                  COMMISSIONER HUNTWORK: You are getting  
21 information together for resolution to be adopted by the  
22 Commission?

23                  CHAIRMAN LYNN: My understanding is we  
24 have authority to contract. If I'm mistaken. . .

25                  COMMISSIONER HUNTWORK: My memory is the

1 authority was for Maricopa County.

2 MS. HAUSER: I believe two meetings ago  
3 that was correct. There was question about it last  
4 meeting and authority was specifically extended to  
5 working out EDS and Sissons, at the last meeting.

6 COMMISSIONER HUNTWORK: If that is --  
7 that's not my recollection.

8 CHAIRMAN LYNN: It might have happened  
9 after you left us.

10 COMMISSIONER MINKOFF: Could we have a  
11 motion to do it at this meeting and --

12 COMMISSIONER HALL: So moved.

13 COMMISSIONER MINKOFF: I'd like to move  
14 Chairman Lynn and Commissioner Elder be given further  
15 authority to negotiate contracts with EDS and RAS for  
16 providing data to the Commission.

17 COMMISSIONER HALL: Second.

18 CHAIRMAN LYNN: Discussion?

19 CHAIRMAN LYNN: All those in favor say  
20 "aye."

21 (Vote taken.)

22 CHAIRMAN LYNN: Opposed, no.

23 Motion carries.

24 We are at the point where if we wanted to  
25 take a break to get some food, it might be a good idea

1 to do that now before we get into the Executive  
2 Director's report which has several parts.

3 If you want to do that, do that. Take a  
4 15-minute break and get back to that as soon as we come  
5 back.

6 (Recess taken from 12:58 until 1:18 p.m.)

7 CHAIRMAN LYNN: If we could go back on the  
8 record, in the interests of time, we are down to the  
9 Executive Director's report.

10 I do want to --

11 Executive Director's report.

12 MR. OCHOA: Mr. Chairman, the handouts I'd  
13 like you to review are under section eight of the  
14 notebook.

15 The first inclusion, there is a letter  
16 from Mr. Adler to Maricopa County Recorder Helen Purcell  
17 informing them of the award. That letter was sent out  
18 on May 3rd. And it had been received.

19 Another eight or so pages you have there  
20 is a copy of the IGA with the changes we discussed. The  
21 hourly rate was the primary point, if I recall  
22 correctly, and that was changed. The only other  
23 addendum to it, and Tim can correct me if I'm wrong, is  
24 in a couple areas he included some phrases that would be  
25 catchall type phrases so we'd be able to utilize his

1 services if we needed to utilize his services. Other  
2 than that, there are really no changes and the document  
3 is ready for signing.

4 CHAIRMAN LYNN: I think we should say for  
5 the rest of the Commission, as a result of Mr. Elder and  
6 my meeting with Maricopa County last meeting, that we  
7 concluded that the bulk of the proposal from Maricopa  
8 County was in fact a laundry list of services that could  
9 be provided and that originally we had been asked to  
10 provide a full-time or contract with Maricopa County for  
11 full-time use of Mr. Johnson, which we felt was probably  
12 not warranted given a number of the items on the laundry  
13 list would be performed by other consultants during  
14 various times during the process.

15 What we did is convert to an hourly rate.  
16 Mr. Johnson will be available to us as much or as little  
17 time as we need him to do any or all of the services on  
18 the list as they come up, delegation of work as it comes  
19 up.

20 That's the basis of the IGA, is it not,  
21 Mr. Ochoa?

22 MR. OCHOA: Yes.

23 COMMISSIONER HUNTWORK: I had a question.

24 CHAIRMAN LYNN: Yes?

25 COMMISSIONER HUNTWORK: Pricing under



1 various tasks, task one, two, those are essentially  
2 estimates?

3 CHAIRMAN LYNN: Those are estimates based  
4 on the number of hours it would take to perform the  
5 task.

6 COMMISSIONER ELDER: He'll produce no work  
7 without prior approval. We'll direct him to do things.  
8 It's not as if Tim will go out and say: Oh, I think we  
9 ought to do this. It's at our direction.

10 MR. OCHOA: Yes, sir.

11 CHAIRMAN LYNN: Mr. Ochoa.

12 MR. OCHOA: Second set of inclusions we  
13 have there, set of 15 or so pages, these state  
14 government PDQs, QARs, professional description  
15 qualification forms, qualification action request forms.  
16 These are positions I talked about, had to go through  
17 the process in order for positions to get established in  
18 state government. You can't do anything unless a  
19 position is established. Can't negotiate, can't offer,  
20 can't look at resumes. So this is the process. This is  
21 the paperwork I submitted in order for those positions  
22 to be established. Once established, you don't have to  
23 fill them. You can fill them on a half-time basis, one  
24 employee, two employees, play with them more. You have  
25 to establish the positions first.

1                   I'm happy to report, I think you saw  
2 Claudia Smith from the personnel department come in  
3 earlier this morning. She came in to give me the  
4 classification action requests signed and approved. So  
5 we are now able to --

6                   And then the second thing she can do, once  
7 positions are established, is actually pull out resumes  
8 from the resume system of state government. I had her  
9 pull out five resumes per position just to share with  
10 you all so you see the kind of individuals available in  
11 that particular field. Although we have, of course,  
12 identified some individuals that meet these kind of jobs  
13 for us or, of course, can go through that process I  
14 mentioned to you for the actual hire.

15                   Mr. Elder, did you have --

16                   COMMISSIONER ELDER: Yes, Enrique. A  
17 question on the agency position description on which  
18 classifications are based. Are we locked in if we hire,  
19 I guess, what the classification would be, if we hire  
20 one for a specific position, are we locked into the job  
21 description?

22                   MR. OCHOA: Not locked -- you are locked  
23 in -- I think minor changes are accepted. Once a person  
24 is hired, you can vary it, somewhat. I think these are  
25 generic statements that were put in for purposes of

1 expediting the classification and approval of the  
2 position.

3                   So the way I understand it, we're not  
4 locked into it. We have some leeway. We do have some  
5 leeway.

6                   COMMISSIONER ELDER: Under the line "work  
7 description" and asks a question, was it you that filled  
8 in the description or was it a generic description?

9                   MR. OCHOA: It was both. Claudia and I  
10 sat for a few hours and discussed each position, said  
11 "What do you expect this position to do? This is what  
12 we have in state government."

13                   She pulled out -- let me give you a "for  
14 instance." We went into -- looking for outreach. I  
15 said, "Can you tell me what kind of positions, how to  
16 describe" -- there were 322 classifications that came  
17 out for outreach, different classifications of jobs that  
18 do some outreach. I said, "Whoa." Then we narrowed it  
19 down a little bit, chose phraseology that pertained to  
20 what we want of the position generic enough to be able  
21 to work with it as well.

22                   CHAIRMAN LYNN: Ms. Hauser.

23                   MS. HAUSER: Mr. Chairman, Mr. Ochoa, if  
24 you have an employee hired under a particular  
25 classification and you find you need that person or are

1 assigning things to them that has them doing, let's say,  
2 a higher level, perhaps, of work than is in that  
3 classification, are essentially underpaying them for the  
4 work they are doing, you can go back to personnel and  
5 have the position reclassified, if you need to, to kind  
6 of bump it up.

7 COMMISSIONER ELDER: I guess where I was  
8 going, two weeks ago in the telephonic communication or  
9 conference, I asked Mr. Ochoa to establish a staffing  
10 outline as to what he felt was needed to fill the needs  
11 of the Commission.

12 MR. OCHOA: Yes.

13 COMMISSIONER ELDER: And identify the  
14 scope of work as each one of these are tasked. Is this  
15 what I'm looking at?

16 MR. OCHOA: Yes, sir.

17 COMMISSIONER ELDER: Okay.

18 MR. OCHOA: Those would be generic. From  
19 here we work. For instance, we can do a job  
20 description, extract statements from there, add some,  
21 make them more valuable to the work the Commission  
22 needs.

23 COMMISSIONER ELDER: I think beyond this,  
24 what I really want to see, okay, we talked today,  
25 there's a chronology log that this position here will be

1     tasked to maintain that log to X, Y, and Z just like --  
2     I hate to use the McDonald's scenario -- if you are  
3     position three, these are your responsibilities.

4                   MR. OCHOA: Correct. This is to start  
5     developing the position.

6                   Now get down to, timewise, doing good in  
7     that we at least are conceptualizing and defining roles  
8     each player is going to take and play in our  
9     organization.

10                   The other thing I did want to mention,  
11     this addresses Commissioner Huntwork's question of last  
12     meeting, within the one handwritten sheet that was their  
13     recommendation on the grade classification. Grade  
14     classification goes along with another chart, has all  
15     depositions and annual minimum income, annual monthly  
16     income, and breakdown. Halfway.

17                   What I did find out and I asked,  
18     apparently under state rule, if you are going to hire  
19     somebody on a part-time basis, you have to stay within  
20     the parameters of that salary. If you have a \$50,000  
21     position, it's equivalent to 20 something dollars per  
22     hour on the high side, that's as high as you can go.  
23     You can't go past the parameters of the classification.  
24     You can negotiate anywhere in between. I asked Linda  
25     Harrell in the State Department as well as Claudia

1 Smith. They indicated that is per state rule.

2 COMMISSIONER ELDER: Isn't public  
3 relations outreach kind of like a psychiatrist?

4 I'm sorry, that was the highest one I  
5 could come up with at that time.

6 CHAIRMAN LYNN: If you are in that line of  
7 work, you need a psychiatrist often.

8 MR. OCHOA: To that end, maybe direct your  
9 comments directly to the outreach position. I also  
10 spoke with the individual I was directed to speak with,  
11 and the mindset now is that instead of -- that there is  
12 an interest to work on a contractual basis, interest  
13 also to work on a part-time basis under this position,  
14 outreach.

15 At that particular time, the  
16 classification had not come back. I knew it was within  
17 this range, within this range, mentioned it, indicated  
18 it might be acceptable, had almost a yes, but -- more of  
19 yes than no, but it left a little bit of an opening  
20 there.

21 But I think the answer is it looks like  
22 what we wanted to do is going to be possible.

23 The other documentation past the personnel  
24 descriptions, that documentation you have is a copy of  
25 one of the proposals that I mentioned to you that went

1 out for outreach, that went out for outreach, for the  
2 Citizens Clean Elections Commission. I just wanted to  
3 provide that for you as an example of what we would do  
4 under the outreach RFP so we identify people or entities  
5 that could do logistic organizational type work in areas  
6 where we would be working. These would be in  
7 conjunction supplementing, collaborating, working with  
8 whoever is, of course, working the outreach effort.

9 I also expect that they'd work  
10 conjunctively with people, whoever we identify to do the  
11 public information secretary work.

12 Next item you have on there is the  
13 equipment. Included in there is a quote that came to me  
14 that -- regarding equipment, some of the equipment we  
15 discussed previously. I -- Tim and I both agreed some  
16 items there came in a lot higher than what we expected.  
17 This is one, by the way, one says IKON. Should have  
18 divided. I apologize for not doing that. It's toward  
19 the end of that. Can some of you -- we saw, for  
20 instance, almost ridiculous, projectors, six, seven  
21 eight thousand dollars, have one for \$1,000. Tim agrees  
22 it would do what we want it to do. Share here. We're  
23 processing this. The process is bureaucratic to say the  
24 least, the way that it works, in order to lease.

25 In order to lease, you have to identify,

1 get a quote for the equipment. Then you have to  
2 identify the people that are identified under the  
3 procurement system that can lease equipment for you.

4 So in other words, you get this and go  
5 over there and say: Hey, this is equipment we want, to  
6 lease it. They buy it and lease it back to you. That's  
7 what happens there.

8 The other part of it is if they are not,  
9 the people providing the product are not in the  
10 procurement system selected as lessors, then you have to  
11 do an RFP for the leasing of the amount that you need  
12 for the equipment you might need.

13 COMMISSIONER HALL: Question. I probably  
14 ask the question at every meeting, I know. I apologize.  
15 Do we have to do everything through the procurement  
16 system and follow these rules like procurement?

17 MS. HAUSER: It's hard to answer the  
18 question. The answer to the question is yes. The  
19 reasons for that would be very similar to the reasons  
20 that were set forth in the legal memorandum you got on  
21 executive sessions. It's hard for me to explain that at  
22 this point.

23 COMMISSIONER HALL: I understand.

24 MS. HAUSER: I can go into that more  
25 later.



1                   MR. RIVERA: Procurement authority is  
2 under the supervision of procurement.

3                   MS. HAUSER: Fiscal supervision. And it's  
4 fiscal supervision to get the best price for the State.

5                   CHAIRMAN LYNN: Best price, eventually.

6                   MS. HAUSER: Yeah, I know.

7                   CHAIRMAN LYNN: Not quickly.

8                   MS. HAUSER: Not quickly. There are  
9 certainly things you can do to try to speed it up. I'm  
10 not really certain which items here are going to be  
11 difficult to obtain from a regular State vender.

12                   MR. OCHOA: Copiers, fax machines are  
13 excluded from the list to be provided on a leased basis.

14                   COMMISSIONER HUNTWORK: LDC projectors.

15                   MR. JOHNSON: Portable projectors for  
16 Power Point.

17                   COMMISSIONER HALL: Three of those?

18                   MR. OCHOA: We asked for the price so we  
19 could get an idea. They do a little bit of a different  
20 job. It's -- obviously we can do with the lower end  
21 model. No reason it should have to be the \$8,000.

22                   CHAIRMAN LYNN: Ms. Hauser.

23                   MS. HAUSER: First of all, looking at  
24 three, perhaps talking about having three teams being  
25 out.

1                   I guess I have a couple questions. One is  
2 I don't know if NDC in their capability would be  
3 bringing any kind of projector type equipment with them.  
4 We should find out.

5                   MR. OCHOA: Good question.

6                   MS. HAUSER: Second thing, some of the  
7 locations we'll be using for meetings, we're going to be  
8 trying to use city council chambers, city council  
9 chamber auditorium things. A lot may have equipment  
10 available to use. They have those kind of  
11 presentations. I'm not sure on that. We can check  
12 quickly, I think, to see if that's a possibility.

13                   COMMISSIONER ELDER: I think, based on  
14 Chairman Lynn's comments, if I want to go to a Rotary  
15 Club, run a Power Point presentation, have something,  
16 we'll need one or two. Maybe not three or four, maybe  
17 one up in this area, one in the southern part.

18                   CHAIRMAN LYNN: Or in the alternative, to  
19 identify some folks who rent those things and just  
20 establish an account with them so we rent on an  
21 as-needed basis. I'm sure that's as difficult to do as  
22 to get it leased.

23                   MS. HAUSER: Sounds so easy when you say  
24 it.

25                   CHAIRMAN LYNN: That's what we do in

1 business. One of the things government hasn't figured  
2 out yet.

3 COMMISSIONER HALL: Would it be possible  
4 for us, as in the laundry list with Maricopa County, as  
5 part of the contract they provide this equipment?

6 COMMISSIONER ELDER: Or NDC provide it.

7 CHAIRMAN LYNN: Consultant, either one.

8 COMMISSIONER HALL: Lease from them, not  
9 leased, because -- follow me?

10 CHAIRMAN LYNN: They have their own  
11 procedures. I don't know how difficult it is for them  
12 to do.

13 COMMISSIONER HALL: Don't you guys have  
14 the stuff laying around, Tim?

15 COMMISSIONER ELDER: NDC, a private sector  
16 company, go out, one, two people, we need this next  
17 Friday, how much for a 12-month lease?

18 MS. HAUSER: Could know that.

19 MR. RIVERA: May have that.

20 COMMISSIONER HALL: Mr. Johnson --

21 MR. JOHNSON: We have one projector I can  
22 take out on a part-time basis.

23 COMMISSIONER HALL: See.

24 CHAIRMAN LYNN: Mr. Huntwork.

25 COMMISSIONER HUNTWORK: I want to point

1 out this is all about lumens. 700 in a lighted room is  
2 not enough. If going to be going places we can't darken  
3 the room, we need a better projector.

4 MS. HAUSER: Not a heavy thing.

5 MR. OCHOA: Fine. Thank you.

6 Addressing the cost factor, I know I was  
7 trying to be frugal.

8 Commissioner Huntwork is correct.

9 COMMISSIONER ELDER: Is software a  
10 purchasable item through preapproved vendors without  
11 going to 15 vendors?

12 MR. OCHOA: Yes, sir, it is. Software, no  
13 problem. Well -- yes, sir.

14 COMMISSIONER ELDER: I recommend we  
15 purchase the items we need now just by virtue nobody is  
16 going to lease it to us for year and a half, have new  
17 versions come along, than purchasing it, get it over and  
18 done.

19 MR. OCHOA: I wanted to share with you, as  
20 part of the work we're doing, definitely was not going  
21 to purchase anything. Last time Commissioner Lynn was  
22 designated the approval person prior to any purchases or  
23 expenditures of this nature. I was going to follow  
24 that. I wanted to give to you, in the last three days  
25 since we met, this information came in.

1                   COMMISSIONER ELDER: We're sitting at the  
2 12th currently. The first meeting is the 21st. We  
3 should be in place maybe by that time?

4                   MR. OCHOA: Well, Commissioner Elder, when  
5 I was negotiating my salary, I asked for a higher salary  
6 so I could purchase some personally, let the Commission  
7 use them personally. Commissioner Lynn kept negotiating  
8 me down. I tried also. Know what I did, also, bought a  
9 fax machine, printer, and color one, and said we'll work  
10 on it later. That's what I did, to make sure things  
11 happen the way they're supposed to happen.

12                   Personal purchase, Lisa. Don't worry  
13 about it. Just using it for personal use. The  
14 Commission may have the benefit of it.

15                   CHAIRMAN LYNN: Kind of like furniture, on  
16 loan.

17                   MR. OCHOA: Last item I had, Tim, if I  
18 could, wanted to pass out to you.

19                   Tim put up the web page where it is  
20 acceptable to you all now with two features, one under  
21 construction, it's under construction, address, phone  
22 number of the Commission. And the other has a password  
23 and coding in another area and you can visualize live  
24 those presentations he gave to us previously. You are  
25 the only ones that can access that. I don't know if

1 access changes. You will be able to visualize changes  
2 as being put up, as being made.

3 So general access that says, which is --  
4 which is the first page. Everybody going -- if you  
5 go to azredistricting.org, see the first page, that's it  
6 at this particular point in time. However, if you, as  
7 Commissioners, want to go further and see live how it  
8 works, the presentation Tim did for us, use this  
9 password here.

10 So we have the website up, address, phone  
11 number.

12 Once we do review of documentation, we can  
13 put that up and transfer to a regular web page.

14 By the way, that logo is a logo the  
15 Commission may wish to use, not use, created by Tim, not  
16 at any charge, graphic design work done before the  
17 contract, if you want changes.

18 COMMISSIONER MINKOFF: I think we should  
19 use districts as Tim has drawn them.

20 (Laughter.)

21 CHAIRMAN LYNN: Could give somebody the  
22 wrong impression, that's for sure.

23 It shouldn't be -- we shouldn't do a logo,  
24 shouldn't discuss a logo here.

25 I've spent most of my adult professional

1 life designing logos.

2 Without objection, I'll work with Tim and  
3 get a logo we can be proud of, if that's all right.

4 Okay. Mr. Ochoa.

5 MR. OCHOA: The last thing I wanted to  
6 pass out to you are copies of e-mails I received and  
7 possibly already shared with you. Getting lost, getting  
8 lost in the processing of these things.

9 I wanted -- I'll make copies of them.

10 What these are, e-mails, addressed  
11 invitations, copies of e-mails, addressed invites the  
12 Commissioners, legal counsel, or myself as Executive  
13 Director receive. You'll note no commitments on  
14 anyone's part.

15 Protocol now on who goes, whether to say  
16 yes, no, how to go about to participate with these  
17 meetings and responding to invitations.

18 CHAIRMAN LYNN: Comments or questions --  
19 Does that conclude your report?

20 MR. OCHOA: Yes.

21 CHAIRMAN LYNN: Comments for Mr. Ochoa?

22 COMMISSIONER HUNTWORK: Great  
23 recommendations.

24 Is that the handwritten sheet?

25 MR. OCHOA: Yes.

1 MR. ELDER: Did they come back that way?

2 MR. OCHOA: Yes.

3 COMMISSIONER HUNTWORK: The position of  
4 community outreach coordinator, director, or whatever we  
5 call it, my observation is I feel that's one that goes  
6 to the heart of what we do. The rest is administrative,  
7 and so on. That's as close to the substance of what we  
8 do as possible. The grade given to that in no way  
9 reflects that. I want a grade level that allows us to  
10 attract the most qualified person in the State of  
11 Arizona.

12 MR. OCHOA: I understand.

13 Commissioner Huntwork, I wanted to get it  
14 to amounts discussed previously. What they indicated to  
15 me is that the outreach community relation type  
16 positions in state government are not classified that  
17 highly.

18 We were -- I asked any for classification  
19 to go to the high end.

20 Because of the work they do in state  
21 government, if you wanted another position titled  
22 something different, it's another process yet within the  
23 classification of the system, within the structure,  
24 different things --

25 COMMISSIONER HUNTWORK: I understand the



1       bureaucratic answer. This is quite different. I don't  
2       understand how many state agencies really are in the  
3       business of community outreach to the extent we are. So  
4       I really don't accept that answer.

5                       I would like to go back and try that one  
6       again.

7                       MR. OCHOA: Okay. I will do so.

8                       What I will do is, and in the interim I  
9       will discuss with you and other Commissioners to try to  
10      put other responsibilities or other things that would  
11      be -- I think they see this position more as a  
12      coordinating position, don't see it as high level.

13                      COMMISSIONER HUNTWORK: Director.

14                      CHAIRMAN LYNN: Assistant executive  
15      director for outreach. Let's be creative.

16                      COMMISSIONER ELDER: What classification  
17      is the Governor's press secretary?

18                      MR. OCHOA: Goes from grade 17 to grade  
19      24.

20                      COMMISSIONER ELDER: Gets to about the  
21      range we talked about last time.

22                      CHAIRMAN LYNN: Ms. Hauser.

23                      MS. HAUSER: Mr. Chairman, Enrique, do you  
24      know what other agencies you looked at in that regard?  
25      If looking at agencies doing community outreach not at

1 an executive level, like from the standpoint like DES or  
2 DHS, that's not getting to the right place. You have to  
3 use as a comparable an agency that is, you know,  
4 extremely politically sensitive and also -- probably a  
5 lot of different factors put in to try to get it bumped  
6 up.

7 Mr. Lynn had a good suggestion with  
8 respect to making it in part a managerial position.  
9 That may help as well, combine those duties.

10 MR. OCHOA: That may be the case.

11 What I will -- okay. Let me see if I  
12 understand correctly. It's easy to negotiate if you  
13 know you have a set amount you can talk about. It's  
14 harder to negotiate when you don't know what the top end  
15 is going to be. So if we're talking expediency and  
16 there is a sense of acceptability, maybe we can  
17 reclassify or up that afterwards, that way get somebody  
18 on board a little quicker, if that's an acceptable  
19 alternative. That's what I offer at this time, while at  
20 the same time maybe a different classification to up the  
21 salary range.

22 CHAIRMAN LYNN: Mr. Elder.

23 COMMISSIONER ELDER: It seemed to me last  
24 week when Ms. Osborne was here, she had offered to  
25 either go and use her skills from her past life at the

1 upstairs seventh floor to develop that identification or  
2 classification. And I believe Lisa Hauser also said she  
3 had some experience in that.

4                   Would it be appropriate or helpful to take  
5 that course if Enrique has already met with a dead end,  
6 instead of go beating on the door, they say: Go away.  
7 Enlist that assistance, go with and/or do individually?

8                   MR. OCHOA: Mr. Elder, just to comment,  
9 Karen Osborne and I were involved in a lot of this  
10 process, particularly with that position; also  
11 recommended some people for the PIO position, working  
12 together, talked on the phone two times, met together  
13 two times, met two times for lunch. She made calls  
14 clarifying some so I could provide some answers you had  
15 been asking for.

16                   CHAIRMAN LYNN: Comments or questions for  
17 Mr. Ochoa.

18                   All right. Thank you, Mr. Ochoa.

19                   MR. OCHOA: Mr. Lynn, can I ask a couple  
20 questions?

21                   Would you like me then to proceed in terms  
22 of going and setting up an interview for the position,  
23 PIO position, outreach position, if I had authority to  
24 hire, and so forth? If I can get direction,  
25 clarification, I'd greatly appreciate it.

1 CHAIRMAN LYNN: Mr. Huntwork.

2 COMMISSIONER HUNTWORK: My preference  
3 would be to get recommendations. I feel these two  
4 positions will represent me, and that is all of us  
5 collectively, directly to the public. I'd like to have  
6 input on the final decision of who these people are.

7 MR. OCHOA: To speed up the process,  
8 Mr. Chairman, maybe I suggest Mr. Huntwork, Ms. Minkoff,  
9 whoever you want, set up a mini process, do it -- I'm  
10 sure we can process two, three people in an hour, get a  
11 visual and understanding of the work we can do and  
12 narrow down the public relations individual or outreach  
13 and also public information officer.

14 CHAIRMAN LYNN: It's a several-step  
15 process.

16 The difficulty, the quality for the  
17 person, job you put out there, if it doesn't have  
18 sufficient salary attached to the it, the pool will not  
19 reflect the quality I think Mr. Huntwork and I'm looking  
20 for in that person.

21 It's a two-step process. Let's get the  
22 job classification up to the level it needs to be and  
23 then attack --

24 MR. OCHOA: Okay.

25 CHAIRMAN LYNN: -- people to fill it.

1                   MR. OCHOA: If it is not possible to move  
2 that classification as such, on the outreach basis, I  
3 tried, honestly tried, then we're back to square one.

4                   What I suggest, Lisa mentioned, negotiate  
5 at this particular time and work to reclassify higher,  
6 reup the person, reclassify. Otherwise we have to wait.

7                   CHAIRMAN LYNN: If somebody is prepared to  
8 accept that scenario, may work for us. I'm just not  
9 sure they are not going to bet they'll get the salary  
10 they'll hope they'll get since there'll be no assurance  
11 we can do it.

12                   MS. HAUSER: Mr. Chairman, I'm not certain  
13 that you are actually going to be publicizing these  
14 positions in a way that you would be doing in a lot of  
15 other situations where you had more time to work with  
16 where that particular concern is going to be a problem.  
17 To my understanding, the PIO position, two qualified  
18 candidates --

19                   MR. OCHOA: Two or three.

20                   MS. HAUSER: Two or three have come  
21 forward knowing pretty much what the responsibilities of  
22 the Commission are and what they would need to be doing.

23                   My recommendation would be, since the  
24 Commission's meeting schedule is coming up so quickly,  
25 is that the Commission go ahead and interview those

1 people. And if you feel you can make the selection from  
2 among those, great. I suggest letting the paperwork to  
3 the positions catch up.

4 CHAIRMAN LYNN: Clearly we're way behind  
5 having the person on board. We have to have it done.  
6 It should have been done weeks ago.

7 MR. OCHOA: I should say this. She came  
8 in this morning, asked for clarifications. Asked  
9 already when it came through to go to the resume system,  
10 got me five resumes. I'll make copies of this, send  
11 them to everybody.

12 To expedite the process, what I'd ask,  
13 I'll set up the interview process, a couple  
14 Commissioners be there with myself. I'd ask for  
15 authority to hire based on recommendations of the  
16 Commissioners. Otherwise we'll have to wait for the  
17 next meeting. It will slow up the process. I'm more  
18 than willing to do so, but it will slow the process, and  
19 particularly I think the PIO and the outreach position.  
20 The administrative one I can handle, we can work with  
21 it. I can work with the Commission to do that.

22 CHAIRMAN LYNN: What is the pleasure?

23 COMMISSIONER MINKOFF: We authorized you  
24 to negotiate with NDC and RAS final contracts. Maybe do  
25 the same with Jim and me for personnel, allow us to

1 approve and finalize. I won't make that motion since  
2 I'm involved.

3 CHAIRMAN LYNN: Mr. Huntwork?

4 COMMISSIONER HUNTWORK: Mr. Chairman, I'm  
5 willing to do it since I'm on the Committee. If not, I  
6 wouldn't.

7 CHAIRMAN LYNN: You want to be involved.  
8 I take your point.

9 COMMISSIONER HALL: Imagine that.

10 CHAIRMAN LYNN: I take your point.

11 MR. OCHOA: Mr. Chairman, the last comment  
12 as regards personnel, I mentioned to you I had been  
13 working trying to identify individual help with  
14 administrative budgetary matters some individuals highly  
15 recommended by the current administration looking  
16 seriously to come work with us. So it may be that again  
17 we may be able to combine the administrative officer  
18 and -- administrative officer and contract position and  
19 save us money as well.

20 CHAIRMAN LYNN: Mr. Hall?

21 COMMISSIONER HALL: What if the proposed  
22 subcommittee meet with Mr. Ochoa --

23 How many candidates do you have, three?

24 MR. OCHOA: Five resumes for the position  
25 or narrow it to three.

1                   CHAIRMAN LYNN: Other resumes submitted to  
2 you other than the five --

3                   MR. OCHOA: None more than eight.

4                   COMMISSIONER HALL: What if they  
5 interview, go through all of that in the coming week and  
6 bring the top one or two people, if you will, top two to  
7 the next meeting. We stamp it yeah or nay.

8                   From my perspective, a public relations  
9 individual can look really good on paper. Let me see em  
10 in front of a microphone and I'll tell you in 30 seconds  
11 whether I'm interested in what they can do otherwise.  
12 Folks, that way we all get a chance to look and see.

13                  COMMISSIONER MINKOFF: Even more, the  
14 public information officer, a lot of what that person is  
15 doing is press releases and things of that sort. In  
16 addition to interviewing somebody, I want samples of  
17 work, want to see a press release that person has  
18 written a to see whether it's a quality product or not.

19                  CHAIRMAN LYNN: No motion.

20                  Mr. Elder?

21                  COMMISSIONER ELDER: I tend to agree I'd  
22 like to do it along the lines Mr. Hall said.

23                  What Mr. Lynn and I had done, we had  
24 already selected the firms and were negotiating in  
25 effect scope of work.



1 I feel very comfortable having  
2 Commissioner Minkoff and Commissioner Huntwork work with  
3 Mr. Ochoa to interview, shorten the list.

4 I'm with Joshua, would like to see them in  
5 person, they'll represent us, and talk to one or two  
6 people: Yep, that's a quality team.

7 CHAIRMAN LYNN: Make that in the form of a  
8 motion.

9 COMMISSIONER ELDER: Can I say I so move?  
10 Lisa?

11 CHAIRMAN LYNN: Yes. We'll figure it out.  
12 Second?

13 COMMISSIONER HALL: Second.

14 CHAIRMAN LYNN: Discussion?

15 COMMISSIONER HUNTWORK: Are we restricted  
16 to a group of resumes or if more come in --

17 CHAIRMAN LYNN: No. Just get us your  
18 recommendations next week from whatever source they come  
19 up.

20 COMMISSIONER HALL: Up to --

21 CHAIRMAN LYNN: Top two.

22 COMMISSIONER MINKOFF: Top two or a  
23 recommendation.

24 CHAIRMAN LYNN: Top two unless you don't  
25 have a second choice, then number one should be pretty

1       darn good.

2                       COMMISSIONER MINKOFF:  Or a relative of  
3       mine, or I'll never be on a subcommittee again.

4                       (Laughter.)

5                       CHAIRMAN LYNN:  I don't think that's --  
6       I'll let that go.

7                       Further discussion on the motion?

8                       All those in favor of the motion, say  
9       "aye."

10                      (Vote taken.)

11                      CHAIRMAN LYNN:  Opposed, "no."

12                      Motion unanimously passes.

13                      MR. OCHOA:  Mr. Chairman, the committee  
14       would like to see the public information and outreach  
15       and other administrative --

16                      CHAIRMAN LYNN:  There are the two  
17       positions we're looking for next week.

18                      MR. OCHOA:  And you've given me authority  
19       to hire other people, secretary, administrative?

20                      CHAIRMAN LYNN:  Correct.

21                      COMMISSIONER HUNTWORK:  I make a motion to  
22       that effect.  I don't know we have a way of formally  
23       doing it.

24                      COMMISSIONER ELDER:  Second.

25                      CHAIRMAN LYNN:  Discussion?

1 All in favor, say "aye."  
2 (Vote taken.).  
3 CHAIRMAN LYNN: Opposed, "no."  
4 Motion carries.  
5 CHAIRMAN LYNN: Anything further?  
6 Public comment.  
7 This is the time for consideration and  
8 discussion of comments and complaints from the public.  
9 Those wishing to address the Commission shall request  
10 permission in advance by filling out a speaker slip.  
11 Action taken as a result of public comment will be  
12 limited to directing staff to study the matter or  
13 rescheduling the matter for further consideration and  
14 decision at a later date.  
15 I'm looking into the audience and don't  
16 see new faces, see the same old faces.  
17 I'm not finished. I'll read the thing.  
18 Ms. Hauser.  
19 MS. HAUSER: My apologies, Mr. Chairman.  
20 I have a question for Mr. Ochoa on the report.  
21 CHAIRMAN LYNN: You have to be quick to  
22 get in. I'm moving along.  
23 MS. HAUSER: I know.  
24 CHAIRMAN LYNN: Go ahead.  
25 MS. HAUSER: My question has to do with

1 the proposal for meetings he's circulated. Someone  
2 really needs to get back to people on whether someone  
3 can attend those. The Commission needs to have  
4 direction on how to do that.

5 COMMISSIONER HALL: I didn't see that.

6 CHAIRMAN LYNN: E-mails.

7 MS. HAUSER: The counties.

8 COMMISSIONER HALL: I was having a hard  
9 time blowing through these, what they meant.

10 MS. HAUSER: I assume the Commission wants  
11 to -- the Commission wants to go ahead and accommodate  
12 requests like this as much as possible. And should we  
13 just go ahead and respond on behalf of the Commission  
14 and schedule someone to attend these meetings?

15 CHAIRMAN LYNN: To the extent --

16 I think we ought to respond positively to  
17 as many of those requests as is feasible from groups  
18 that obviously are requesting our presence in some form.  
19 Now, the manner in which we determine who's going to  
20 attend is still yet to be determined.

21 The best way do it, have Mr. Ochoa  
22 communicate to the Commissioners on a timely basis each  
23 week a summary of the requests made so as to allow us to  
24 respond in a way in which --

25 I think each of us will make ourselves

1 available for as much of those public meetings as we can  
2 schedule in addition to whatever else we're doing,  
3 again, with the appropriate caveats we'll try to fill it  
4 with no more than two representatives. In this case it  
5 might be better to try to get just one and staff, if  
6 appropriate, or one alone, depending. And that's why I  
7 asked about the Power Point presentation.

8                   The sooner we have that, the sooner we  
9 have a show we can take on the road to talk to any and  
10 every group. That's an important way to get information  
11 out. Right now we can talk conceptually about the  
12 process. That's as far as we can go.

13                   COMMISSIONER HALL: If I understand, if we  
14 have a meeting, request for a meeting, let everybody  
15 know and the first one to volunteer goes. What is the  
16 recommendation there?

17                   CHAIRMAN LYNN: In many cases, a number  
18 come to me not necessarily because I'm Chair, in some  
19 cases people in Pima County know me, or whatever. I  
20 made myself available.

21                   So we have a record of it, firstly, let  
22 everybody know I'm going. In one case, I'm meeting down  
23 in June in Tucson with a legislative district, both  
24 Republicans and Democrats present. They invited me. I  
25 asked Mr. Elder if he wanted to join me only because it

1 was convenient for him to be there.

2 I think the important thing is to respond.

3 I don't have any problem with those slots  
4 filling up before I get a shot at them, if you know what  
5 I mean. I have enough meetings to go to.

6 Post them. Have people respond  
7 affirmatively. First in gets them. That's what I  
8 propose.

9 Mr. Huntwork.

10 COMMISSIONER HUNTWORK: I've lost track of  
11 something important, that is my understanding, without  
12 violating open meeting law, we can have lunch together  
13 as long as we don't do business, go to a baseball  
14 game --

15 MS. HAUSER: No.

16 COMMISSIONER HUNTWORK: No?

17 CHAIRMAN LYNN: If three or more of us are  
18 gathered, we notice the meeting.

19 COMMISSIONER MINKOFF: Even if a social  
20 function?

21 CHAIRMAN LYNN: Notice the meeting.

22 COMMISSIONER HALL: It's perception, a  
23 matter of public perception.

24 MS. HAUSER: Mr. Chairman, members, it is  
25 it is highly discouraged. The reason for that is when

1 you are together, even if you had a social purpose, it  
2 cannot be -- it cannot be something that is guaranteed  
3 that you will not discuss Commission business. And if,  
4 for example, five of you were together at a baseball  
5 game and spotted by or together at a restaurant and were  
6 spotted by some member of the public who knows who you  
7 are and what you do, they'd perhaps read something into  
8 that that is not appropriate. And that incident  
9 happened with city councils. And that's how the policy  
10 that, if you will, along that area developed.

11 COMMISSIONER HUNTWORK: Is it a law or  
12 practice? I'm kind of -- to get to the bottom of this,  
13 for example, meeting with somebody --

14 MS. HAUSER: I'm trying to think. I  
15 believe the Arizona -- there is dicta in cases  
16 discussing those examples of things to stay away from.  
17 Let me pull out some things for you along those lines.

18 COMMISSIONER HUNTWORK: I'd appreciate it.

19 MS. HAUSER: It's definitely discouraged.

20 COMMISSIONER HUNTWORK: To the extent  
21 you're meeting with somebody, receiving information.

22 MR. RIVERA: And this is a step beyond  
23 meeting at a restaurant, meeting as a board --

24 COMMISSIONER HUNTWORK: Not supposed to  
25 discuss Commission business or take action -- taking

1 action, making decisions.

2 MS. HAUSER: Meetings, formally noticed  
3 meetings of the Commission may not involve action, might  
4 not take action, hearing input.

5 The open meeting law requires basically,  
6 you know, any meeting of a quorum of this body be  
7 conducted in a duly noticed public session or authorized  
8 Executive Session. And when a meeting of this, at least  
9 three or more of you occurred in some other setting,  
10 there is perhaps the presumptive of a problem with that.  
11 And it would be something that would have to be  
12 explained away.

13 For that reason, legal counsel, boards of  
14 supervisors, city council members, and the like, we  
15 routinely discourage it because of conversation in some  
16 of the cases.

17 If five of you are together at a large  
18 social function, lots of people, you are there, not just  
19 the five of you together, that's a different situation.

20 COMMISSIONER HUNTWORK: A major meeting,  
21 Women League of Voters, lots of people there.

22 MS. HAUSER: If you happen be somewhere,  
23 five of you at the Legislature, five happened to show up  
24 at the same grocery store one day, it's not a violation  
25 of the open meeting law.



1                   CHAIRMAN LYNN: Shop in separate aisles.

2                   MR. RIVERA: The other thing, Chairman,  
3 Commissioners, if more than three go to the League of  
4 Women Voters, notice it as a public meeting, go down.

5                   CHAIRMAN LYNN: Ms. Minkoff.

6                   COMMISSIONER MINKOFF: League of Women  
7 Voters, Steve is making a formal presentation. I  
8 received an E-mail copied from Amber Rodriguez, Arizona  
9 Association of Counties. Looked like they are anxious  
10 to begin a dialogue. Something in there, it's a great  
11 opportunity for all parties to be present in a formal  
12 discussion on respective responsibilities.

13                   I'm wondering if that's something you want  
14 to do with the entire Commission or one, two people this  
15 in June so there's plenty of time to notice it if we  
16 think it important to sit down as a Commission and talk  
17 with them.

18                   The meeting with the Association of  
19 Counties in June is really a two-part meeting. I am  
20 actually formally on the agenda for that meeting, which  
21 is happening June 7th.

22                   The election officials, a group  
23 Ms. Rodriguez works with, has asked that some or all of  
24 us be present to work with that group as a subgroup.  
25 And there was some confusion about my invitation to

1 originally meet and go, whether or not I'd meet with  
2 both groups. It was intended beyond the agenda of the  
3 first group and then election officials. Ms. Rodriguez  
4 was having conversations beyond those she had with me  
5 that wrote that e-mail. I thought I'd share that with  
6 you. It's a bit convoluted.

7 My point is if we felt that that group was  
8 a group we wanted to convene a meeting around, there  
9 would enough be present to talk with them. It's easy  
10 enough, plenty of time to notice the meeting. All we do  
11 is notice it as a meeting of ours. Really the only  
12 agenda is discussion of issues with county officials,  
13 and really it's still their meeting, notice concurrently  
14 with what they do. Any member of the public that wishes  
15 to be there, they have the right to be there.

16 It has to be okay with them as well.

17 MS. HAUSER: Or.

18 CHAIRMAN LYNN: Or.

19 MS. HAUSER: We have a couple  
20 Commissioners go.

21 It's something with the Commission,  
22 Enrique e-mailed me as well, I shared with everybody  
23 else asking if I would attend because I think -- I'm a  
24 face that most of them know. So that's fine with me. I  
25 work with them regularly. But that's the other option

1 is to go ahead and notice it.

2 CHAIRMAN LYNN: Mr. Huntwork.

3 COMMISSIONER HUNTWORK: If we do have a  
4 meeting, we have to have a record of the meeting.

5 CHAIRMAN LYNN: Absolutely.

6 MS. HAUSER: Mr. Chairman, a court  
7 reporter is not something the open meeting law requires.  
8 The open meeting law requires we have minutes of any of  
9 our meetings. This is a step that the Attorney  
10 General's Office started early on in this process and I  
11 think was a smart one to go ahead and document in this  
12 way. But it wouldn't be a hundred percent necessary for  
13 a meeting of this kind.

14 COMMISSIONER HUNTWORK: Second question.

15 CHAIRMAN LYNN: Mr. Huntwork.

16 COMMISSIONER HUNTWORK: If we delegate two  
17 people to go, is that a subcommittee and is that  
18 subcommittee subject to open meeting law?

19 MR. RIVERA: I didn't catch the second  
20 part.

21 COMMISSIONER HUNTWORK: Is the  
22 subcommittee subject to the open meeting law?

23 CHAIRMAN LYNN: If they are formally  
24 delegated.

25 COMMISSIONER HUNTWORK: Then what

1 constitutes a formal delegation if we decided who the  
2 two are going to be?

3 CHAIRMAN LYNN: If that were the case,  
4 Mr. Elder and I would need to keep minutes on meetings  
5 with consultants. I mean --

6 Mr. Chairman --

7 MS. HAUSER: I'd like to take a look at  
8 that.

9 COMMISSIONER HUNTWORK: I apologize. I do  
10 not mean to complicate it. If the question is there, it  
11 needs to be answered.

12 CHAIRMAN LYNN: We'll get an answer.

13 COMMISSIONER ELDER: Mr. Chairman, Jose,  
14 would not our conference report of the meeting, I guess,  
15 protocol, who was there, what was said, that type of  
16 thing, we make out ourselves, constitute minutes?

17 MR. RIVERA: You could categorize it as  
18 minutes.

19 COMMISSIONER ELDER: Do I have to have  
20 somebody else take minutes of the meeting?

21 MR. RIVERA: You can take minutes.

22 COMMISSIONER ELDER: Attend, make out a  
23 conference meeting report, send it in?

24 MR. RIVERA: We have a little time to look  
25 at that. Let us look at it.

1                   COMMISSIONER ELDER: Mr. Chairman, I  
2 volunteer in consultation with Ms. Minkoff to attend the  
3 Women League of Voters on the 19th and 20th, whichever  
4 indeed it is.

5                   COMMISSIONER MINKOFF: I'd be happy to let  
6 you do that.

7                   COMMISSIONER ELDER: I asked if she'd like  
8 to do that as a person rather than a woman. She said  
9 yes.

10                  COMMISSIONER MINKOFF: Yes.

11                  COMMISSIONER HALL: Did you want a motion?

12                  COMMISSIONER ELDER: No.

13                  COMMISSIONER HALL: I'm somewhat  
14 overwhelmed by the propensity of the Commission to  
15 micromanage things.

16                  Folks, I may be oversimplifying it.  
17 Someone wanted Mr. Lynn to go to a meeting. For  
18 whatever reason, someone wants to go attend, a second  
19 Commissioner. Great. Someone wants Mr. Huntwork to go  
20 to a meeting. Mr. Huntwork wants to schedule a meeting.  
21 Someone else wants to attend, great. For every  
22 Commissioner here, I don't think this is something we  
23 need to spend a lot of time on to figure out who is  
24 going to what meeting, whatever, figure out what  
25 meetings all of us are going to to make this a success.

1                   COMMISSIONER ELDER: Mr. Hall, there was a  
2 question from Mr. Ochoa as to who was going to attend  
3 the meeting. That's what the comment was addressing.

4                   COMMISSIONER HALL: I understand. It's  
5 not you, Dan, specifically. The last 10 minutes of  
6 discussion was unnecessary.

7                   He's been invited to a meeting. Someone  
8 wants to go. They go. Whoever, whatever. It's that  
9 simple.

10                  CHAIRMAN LYNN: We'll get an answer to the  
11 question, take it up at the next meeting, if we have an  
12 answer at that time.

13                  Anything else on the Executive Director's  
14 report?

15                  If not, any member of the public that  
16 wishes to be heard at this time?

17                  Mr. Hartdegen.

18                  MR. HARTDEGEN: A couple thoughts.  
19 Apparently you all like to go to the dentist without  
20 Novocain. You need plenty of time. It would be nice  
21 when meeting to have it sent out over the internet, not  
22 wait until the 24-hour deadline. Some organizations  
23 work that way, keep riffraff out. Soon as you know,  
24 publish it way before the 24-hour deadline. If it's not  
25 an emergency --

1                   CHAIRMAN LYNN: We'll intend -- I won't  
2 respond.

3                   Talk about the next agenda item.

4                   Thank you for your comment.

5                   Other members of the public wishing to be  
6 heard?

7                   Seeing no one wishing recognition, future  
8 meetings.

9                   One of the items we want to do, future  
10 meetings.

11                   First agreed we'll meet Thursday -- excuse  
12 me, Friday next. Friday next or next Friday. It's  
13 interchangeable, as I see it. Begin that meeting at  
14 9:00 o'clock. Consultants indicated they can be here by  
15 that time, so we'll begin at approximately at 9:00  
16 o'clock, obviously at a place to be determined. And  
17 it's dicey. One of the reasons it's dicey, we've been  
18 scheduling meetings week to week. To the extent we can  
19 clear time for scheduling meetings, not we're always  
20 going to meet -- in other words, we'll meet as often as  
21 necessary, but for the foreseeable future, if we could  
22 schedule several dates that are available, correct me if  
23 I'm wrong --

24                   COMMISSIONER HALL: Next meetings, public  
25 outreach meetings.

1 CHAIRMAN LYNN: May need business  
2 meetings.

3 COMMISSIONER HALL: Why not outreach --

4 COMMISSIONER HALL: All have to come  
5 anywhere --

6 COMMISSIONER MINKOFF: May be an outreach  
7 meeting in Safford, some in Safford, some in Prescott.

8 COMMISSIONER HALL: Let's get a schedule  
9 of when the meetings are. When one meeting, pick one of  
10 those.

11 CHAIRMAN LYNN: Still doesn't guarantee  
12 they'll all be in the same place.

13 COMMISSIONER HALL: Again --

14 COMMISSIONER MINKOFF: Yuma --

15 COMMISSIONER HALL: All go to Prescott.

16 CHAIRMAN LYNN: You understand my point?  
17 I'm not sure we can accommodate that.

18 COMMISSIONER HUNTWORK: We'll try to  
19 accommodate that. Your idea is to supplement that,  
20 perhaps, with other dates.

21 I could even say let's set aside every  
22 Wednesday for the rest of the summer. It would be  
23 extremely helpful for me if I have a target day each  
24 week to make appointments around that.

25 CHAIRMAN LYNN: What I hope, propose, just



1 for consideration, to the extent possible, we keep every  
2 Thursday free.

3 COMMISSIONER HUNTWORK: Fine.

4 COMMISSIONER HALL: Why Thursday?

5 CHAIRMAN LYNN: I made it up, had a one in  
6 five chance of winning, thought I'd start with Thursday.

7 COMMISSIONER MINKOFF: Thursday is a good  
8 day.

9 CHAIRMAN LYNN: Friday and Monday are bad  
10 for certain Commissions.

11 COMMISSIONER MINKOFF: Wednesday I'm  
12 unavailable. That leaves Tuesday and Thursday.

13 CHAIRMAN LYNN: I hit Thursday.

14 COMMISSIONER HALL: Mondays and Fridays  
15 are best for some, doesn't break the week in half as far  
16 as travel to get down and back in one day.

17 CHAIRMAN LYNN: How bad is Friday? That's  
18 the other choice.

19 COMMISSIONER MINKOFF: Every time we have  
20 a meeting on Friday requires a major readjustment, which  
21 I can do. If we can find another day, I'd surely rather  
22 do that.

23 CHAIRMAN LYNN: I'm hearing your major  
24 readjustment or Mr. Hall's travel from Northern Arizona.  
25 Both are issues.

1                   COMMISSIONER MINKOFF: To be fair, why not  
2 alternate between Thursday and Fridays?

3                   COMMISSIONER ELDER: First and third?

4                   CHAIRMAN LYNN: First third, second  
5 fourth?

6                   COMMISSIONER ELDER: After next Thursday,  
7 I don't care.

8                   CHAIRMAN LYNN: Reserve weekly days.  
9 Different for holding weekly meetings. I'd like us to  
10 clear our calendars one day each week, never more than  
11 seven days away from a potential meeting. If we have  
12 issues to meet about, either notice it or not notice it  
13 depending on whether we have an agenda. All of us have  
14 a schedule, know on the first and third we're making it  
15 up, don't take it down, first and third Thursday of  
16 every month, second and fourth Friday of every month,  
17 those are reserved potentially for Commission days, if  
18 we don't have an agenda or if something else is going  
19 on, schedule around it.

20                   COMMISSIONER MINKOFF: Would have to be  
21 the other way around. Every other Friday I have  
22 something I really can't reschedule in the afternoon.  
23 Not first and third, every other. May 25th, June 8, and  
24 moving forward.

25                   CHAIRMAN LYNN: Maybe we won't have to

1 have a regular pattern.

2                   How about this: If each submits to  
3 Mr. Ochoa ASAP the dates consisting of Thursday and  
4 Fridays for the balance of this month, all of June, all  
5 of July, and he can then figure out a pattern of weekly  
6 days he'll distribute to us where we should hold it  
7 open.

8                   COMMISSIONER HUNTWORK: One day per week.

9                   CHAIRMAN LYNN: One day per week.

10                  MR. RIVERA: Can we be copied also?

11                  MS. HAUSER: Copy us, also.

12                  MS. PORCH: And Florence Adams be copied  
13 also.

14                  COMMISSIONER HUNTWORK: I agree. Friday  
15 is the best day for me throughout the summer with maybe  
16 one exception, when I have something scheduled. Three  
17 members of the Commission will have to travel to any  
18 meeting that we have. And considering Joshua's point,  
19 it would tend to point toward Friday meetings whenever  
20 possible.

21                  CHAIRMAN LYNN: Again, I know four of us  
22 may not have any problem with five. One does. I want  
23 to try to be considerate of all.

24                  Maybe the idea is we could meet on those  
25 Fridays when it isn't an overbearing burden and only

1 make an accommodation from Friday when it is difficult  
2 as a compromise.

3 Get the lists and available dates.

4 COMMISSIONER MINKOFF: E-mail to you.

5 CHAIRMAN LYNN: We're meeting Friday next  
6 just for you, Andi. Friday next at 9:00 a.m.

7 That completes item 10.

8 Any other business already on the agenda  
9 that needs to come before the Commission?

10 Nothing but agenda items can come before  
11 the Commission.

12 Anything else to come before the  
13 Commission?

14 If not, the Commission will stand  
15 adjourned until next Friday at 9:00 a.m.

16 (Whereupon, the hearing concluded at  
17 approximately 2:27 p.m.)

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STATE OF ARIZONA     )  
                                  )  ss.  
COUNTY OF MARICOPA  )

BE IT KNOWN that the foregoing hearing was taken before me, LISA A. NANCE, RPR, CCR, Certified Court Reporter in and for the State of Arizona, Certificate Number 50349; that the proceedings were taken down by me in shorthand and thereafter reduced to typewriting under my direction; that the foregoing 140 pages constitute a true and accurate transcript of all proceedings had upon the taking of said hearing, all done to the best of my ability.

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

DATED at Phoenix, Arizona, this 24th day of May, 2001.

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LISA A. NANCE, RPR  
Certified Court Reporter  
Certificate Number 50349

