

THE STATE OF ARIZONA
INDEPENDENT REDISTRICTING COMMISSION

REPORTER'S TRANSCRIPT OF FINAL DECISION PUBLIC MEETING

Phoenix, Arizona

December 19, 2021

9:00 a.m.

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1 PUBLIC MEETING, BEFORE THE INDEPENDENT
2 REDISTRICTING COMMISSION, convened at 9:00 a.m. via WebEx on
3 December 19, 2021, at the Kimpton Palomar Hotel, 2 East
4 Jefferson Street, Phoenix, Arizona, in the presence of the
5 following Commissioners:

6 Ms. Erika Neuberg, Chairperson
7 Mr. Derrick Watchman, Vice Chairman
8 Mr. David Mehl
9 Ms. Shereen Lerner
10 Mr. Douglas York (Afternoon)

11 OTHERS PRESENT:

12 Mr. Brian Schmitt, Executive Director (Afternoon)
13 Ms. Lori Van Haren, Deputy Director
14 Ms. Valerie Neumann, Executive Assistant
15 Mr. Alex Pena, Community Outreach Coordinator
16 (Afternoon)
17 Ms. Michelle Crank, Public Information Officer
18 (Afternoon)
19 Mr. Mark Flahan, Timmons Group (Afternoon)
20 Mr. Brian Kingery, Timmons Group (Afternoon)
21 Mr. Parker Bradshaw, Timmons Group (Afternoon)
22 Mr. Randy Trott, Timmons Group (Afternoon)
23 Mr. Doug Johnson, NDC (Afternoon)
24 Ms. Ivy Beller Sakansky, NDC (Afternoon)
25 Mr. Roy Herrera, Ballard Spahr
Mr. Sean Summers, Ballard Spahr
Mr. Eric Spencer, Snell & Wilmer
Mr. Brett Johnson, Snell & Wilmer (Afternoon)
* Spanish interpreter present (Afternoon)

P R O C E E D I N G

1
2
3 CHAIRPERSON NEUBERG: Welcome, everybody. As we
4 mentioned on Friday, we are just going to get the business
5 meeting started and then we will recess immediately.

6 But we will address immediately Agenda Item I, call
7 to order and roll call.

8 I(A), call for quorum. It is 9:01, Sunday,
9 December 19th, 2021. I call this meeting of the Independent
10 Redistricting Commission to order.

11 For the record, the Executive Assistant Valerie
12 Neumann will be taking roll. When your name is called
13 please indicate you are present. If you are unable to
14 respond verbally, we ask that you please type your name.

15 Val.

16 MS. NEUMANN: Thank you, Madam Chair.

17 Vice Chair Watchman.

18 VICE CHAIR WATCHMAN: Present.

19 MS. NEUMANN: Commissioner Lerner.

20 COMMISSIONER LERNER: Present.

21 MS. NEUMANN: Commissioner Mehl.

22 COMMISSIONER MEHL: Present.

23 MS. NEUMANN: Chairperson Neuberg.

24 CHAIRPERSON NEUBERG: Present.

25 MS. NEUMANN: And for the record, also in

1 attendance this morning is Deputy Director Lori Van Haren,
2 Eric Spencer from Snell & Wilmer and Sean Summers from
3 Ballard Spahr.

4 Thank you.

5 CHAIRPERSON NEUBERG: Thank you, Val.

6 Please note for the minutes that a quorum is
7 present with four Commissioners; Commissioner York will be
8 joining us later this afternoon.

9 Agenda Item I(B), call for notice.

10 Val, was the notice and agenda for the Commission
11 meeting properly posted 48 hours in advance of today's
12 meeting?

13 MS. NEUMANN: Yes, it was, Madam Chair.

14 CHAIRPERSON NEUBERG: Thank you very much.

15 At this point I will announce a recess. We will
16 resume at 1:00 p.m. this afternoon when all Commissioners
17 will be together again and resume deliberations.

18 I look forward to seeing my colleagues and staff
19 and Counsel and the public in a few hours. Bye-bye.

20 (Recess taken from 9:03 a.m. to 1:06 p.m.)

21
22 CHAIRPERSON NEUBERG: Okay. Welcome back,
23 everybody. We are resuming after a few-hour recess. We
24 will dive right back in.

25 We were on Agenda Item II, approval of minutes from

1 December 17th, 2021. We have II(A), a general session; we
2 do not have an executive session. I will open it up for any
3 discussion; and if no discussion, I'll entertain a motion to
4 approve the minutes from December 17th.

5 MS. VAN HAREN: Chairwoman, before we go into the
6 motion, can we introduce the interpreter who is here?

7 CHAIRPERSON NEUBERG: Yes. And actually I would
8 also appreciate it, Val, just because there's change. I
9 want to note for the minutes that Commissioner York is now
10 present. And we'll introduce the interpreter and have Val
11 just reintroduce who is participating, you know, at this
12 juncture. Thank you.

13 MS. NEUMANN: Thank you.

14 So in attendance today we have Vice Chair Watchman,
15 Commissioner Lerner, Commissioner Mehl, Commissioner York,
16 Chairperson Neuberg, Executive Director Brian Schmitt,
17 Deputy Director Lori Van Haren, Eric Spencer from Snell &
18 Wilmer, Roy Herrera and Sean Summers from Ballard Spahr.

19 And our mapping team, we've got Mark Flahan, Parker
20 Bradshaw, and Brian Kingery from Timmons; Doug Johnson and
21 Ivy Beller Sakansky from NDC Research.

22 Angela Miller is our transcriptionist; and Miriam
23 Espero (phonetic) is our Spanish interpreter, and she'll
24 introduce herself right now.

25 Hi, my name is Miriam Espero and I'm the

1 interpreter for today. I will be sitting in the end of the
2 room, if you guys need anybody or know anybody that needs
3 the services.

4 (Spanish language.)

5 CHAIRPERSON NEUBERG: Okay. Thank you.

6 So we will resume with Agenda Item II, approval of
7 minutes. I'm entertaining any discussion of the general
8 session minutes; and if there is no discussion, I'll
9 entertain a motion to approve the general session minutes
10 from December 17th.

11 VICE CHAIR WATCHMAN: Madam Chair,
12 Vice Chair Watchman, motion to approve the minutes.

13 COMMISSIONER MEHL: Commissioner Mehl seconds.

14 CHAIRPERSON NEUBERG: With no further discussion,
15 Vice Chair Watchman.

16 VICE CHAIR WATCHMAN: Aye.

17 CHAIRPERSON NEUBERG: Commissioner Mehl.

18 COMMISSIONER MEHL: Aye.

19 CHAIRPERSON NEUBERG: Commissioner Lerner.

20 COMMISSIONER LERNER: Aye.

21 CHAIRPERSON NEUBERG: Commissioner York.

22 COMMISSIONER YORK: Aye.

23 CHAIRPERSON NEUBERG: Commissioner Neuberg is an
24 aye; and with that we've approved the minutes from
25 December 17th.

1 We will move to Agenda Item Number III, opportunity
2 for public comment. Public comment will now open for a
3 minimum of 30 minutes and remain open until the adjournment
4 of the meeting.

5 Comments will only be accepted electronically in
6 writing on the link provided in the notice and agenda for
7 this public meeting and will be limited to 3,000 characters.

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

15 We move to Agenda Item IV, discussion on public
16 comments received prior to today's meeting. I open it up to
17 my colleagues.

18 I don't think anybody has anything to say because
19 we've -- we're absorbing them all and we're considering them
20 all and we're deeply appreciative of the engagement of our
21 entire state.

22 COMMISSIONER YORK: Yeah, I would say the
23 engagement has been awesome. I really appreciate your
24 feedback. We, too, are engaged and I hope you see that and
25 trying to represent you fairly.

1 CHAIRPERSON NEUBERG: Thank you.

2 I have to say I have just high regards for the
3 level of study from my colleagues on all the public comments
4 that are coming in and the level of study, to be honest,
5 from our state.

6 With that we'll move to Agenda Item V, potential
7 update discussion and potential action concerning
8 polarization data and report presentation from mapping
9 consultants regarding U.S. and Arizona constitutional
10 requirements. I don't know if we have any updates, not
11 expecting anything but just throwing it out there in case.

12 MR. D. JOHNSON: No. No new information today.

13 CHAIRPERSON NEUBERG: Okay. Thank you very much.

14 Agenda Item Number VI, our main event, draft map
15 decision discussion. I open it up to my colleagues if
16 there's a preference with starting with congressional or
17 legislative, I don't have a particular strong feeling one
18 way or another.

19 COMMISSIONER YORK: LDs.

20 COMMISSIONER LERNER: I was going to say
21 congressional, but I could go either way. Do you have a
22 strong preference?

23 COMMISSIONER MEHL: I don't have a strong
24 preference but I guess LDs if we can, but it doesn't matter.

25 COMMISSIONER LERNER: We're fine with whatever;

1 whatever is okay.

2 CHAIRPERSON NEUBERG: Why don't we go with LDs
3 since we have one map so maybe it's a little simpler to
4 start with the LDs.

5 I believe we're on -- is it 14.0 since we have one?

6 COMMISSIONER YORK: Correct.

7 We have the printout of the -- of the balance?

8 MR. FLAHAN: I can...

9 COMMISSIONER YORK: We should probably have that
10 for all three of those, yeah.

11 MR. FLAHAN: Yeah.

12 COMMISSIONER MEHL: Madam Chair, I did have
13 somebody send me th the boundaries of the Liberty
14 neighborhood which is the 600-people fix we were doing; and
15 if -- I will hand this to our mapping consultants and would
16 suggest we follow this boundary for Liberty. It's Lower
17 Buckeye Road on the north, Gila River on the south,
18 Perryville on the east and Watson Road on the west, just as
19 a minor fix.

20 CHAIRPERSON NEUBERG: Yes, please, and I think we
21 are at the point and I appreciate organizations and
22 individuals sharing with us just some of these minor
23 corrections that are relatively easy to ensure we fix.

24 COMMISSIONER LERNER: If I could add another one
25 similar to that?

1 CHAIRPERSON NEUBERG: Please.

2 COMMISSIONER LERNER: And that is from the Pascua
3 Yaqui, they -- both Commissioner Watchman and I spoke to
4 them this weekend, and they provided some adjustments that
5 they would like between District 20 and District 23.

6 They would like to be in District 20, which is
7 closer to Tucson district than District 23, and they also
8 provided me with documentation. Would it be okay to hand
9 that off to our mappers, would everybody be okay with that?

10 COMMISSIONER MEHL: But --

11 COMMISSIONER LERNER: I'm happy to show it to you.

12 COMMISSIONER MEHL: I'm philosophically not opposed
13 to it, but District 20 is 4,600 people over and I thought
14 this was about 8- or 10,000 people.

15 COMMISSIONER LERNER: It's closer to four -- it's
16 about 4,000 and they're -- we can -- it's -- because that
17 was including other populations around it, that 8,000.

18 VICE CHAIR WATCHMAN: Four.

19 COMMISSIONER MEHL: And can you do it with --

20 COMMISSIONER LERNER: This is important to them.

21 I think we can make adjustments with the population
22 then. They have some really good justifications for the
23 fact that this is old communities that have been associated
24 with Tucson for a very long time and that's why they would
25 rather be in 20 rather than 23.

1 CHAIRPERSON NEUBERG: I think this rises to the
2 level of it's certainly appropriate to hand over to Mapping;
3 I'm not sure we want to automatically include it in a map,
4 given that there's going to be some population ramifications
5 that may require thoughtful decisions.

6 But -- but I think it makes sense for them to have
7 the maps in front of them so that when we, you know, discuss
8 it conceptually that they're aware of the boundaries.

9 I mean -- and while we're speaking about some of
10 the smaller issues on the LDs, I'm wondering if my
11 colleagues had the opportunity to look at some of the
12 requests from Apache Junction. It's been pointed out to us
13 that some of the boundaries between LD-10 and LD-7 split
14 them up. They recommended a map that has been, you know,
15 sent to us, and I think it's worth considering, you know. I
16 don't know if anybody has any opposition to it.

17 COMMISSIONER MEHL: We did have a chance to look at
18 it and I think we would be fine with it.

19 COMMISSIONER LERNER: We didn't -- I didn't have a
20 chance either. But again it's all --

21 COMMISSIONER MEHL: Yeah, we did look at it. I saw
22 it come in and we did look at it, so.

23 COMMISSIONER LERNER: Yeah, I just -- it's all
24 about population. It's the same thing with the Pascua
25 Yaqui, right? We just --

1 COMMISSIONER MEHL: No, this one is an even swap.

2 COMMISSIONER LERNER: Okay.

3 COMMISSIONER MEHL: And frankly, it's similar
4 partisanship. It's irrelevant. But happy to have you take
5 a closer look at it.

6 COMMISSIONER LERNER: No, I have no problem with
7 it. Same thing with the Pascua Yaqui, it's similar
8 partisanship, it doesn't shift those --

9 COMMISSIONER MEHL: Yeah, that would just -- if you
10 can balance it.

11 COMMISSIONER LERNER: Yeah.

12 COMMISSIONER MEHL: If it needs -- there may be
13 need to be some balancing to make the Pascua Yaqui work.

14 COMMISSIONER LERNER: Sure.

15 COMMISSIONER MEHL: That's really my only issue.

16 COMMISSIONER LERNER: Okay.

17 COMMISSIONER MEHL: I don't -- I don't have any
18 problem with it other than that.

19 VICE CHAIR WATCHMAN: That looks like...

20 CHAIRPERSON NEUBERG: Okay. So it has been brought
21 to my attention just a legal detail that we are deliberating
22 on a map that has not been formally adopted. Oops.

23 So I think we need to take a step back and, you
24 know, given that this is our one map, have we not formally
25 adopted this? I guess we asked for changes.

1 COMMISSIONER YORK: No, the Latino Coalition --

2 CHAIRPERSON NEUBERG: Yes.

3 COMMISSIONER YORK: -- suggested it be injected
4 before we made a decision.

5 CHAIRPERSON NEUBERG: So as a starting point I
6 guess we entertain a motion to adopt 14.0 as a starting
7 point and from there we begin our deliberations.

8 COMMISSIONER MEHL: Commissioner Mehl moves that we
9 adopt 14.0 as a starting point.

10 COMMISSIONER LERNER: Commissioner Lerner seconds.

11 CHAIRPERSON NEUBERG: With no further discussion,
12 Vice Chair Watchman.

13 VICE CHAIR WATCHMAN: Aye.

14 CHAIRPERSON NEUBERG: Commissioner Mehl.

15 COMMISSIONER MEHL: Aye.

16 CHAIRPERSON NEUBERG: Commissioner Lerner.

17 COMMISSIONER LERNER: Aye.

18 CHAIRPERSON NEUBERG: Commissioner York.

19 COMMISSIONER YORK: Aye.

20 CHAIRPERSON NEUBERG: Commissioner Neuberg is an
21 aye.

22 With that, we will start all over with all of our
23 requests now that we have adopted 14.0 as a starting point.

24 COMMISSIONER MEHL: I've supplied boundaries for
25 Liberty which I suggest; I think we're in agreement on

1 Apache Junction; and I'm doing a map that shows the Pascua
2 Yaqui adjustment that they wanted, although we may need to
3 look at some population balancing on that one but we can
4 wait and see it to decide that.

5 MR. D. JOHNSON: Commissioner Mehl, if I may, just
6 doing some quick numbers on Liberty. When we were back --
7 it turned out actually the shifts in the Latino Coalition,
8 they had Liberty in District 23 or what we thought --
9 thought on Friday was Liberty.

10 The map we've been given today adds 16,000 more
11 people.

12 COMMISSIONER MEHL: Oh, really. I want to look at
13 it.

14 MR. D. JOHNSON: Yeah, it's going all the way to
15 Watson and it's going all the way right to the edge of
16 downtown.

17 COMMISSIONER MEHL: I withdraw my request and we'll
18 have to take a look at it.

19 MR. D. JOHNSON: Okay. Yeah.

20 COMMISSIONER YORK: Can you show us those
21 boundaries on the map?

22 MR. D. JOHNSON: Yeah. So can you zoom in the
23 western curve of 20. Right where it says Buckeye.

24 Yeah, see -- kind of see -- no, no. Zoom in more
25 right on the north-south 23. There you go.

1 So -- so what's green here is District 23 and Dean
2 Road where we were kind of wildly guessing on Friday was the
3 western edge of Liberty that was the 600 people is just on
4 the eastern side, just inside 23. What they're asking for
5 is Watson, which is two more big roads to the west and at
6 that takes it right to the edge of downtown Buckeye. So you
7 get all that edge of downtown, so -- so we've got --

8 COMMISSIONER MEHL: This goes from 23 to 25? We
9 were putting Liberty from 23 to 25.

10 COMMISSIONER YORK: That's what I thought.

11 MR. D. JOHNSON: Oh, I see. Oh, I think we moved
12 it -- we had our notes the other way.

13 So -- okay.

14 COMMISSIONER YORK: Part of that is currently in
15 25, they wanted to add the additional piece.

16 MR. D. JOHNSON: So you want to get the rest into
17 25?

18 COMMISSIONER MEHL: Yes.

19 MR. D. JOHNSON: Then that's good. That will be
20 the smaller -- much smaller --

21 COMMISSIONER LERNER: Is that just the 600, then?

22 VICE CHAIR WATCHMAN: How much is that?

23 COMMISSIONER LERNER: How much -- can you give us
24 the population that would be moving then so we can see if
25 there's impact on 23?

1 MR. D. JOHNSON: Yeah. What's the request? East
2 is Perryville Road. So that same green line we will be
3 taking into 25 just to the east.

4 I don't know where Perryville -- oh, there it is.
5 Yeah.

6 And another river.

7 COMMISSIONER MEHL: Now, we're not going -- it's
8 not all of that, is it?

9 MR. D. JOHNSON: Yeah, yeah. So that's Perryville
10 Road.

11 COMMISSIONER YORK: That's about right.

12 MR. D. JOHNSON: Over there but -- nope.

13 COMMISSIONER YORK: 25 was underpopulated.

14 MR. D. JOHNSON: How many were in there? Hang on a
15 second.

16 So that's only a thousand and down the river's
17 going to be a couple hundred more.

18 COMMISSIONER LERNER: That should work.

19 COMMISSIONER MEHL: Is that okay?

20 COMMISSIONER LERNER: Yeah, because that actually
21 balances 23 and 25 is closer to being balanced.

22 COMMISSIONER YORK: Yeah.

23 COMMISSIONER MEHL: We're good with that.

24 MR. D. JOHNSON: That's good, yeah. That's a
25 thousand; going the other way is 16,000, so this way works

1 much better.

2 Okay.

3 VICE CHAIR WATCHMAN: Madam Chair, since we're
4 looking at this, bringing up the Navajo, I think they
5 submitted to Brian a new shape file based on a conversation
6 that they had with you. I didn't hear all the details,
7 but...

8 COMMISSIONER YORK: Yeah, that was --

9 CHAIRPERSON NEUBERG: Vice Chair Watchman, before
10 we jump into that issue, which is a very serious conceptual
11 issue, I think we're talking just about maybe some smaller
12 fine-tuning changes that...

13 VICE CHAIR WATCHMAN: That's fine. We'll bring it
14 up later.

15 COMMISSIONER MEHL: Do we have a consensus?

16 CHAIRPERSON NEUBERG: Yeah, let's just -- and yes,
17 I have information, Vice Chair Watchman, that I would like
18 to share and I do hope we spend some deliberative time not
19 only on numbers and maps but also, you know, the higher
20 conceptual thought about it.

21 I want to go back to just Apache Junction, a letter
22 that we received from the mayor and another councilman about
23 what they're presenting as simple fixes to the borders of
24 LD-7 and LD-10 that would do a better job of keeping Apache
25 Junction whole. My understanding is it doesn't cause

1 significant detriment to anything else that we're doing.

2 I can read to you what they're asking or there's a
3 specific map that they've supplied.

4 Do you want me to read to you what they're asking?

5 VICE CHAIR WATCHMAN: Please. Thank you.

6 CHAIRPERSON NEUBERG: Okay. So they are asking
7 that we extend the northernmost part of the county area from
8 McKellips Boulevard going north to border the district and
9 eastern to Tomahawk Road. This way the city of Apache
10 Junction can be represented by one district legislator
11 and -- maybe I'm going to pull this up and maybe somebody --
12 maybe like Commissioner York who is extremely talented at
13 maps can direct our mapping team to make those changes for
14 expediency purposes.

15 COMMISSIONER MEHL: Would you have an objection to
16 me handing the mapping team your computer?

17 CHAIRPERSON NEUBERG: Let's --

18 COMMISSIONER MEHL: It seems like an easier way to
19 do it.

20 COMMISSIONER YORK: So the northern boundary is
21 McKellips?

22 CHAIRPERSON NEUBERG: I've lost my map.

23 COMMISSIONER YORK: Okay.

24 So Mark, can you repeat to us what that is?

25 MR. FLAHAN: One second. We're getting oriented.

1 COMMISSIONER MEHL: I will bring it back to you.

2 MR. FLAHAN: Well, you've got Ironwood to the east
3 but it's actually one major block over, but the map is sort
4 of blocked so we're trying to find that out.

5 COMMISSIONER YORK: Hold on.

6 MR. FLAHAN: It is the Maricopa County line.

7 MR. D. JOHNSON: So what they're proposing is the
8 Apache Junction part of District 10 would go into 7?

9 COMMISSIONER YORK: Correct.

10 MR. D. JOHNSON: And trade it for --

11 COMMISSIONER MEHL: And then trade it for --

12 MR. D. JOHNSON: Yeah, and then that -- yeah. And
13 then that unincorporated corridor between D3 and the city
14 line there would -- would go into 10 instead.

15 COMMISSIONER YORK: Got it. 7 was underpopulated
16 and 10 was underpopulated.

17 COMMISSIONER LERNER: Does this also impact 3?

18 COMMISSIONER YORK: No.

19 MR. KINGERY: So we're going to do this in stages.
20 So what's highlighted right now is 2,300 people and then the
21 second portion of that map took this east of District 10
22 into District 7.

23 And there was a piece not indicated on that
24 screenshot of the map that you shared, right here, this
25 western portion. It looks like two census blocs.

1 CHAIRPERSON NEUBERG: I believe they acknowledged
2 that that was not going to be able to be included and that
3 was fine.

4 MR. KINGERY: Okay.

5 COMMISSIONER MEHL: How do these populations match
6 out?

7 COMMISSIONER YORK: They don't. Not well.

8 MR. FLAHAN: So that's about 14,300 if we add the
9 eastern portions and the northern portions together.

10 MR. D. JOHNSON: No, they're trading.

11 COMMISSIONER YORK: Well, 10 was underpopulated.

12 MR. FLAHAN: So it would -- it would be a net gain
13 of just under 10,000 for...

14 COMMISSIONER YORK: For 7, but 10 is underpopulated
15 by 4,200.

16 COMMISSIONER MEHL: I mean, 7 could get up some in
17 Florence to 16 which is underpopulated to help make that up,
18 but I think we have bigger issues with 7 than that.

19 COMMISSIONER LERNER: Yeah, we don't want to go --
20 start going into other -- let's just focus on this one if
21 that's okay.

22 CHAIRPERSON NEUBERG: Right. But it's a simple fix
23 if we can accommodate the balancing and make, you know,
24 Apache Junction whole.

25 COMMISSIONER LERNER: Absolutely.

1 MR. D. JOHNSON: The challenge is that District 10
2 will end up 14,000 people short.

3 COMMISSIONER LERNER: How short did you say?

4 MR. D. JOHNSON: 14. It's already 4,000 short and
5 so it would add 10,000 more. As -- there may be other ways
6 to accommodate it that would balance it all out.

7 COMMISSIONER MEHL: I would suggest that we not
8 accept this yet then because it's a bigger issue but keep it
9 in mind as we then look at the East Valley.

10 COMMISSIONER LERNER: Find a way to balance it to
11 put them together.

12 COMMISSIONER MEHL: Yeah.

13 COMMISSIONER LERNER: I'm all for that.

14 CHAIRPERSON NEUBERG: I'm fine with that as long as
15 we keep it on our radar.

16 COMMISSIONER MEHL: We obviously -- I assume both
17 of us have additional comments. We'd be happy to stay in
18 Maricopa County for a while and give our other comments if
19 you would like or...

20 COMMISSIONER LERNER: Sure.

21 VICE CHAIR WATCHMAN: That's fine.

22 CHAIRPERSON NEUBERG: I'm fine with that way. And
23 Vice Chair Watchman, we're going to get to everything.

24 VICE CHAIR WATCHMAN: Oh, yeah. All right. You're
25 good.

1 CHAIRPERSON NEUBERG: Gentlemen, do you want to
2 focus on Maricopa County?

3 COMMISSIONER MEHL: Sure.

4 CHAIRPERSON NEUBERG: Okay.

5 COMMISSIONER YORK: Well, so we received some
6 communication from the city of Buckeye, we have left out a
7 community that's part of their incorporated area called
8 Fiesta which is on the eastern boundary of -- of the LD-29.
9 29 is a little overpopulated.

10 So if you look at the -- so what Buckeye has asked
11 us to consider is the boundary of Buckeye, so the western
12 side of that map that you're looking at outlined in 11 on
13 the screen there is unincorporated area of Buckeye and the
14 eastern boundary is -- there's a retirement community just
15 south of the Sun -- Sunland Parkway called Fiesta, Sun
16 Valley Parkway.

17 MR. D. JOHNSON: Yeah, you can just -- the slightly
18 darker shape right where it says East Valley Parkway, that's
19 it.

20 Yeah.

21 COMMISSIONER LERNER: Commissioner York, are you
22 referring to this document we just received?

23 COMMISSIONER YORK: Correct.

24 COMMISSIONER LERNER: That's fine.

25 MR. D. JOHNSON: Okay.

1 COMMISSIONER YORK: Do you need a direction?

2 MR. D. JOHNSON: We're just going to grab the
3 population count for the Buckeye portion of 29 all the way
4 up to the -- to the...

5 COMMISSIONER YORK: If you could go just to the
6 canal there and then over to the unincorporated area.

7 MR. D. JOHNSON: Okay.

8 COMMISSIONER YORK: And then all the
9 unincorporated, I don't think there's any population there,
10 but at least that way we get the district in Buckeye. It's
11 25.

12 6,900.

13 MR. FLAHAN: Yep. And that goes into 25?

14 COMMISSIONER LERNER: 25 was short already, right?

15 COMMISSIONER YORK: It was short a little bit.
16 It's a little over now.

17 COMMISSIONER LERNER: It would be a little over
18 but -- and 29 would be a little under.

19 CHAIRPERSON NEUBERG: And let's keep in mind that I
20 believe 28 is significantly --

21 COMMISSIONER YORK: Over.

22 CHAIRPERSON NEUBERG: -- over --

23 COMMISSIONER YORK: Right.

24 CHAIRPERSON NEUBERG: -- so.

25 MR. D. JOHNSON: And then Brian just checked, the

1 rest of Buckeye to the north has zero people in it.

2 COMMISSIONER YORK: Right.

3 COMMISSIONER MEHL: Might as well put it in and
4 keep the city line, then.

5 MR. D. JOHNSON: Actually, we were just there when
6 they approved all the construction, the next stage of
7 construction up there, so that would make sense.

8 COMMISSIONER YORK: So we have another request that
9 we thought was perhaps something that we could work on
10 together. 12 is underpopulated so we thought that if you
11 went north on Mill Avenue up to the 60 or somewhere along
12 there, that would bring the population back in balance.

13 We also have a request to include the mall area of
14 D4 in D8. So taking the top boundary on District 4 north
15 along 68th Street up to Camelback to incorporate the Old
16 Town shopping district with the D8.

17 COMMISSIONER LERNER: That one doesn't thrill me as
18 an idea.

19 COMMISSIONER YORK: I know. I'm just putting out
20 ideas.

21 COMMISSIONER LERNER: I know. I think it's good we
22 can talk through those ideas as part of it.

23 I had a different idea to try to deal with 12, 13,
24 and 14.

25 COMMISSIONER YORK: Well, 13 and 14 are pretty

1 balanced.

2 COMMISSIONER LERNER: They're balanced but I wanted
3 to bring up city boundaries a little -- a little bit more
4 and just have that discussion, and it would actually --

5 COMMISSIONER YORK: No, just along 68th Street,
6 guys.

7 COMMISSIONER LERNER: And what I would suggest
8 would actually balance 12, 13, 14 and actually condense
9 boundaries for the cities in that area and have more of them
10 in individual districts. And then wouldn't really -- there
11 would be no other changes needed in that surrounding East
12 Valley area -- 8, 9, 10, 11 -- they could all pretty much
13 stay as they are.

14 Well, 11 is not East Valley, but...

15 CHAIRPERSON NEUBERG: Should -- should we have each
16 side be able to lay out their argument? I mean, I'm not
17 looking --

18 COMMISSIONER YORK: That was the only change. We
19 were kind of taking the population out of the bottom of 8
20 into 12 to make it balance and then pushing 8 up into that
21 corner of D4 to pick up the Old Town district which was
22 already -- if you look at D8, it goes considerably north to
23 the freeway already; and so like I said Thomas. It was on
24 Indian School and I was just moving it up to Chaparral and
25 going up 68th Street to incorporate the -- the shopping

1 center, Scottsdale Fashion Square, and the entertainment
2 district with basically north Tempe and south Scottsdale.

3 COMMISSIONER LERNER: Can you just give -- now that
4 I've got my map close, can you give the exact boundaries
5 that you would be using and I want to write them down so I
6 can track them.

7 COMMISSIONER YORK: Well, 68th Street is the
8 western boundary of Scottsdale Fashion Square which comes
9 off the top corner of the bend along Arcadia there and it's
10 the city of Scottsdale city limits I think, I'm not a
11 hundred percent sure, with Chaparral or Highland being the
12 southern boundary of Paradise Valley.

13 CHAIRPERSON NEUBERG: I -- I think the shopping
14 district does logically belong with D8. I mean, you know,
15 what the exact boundaries are, but I think as communities of
16 interest and, you know, shared kind of more urban, you know,
17 city shopping appeal, there's a lot to be shared there.

18 MR. FLAHAN: That change is 16,363 people.

19 COMMISSIONER YORK: And then what's the -- we are
20 picking up how many on the bottom?

21 MR. FLAHAN: Give us a second.

22 COMMISSIONER LERNER: So that moves the 16,000 into
23 D4?

24 COMMISSIONER YORK: Into D8.

25 MR. FLAHAN: From D4 into D8.

1 COMMISSIONER YORK: I was trying to keep the
2 Arizona Mills outlet mall with D8.

3 MR. D. JOHNSON: So you're just moving the D8-D12
4 border up to the highway?

5 COMMISSIONER YORK: There's a corner that's part of
6 the Arizona shopping mall, so maybe go as far east as Hardy,
7 which is two blocks from the -- right -- right there.
8 Hardy. Up to the freeway there.

9 MR. D. JOHNSON: So you're just talking about the
10 area between I-10 and Hardy?

11 COMMISSIONER YORK: No, I'm talking about the area
12 between Hardy and 60 and the 101. 12 is currently short --

13 MR. D. JOHNSON: Right.

14 COMMISSIONER YORK: -- 2,000.

15 MR. D. JOHNSON: So you're leaving them all in 8,
16 okay.

17 COMMISSIONER YORK: Right.

18 MR. D. JOHNSON: Gotcha.

19 COMMISSIONER LERNER: Commissioner York, you said
20 you had a request. Who requested the change?

21 COMMISSIONER YORK: No, it was my request.

22 COMMISSIONER LERNER: Oh. Because you said, "I had
23 a request for," I was wondering.

24 COMMISSIONER YORK: So it keeps the ASU community
25 together, the Apache -- the light rail, it keeps the

1 shopping district together, the -- some of the...

2 MR. KINGERY: That adds 11,356 to District 12.

3 COMMISSIONER YORK: 12.

4 CHAIRPERSON NEUBERG: Before addressing the
5 population balancing issues I do think, Commissioner York, I
6 like your conception of uniting these communities of
7 interest that I think are, you know, again that
8 entertainment/shopping area that have similar
9 transportation, infrastructure, parking, you know, just so
10 many shared interests that, you know, that they would need
11 from an elected leader. So I think this fits very much with
12 our general flow.

13 COMMISSIONER LERNER: You're just talking about
14 that one piece on the...

15 COMMISSIONER MEHL: So it's adding into D12 that
16 one piece they just showed and then it's making up for that
17 in D4 by the D4 --

18 COMMISSIONER LERNER: Yeah.

19 COMMISSIONER MEHL: -- change.

20 COMMISSIONER LERNER: I'm concerned about that
21 change, but...

22 CHAIRPERSON NEUBERG: What is your concern?

23 COMMISSIONER LERNER: I'm not sure why, you know,
24 when we -- that corner that we're looking at, why -- I'm
25 just kind of trying to look at this corner that was taken

1 out, how that relates in terms of -- of the area.

2 I'm talking about the one in D4.

3 My computer froze again.

4 COMMISSIONER YORK: I just think Old Town
5 entertainment district for the city of Scottsdale, the mall,
6 have more in common and more activity up and down Scottsdale
7 Road, Hayden between the campus and ASU and, you know, my
8 son lives in that area and I just -- those -- those
9 communities go together very nicely.

10 COMMISSIONER LERNER: I just -- I just like to take
11 a little more time to study what's in those areas and my
12 computer froze again, so.

13 CHAIRPERSON NEUBERG: And I, you know, you talk
14 about your son, that was where my private practice was for
15 years. I mean, I've worked in that area, there's just --
16 going back and forth from Tempe to south Scottsdale to the
17 shopping center. You know, again, I just think there's a
18 lot of synergy and the economic shared interest and building
19 the infrastructure that would serve their collective needs.

20 COMMISSIONER MEHL: And why don't we finish out our
21 Maricopa changes -- suggestions and then we'll go from
22 there.

23 VICE CHAIR WATCHMAN: Madam Chair, since we're on
24 District 8, did we include the Saddleback Mountain as
25 requested by the Salt River tribe?

1 CHAIRPERSON NEUBERG: That was on my list to
2 double-check.

3 MR. D. JOHNSON: Yes.

4 COMMISSIONER MEHL: The Saddleback Mountain is
5 important for them and it's -- it's above where we had
6 included the reservation and it's no people there, so we did
7 encourage that to be put into that district.

8 MR. D. JOHNSON: Yes, and if you look at the north
9 edge of D8 there's a bump on the north.

10 VICE CHAIR WATCHMAN: Okay. I see it.

11 MR. D. JOHNSON: That is the -- we weren't -- it's
12 not entirely clear exactly what is the border and what is
13 considered the mountain but that is the peak, so that was
14 our attempt to do it.

15 But yes, if that bump should be refined to include
16 more --

17 COMMISSIONER MEHL: Yeah, Commissioner Watchman, I
18 invite you to check with them and see if that bump is
19 correct or if we need to do it a little different.

20 VICE CHAIR WATCHMAN: I will do that. Thank you,
21 sir.

22 COMMISSIONER LERNER: Okay. My computer is working
23 again, it just wasn't functioning.

24 I just want to clarify, you're talking about
25 Camelback south over to 68th Street?

1 COMMISSIONER YORK: The north boundary on the mall
2 is Highland.

3 COMMISSIONER LERNER: In that corner?

4 COMMISSIONER YORK: Correct.

5 COMMISSIONER LERNER: So it goes to 68th Street...

6 COMMISSIONER YORK: 68th Street would be the
7 western boundary, you go up to Highland and you go over to
8 the edge of D8 and add that to D8.

9 COMMISSIONER LERNER: Highland. Trying to find
10 Highland.

11 Can you show us where Highland is, I can't find it
12 on here.

13 COMMISSIONER YORK: Highland is on the north
14 boundary of Scottsdale Fashion Square, if you find that on
15 the edge of 68th Street.

16 COMMISSIONER LERNER: Oh, got it. Okay. So you
17 would be taking that entire corner out?

18 COMMISSIONER YORK: Right. It was 16,000 people.

19 VICE CHAIR WATCHMAN: 16,000.

20 COMMISSIONER YORK: We took --

21 COMMISSIONER LERNER: Would you be including --

22 COMMISSIONER YORK: Ten.

23 COMMISSIONER LERNER: -- Fashion Square?

24 COMMISSIONER YORK: Yes.

25 We took 10 from the lower portion of D8, basically

1 moving the lower boundary up to the 60 for 12.

2 COMMISSIONER LERNER: And I guess I'm not sure why
3 you would want to remove it from D4. It actually fits
4 pretty nicely in there.

5 CHAIRPERSON NEUBERG: From my perspective, I
6 actually think from a -- as a community of interest it fits
7 much more with, you know, the downtown Scottsdale area, the
8 ASU area, the shopping districts, you know, Mill Avenue,
9 that whole urban, you know, feel that's not Phoenix, but a
10 very vibrant area. I believe there's tremendous not only
11 light rail but bus routes that take people, all the
12 tourists' area, when people come into the downtown
13 Scottsdale area and shop at, you know, Fashion Square and
14 Indian School.

15 COMMISSIONER YORK: Old Town, yeah.

16 CHAIRPERSON NEUBERG: To me it actually makes more
17 sense there than, you know, the northern areas of -- of D4.

18 VICE CHAIR WATCHMAN: Well, Madam Chair, half
19 this -- half of D8 looks like it's in Salt River so I think
20 the community has expressed keeping the urban and I guess
21 there's some connections. I know that along the 101 the
22 communities is really improving. In fact, they have a
23 significant entertainment district along the 101, the
24 Diamondback training facility.

25 There you go. So I'm going to assume that there's

1 a fit. But I think we need to acknowledge the Indian
2 community, if you can see there it's highlighted, so.

3 COMMISSIONER YORK: The Salt River field is
4 currently in D8.

5 VICE CHAIR WATCHMAN: Right. Right. I'm just
6 trying to help make the argument.

7 COMMISSIONER YORK: It has the Cubs, this would --
8 this would bring in the Giants.

9 VICE CHAIR WATCHMAN: I'm going to assume it's a
10 good fit, you know, and it goes along with what the
11 community was saying of being urban and, you know, they have
12 strong connections with Scottsdale, Tempe and Mesa, so.

13 In -- in the thinking here of trying to consolidate
14 the entertainment districts, if you will, and the shopping,
15 this -- this appears to be a fit, but I just want to note
16 that.

17 CHAIRPERSON NEUBERG: You know, I agree. I think
18 it fits very well with the Salt River Pima asks. You know,
19 I think we've accommodated or will make sure, that's one
20 of -- something on my mind. I know that there's some
21 compromises they've offered with some of the school district
22 area, but you know, from my understanding they're -- we're
23 placing them in a legislative district with natural partners
24 and people that they work quite well with in advancing their
25 mutual economic interests.

1 COMMISSIONER LERNER: I'd like to make a suggestion
2 to go along with your modification there as we're looking at
3 D4, D8 changes. I've -- I've always been a little -- I know
4 why you did the country -- Arizona Country Club in there
5 into D8, but I'd like to suggest that we -- as part of
6 making the district compact and bringing in neighborhoods
7 together, that we just bring that western -- the
8 southwestern border -- go with what you're suggesting on the
9 right and bring the southwestern border across Thomas to the
10 western border of D8.

11 Just align that across there, those communities
12 would -- those neighborhoods would go together.

13 COMMISSIONER MEHL: Where is -- could you show us
14 where the city line is for Paradise Valley?

15 COMMISSIONER YORK: Paradise Valley is north of
16 that.

17 COMMISSIONER LERNER: That would just go into D4,
18 would just be part of that.

19 COMMISSIONER YORK: Where it currently is in D4 is
20 north of the canal and Arcadia, Camelback Mountain, Paradise
21 Valley, McCormick Ranch, south Scottsdale up by the airpark.
22 That area you're moving into -- asking to be moved into D4
23 has a lot more in common with D8, with Papago Park, Tempe;
24 that income block matches well with north Tempe and the
25 campus, the airport area, and --

1 COMMISSIONER LERNER: That area -- I'm sorry. Go
2 ahead, finish up.

3 COMMISSIONER YORK: No, I'm done. I just think
4 that this -- that little area fits better within D8.

5 COMMISSIONER LERNER: That's still a piece of
6 Arcadia in that area?

7 COMMISSIONER YORK: Arcadia is north of the canal.

8 COMMISSIONER LERNER: But if there's Arcadia Light,
9 as they call it --

10 COMMISSIONER YORK: Well...

11 COMMISSIONER LERNER: -- which is the other piece
12 of Arcadia that's there, and that's why I'm suggesting just
13 to align them because I think that would take all of Arcadia
14 into one.

15 COMMISSIONER MEHL: I think it would make more
16 sense to move to the Paradise Valley line and go farther
17 north with 4, and if that meant -- then that would be a
18 different way to unite Arcadia.

19 COMMISSIONER LERNER: Well, if you just take it
20 down to Thomas you've got Arcadia united.

21 COMMISSIONER YORK: No, I think you've united
22 Arcadia with the western boundary of D4 on the 32nd-36th
23 corridor there.

24 COMMISSIONER LERNER: Well, you've got it down --
25 Arcadia does drop down below Indian School which is where it

1 is now, the boundaries. I'm just talking about one mile
2 down to connect them.

3 COMMISSIONER MEHL: We would not be in support of
4 that.

5 CHAIRPERSON NEUBERG: What's the population we're
6 talking about?

7 MR. D. JOHNSON: If I can just ask a clarifying
8 question, Commissioner Lerner.

9 You mean drop down to Thomas?

10 COMMISSIONER LERNER: No, the other side.

11 MR. D. JOHNSON: I see. Starting at 68th and over
12 or just from the Country Club and over?

13 VICE CHAIR WATCHMAN: Just the Country Club.

14 COMMISSIONER LERNER: Just from the Country Club.

15 MR. D. JOHNSON: Okay.

16 COMMISSIONER LERNER. Just to get that piece of
17 Arcadia.

18 I think that provides balance to that district and
19 allows those communities to be together.

20 MR. FLAHAN: That is 8,351.

21 CHAIRPERSON NEUBERG: From my perspective I need to
22 consider that with how we're going to rebalance it in
23 general because we have to look at options.

24 So with the suggested change from Mehl and York,
25 where does that leave us with population in D4?

1 MR. D. JOHNSON: So the -- the change over to 68th
2 would be -- I think the number is 11,656 around the Fashion
3 Square area that would be taken out of District 4. So it
4 leaves District 4 running about 6,000 short. Currently it's
5 6,000 over, about two and a half percent.

6 COMMISSIONER YORK: What's 8?

7 MR. D. JOHNSON: And 8 would be losing -- right
8 numbers here -- the -- the District 8 -- no. Oh, okay.

9 Yeah. We think it's 16,000 added in and -- and
10 change and then six -- and then -- oh. No, I'm sorry.

11 It's 11,000 coming out on the south, that's the
12 area between Hardy east to 101 north up to 60. So the
13 11,600 are on the south and then they would be coming out of
14 D8, and then we'd be putting in the Fashion Square area
15 which is 16,000, so D8 would net a plus about 5,000 and it's
16 currently -- well, it's perfectly balanced so it'd put it
17 over by 5,000.

18 COMMISSIONER LERNER: And could you look at what
19 would happen with that Arcadia area, please.

20 MR. D. JOHNSON: And if you take that Arcadia area
21 out, that would take out 8,351 so it would leave it short by
22 about 3,000. We're bouncing around the balance there.

23 CHAIRPERSON NEUBERG: And how would that compare if
24 we added Desert Ridge to D4?

25 MR. D. JOHNSON: Sorry, what was it?

1 CHAIRPERSON NEUBERG: If we added Desert Ridge to
2 D4, the population numbers in accommodating some of the
3 other changes?

4 MR. D. JOHNSON: So -- they're pulling those
5 numbers now.

6 COMMISSIONER LERNER: So now you would be going
7 north of the 101?

8 CHAIRPERSON NEUBERG: Yeah, I'm just curious. I
9 don't have a -- I think I've already gone on record that I
10 don't believe there's anything magical about the 101. You
11 know, it's a road. It's been -- well, not all of it has
12 been built for a long time, but I'm more concerned about,
13 you know, economic flow, communities of interest, and all of
14 that than an arbitrary line.

15 MR. FLAHAN: I think the question we have from the
16 mapping side is we have Desert Ridge Marketplace that's up
17 there, you have a golf course that's north named
18 Desert Ridge, where exactly are the boundaries that you
19 would want to start and stop?

20 If we just include the mall area it's roughly 500
21 people.

22 COMMISSIONER YORK: I think you'd have to go up to
23 Pinnacle Peak. So it would be like Black Mountain Parkway
24 or Pinnacle Peak over to Scottsdale Road.

25 COMMISSIONER LERNER: I think you're taking a

1 community out of where it's with other communities by doing
2 that.

3 COMMISSIONER YORK: Well, we heard quite a few
4 testimonies from Carefree and Cave Creek that they didn't
5 want to be included with Desert Ridge.

6 CHAIRPERSON NEUBERG: Yeah, I would -- I would
7 actually think that area would be a little more in line with
8 Paradise Valley and some of the shopping in that area.

9 COMMISSIONER YORK: Yeah.

10 CHAIRPERSON NEUBERG: When you get up a little bit
11 more north of D4, I mean, I...

12 COMMISSIONER YORK: Right.

13 MR. FLAHAN: It's just shy of 18,000 people. You
14 can see there's a block that bleeds over past the Black
15 Mountain and that's got about 500 people in it.

16 COMMISSIONER YORK: It's got the national cemetery.

17 CHAIRPERSON NEUBERG: In fact, I was trying to look
18 at where the old Paradise Valley mall was, that's such a
19 central mall to that area, and I'm guessing Desert Ridge has
20 kind of supplanted that. It dates me to refer to that.

21 COMMISSIONER LERNER: I think the Paradise -- the
22 mall closed, didn't it?

23 CHAIRPERSON NEUBERG: Right. It did, exactly, and
24 I think Desert Ridge -- I think the shopping hub in that
25 area has shifted north.

1 COMMISSIONER LERNER: So my only thought about
2 District 3 is -- this Desert Ridge, is that it -- there's a
3 lot there, there's north Scottsdale, the Mayo Clinic.

4 COMMISSIONER YORK: That puts off by 5,000,
5 Shereen, if we take into your Arizona Country Club
6 consideration, right? You said there's 18,000 here and we
7 were off by 5, so maybe now we're off by 10,000.

8 COMMISSIONER LERNER: My point is that there are a
9 lot -- my point is that area has a lot in common with others
10 in that area. That's all.

11 And I understand the perspective that 101 is not an
12 absolute boundary, but those are newer communities in that
13 area that share a lot, that have a lot in common, that's all
14 I'm saying. Desert Ridge kids go to Pinnacle High School.

15 COMMISSIONER YORK: Right, which is part of
16 Paradise Valley.

17 COMMISSIONER LERNER: But there's areas to the
18 north that they're doing a lot of work, that they've spent a
19 lot of time with.

20 COMMISSIONER YORK: I think the northern school
21 district is Scottsdale.

22 COMMISSIONER MEHL: Chairwoman, we'd be very
23 supportive of pulling this in. We agree that this would be
24 a good fit into District 4 and we can then work through what
25 other population needs to balance, then.

1 CHAIRPERSON NEUBERG: I'd be interested in
2 incorporating these ideas, understanding that I'm not
3 locking anything in and -- and just as I've shared with all
4 of my colleagues when I'm intrigued about seeing where it
5 goes, I'd like to see where it goes. It's -- I'm not -- if
6 that's amenable.

7 COMMISSIONER LERNER: And I will just say that
8 we're not in support of this. I'm much more in support of
9 where people live, and splitting Arcadia is a community
10 that's being split versus a shopping area from my
11 perspective.

12 Going north of the 101 to that shopping area and
13 adding into the communities, those are newer communities
14 that have their own -- I don't want to say culture but
15 it's -- it's very different because they're more recent
16 expansion and growth than the core of Scottsdale that we've
17 been talking about that have been around for a long time,
18 both Phoenix -- north Phoenix and Scottsdale. So I believe
19 that separating the Arcadia pieces is more significant.

20 CHAIRPERSON NEUBERG: And -- and I see this as
21 capturing the evolution and the growth of our state. Again,
22 I see it as a natural movement up north, capturing very
23 different types of shopping areas and very different types
24 of communities.

25 So for now, you know, I think it would be great for

1 us to be able to see the direction that this takes; and if
2 there are course corrections along the way as we re-evaluate
3 its impact on other constitutional criteria, I think we can
4 come back and revisit, are there communities of interest
5 that are being harmed from this. But I think for now it
6 makes sense to me as something to -- to really explore and
7 incorporate.

8 COMMISSIONER LERNER: We'll just express our
9 objection to it, that's all.

10 CHAIRPERSON NEUBERG: Do you want us to take a vote
11 in addition -- I mean, we understand your objection and we
12 can take a vote if you'd like.

13 COMMISSIONER LERNER: Well, we're not locking in,
14 correct?

15 CHAIRPERSON NEUBERG: No, we're not. I actually --

16 COMMISSIONER LERNER: We don't need to lock in, we
17 don't need to do a vote, then.

18 CHAIRPERSON NEUBERG: You know what, to the credit
19 of all of you, you know, I had mentioned early on that I
20 anticipated locking in changes because I never imagined such
21 accommodation and collegiality and the fact that we haven't
22 had to lock things in I think is remarkable. But, you know,
23 at any point if anybody asks for it, I'm certainly open to
24 it.

25 And every time we vote on a new starting point,

1 we're temporarily locking things in. But for now it would
2 be accepting a recommendation for us to be able to see where
3 it goes.

4 COMMISSIONER YORK: I'd like to take a break.

5 COMMISSIONER LERNER: Can I just make one last
6 comment -- and then if you want to take a break -- just on
7 why I have problems with this particular addition in
8 addition to not looking at the Arcadia.

9 I do believe that neighborhoods are true
10 communities of interest versus areas where people shop, and
11 I think that separating out specific communities from each
12 other, that's -- that's my issue, just to be clear.

13 It's -- it's related to communities that are
14 clearly bound versus people who maybe cross the freeway to
15 go do some shopping from south -- from the south part of the
16 freeway to the north, I don't think that those areas -- and
17 the fact those areas are much newer and have some different
18 aspects to them than those to the south. I just wanted to
19 just get that for the record. That's all.

20 CHAIRPERSON NEUBERG: I hear you. I hear you.

21 COMMISSIONER YORK: Commissioner --

22 CHAIRPERSON NEUBERG: Can I just say one thing,
23 Commissioner York. You know what, in my opinion, I don't
24 care about shopping, but I think the capitalist, you know,
25 entrepreneurs understand the movement of society, they

1 understand population shifts, and so for me some of that is
2 compelling with where we feel the hubs of communities will
3 be and are on the cusp of changing.

4 So I think that's valuable information.

5 Commissioner York.

6 COMMISSIONER YORK: Well, I was just going to say,
7 from a neighborhood perspective, the Desert Ridge
8 neighborhood, shopping, golf community, belongs and is
9 paired very nicely with that Scottsdale community we're
10 including in D4, and for that I would argue that the
11 neighborhood west of Arizona Country Club does not belong in
12 D4, it's a lower demographic and economics, it's probably
13 more Latino than anything and I think that should be
14 included in Tempe.

15 COMMISSIONER LERNER: At this -- I mean, I've
16 expressed my comments already.

17 CHAIRPERSON NEUBERG: I think we've all shared our
18 views. My sense is let's incorporate this, you know,
19 nothing is being locked in, and we'll be able to analyze it
20 and as we have done every day we course correct and shift
21 based on what we learned from it.

22 I believe Commissioner York asked for a recess.

23 COMMISSIONER LERNER: Could I just ask a question.
24 Are we going to get -- I'd like to get the feedback whenever
25 we can on this district in terms of what both population as

1 well as demographics and also what the --

2 COMMISSIONER YORK: District 8 or District 4?

3 COMMISSIONER LERNER: Well, actually both, because
4 you made changes -- you made changes in both. The
5 population and it's also the vote -- the competitiveness --

6 CHAIRPERSON NEUBERG: Right.

7 COMMISSIONER LERNER: -- piece so I would
8 appreciate all of those.

9 Do you think you would be able to have those for us
10 if we take a short break?

11 MR. FLAHAN: Yeah, I think we can probably do it
12 with 30 minutes.

13 One clarification point on the change that included
14 Scottsdale Fashion Square, you guys mentioned 68 up to
15 Chaparral and then ended talking about Highland. Is that
16 change up to Chaparral still --

17 COMMISSIONER YORK: I was looking at -- it looks
18 like Chaparral is probably the right street across the D8
19 over.

20 MR. FLAHAN: Zoom in.

21 So Highland would be that cut off that's in the
22 dark orange, but if you went all the way back up where
23 Goldwater and Drinkwater sort of come back together on
24 Scottsdale Road, that would be Chaparral, that north road.
25 So it's really how far do you want to go up?

1 COMMISSIONER YORK: Chaparral runs all the way
2 across.

3 MR. FLAHAN: Yep.

4 COMMISSIONER YORK: So I would.

5 MR. FLAHAN: We'll do Chaparral.

6 COMMISSIONER YORK: Right.

7 MR. FLAHAN: Okay.

8 MR. D. JOHNSON: And if I can go over one other
9 thing on the discussion on the zero population area of
10 Buckeye, we talked about 29 move, actually the zero
11 population piece of Buckeye in the far north also bleeds
12 into 30.

13 COMMISSIONER YORK: I understand.

14 MR. D. JOHNSON: So if you want us to also include
15 that?

16 Yeah. Yeah.

17 So that -- that -- that piece of Buckeye is also
18 zero population. So I don't know if you want that all
19 together or just the 29 piece.

20 COMMISSIONER YORK: I think you put that all into
21 Buckeye.

22 MR. D. JOHNSON: That will make it easier for the
23 elections people to know where the line is, too.

24 CHAIRPERSON NEUBERG: And Commissioner Lerner,
25 along with -- I know what you're wanting to look at, I want

1 to reassure you and -- and all Commissioners, we can go with
2 a community of interest line of exploration and then come
3 back and look at all of the other constitutional criteria
4 and wrestle with them to try to maximize them. I also care
5 about the other constitutional criteria.

6 So you know, I know it's scary when we, you know,
7 change lines but, you know, it gives us options to look at
8 and -- and then we've given ourselves ample time to go back
9 and wrestle with competitiveness, compactness, city lines,
10 communities of interest, all of that.

11 So with that I believe we'll take a recess. How
12 much -- 30 minutes tops.

13 MR. D. JOHNSON: And just briefly for during the
14 break, we think if our quick map is right, this will end up
15 with District 28 which is over 14,000 bordering District 3
16 and 27 that combined are short 14,000, so you can think
17 about how you want to balance those when we come back with a
18 new map.

19 CHAIRPERSON NEUBERG: For a matter of expediency
20 since it is going to be, you know, more of a substantial
21 break, is there anything else regarding the inner Maricopa
22 County districts that you're going to really get in now
23 because we have a short day and we're going to have some
24 work on the congressional front.

25 COMMISSIONER MEHL: Yeah, we do have something we

1 would add then.

2 CHAIRPERSON NEUBERG: But you want the break now?

3 COMMISSIONER YORK: Well, I mean --

4 COMMISSIONER LERNER: And I have something as well,
5 if we're going to be looking at it all.

6 CHAIRPERSON NEUBERG: Maybe we take a ten-minute
7 break, mapping doesn't do their comprehensive work, we come
8 back and get the rest of the legislative feedback and then
9 let them do a more comprehensive break. Would that work for
10 you?

11 COMMISSIONER MEHL: Yes.

12 CHAIRPERSON NEUBERG: I think that's a more
13 efficient use of time.

14 Okay. Ten-minute recess.

15 (Recess taken from 2:08 p.m. to 2:22 p.m.)

16

17 CHAIRPERSON NEUBERG: Okay. Welcome back,
18 everybody. We will return to Agenda Item VI, draft map
19 decision discussion. We are in the midst of discussing the
20 legislative map 14.0.

21 I will it turn over to my colleagues for additional
22 fine-tuning.

23 COMMISSIONER YORK: Does Mapping have anything for
24 us to look at?

25 COMMISSIONER MEHL: No, we're going to just keep

1 talking.

2 COMMISSIONER YORK: Okay.

3 CHAIRPERSON NEUBERG: Yeah, my general suggestion
4 is we'll finish up with some specific suggestions or ideas
5 about the Maricopa County area; again, nothing is locked in,
6 we're exploring, so, you know, please don't make too much of
7 any movement going on.

8 After that, Mapping will take a break to work on
9 that and while that happens the Commissioners can have a
10 conceptual discussion about LD-6 and 7 and, you know, really
11 just share and deliberate the options that we have and some
12 of the tough decisions we're going to have to make.

13 So for now let's stick with fine-tuning LD map as
14 it relates to the Maricopa County-centric area.

15 COMMISSIONER YORK: They got their work done.

16 COMMISSIONER MEHL: Yeah, but continue on with
17 other comments.

18 COMMISSIONER YORK: No, I appreciate that, but...

19 CHAIRPERSON NEUBERG: Is there anything else that
20 you would like to add to their directives --

21 COMMISSIONER YORK: To 14, yes.

22 CHAIRPERSON NEUBERG: -- before they --

23 COMMISSIONER YORK: Yeah.

24 So our thoughts around LD-4, now LD-3 is
25 underpopulated so we'd like to move LD-3 over to I-17 --

1 hang on.

2 COMMISSIONER LERNER: Can you just clarify what
3 part of that western border are you talking about? Are you
4 saying the whole border?

5 COMMISSIONER YORK: Well, we'd like to include
6 New River, maybe just down along the Carefree Highway there.

7 COMMISSIONER LERNER: So you would take that entire
8 block?

9 Would you go across I-17? Only because I remember
10 New River commenting that -- I mean, LD-28 is overpopulated
11 unless that got fixed, right?

12 COMMISSIONER YORK: Right. No, some of that out.

13 COMMISSIONER LERNER: Some of that --

14 COMMISSIONER YORK: And then across the 17 highway
15 which Commissioner Lerner is talking about is the area
16 around the outlet malls in Anthem.

17 COMMISSIONER LERNER: We're fine with that.

18 MR. FLAHAN: Give us a second while we're grabbing
19 all the blocs.

20 COMMISSIONER YORK: Sorry, Mark?

21 MR. FLAHAN: I said give us a second. We're trying
22 to grab all the blocs around the I-17 freeway to get you
23 that population number.

24 COMMISSIONER LERNER: Do you remember how much D3
25 lost in that adjustment that was made?

1 Because it was overpopulated and then when it got
2 moved -- some of it got moved into D4, do you know -- do you
3 remember what that was? I'm just curious; if not, that's
4 fine.

5 COMMISSIONER YORK: About 9,000, right?

6 MR. FLAHAN: It was...

7 MR. D. JOHNSON: You're talking about the -- the
8 Black Mountain Parkway?

9 COMMISSIONER LERNER: I was just talking about the
10 D3-D4 change that just was recom- -- was suggested, what the
11 impact on population was.

12 MR. D. JOHNSON: About 18,000.

13 COMMISSIONER LERNER: 18,000? Oh.

14 COMMISSIONER YORK: Well, but D3 -- D3 was
15 overpopulated 6,700.

16 COMMISSIONER LERNER: Right.

17 COMMISSIONER YORK: So now...

18 COMMISSIONER LERNER: So now it's overpopulated by
19 about 12, right?

20 COMMISSIONER YORK: I'm guessing.

21 COMMISSIONER LERNER: Or, underpopulated.

22 COMMISSIONER MEHL: Under.

23 COMMISSIONER LERNER: Underpopulated by 12 and then
24 D28 is overpopulated, so that would be an exchange.

25 COMMISSIONER YORK: Correct.

1 MR. FLAHAN: So after we made all the changes that
2 you guys requested before the break, we put those into the
3 map during the break with the exception of the Arcadia Light
4 change down Thomas, and what that did is that took
5 District 3 to now under 10,807 people and District 4 is now
6 at 6,973 over and you can see the table on the bottom of the
7 screen there.

8 COMMISSIONER MEHL: And the population we're
9 suggesting going into 3 now is what?

10 MR. FLAHAN: 46,685-ish is what's highlighted in
11 the blue. So Carefree Highway is the south, I-17 is the
12 west, and all the way up I-17 until it hits District 5.

13 COMMISSIONER YORK: You leave Anthem and the
14 shopping malls out of District 3 and leave that in
15 District 8 -- 28?

16 MR. FLAHAN: Would that be south of Carefree
17 Highway?

18 COMMISSIONER YORK: It's north.
19 The Anthem exit is North Daisy Mountain Drive.

20 MR. FLAHAN: So you'd want that taken out and left
21 into?

22 COMMISSIONER YORK: 28.

23 MR. FLAHAN: 28.

24 COMMISSIONER YORK: With the argument being that
25 the New River wraps around Anthem, New River community

1 matches Carefree Creek (verbatim) closely as far as horse
2 properties, open single-family homes and ranches.

3 MR. D. JOHNSON: That was going to be my question.
4 So you're now talking about just taking New River, really,
5 at this point?

6 COMMISSIONER YORK: Pretty much. But New River as
7 you know comes south a little bit.

8 MR. D. JOHNSON: Okay.

9 COMMISSIONER MEHL: Well, and there -- there was
10 quite a bit south of Carefree Highway that would go in --
11 that would still go over to the 17 that would go into...

12 MR. FLAHAN: The Anthem community that's
13 highlighted there on the screen which is Daisy Mountain --

14 COMMISSIONER YORK: Correct.

15 MR. FLAHAN: -- to I-17, that is 22,000 people.

16 COMMISSIONER YORK: Right. So I would put that
17 into 28, leave that in 28.

18 MR. FLAHAN: Okay.

19 MR. D. JOHNSON: Yeah, so if we leave that in 28,
20 then we'd be taking -- just subtraction -- 20 -- little over
21 24,000 New River people into District 3.

22 Unless -- did you want to stop north of the
23 freeway? Or of Carefree Parkway I mean?

24 COMMISSIONER MEHL: What is the population just
25 south of Carefree that -- that would be going into D3 if we

1 didn't do anything north of...

2 MR. FLAHAN: Which one?

3 MR. D. JOHNSON: Yeah, that -- that wasn't included
4 in the 46,000 number we gave you --

5 COMMISSIONER MEHL: Right.

6 MR. D. JOHNSON: -- but we can get that number.

7 MR. FLAHAN: 11,448.

8 COMMISSIONER MEHL: And that was not in the 46?

9 MR. FLAHAN: No.

10 MR. D. JOHNSON: No, correct.

11 COMMISSIONER YORK: So the 46 is now 23 and 3 was
12 short -- how many? 18 or something like that?

13 MR. D. JOHNSON: Yeah, 14,000 -- oh, D3 was short
14 by 11,500.

15 MR. FLAHAN: Right now 3 is short 10,807.

16 COMMISSIONER YORK: With the New River add or not?

17 MR. FLAHAN: No, that's not with the New River add,
18 that was just with the adds at 3.

19 COMMISSIONER MEHL: So we'd be over by 12.

20 MR. D. JOHNSON: Yeah, the highlighted piece.

21 COMMISSIONER MEHL: Let's do that for now and we'll
22 figure out where to get rid of people.

23 MR. FLAHAN: Okay. So both pieces --

24 COMMISSIONER YORK: So what --

25 COMMISSIONER MEHL: Not that southern piece, then.

1 COMMISSIONER YORK: So Anthem would stay with 28,
2 the area south of Anthem north of the Carefree Highway I
3 would also leave with 28, and I would put the western
4 boundary as far west as we can take D3 into New River and
5 around Anthem to balance population is how I would do that.

6 MR. FLAHAN: Using I-17 as the western border?

7 COMMISSIONER YORK: For 3 and the north, yes.

8 So D3 is a little overpopulated, D2 is a little
9 underpopulated.

10 So there's a village in Phoenix called Deer Valley
11 which incorporates the four quadrants of the 17 intersection
12 and the 101 underneath the Adobe Dam up above the airport to
13 7th Street. I would incorporate that into District 2.

14 COMMISSIONER LERNER: I think that's a big
15 population movement, isn't it?

16 COMMISSIONER YORK: I don't know, I...

17 MR. D. JOHNSON: Before we move on to that
18 question, can we -- is there consensus on moving the area
19 highlighted, the north part of New River?

20 COMMISSIONER MEHL: Yes.

21 CHAIRPERSON NEUBERG: Yeah, I'm fine with that.

22 COMMISSIONER LERNER: (No audible response.)

23 MR. FLAHAN: All right. So we just moved that into
24 D3 on the map.

25 MR. KINGERY: We are keeping track of all the

1 changes with the audit log. So when LD-15.0 is released,
2 the audit log will have all these.

3 COMMISSIONER LERNER: Can you clarify,
4 Commissioner York, what you're actually asking for right
5 now?

6 COMMISSIONER YORK: So the city of Phoenix has a
7 village called Deer Valley.

8 COMMISSIONER LERNER: Hm-mm.

9 COMMISSIONER YORK: And Deer Valley's northern
10 boundary is Pinnacle Peak, runs across Highway 17 south down
11 to the Adobe Dam, down into the 101 and south into the
12 Amberwood/North Country Ridge which is already in D2; and if
13 you cross the 17, Desert Valley Estate/Valley View are in D2
14 as well as Deer Valley; and then the northern side of
15 Deer Valley, which is Rose Garden Place, the Deer Valley
16 Airport, the top boundary of Pinnacle Peak over to
17 7th Street, that's all one village in the city of Phoenix
18 and I'm asking that to be incorporated into D2. D2 is
19 underpopulated by 10,000 and I think this is more, but
20 that's a request.

21 CHAIRPERSON NEUBERG: Do you have a request that
22 would not exceed the population?

23 COMMISSIONER YORK: The northwest corner of 17
24 underneath the Adobe Dam, Suncrest Village West, Villa Plaza
25 neighborhood following the wash there. The eastern boundary

1 would be Highway 17, that's where most of the population is,
2 I don't know what that is, but that is -- that would be
3 where I would balance it if I reached too much.

4 COMMISSIONER LERNER: So D1 is slightly
5 overpopulated, D2 is slightly underpopulated. I have a
6 different suggestion for balancing that population that's
7 not going to involve lots of people but I'll wait to hear
8 what these numbers are before...

9 MR. FLAHAN: That is a little over 15,000 people.

10 COMMISSIONER YORK: And D2 is under by 10,000?

11 That also takes 15,000 out of D3, so then the
12 New River change makes sense, right?

13 MR. FLAHAN: Yeah. 2 is currently under by 9,000
14 so if we make that change, 2 will become over by 6,000.

15 CHAIRPERSON NEUBERG: And if we made
16 Commissioner Lerner's change, what would the implication be?

17 COMMISSIONER LERNER: I haven't given it. So my
18 suggestion just as an alternative would be to -- between D1
19 and D2, using I-17 there, we've got an area between Cactus
20 Road and Peoria and it would be able to provide a little bit
21 better balance by moving that from 1 to 2. Since 1 is a
22 little over.

23 CHAIRPERSON NEUBERG: And as we're adjusting these
24 lines for population balancing and communities of interest,
25 I would also like to keep in mind the other constitutional

1 responsibility to make districts as competitive as possible
2 when it does not cause significant detriment to other goals.

3 And so I have my eyes on this as what I think by
4 just nature, you know, came out as an extremely competitive
5 district, and so that's going to be a criteria that I think
6 we're going to have to keep our eyes on.

7 So I'm open to these changes, would love
8 compromises of changes, but none of the changes are going to
9 be in any way locked in or permanent because we're going to
10 have to come back and balance it with the other criteria.

11 MR. FLAHAN: So Commissioner Lerner, is this the
12 change that you were talking about on the screen?

13 COMMISSIONER LERNER: You know, I'll be honest, I
14 can't read those numbers.

15 COMMISSIONER YORK: But that's the change you're
16 talking about.

17 COMMISSIONER LERNER: Oh, the area.

18 MR. D. JOHNSON: The area in blue there.

19 COMMISSIONER YORK: That was the area.

20 COMMISSIONER LERNER: Sorry. I thought you were
21 talking about the numbers.

22 COMMISSIONER YORK: That's what you described.

23 MR. FLAHAN: If that's it, that is 2,693.

24 MR. D. JOHNSON: And in terms of your question on
25 competitiveness, that would make District 2, two-tenths of a

1 percent more competitive; so very small in fact but improves
2 it very slightly.

3 COMMISSIONER MEHL: And D2 population-wise on our
4 last count before this we were?

5 COMMISSIONER YORK: Under 10,000.

6 MR. FLAHAN: Yeah, under 9,113.

7 COMMISSIONER MEHL: And then we did the other
8 change.

9 COMMISSIONER YORK: Yeah, then we added.

10 MR. FLAHAN: If you were to do that other change
11 that you were talking about north in Deer Valley, it was
12 going to put it over 6,000 people.

13 COMMISSIONER MEHL: So if we added this we would be
14 over 8,000?

15 MR. FLAHAN: Correct.

16 COMMISSIONER LERNER: Wait. This change would make
17 it -- if you could clarify the numbers, I'm sorry.

18 MR. FLAHAN: Sure. So currently District 2 is
19 9,113 people under the target; the change that
20 Commissioner Lerner is talking about would add 2,693 people
21 in that bottom corner to District 2 taking it out of
22 District 1.

23 And then if we went up and did the same change in
24 the Deer Valley Airport as requested by Commissioner York,
25 that would also add another about 15,000 people. So in the

1 end if we made both of those changes we'd be over by 8,000
2 people give or take a little bit.

3 CHAIRPERSON NEUBERG: And what I'm wondering --

4 COMMISSIONER YORK: 27 is short 4,500.

5 MR. FLAHAN: So if you only did the change in the
6 south you would, you know, be under by 6,700-ish.

7 COMMISSIONER LERNER: You could actually take all
8 the way over to I-17, right?

9 MR. FLAHAN: But are we adding it to District 2?
10 Isn't that area already in District 2?

11 COMMISSIONER LERNER: Well, District 1 is over by
12 6,700, right? And District --

13 MR. D. JOHNSON: Right. The proposed change is
14 actually taking out of District 1 into District 2.

15 COMMISSIONER LERNER: Right. And that -- and that
16 would lower the -- how much District 1 is over if you took
17 that all the way over to I-17.

18 COMMISSIONER YORK: Can't take it out, it's already
19 in.

20 MR. FLAHAN: That change would change District 1 to
21 being only over by 4,078 but we can't go any farther west
22 because that's already in District --

23 COMMISSIONER LERNER: Oh, got it. Sorry, I just
24 couldn't tell from the map the way the map was.

25 MR. D. JOHNSON: Yeah.

1 CHAIRPERSON NEUBERG: What I'm wondering is if
2 there's some compromise between adding this change that
3 Commissioner Lerner is recommending and then slightly
4 adjusting Commissioner York's request to accommodate the
5 population change from Lerner's idea.

6 COMMISSIONER YORK: I'm sorry,
7 Commissioner Neuberg, can you repeat?

8 CHAIRPERSON NEUBERG: So -- so if we incorporated
9 Commissioner Lerner's idea, which is not a significant
10 number of people, you know, it would require to incorporate
11 your idea shifting down the number of people you want to
12 incorporate, and I'm just wondering is there a logical
13 community of interest argument for adding some of the
14 population you want to add but not at the numbers that
15 you're looking at?

16 COMMISSIONER MEHL: Could we revisit that northern
17 piece and --

18 COMMISSIONER YORK: You're just doing the area
19 underneath the Adobe Dam, that one corner?

20 MR. FLAHAN: In the original number we took that
21 western border of D3 all the way up to Pinnacle Peak Road,
22 out to I-17.

23 COMMISSIONER YORK: Right.

24 MR. FLAHAN: Exactly what Brian's showing on the
25 screen, that's what we computed.

1 COMMISSIONER YORK: That was 15,000 folks?

2 MR. FLAHAN: Yep.

3 COMMISSIONER MEHL: I was trying to see if there's
4 an obvious small carve to make there but I'm not seeing one.

5 COMMISSIONER YORK: If you follow the Adobe --
6 Adobe line, Brian -- Adobe Dam line, there's a census bloc
7 to the north, if you put that in 27.

8 MR. FLAHAN: Right there where Brian's cursor is?

9 COMMISSIONER YORK: Right.

10 MR. FLAHAN: That's 1,300.

11 COMMISSIONER YORK: I mean, we could do both
12 Commissioner Lerner's suggestion and mine and -- and --
13 there's an elevation change there at the dam line, the
14 population above the dam and the mountain there is more
15 accessible from the north side, so this is up to the south.
16 We're going to be off by 5,000, but...

17 COMMISSIONER LERNER: And I have one other
18 suggestion that maybe I can make and we can see how that
19 would work as well. Obviously we've all been thinking about
20 this D1-D2.

21 I'll wait for you to finish with Commissioner York.

22 MR. FLAHAN: If you did go down to Deer Valley
23 Road, the piece that's now highlighted in blue, that is
24 5,026.

25 COMMISSIONER MEHL: We wouldn't want to take --

1 COMMISSIONER YORK: Well, I would like --

2 COMMISSIONER MEHL: -- the people that are all --

3 COMMISSIONER YORK: -- to leave that

4 Deer Valley-Adobe Dam area together.

5 What -- what's your suggestion,

6 Commissioner Lerner?

7 COMMISSIONER LERNER: My suggestion would be to go
8 south of Thunderbird, north of Shaw Butte, if you want to
9 locate that east between 19th Avenue and 7th Street. And
10 basically what that's doing is having the mountain be kind
11 of a natural geographic boundary in that area and that
12 might -- I don't know the population numbers, we'd have to
13 look, but hopefully that would get us closer but I don't
14 know.

15 So you would go Thunderbird -- between Thunderbird
16 and Shaw Butte, 19th Avenue to 7th Street from D1 to D2
17 there.

18 MR. FLAHAN: Okay. Just one sec.

19 COMMISSIONER LERNER: Sure.

20 COMMISSIONER YORK: No, the north side of the
21 mountain, guys.

22 COMMISSIONER LERNER: We're going -- yeah, we're
23 going, right, south of Thunderbird.

24 COMMISSIONER YORK: Westwood Drive.

25 COMMISSIONER LERNER: Yep.

1 COMMISSIONER YORK: There you go.

2 MR. FLAHAN: Highlighted on the screen is 3,077.

3 COMMISSIONER LERNER: 3,000?

4 MR. FLAHAN: Yep.

5 COMMISSIONER LERNER: So where would we end up
6 about that between the two, then?

7 MR. FLAHAN: A little over 5,000 and we're short
8 9,000 right now.

9 COMMISSIONER LERNER: With all those change -- does
10 that include Commissioner York's alternative as well? Are
11 these all the changes now?

12 MR. FLAHAN: That did not include any of
13 Commissioner York's changes up north that we were looking at
14 in the Deer Valley area. That would have taken out
15 another --

16 COMMISSIONER YORK: That would add 7, so you'd be
17 right at plus-or-minus 2,000 people.

18 MR. FLAHAN: Yeah, I think --

19 CHAIRPERSON NEUBERG: So that would be a better
20 balance.

21 COMMISSIONER YORK: Would be a better district.

22 COMMISSIONER MEHL: Let's at least do all those
23 changes then and see where we are.

24 CHAIRPERSON NEUBERG: I would like to encourage
25 that and I see nods. I think that's a good place for us to

1 be able to -- to look at.

2 MR. FLAHAN: Piece of clarification here. If you
3 look on the east side of 7th Street there, there is a little
4 triangle community there that's sort of between 7th Street
5 and the mountain, would you want to include that into D2 or
6 do you want to keep 7th Street as the eastern border, but
7 we'll try and go where Brian's cursor is?

8 COMMISSIONER LERNER: I think that's pretty much
9 just the preserve, isn't it?

10 Maybe I'm not seeing right.

11 Oh, that little -- I was thinking 7th Street would
12 be...

13 MR. FLAHAN: It looks industrial.

14 COMMISSIONER MEHL: Yeah, I would keep 7th Street.

15 MR. FLAHAN: Okay.

16 Give us a minute or two, we're going to commit
17 those changes we just talked about and we can see what the
18 numbers say.

19 COMMISSIONER MEHL: I'm sure we'll have additional
20 things on Maricopa but we're -- we've done enough that we're
21 not sure what's what, so we'd rather just wait and see what
22 the map looks like.

23 COMMISSIONER YORK: Well, we're also eager to hear
24 about D6 and D7.

25 CHAIRPERSON NEUBERG: Yeah. I agree. Unless

1 there's anything urgent, we have a short day today, I'd like
2 to be able to reserve time to discuss our congressional maps
3 as well. If there's anything that's relevant to the work
4 we've already done, let's focus on that. Otherwise I too
5 look forward to shifting to having more of a conceptual
6 conversation about LD-6 and 7.

7 COMMISSIONER LERNER: We have other changes for
8 Maricopa County but we could wait 'til tomorrow, then? Is
9 that your suggestion?

10 That's fine if that's the case.

11 CHAIRPERSON NEUBERG: That may make sense.

12 COMMISSIONER LERNER: Okay. That's fine. We can
13 do that. We can wait. As long -- as we just wanted to
14 mention that we do have some other.

15 COMMISSIONER MEHL: As we do.

16 COMMISSIONER LERNER: Okay.

17 COMMISSIONER YORK: No, that's go to see that, I
18 would like to hear about the Navajo discussion.

19 MR. D. JOHNSON: Just want to confirm up north.
20 You're just talking about the area that's highlighted in
21 blue going in 27 up by --

22 COMMISSIONER MEHL: We were hoping to capture
23 everything to the right of the canal.

24 COMMISSIONER YORK: No, that area goes up -- I was
25 going to put it in -- yeah, 27 is fine.

1 MR. FLAHAN: 27 or 28?

2 COMMISSIONER YORK: Yeah.

3 MR. FLAHAN: 27?

4 COMMISSIONER MEHL: But there's some --

5 COMMISSIONER YORK: Actually, it goes better in 28,
6 but 28 is overpopulated, we'll have to deal with it at some
7 point, but the area to the south of all of that goes into
8 District 2.

9 COMMISSIONER MEHL: But aren't you just shaving out
10 and missing a couple neighborhoods right in there on the
11 north side? Can you just zoom in?

12 MR. D. JOHNSON: What's highlighted in blue right
13 there -- can you tell me how many people?

14 It's only 1,500 people. The area below it is
15 another...

16 COMMISSIONER MEHL: All right. We'll -- we'll look
17 at it.

18 MR. FLAHAN: Okay. So you want that top piece into
19 27?

20 COMMISSIONER YORK: Correct.

21 MR. FLAHAN: And then the bottom pieces into 2?

22 MR. D. JOHNSON: Yeah. So the bottom pieces are
23 almost 14,000.

24 COMMISSIONER YORK: Right. And Shereen moved
25 around another 12.

1 MR. D. JOHNSON: Yeah, that's going to put -- so
2 that will leave District 2 over by 10,000 or 4 -- almost 4
3 and a half percent.

4 COMMISSIONER YORK: Are you including her -- her
5 add?

6 MR. D. JOHNSON: Yes. The two -- two adds that
7 Commissioner Lerner asked for plus this area, the three of
8 those changes put District 2 over by 10,475.

9 COMMISSIONER MEHL: I think we would just like to
10 see the maps and study them.

11 MR. FLAHAN: So the four changes that you just
12 talked about have been included in the map if you wanted
13 updated population numbers of what the maps now looks like.

14 COMMISSIONER YORK: Can't read that. We're all
15 over the age of 50.

16 COMMISSIONER LERNER: I moved mine up. Maybe you
17 need to move them both up.

18 COMMISSIONER YORK: So these are all the changes we
19 made this morning -- or whatever time it is?

20 MR. FLAHAN: Yes. Yes. Up to -- up to right now.

21 So District 2 now is 10,475 over, District 3 is
22 19,938 under, District 1 is over by 1,001 --

23 COMMISSIONER LERNER: Can I just get --

24 MR. FLAHAN: -- and District 27 is now at 3,028.

25 COMMISSIONER LERNER: Can I just get clarification

1 on what happened in the north for District 2? I'm just
2 looking at -- these boundaries I know don't -- don't show
3 that. But I got a little lost with all the different
4 recommendations that Commissioner York was giving, I just
5 want to get clarification on what -- what got added in
6 there.

7 MR. FLAHAN: Sure.

8 COMMISSIONER YORK: District 3 or District -- oh,
9 District 2?

10 COMMISSIONER LERNER: 2, District 2. Because I
11 thought you were working mostly between 3 and 28 and now
12 there was another change in 2 so I just want to understand
13 better what that was.

14 COMMISSIONER YORK: Well, we incorporated your
15 changes.

16 COMMISSIONER LERNER: No, I know. I'm just trying
17 to clarify yours just to understand.

18 MR. FLAHAN: So if you look at the northwest corner
19 of District 2 above Loop 101 and west of I-17, that triangle
20 there -- and Brian is going to highlight it right now --
21 that came out of District 3 and went into -- the other
22 triangle -- that went in from District 3 into District 2,
23 that blue area that Brian just highlighted.

24 COMMISSIONER LERNER: And can I get
25 clarification -- and I apologize, Commissioner York, if I

1 wasn't -- was that a population need for District 3?

2 COMMISSIONER YORK: Well --

3 COMMISSIONER LERNER: Because of the changes to 28?
4 I'm trying to understand why that -- that was added in
5 versus the nice compact -- nice contiguous line that we had.
6 Why -- why did you want that piece added in?

7 COMMISSIONER YORK: Well, I was trying to
8 incorporate the city of Phoenix Village in Deer Valley and
9 so we have three quadrants of that village incorporated in
10 District 2, we don't have the fourth quadrant which includes
11 the airport. So that was my goal.

12 It was also at the time my goal was to incorporate
13 it because District 2 was underpopulated. You added
14 population from where you wanted to add it --

15 COMMISSIONER LERNER: Right.

16 COMMISSIONER YORK: -- and that -- that was my
17 population add, so.

18 COMMISSIONER LERNER: Okay. And where does
19 District 3 end up at this point, then, if you could just
20 clar- -- I didn't write that one down.

21 MR. FLAHAN: District 3 right now is 19,938 under.

22 COMMISSIONER LERNER: Okay.

23 Thank you.

24 COMMISSIONER MEHL: And all of these statistical
25 numbers are updated now with the current drawing? The ones

1 we're seeing at the bottom or are those not yet updated?

2 The map is updated, are the statistics updated.

3 MR. FLAHAN: Yes. The table is updated if you're
4 looking at it on the screen.

5 COMMISSIONER LERNER: And where would you find that
6 for us to see it?

7 MR. D. JOHNSON: Not yet.

8 COMMISSIONER LERNER: Not yet.

9 MR. FLAHAN: On the screen.

10 MR. D. JOHNSON: Yeah. It is --

11 COMMISSIONER LERNER: Only because of those eye
12 problems.

13 MR. D. JOHNSON: It is saved in Brian's maps right
14 now.

15 COMMISSIONER YORK: Can we talk about LD -- LD-6
16 and 7.

17 CHAIRPERSON NEUBERG: When we do that I think we
18 can excuse our mapping team and get them started on this. I
19 think we have -- unless you feel that we need their
20 expertise, I think we have more conceptual issues to
21 discuss.

22 But if...

23 COMMISSIONER MEHL: I would like them to --

24 CHAIRPERSON NEUBERG: You want them to be part of
25 the conversation?

1 COMMISSIONER MEHL: No, well, I think -- no, I
2 think -- I think we're directing them to then do a 15.0
3 where they would put it on the public -- for the public to
4 see and where they would give us all the statistics.

5 CHAIRPERSON NEUBERG: Absolutely.

6 COMMISSIONER MEHL: Yeah.

7 CHAIRPERSON NEUBERG: Incorporate these changes,
8 this would be a new iteration whether you call it 15.0 or
9 whatever funky numbers you'd use. We are under the same
10 legislative map, we have one. It would not incorporate
11 changes to LD-6, 7, we will just begin to, you know, debate
12 that. And to be honest, I don't know if it makes sense to
13 have our mapping team here when we debate it if we're going
14 to have specific questions about moving things.

15 So...

16 COMMISSIONER MEHL: I think we can have the
17 philosophical part of the discussion first.

18 CHAIRPERSON NEUBERG: Okay.

19 COMMISSIONER MEHL: And then welcome them back
20 before we try to figure out what the -- what it means
21 practically.

22 MR. FLAHAN: So just for clarification. You're
23 looking for us to publish all the changes that we just
24 completed as 15.0, generate statistics, and put it out on
25 the hub for public consumption, and then you guys at the

1 same time are going to debate and 6 and 7 and then we'll
2 come back?

3 CHAIRPERSON NEUBERG: You've got it.

4 COMMISSIONER YORK: Do we need to have a vote?
5 Lori, do we need to have a vote?

6 CHAIRPERSON NEUBERG: Yeah, Counsel, do we need a
7 formal vote to direct these changes?

8 Okay. So I will entertain a motion to direct
9 mapping to incorporate the consensus changes that we
10 collectively gave to the team.

11 And first, if there's discussion; but if there is
12 no discussion, I'll entertain a motion.

13 COMMISSIONER MEHL: I move that we direct them to
14 do these changes for a new draft and I -- I do believe we
15 have consensus that we don't yet have consensus.

16 COMMISSIONER LERNER: I agree with that part.

17 MR. D. JOHNSON: And just to make sure the record
18 is clear from the earlier conversations, the two things that
19 were discussed that have been put off that are not in this
20 are the Apache Junction change and the Pascua Yaqui change.
21 Those are for future discussion.

22 COMMISSIONER LERNER: We were --

23 CHAIRPERSON NEUBERG: We have a motion on the
24 table. This is to approve --

25 COMMISSIONER YORK: Second.

1 CHAIRPERSON NEUBERG: -- the suggestions that we
2 generally gave without acknowledging that there's consensus
3 on the decisions, there's just consensus on recommendations
4 for now.

5 COMMISSIONER YORK: I thought we agreed to the
6 Apache Junction change?

7 CHAIRPERSON NEUBERG: I think there were concerns
8 about population balancing and that --

9 COMMISSIONER LERNER: I thought we were -- again, I
10 also thought the Pascua Yaqui, knowing that it was not as
11 big and that we knew we would balance it later.

12 COMMISSIONER MEHL: I think we're fine with
13 showing -- including the Pascua Yaqui in with this. I think
14 we need to look at the Apache Junction one closer before we
15 do anything with it.

16 COMMISSIONER LERNER: We'll agree with that.

17 MR. FLAHAN: So you want us to include the Pascua
18 Yaqui changes into 15.0?

19 COMMISSIONER MEHL: That's fine.

20 VICE CHAIR WATCHMAN: Yes, please. Please.

21 COMMISSIONER MEHL: Yes.

22 COMMISSIONER YORK: I second the motion.

23 Commissioner York.

24 CHAIRPERSON NEUBERG: Okay. So if there's any
25 further discussion?

1 If no, we have a vote to direct mapping to
2 incorporate the changes with no conclusion about whether or
3 not we're endorsing these changes.

4 Vice Chair Watchman.

5 VICE CHAIR WATCHMAN: Aye.

6 CHAIRPERSON NEUBERG: Commissioner Mehl.

7 COMMISSIONER MEHL: Aye.

8 CHAIRPERSON NEUBERG: Commissioner Lerner.

9 COMMISSIONER LERNER: Aye.

10 CHAIRPERSON NEUBERG: Commissioner York.

11 COMMISSIONER YORK: Aye.

12 CHAIRPERSON NEUBERG: Commissioner Neuberg is an
13 aye.

14 And with that we have a new directive for mapping
15 to create an LD-15.0 based on the changes we've provided
16 today.

17 And with that, Mapping can, you know, take time to
18 get settled on your work, and we'll welcome you back to join
19 whatever conversation we're going to begin on LD-6, 7.

20 Just to frame the conversation about LD-6, 7. I
21 think the -- the crux of the complicated choices we have is
22 the Native American community, which is protected by the VRA
23 in this majority-minority district, has I believe very
24 legitimate serious concerns that by including Flagstaff as a
25 whole in their district, it threatens their ability and

1 opportunity to elect a candidate of their choice in a
2 primary. There's concern that the considerable white
3 liberal group in Flagstaff can mobilize and drown out their
4 voices. This actually did occur in the late 2000s when
5 Flagstaff was included in that district. Notably, it did
6 not occur over the last ten years when Flagstaff was not
7 part of their district.

8 And so, you know, we're left with, you know,
9 reconciling how to meet as many communities of interest in
10 that legislative district as possible.

11 The populations that are affected are not just
12 Flagstaff but also the White Mountain communities that will
13 be impacted because it will be very difficult for them to
14 unite in one legislative district and they feel that they
15 have as communities of interest extremely shared needs from
16 an elected leader in the rural areas and their desire for,
17 you know, government.

18 So I open it up to thoughts. I've -- I've had
19 conversations with leaders in the Navajo Nation, I believe
20 they're flexible, looking at options; we can, you know,
21 entertain changes to population deviance, there is legal
22 precedent for some degree of underpopulation for minority
23 communities in order to be able to achieve that opportunity
24 to elect a candidate of their choice.

25 So I'd like to hear your ideas and I don't believe

1 that we're going to come up with -- with a solution today,
2 but I am really hoping that the five of us can come to a
3 collective, you know, view of how to handle this, because
4 it's very sensitive and -- and there's not going to be an
5 answer that easily meets everybody's needs.

6 So I open it up to the thoughts and comments
7 from -- from my colleagues.

8 VICE CHAIR WATCHMAN: If I could, Madam Chair,
9 thank you.

10 Yes, this is a sensitive area and I agree with you
11 in, you know, I do understand the -- the challenges of this
12 district in the last ten years. The -- the Natives have
13 been fortunate to elect candidates of their choice.

14 And I believe Navajo sent to Brian an updated shape
15 file which improves what they had communicated with us a
16 couple days ago. And so I know that there's challenges and
17 issues surrounding Flagstaff and yesterday or -- I'm sorry,
18 Friday I suggested that you basically use the railroad as
19 the split in Flagstaff and I don't have the updated
20 information, but maybe when Mapping comes back they can, you
21 know, kind of pop in the new shape file.

22 But if you look at the -- in the prior versions,
23 the cities of Flagstaff -- I'm sorry, Holbrook and Winslow
24 were excluded but it was brought to my attention that many,
25 many Navajo children go to schools in Winslow, in

1 Joseph City, and Holbrook. And so the thought was to
2 include the three school districts in -- in District 6 to --
3 to accommodate what Navajo's proposing.

4 I think the -- the other challenge is just the
5 White Mountain area, and so the communities of Snowflake and
6 I believe it's Shamway or Shumway, Show Low, Vernon,
7 Springerville, Greer, those areas that we need to -- we need
8 to look at. But the -- the thought of including Snowflake
9 and Shumway and Show Low in District 6 is what Navajo is
10 thinking.

11 And I should say, the Native Americans including
12 the other six tribes in the area, namely White Mountain and
13 San Carlos, Vernon, Springerville and Gray -- Greer, I think
14 they can be more -- more identifiable in District 7 and
15 so -- because I think they expressed some deep desires to
16 not be in the same area as the tribes, so that's something
17 to think about.

18 What the Native Americans are really wanting to
19 achieve is -- is a high CVAP, if you will, and from -- for
20 many reasons. One is if you look at the demographics of a
21 lot of the reservations here in the state, yes, there's been
22 an increase in population, but unfortunately many of the
23 Natives are leaving the reservation -- reservations and
24 moving to more populated areas for economic purposes.

25 And so I know many tribes would and continue to

1 push for development so that not only their young, but folks
2 can stay on the reservations. And so until those situ- --
3 until the economic conditions improve in the Indian country,
4 tribes included in the 7 and District 6 are really looking
5 at as high as possible CVAP and, of course, deviations of
6 roughly minus five would accommodate their -- their
7 requests.

8 And I think it's -- again, it's important and not
9 to reiterate what I've been saying, you know, over the last
10 few months but, you know, we, as a Commission and I
11 appreciate my -- my fellow Commissioners really, you know,
12 understanding and really agreeing with me that the
13 Native American reservations, you know, do need some special
14 recognition. And I'm not saying, you know, at the detriment
15 of their neighbors, you know, but there's additional
16 challenges on reservations and it -- you don't see that in
17 rural parts of -- of areas like -- like Snowflake and
18 Shumway, to develop and to prosper. Indian country
19 requires -- you know, it 's unbelievable in my opinion.

20 And so when tribes are trying to get support from
21 Washington, D.C., or Phoenix, there's a couple of extra
22 layers that take place and so as a result you see very, very
23 little activity; and in many cases, even though Natives are
24 a part of the state, when you look at directing some of the
25 tax revenues back to reservations, it's a challenge.

1 So the Navajo proposal, which includes the six
2 other tribes I think, is basically to -- basically get as
3 high a CVAP as possible; a deviation of minus five percent
4 is what they're looking for and it includes the seven
5 tribes.

6 And I should also note that the -- the other tribes
7 like Cocopah, Quechan, even though they're in Yuma, they've
8 expressed their support for the Navajo proposal because what
9 it does is it allows their voices to also be heard, you
10 know, in the legislature. Which -- which I think is
11 interesting, you know.

12 And I think it -- so when you talk about a
13 community of interest, all the 22 reservations here in this
14 state really look toward this particular district to voice
15 their concerns, their proposals, their -- their needs to the
16 Arizona legislature. And so, you know, you do have a
17 cohesive community of interest with the tribes and so I know
18 that the -- the other ten-plus tribes, that they really look
19 to the Natives that are -- that are in the legislature to
20 support their needs.

21 And so I think probably to better understand this,
22 it would be nice to see the updated map that the -- the
23 Navajo sent to us.

24 But again -- again, some thoughts to think about as
25 we continue to discuss this.

1 CHAIRPERSON NEUBERG: I would like to pull up
2 the -- the recent Navajo map. And I think
3 Vice Chair Watchman, you raised an important point and there
4 is some synergy and shared interest I believe between LD-23
5 and LD-6 in that, you know, in the southern area we're
6 encapsulating the main tribes in the south and their shared
7 interest and I would say that that actually is relevant to
8 our congressional map as well.

9 That I believe our majority-minority candidate that
10 emerges from CD-7, who will be representing the major tribes
11 in the south, will also be attentive to the broader
12 Native American interests in the north as well, and I think
13 those are important points to point out. Because we always
14 want to think holistically about communities having some
15 degree of representation.

16 COMMISSIONER LERNER: If I could add another --
17 just another point. We also heard from many of the tribes
18 about their relationship to the communities that they live
19 next to. The Apache, the San Carlos Apache for example,
20 White Mountain talked a lot about their relationship -- in
21 particular, I think the White Mountain-Pinetop-Lakeside,
22 their kids go in and out of school.

23 So just as a point, these are not -- these are
24 communities that actually do have a lot in common as well.
25 They often say -- we often hear that they -- we've heard

1 from some that they don't, but they actually have
2 relationships because they live so close to each other. So
3 I just want to make that point in addition to what
4 Commissioner Watchman said.

5 And I think that's why, Chairwoman, you brought
6 this up. It's not a simple solution because so many of them
7 are connected for other reasons besides their -- it's not
8 just who they are, but their relationship on an economic
9 level, education level as part of that as well.

10 COMMISSIONER MEHL: And I think I need to mention
11 that -- that the community of interest that is -- that is
12 being very harmed by the current map is the White Mountains
13 and -- and when you look at separating the weird divisions
14 between the Snowflake, Show Low, Pinetop-Lakeside, just make
15 no sense whatsoever.

16 So as we look at the revised maps, we need to take
17 a look at how do we make a much more coherent community in
18 the White Mountains. And all along I have pushed that
19 Flagstaff is, in fact, a much better fit with the Native
20 Americans and I don't understand the math on why the
21 Native Americans would feel that they would be in jeopardy
22 of losing a primary with Flagstaff in there. They would
23 still be about 80 percent of the Democrats in the primary.
24 So I don't understand that math and why it doesn't work to
25 have Flagstaff with the White Mountain -- I mean with the

1 Native Americans.

2 CHAIRPERSON NEUBERG: Commissioner Mehl, I think
3 you ask a really important question. And -- and I've asked
4 Counsel to just be prepared for tomorrow for us to, you
5 know, go into executive session and seek counsel about, you
6 know, the legal responsibilities and -- and all of that.

7 So the first issue is we do have to question
8 whether or not there is a genuine threat to electing a
9 candidate of their choice; and then the second issue is, if
10 there is a threat, how we would best accommodate it.

11 So I'm not stipulating that there is a threat, I'm
12 recognizing that there may well be a threat, and I think it
13 would be helpful for us to think through options so that
14 we're prepared for different, you know -- different ways to
15 solve the problem.

16 I agree, the division of the White Mountains makes
17 no sense. And -- and I am bothered a little bit by going
18 back and forth with congressionally, you know, feeling that
19 communities can blend and that, you know, these communities
20 would be just fine with the Native Americans but then
21 legislatively, oh, they're so different, you know, I think
22 we just need to be consistent if we're going to recognize
23 that there's some -- some real differences between
24 communities, that we wrestle with it.

25 COMMISSIONER LERNER: Just as a note, I don't -- I

1 don't agree that communities are harmed. They're still
2 represented, they may just not appreciate their
3 representation. That's all. I just want to make that
4 clarification.

5 COMMISSIONER MEHL: And I would actually say
6 they're harmed by the current map. There may well be a
7 different map where they wouldn't be harmed. The way
8 Snowflake, Show Low, Pinetop lakes are cut apart in the
9 current map, I think they're being harmed.

10 CHAIRPERSON NEUBERG: So out of curiosity, let --
11 and this is what I think is helpful from a conceptual point
12 of view without going to solving because again I'd like to
13 get some -- some legal counsel.

14 Let's say that we are concerned that the Flagstaff
15 demographic would pose a problem. Commissioner Mehl, do you
16 have ideas how to better represent the white community --
17 the White Mountain community, you know, changing from this
18 map that I would agree most people don't like?

19 Would they prefer to be all united in LD-6?

20 COMMISSIONER MEHL: They certainly would prefer to
21 be united and they've been basically united in what we're
22 now calling LD-6 for the last ten years, and it's been one
23 of the most vocal parts of the state that's been unhappy
24 with their representation, which is what drove the maps that
25 we presented where Flagstaff was kept with the

1 Native Americans.

2 So I think legally, if there is not harm, if that
3 isn't a valid concern, I would really urge us to go back to
4 the map that included Flagstaff with the Native Americans.

5 If -- if it turns out legally there is an issue,
6 then I would really appreciate Commissioner Watchman
7 suggesting a different split or a different alternative that
8 we could take a hard look at that would treat the White
9 Mountains less chopped up to this.

10 VICE CHAIR WATCHMAN: Thank you, Madam Chair, and
11 Commissioner Mehl.

12 Yes, I will go back to the drawing board and look
13 at some options and so. But, you know, if you look at
14 history and if you look at, you know, haves and have nots,
15 you know, at least in my recollection, many of the
16 reservations benefitted from the state and the allocation of
17 resources and this gets back to their representation.

18 And so only -- only in the last few years because,
19 you know, we -- we've seen Natives being elected as their
20 candidates of choice and representing them, you know,
21 statewide legislatively have, because of that there's been,
22 in my opinion, a better allocation of resources across --
23 across the State.

24 I think beforehand many of the non-Natives assume
25 that, you know, because you're Native and you live on a

1 reservation, that the state has no obligation to channel
2 resources to reservations. And, you know, this whole notion
3 of gaming has certainly skewed peoples' perceptions but, you
4 know, gaming helps but not all reservations have gaming.

5 And so I think if you ask the -- the Native
6 communities, you know, how have you fared say in the last
7 50 years, in the last half -- you know, half a decade, it's
8 been a lot better.

9 And so -- so yes, we're going to see challenges, I
10 believe. If we go to what I believe you're saying,
11 Commissioner Mehl, I think we'll have the Natives unhappy so
12 we have to come out with some happy medium. I don't know
13 what that is. I don't know what that is at this point.

14 And I know some of the challenges are that yes, in
15 this state there's roughly 5 percent Natives, but if you
16 look at the land base, the reservations are significant and
17 so Natives are the stewards of those reservations and so a
18 lot of resources are needed.

19 COMMISSIONER MEHL: But Vice Chair, if it turns out
20 that legally we can see that the Native Americans will
21 dominate in the primaries and dominate in that district, I
22 hope you will seriously consider being pleased with the
23 Flagstaff combined with the Native Americans as an
24 alternative.

25 VICE CHAIR WATCHMAN: I'm just trying to paint a

1 picture, Commissioner Mehl, you know, because I don't know
2 if you had the benefit of growing up on the reservation.
3 It's very, very different and so. Living on a reservation
4 versus off-reservation has a very different condition, so
5 I'm just trying to paint a picture, not only for us but for
6 the public.

7 The public is so -- I'm really passionate about
8 this because, you know, many of us in this state don't
9 understand that there's still 22 reservations, we still have
10 Indian lands; and even though it's 4 percent of the state,
11 it's very important that we should know our neighbors and so
12 I'm just trying to do my part to -- to educate all of us and
13 the public.

14 COMMISSIONER MEHL: And you've done that very
15 successfully.

16 VICE CHAIR WATCHMAN: So I just want to remind all
17 of us again.

18 And so there is a happy medium. I know that there
19 has to be, you know, because we can't have haves and have
20 nots. If -- when the mappers come back, we'll look at --
21 look at the Navajo map and see what the other possibilities
22 are. I know that basically the issue is do we split
23 Flagstaff and do we incorporate or not parts of the White
24 Mountain communities, including Pinetop, Show Low, Taylor,
25 and so I think we'll sleep on this tonight and figure out

1 some more suggestions for tomorrow, so.

2 But thank you.

3 CHAIRPERSON NEUBERG: And I think

4 Vice Chair Watchman we are, you know, turning to you;

5 unfortunately, if there was an easy compromise I think we

6 wouldn't be struggling with this and -- and so I think at

7 the end of the day there aren't -- there is going to be

8 somebody that's probably going to feel that their needs

9 aren't being a hundred percent met or at least have anxiety

10 that they might not be.

11 Some of the -- you know, it's hypothetical. I

12 mean, you know, the legal issue of can they elect, you know,

13 a candidate of their choice. I mean, we're anticipating

14 future scenarios and so there's imperfection in this.

15 But I think Commissioner Mehl asked a very

16 important question, and with your knowledge of the counties

17 up there and your knowledge of the Native American

18 community, if you do have a compromise proposal that you

19 feel can both maximize the Native American interest along

20 with most of the White Mountain community, we would welcome,

21 you know, that guidance. And we would value it.

22 VICE CHAIR WATCHMAN: Understood. Understood.

23 And maybe a couple of other points, you know, it's

24 to my surprise and it saddens me but some parts of -- of

25 Apache and Navajo County have pushed to separate the

1 counties from the Navajo reservation and the Apache
2 reservations and so that -- that was a signal to me of a
3 divide; and so I know that other parts of Navajo, including
4 Utah, that the Utah counties are trying to separate
5 themselves from the reservation. So I don't believe that's
6 good public policy, but I -- I will consult with the
7 Native Americans to come up with some reasonable solutions
8 here.

9 So thank you.

10 COMMISSIONER MEHL: Vice Chair Watchman, are you
11 suggesting that if maybe we would look at combining the
12 Apache reservation and the reservations attached to it with
13 the White Mountains and leave the Navajo and the northern
14 reservations with Flagstaff as a possible compromise?

15 VICE CHAIR WATCHMAN: I think in order to get the
16 highest possible Native American CVAP you have to include
17 all seven reservations, otherwise you have a number that is
18 my guess is less -- less than 50 percent. So I have to run
19 the numbers. But in order to make this district a
20 majority-minority district, you have to have all seven
21 reservations. Otherwise it -- it -- you know, you could
22 run -- run afoul with the Voting Rights Act. But I don't
23 know the answer, Commissioner Mehl, but I just think
24 including Navajo alone would be not enough.

25 CHAIRPERSON NEUBERG: Yeah, I think there are two

1 sensitivities there. One is I think historically the
2 Native American community has needed a higher CVAP. There
3 are voting challenges there and, you know, they've done a
4 remarkable job in voter turnout in the general, but to
5 replicate that in primaries with some of the challenges that
6 they have I think is just a reality that we need to
7 consider.

8 And the other reality I want to consider, and it's
9 an unpleasant one, but there's remarkable misunderstandings
10 in those counties and in those regions between people of
11 different ethnicities and so we have to recognize that
12 and -- and that's why we're talking about it.

13 I think we're raising some interesting ideas.
14 Vice Chair Watchman, if you're willing to run away with the
15 idea that may or may not be plausible but Commissioner Mehl
16 asks if there's a way of splitting some of the tribes to --
17 to better capture a Native American voice, we ought to at
18 least put all options on the table.

19 Again, I'm not ready to make any decisions but I
20 really appreciate just hearing the ideas of my colleagues.
21 And -- and at the end of the day, I'm really hoping for a
22 consensus vote on this because this is one of the most
23 sensitive decisions I believe we're going to make.

24 VICE CHAIR WATCHMAN: Yes, Madam Chair, it is, and
25 I think having in particular the Navajo Nation and the two

1 Apache tribes together creates a -- a sizable community of
2 interest, and so those -- those two -- or those three tribes
3 because of their size need to be connected so that it
4 improves the -- the CVAP and so.

5 Beyond that I guess I'll have to look at the
6 numbers and consult with -- with the Native American
7 community to see if there's any additional information we
8 can -- and light we can shed on the discussion here.

9 COMMISSIONER MEHL: So to summarize I think where
10 we are, if it -- if the -- if we find out from our attorneys
11 that there's a legitimate primary interest -- or from
12 consultants, however we get the data -- we certainly
13 understand that that means we need to find a compromise
14 solution to how we deal with the White Mountains and draw
15 the best lines we can.

16 If we find out there's not a legitimate issue
17 there, then I want to remind everyone the Native Americans
18 are going to be the same percentage no matter whether we
19 include the White Mountains or Flagstaff. They're going to
20 have the same dominance of that district. So if there's not
21 a legitimate primary interest, then it really is our
22 decision which group of non-Native Americans are we going to
23 include, Flagstaff or the White Mountains; and I will
24 continue to argue that Flagstaff should be the one included.

25 If there is -- if there are truly voting rights

1 issues because of the primary, then I understand we're going
2 to have to work something out in a different direction.

3 COMMISSIONER LERNER: Just as a note, I appreciate
4 what you said and I think it will be interesting to hear
5 tomorrow. There's more than just Flagstaff that -- you
6 know, we've been talking a lot about Flagstaff's connection
7 to the Navajo but -- but we heard in testimony from people
8 who lived in Show Low, Pinetop, those areas, that they are
9 connected to the Apache, and we heard from the Apache the
10 same. So just to keep that in mind as well, that there are
11 different communities that do have connections with their
12 neighbors with different tribes.

13 So I just want to remind, it's not just the Navajo
14 because we are combining so many other tribes, that it may
15 be that we modify this but we allow for the fact that many
16 of those on the Apache reservations have those connections
17 with other communities in the White Mountains.

18 So I just want to remind -- and we did hear from --
19 from the people in those communities as well about their
20 neighbors and that they have good relationships both
21 economically and educationally.

22 COMMISSIONER MEHL: Interesting that -- you're
23 correct. We heard about in the White Mountains they had
24 connections to the Apache tribes and their opinions of the
25 other Native tribes were very different. But I think that

1 Chairman Watch- -- or Vice Chair Watchman will end up
2 confirming that the Native Americans are not -- not willing
3 nor will the law, Voting Rights Act, let us separate the
4 Apaches from the other tribes.

5 COMMISSIONER LERNER: And I'm not suggesting to do
6 that. I'm just saying that we focused a lot on Flagstaff
7 and where it belongs. I'm just saying there are other
8 communities, that's all. I'm not talking about separating
9 anybody or making any suggestions. I just want to remind
10 that there are relationships more than just with Flagstaff.

11 That's all.

12 CHAIRPERSON NEUBERG: Absolutely. There are many
13 shared county interests that we can only hope that the
14 communities learn each other better and collaborate more;
15 there's many shared interests.

16 Along those lines, I don't know, Doug, if I could
17 share, there's just a few very specific pieces of feedback
18 that the Navajo Nation shared with me that would make sense
19 to include in our maps and we could make a vote on this or
20 just -- and I can share it and we can table it for tomorrow.

21 But they did feel that in very small ways it would
22 help if in all LD-6 we included Winslow, Holbrook and
23 Joseph City.

24 COMMISSIONER YORK: They are.

25 CHAIRPERSON NEUBERG: It may already be. I believe

1 they wanted to make sure it was whole, they weren't sure if
2 it was all entirely whole.

3 And the other was to ensure that Vernon and
4 St. Johns was in D7 -- LD-7.

5 MR. D. JOHNSON: So yes. Winslow, Holbrook and
6 Joseph City, that whole freeway corridor, are all in --

7 CHAIRPERSON NEUBERG: In 6.

8 MR. D. JOHNSON: -- in 6.

9 CHAIRPERSON NEUBERG: Okay.

10 MR. D. JOHNSON: St. Johns is in 7 -- I'm not sure
11 where -- let me find Vernon.

12 COMMISSIONER MEHL: Southeast corner of 7 is where
13 Springerville and Eagar are.

14 MR. D. JOHNSON: Okay.

15 CHAIRPERSON NEUBERG: So I believe we've already
16 accommodated those requests and as -- I mean, it looks like
17 we're going to be making changes, it would I think behoove
18 us if we keep those changes intact.

19 COMMISSIONER LERNER: Looks like -- looks like
20 Vernon is right now in D6. It's over to the right -- to the
21 east -- let me see, what's it south of?

22 If you went over to Highway 61 and went south at
23 the border where D7-D6 is, there's -- Vernon is a very small
24 community right there. Country Road 314 (verbatim), I
25 think.

1 I've actually been to Vernon.

2 MR. D. JOHNSON: Yeah, there is a census-designated
3 place of Vernon.

4 COMMISSIONER LERNER: Yeah, I'm just showing this
5 right, Country Road 3144.

6 MR. D. JOHNSON: Yes, you're right, and Vernon is
7 currently showing in District 6 with the Navajo Nation so
8 that would need to be a change.

9 COMMISSIONER LERNER: That would move to 7.

10 MR. D. JOHNSON: If you're looking at the big map,
11 there's the kind of neck of D6 that comes up to Snowflake,
12 and to the east of that is a bump off of -- that comes
13 north -- where District 6 comes north and Vernon is the
14 north tip of that bump. So we'd need to make that change to
15 put Vernon back in.

16 COMMISSIONER MEHL: And can I ask on Flagstaff how
17 much population is currently in D6 and how much population
18 is currently in D7?

19 MR. D. JOHNSON: Look and see.

20 CHAIRPERSON NEUBERG: And I have to say, my sister
21 who doesn't follow much of this, she called me the other day
22 and she said: Oh my goodness, I hear you're splitting
23 Flagstaff. That's what captured her attention.

24 COMMISSIONER YORK: Just by the railroad.

25 MR. D. JOHNSON: Okay. Flagstaff is a total of

1 76,800; and currently 49,360 of those are in District 7,
2 means about 22,400 are in District 6.

3 It's roughly a 60/40 split with 60 percent of it in
4 District 7 and 40 percent in District 6.

5 COMMISSIONER MEHL: You said 76,8 in Flag total?

6 MR. D. JOHNSON: Yes.

7 COMMISSIONER MEHL: And 22,4 and 49,3, those aren't
8 adding up, are they?

9 MR. D. JOHNSON: Doing this math by pen and paper.

10 Let me see. So 40 --

11 Get the calculator. 76,800, 49,360 -- oh, right.
12 27,000. Right. 27,000 and about 400 are in District 6.

13 COMMISSIONER MEHL: Thank you.

14 MR. D. JOHNSON: Yeah, so that's at a 65 percent to
15 35 percent of the city split.

16 CHAIRPERSON NEUBERG: Anything else on this LD-6, 7
17 issue? And if not I might suggest we take a brief recess
18 and then reconvene to begin debate on the CD map.

19 Sound good?

20 Okay. Ten-minute break. Does that work for
21 everybody?

22 Oh, actually would map -- a more relevant question
23 is what would work for Mapping?

24 MR. D. JOHNSON: I'll have to go ask.

25 CHAIRPERSON NEUBERG: Okay. Should we say a

1 15-minute recess, and then if we -- if it's going to be
2 later we'll return to the public and let you know that we
3 need a few additional minutes.

4 So for now we'll plan for a 15-minute recess.
5 We'll reconvene at three -- or, it's off already? 3:50.

6 (Recess taken from 3:36 p.m. to 4:00 p.m.)

7
8 CHAIRPERSON NEUBERG: Okay. Welcome back,
9 everybody. We are resuming to -- with Agenda Item Number
10 VI, a deliberation on our maps and we are about to shift
11 into our congressional map.

12 We have two options that we reviewed, and as we
13 have done before I would like to suggest that before we make
14 a motion, my colleagues very succinctly and not get into
15 deliberation but succinctly share your recommendation for
16 which map you'd like to suggest we start from and why.

17 COMMISSIONER YORK: Commissioner Neuberg, is the
18 only the only differences in the map in the LDs -- or, not
19 -- the CDs down in southern Arizona?

20 CHAIRPERSON NEUBERG: Absolutely. I believe the
21 distinction is Congressional District 6, the border
22 basically outside of the U of A area in Tucson.

23 I can't remember, Commissioner Mehl, did you make
24 additional changes?

25 COMMISSIONER YORK: There were 6, 7 and 2 I

1 believe.

2 COMMISSIONER LERNER: There were a few minor
3 differences, I think between how much of Casa Grande was
4 moved.

5 But I was going to suggest that we go with the
6 consensus map 11.0 as our starting point because that was
7 something we all agreed on, and then move forward as we go
8 with any changes that we would like.

9 COMMISSIONER MEHL: And I would suggest that we
10 move right to 11.1 'cause we're going to have to grapple
11 with what we're doing with southern Arizona and let's go
12 ahead and grapple with it; and I think 11.1 is a
13 significantly superior handling of District 7, 6 and 2. And
14 the -- and with the caveat that it's clear that 7 is over
15 30,000, 2 is under 30,000 people so you need to balance 7
16 and 6 in Tucson, which means you would back off slightly
17 what's been presented in this map and balance in Casa Grande
18 for -- for District 2, and it -- it could clean up all three
19 districts in a really nice way and would take Tucson
20 somewhere around the Craycroft area if you did a clean line
21 straight down.

22 But there's -- even if we vote this map in, we
23 would then debate exactly how the line in Tucson should be,
24 and there's a legitimate debate on how to -- how to move
25 that just. But I would balance 7 and 2 using 6 -- 2 and 6

1 is Casa Grande, 2 and 7 in the dividing line.

2 And I think by doing that, we will make progress by
3 adopting the 11.1 map.

4 COMMISSIONER LERNER: So my preference is either
5 11.0 or 11.2, not surprisingly. And part of it is that I
6 think we had good agreement in 11.0. We did not -- and 11.2
7 I think the major difference between the maps is the amount
8 of Casa Grande that was moved, where all of Casa Grande was
9 moved from D2 to D6 versus just a part of it; and the other
10 piece was moving Gold Canyon from D2 to D5.

11 My preference would be one of those two maps as
12 part of it.

13 We have some other changes we would like to make,
14 of course, but I would say either 11 or 11.2, because I
15 think both of those actually address -- well, 11.2 addressed
16 a couple of additional issues that we don't have conflict
17 about, we had -- we had most agreement on that. And I think
18 the 6-7 split in Tucson is going to be some discussion that
19 we're going to have.

20 So my -- my preference is to start with where it
21 has been and then have that discussion, and that's why I
22 would prefer either 11 or 11.2.

23 CHAIRPERSON NEUBERG: My -- my sentiment is
24 different but -- but piggybacks off of your comments.

25 I actually support starting from 11.1, not because

1 I necessarily prefer that map over the others but I prefer
2 the deliberation process over the others. I feel the others
3 are in fact just that, Commissioner Lerner, compromises; and
4 one of the things that intrigued me about asking
5 Commissioner Mehl to -- to lay out the map, was I felt that
6 it was laying out a comprehensive argument based on
7 communities of interest that would from there help us first
8 and foremost carve out lines that make most sense for most
9 people; and from there debate the other constitutional
10 criteria like competitiveness, compactness, which is an
11 issue looking at this, you know, extendage here.

12 But -- but I want to make clear by expressing my
13 preference in 11.1 it's more because I feel comfortable
14 with, you know, the deliberation that we've started and --
15 and we're going to get to where we need to go based on the
16 merit of the case faster. I feel like the others we
17 short-cut decisions, compromised too quickly.

18 So for expedience purposes we can sit and debate
19 it, but I would rather just dive into it and solve the
20 problem. So if somebody wants to entertain a motion, I will
21 receive a motion.

22 COMMISSIONER MEHL: I move that we adopt map 11.1
23 as our new CD starting point.

24 COMMISSIONER YORK: I second the motion.

25 CHAIRPERSON NEUBERG: Any further discussion?

1 Vice Chair Watchman.

2 VICE CHAIR WATCHMAN: No.

3 CHAIRPERSON NEUBERG: Commissioner Mehl.

4 COMMISSIONER MEHL: Aye.

5 CHAIRPERSON NEUBERG: Commissioner Lerner.

6 COMMISSIONER LERNER: No.

7 CHAIRPERSON NEUBERG: Commissioner York.

8 COMMISSIONER YORK: Aye.

9 CHAIRPERSON NEUBERG: Commissioner Neuberg is an
10 aye.

11 And with that we will start fresh deliberations
12 with no preconceived notions on congressional map 11.1.

13 COMMISSIONER MEHL: I would point out a lot of work
14 has been done on District 7 and a lot of compromising has
15 been done on the combination of 7, 6 where we have agreed to
16 take it up into the -- to the north boundary of Avondale and
17 that was a major, major concession on our part and it
18 creates issues I wish we weren't dealing with it but it has.
19 But we now have a way to balance through that map, the.

20 Current map we're currently looking at D6 is
21 balanced but D2 is short, like I say, roughly 30,000 and D7
22 over roughly 30,000.

23 We can balance D7 and D6 and -- and there's a
24 couple of ways to do it, but the -- the cleanest dividing
25 line would be to just take -- take that Craycroft boundary

1 that is in this map and do a clean division. From the river
2 down to Broadway along Craycraft -- Craycroft.

3 COMMISSIONER LERNER: I -- I guess I'd like to know
4 if that's where we're starting.

5 And I would like to have asked if, since you
6 started on the legislative and you just jumped in here on
7 congressional, if it would be possible for us to get a start
8 maybe this time because --

9 COMMISSIONER MEHL: I will withdraw my comments --

10 COMMISSIONER LERNER: -- if that would be okay?

11 COMMISSIONER MEHL: -- and let you go.

12 COMMISSIONER LERNER: And I guess my question is
13 whether or not you want to start down at the -- in Tucson or
14 we want to -- I have a whole bunch of population -- both of
15 these maps need a lot of population balancing and that's
16 kind of where I looked at it from was looking at the
17 balancing.

18 I don't know that we have to -- we've agreed on a
19 lot of things as well, I just want to make that point, we've
20 done a lot of compromising as well since I know you've
21 mentioned that. I think both sides have been doing that.
22 We're trying to find compromise in many areas.

23 So I guess my question for the Chairwoman is, do
24 you want us to start in Tucson or -- I'm open to wherever
25 but since you selected 11.1, I wasn't sure if you wanted us

1 to start with that discussion. Because that's -- that's
2 probably the place of the greatest disagreement that we
3 have.

4 CHAIRPERSON NEUBERG: I don't need to start there.
5 I wanted -- at some point I would like thorough
6 conversation, you know, again I -- I asked Commissioner Mehl
7 the other day to make a comprehensive community of interest
8 argument about why that particular geographic carve-out made
9 sense and at some point we need to have that conversation,
10 balancing it with competitiveness and compactness.

11 We don't have to start there, it's a very
12 contentious area, I understand it. I'm happy to go to, you
13 know, CD-1, another noncontentious one, you know. Do you
14 have a preference with where you'd like to start?

15 COMMISSIONER LERNER: Well, I was actually going to
16 start -- I just did a lot of population balancing all the
17 way through. The changes as part of that were just to try
18 to balance a lot of that population. One thing would be to
19 go back to -- I mean, I have a number of different areas so
20 I can kind of go around and -- I have to open up because
21 my...

22 CHAIRPERSON NEUBERG: Sure. Please share your
23 ideas.

24 COMMISSIONER LERNER: If you can just give me a
25 moment because my computer again froze.

1 MR. D. JOHNSON: Chair and Commissioner Lerner, if
2 I might. The one key thing as you're looking at where to
3 start is keep in mind that until there's a decision about
4 the border in Pinal between 2, 6 and 7, any changes made
5 there are actually going -- unless you run an alternative
6 switch among 9, they're probably going to ripple through 5,
7 4, 1, 8, 9. So it's -- it can be hard to balance the others
8 until -- until you get really Pinal County sorted out; and
9 to get Pinal County sorted out, you're going to have to have
10 Pima sorted out.

11 Just keep in mind as you're looking at Maricopa
12 changes, that they need to be flexible to allow that
13 transition if there is transition later on.

14 COMMISSIONER LERNER: So you're saying 2, 6 and 7
15 need to be addressed before others, is that what I'm
16 hearing?

17 MR. D. JOHNSON: That's a recommendation. I know
18 it's contentious and difficult. But the challenge is if the
19 border between 2 and 5 moves, then that ends up rippling all
20 the way through the other districts. So if you fine-tune 1
21 and 4, for example, you may then have to come back to it and
22 revisit it again and again.

23 COMMISSIONER LERNER: Okay. All right. Let me
24 look at my notes and we can -- you're saying to start -- I'm
25 sorry, you said 2, 6 and 7 to begin with or you said 1, 4 --

1 I'm trying to make sure. I can start with any one of those.

2 VICE CHAIR WATCHMAN: 2, 6, 7.

3 COMMISSIONER LERNER: Ahh.

4 MR. D. JOHNSON: The concern about starting in
5 Maricopa is that then your changes down in Pinal and Pima
6 may then ripple back through Maricopa and mess up everything
7 you just did. So it may -- if possible, it would make the
8 progression of the changes work better if we can work out
9 Pima and Pinal first.

10 COMMISSIONER LERNER: Okay.

11 CHAIRPERSON NEUBERG: I also just want to make a
12 point that some of the finer tuning changes around that area
13 east of U of A and Tucson, that extension, we're -- we're
14 going to be seeking some legal counsel in terms of
15 implications it has to the majority-minority district in
16 CD-7, and so prior to doing too much deliberation, you know,
17 we may want to wait until we get some advice on -- on the
18 majority-minority district, so.

19 And I think that's consistent with what Mapping is
20 saying. You're not saying we need to -- to provide explicit
21 guidance unless you -- you are saying that or you are
22 wanting it?

23 MR. D. JOHNSON: There is -- yeah, the challenge is
24 if it changes in Tucson, I mean, I think most of the
25 Commissioners at this point you've been through this enough

1 to realize that changes in Tucson tie directly into Casa
2 Grande and how those all rotate around, so it is -- it is
3 hard to -- to make other changes without that being settled.

4 But if you are awaiting legal guidance on that then
5 yeah, you could -- we can start elsewhere and it will just
6 have to fit in.

7 COMMISSIONER LERNER: All right.

8 CHAIRPERSON NEUBERG: I could be sold to focus on
9 there anyway; I could also be convinced to focus on CD-1 and
10 the changes that, you know, will ripple through 4, 8, 3.
11 There's some -- you know, yesterday we made some very big
12 changes, you know, and -- and not all of my more minor ideas
13 and priorities got captured in the big change and so some of
14 that might be worthwhile going into. I would like to be the
15 most efficient so that we don't have to redo work.

16 COMMISSIONER LERNER: Well, I'm again, you know,
17 kind of going at a map that we didn't anticipate. So I have
18 a few changes right now but I can have more tomorrow, but
19 I'll make a few changes because again we're kind of going
20 from one that -- I was hoping for something else.

21 But I would like to remind everybody or -- or
22 re-ask that Casa Grande be moved into, in whole and not be
23 split, into District 2. I will tell you, I have -- I had a
24 whole lot of changes that were going to balance the
25 population for 11 or 11.2, but they won't all work perfectly

1 for 11.1. So I'll have to make some adjustments on that.

2 But I think one of the things -- reasons that I
3 like putting district -- Casa Grande with District 2 just as
4 a justification and a constitutional comment as part of that
5 is they're very well aligned as communities of interest with
6 their neighboring communities of Coolidge and Florence.
7 They have a lot in common with them as part of that and as
8 well as up in Sacaton, and they are as part of the I-10
9 corridor going north. Many people from Casa Grande actually
10 live there and work up in Phoenix and they also have great
11 economic connections with Coolidge and Florence. So that is
12 one request that I'll start out by making and then hear
13 feedback because I assume we're -- we're needing approval to
14 make any of these changes at this point?

15 It will leave it unbalanced but I have ways to
16 correct that. So just so you know this is not -- I know
17 that I'm moving some things where the population won't be
18 balanced, but we can make some changes as a result of that.

19 CHAIRPERSON NEUBERG: We -- we can do one of two
20 things here as we've done all along. You know, given that
21 we have been working on two different versions of CDs, as
22 long as my colleagues aren't taking the map in fundamentally
23 different areas and it's fine-tuning, I'm okay allowing each
24 side to go a little bit with where you want to head. Of
25 course, as always, taking in mind, you know, some of, you

1 know, my perspective and just trying to understand what's
2 possible in getting, you know, a consensus vote. We can,
3 you know, struggle and wrestle with consensus to have one
4 direction, I'm just not sure we're going to be able to get
5 there in the 40 minutes we have.

6 Is there preference? What's your appetite for
7 having each side give small changes and I'll chime in and
8 have two different versions versus wrestling with trying to
9 find some common guidance in the short time we have.

10 COMMISSIONER MEHL: On southern Arizona my changes
11 would be relatively small because it is the map that
12 we've -- we've supported. I'm happy to give those. I
13 understand that Commissioner Lerner's changes by the nature
14 of the difference will -- will be greater.

15 CHAIRPERSON NEUBERG: So one option would be,
16 Commissioner Mehl, if you made whatever slight modifications
17 you wanted to the changes you already made, if you allowed
18 Commissioner Lerner some deference in making some changes
19 and we stayed on the same map and we could reconvene
20 tomorrow and study those changes collectively. I have an
21 open mind. I know there's sensitivity with -- with giving
22 direction, that people are concerned that it's locking
23 anything in. So here -- here's where I really need the four
24 of you to give me a sense of the better choice right now.

25 COMMISSIONER MEHL: I think realistically that

1 our -- our changes will be incompatible with one another.
2 If she's coming all the way down into Casa Grande, then
3 she's either making people disappear by magic or she's
4 putting 7 back up further into Phoenix and she's not going
5 to like how I want to leave it much closer to the way it is
6 in Tucson with the 30,000 people adjustment.

7 So this map is a competitive map already, it will
8 go to highly competitive even with my adjustments, but it
9 will include splitting Casa Grande which I think is going to
10 ultimately be needed to do and Casa Grande does fit with all
11 of these different communities.

12 And there's just no way to keep it all together,
13 but I would have adjustments in Tucson to accommodate 7
14 giving up the 30,000 population and then accommodations in
15 Casa Grande to -- to take the 30,000 people there to balance
16 2 and 6.

17 CHAIRPERSON NEUBERG: So -- so how would each side
18 feel about taking 15 minutes to give your own direction to
19 the mapping team and we would have two options just to
20 elucidate different visions.

21 I'll share ideas along the way. I mean, my ideas
22 actually -- the things that I'm focused on have more to do
23 with fine-tuning CD-1 and CD-3. I don't know if my
24 colleagues have that in mind with direction to give.
25 Because I can share with you my ideas before you give

1 direction in case you're curious.

2 COMMISSIONER LERNER: I would be curious.

3 CHAIRPERSON NEUBERG: Okay. So --

4 COMMISSIONER LERNER: So -- yeah.

5 CHAIRPERSON NEUBERG: Go ahead.

6 COMMISSIONER LERNER: No, just as the comments from
7 Commissioner Mehl. I mean, I put in -- I mentioned Casa
8 Grande because it is one piece but we are -- we're probably
9 not going to agree on the Tucson -- the Tucson piece is --
10 is still a big issue because that district is not as
11 competitive as it was and that does affect constitutionality
12 for that, but I would be very interested in what the
13 Chairwoman has to say.

14 CHAIRPERSON NEUBERG: So yeah, I'm interested in
15 seeing where you all want to go with the map provided that
16 you're, you know, keeping that -- the reality of where you
17 know consensus is going to be.

18 In terms of the other areas of CD-1 and CD-3, you
19 know, I stand by, you know, what I shared the other day
20 about wanting, you know, an aspect of CD-1 or if it was, you
21 know, CD-4, but I felt that the urban interest of Phoenix
22 needed a strong representation and I think the changes we
23 made really accomplished a lot of that.

24 There's some minor fine-tuning that I don't love.
25 I'd like to go back to some of my initial priorities with

1 CD-3 if there's a way to accomplish that.

2 I really liked what I initially had suggested with
3 all historical neighborhoods staying together, it would be
4 19th Avenue and Missouri east to 16th Street and then south
5 to Indian School; Missouri would be the northern border.

6 In terms of DD -- I believe CD-8 would need to pick
7 up population. It could pick up Northern to Missouri from
8 the I-17 to 43rd Avenue and I believe that CD-1 could add a
9 bit in the north incorporating a bit of Moon Valley.

10 And I do not believe that those changes will
11 significantly alter the intention of -- of my vote yesterday
12 with increasing representation of Phoenix, keeping the
13 districts in highly competitive ranges, but also fine-tuning
14 some of those communities of interest in D3.

15 So having said that, I now turn it over to my
16 colleagues to succinctly give direction and have us be able
17 to have two different versions to be able to discuss and
18 deliberate tomorrow.

19 COMMISSIONER LERNER: Well, just as a note. Thank
20 you for that, that's good and we will certainly look at that
21 tonight. I appreciate getting that feedback from you,
22 Madam Chair.

23 I will say just as an added asset, I'm going to be
24 struggling and maybe we -- maybe we punt today because I
25 find this map is going to be very difficult for a compromise

1 based on some of the structure that's in it, so I just want
2 to -- I do want to mention that. Because I think it's going
3 to be difficult to find -- find some balance, which is why I
4 was looking at some of the other alternatives.

5 So as long as we're up in the Phoenix area and
6 looking at District 1 -- and I will say that this doesn't
7 take into account right now what you just said, so we'll
8 certainly look at this again tonight. But I would like -- I
9 kind of am going within the same direction of making
10 District 1 more urban to try to see if there's something we
11 could do in that same way, and one of the ways that I was
12 looking at that as an option was to actually move Carefree
13 and Cave Creek and part of Phoenix north of Pinnacle Peak
14 Road from District 1 to District 8.

15 It's a lot of people, but again I had a whole
16 balancing plan for all of this, but it would actually -- it
17 would keep Scottsdale and Fountain Hills would stay in D1,
18 as well as Desert Ridge, and then it would add as we heard
19 from Mayor Gallego, she mentioned Metro Center and that area
20 just west off of Peoria Avenue. She said that's an area in
21 need of revitalization and so we could add that area in
22 there and that would give District 1 more of an urban focus
23 so that it would have -- Phoenix would have really two
24 really good solid urban districts with CD-3 and then CD-1 as
25 the other piece.

1 So my suggestion in this area -- and I know it's a
2 lot of people moving around -- is to add population, once
3 we've removed that other population, to add Northern Avenue
4 on the south, 43rd Avenue on the west, 19th Avenue on the
5 east; and the top boundary for that would be Peoria Avenue
6 to the I-17 and Cactus Avenue to 19th Avenue.

7 It would basically -- once you remove the number of
8 people from Carefree and Cave Creek and move into
9 District 8, it would actually -- should -- should become
10 closely balanced but most importantly from my perspective it
11 would create -- help -- and actually follow along to some
12 extent with what you were saying as well, Chairwoman, of
13 having District 1 be a little bit more of an urban district
14 in that area. So that's one suggestion I wanted to make.

15 MR. D. JOHNSON: Commissioner Lerner, you mentioned
16 Peoria on the south and then you mentioned Cactus?

17 COMMISSIONER LERNER: So it would be --

18 MR. D. JOHNSON: Just following them across?

19 COMMISSIONER LERNER: Right. Cactus Avenue to 19th
20 Avenue. And the goal there is, again, just to try to tie it
21 a little bit more into Phoenix.

22 And, again, I know that there's population
23 balancing that's going to have to happen because I'm only
24 giving you pieces of the whole part of that.

25 But I think that aligns these communities of

1 interest. I think it allows Phoenix to have this extra --
2 this second urban district or -- more urban district, I
3 should say.

4 And I think that there's connections between these
5 communities. There's certainly connections with Scottsdale
6 with Phoenix; with, you know, some of the areas of Tempe
7 that might be in there as well as Phoenix. So this is
8 really just between District 1 and District 8, that's the
9 only changes that we're having in that area.

10 CHAIRPERSON NEUBERG: I think it's important just
11 in our conversations to acknowledge that in addition to what
12 I've already said that I feel like the changes I accepted
13 yesterday significantly helped the representative of CD-1
14 represent the Phoenix interest. Also have to acknowledge
15 that whatever representative comes out of CD-4 is going to
16 be a natural partner to the city of Phoenix.

17 Very similar -- you know, different levels of -- of
18 poverty and homelessness, I'm not saying it's equivalent,
19 but in terms of infrastructure and transportation and urban
20 shared interests, I think there's going to be a tremendous
21 amount of synergy from our federal elected leaders in that
22 area.

23 COMMISSIONER LERNER: I concur. I mean, we want to
24 have all of these looking out for that entire -- the entire
25 valley and all of those communities.

1 Another thing that was mentioned -- well, you know
2 what, I -- I guess I'm going to mention something for
3 district -- well, I guess I should wait. Should I wait for
4 anything from you? I know that there's going to be
5 population imbalances in this because we're working on a --
6 I'm not giving you everything because the map is different
7 than what I was going to work on but that's sort of a big
8 picture change that I wanted to mention.

9 In District 5 -- well, actually I don't know. You
10 know what, why don't we take turns because I need to look
11 more closely at some of the changes I was going to recommend
12 on 11 or 11.2. I need to double-check to see if they exist
13 in 11.1. So if -- so if somebody else had something to add,
14 maybe they can add one and then I can come back, if that
15 would be okay.

16 COMMISSIONER MEHL: Well, we're ready to rattle
17 through the changes we have in mind just in the interest of
18 time. If you want to take your time and look at that and
19 we'll just go through all our changes, or we'll wait for
20 you, whichever you prefer.

21 COMMISSIONER LERNER: No, it's fine. I think that
22 the struggle is -- I guess maybe to clarify how this will
23 work tomorrow because I had two maps -- two of the three I
24 was ready to go with and the one we picked I wasn't, so --
25 so my -- I'm not sure where we -- I don't know that we will

1 have a map -- I know we were talking about having two maps
2 tomorrow again.

3 I'm not sure I will have an adequate map for us to
4 look at because we don't have -- I don't have all the -- the
5 changes ready. So my concern is in that we're going to keep
6 moving down a path that's going to be harder for us to find
7 compromise in.

8 COMMISSIONER MEHL: Then one --

9 COMMISSIONER LERNER: I'm just asking the question
10 of that's going to -- how we pursue that because I think
11 it's going to be really difficult as part of that.

12 COMMISSIONER MEHL: One possible suggestion would
13 be for each of us give whatever comments we have ready
14 today. For us to look at the two maps tomorrow and make
15 additional comments tomorrow without trying to decide
16 between maps, where you can tune up a map that you're happy
17 with and we can tune up a map that we're happy and then
18 revisit a more difficult decision at which point hopefully
19 we're nearing an end of -- of where we are in the CD maps.

20 COMMISSIONER LERNER: Yeah, I would love to do
21 that. I just am saying I don't know that my changes that I
22 was going to recommend work on the map that you had. But I
23 can try.

24 So go ahead, I'll start looking at --

25 COMMISSIONER YORK: Commissioner Lerner, this is a

1 variation of your original map.

2 COMMISSIONER LERNER: I know but there are some --
3 some significant changes that are in there. And I'm just --
4 I'm just going to -- while you're talking I'll go look
5 through them.

6 CHAIRPERSON NEUBERG: And what Commissioner Mehl is
7 saying is that before voting for a starting point, we would
8 have additional time to make changes in the morning. So you
9 would be able to study and come back with proposed changes
10 before anybody votes on a new starting point. So I believe
11 it would be an equal, level playing field.

12 And just as a reminder to my colleagues, you know,
13 people say oh, I'm shocked that we have this map or that
14 map, I mean, all maps are on the table to be voted. So I
15 hate to say it, but we all have to be prepared for whatever
16 happens.

17 COMMISSIONER LERNER: I totally understand that.
18 My colleagues on the right --

19 CHAIRPERSON NEUBERG: Yeah.

20 COMMISSIONER LERNER: -- had the same issue on
21 Friday, they were not as prepared on that. So I'm
22 acknowledging we have been working sort of off mostly
23 Republican maps all the way through and we've been doing
24 pretty well trying to keep up on that. And I'm just saying
25 in this case I just need some time to really -- I just need

1 a few extra minutes. I'll do that while they're going
2 through theirs.

3 Thank you.

4 CHAIRPERSON NEUBERG: Commissioner Lerner, I don't
5 accept the premise. I don't see that we've been working off
6 Republican maps. I see that we're working off maps that
7 we're voting on, and I believe that we're doing all our best
8 to stick to the constitutional criteria in good faith.

9 How about you guys go and then we will not lock in
10 our vote until all sides feel that they have full
11 deliberative time to organize their thoughts.

12 COMMISSIONER MEHL: Thank you, Chairwoman.

13 So starting in Tucson, right now the current draft
14 comes down roughly Craycroft but we need to give up 33,000
15 people to District 7 -- or take away 33,000 people from
16 District 7. So I think if you draw a line just straight
17 down Craycroft all the way to Davis-Monthan -- well, from
18 where the map currently is at about Craycroft there's a
19 little -- at Grant Road and down -- and then just balance
20 using that -- using a reasonably straight line, do whatever
21 it takes to balance plus or minus from Craycroft.

22 MR. D. JOHNSON: So instead of there being a
23 District 7 arm to the east it would just be contiguous?

24 COMMISSIONER MEHL: I think it's just going to be
25 cleaner; and frankly, the communities of interest here are

1 very similar. This is the central -- Tucson is very similar
2 all the way out and the communities of interest of the
3 university are being taken care of with -- no matter where
4 we draw this line. We've now gone -- we're going far enough
5 east that it's a reasonable -- extremely reasonable
6 community of interest combining downtown and the middle part
7 of Tucson and the university area.

8 But where this line exactly ends up, you're going
9 to have two representatives from Tucson, they're each going
10 to represent a huge chunk of Tucson, they're each going to
11 have an incentive to be caring about Tucson and the whole
12 Pima County area, you're really taking Pima County into
13 these two major districts along the Cochise to the eastern
14 district and along with Yuma to the west. So just a clean,
15 simple line would be an interesting one just to look at.

16 And we can jog it again and if my colleagues would
17 rather jog it later we can work on it, but for now and then
18 just use that to balance since there is no magic there on
19 where that line is.

20 MR. D. JOHNSON: Just to be clear on the balancing
21 side of this --

22 COMMISSIONER MEHL: To balance so that 7 has the
23 right population.

24 MR. D. JOHNSON: Okay.

25 COMMISSIONER MEHL: And 6 will now be like 33,000

1 over.

2 MR. D. JOHNSON: That was going to be my --

3 COMMISSIONER MEHL: Okay. And then go up to Casa
4 Grande and balance Casa Grande with 6 because they're almost
5 identically under -- or...

6 MR. D. JOHNSON: 6 or with 2?

7 COMMISSIONER MEHL: Yeah, 6 will have too many
8 people now and 2 has not enough people, so you can then
9 balance in Casa Grande between 6 and 2. And we should be
10 really close between 7, 6 and 2 with just balancing in those
11 two places.

12 COMMISSIONER YORK: He's talking about going all
13 the way south, Brian, cutting off the arm.

14 MR. FLAHAN: Right. So come down Craycroft and add
15 that little spot that Brian had in there to D7 and -- and
16 keep coming down Craycroft 'til the very bottom and then the
17 tail sort of goes to District 6.

18 COMMISSIONER YORK: Correct.

19 MR. FLAHAN: That is east of Craycroft, okay.

20 COMMISSIONER MEHL: And we will now jump into
21 Maricopa County.

22 COMMISSIONER YORK: Well, let's go look at Casa
23 Grande real quick.

24 MR. D. JOHNSON: Well --

25 COMMISSIONER MEHL: Casa Grande, I'll give you

1 discretion on where you think it's reasonable to -- to draw
2 lines.

3 COMMISSIONER YORK: We thought we should follow the
4 Highway 8 corridor, the west -- southwest side.

5 MR. D. JOHNSON: That was my main -- just generally
6 speaking, is it better to have a north half of Casa Grande
7 and a south half of Casa Grande or an east half and a west
8 half?

9 COMMISSIONER YORK: North-south.

10 COMMISSIONER MEHL: I'd say north and south.

11 COMMISSIONER YORK: So we'd like to do some
12 boundary changing in 4 and 5.

13 We thought the top half of 4 along Tempe should
14 follow the Tempe city boundaries.

15 MR. FLAHAN: So push 4 north to get the top part of
16 Tempe?

17 COMMISSIONER YORK: Correct.

18 And then the other thing we would like to do in 4
19 is we feel we missed some retirement communities in the
20 eastern portion of 4 and so we'd like to move that eastern
21 boundary that is currently on Power out to the 202 loop and
22 just follow that south.

23 There -- there is a community of Leisure World,
24 Fountain of the Sun, both Sunland Villages, Sunland Village
25 East, putting all those together we thought made sense and

1 we thought fit with the rest of that community.

2 MR. FLAHAN: So if we follow 202 down there to the
3 east.

4 COMMISSIONER YORK: To Guadalupe.

5 MR. FLAHAN: To Guadalupe and tie it in there?

6 COMMISSIONER YORK: Yes, whatever that is.

7 MR. FLAHAN: So we'd basically have a straight line
8 just farther out east?

9 COMMISSIONER YORK: Correct.

10 And then to offset that population change, we
11 thought that the western boundary of the lower portion of
12 District 5 should go west to Arizona Avenue along Guadalupe
13 right there.

14 And then the lower corner which was reflected in
15 the Chandler High School area, the Hamilton High School
16 area, putting it with more with Sun Lakes and that would be
17 moving the lower boundary and that to the Chandler
18 Boulevard.

19 CHAIRPERSON NEUBERG: Are you including Chandler
20 High School with the areas down south?

21 COMMISSIONER YORK: Yes.

22 CHAIRPERSON NEUBERG: Be sensitive about the
23 minority communities that I raised the other day. That high
24 school is majority-minority and it's surrounded by high
25 Latino, Asian, some Native American, and I -- so let's just

1 be sensitive -- I'm just giving you a heads up.

2 COMMISSIONER YORK: No, I appreciate that.

3 And to be honest with you, Commissioner Neuberg,
4 I'm not a hundred percent sure. We did include the San
5 Marcos golf course community in D5. So we've got -- I
6 believe we have Sun Lakes with -- with Hamilton High School
7 but I'm not sure where the Chandler High School is.

8 CHAIRPERSON NEUBERG: San Marcos goes better with
9 the south; the Chandler High School area doesn't set.

10 COMMISSIONER YORK: I will try to accommodate that,
11 but I don't -- okay.

12 MR. FLAHAN: Chandler High School is at Arizona
13 Avenue and Chandler Boulevard in the northwest corner.

14 COMMISSIONER YORK: So that's in D4 how I asked,
15 which I think takes into the -- account the Latino community
16 of Chandler.

17 CHAIRPERSON NEUBERG: Yeah.

18 MR. D. JOHNSON: Just to be clear,
19 Commissioner York, so District 5 in the area we're looking
20 at is moving west to Arizona.

21 COMMISSIONER YORK: Correct.

22 MR. D. JOHNSON: And then was there a second -- was
23 there an additional move west or is that --

24 COMMISSIONER YORK: No, that's it.

25 MR. D. JOHNSON: Okay.

1 COMMISSIONER YORK: And then north along the
2 southern border to the 101 north to Chandler Boulevard.

3 MR. D. JOHNSON: North along the southern border of
4 District 4?

5 COMMISSIONER YORK: Correct.

6 MR. D. JOHNSON: Okay. So move over to Arizona
7 Road and move -- move north up to 101.

8 MR. FLAHAN: South.

9 MR. D. JOHNSON: Oh. Oh, just in the southern...

10 COMMISSIONER YORK: Right.

11 MR. D. JOHNSON: Ahh. Okay.

12 MR. FLAHAN: So that would leave Chandler High
13 School in the very corner --

14 COMMISSIONER YORK: Correct.

15 MR. FLAHAN: -- of D4.

16 COMMISSIONER YORK: And I think there's still some
17 population balancing needs and I would ask you to
18 incorporate those along the northern border of Gilbert. Or
19 maybe in the northwest corner of Gilbert there. I don't
20 know what the balancing's going to need to be but use your
21 discretion there.

22 So if, you know, if you want to put the Mesa
23 boundary there on the far side of D4 because we're moving D4
24 east to 202. So I would include that lower portion also in
25 D4 there and so you got east -- that western little

1 peninsula of Gilbert can be in 5.

2 MR. FLAHAN: So are you talking going down to
3 Elliot Road in that section?

4 COMMISSIONER YORK: No, I would go north into 5 --
5 I mean, I'm sorry, I would add it to 5. Mesa boundary, I
6 thought it was at Guadalupe.

7 The northern boundary of D4 should be Guadalupe.

8 MR. D. JOHNSON: Currently the horizontal border
9 between D4 and D5 there is Guadalupe that we're looking at.

10 COMMISSIONER YORK: Right, yeah. And so we take
11 the D4-add along the 202 down to Guadalupe.

12 MR. FLAHAN: Yes.

13 COMMISSIONER YORK: Okay.

14 MR. FLAHAN: Got that.

15 MR. D. JOHNSON: But then for population balancing,
16 are you talking about District 5 coming back up north of --

17 COMMISSIONER YORK: Well, you're going to have to
18 do something along there in Gilbert, that's what I would do
19 in Gilbert, it's so close to Mesa, because Mesa's in the
20 northern part.

21 MR. D. JOHNSON: Gotcha. So the part -- so
22 District 4 will stay down in Guadalupe and Mesa?

23 COMMISSIONER YORK: Correct.

24 MR. D. JOHNSON: Okay.

25 COMMISSIONER YORK: Now, there's a couple of things

1 that puts the city of Tempe whole, it puts the retirement
2 communities in east Mesa all together in one district, it
3 also makes District 4 a little bit more competitive.

4 Now, I'd like to make a few changes in District 3.
5 I'd like to move District 8 down into the northern boundary
6 of District 3, moving the northern border of District 3 down
7 to Glendale along 19th Avenue, south.

8 COMMISSIONER LERNER: Can you clarify why?

9 COMMISSIONER YORK: Well, it's for population
10 balancing. District 3 is way overpopulated and I intend to
11 put the Phoenix old neighborhoods into District 3 if I can.

12 COMMISSIONER LERNER: Can you be specific? And I
13 mean in terms of the reasons, constitutional criteria, to
14 change that district we've talked already about -- I mean,
15 I'm just -- just would like to know those -- if you can just
16 clarify as you go along, I'd appreciate it.

17 COMMISSIONER YORK: Okay. So in District 3 as we
18 stair-step down, I would come to the bottom stair-step and
19 there's the Phoenix Homestead neighborhood which we talked
20 about earlier is on -- the western boundary is 32nd
21 Street -- I mean, eastern boundary is 32nd Street.

22 And the northern boundary is Indian School.

23 CHAIRPERSON NEUBERG: And is -- is it your view,
24 Commissioner York, that that does a better job of keeping
25 historical communities of interest together and that you're

1 not giving up as much in terms of the northern border with
2 communities of interest? I think that's getting at the
3 heart of Commissioner Lerner's question.

4 COMMISSIONER YORK: Correct.

5 CHAIRPERSON NEUBERG: Just the relative pros and
6 cons of -- of moving the lines along the constitutional
7 criteria.

8 COMMISSIONER YORK: Correct.

9 CHAIRPERSON NEUBERG: Okay.

10 MR. FLAHAN: Is the area shown on the screen the
11 corner you're talking about?

12 COMMISSIONER YORK: Yes, sir.

13 And then the other area that we -- we have excluded
14 from historical neighborhoods in District 3 which coincides
15 with Encanto and the downtown communities is Indian School
16 Park, the Missouri Pierson Place, Woodleigh, Windsor Square,
17 Yapple Park, and Meadowlark Place of which we believe belongs
18 in District 3, and that is on the next step up if you take
19 16th Street, which is on the western border of the 51
20 freeway off of Indian School and that goes north to
21 Missouri.

22 Hang on, where are you guys going?

23 MR. D. JOHNSON: How far east are you taking that?

24 COMMISSIONER YORK: 16th Street.

25 MR. D. JOHNSON: Oh.

1 COMMISSIONER YORK: So you were at 32nd Street and
2 Indian School, you take Indian School west to 16th Street
3 and you go north to Missouri and west to 19th Avenue.

4 Missouri is north of Camelback one block -- two
5 blocks I guess.

6 MR. FLAHAN: To that corner?

7 COMMISSIONER YORK: Correct.

8 So we've taken a little population out of CD-3 to
9 balance the historic neighborhoods and so we need to add
10 some population to CD-1, so I would keep that in the city of
11 Phoenix boundary of 19th Avenue.

12 MR. D. JOHNSON: Sorry, you're talking about along
13 the D3 border or going somewhere else?

14 COMMISSIONER YORK: Go all the way north up into
15 D8. Going to try to add area north of Moon Valley into --
16 into CD-1.

17 MR. D. JOHNSON: CD-1. Yeah.

18 So you're talking about up to Bell or going farther
19 than Bell?

20 COMMISSIONER YORK: Well, I don't know how much we
21 need. Ideally probably head up -- I think you get up north
22 of the Deer Valley. Because the other thing I was going
23 to -- 8 is overpopulated, so if we had enough people in this
24 move and also would be nice if we could include now
25 Sun City Grand in with Sun City West and Sun City, and so if

1 you go and look on the far west side of District 8 where it
2 hits D9.

3 Hang on, Brian, let's...

4 MR. D. JOHNSON: So are you coming back to
5 District 1 because 1 is way short at this point.

6 COMMISSIONER YORK: No, I'm going to pull -- 8 is
7 over.

8 MR. D. JOHNSON: Yeah, okay.

9 COMMISSIONER YORK: I'm going to add Sun City Grand
10 to 8 which puts all the retirement communities together
11 along Bell Avenue, and then I'm going to go get the rest out
12 of 8 on the city of Phoenix boundary of Moon Valley up north
13 to probably Carefree Highway -- I don't know how far north
14 we need to go.

15 MR. D. JOHNSON: The first step you want us to look
16 at is how many people are in Sun City Grand?

17 COMMISSIONER YORK: Sure.

18 MR. D. JOHNSON: Okay.

19 So -- that's a little bit of a weird shape but it's
20 Reems -- yeah, see the curved road.

21 COMMISSIONER YORK: It's Bell Road. I mean, you
22 could just go all the way west to the wash there.

23 MR. FLAHAN: So come all the way into the corner on
24 Bell Road?

25 COMMISSIONER YORK: Correct.

1 MR. D. JOHNSON: You want us to go across the 303
2 as well?

3 COMMISSIONER YORK: Yes, sir.

4 MR. D. JOHNSON: Okay.

5 COMMISSIONER YORK: So the way I would balance that
6 is I would to try to create a more --

7 MR. D. JOHNSON: Hold on, let's get -- let's get a
8 number first.

9 MR. FLAHAN: 30,102.

10 COMMISSIONER YORK: Right. But how many did we add
11 into 3 and take out of 3 and...

12 MR. FLAHAN: Off the top of my head I think it was
13 33.

14 MR. D. JOHNSON: 43.

15 So District 3 started 16,500 over and we added --
16 Homestead had 22,500 and Indian School Park and those areas
17 around there had another 31,000, so that was 50 -- 54,000
18 and that puts us 70,000 over. And then you took -- oh, this
19 is District 8 numbers -- sorry. I'm sorry, these are
20 District 3 numbers.

21 District 1 lost -- yeah, lost the -- oh, okay.
22 District 1 lost 22,500 and lost the 31,500.

23 COMMISSIONER YORK: So then District 1 needs to go
24 north to the 101 or...

25 MR. D. JOHNSON: Needs a lot, yeah.

1 District 1 started with 23,000 short and then lost
2 54,000 more, so it needs...

3 COMMISSIONER YORK: So maybe you go north of Deer
4 Valley Airport?

5 MR. D. JOHNSON: 80,000. Needs about 80,000.

6 COMMISSIONER YORK: So go up 19th Avenue along the
7 freeway and balance along the boundary there in District 8.
8 3 also lost the top mile of --

9 MR. D. JOHNSON: Right.

10 COMMISSIONER YORK: -- between Northern and
11 Glendale.

12 MR. FLAHAN: So below the 101 up 19th Avenue over
13 to D1 is 66,809.

14 COMMISSIONER YORK: Right. So that would get more
15 people from Phoenix in District 1. Then I would go maybe
16 north of the 101 to balance that.

17 MR. FLAHAN: So if we go north on 19th Avenue to
18 Pinnacle Peak and then to the east, that is 8,473 extra
19 people on top of the 60 that we just talked about.

20 COMMISSIONER YORK: It's close.

21 MR. D. JOHNSON: Yeah. That will leave us 5- or
22 6,000 short, so we're getting close.

23 MR. FLAHAN: So if you took that corner above 101
24 but took it over to I-17 above 101 to Pinnacle Peak, that is
25 another 3,028.

1 COMMISSIONER YORK: That's fine.

2 MR. FLAHAN: Okay.

3 COMMISSIONER YORK: And the only other change I
4 had, I think 9 -- we took some population out of 9, is that
5 I would still argue that the little finger of Maryvale
6 that's on the west side of the 101 loop belongs with
7 District 9, with Glendale and Luke Air Force Base. Along
8 the top side of District 7.

9 MR. FLAHAN: Are you talking Camelback?

10 COMMISSIONER YORK: No, I'm talking about the three
11 little blocks on the west side of the 101. We discussed the
12 hell out of this on Friday, I would put that in District 9.

13 MR. D. JOHNSON: Yeah -- no, no --

14 CHAIRPERSON NEUBERG: Commissioner York, why do you
15 feel that that particular area belongs in D9? Is that just
16 population balancing or --

17 COMMISSIONER YORK: Population balancing and I
18 strongly feel that the population and the constituents west
19 of the 101 work in the West Valley, and I think Luke Air
20 Force Base is the primary driver of that economy out there,
21 and I just -- just what I feel is the right thing to do.

22 CHAIRPERSON NEUBERG: And -- and are there -- and
23 are there significant populations of minority communities
24 that would be separated?

25 COMMISSIONER YORK: Well, hard to say. There's

1 quite of bit of land between the 101 and Maryvale to the
2 east that hasn't been developed yet. There's minority
3 communities all over this area of town, it just kind of
4 depends on who -- how -- which direction.

5 I feel those folks work to the west, I don't feel
6 like they travel east at all into the densely populated area
7 of Phoenix there in Glendale, so I just think those are
8 bedroom communities to Luke Air Force Base and the stuff to
9 the west.

10 CHAIRPERSON NEUBERG: We'll debate that.

11 COMMISSIONER LERNER: Can you just clarify again
12 exactly where you're talking about in that one exchange?

13 COMMISSIONER YORK: It shows on the screen there.

14 COMMISSIONER LERNER: Oh, I'm sorry.

15 Oh, okay. And where were you moving that? Were
16 you moving that into District 9?

17 COMMISSIONER YORK: Yes, ma'am.

18 COMMISSIONER LERNER: Okay. So that -- I'm sorry,
19 I was looking at something else when you mentioned that.

20 That's actually Maryvale --

21 COMMISSIONER YORK: I know.

22 COMMISSIONER LERNER: -- parts of Maryvale.

23 COMMISSIONER YORK: We have --

24 COMMISSIONER LERNER: Not having it in District 9.
25 I'm actually going to recommend that it go into District 7

1 because it actually fits nicer with District 7, it borders
2 Avondale, looks more demographically like Avondale and the
3 agricultural areas. And we actually talked about how
4 District -- that part of Maryvale should not be in
5 District 9 because the community of interest there does not
6 fit with that community as well.

7 CHAIRPERSON NEUBERG: Commissioner Lerner, you're
8 going have your time to direct Mapping.

9 COMMISSIONER LERNER: Sorry.

10 CHAIRPERSON NEUBERG: But hey, I'm on it too.

11 COMMISSIONER LERNER: I jumped on it. I'm sorry.

12 COMMISSIONER MEHL: I think we've finished all
13 of --

14 COMMISSIONER YORK: Our changes.

15 COMMISSIONER MEHL: -- our changes.

16 COMMISSIONER YORK: What's the population of that,
17 Brian?

18 MR. KINGERY: 18,461.

19 COMMISSIONER YORK: Okay.

20 COMMISSIONER LERNER: And I'll just mention, I was
21 busy looking at getting prepared so I will probably come
22 back with some questions tomorrow on some of the changes
23 that you recommended but because I was focused on that, I
24 wasn't --

25 COMMISSIONER MEHL: Understood.

1 COMMISSIONER LERNER: Thank you.

2 CHAIRPERSON NEUBERG: We will have opportunity to
3 fully debate both options. This is not your one and only
4 opportunity to really debate.

5 It's 5 o'clock. We do have discretion to continue
6 per, you know, our stamina. If my colleagues to my left of
7 me are -- are ready to give direction we can certainly go
8 there and you can start and if you want more time you can
9 start and then finish tomorrow. It's -- it's totally up to
10 you.

11 COMMISSIONER LERNER: Well, I guess, the question
12 is, we'll have my colleagues' maps ready to go for tomorrow
13 but we won't have ours, so I just...

14 CHAIRPERSON NEUBERG: I would like it to be
15 equitable, no maps or both maps. I don't think we need --
16 I'm not comfortable with -- with having more time to study
17 one than the other.

18 I know that maybe frustrates people but if we don't
19 finish, then -- then we'll, you know, all be on an equal
20 playing field and need a break tomorrow to study. Which is
21 okay.

22 We have -- we have -- look, we have deadlines
23 coming, but -- but to be honest, I mean, you know, we're
24 getting closer and closer and we'll make decisions quickly.
25 I mean, you know, after deliberation, I mean there's only so

1 much deliberation we can do.

2 So why don't you start and if you feel that you're
3 not done we'll pause and -- and reconvene in the morning.

4 COMMISSIONER LERNER: Otherwise I'm fine with just
5 doing it all in the morning if you'd like and then we can
6 take a break, have them draw it and then we can take a look
7 at it, that would be fine as well.

8 CHAIRPERSON NEUBERG: How do my colleagues feel
9 about that, given that I'm not comfortable allowing the
10 community to have overnight studying one map and, you know,
11 20 minutes tomorrow to study the other?

12 COMMISSIONER MEHL: I'll defer to your judgment.

13 CHAIRPERSON NEUBERG: Yeah, I mean, so if you're
14 not prepared to -- to finish, I'm comfortable taking a, you
15 know, taking a -- pausing and we'll reconvene in the morning
16 and at one of our breaks have Mapping be able -- I mean,
17 Mapping can certainly start, you know, the work on the other
18 map but -- but not publish it.

19 COMMISSIONER LERNER: I could -- I could do it but
20 I -- but I could probably do it better tomorrow.

21 CHAIRPERSON NEUBERG: Here's another idea. What if
22 we take 15 minutes to allow Mapping to get a head start when
23 they have overnight to at least begin to incorporate and
24 then tomorrow you fine-tune so it may help them be able to
25 get where they need to go faster, or am I reading too much

1 into what would be helpful to you?

2 COMMISSIONER LERNER: There are probably some
3 pieces that I will need to look more closely at for tonight,
4 but I could do some.

5 MR. FLAHAN: If there's parts of the -- your
6 instructions you would like to give us, we can -- we can
7 work on it tonight, bigger picture things are easier for us
8 to consume after hours; but if you're not ready, that --
9 that is fine too, we can work on it tomorrow. So we'll
10 leave it at your discretion.

11 I'm sure that didn't help.

12 CHAIRPERSON NEUBERG: Are there big picture things?
13 Or if not, we'll just defer and we'll re- -- we'll call it a
14 day and reconvene tomorrow.

15 MR. D. JOHNSON: Essentially I want to say, if
16 there are pieces you know you're going to ask for, give them
17 to us now and we'll start on those; if there's pieces that
18 are up in the air --

19 COMMISSIONER LERNER: Okay. There's a couple like
20 I mentioned, even Casa Grande. So there's a couple that we
21 can do now and then tomorrow we can finish up. So that way
22 we can at least get some more done today but I don't want to
23 keep us too late.

24 Okay. So we're going to just start over on the
25 West Valley where Commissioner York just was actually, but

1 with a different perspective there.

2 As I mentioned, Maryvale is that piece that you
3 just were in, that on the edge there west of 99th Avenue,
4 I'm just going to suggest that we -- or I'm going to
5 recommend that we move that into District 7; and this goes
6 with communities of interest, VRA, population balancing, all
7 of those -- so this all hopefully will fit together as
8 trying to balance the population.

9 MR. FLAHAN: Quick question for you on that change.

10 COMMISSIONER LERNER: Yes.

11 MR. FLAHAN: You said 19th -- I'm sorry, 99th
12 Avenue as the border?

13 COMMISSIONER LERNER: Right. It's basically that
14 entire --

15 MR. FLAHAN: Commissioner York went to the 101 so I
16 was trying to figure out if that was a difference?

17 COMMISSIONER LERNER: I'm sorry, the block?

18 MR. FLAHAN: I say Commissioner York went out to
19 the block, to the 101.

20 COMMISSIONER LERNER: Yeah, I'm just -- I'm taking
21 that -- oh, he went all the way over to the 101?

22 MR. FLAHAN: You can see that one block that goes
23 east to the 101.

24 COMMISSIONER LERNER: Right.

25 MR. FLAHAN: That green area, he took his all the

1 way to the 101. Is that a change you want to keep yours at
2 99th Avenue? So you see you have a straight line between
3 the two districts.

4 COMMISSIONER LERNER: Yeah, I'm just looking to
5 see -- I'm not positive about that. Is there pop- -- how
6 much population is in there?

7 Just -- because it's just that little not triangle
8 but whatever you want to call it, right, that you're talking
9 about.

10 MR. FLAHAN: Yeah. Like about 40 people.

11 COMMISSIONER LERNER: How much?

12 MR. FLAHAN: About 40.

13 COMMISSIONER LERNER: Yeah, I think that's fine.
14 So 40 people would be fine.

15 So the reason just from a constitutional
16 perspective, again this particular area is very well
17 connected to Avondale and into that. And it probably will
18 fit with D7 with a little bit more of an agricultural
19 perspective as part of that.

20 So that's moving -- that's one big picture move
21 which will be adjusted as we move through the map to look at
22 some other areas.

23 I mentioned already District 2, the Casa Grande,
24 moving that to District 2, that does move a good population;
25 but again, that can be balanced.

1 And I think we have some commonalities on what
2 needs to happen with District 5. I think there's some
3 things that we agree on in that area and that will help
4 balance some of those areas as part of that move.

5 So part of why to move again, just to make sure
6 it's clear on -- from a constitutional perspective for
7 District 2 it -- it keeps Casa Grande, Coolidge, Maricopa
8 and Florence together, which are common communities of
9 interest. And I think they go well together so they would
10 go from District 2 to District 6, Casa Grande.

11 There's another area where I agree with
12 Commissioner Mehl's line on this map that already exists
13 between --

14 COMMISSIONER YORK: Commissioner Lerner, did you
15 intend to move Casa Grande from District 6 into District 2?

16 COMMISSIONER LERNER: No, it was -- did I say that?

17 COMMISSIONER YORK: Or Florence and Coolidge back
18 into District 6?

19 COMMISSIONER LERNER: No, I was moving -- adding
20 Casa Grande to District 2.

21 COMMISSIONER YORK: Okay.

22 COMMISSIONER LERNER: Is that what you asked?

23 COMMISSIONER YORK: Yeah, you didn't say that.

24 COMMISSIONER LERNER: I'm sorry. Thank you.

25 COMMISSIONER YORK: You said it once and then you

1 reversed it, so I was trying to figure it out.

2 COMMISSIONER LERNER: Thanks for catching that. I
3 appreciate it.

4 COMMISSIONER YORK: Doug was all over it.

5 COMMISSIONER LERNER: Huh?

6 Doug -- Doug got it?

7 COMMISSIONER YORK: Which Doug?

8 COMMISSIONER LERNER: Both Dougs got it, right?

9 Both Dougs had it.

10 Okay. Great.

11 We do agree -- I do agree with the boundary that --
12 where is it at? Sorry, let me pull that. I'm not going to
13 change that boundary so I don't need to say anything.
14 Because that was a boundary that Commissioner Mehl had
15 suggested and I -- between D2 and D6, and that works.

16 So that's a second sort of big picture move and
17 what I'm mentioning here is just that we -- I agree that
18 where Mammoth and San Manuel go into District 6, that piece.

19 So, I'm going to mention this one now but I do have
20 some suggestions that I hope we can talk about tomorrow for
21 a compromise because we have differences of opinion on where
22 the lines should go in Tucson, but I do have some ideas on
23 how to improve the line and maybe come up with a compromise
24 between Commissioner Mehl's suggestions and what we're
25 suggesting in that area.

1 And so the suggestion that I have here is to move
2 the -- I'm just going to say to move the line for now,
3 knowing that there will be compromise later, back to
4 Campbell.

5 There are some things that we could do in terms of
6 where that line goes, there might be a piece of that line
7 that could go from -- I wrote it down, excuse me just for a
8 moment. Sorry, I -- I wrote this down. Oh, okay. Here we
9 go.

10 I think I'll be able to -- we'll have a way to
11 compromise on looking at the difference between Alvernon and
12 Campbell because I think there are pieces of it that could
13 actually -- some pieces of it could move east and some
14 pieces of it to the west, it doesn't have to be straight up
15 on that area. The Campbell boundary between north of Grant
16 and south of Grant, I think there's a difference in terms of
17 the population.

18 So just for discussion purposes, I'm going to put
19 it there right now but I'm -- I want to be clear that I feel
20 that there's ways for us to compromise by moving that line
21 around as part of that.

22 The next --

23 MR. FLAHAN: So Campbell all the way down to
24 Broadway or Campbell...

25 COMMISSIONER LERNER: Campbell as it was in 11

1 point -- which one?

2 COMMISSIONER MEHL: 11.2.

3 COMMISSIONER LERNER: Two?

4 COMMISSIONER YORK: No.

5 MR. FLAHAN: Okay.

6 COMMISSIONER LERNER: Yeah, Campbell as it was in
7 11.2. But tomorrow I will have what I hope will be a good
8 compromise between both visions of how Tucson could be split
9 as part of that. And again, my -- this map is going to be
10 very population unbalanced because I'm just giving you big
11 picture and then tomorrow when we begin, Chairwoman, I hope
12 I can then just clean up a few things.

13 CHAIRPERSON NEUBERG: And, you know,
14 Commissioner Lerner, you ask very good questions when
15 Commissioner York was or Commissioner Mehl was asking about
16 some changes of lines there. According to the
17 constitutional criteria, why are you suggesting this change?
18 How does this -- you know, because before again the
19 fine-tuning of the other constitutional criteria, I'm trying
20 to make sense of the driving force behind this change or
21 recommendation?

22 COMMISSIONER LERNER: For the Campbell?

23 CHAIRPERSON NEUBERG: Yeah.

24 COMMISSIONER LERNER: So there's a couple of
25 reasons. One is VRA for District 7, it will improve the

1 Hispanic voting -- the H-CVAP in District 7 because it
2 actually -- moving it that far east will actually harm the
3 CVAP, so that's one reason and I appreciate you asking.

4 It's also communities of interest, it splits Tucson
5 more evenly as part of that. This area -- parts of this
6 area are majority Latino and the area that's being
7 recommended will actually divide some of the communities of
8 interest in that area. So what I'm trying to do is just
9 kind of put -- put them back of there, but a big part of it
10 has to do with the VRA.

11 There was an area north of Grant that could go
12 further west that probably wouldn't impact the VRA as much.

13 Thank you for asking.

14 CHAIRPERSON NEUBERG: No, we'll need to study that.
15 I look forward to that, yeah. Thank you.

16 COMMISSIONER LERNER: Yeah, it also -- just as a
17 last couple of points in that area.

18 In addition to the CVAP as I mentioned, it -- it
19 actually makes the district more competitive
20 between District 6 -- with District 6, which is another
21 criteria that we have, and splits Tucson more evenly.

22 Just another big picture which we'll come back to.

23 And I think this is something, I would imagine, I
24 think it's similar to what my colleagues have said, and
25 that's going up into District 5 and District 2 area where

1 we're trying to align communities of interest. I think --
2 is Leisure World added in this one in District 5 already?
3 Because if it's not, I would recommend it be in there,
4 that's part of the retirement communities.

5 And then there are other areas in that -- between
6 District 2 and District 5 adding -- trying to combine
7 District 5, adding Gold Canyon and Gold Camp and Queen
8 Valley to District 5 from District 2.

9 These are areas -- Gold Canyon certainly has been
10 asking to be aligned with Apache Junction. These are
11 retirement communities that would be served well by
12 District 5.

13 There's another area down here a little bit further
14 south, it may be in here already. The Poston Butte area,
15 that is a golf course and development on the Hunt Highway
16 just southeast of San Tan and actually aligns itself with
17 San Tan. So I think that would be good to have them get
18 combined in that area.

19 And was Leisure World already in this one, CD-5?
20 Do you know?

21 I think that Commissioner York had mentioned
22 Leisure World also in his, but I wasn't -- I wasn't
23 remembering if that was in the legislative or if that was in
24 congressional.

25 MR. D. JOHNSON: We're still trying to catch up

1 with you, one step behind.

2 COMMISSIONER LERNER: I'm sorry. Just tell me to
3 slow.

4 MR. D. JOHNSON: Yes. So you were asking on the
5 District 5 -- oh, yes, do you have Leisure World there,
6 Brian?

7 COMMISSIONER YORK: Leisure World is in District 4
8 right now.

9 COMMISSIONER LERNER: Okay. So just suggesting to
10 put it with District 5 with other communities.

11 And again I know this will be population
12 imbalanced. I will try to have some changes in the morning
13 first thing to make those adjustments.

14 Oh, which reminds me, can you --

15 MR. D. JOHNSON: Sorry. Can we go back one step?

16 COMMISSIONER LERNER: Sorry.

17 MR. D. JOHNSON: So the golf course you're talking
18 about identifies as San Tan Valley area, is that -- it's in
19 the city of Florence.

20 COMMISSIONER LERNER: It's -- it's actually --
21 well, I mean, it's not a critical one, that golf course.
22 It's just that when they -- they actually talk about being
23 in the southeast valley more than they talk about, so I
24 think it's in the --

25 COMMISSIONER YORK: Well, the city of Florence is

1 in the southeast valley.

2 COMMISSIONER LERNER: Oh, I never think of it that
3 way, but...

4 COMMISSIONER YORK: I know. Hunt Highway connects
5 it all.

6 COMMISSIONER LERNER: It's not critical, it's just
7 one -- we can always come back to that.

8 So we can move on from that one.

9 COMMISSIONER YORK: What were the other
10 suggestions, Shereen? You said Leisure World and then you
11 rattled off...

12 COMMISSIONER LERNER: I know I rattled off.
13 Gold Canyon, Gold Camp and Queen Valley which are right near
14 Gold Canyon. The Poston Butte area is actually pretty new.

15 MR. D. JOHNSON: Just on Gold Camp and Gold Canyon
16 and Queen Valley, would it make sense to follow the
17 highway -- you can see Gold Camp there and Queen Valley's
18 right there somewhere.

19 COMMISSIONER LERNER: They're right next to each
20 other.

21 MR. D. JOHNSON: Follow the highway but not
22 including Superior, right?

23 COMMISSIONER LERNER: Not include Superior,
24 correct.

25 MR. D. JOHNSON: Sorry?

1 COMMISSIONER LERNER: Correct. Correct.

2 MR. D. JOHNSON: Okay.

3 COMMISSIONER YORK: It includes Superior?

4 COMMISSIONER LERNER: No, I'm saying not to.

5 MR. D. JOHNSON: Okay.

6 COMMISSIONER LERNER: I'm going to stop here
7 because I have some other thoughts but I'm not sure if
8 they're going to work with this map, so I want to take a
9 closer look.

10 And then is there a way for the mappers to send to
11 me what you have done so I can see where the population
12 imbalances are on this map or not.

13 Not -- not to look at anybody else's map, just the
14 one I've created, is that not good?

15 CHAIRPERSON NEUBERG: You know, I think that's
16 opening up a can of worms --

17 COMMISSIONER LERNER: Okay. That's fine.

18 CHAIRPERSON NEUBERG: -- because, you know, we
19 already set a boundary that we wouldn't allow anybody to
20 look at the changes on this side. I just think to --

21 COMMISSIONER MEHL: Would you like them to just
22 publish both?

23 COMMISSIONER LERNER: No, we're not really to be
24 going down, I just wasn't...

25 MR. D. JOHNSON: Chair, one idea. We could just

1 send the list of just the district numbers and population
2 numbers, just so you can...

3 CHAIRPERSON NEUBERG: On all sides?

4 MR. D. JOHNSON: For both maps without the map.
5 There would not be a map, it would just be the numbers.

6 COMMISSIONER MEHL: That would help -- be helpful.

7 COMMISSIONER LERNER: And just recognizing I know
8 that there's going to be big issues with this one, but I'm
9 hoping first thing in the morning I can adjust those once I
10 know.

11 Thank you.

12 MR. D. JOHNSON: And it won't have the competitive
13 numbers and all that, it will just be population deviation.

14 CHAIRPERSON NEUBERG: Okay, so I have -- this is a
15 question, then, for Legal. So if you're going to be sending
16 that kind of empirical information to the Commissioners, is
17 that something that we're obligated to share with the
18 public? How does that work with partial data that's shared
19 with us?

20 COMMISSIONER LERNER: And then we --

21 CHAIRPERSON NEUBERG: No, I mean, it's helpful for
22 us to have that data.

23 MR. HERRERA: I mean, it's shareable to the public
24 in the sense that it's going to be a public record. The
25 question is whether you want it published or not; for

1 transparency reasons, you probably do, so that's been
2 consistent with what the Commission's been doing thus far.

3 COMMISSIONER LERNER: Why don't we just hold off.

4 CHAIRPERSON NEUBERG: No, I think it's valuable
5 information. It just --

6 COMMISSIONER MEHL: It would help both of us coming
7 into tomorrow to see where -- how bad we messed up the
8 population balances.

9 COMMISSIONER LERNER: Well, I just know that I have
10 more changes to make.

11 CHAIRPERSON NEUBERG: Right. And it will be a
12 matter of public record no matter what. The question is
13 does the public feel they need it in real time or can they
14 wait, you know, and that's a legal question. Does the
15 public need it at the same time we get it; and if so, how
16 would we disseminate that information to the public?

17 MR. HERRERA: Again, Madam Chair, it's really up to
18 your discretion. Ultimately, it is a public record, whether
19 you choose to disclose it at this point as you have been
20 doing up to this point is your decision.

21 CHAIRPERSON NEUBERG: What would the method be,
22 Mapping, to disclose it to the public and to us since -- you
23 know, I mean, there's no advantage. I don't care if the
24 public knows, you know, at the same time.

25 MR. FLAHAN: We -- we can add that document to the

1 hub if you want to put it out there. We can just make a PDF
2 of only the population numbers per district and the
3 deviation and post it on the hub, with no other mapping data
4 or anything.

5 COMMISSIONER MEHL: I think it would be helpful.

6 MR. D. JOHNSON: And just thinking longer term,
7 we're probably going to need to like Tuesday night have the
8 congressional map all but done so we can perfectly
9 population balance it. So any changes you make Wednesday,
10 we'll be sitting here making those changes one person by one
11 person and it will be very, very slow, you won't be able to
12 do very much on Wednesday.

13 So just as you're thinking about -- this is a good
14 reason to get this out there so you get your map close to
15 balance and get it very close, because Wednesday we won't
16 have a lot of flexibility on this congressional map because
17 of that one-person requirement.

18 CHAIRPERSON NEUBERG: And I think that's a good
19 lesson for all of us that it may be that this is the last
20 time that colleagues have such rein to share these ideas,
21 and we're going to have to get closer and closer. Just like
22 we did with the LDs we'll do it with the CDs, and I believe
23 we're getting closer and closer and we'll be ready to make
24 those decisions in time.

25 So it sounds like what we'll do, you'll disseminate

1 the information regarding population balancing, my
2 colleagues and I will be able to collect our thoughts; when
3 we return in the morning, we'll resume immediately, both
4 sides can fine-tune whatever directives they've given you;
5 you'll go off, Mapping can do their work, and we can also
6 reconvene and then begin deliberations on the LDs.

7 COMMISSIONER LERNER: Can I just ask for
8 clarification whether you also have my D1-D8 included in my
9 overall?

10 MR. D. JOHNSON: I was going to ask that.

11 COMMISSIONER LERNER: Yes, if you could also just
12 include that as well, please.

13 MR. D. JOHNSON: So this is the discussion of
14 Carefree and Cave Creek and Phoenix north of Pinnacle Peak?

15 COMMISSIONER LERNER: Yes.

16 MR. D. JOHNSON: And District 1 adding Metro Center
17 and then District 1 adding Northern on the south, 43rd on
18 the west, 19th on the east and Peoria and Cactus?

19 COMMISSIONER LERNER: Correct.

20 MR. D. JOHNSON: Okay.

21 COMMISSIONER LERNER: And -- and -- yeah. And
22 I'm -- well, I didn't get to District 3, but I know we'll
23 certainly take into account the Chairwoman's thoughts on
24 that, but we'll do that tomorrow.

25 CHAIRPERSON NEUBERG: Any other questions or

1 clarifications?

2 MR. FLAHAN: No questions from Mapping.

3 CHAIRPERSON NEUBERG: Okay. Excellent. Thank you,
4 everybody, for that very hard work.

5 If there is no further elaboration, we will move to
6 Agenda Item Number VII, next meeting date. It will be
7 tomorrow, Monday, December 20th at 9:00 a.m., same location,
8 and it will be another marathon day -- a full day, not like
9 today.

10 With that we move to Agenda Item Number VIII. We
11 will now close public comments.

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

19 With that we move to Agenda Item Number IX,
20 adjournment. I will entertain a motion to adjourn.

21 COMMISSIONER MEHL: Commissioner Mehl moves that we
22 adjourn.

23 VICE CHAIR WATCHMAN: Vice Chair Watchman seconds.

24 CHAIRPERSON NEUBERG: With no further deliberation,
25 Vice Chair Watchman.

1 VICE CHAIR WATCHMAN: Aye.

2 CHAIRPERSON NEUBERG: Commissioner Mehl.

3 COMMISSIONER MEHL: Aye.

4 CHAIRPERSON NEUBERG: Commissioner Lerner.

5 COMMISSIONER LERNER: Aye.

6 CHAIRPERSON NEUBERG: Commissioner York.

7 COMMISSIONER YORK: Aye.

8 CHAIRPERSON NEUBERG: Commissioner Neuberg is an
9 aye.

10 With that, we adjourn and I look forward to seeing
11 everybody tomorrow at 9:00 a.m.

12 Have a good evening, everybody. Thank you for your
13 hard work.

14 (Whereupon the proceeding concludes at 5:23 p.m.)

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23 This transcript represents an unofficial
24 record. Please consult the accompanying video for the
25 official record of IRC proceedings.

C E R T I F I C A T E

STATE OF ARIZONA)
) ss.
COUNTY OF MARICOPA)

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

I FURTHER CERTIFY that I have complied with the requirements set forth in ACJA 7-206. Dated at Litchfield Park, Arizona, this 11th of January, 2022.



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

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