

**ARIZONA INDEPENDENT REDISTRICTING COMMISSION**

Wednesday, August 3, 2011  
1:35 p.m.

Location

**Executive Tower - Pharmacy Board Meeting Room 312  
1700 West Washington  
Phoenix, Arizona 85007**

Attending

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

Raymond F. Bladine, Executive Director  
Kristina Gomez, Deputy Executive Director  
Buck Forst, Information Technology Specialist

Joseph Kanefield, Legal Counsel  
Mary O'Grady, Legal Counsel

Reported By:  
Marty Herder, CCR  
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Phoenix, Arizona  
August 3, 2011  
1:35 p.m.

P R O C E E D I N G S

(Whereupon, the public session commences.)

CHAIRPERSON MATHIS: This meeting of the Arizona  
Independent Redistricting Commission will now come to order.

The time is 1:35 p.m.

It's Wednesday, August 3rd.

And let's start with the Pledge of Allegiance.

Please rise.

(Whereupon, the Pledge of Allegiance was recited.)

CHAIRPERSON MATHIS: It's good to see so many of  
you here today at our meeting.

I'm going to start with roll call first.

Vice Chair Freeman?

VICE-CHAIR FREEMAN: Here.

CHAIRPERSON MATHIS: Vice Chair Herrera?

VICE-CHAIR HERRERA: Here.

CHAIRPERSON MATHIS: Commissioner McNulty?

COMMISSIONER McNULTY: Here.

CHAIRPERSON MATHIS: Commissioner Stertz?

COMMISSIONER STERTZ: Here.

1 CHAIRPERSON MATHIS: We have a quorum.

2 I'd like to also acknowledge other folks here  
3 today.

4 Our legal counsel, we have Joe Kanefield and  
5 Mary O'Grady.

6 We have our mapping consultant, Korinne -- you'll  
7 have to help me.

8 KORINNE KUBENA BELOCK: Belock.

9 CHAIRPERSON MATHIS: Belock, and Ken Strasma.

10 And our executive director, Ray Bladine, is going  
11 to be here shortly.

12 We also have Buck Forst who is our  
13 chief technology officer, our public information officer  
14 Stuart Robinson, and our deputy executive director Kristina  
15 Gomez.

16 And Anna Garcia is also on our staff in the back.

17 Thank you, Anna.

18 And so if any of you have questions for staff,  
19 feel free to address them throughout the meeting.

20 Our next agenda item is the executive director  
21 report, but we will go ahead and move on to the next item,  
22 since Mr. Bladine would be giving that report for us. He'll  
23 be here momentarily.

24 So that takes us to agenda item three,  
25 presentation by Strategic Telemetry, discussion of possible

1 action on the purchase of online mapping software.

2 So if you all ready to go.

3 KENNETH STRASMA: Certainly.

4 CHAIRPERSON MATHIS: Great.

5 KENNETH STRASMA: We brought up at the last  
6 meeting, there have been three different companies that have  
7 provided bids for online redistricting software.

8 I do want to clarify, because there were some  
9 public comments raised at the hearing about the distinction  
10 between this and the existing AIRC website.

11 The AIRC website already has ability to host maps,  
12 picture maps. We will be able to put images up, what's  
13 called block equivalency files.

14 So anyone who wants to grab copies of draft maps  
15 can pull them down and also be able to post them in native  
16 Maptitude and by shapefiles.

17 What's distinct from the online mapping software  
18 is that's something that actually gives the citizens ability  
19 to go online and with access to a web browser and draw their  
20 own maps.

21 In many states, in past redistrictings, there have  
22 been different types of public outreach that have been  
23 tried. For example, having computer terminals installed at  
24 public libraries, traveling public access terminals.  
25 Sometimes, like, I think it was 20 years ago, we would have

1 big paper map books, and people would write the numbers of  
2 census blocks on a piece of paper.

3           So the technology has come quite far, and then now  
4 there's ability that anyone who has access to a web browser  
5 can log in, draw maps, experiment with changes to different  
6 maps, submit if they want to the Commission.

7           The three different bids that we received are from  
8 ESRI, Maptitude, and Azavea.

9           ESRI is the maker of the ArcView GIS, probably the  
10 most commonly used GIS package.

11           They have submitted a bid that would be \$116,000.

12           Maptitude is from Caliber Corporation. They are  
13 the makers of the online -- of the desktop software that the  
14 Commission selected at the last meeting.

15           So you have the advantage of the familiar user  
16 interface to people in Arizona who have used Maptitude over  
17 the last ten years.

18           They've submitted a bid at \$87,000 for online  
19 access for a year.

20           The third company, Azavea, provided the software  
21 that was used for the Arizona Competitive Districts  
22 Coalition's online mapping contest that many people are  
23 familiar with.

24           And they have submitted a paid that would  
25 essentially allow the Commission to take over the remainder

1 of that contract and use the same software that people who  
2 were in that contest are familiar with.

3 And they submitted a bid at \$49,651.

4 CHAIRPERSON MATHIS: And do you know how much time  
5 is left on that contract?

6 KENNETH STRASMA: I do not.

7 CHAIRPERSON MATHIS: Maybe we can find that out.

8 What other questions or comments do you all have  
9 on online mapping software?

10 COMMISSIONER McNULTY: I did have a question about  
11 the ease of use for the three alternatives for the public  
12 and which would be most likely to provide a tool that is  
13 easy to manage.

14 KENNETH STRASMA: There is some -- a bit of a  
15 learning curve for any of the three.

16 If someone has used one of them before, so people  
17 have done the online contest before, and that's advantage,  
18 if you are familiar with Maptitude, that's an advantage.

19 For all of them there is training available. And  
20 I would suggest doing a web-based video training so people  
21 could actually see how it's done online rather than having  
22 to read through a manual.

23 So they all take some training, and I think we  
24 would have to make an effort to make it as accessible as  
25 possible.

1           I don't see any one of them being above the others  
2 in terms of usability.

3           COMMISSIONER McNULTY: In terms of our ability to  
4 understand what's provided to us versus the users -- the  
5 fact that many of the users who are really involved in this  
6 process already would have used Azavea -- is that what it's  
7 called, Azavea?

8           We're going to be using Maptitude. Is it going to  
9 be fairly easy for us to understand what the Azavea product  
10 is when it's provided to us?

11          KENNETH STRASMA: Yes, we will see to that,  
12 commissioner.

13          When we do a transfer, if one of the other  
14 packages is submitted, we will translate them into Maptitude  
15 and make them available on the desktop package that the  
16 commissioners use.

17          COMMISSIONER McNULTY: So it sounds like there  
18 wouldn't be a reason to spend more than 47 or \$49,000 to use  
19 Azavea if that should provide the same bundle of sticks for  
20 the public --

21          KENNETH STRASMA: Right.

22          COMMISSIONER McNULTY: -- and that we would be  
23 able to re-translate it to what we use.

24          KENNETH STRASMA: I do believe that all three  
25 packages provide a similar amount of coverage.

1 COMMISSIONER STERTZ: Madam Chair.

2 CHAIRPERSON MATHIS: Mr. Stertz.

3 COMMISSIONER STERTZ: Ken, thank you for getting  
4 these proposals put together.

5 When did you -- when did we get these proposals?

6 KENNETH STRASMA: They have come in over the  
7 course of the last week.

8 COMMISSIONER STERTZ: I'm a bit at a loss because  
9 other than Maptitude, the ESRI and Azavea software, neither  
10 of those two I've had the opportunity to look at.

11 So other than taking a recommendation from  
12 Mr. Strasma and looking at the financial components of this,  
13 I wouldn't, I wouldn't have a comment at this time.

14 It would have been preferred if we would have had  
15 an opportunity to at least know that who the companies were  
16 and the software we were anticipating taking action on  
17 today.

18 Because it was -- the hope is to get this out into  
19 the public as quickly as possible so that they can start  
20 doing their work.

21 Post grid-map design.

22 So with that being said, it's -- I'm -- for lack  
23 of information, I don't know how I could possibly make a  
24 recommendation or a decision based on what's been delivered  
25 today.

1           Is there anything else that you have? Is there a  
2 presentation comparison between the three?

3           KENNETH STRASMA: The -- we made a conscious  
4 decision not to forward the proposals, because one of  
5 the three had included a request that it not be made public  
6 to anyone who is not involved in the decision-making  
7 process.

8           What I probably could do is go back to them and  
9 say is there a proposal that you are willing to have made of  
10 a public document, and make all three of those available to  
11 the public.

12           COMMISSIONER STERTZ: Okay.

13           CHAIRPERSON MATHIS: Other questions or comments  
14 from other commissioners?

15           VICE-CHAIR FREEMAN: Madam Chair.

16           CHAIRPERSON MATHIS: Mr. Freeman.

17           VICE-CHAIR FREEMAN: I think I'm in the same road  
18 as Mr. Stertz.

19           You've given us names and some numbers. And as an  
20 aside, the decision doesn't -- easier or not, I don't know  
21 how we're to. . .

22           I played with the online, went through the initial  
23 training for the one at AZredistricting.com, but I have not  
24 had the opportunity to use either of the other two options  
25 we have, so I don't know.

1 CHAIRPERSON MATHIS: Okay.

2 Well, I would agree. I don't know either. I'm  
3 not familiar with those particular packages.

4 It would be helpful, I think, Mr. Strasma, if you  
5 could come back to us -- if you could find out, first of  
6 all, if that one company will even allow us to all look at  
7 it, because if they won't, that will make the decision  
8 between two.

9 And then, and then if you could maybe just put  
10 together a few pros and cons of them.

11 And also now that we know the names of the  
12 companies, we also can be looking into them ourselves and  
13 seeing what we can find out too.

14 But to the extent you can provide any information  
15 on those particular offerings, that would be great.

16 KENNETH STRASMA: Okay. Certainly, Madam Chair,  
17 we'll check with the company and ask them to submit  
18 something they're willing to share.

19 And I'll circulate those to the commissioners and  
20 also links to sites that are currently up and running using  
21 the various packages.

22 CHAIRPERSON MATHIS: Right. And also to find out  
23 how much contract time is left with the one package.

24 COMMISSIONER STERTZ: Madam Chair.

25 CHAIRPERSON MATHIS: Mr. Stertz.

1           COMMISSIONER STERTZ:  Could you elaborate on that  
2 question you asked.

3           I don't -- when you asked a question about how  
4 much time is left on an existing contract, I'm not sure what  
5 that means.

6           CHAIRPERSON MATHIS:  Oh.  Well, he had  
7 mentioned at the beginning, when he was articulating  
8 the three packages, that the Azavea one, which is the  
9 online redistricting software package that I believe the  
10 Competitive Districts Coalition is using, he said that  
11 we could take over the remainder of the contract for 49,000.  
12 And I was just wondering how much time that is.

13           COMMISSIONER STERTZ:  Okay.

14           And the other question that I -- that I've got for  
15 you, Mr. Strasma, is that you had mentioned that currently  
16 we have the ability to post maps on our AIRC website.

17           KENNETH STRASMA:  Yes.

18           And that's, for example, the maps from the last  
19 cycle are currently up on the website in JPEG format.  And  
20 there's also the opportunity to download those in what's  
21 called shapefiles.

22           And I anticipate being able to do that with the  
23 maps for the process as well, no problem.

24           COMMISSIONER STERTZ:  Madam Chair.

25           Ken, when were those posted?

1           KENNETH STRASMA:  They have been up as long as, as  
2 long as I've been working with the site the last several  
3 months.

4           These are maps from the last --

5           COMMISSIONER STERTZ:  They're in the 2001 and 2010  
6 link.

7           KENNETH STRASMA:  Yes.

8           COMMISSIONER STERTZ:  Where are these -- where is  
9 any of the current data located?

10           There's nothing going forward; correct?  You've  
11 got --

12           KENNETH STRASMA:  Correct.

13           COMMISSIONER STERTZ:  There's nothing that's been  
14 currently submitted in any of the public hearings that we've  
15 had?

16           KENNETH STRASMA:  That's correct.

17           COMMISSIONER STERTZ:  And also is the  
18 questionnaire that we keep referring to in our public  
19 hearings, is that available on our website?

20           KENNETH STRASMA:  I believe so.

21           Let me defer to the executive director on that.  
22 Ray?

23           RAY BLADINE:  I don't believe we have been telling  
24 people that, but when I checked the other day because we had  
25 a problem in getting the -- we could fill them out and

1 submit the form, it is either on there but not submittable  
2 or is not on there.

3 I'm going to turn to Buck and see.

4 BUCK FORST: It will be ready today or tomorrow.

5 RAY BLADINE: It will be ready today or tomorrow.

6 VICE-CHAIR FREEMAN: Madam Chair.

7 Just on that point, we've had a number of people  
8 submit maps at these public comment hearings so far.

9 Can we get those up on our website as well so  
10 members of the public can see what's being submitted?

11 RAY BLADINE: We -- should I go ahead?

12 We are scanning those maps as quickly as we can  
13 along with the other dialogue, and the intention would be to  
14 put the maps up on the website.

15 But right now we're behind in scanning.

16 COMMISSIONER McNULTY: Mr. Bladine, are we going  
17 to indicate the source of the map as we post them?

18 RAY BLADINE: I would think that's a good idea,  
19 so, yes, we will.

20 COMMISSIONER McNULTY: And the date.

21 RAY BLADINE: And the date, and from where.

22 Thank you.

23 CHAIRPERSON MATHIS: Okay.

24 Any other questions on the online mapping software  
25 decision?

1           COMMISSIONER McNULTY: I do have one more  
2 question.

3           Once we make a decision, how long will it take to  
4 get the package up so it's available to the public?

5           KENNETH STRASMA: Approximately two weeks.

6           CHAIRPERSON MATHIS: Okay.

7           Other questions?

8           COMMISSIONER STERTZ: Madam Chair.

9           CHAIRPERSON MATHIS: Mr. Stertz.

10          COMMISSIONER STERTZ: Mr. Strasma, when will the  
11 commissioners be able to see these proposals so that we can  
12 review and start drilling down on any questions that we may  
13 have, and who will we be directing the questions through to  
14 be able to get answers?

15          Are you administering the contract or is  
16 Mr. Bladine?

17          KENNETH STRASMA: Mr. Bladine would. It would not  
18 go through Strategic Telemetry.

19          And in terms of timing, it depends on the response  
20 from the other company.

21          I would offer getting information out Friday and  
22 letting them know -- let us know one way or another if they  
23 want to be included Friday.

24          COMMISSIONER STERTZ: Which is the company that is  
25 not --

1 KENNETH STRASMA: ESRI.

2 COMMISSIONER STERTZ: Okay.

3 So we've got information on Maptitude and  
4 obviously there's a public access on AZredistricting.com for  
5 that usability; correct?

6 KENNETH STRASMA: Correct.

7 COMMISSIONER STERTZ: All right. Perfect.

8 Thanks.

9 CHAIRPERSON MATHIS: Okay.

10 Other questions, comments before we move on?

11 VICE-CHAIR FREEMAN: Madam Chair.

12 CHAIRPERSON MATHIS: Mr. Freeman.

13 VICE-CHAIR FREEMAN: Obviously I want to make the  
14 right decision on this, the appropriate decision, but time  
15 is of the essence.

16 It's going to be a two-week lead time, on that  
17 time the Commission is going to move ahead on the grid map  
18 and the draft map, and I don't want the public to not have  
19 this capability with very little time to do or submit  
20 anything to the Commission before all the draft maps are in.

21 My concern is once the Commission is at the draft  
22 map stage, we now, we now present the public with a  
23 presumption, a presumption that we have to overcome that  
24 they've always seen the direction the Commission is moving  
25 on and now they have to persuade us to move on off the

1 persuasion.

2 I know it's within the right of commissioners to  
3 make any changes we want to down the road, but it might seem  
4 a little more daunting to members of the public like right  
5 now we're working with a blank slate, the Commission hasn't  
6 tipped its hand or drawn any maps.

7 And, from the public perspective, I would think  
8 that they view the playing field as lopsided.

9 So it's a long way of saying, I think, we need to  
10 make the right decision, but we need to make it as quickly  
11 as possible.

12 CHAIRPERSON MATHIS: I was going to ask, what do  
13 you propose?

14 I agree completely.

15 And to the extent -- you know, we're going to get  
16 to future meeting dates as part of this agenda, and it may  
17 be that we may need to by telephone or something to at least  
18 make some decisions at a meeting that this is coming up  
19 faster than maybe we had planned that we were going to  
20 before.

21 So, at least a telephonic one can be -- we can  
22 mobilize quickly if we need to.

23 So we look forward to getting the information from  
24 Mr. Strasma on these options, and then decide, maybe Friday,  
25 start to review that material that he gives us and proceed

1 accordingly.

2           And hopefully we can all review it quickly and  
3 decide what we want to do in our own minds and come together  
4 and discuss that.

5           COMMISSIONER STERTZ: Madam Chair.

6           CHAIRPERSON MATHIS: Yes, Mr. Stertz.

7           COMMISSIONER STERTZ: Am I under the impression  
8 from the rest of the commissioners that Maptitude was  
9 discussed at the prior hearing as the preferred online  
10 mapping service because of its relationship with, one,  
11 what's happen over the previous ten years and what we're  
12 using as our own mapping software?

13           And Azavea came in as an after discussion  
14 opportunity for cost savings and for knowledge of the  
15 general public was using that software?

16           CHAIRPERSON MATHIS: My recollection was that we  
17 talked about Maptitude for the desktop version. But I  
18 didn't think we necessarily talked about it for online  
19 mapping.

20           I could be incorrect with that, if you guys  
21 remember differently.

22           I know we have discussed the AZredistricting.com  
23 as another option out there, but I don't remember  
24 specifically covering Maptitude for online mapping.

25           COMMISSIONER STERTZ: Madam Chair, as everybody

1 knows, I'm a big fan of saving the taxpayers as much money  
2 as possible.

3           So the more quickly we can make the decision, the  
4 better the public is going to be if we actually give them  
5 drawing maps at their own time, their own discretion.

6           CHAIRPERSON MATHIS: Agreed.

7           COMMISSIONER STERTZ: Let's table this -- do we  
8 need a motion to table this item until the next hearing?

9           CHAIRPERSON MATHIS: Or we can agree to have it on  
10 our next agenda, this decision.

11           COMMISSIONER STERTZ: Move to the next agenda.

12           CHAIRPERSON MATHIS: Okay.

13           So that -- any other comments?

14           Okay. And we are -- so, it's not specifically  
15 noticed on our agenda. We have public comment will  
16 be allowed regarding the options prior to the Commission's  
17 actions, but that's for agenda item four, and not three.

18           So I'm not sure how that -- we have a request  
19 legal counsel for a comment with regard to agenda item  
20 three.

21           And I am happy to entertain it, if we're allowed  
22 to.

23           MARY O'GRADY: Madam Chair, you have the  
24 discretion to take things not in the order listed.

25           And there is public comment at the end for any

1 matter, and so you can hear public comment on a specific  
2 agenda item now.

3 CHAIRPERSON MATHIS: Right. Great.

4 Then that said, I'd like to go ahead and ask David  
5 Cantelme from Fair Trust in Phoenix to come up and comment  
6 on agenda item three.

7 DAVID CANTELME: Thank you, Madam Chair, members  
8 of the Commission.

9 There is a fundamental principle in public  
10 procurement law that all bidders be treated equally.

11 In effect, what you have is a subsidy to Azavea,  
12 if I pronounce that correctly --

13 UNIDENTIFIED WOMAN: Could you spell that, Azavea?

14 DAVID CANTELME: I can't. I'm just repeating what  
15 I heard here.

16 As I understand it, there's three competitors,  
17 Azavea, Maptitude, and ESRI.

18 And the proposal for Azavea is that the Commission  
19 would take over its contract and thereby would enjoy a  
20 savings -- would only have to pay, as I heard it, \$49,000,  
21 which is less, of course, than the other two bidders.

22 The problem with that is that in effect it is a  
23 subsidy by the Coalition to the Commission to purchase this  
24 particular software.

25 And while it's great to enjoy savings with public

1 dollars, to do that would mistreat Maptitude and ESRI unless  
2 the same subsidy was extended to them so that they would be  
3 placed on an equal footing.

4           Members of the Commission, you cannot favor one  
5 public bidder over another.

6           You cannot extend one privilege to one public  
7 bidder not enjoyed by the other, even if it would result in  
8 a savings.

9           Because that would violate the fundamental  
10 principle of equal footing and equal treatment.

11           Nor, members of the Commission, can you take into  
12 consideration for purposes of your decision the fact that  
13 certain portions of the public have been using that  
14 particular software. And the reason for that,  
15 commissioners, is that the two competitors were not allowed  
16 the same access to the public.

17           As a result, you've got a privilege or favor being  
18 enjoyed by one of the competitors, in my opinion, not  
19 enjoyed by the other two. And you just can't do that.

20           Unless there's questions, thank you.

21           CHAIRPERSON MATHIS: Thank you.

22           Any other comments on agenda item three that  
23 anyone would want to -- we'll need you to fill on a request  
24 to speak form.

25           Oh, great, you did.

1           WENDY SCHOPS: I didn't specify agenda three  
2 because I didn't know the situation was going to come up.

3           CHAIRPERSON MATHIS: Okay. Sure.

4           Let me -- can you tell me your name?

5           WENDY SCHOPS: Wendy Schops.

6           CHAIRPERSON MATHIS: Okay. Wendy Schops,  
7 representing self, from Phoenix.

8           WENDY SCHOPS: Thank you.

9           I wanted to first say that Azavea's client is a  
10 far left progressive company, Arizona Competitive Districts  
11 Coalition.

12           And taking over a contract from a progressive  
13 liberal group is a corrupt and conflict of interest.

14           We want to know -- the public wants to know not  
15 only the bids that are coming in regarding these companies,  
16 but if any of these companies have any particular party  
17 affiliation.

18           I think the public also has a right to know when  
19 making that decision.

20           That's it for agenda three right now.

21           CHAIRPERSON MATHIS: Okay. Thank you.

22           VICE-CHAIR HERRERA: Madam Chair?

23           CHAIRPERSON MATHIS: Yes.

24           VICE-CHAIR HERRERA: Ken Clark is raising his  
25 hand.

1 CHAIRPERSON MATHIS: I'm sorry?

2 VICE-CHAIR HERRERA: Ken Clark is raising his  
3 hand. I think he would like to speak.

4 CHAIRPERSON MATHIS: Oh, yes.

5 KEN CLARK: I didn't specify item three but --

6 CHAIRPERSON MATHIS: Okay. But you're in here as  
7 well?

8 KEN CLARK: Yes.

9 CHAIRPERSON MATHIS: Okay. Ken Clark, Arizona  
10 Competitive Districts Coalition, from Phoenix, and let's  
11 talk on agenda item three as well.

12 KEN CLARK: Thank you, Madam Chair, commissioners.  
13 There are a couple points that are somewhat  
14 alarming.

15 First, that somehow by turning over the rest of  
16 the contract that the Arizona Competitive Districts  
17 Coalition had with Azavea it's giving a preference. I don't  
18 understand how you can make that jump.

19 A preference in what?

20 We began a process, we developed this tool, and we  
21 are willing to turn it over for the cost that Azavea has  
22 decided on their own it would cost to move that tool over  
23 and upgrade it.

24 The fact that we were already doing this in the  
25 state and the fact that other people were using it is no

1 more an advantage to anybody else than if Maptitude had  
2 taken the time to look at our little state and come on over  
3 and pay attention to it.

4 Which clearly it did not.

5 The idea furthermore that we are some kind of far  
6 left progressive group, my co-chair Roberta Voss, a  
7 Republican, would contest that idea.

8 It's simply not true.

9 We had a mapping contest that just culminated the  
10 other day -- or yesterday, and we had the awards, and people  
11 were allowed to map with whatever they had in mind.

12 We obviously would like to see greater  
13 competition, but anybody can use this tool for any purpose.

14 And the beauty of it is that you have transparency  
15 and you can scrutinize anybody's maps that come forward.

16 It's simply not true.

17 Furthermore, one final point, in turning the  
18 software over to the Commission, whatever assumptions that  
19 we built into the software regarding what is a competitive  
20 district, what is a compact district, would then be  
21 redefined based on the assumptions the Commission wants to  
22 do.

23 So even if we were a bunch of Maoists, it wouldn't  
24 matter, or whatever we are in this political spectrum,  
25 because the Commission uses the neutral tool to redefine and

1 use the definitions that the Commission's going to use so  
2 that it matches.

3 CHAIRPERSON MATHIS: Okay. Thank you, Mr. Clark.

4 VICE-CHAIR HERRERA: Madam Chair.

5 CHAIRPERSON MATHIS: Yes, Commissioner Herrera.

6 VICE-CHAIR HERRERA: Yeah, I'm not sure  
7 that the -- that we don't -- you know, I'm not familiar --  
8 I've heard of the three mapping consultants. I guess, I  
9 never thought of the political leanings of these mapping  
10 tools, and I didn't take that into consideration, and I  
11 frankly don't care.

12 Whatever the best tool we can purchase and save  
13 the taxpayers' money, that's my priority.

14 If it happens to be Azavea -- did I pronounce the  
15 name correctly? -- then so be it.

16 So to me, it's -- is it the right tool and is it  
17 for the right price.

18 But I also want to make a recommendation. I know  
19 plenty of people that participated in the contest that  
20 Mr. Ken Clark was referring to, Republicans, Independents,  
21 Green Party, Libertarians.

22 And I think they got a wide range of people from  
23 different political views participating, and I would  
24 recommend that we consider the -- and I think there was a  
25 press conference yesterday where they announced the winners

1 or at least the top two. And for us to at least consider  
2 looking at their maps.

3 Because I think members of the public, they  
4 participated in a fair contest, and I recommend that we at a  
5 minimum as a Commission look at their maps as well.

6 CHAIRPERSON MATHIS: Okay. Thank you.

7 We have another -- sir, have you filled a request  
8 to speak form?

9 GENE DIEHL: Yes, I have.

10 CHAIRPERSON MATHIS: And your name is?

11 GENE DIEHL: Gene Diehl.

12 CHAIRPERSON MATHIS: Gene Diehl representing self,  
13 Sons of Liberty Riders from Maricopa County, on agenda item  
14 three.

15 GENE DIEHL: I'd like to state for the record that  
16 in the business world if this same type of transaction were  
17 attempted, it would be considered fraud and malfeasance. So  
18 to do it in the public forum with the public funding is  
19 bordering on the same thing.

20 Contempt? Yes.

21 Illegal? Yes.

22 They became an interested party when they signed a  
23 contract with that coalition.

24 So to, quote, use the excuse of savings for the  
25 public, they've already become a disinterest -- or, excuse

1 me, they've already become an interested party in these  
2 proceedings when they signed a contract with the other  
3 organization.

4           So to use that, quote, savings for the public,  
5 it's a misnomer at best.

6           Thank you.

7           CHAIRPERSON MATHIS: Thank you.

8           VICE-CHAIR HERRERA: Madam Chair, can we move  
9 forward from this conversation?

10           You know, we have an area for members of the  
11 public to speak, and I recommend that we keep going with our  
12 agenda.

13           CHAIRPERSON MATHIS: Yeah, we will.

14           VICE-CHAIR HERRERA: I think we have a long day  
15 ahead of us, and I prefer to do that.

16           CHAIRPERSON MATHIS: We will.

17           Ms. O'Grady.

18           MARY O'GRADY: I thought it might be appropriate  
19 for Joe and I to follow up in terms of whether this is a  
20 viable thing to even consider at this point in light of the  
21 concerns that have been expressed.

22           CHAIRPERSON MATHIS: Great.

23           Thank you. So you'll let us know whether that's  
24 even a viable option for us.

25           MARY O'GRADY: I think that makes sense.

1 CHAIRPERSON MATHIS: Okay.

2 Thank you.

3 Any other members of the public on agenda item  
4 three?

5 (No oral response.)

6 CHAIRPERSON MATHIS: Okay.

7 Hearing none and seeing none, we'll move on.

8 So we'll go back now, I think, to agenda item two,  
9 executive director report.

10 Mr. Ray Bladine.

11 RAY BLADINE: Thank you, Madam Chair.

12 I apologize for being late.

13 I would not want to accept responsibility myself.

14 I'm going to blame it on Christian Palmer, because he called  
15 me when I was driving into the garage and surprised me, and  
16 I couldn't remember where I parked my car. So I've been  
17 running around going like this trying to find my car for the  
18 last 20 minutes.

19 And I hate that, being the age I am, because it  
20 just confirms what people sometimes think.

21 I do sincerely apologize.

22 And I will now proceed with our report.

23 I just wanted to update everyone on public  
24 information requests.

25 We do, just so you all know, we do have daily

1 contact with the press asking for a document or a document  
2 or two. If we can provide those documents to them, we go  
3 ahead and just do that.

4           They are public documents. If they are available,  
5 we should make them available as soon as possible.

6           In terms of formal requests, the ones that I'm  
7 aware of that are currently outstanding is a request from  
8 Senator Andy Biggs about all documents related to the  
9 Strategic Telemetry contract.

10           We are in the process of pulling that together.

11           I met with Mary yesterday and saw a stack of data  
12 like this that we're still going through. And we're doing  
13 it as rapidly as we can.

14           But my instruction to staff has been that we've  
15 got to do these public hearings and then as quickly as  
16 possible provide the information.

17           So, in fact, we've had the staff from the -- from  
18 Mary's firm going through some of my e-mails, because I've  
19 been out of town so much that I haven't been able to do  
20 that.

21           The second one I'm aware of is Christian Palmer's  
22 request for procurement files and documents and all  
23 documents held by commissioners. And that's pretty much  
24 done, except for some very last information that we need to  
25 provide him in terms of commissioner notes.

1           But I did review the procurement file with him,  
2 and he made copies of the documents that he wished to have  
3 copies of.

4           Representative Terri Proud requested all of the  
5 documents that others requested, so as we're going through  
6 and getting the documents together, we are making a copy for  
7 her.

8           And then I would just tell historically there's  
9 been a number of requests.

10           If they're in writing, we try to send them out as  
11 a part of the packet that we were trained to do weekly of  
12 information that comes into the Commission.

13           As you know, recently we've gotten behind in that,  
14 and I apologize, because some of that information just  
15 hasn't gone out in terms of public information.

16           I'll start to make sure that if I have a written  
17 request, I'll pull it out and then forward it to you under  
18 separate cover.

19           So I guess in summary we have two requests we're  
20 really working on. One that's rather large. We're making  
21 progress.

22           I can't give you an estimate right now of when  
23 we'll have it done, but we are putting the resources that we  
24 can on that.

25           The second item, we have heard a lot of

1 information about what our budget is.

2 I thought I would correct it for the record.

3 We had \$500,000 for last fiscal year.

4 And we're allowed to carry over the balance to  
5 this fiscal year, for which there was an appropriation of  
6 three million. So the total amount we have for the  
7 two years is three and a half million.

8 We've heard people claim that we have ten million.  
9 That's not true.

10 Looking at the documents that were submitted, the  
11 Department of Administration requested 10 million, but we  
12 didn't get 10 million.

13 Last year -- ten years ago there was an  
14 appropriation of about six million at this period of time,  
15 and that went up as there were lawsuits.

16 So if we have lawsuits, obviously our budget will  
17 go up.

18 But it looks like we're fairly comparable to what  
19 the other Commission was ten years ago in terms of  
20 appropriation.

21 And, again, that is three and a half million  
22 dollars.

23 First round public hearings.

24 As you probably all recall that when we brought  
25 the item of first round public hearings to you, we basically

1 said why don't you let us get started, set up these  
2 meetings.

3 We probably won't be able to achieve all the  
4 cities exactly as we laid out because of scheduling and  
5 other issues.

6 We also indicated that the schedule was open, and  
7 that if people would like to submit additional locations,  
8 they could do that, and we would try to accommodate.

9 Unfortunately, I missed a memo from  
10 Commissioner Freeman where he had laid out some very  
11 specific locations, and we did not add those to the first  
12 round hearings.

13 And I did correspond back to him to let him know  
14 that we would work those out with him as we could.

15 At this point, we're close to the end of the first  
16 round hearings.

17 I would tell you that from what I've seen I  
18 thought they had gone very well, except for an exception,  
19 particularly in Flagstaff this weekend, where I messed up in  
20 not confirming who would be there.

21 And I must say that the community was most  
22 gracious with us.

23 They proceeded with testimony. They gave us good  
24 information in terms of what they would like to see for  
25 mapping.

1           And it's certainly my impression from having  
2 talked to people involved ten years ago that the type  
3 and the quality of the information that we're getting  
4 at these hearings is much more useful than it was in the  
5 past.

6           That we are getting specific concerns of areas,  
7 like the Bullhead City area and Yuma area talking about a  
8 river district, specific discussions of how the Flagstaff  
9 area should look, and some Native American communities.

10           Does that mean we have all the information? Of  
11 course not.

12           If we want to add additional to round one, we  
13 could certainly do that, but I would not recommend that you  
14 hold off in continuing with your mapping until that's done.

15           There is a round two, and most of the  
16 professionals that I have talked with, which are two, would  
17 indicate the most important type of input is once you have a  
18 map up there.

19           And, in fact, when NDC's Doug Johnson was in town,  
20 we specifically asked him about that.

21           And his comment was the first round is good. It  
22 gets people's attention. It gets the Commission  
23 information.

24           The second round is really where you give people  
25 the opportunity to be specific.

1           So I would -- it's my recommendation would be that  
2 you could add additional areas in the second round that we  
3 missed.

4           However, that's your decision, your decision to  
5 make.

6           But I do believe that process we've gone upon has  
7 maximized the public input into the mapping process.

8           And I think that with the information that you  
9 have now, you probably all are starting to formulate your  
10 direction that you'll want to give the mapping consultant in  
11 terms of concepts that you would like to see them come back  
12 on.

13           So this week will end the hearings that we have  
14 scheduled for the first round.

15           There has been some concern that some meetings got  
16 shifted.

17           All of those were really the result of facility or  
18 date changes to accommodate areas.

19           For example, we thought that we would do Glendale  
20 as one of the first hearings.

21           They asked that we be held later because they were  
22 doing their own redistricting.

23           We had some contact with the Town of Eager. And  
24 at the time that we had the contact, they had a lot of  
25 issues related to the fire and did not think that was a good

1 time for us to come up there.

2 I personally talked to the mayor and indicated we  
3 would put her on the second schedule when I talked to her.  
4 And she had called me because she wondered why we weren't  
5 there, and I don't think realized that some of the Eager  
6 staff had said, gee, right now we're tied up in the fire.

7 So we've tried to accommodate other agencies as  
8 best we can.

9 Bullhead City, we went there instead of Havasu  
10 because Havasu had a council meeting that week. Bullhead  
11 City had a better facility.

12 They indicated to us, and it proved to be true,  
13 that Havasu, Bullhead City, and Kingman all work together.

14 In fact, the three mayors were -- two mayors were  
15 there, and representative from -- or a statement from the  
16 Havasu, so we got very good input in that area.

17 The facility was very good.

18 They were able to broadcast it out and then do the  
19 connections.

20 I'd say the thing we have learned for round two is  
21 that if we -- we now know some good locations to go where we  
22 can have satellite activity.

23 And we know some not to go to that the Internet  
24 connections are just not good enough to make a link to make  
25 it work.

1           I was in Winslow, and, again, I think we had about  
2 15 people.

3           We really could not hear what was going on at the  
4 Hondah location.

5           Again, they were very nice.

6           I got there. We did get their input in, and that  
7 is recorded, but it was embarrassing to be there and not be  
8 able to know what's going on.

9           So I did apologize, and take -- give them all my  
10 business card and tell them if there is additional  
11 information you want us to know, we'll arrange to call and  
12 give testimony and we'll add it to the end of the record.

13           But, I guess what I would say is if we have to  
14 rely on Skype, it's not very reliable, because we don't know  
15 what connection speeds will be.

16           If we can work with agencies that have the  
17 connection, that should work well.

18           I did find out in Winslow there's a  
19 Northern Pioneer Community College, and they do have links,  
20 so perhaps when we go back in that area we can take a look  
21 at using that to link into some of the other facilities.

22           I think that pretty well covers that item.

23           Commission mapping training.

24           I think that whatever the map it is in, I think  
25 we're ready to provide that.

1           And if we contact either Ken, Andrew, they can set  
2 up time to train you on mapping. And so we're ready to  
3 start doing that activity.

4           Strategic Telemetry contract update.

5           I had questions about whether or not there  
6 should -- there could be additional changes to the contract  
7 to make clear that there's a division between Strategic  
8 Telemetry's work for us and not get confused with any  
9 political work that they might do.

10           Mary has drafted some language on that and some  
11 goals.

12           I will let her mention kind of the approach, but I  
13 would say that while you gave me authority to execute the  
14 contract, in talking to Mary I don't have authority to amend  
15 the contract.

16           So if you want to proceed that way, I can -- you  
17 can certainly authorize me to amend along the lines.

18           VICE-CHAIR FREEMAN: It was authority to negotiate  
19 the contract, not execute.

20           RAY BLADINE: I went back and looked at the  
21 wording for both meetings, and the first meeting did say  
22 specifically that I did not need to bring it back to the  
23 Commission.

24           And my recollection when I listened to it, it also  
25 said I could execute.

1           The second meeting there was confusion about  
2 whether I had that authority.

3           But, what I heard was Mary say clearly I had  
4 authority to do it. Whether I wished to do it or not was up  
5 to me.

6           And there was then the discussion about having an  
7 opportunity to add some amendments to the contract.

8           I did not realize at the time that I didn't have  
9 authority to amend the contract, but I did have authority, I  
10 believe, with legal counsel support, that's when I executed  
11 the contract.

12           But I'd be happy to, you know, talk further about  
13 that if you'd like, or we can sit down and look.

14           I felt that I, I -- you had authorized me to go  
15 ahead and execute it, and that's what I did.

16           VICE-CHAIR HERRERA: Madam Chair.

17           CHAIRPERSON MATHIS: Mr. Herrera.

18           VICE-CHAIR HERRERA: For the record, my  
19 recollection was that we gave Mr. Bladine the authority to  
20 negotiate and execute the contract as well.

21           I remember that meeting clearly, so there's no  
22 confusion on my part.

23           My only question was regarding the amendment to  
24 the contract. I would like to get some more information on  
25 how this came about and what the amendment will say. That I

1 would like to know.

2 RAY BLADINE: Perhaps I can ask Mary to just talk  
3 about the concept she's thought about, as part of my report,  
4 since she can do it better.

5 CHAIRPERSON MATHIS: Sure.

6 Ms. O'Grady.

7 MARY O'GRADY: Sure. We were following up on  
8 issues, I think, that Commissioner Freeman had raised at  
9 that earlier meeting. And what we're looking at is  
10 something that would make it clear that Strategic can't  
11 execute any, execute any contracts in Arizona, work on any  
12 projects in Arizona while they're working on redistricting.  
13 Was one aspect of it.

14 And also a documentation so that transparency in  
15 terms of speaking of any laws or contracts regarding this  
16 project, not necessarily staff contracts and Commission  
17 contracts, but any third party contracts, that those would  
18 be well documented.

19 And so, again, providing some transparency and  
20 accountability in terms of who all is contacting  
21 consultants, if anyone.

22 Sometimes I do think they do get some media calls  
23 that might be a handled.

24 I don't know if there have actually been others,  
25 but those are some of the issues that we were addressing.

1           Or the possibility like a screen, screen off this  
2 project from some of the other projects, which did not seem  
3 feasible really at all. Because we're dealing with a small  
4 business here.

5           And we want to get the expertise we need to get  
6 the project done right, that really wasn't feasible.

7           But, so we did explore the different things like  
8 that. And where we landed was the agreement of no  
9 additional contracts in Arizona and then the documentation  
10 process.

11           So that's what we're working on. We can put that  
12 on a future agenda.

13           VICE-CHAIR HERRERA: Madam Chair.

14           CHAIRPERSON MATHIS: Mr. Herrera.

15           VICE-CHAIR HERRERA: In the future I would like to  
16 know if -- and I respect Mr. Freeman and his input on the  
17 contract, but I think we as a Commission should -- if an  
18 individual commissioner has changes to the contract, we  
19 should all be notified before any -- before you enter into  
20 those changes with Strategic.

21           Because I don't mind the first two. The last one  
22 is unreasonable, considering it is a small firm.

23           I would hope in the future you bring this up  
24 before anybody goes to Strategic, because I think we should  
25 at a minimum know about what's going on.

1           This is the first time I've heard about it.

2           MARY O'GRADY: Madam Chair, Mr. Herrera, that  
3 third item I mentioned, that screen, was not something that  
4 I was proposing. It just didn't seem like it would work.

5           And the proposal was to put this on a future  
6 agenda so that to address your concern, yes.

7           If there are amendments, it comes back to the full  
8 Commission.

9           VICE-CHAIR FREEMAN: Madam Chair, I made all my  
10 comments in public hearing. So perhaps Commissioner Herrera  
11 doesn't remember.

12          VICE-CHAIR HERRERA: Madam Chair.

13          CHAIRPERSON MATHIS: Mr. Herrera.

14          VICE-CHAIR HERRERA: No, I understand the comments  
15 you made.

16          I didn't know they were amendments. Two different  
17 things.

18          Because I made plenty of comments in public that  
19 weren't added to the, quote, part of the contract.

20          And my understanding is they were not amendments,  
21 they were just comments that you made.

22          So I apologize if I misunderstood them being  
23 amendments.

24          VICE-CHAIR FREEMAN: They were requests for an  
25 agenda, future agenda item, to discuss modifications to the

1 contract with Strategic Telemetry, and I want a few of those  
2 proposals --

3 VICE-CHAIR HERRERA: I apologize.

4 CHAIRPERSON MATHIS: Okay.

5 So our -- that will be a future agenda item at our  
6 next meeting, that you'll be coming to us and providing  
7 those amendment proposal ideas to us.

8 Okay?

9 RAY BLADINE: The next item I had was just  
10 introduction of Stuart Robinson.

11 And I see Stu here. He's our new PIO, been on  
12 board two weeks.

13 STUART ROBINSON: Tomorrow.

14 RAY BLADINE: Tomorrow two weeks.

15 He's been baptized by fire coming in, and there's  
16 a lot going on.

17 He certainly has been a big help to me in helping  
18 getting statements drafted, providing information to the  
19 press. And I'm very glad that we have him.

20 He certainly is available to assist any of you  
21 also if there's some things that you'd like to have him  
22 address.

23 I told him he works for me and we work for you.  
24 So please use him as you feel is appropriate in terms of  
25 getting Commission information, information out.

1           And just to summarize, we've introduced people  
2 before who've sent resumes.

3           We have two other members of the staff that helped  
4 with the outreach and have done a very good job, Christy  
5 Olsen and Lisa Schmelling.

6           And both of them are also right now doing the  
7 logging of all these public documents that you're going to  
8 be getting copies of.

9           I think they're going to be doing a good job.

10          Earlier we had indicated that Anna Garcia is our  
11 executive assistant. And she was very helpful in getting  
12 translations of documents in a quick period of time and also  
13 arranging for the translators.

14          So we have a couple more positions we could fill  
15 up.

16          We probably will start to do that as we move  
17 towards the second phase of hearings and as we get more data  
18 that we need to get organized and submitted.

19          And that is probably -- recent events, we are  
20 trying to keep up with all of you as you travel the state,  
21 and make sure the facilities are set up, and people are  
22 there, and that security is provided. And we will continue  
23 to do that, and look forward to when we can get down to the  
24 mapping activity.

25          If there's any questions, I would be glad to try

1 to answer them.

2 VICE-CHAIR HERRERA: Madam Chair.

3 CHAIRPERSON MATHIS: Mr. Herrera.

4 VICE-CHAIR HERRERA: Yeah, I commend the staff on  
5 the excellent job they've done with the first round of  
6 hearings.

7 I think they did a really good job around the  
8 state, including areas that through streaming I've enjoyed  
9 attending a good number them and listening to some of them  
10 as I said on the streaming and encourage the public to keep  
11 attending.

12 I enjoy the comments about the -- been hearing a  
13 lot of about competitiveness and how important it is to the  
14 state.

15 And I agree with that, and I hope I keep hearing  
16 comments like that. Because it is -- that's exactly what we  
17 want to hear that will help us to be able to put together  
18 those maps.

19 Thank you to the staff.

20 CHAIRPERSON MATHIS: Thank you.

21 Other comments? Questions?

22 COMMISSIONER STERTZ: Madam Chair?

23 CHAIRPERSON MATHIS: Mr. Stertz.

24 COMMISSIONER STERTZ: Mr. Bladine, in regards to  
25 the budget appropriation and the correct information, you

1 had said that we -- we obviously spent some money in the  
2 last fiscal year, so the 500,000 did not carry over?

3 RAY BLADINE: The balance carried over, about  
4 400,000.

5 I think we spent 900 -- or spent 100,000 and about  
6 900,000 carried over.

7 It was in that last budget report I presented, and  
8 I don't remember it exactly but. . .

9 COMMISSIONER STERTZ: What is your anticipation of  
10 when you'll be providing us an ongoing budget, ongoing cost  
11 report? Where's our -- you know, what our expenditures are  
12 so we can -- ourselves and the public can know how much is  
13 being spent on an ongoing basis?

14 RAY BLADINE: As I mentioned to you several months  
15 ago when we talked about the budget, I would try to do that  
16 on a monthly basis as we get the expenditures in through the  
17 state system, then update the expenditures against what we  
18 budgeted, and kind of see where we are so we can monitor it,  
19 because it is clear as we move forward there's a lot of  
20 things that are going to be different in terms of the cost  
21 than we thought.

22 Translations is probably a lot more than I  
23 originally had thought they might be.

24 Meeting locations might be a little less, because  
25 we've gotten a lot of service from other parts of the

1 community.

2 But certainly I understand you want to monitor and  
3 manage the budget as I do.

4 So we'll try to, once we get the data from the  
5 state, provide an updated monthly where are we and against  
6 what we budgeted, and recommend any changes that we might  
7 see that need to be made.

8 COMMISSIONER STERTZ: So when are we going to see  
9 the numbers?

10 RAY BLADINE: As soon as I get the numbers from  
11 the state of Arizona. And I don't have any idea honestly  
12 when I will see those.

13 COMMISSIONER STERTZ: When will we know when  
14 you're going to know?

15 RAY BLADINE: When --

16 COMMISSIONER STERTZ: I hate to be -- Mr. Bladine,  
17 I just -- all I'm trying to do is try to get a handle on  
18 where we are currently and where you anticipate this being.

19 I know that you just had a large amount of  
20 expenditures over the last four weeks.

21 The selection of the mapping consultant, you had a  
22 retainer check that you had to issue to them.

23 We've have staff increases. I understand that.

24 We've had moneys that have gone out to the legal  
25 counsel.

1           We've had money going out all over the state to  
2 different locations and different uses, and I understand all  
3 that.

4           So I'm just trying to be able to know when we're  
5 going to -- is it 30 days, 60 days?

6           RAY BLADINE: I will certainly find out how long  
7 it takes for the state expenditures to come through the  
8 system in a day or two.

9           I'm used to a system where monthly expenditures  
10 are -- may be available two weeks to 10 days after the end  
11 of the close of the month, which closed, what, two days ago.

12           I would think once I get that it won't take me  
13 very long to go through it and prepare a report for you.

14           I'm going to guess that we'll probably be about  
15 three weeks behind the close of the month before I'll have  
16 that information, but I will certainly get a better time  
17 estimate once I can talk to our financial people at the  
18 State Board's Office.

19           COMMISSIONER STERTZ: So the best case, the best  
20 case as you know it now, that would be in the third week of  
21 the month following the expenditure month.

22           RAY BLADINE: That would --

23           COMMISSIONER STERTZ: We should anticipate seeing  
24 where we, where we were historically, and at that same time  
25 that you will be providing us a budget on a going forward

1 basis.

2 RAY BLADINE: Right. My plan would be looking at  
3 the expenditures against what I had previously estimated,  
4 change those expenditures based upon what we now know and  
5 what we can see coming up in the future.

6 COMMISSIONER STERTZ: Okay. Perfect. Let's go to  
7 the next line item, which is public hearings.

8 Again, I'm going to echo Mr. Herrera's comments.

9 I think that the public hearings for a new group  
10 of individuals coming together with new technology was  
11 pretty exceptional, with very few hiccups. And I think  
12 that your corrective measures that you're taking are  
13 appropriate.

14 I did have a question about the level of security  
15 that we are having.

16 There were -- in Tucson, in south Tucson  
17 yesterday, we had five officers inside the, inside the room  
18 with us. And I'm trying to find out, one, whether or not --  
19 if that's an anticipation that you expect to have that much  
20 security.

21 And I will want to ask the question if there is  
22 anything that has come about that has led you to believe  
23 that there is a security problem at any of these outreach  
24 meetings.

25 RAY BLADINE: My comment would be that we have had

1 contact with the Department of Safety about the fact that  
2 there has been some verbal and other possible threats  
3 against members of the Commission.

4 They haven't necessarily been in a public meeting.  
5 And for that reason we talked to them.

6 They have put us on whatever they call their watch  
7 to notify local agencies that they should be aware if we're  
8 holding meetings there and when.

9 We have had a policy, as the last Commission did,  
10 at least the last staff did, and I guess Commission  
11 supported it, of each area having at least one uniformed  
12 officer.

13 In some cases we have paid for the uniformed  
14 officer. In other cases the agency has provided it because  
15 they thought it was in the public interest and public safety  
16 to do that.

17 So I guess last time they had security at all the  
18 meetings.

19 We are also doing that at this time. The amount  
20 of security pretty much depends on what the local area  
21 thinks is appropriate.

22 And I don't know this for sure, but I'm assuming  
23 that's in consultation with the Department of Public Safety.

24 COMMISSIONER STERTZ: And, Mr. Bladine, who's  
25 making -- first of all, I have not been made aware as a

1 commissioner as I've been attending these meetings that  
2 there have been any of these issues that you've talked  
3 about.

4           And if I'm at one of these hearings and I'm  
5 unaware, why -- the question to me would be why am I not  
6 being made aware?

7           RAY BLADINE: As I mentioned a minute ago, that we  
8 really have not had a problem in the meetings.

9           What I have had is concern that individual  
10 commissioners have had activity that could be called  
11 intimidating and also threatening.

12           And certainly if any one of you were to call me  
13 and tell me that, I would pass it on to the Department of  
14 Public Safety and would take action to make sure that  
15 there's nothing more than talk.

16           And if it were happening in this room, certainly  
17 we'd all know about it and could talk about it.

18           I've only seen one instance where I thought  
19 perhaps we were getting to a point an officer would be  
20 needed at the meetings I attended. That was in south  
21 Phoenix where a threat was yelled across the room.

22           But the individual left, and so there was no need  
23 for a police action.

24           But, I think we all are familiar with the kind of  
25 rhetoric and the kind of comments that have been made in the

1 public meetings.

2           Certainly there's a right of free speech, and  
3 we're not talking about doing anything to dissuade that.

4           But I think it's incumbent upon me when approached  
5 by a commissioner with safety concerns to make sure that's  
6 passed on to the appropriate authorities. And that's what I  
7 did.

8           I am not sure whether or not it's my  
9 responsibility, but you can correct me if I'm wrong, to pass  
10 that on to all of you.

11           I guess I could at least tell you that there's --  
12 like I am now, there has been a concern.

13           But I think that's something that I would think  
14 the individual commissioners could make a decision about  
15 whether or not they want to talk about that.

16           COMMISSIONER STERTZ: Thank you.

17           In regard to the second round schedule, where are  
18 we in the development of the schedule and the locations?

19           RAY BLADINE: At this point the only thing we have  
20 is the last schedule we provided to you when we did the  
21 first phase.

22           As soon as we finish these rounds of hearings,  
23 we'll start again to set those up.

24           We will bring a memo back to you.

25           I think what we told you last time is that we

1 would probably go back to the same locations but add some  
2 that we missed.

3 I certainly welcome any specific directions in  
4 that area that you would like to give us.

5 I would hope that next week we would be able to  
6 start again, because the hearings will be concluded.

7 MARY O'GRADY: Madam Chair, on that point, that is  
8 not an agenda item.

9 We would have to put the second round meetings on  
10 a future agenda item.

11 RAY BLADINE: Thank you. I'm sorry.

12 COMMISSIONER STERTZ: Go to D, the Commission  
13 mapping training.

14 You had mentioned that there was going to be  
15 training to be coordinated. Is this to be coordinated  
16 between the individual commissioners and a member of  
17 Strategic Telemetry?

18 RAY BLADINE: That's my understanding, that  
19 they're willing to work with your schedules do the training.

20 Perhaps I could ask Mr. Strasma to tell us what  
21 he's able to do in that regard.

22 KENNETH STRASMA: Yes.

23 As I believe I mentioned at the last meeting, we  
24 want to schedule it at the commissioners' convenience.

25 That could be either through the end of this first

1 round of hearings.

2 Andrew will be up here starting tomorrow, coming  
3 to the hearings, and if you want to set up with something  
4 with him.

5 Otherwise, you know, at some future date, perhaps  
6 around the next Commission hearing.

7 Just contact us directly, and we'll set up  
8 something at your convenience.

9 COMMISSIONER STERTZ: Okay.

10 I think this is a relevant item, but, Ms. O'Grady,  
11 you can correct me if I'm wrong, because this was  
12 specifically on this, to be trained, we'd have to have the  
13 software and computers?

14 Can I ask the question if we have the software and  
15 computers?

16 MARY O'GRADY: I think that's fair game.

17 COMMISSIONER STERTZ: Thank you. I appreciate  
18 that.

19 RAY BLADINE: I believe we now have the software.  
20 I know at least in my office I saw yesterday there were  
21 two maps.

22 So I'm assuming you also have -- and I believe we  
23 have the computers.

24 We may have to switch them around, because I think  
25 some of the ones we were planning to have for the

1 commissioners we used as part of the outreach program.

2 But we will have -- we may be off one, and we'll  
3 get that taken care of, so we will have the computers and  
4 the software in. So you can start any time you want.

5 COMMISSIONER STERTZ: Mr. Bladine, again, when  
6 will the software and hardware be available to the  
7 Commissioners so that we can adequately have it to make sure  
8 that we're not scheduling a time with Mr. Strasma's staff  
9 that will not be effective?

10 RAY BLADINE: I would think that we could do --  
11 if the Commission wanted to do it after this meeting  
12 and before -- between the other meeting, we have the  
13 software, we have the computer. If you want to do it  
14 tomorrow, we could do it tomorrow. It's just a matter  
15 getting it set up.

16 COMMISSIONER STERTZ: Okay. So you are saying  
17 that we do have the software and we are -- you are able to  
18 deliver it to other us immediately.

19 RAY BLADINE: Yes, correct.

20 COMMISSIONER STERTZ: Got it.

21 RAY BLADINE: That was the question.

22 COMMISSIONER STERTZ: Okay.

23 Strategic Telemetry contract update.

24 As you look at the schedule of deliverables as was  
25 included as part of the contract, what is your opinion of

1 where we stand currently as far the original contract as  
2 scheduled, the deliverables that were to be included, and  
3 the status of the Strategic Telemetry deliverables on  
4 schedule?

5 RAY BLADINE: I know that I got a revised schedule  
6 two days ago, and I haven't really had a chance to look at  
7 it.

8 The last one I looked at, we are pretty much on  
9 schedule to what we had talked about and you approved.

10 In terms of the deliverables, they had certainly  
11 been very responsive to get all of the materials that we  
12 needed for first round public hearings available. That's  
13 all done.

14 They have certainly met their requirements in  
15 terms of being at the hearings and providing the input.

16 So at this point I'm not aware of anything that  
17 was in their contract at this time that has not been  
18 delivered on schedule.

19 COMMISSIONER STERTZ: Well, in regards to some  
20 specific things that are in their schedule or in their  
21 contract that were not tied to the schedule, the social  
22 networking and outreach, what is the status of the  
23 implementation of that?

24 I know that our Facebook page was implemented by  
25 someone not on the Redistricting Commission team or

1 employee. It was someone from the general public that  
2 actually opened up the -- an account and actually did some  
3 responding and some dialoguing with the general public that  
4 appeared to be on behalf of the Commission.

5 I was under the understanding that that was  
6 something that Strategic Telemetry would be posting,  
7 managing, and implementing based on their contract.

8 RAY BLADINE: I'm sorry, I didn't -- that's not  
9 the way I saw it.

10 I saw them being assisting us.

11 And Stuart Robinson, our PIO, has started a  
12 Twitter page for us and has taken control of the Facebook  
13 page.

14 And my understanding or memory of the contract was  
15 that they would interface with us and help us get that  
16 accomplished, but that it would be the responsibility of the  
17 staff and the PIO to do that.

18 If I'm wrong, we can correct it, but that's what I  
19 recall.

20 COMMISSIONER STERTZ: You're going to want to take  
21 a look at the contract, because it was not an assistance of.  
22 It was an implementation of.

23 RAY BLADINE: Okay.

24 COMMISSIONER STERTZ: So I would suggest that you  
25 start -- that we start drilling down.

1           And if it's convenient for you, I can certainly  
2 assist you in pointing out some of the things to make sure  
3 we are staying on track with some of those items.

4           RAY BLADINE: All right. Glad to accept that.

5           COMMISSIONER STERTZ: In regards to the PIO  
6 introduction, welcome, Stuart.

7           Could you give us an idea, Mr. Bladine, of what  
8 your public information officer's job description is, what  
9 he's going to be doing, and how he's going to be operating  
10 the public?

11           RAY BLADINE: I didn't bring the job description  
12 that I sent to you before, so I'll have to do it --

13           COMMISSIONER STERTZ: I'm doing this for the  
14 benefit of the general public --

15           RAY BLADINE: Okay.

16           COMMISSIONER STERTZ: -- that wasn't privy to our  
17 e-mail.

18           RAY BLADINE: All right. Thank you.

19           Basically to help us coordinate public hearings,  
20 get press releases out, public information, bulletins out  
21 about the hearing schedule activities of the Commission,  
22 draft letters or statements that we might need pertaining to  
23 Commission work.

24           Right now he's been helping me get a letter of  
25 apology to the city of Flagstaff and northern Arizona.

1           So that's what we're doing.

2           As I mentioned, he did launch the Twitter page. I  
3 see him being very much involved in the Facebook, Twitter  
4 kind of activity.

5           He's worked to handle the press release types of  
6 inquiries that we would get, like we did get on the original  
7 schedule we sent out.

8           Then we had a lot of follow-up calls from local  
9 newspapers and media about, okay, what's going on in our  
10 area.

11          He's been helping with that and will continue to  
12 do that.

13          He's been updating our media contact list so that  
14 we'll be able to notify all of the appropriate media about  
15 where we'll be.

16          And just in general being available also to the  
17 Commission, the Commission chairman, to get ideas you may  
18 have about getting public information out.

19          COMMISSIONER STERTZ: Mr. Bladine, in regards to  
20 that last statement, I'm not exactly sure, is that something  
21 that when you want to get -- when a commissioner would want  
22 to get a piece of information out, we should deliver that to  
23 you, which we would be -- or we deliver that to Stuart?

24          RAY BLADINE: Frankly we could do it either way,  
25 because if you got it directly to Stuart, he would let me

1 know.

2           And if I for some reason saw there was a problem,  
3 I could get back to you.

4           If you wish to come through me, that's certainly  
5 fine. But I'm also okay if you want to make direct contact  
6 with him and to suggest things.

7           Because I think he needs to know what all of you  
8 are concerned about.

9           COMMISSIONER STERTZ: Terrific. Thank you.

10          Madam Chair.

11          CHAIRPERSON MATHIS: Other comments and questions  
12 on the executive director report from other commissioners?

13          VICE-CHAIR FREEMAN: Madam Chair.

14          CHAIRPERSON MATHIS: Mr. Freeman.

15          VICE-CHAIR FREEMAN: I just want to follow up on a  
16 couple of Commissioner Stertz's questions.

17                 You mentioned the equipment that has been  
18 installed now.

19                 Did that include the printers and the plotters?  
20 Do we have them now?

21                 RAY BLADINE: No, we do not have -- in fact, we're  
22 going to need to upgrade our copier. It's pretty obvious  
23 that giving the scanning we're doing that that machine is  
24 not the right size.

25                 And we still do need to get some office equipment

1 as it will be related to supporting the mapping function.

2 VICE-CHAIR FREEMAN: Okay. I believe part of the  
3 proposal was that they would have high speed color printers  
4 and a color plotter capable of producing wall-size printouts  
5 of maps as needed. That's still something that needs to be  
6 done?

7 RAY BLADINE: I'm sorry, Commissioner Freeman, are  
8 you saying that's in the contract with --

9 VICE-CHAIR FREEMAN: I believe that's in the  
10 proposal, yeah.

11 RAY BLADINE: Okay.

12 We have not installed that in our office.

13 Maybe Ken would like to talk about it.

14 But we do -- we have a plan that was in our  
15 original equipment that we would need a plotter, but we  
16 haven't coordinated with what they may provide and what we  
17 need to purchase.

18 So maybe Mr. Strasma could comment on that a  
19 little more.

20 KENNETH STRASMA: If I may, commissioner.

21 Reference in our proposal is the plotter that we  
22 have in our offices, we will be producing wall-size maps as  
23 requested.

24 I imagine the volume will call at some point for  
25 the Commission staff to want to have their own plotter.

1           We will also be procuring a high speed color  
2 printer for our work space in the Arizona office separate  
3 from the Commission's and shipping one of our high speed  
4 scanners.

5           VICE-CHAIR FREEMAN: Thank you.

6           One other question on the social media issue that  
7 Commissioner Stertz mentioned.

8           I believe the proposal called for Strategic  
9 Telemetry to solicit input that would employ a process, an  
10 automated process to gather data from social media sites  
11 like Facebook and Twitter, and basically collect public  
12 input that way and then catalog it and make it a part of our  
13 record.

14           Is that taking place?

15           RAY BLADINE: To my knowledge, that hasn't been  
16 started yet, unless -- Ken, do you want to comment?

17           KENNETH STRASMA: If I may, we have begun the web  
18 scraping process specifically on Twitter.

19           We are working with the Commission staff and the  
20 legal team about how public comment is going to be  
21 documented and catalogued.

22           We've submitted to the company Catalyst that will  
23 be maintaining the legal database a sample of the first web  
24 scrapes from Twitter referencing AIRC or Arizona  
25 redistricting to go through the testing process of loading

1 that up.

2 And there is a meeting scheduled Friday for our  
3 staff and Commission staff on how that will be accessed and  
4 coded. So that is in the process.

5 CHAIRPERSON MATHIS: Questions and comments?

6 Are you finished, Mr. Freeman?

7 VICE-CHAIR FREEMAN: I was just checking.

8 CHAIRPERSON MATHIS: No, go ahead.

9 VICE-CHAIR FREEMAN: I think that's all I have.

10 CHAIRPERSON MATHIS: Okay.

11 Any other questions and comments on the executive  
12 director report?

13 RAY BLADINE: I'm going to have to budget more  
14 time.

15 CHAIRPERSON MATHIS: Yeah. Well, we haven't had a  
16 meeting since July 8th. There's been a lot going on.

17 I had a few comments.

18 The update on the status of public records  
19 request.

20 I do think that whenever one of those comes in,  
21 that letter or e-mail or however it comes in should be sent  
22 out to all commissioners, because I actually learned about  
23 one online just on the Internet.

24 I didn't know we had had it.

25 So it would be helpful for all commissioners to be

1 aware of that as soon as it comes in.

2           The first round public hearings, I also wanted to  
3 extend my gratitude to the staff, to counsel, to the  
4 commissioners, to our mapping consultant, and everyone who  
5 helped host those meetings and is hosting. They're  
6 continuing. This first round isn't over yet. And they've  
7 been phenomenal.

8           It's been the funnest part of this whole  
9 Commission frankly is to go out and hear directly from the  
10 communities that we're visiting.

11           And I wish we could visit every town frankly,  
12 because -- I know that's not practical, and I am sure you're  
13 ready to fall over, but the press coverage has been great.  
14 I thank the press for covering that information.

15           It's really been good. And I look forward to  
16 more.

17           And frankly I'd be happy to add some more.

18           I know that Mr. Freeman and maybe other  
19 commissioners too have suggested some other hearings. And  
20 if we can make that happen, and yet still not, you know,  
21 sacrifice deadlines with our mapping process, I'd really  
22 like to do it.

23           So to the extent we can add any more.

24           I know that Mr. Freeman and I were in Pinetop, and  
25 in a location Scott mentioned as an area like the Payson

1 area was one that people felt like there was a void.

2 And if there are any other places, regions that we  
3 missed during this first round so far, if we could add those  
4 and make it happen, I'd like to do it.

5 I know it's a big push for everybody. But if we  
6 can do it, I'd like to.

7 VICE-CHAIR HERRERA: Madam Chair.

8 CHAIRPERSON MATHIS: Mr. Herrera.

9 VICE-CHAIR HERRERA: You know, I -- as I mentioned  
10 in my comments about the public hearings, they're going  
11 well, and I think we've done a pretty good job of spreading  
12 them out.

13 I am waiting for the second round.

14 The only thing I caution is adding more.

15 We've had a couple of them where there was only  
16 one commissioner. And/or sometimes one commissioner by  
17 Skype because we actually forgot.

18 I -- and also for the staff, I worry about the  
19 staff.

20 I think we -- I don't want to overburden them.

21 So if we're going to start adding other locations,  
22 then we also need to allow them to hire as many staff as  
23 they need with us, maybe get involved in terms of the hiring  
24 and slowing that down.

25 So if we're going to do that, I want to -- I care

1 about the staff.

2 I think we have a good set of people, including  
3 our attorneys. And I want to make sure we keep them around.  
4 And I am going to be a champion for the staff as well, so I  
5 want to make sure that we respect their time because they do  
6 have lives.

7 CHAIRPERSON MATHIS: I appreciate that.

8 I mean, a lot of commissioners have families  
9 and/or jobs, so it's definitely a push. But I do think that  
10 to the extent it's possible -- and I don't want to go  
11 overboard. You can't, you know, just continue first round  
12 hearings until November or anything, but just if there were  
13 a way to add a voice --

14 MARY O'GRADY: Madam Chair, I would say, again,  
15 put that as an agenda item on further hearings.

16 CHAIRPERSON MATHIS: Okay.

17 MARY O'GRADY: And you might want to -- at some  
18 point another item we'll be summarizing the input from prior  
19 hearings and see where it stands. But that's a future  
20 agenda item specifically --

21 CHAIRPERSON MATHIS: But this says first round  
22 public hearing updated status.

23 And it seems like what I'm proposing the  
24 additional first round public hearings, that's part of it.

25 MARY O'GRADY: Okay.

1           CHAIRPERSON MATHIS: Not to overrule the legal  
2 counsel, but I'm just trying to clarify.

3           So were there spots, Mr. Freeman, that you had  
4 specifically thought we should go to?

5           Or Ms. McNulty or Mr. Stertz?

6           VICE-CHAIR FREEMAN: Let me find my e-mail.

7           I proposed, I believe, at the last hearing, and  
8 subsequently to e-mails to Mr. Bladine, that we cover again  
9 the southeast valley with a hearing so we could make sure to  
10 cover the Chandler, Gilbert, Queen Creek area.

11           The west valley probably in my mind deserved  
12 another hearing. That would be the Surprise, Avondale,  
13 Litchfield Park area.

14           Perhaps Oro Valley and Marana, we've already heard  
15 lots of comments from them. And I know we've had a  
16 Commission hearing in Oro Valley, but it was not a  
17 Commission hearing focused on the intake of public comment  
18 for mapping purposes and it did not include the presentation  
19 by the mapping consultant.

20           Those areas of the state to me seem like they're  
21 interesting areas because they're areas of growth coupled  
22 with -- where growth intersects political, tribal, and  
23 geographic boundaries.

24           So there's lots of -- and no doubt the communities  
25 of interest that people in those areas would ask you to

1 respect.

2           So there's some areas.

3           And then I know from -- I know we had Bisbee on  
4 our schedule, but it got dropped, and I did not know why it  
5 got dropped.

6           I know there might be a very good reason or if we  
7 were told they couldn't accommodate us or forget it because  
8 no one's going to show, but maybe if I knew the reason I  
9 would understand that.

10           And I know when we were at Hondah, we heard some  
11 comments about how Payson and Globe and Safford, so  
12 Gila County and Greenlee County or Graham County, didn't  
13 have a stop.

14           And those don't have to be -- obviously some of  
15 those could be covered by satellite intakes if appropriate.

16           But those are some of my thoughts on where we  
17 could cover the first round.

18           I agree that the second round is a very  
19 interesting round in that there's going to be a map proposed  
20 presumably.

21           But, like, going back to my comments I made  
22 earlier, maybe that is -- I don't think that necessarily  
23 solves the problem.

24           Because there's a map already, and now the public  
25 has to confront that map, whereas right now it's a clean

1 slate.

2 So I was interested in maybe hitting those areas  
3 in the first round as well as the second round.

4 CHAIRPERSON MATHIS: Okay.

5 Thoughts on those, any of those locations from  
6 other commissioners?

7 MARY O'GRADY: Madam Chair, this was identified as  
8 a report from the executive director for an update.

9 CHAIRPERSON MATHIS: Okay.

10 MARY O'GRADY: But I do have concern about -- I  
11 mean, I think it's fair to -- I think for the commissioner  
12 to comment on the report, but not debate the issue of  
13 additional public hearings.

14 CHAIRPERSON MATHIS: Okay.

15 MARY O'GRADY: Because that should have been then  
16 noticed so that people can show up and express their views  
17 on that issue.

18 CHAIRPERSON MATHIS: Okay. So we can't talk about  
19 adding additional hearings at this time.

20 MARY O'GRADY: Madam Chair, the staff has the  
21 input that it's received, and I think if there's going to be  
22 further discussion, there needs to be a further agenda item  
23 so the public has notice.

24 CHAIRPERSON MATHIS: Okay.

25 The next item I wanted to comment on was the PIO

1 introduction and staff update.

2 I think we're all very interested in the social  
3 media aspect of Strategic Telemetry's proposal.

4 And I think it would make sense, Mr. Bladine, to  
5 have Stuart work with Strategic Telemetry on that particular  
6 aspect, since he's already starting some of that social  
7 media work, and it would make sense to have the interface be  
8 there, if you agree.

9 I think that's it.

10 Any other questions or comments on the executive  
11 director report?

12 (No oral response.)

13 CHAIRPERSON MATHIS: Okay. Thank you very much,  
14 Mr. Bladine.

15 What time are we?

16 Okay. Could we take a five-minute recess?

17 It's 2:53, so we'll be back in five minutes.

18 Thank you.

19 (Brief recess taken.)

20 CHAIRPERSON MATHIS: Okay. We'll enter back into  
21 public session.

22 The time is 3:04 p.m.

23 The next item on the agenda is agenda item four,  
24 Strategic Telemetry mapping presentation on possible grid  
25 map processes and options, discussion, and possible

1 Commission direction to the consultant. Public comment will  
2 be allowed regarding the options prior to Commission  
3 actions.

4 So if I could ask Mr. Strasma to go ahead and tell  
5 us about his grid map processes.

6 KENNETH STRASMA: Okay. Thank you, Madam Chair.

7 As the Commission knows, Proposition 106  
8 specified that the mapping process begin with a grid-like  
9 map, which is our next step on the time line is to create  
10 that map.

11 And I wanted to ask, today, ask for direction from  
12 the Commission on the process that we should follow.

13 I thought it would be worthwhile to give some  
14 background on how the grid process was done last time  
15 around. And to present a few options that we have looked  
16 at, although there are no doubt infinite options, and the  
17 commissioners may have other suggestions or provide other  
18 direction.

19 If the Commission is able to see the screen, the  
20 grid process.

21 One of the things that I think would be useful to  
22 see -- if we can get the next slide.

23 This is a slide of the grid map that was used in  
24 the last process.

25 And I think it's useful to see it for two key

1 takeaways.

2           One, to the uninitiated, your first reaction might  
3 be, well, that's not a grid.

4           And of course the problem is the population in the  
5 state, with more than a half the population in Maricopa  
6 County, doesn't lend itself to be a perfectly square grid.

7           So this was the starting point for the last  
8 Commission's process.

9           If you can see the next slide, you'll see the  
10 great difference between that starting point and the first  
11 draft map that was published for comment by the last  
12 Commission.

13           And then next, in the next slide we see the final  
14 adopted map, 2002.

15           So as you can see from there, the final map,  
16 although this started with the grid map, did end up fairly  
17 different from the initial grid. And the initial grid is  
18 not, you know, despite anyone's best efforts, going to look  
19 exactly like a chessboard.

20           I would like to walk through a few different  
21 options for how we could go about drawing this grid map,  
22 flag a few issues that the commissioners wish to weigh in  
23 on, and then just seek your guidance.

24           I brought up at the last, at the last meeting the  
25 process that we had in mind, which is what we're calling

1 using a literal grid, where we take the latitude and  
2 longitude, divide the state for the congressional district  
3 into thirds, so there's three across and three up and down.

4 And basically drop that -- commissioners drop the  
5 tic tac toe board on top of the state.

6 See the next slide.

7 And the next, starting with the state and counties  
8 there.

9 And the next.

10 So this is the literal grid applied to the state.

11 Now, Arizona's geographic features don't follow  
12 nice, neat, straight lines.

13 So even when, you know, we're able to use the  
14 mapping software to assign all the census blocks that are  
15 within each of these green cells on the literal grid, and we  
16 just cycle through that and show the process that we went  
17 through, as you can see it's not a perfect square, but  
18 that's any blocks that were intersecting the green lines,  
19 and then went through repeating the process for all nine,  
20 nine districts.

21 So that's a fairly straightforward process that  
22 does give us nine very close to grid-like districts.

23 Now, of course the problem is that is not going to  
24 be -- meet equal population.

25 The grid map goals are to be as compact and

1 contiguous as possible and meet the equal population  
2 requirements.

3           And they will not meet any of the other criteria  
4 specified in the constitution.

5           That's what happens in the adjustment process.

6           If we could have the next slide.

7           This is a slide that is shaded by population.

8           The green grid cells are the ones that are  
9 overpopulated. The red ones are underpopulated. The darker  
10 red, the greater the underpopulation.

11           And so as you can see there, you know, 3.3 million  
12 in the central grid and very underpopulated cells at the  
13 top.

14           We stop at this point.

15           I did not want to go too far down the line on any  
16 one of these processes without getting input from the  
17 Commission.

18           We would have to follow a process to adjust the  
19 population for these.

20           What I recommended at the last meeting was that we  
21 follow a geographic hierarchy, where we make adjustments  
22 starting first with whole counties where possible, then  
23 county subdivisions, census tract, census block groups, and  
24 finally census blocks, using first the largest pieces of  
25 population possible, working on down, that we where possible

1 make the cells square, that is to say if we need to add or  
2 subtract from a cell that is higher than it is wide, we  
3 attempt to, you know, make it shorter. If it's wider, then  
4 attempt to make it more narrow.

5 One of the questions that I present to the  
6 Commission is also the order in which we do the adjustments.

7 This map here could be adjusted either starting at  
8 one of the extremes of the state and adding population until  
9 getting to the ideal, the 71,224, for congressional  
10 districts, or to be adjusted starting at the center and  
11 shedding population.

12 It's not -- although my goal is to have this be a  
13 purely political and technical exercise that we can get to  
14 quickly to get to some of the more difficult aspects of this  
15 process, there are implications to the approach taken.

16 And one of the things that has come up very often  
17 in the public hearings is the question of the number of  
18 districts on the northern and southern borders.

19 And as we'll address when I walk through the  
20 process that the previous Commission took, I believe, I  
21 don't speak for them, that that was one of the reasons for  
22 the quadrant approach that was taken by the previous  
23 Commission.

24 I would suggest that if there is concern about a  
25 process leading to a single northern or single southern

1 district, that that would be part of the process that the  
2 Commission specified.

3 We could, for example, say that no adjustments  
4 would result in there being fewer than two districts for the  
5 northern and southern quarters.

6 Although I remind you again of the difference  
7 between the initial grid and the first draft map that, you  
8 know, there is great difference between those two.

9 So except perhaps for perception's sake, the  
10 initial grid doesn't lock anyone to anything.

11 If we could see the next slide.

12 And this is just showing the same process as it  
13 would apply to legislative districts.

14 And the malapportionment in terms of population is  
15 even more extreme.

16 Next.

17 On the legislative level you can see again the  
18 overpopulated is green.

19 And we propose following of the same adjustment  
20 process, starting with the largest units of geography,  
21 counties, county subdivisions, census tracts, census block  
22 groups, and finally census blocks.

23 Next, please.

24 Is that the last one there?

25 BUCK FORST That's the last one, yeah.

1           KENNETH STRASMA: Okay.

2           I apologize. I apparently saved the wrong draft  
3 of this. There is another slide, but I will describe it for  
4 you and walk you through the process that was taken last  
5 time.

6           Where rather than having the tic tac toe board  
7 approach, the state is divided into quadrants, starting at  
8 the Gila and Salt River meridian. Basically the southwest  
9 center of the state. Divided the state into four quadrants.  
10 And then began building the districts using much the same  
11 process I described, starting with the largest blocks of  
12 geography, and moving smaller in a spiral shape pattern,  
13 starting in one of the quadrants, moving clockwise out from  
14 the center of the state.

15           One other variation on that that I believe would  
16 be viable would be if instead of starting at that center  
17 point, we were to start at one of the four corners of the  
18 state.

19           I would suggest in the spirit of making sure that  
20 there's not any kind of perception that the starting point  
21 is leading to any desired outcome, that some element of  
22 randomness could be produced.

23           If the Commission is comfortable with one of these  
24 different approaches and different perspectives to do that,  
25 then perhaps at the end of the day the Commission could draw

1 lots for the direction on starting point, direction that we  
2 move around the state, aspects like that, would introduce  
3 some level of randomness.

4 And with that, I would be glad to answer any  
5 questions and solicit any direction.

6 CHAIRPERSON MATHIS: Ken, I can't read the map  
7 very well from here, so I was just curious, the red and --  
8 what do the other colors mean?

9 KENNETH STRASMA: Right. This is the population  
10 deviation from the 213,000 ideal population for a  
11 legislative district.

12 CHAIRPERSON MATHIS: Uh-hmm.

13 KENNETH STRASMA: And basically what it's showing  
14 us is that the green legislative districts there are the  
15 ones that are very overpopulated. Anything in red is  
16 underpopulated.

17 And that is, you know, basically as we know the  
18 concentration of the state's large two urban areas, at least  
19 of those four areas overpopulated districts that have to be  
20 adjusted and made smaller to move the population out to any  
21 of the other districts that are showing red currently.

22 CHAIRPERSON MATHIS: Okay.

23 Other questions for Ken on these different  
24 alternatives?

25 VICE-CHAIR HERRERA: Madam Chair.

1 CHAIRPERSON MATHIS: Mr. Herrera.

2 VICE-CHAIR HERRERA: I'm in favor of something  
3 random, to give choices, and it would be nice for us to  
4 either randomly select a random choice -- does that make  
5 sense?

6 And for us to go -- to move forward with the  
7 process.

8 I know we have a deadline, a time line, that we  
9 need to help you meet, so if it's something random,  
10 hopefully that would be noncontroversial and we can move  
11 forward.

12 CHAIRPERSON MATHIS: Other thoughts?

13 COMMISSIONER STERTZ: Madam Chair.

14 CHAIRPERSON MATHIS: Mr. Stertz.

15 COMMISSIONER STERTZ: I'm not exactly sure what a  
16 random starting point means.

17 You've got -- what we're required to do right now  
18 is to craft 30 equal population districts in the state  
19 from -- and pick from a starting point.

20 Is your goal today for us to give you a starting  
21 quadrant to begin from to work out from?

22 KENNETH STRASMA: That and a process,  
23 commissioner, that -- I've outlined three different possible  
24 approaches, and any one of which I think would work well.  
25 And I'm certainly open to any other processes.

1           But if the Commission can direct the process --  
2 and then my suggestion as to the element of randomness was  
3 so that, you know, the process itself doesn't dictate the  
4 end result.

5           COMMISSIONER STERTZ: So, for example, if you  
6 chose the densest -- smallest densest area in the center of  
7 Phoenix as your starting point, and crafted a 712 --

8           KENNETH STRASMA: 712,000.

9           COMMISSIONER STERTZ: 712,000. Thank you. You  
10 rephrased that, 712,224 -- that as your starting point, and  
11 then worked out, how would you see that -- in that scenario,  
12 how would you see that?

13          KENNETH STRASMA: There I guess I would say the  
14 element of randomness would be the starting point.

15          Whether you direct us to start in the center of  
16 the overpopulated district or to start from the least  
17 populated district.

18          COMMISSIONER STERTZ: If you started in the center  
19 of the most populated district, for example, and worked your  
20 way out in equal distance in a grid from that location, that  
21 would create your center square on your scrabble board to be  
22 able to work from.

23          And then you'd build your blocks off of that.

24          Is that correct?

25          KENNETH STRASMA: Correct.

1           COMMISSIONER STERTZ:  And would you recommend  
2 following a similar pattern for legislative districts as  
3 well?  Would you approach both legislative and congressional  
4 districts in the same way?

5           KENNETH STRASMA:  I guess that would be my  
6 recommendation.

7           There is -- there's no reason they couldn't be  
8 done in different procedures, but I also don't see any  
9 reason to do them differently.

10          COMMISSIONER STERTZ:  Okay.

11          KENNETH STRASMA:  And if I can elaborate also on  
12 the question of randomness starting out on the center-most  
13 compact.

14                 If the Commission wished, another element of  
15 randomness would be the direction from there.  If we go from  
16 the initial square, do we start above it, diagonally above  
17 it, at 1:00 o'clock, 3:00 o'clock, etc.

18          CHAIRPERSON MATHIS:  And that is how the last  
19 Commission did it; right?  Where they flipped a coin and it  
20 determined which direction to move once they had picked a  
21 starting point?

22          KENNETH STRASMA:  Yes.

23          CHAIRPERSON MATHIS:  What are thoughts on how the  
24 last Commission did it?  Did people review that at all or  
25 have feelings?

1 COMMISSIONER STERTZ: Madam Chair.

2 CHAIRPERSON MATHIS: Mr. Stertz.

3 COMMISSIONER STERTZ: The reason I brought this up  
4 to Mr. Strasma at our last meeting is the way the language  
5 is written in the constitution.

6 The constitutional language shows that after we  
7 create a grid-like pattern, proper future adjustments to the  
8 grid shall be made as necessary to accommodate the goals set  
9 forth below, which is the six criteria.

10 Therefore the level of randomness is paramount  
11 because it could lead to, could lead to, by where the  
12 starting point comes, it could lead to which direction that  
13 you could actually want to grow or adjust these lines.

14 How do we show to the general public that this,  
15 this process is as absolutely clear and participatory and  
16 transparent as possible in the creation of the grid which  
17 will then be adjusted?

18 And how do we track these adjustments on an  
19 ongoing basis as they're being made?

20 KENNETH STRASMA: In taking your second question  
21 first, how they are tracked, we can take, you know, as I've  
22 described before, snapshots of the adjustment process at  
23 every step along the way.

24 So if the Commission wants to see, you know, this  
25 is just District 1 adjustments, and then along the way, as

1 those adjustments are made, we will save all of that.

2 And then in terms of assuring the public about the  
3 openness and transparency of it, I believe that this  
4 discussion is going a long way towards that.

5 And that rather than our coming and presenting a  
6 grid map and saying here is the grid, will you approve it,  
7 soliciting direction from the Commission allows the public  
8 to see and also on the agenda there there is a public input  
9 on this question now as well, and I believe those are both  
10 valuable steps.

11 COMMISSIONER STERTZ: Perfect.

12 VICE-CHAIR HERRERA: Madam Chair.

13 CHAIRPERSON MATHIS: Mr. Herrera.

14 VICE-CHAIR HERRERA: Is Mr. Stertz proposing a  
15 starting point?

16 Because I'm open.

17 I think the grid map is a starting point that as  
18 you can tell by the grid map previously in and what they  
19 ended up, it was nothing what they -- how they started with.

20 So I'm very comfortable with us having a grid map  
21 and not debating it, because it is a starting point and then  
22 we'll have plenty of time for us to discuss where we move  
23 the lines once we come up with the grid map.

24 COMMISSIONER STERTZ: Before I make a  
25 recommendation or to move on a particular direction, I would

1 like to hear from the rest of the Commission.

2 CHAIRPERSON MATHIS: Other commissioners.

3 COMMISSIONER McNULTY: Sure. I'll make a comment.

4 My understanding is that the purpose of the grid  
5 map is really to make clear that we're starting over, that  
6 we're not taking the existing districts and moving them  
7 around. We're wiping the slate clean, and we're starting  
8 over.

9 And for want of a better place to start over,  
10 we're starting over with 9 and 30 boxes, won't be square  
11 boxes, but 9 and 30 sections of the equal population.

12 And so what we need to do right now is create that  
13 map of 9 and 30 sections of equal population.

14 And once you do that, in whatever procedure we  
15 direct you to do it, you're going to bring it back to us and  
16 then we, the five of us, are going to make every single  
17 change to that map until we get to the final map.

18 So it isn't as if that map has any significance  
19 other than starting over.

20 That's my perspective on it.

21 Once it comes back to us, whatever it looks like,  
22 we're all going to work with that in what I'm sure will be  
23 some, you know, very detailed and probably difficult before  
24 we're done processes to get to the final map. But the grid  
25 map in and of itself decides virtually nothing.

1           So, I would be open to a process as long as it is,  
2 in fact, objective and clinical.

3           And I like the idea of randomness. I think that's  
4 fair.

5           You know, whether we put center, northeast, west,  
6 south, in a hat, and we pull those out, and that's our  
7 first, you know, direction, that's what we're going to  
8 either start in the center or start in a corner or, I don't  
9 know, maybe we could start in all corners.

10           And then the second hat we pull out which  
11 direction we move in, from whichever hat we first started  
12 with.

13           I'd be comfortable with something like that.

14           CHAIRPERSON MATHIS: Mr. Freeman.

15           VICE-CHAIR FREEMAN: Yeah, I think it's a matter  
16 of picking the starting point where you start from and apply  
17 the algorithm.

18           We could easily assign values to each one of the  
19 grids, and with a pocket calculator generate randomly the  
20 values on what the starting point would be.

21           I think our agenda allows for some public comment  
22 on that before we make a decision, so I think we should do  
23 that before we commit to any process.

24           CHAIRPERSON MATHIS: Okay.

25           Any other thoughts?

1           COMMISSIONER STERTZ: One quick thought.

2           Commissioner McNulty in her point about where  
3 we're starting from.

4           This is a -- just as a clarification, this is a  
5 constitutional requirement that a grid map be crafted. So a  
6 grid map has to be crafted before we can move on to the next  
7 step.

8           As a clarification to the public, it's in  
9 Section 14 of Proposition 106 that a grid map is the  
10 starting point.

11           Even though if it may not appear to have a  
12 relevance on the end product, it is -- the public, when they  
13 voted on this constitutional change, said this was a good  
14 idea to do.

15           And I think Commissioner McNulty is absolutely  
16 correct. It was the concept of us not adjusting existing  
17 lines, but wiping the state clean and starting over again.

18           We're one of the very few states that actually  
19 operates this way.

20           And it's unique, and that's why this grid map  
21 component is included in the constitution, for us to be able  
22 to move it forward from a clean slate.

23           So from that point, I'll turn it back to you, and  
24 the public can share its comments.

25           CHAIRPERSON MATHIS: Okay.

1 VICE-CHAIR HERRERA: Madam Chair.

2 CHAIRPERSON MATHIS: Mr. Herrera.

3 VICE-CHAIR HERRERA: Just keeping mind we have a  
4 meeting tonight.

5 CHAIRPERSON MATHIS: Right.

6 VICE-CHAIR HERRERA: And I do want to make sure we  
7 give Mr. Strasma the information he needs in terms of our  
8 direction and in terms of putting a grid map for us, for us  
9 to look at, hopefully by next week.

10 So I want to make sure that we keep that in mind  
11 that we're between an hour or less before we are have to  
12 move on to Glendale.

13 CHAIRPERSON MATHIS: Okay.

14 So, there is provision on the agenda to have  
15 public comment on this particular agenda item.

16 And if any of you have any thoughts or comments,  
17 and would like to address the Commission, please feel free  
18 to come to the podium.

19 And if you haven't filled out a request to speak  
20 form, I'd ask you to do that.

21 VICE-CHAIR HERRERA: For clarification, it's  
22 regarding the grid map, the grid map only.

23 CHAIRPERSON MATHIS: Right. Agenda item four.

24 Let me see.

25 Mr. Bengtson, representing self. And you'll have

1 to tell us which county you're from and if you could also  
2 spell your name for the record.

3 PETER BENGTON: Yeah, it's Peter Bengton,  
4 B-E-N-G-S-T-S-O-N.

5 I live in Pima County, Legislative District 26.

6 I'm just kind of real intrigued with this process  
7 when I saw the map of how they did it last time, and think  
8 of the population in Arizona.

9 I'm not sure it's going to come out looking all  
10 that much different.

11 But I guess my suggestion would be if last time  
12 they started in the center, and worked out, I would suggest  
13 you start in a corner and then work in and see how it works  
14 out.

15 That seems to be the best way to show an  
16 independent way of doing it.

17 CHAIRPERSON MATHIS: Thank you.

18 Other comments from other members of the public?

19 Mrs. Schops?

20 WENDY SCHOPS: Schops, yes.

21 CHAIRPERSON MATHIS: Schops. Thank you.

22 Representing self, from Phoenix.

23 If you could spell your name, too.

24 WENDY SCHOPS: Yeah. My last name is spelled  
25 S-C-H-O-P-S.

1           I've been to four of the other meetings, and part  
2 of this section on the agenda today I just have some  
3 questions about.

4           There's words there, use of communities of  
5 interest.

6           And when we're talking about defining this map and  
7 how we're going to go about drawing the lines on it, I  
8 wanted Ken Strasma from Strategic Telemetry to define what  
9 is the definition of a community of interest.

10           I haven't found anything out there where these  
11 terms are defined for us to make these decisions on.

12           And for him to define what is the transportation  
13 corridor being considered.

14           I want to know what are the parameters Strategic  
15 Telemetry is looking at when they define what is a community  
16 of interest.

17           Additionally, I want to know what particular data  
18 they're going to be mining to assist them in defining  
19 community of interests in Arizona, and what software program  
20 are they using to gather that data.

21           CHAIRPERSON MATHIS: Oh, Ms. O'Grady.

22           MARY O'GRADY: Oh, and just a clarification, this  
23 was the public comment on the grid. And the communities of  
24 interest and the other issues there don't come into play  
25 with the grid.

1           Those aren't considered at this stage of the  
2 development of the constitutional process.

3           WENDY SCHOPS:   Okay.

4           VICE-CHAIR HERRERA:   Madam Chair.

5           CHAIRPERSON MATHIS:   Mr. Herrera.

6           VICE-CHAIR HERRERA:   Just for the record,  
7 Strategic Telemetry will not be defining communities of  
8 interest, nor competitiveness, nor any other definition.  It  
9 will be the Commission.

10          CHAIRPERSON MATHIS:   Right.

11          WENDY SCHOPS:   Thank you.  And when can we get  
12 that definition?

13          CHAIRPERSON MATHIS:   I'm sorry?

14          THE WITNESS:   My question was when is that  
15 definition going to be there?

16          MARY O'GRADY:   Madam Chair, we can kind of follow  
17 up afterwards, because on the agenda today is just the grid.  
18 And that's not part of the grid development.  The grid is,  
19 as Mr. Strasma explained, population is the factor there.

20          CHAIRPERSON MATHIS:   Other -- Mr. Craft?

21                 Let me pull out his sheet.

22          Mr. James Craft, you need to say who you're  
23 representing and what city or county.

24          JAMES CRAFT:   I'm representing myself.

25                 I live in Maricopa County, in the city of Phoenix.

1           And I wanted to make a public comment tying in  
2 Azavea to our grid map as well as Maptitude, because I think  
3 they will both work together.

4           Back in December, Roberta Voss and Ken Clark made  
5 available to the public that piece of software.

6           The first thing I did, within training, met with  
7 some -- Steve Muratore and the folks at that area to train  
8 me quickly on how to do a grid map.

9           After the training, I was able to do three grid  
10 maps, both to spiral, as you and your suggestions.

11           Now, I found this, being a professor and teaching  
12 of business courses, there were three different approaches.

13           However, in the computer sciences, it became like  
14 using Word.

15           One person would say I want to use Arial, font 12.

16           The other would say I want to use Times Roman,  
17 font 16.

18           It's a real basis that became and where I was  
19 headed for the grid, and only took three days, you kind of  
20 wonder what's taking this so long, which is a frustration.

21           But the other part in doing the grid, whatever  
22 software you have should immediately be available to the  
23 public. Because these hearings, they want to go out that  
24 night, put in what you see, and see if they agree with it.

25           So you have this dichotomy or this conflict with

1 Azavea.

2 And I would request that you ask your legal  
3 counsel how to remove any possibility of quid pro quo.  
4 Maybe Azavea could come in and say this is our price to  
5 anybody.

6 I'm not sure if that would work.

7 But I've used both Maptitude. I've used both and  
8 Azavea in my areas. And the answers were equivalently the  
9 same with my subjective information.

10 It's just a tool.

11 So if you could remove those, then it will give  
12 you a clear playing field, then it becomes what is available  
13 for the public to get on their website at 2:00 a.m. in the  
14 morning once O'Grady and Kanefield have gone to bed.

15 So that's my observations of both of them.

16 So thank you very much.

17 CHAIRPERSON MATHIS: Thank you.

18 Other comments on the grid map process, the  
19 options that were presented?

20 Okay. We have a few.

21 GENE DIEHL: Diehl.

22 CHAIRPERSON MATHIS: Mr. Diehl, I have your form.

23 GENE DIEHL: My name is Gene --

24 CHAIRPERSON MATHIS: Go ahead and spell your name.

25 Thank you.

1 GENE DIEHL: Last name is Diehl, D-I-E-H-L.

2 And I had a suggestion. Mr. Strasma made  
3 recommendation or comment with regard to starting in  
4 different reference points on the map.

5 Why not do all three or four and do an overlay of  
6 those, because I think you might find a combination of all  
7 of them is going to equate to almost what we decide or  
8 created in the effect.

9 CHAIRPERSON MATHIS: Thank you.

10 Comments from other members of the public on the  
11 grid map process?

12 Marcia Busching.

13 And if you could spell your name for the record  
14 and who you're representing.

15 MARCIA BUSCHING: My name, my name is Marcia  
16 Busching, B-U-S-C-H-I-N-G.

17 I'm not representing anyone other than myself.

18 And I'm here just to echo what a number of you  
19 have already said.

20 I think that drawing the grid maps is one of the  
21 easiest parts of this process.

22 Having worked with this Azavea software, I think  
23 that just trying to get equal populations should be a simple  
24 process.

25 And I would suggest that you ask your consultants

1 to propose, you know, two or three or four different equal  
2 population maps so that you could start to see just where  
3 the populations in the state are.

4           Because I think that will give you some indication  
5 then of the complexity of the task that you have going  
6 forward.

7           CHAIRPERSON MATHIS: Thank you.

8           Other members of the public?

9           Lynne St. Angelo.

10          LYNNE ST. ANGELO: Yes.

11          And spell your name and say where you're from.

12          LYNNE ST. ANGELO: Yes. St. Angelo, S-T, period,  
13 A-N-G-E-L-O.

14          I'm from Pima County. I happen to also be from  
15 LD 26, which our first speaker is also from.

16          My comment on his suggestion that if the last  
17 Commission started in the center, that then you should start  
18 in a corner.

19          I think that would give the appearance of  
20 prejudice against what happened with the first Commission.

21          And so I would say instead of doing that, is that  
22 is the purpose of it, is to do a random drawing of some kind  
23 and let the chips fall where they may.

24          I do like the idea of having several different  
25 sets of grid maps, maybe from different things, as you do

1 different drawings, and see how it all comes out. That's my  
2 suggestion.

3 CHAIRPERSON MATHIS: Thank you.

4 Sir.

5 JIM WILLIAMS: Jim Williams.

6 CHAIRPERSON MATHIS: Okay. I've got your form  
7 then. I remember seeing that.

8 Representing self.

9 JIM WILLIAMS: Yes.

10 CHAIRPERSON MATHIS: From Glendale.

11 JIM WILLIAMS: Yeah.

12 I guess now is not the appropriate time, like you  
13 said. I was going to ask about the glossary or definition  
14 of all the different terms, if they could be put on a  
15 website so people like me could know what is being talked  
16 about.

17 I don't understand the communities of interest and  
18 competitive districts, compact districts, or all of that. I  
19 would like to see that on a glossary of some sort so that I  
20 could look it up and see what we're talking about.

21 But this is not the time for that.

22 You said this is just for the map.

23 And then, if I'm correct, I heard somebody say  
24 that this map doesn't really mean anything. They're going  
25 to make this grid. They're going to do this grid. But the

1 Commission is going to finish the thing out. They're going  
2 to do what they're going to do.

3           So why are we doing this exercise of making the  
4 grids like this if it has no effect? It may not even be  
5 used. You can throw it out and do what you're going to do  
6 anyway.

7           CHAIRPERSON MATHIS: Thank you.

8           Other comments --

9           JIM WILLIAMS: Exercise in futility. The  
10 constitution says do it anyway and throw it away, so we do  
11 it anyway?

12           CHAIRPERSON MATHIS: Any other comments from the  
13 public on the grid map process.

14           (No oral response.)

15           CHAIRPERSON MATHIS: Okay. Thank you for  
16 providing input.

17           So that leaves us with some more suggestions.

18           Do commissioners have other thoughts?

19           VICE-CHAIR HERRERA: Madam Chair.

20           CHAIRPERSON MATHIS: Mr. Herrera.

21           VICE-CHAIR HERRERA: If it makes sense, either we  
22 come up with some random ways of a starting point, put them  
23 in hat, or maybe that throttle bottle, and pick.

24           Because to me I think that's doing it randomly,  
25 and it's -- I'm okay with that. And I think that's fair.

1 Everybody -- people are streaming it, watching it, people  
2 are here live, so I think that's transparent.

3 So let's do it.

4 CHAIRPERSON MATHIS: Other thoughts from others?

5 COMMISSIONER STERTZ: Madam Chair.

6 CHAIRPERSON MATHIS: Mr. Stertz.

7 COMMISSIONER STERTZ: I think the idea of doing a  
8 couple of different grid maps for presentation using a  
9 couple of different approaches is good.

10 I suggest you do one where you take the center of  
11 the most concentrated population district and build both  
12 your congressional and your legislative starting point. The  
13 direction that it grows from there could be random.

14 I would suggest that we work from -- do another  
15 one going from the, from the outside of the state in.

16 And, and both of those in direction and corner  
17 could be absolutely random.

18 Compare those two.

19 Brings those back to the Commission, discussing  
20 that how they got to those points, and then a decision could  
21 be made for where we grow out of.

22 COMMISSIONER McNULTY: Is that a motion,  
23 Mr. Stertz?

24 COMMISSIONER STERTZ: I can make that in the form  
25 of a motion.

1           COMMISSIONER McNULTY: I'll second it for purposes  
2 of discussion.

3           I have a question, Mr. Strasma, about the idea  
4 preparing two separate grid maps.

5           Is that a problem from your perspective in any  
6 way?

7           KENNETH STRASMA: No. We're certainly happy to do  
8 that, commissioner.

9           I -- one note of caution would be, I think the  
10 process will work best if people don't take the maps and try  
11 to analyze them about which one has a potential benefit.

12           And which was one of my hopes about picking a  
13 process with an element of randomness and going through it.  
14 But if the Commission wants to see that the results are  
15 different, different approaches, we're more than happy to do  
16 more than one.

17           My personal editorial would be just to, you know,  
18 not try to game out which one is going to lead to what final  
19 outcome, because I do believe that is all based on direction  
20 of the Commission give us for the adjustment of maps.

21           VICE-CHAIR HERRERA: Madam Chair.

22           I couldn't agree more with that comment. I want  
23 to just stay with one. If we have more than one, I agree  
24 with Mr. Strasma that I see that happening, which one will  
25 be more advantageous to maybe one or two, maybe all

1 commissioners.

2           So I would stress that we do a random drawing of  
3 one map, one grid map, and stick with that.

4           So it's random.

5           I don't know how more unbiased and fair I could be  
6 if it is random.

7           So I don't want to do more than one.

8           Because I think we will end up bickering and  
9 arguing over which one to pick. And I don't want to do  
10 that.

11           Let's do it random. Only do one.

12           CHAIRPERSON MATHIS: Other thoughts?

13           VICE-CHAIR FREEMAN: If you generated multiple  
14 grid maps, could they be combined to make -- you could take  
15 two maps and make a third? Would that still constitute a  
16 grade map?

17           KENNETH STRASMA: Commissioner, if I understand  
18 correctly, there would be areas that would be common much  
19 like the states that start with the previous district, and  
20 see what is in both version A and version B.

21           Some decision would have to be made about how to  
22 deal with areas that are not in common. Not having worked  
23 this through, but just picturing how the process would work  
24 out. I think there would be significant differences.

25           VICE-CHAIR FREEMAN: Okay.

1           COMMISSIONER McNULTY: I would, I would prefer to  
2 have one random map.

3           But I also think that I agree with Ms. Busching's  
4 point that if we have a couple, it's sort of a learning  
5 experience, because it gives us some information about where  
6 population is and let's just say exercise.

7           VICE-CHAIR HERRERA: Sure.

8           COMMISSIONER McNULTY: And whichever one we then  
9 choose as a starting point to continue, we're going to make  
10 a number of changes to.

11           And I think we are going to bicker.

12           I think, you know, I think it is going to be  
13 difficult.

14           So I guess I'm willing to do it either way, with  
15 the understanding that if we did two, it would be more of a  
16 learning exercise for us.

17           I would not support the idea of doing two with the  
18 idea of having to merge them at the end of that process.

19           I would support doing two just to see how  
20 population lays out.

21           And then we would have to proceed from there.

22           I guess maybe one disadvantage of doing --

23           VICE-CHAIR FREEMAN: Just building on that, I  
24 suppose if two or three grid maps were made, and the  
25 Commission couldn't make a decision on which one to go by,

1 go by lot, randomness.

2 COMMISSIONER STERTZ: That's fine too.

3 CHAIRPERSON MATHIS: I like that.

4 VICE-CHAIR FREEMAN: My next question would be to  
5 Mr. Strasma.

6 Commissioner Stertz's motion, did that give you  
7 sufficient direction, or are there other bits of information  
8 that you need?

9 KENNETH STRASMA: Commissioner, I did want to seek  
10 clarification as to -- if we're talking about the quadrant  
11 system or the literal grid, or I suppose we're talking about  
12 multiple maps, did he want us to work out options for both.

13 COMMISSIONER McNULTY: I understand the motion to  
14 be that one would be from the center point working out, and  
15 that there would be a random choice as to which direction to  
16 move in, and perhaps we would choose that random choice  
17 right now.

18 And the second would be from the outside of the  
19 state moving in. And, again, with the random decision on  
20 direction, and maybe we need to decide whether that random  
21 decision is which corner, or whether -- would that be at  
22 which corner and which direction?

23 COMMISSIONER STERTZ: Which corner and which  
24 direction.

25 COMMISSIONER McNULTY: Okay. So we would -- if

1 that motion were to carry, we would have to draw three  
2 things out of a hat. The first would be the direction that  
3 you would go in from the center.

4 The second would be the corner that you would  
5 start in from the exterior.

6 And the third would be the direction you move in  
7 from that exterior corner.

8 COMMISSIONER STERTZ: That's correct.

9 Madam Chair.

10 CHAIRPERSON MATHIS: Mr. Stertz.

11 COMMISSIONER STERTZ: Mr. Strasma, in  
12 clarification of the grid, meaning that these would be a --  
13 try to remain in a grid-like pattern, not in a -- not very  
14 similar to how you had presented in your nine by -- you  
15 know, your three by three and your six by five.

16 But you would start from a square that would be of  
17 equal population, starting from the center of the most --  
18 the densest district within the state, for both the  
19 congressional and legislative districts, and then we'll pick  
20 the direction of which you're going to go out and to start  
21 build boxes, build blocks around it.

22 In the order in which you had described earlier,  
23 which is using your census track and your blocking methods.

24 KENNETH STRASMA: Okay. And that --

25 CHAIRPERSON MATHIS: The geographic hierarchy.

1 KENNETH STRASMA: -- that's sufficient direction.

2 CHAIRPERSON MATHIS: Yeah. Okay. So we should  
3 probably do that here now to determine those.

4 Anybody has a coin?

5 COMMISSIONER McNULTY: Does Ray have a hat?

6 RAY BLADINE: I don't have a hat. I don't even  
7 have a coin.

8 COMMISSIONER STERTZ: The question on the first  
9 is, is clockwise or counterclockwise? That's first.

10 KENNETH STRASMA: As the direction from the  
11 center.

12 COMMISSIONER STERTZ: As the direction from the  
13 center.

14 All right. I think legal counsel needs to flip  
15 the coin.

16 Can we verify that there are not two heads on  
17 that?

18 CHAIRPERSON MATHIS: Pass it around.

19 VICE-CHAIR HERRERA: Two tails.

20 COMMISSIONER STERTZ: Two tails. That's all  
21 right.

22 So, all right, an Madam Chair.

23 CHAIRPERSON MATHIS: Let me look at that coin.

24 COMMISSIONER STERTZ: You're satisfied with that  
25 coin.

1           CHAIRPERSON MATHIS: Yeah, this is one of the  
2 earlier quarter, from 1965 actually. It's a head and a  
3 tail.

4           COMMISSIONER STERTZ: How long have you had that?  
5           Okay. Since I made the motion, I'll -- heads  
6 clockwise, tails counterclockwise.

7           VICE-CHAIR HERRERA: Is that, is that fair, a  
8 Republicans flipping a coin?

9           Let me see, I want to make sure you -- go ahead,  
10 flip it.

11          COMMISSIONER STERTZ: Okay.  
12          What did I say, heads, clockwise?  
13          Tails, counterclockwise.  
14          Okay.

15          CHAIRPERSON MATHIS: So it was tails,  
16 counterclockwise.

17          COMMISSIONER STERTZ: Counterclockwise.  
18          Next is the which direction, so we're starting  
19 from the center and you'll be building blocks out from the  
20 center, and work your way out counterclockwise.

21          KENNETH STRASMA: Okay.

22          COMMISSIONER STERTZ: The next question was?

23          CHAIRPERSON MATHIS: Which corner?

24          COMMISSIONER STERTZ: Which corner.

25          So this is going to be east or west, north or

1 south.

2 Okay. So I'll do east west -- northeast,  
3 northwest, southeast.

4 So I'll do northeast or northwest, heads or tails.  
5 Northeast, northwest. Heads, tails.

6 Okay.

7 KENNETH STRASMA: What we're doing, east versus  
8 west in one flip and north versus south in another.

9 COMMISSIONER STERTZ: Yeah, that's correct.

10 KENNETH STRASMA: Which is the first? I  
11 apologize.

12 COMMISSIONER STERTZ: Pick one. Does that work?  
13 Okay. East versus west.

14 KENNETH STRASMA: Yeah.

15 COMMISSIONER STERTZ: East, heads.

16 I want to be fair and equitable.

17 VICE-CHAIR HERRERA: I don't want anybody  
18 complaining.

19 COMMISSIONER STERTZ: Absolutely.

20 East is heads.

21 VICE-CHAIR HERRERA: East is heads.

22 COMMISSIONER STERTZ: Okay. Heads, east. Okay.

23 Now we are doing --

24 COMMISSIONER McNULTY: Now this one is north or  
25 south.

1 COMMISSIONER STERTZ: North or south.

2 Heads, north.

3 Tails. Start from the south.

4 So we're starting in the southeast corner.

5 KENNETH STRASMA: Southeast corner.

6 COMMISSIONER STERTZ: Okay.

7 KENNETH STRASMA: And one more is the direction.

8 COMMISSIONER STERTZ: Direction. And we're going  
9 counterclockwise to clockwise; is that correct?

10 Okay.

11 Clockwise, clockwise -- heads is clockwise.

12 Heads is clockwise.

13 I'm hoping that the audience and the general  
14 public who's watching us today is, one, respectful of the  
15 randomness of this and amused by the process.

16 GENE DIEHL: May I say that randomness proved  
17 itself out?

18 COMMISSIONER STERTZ: Yes, it did.

19 CHAIRPERSON MATHIS: Great. So we have a motion,  
20 that's been seconded, to basically authorize Mr. Strasma to  
21 generate two grid maps, one starting in the center, most  
22 dense district of the state. And we'll work outwards  
23 clockwise based on geographic hierarchy --

24 AUDIENCE MEMBERS: Counterclockwise.

25 CHAIRPERSON MATHIS: Oh, it was counterclockwise.

1 Thank you.

2 This is like a game show.

3 So, excuse me, I had written clockwise.

4 So it's counterclockwise. Thank you.

5 Based on geographic hierarchy.

6 The second grid map will be starting in the  
7 southeast corner, and will move clockwise around the state  
8 and again using geographic hierarchy, as how you would add  
9 those sectors.

10 And so with that, is there any other discussion on  
11 that motion?

12 (No oral response.)

13 CHAIRPERSON MATHIS: Okay. All in favor?

14 ("Aye.")

15 CHAIRPERSON MATHIS: Any opposed?

16 (No oral response.)

17 CHAIRPERSON MATHIS: Okay. The motion carries.

18 VICE-CHAIR HERRERA: Madam Chair, my only question  
19 is when are we going to see the one or two drafts?

20 CHAIRPERSON MATHIS: How long will it take to  
21 generate the two grid maps?

22 KENNETH STRASMA: If you can give us a week.

23 CHAIRPERSON MATHIS: Okay. A week.

24 Is that okay with everybody?

25 VICE-CHAIR HERRERA: Madam Chair?

1 CHAIRPERSON MATHIS: Yes.

2 VICE-CHAIR HERRERA: Does that still keep us on  
3 track, a whole week?

4 KENNETH STRASMA: Yes, I believe it does,  
5 commissioner.

6 And I believe another agenda item is future  
7 meetings.

8 But as long as we can have it done before the next  
9 meeting, I believe we can.

10 CHAIRPERSON MATHIS: Okay.

11 And is that the kind of thing we can put on our  
12 website, the grid maps? Is that possible?

13 Buck can advise later. That's good.

14 Yeah, I think that would be a good thing to show,  
15 since it's a constitutional requirement.

16 Any other comments on the possible grid map  
17 processes or randomness?

18 (No oral response.)

19 CHAIRPERSON MATHIS: Our next item on the  
20 agenda -- let me check the time. Where are we?

21 Okay. About 3:50 p.m.

22 We probably need to wrap this meeting up by 4:30  
23 in order to make it to Glendale for the hearing at 6:00.

24 So, with that in mind, let's move to the agenda  
25 item, number five, report, legal advice, and direction to

1 counsel regarding attorney general inquiry.

2           The Commission may vote to go into executive  
3 session, which would not be open to the public for any item  
4 listed on the agenda for the purpose of obtaining legal  
5 advice.

6           So given that there is an attorney general  
7 inquiry, it would be great to get an update on that inquiry  
8 and investigation, so if maybe Joe or Mary could tell us,  
9 that would be great.

10           JOSEPH KANEFIELD: Madam Chair, members of the  
11 Commission, thank you.

12           On July 21st we received word that the attorney  
13 general had opened an inquiry which he characterized as a  
14 inquiry into open -- whether or not there were -- there was  
15 an open meeting infraction.

16           We, through conversations, Mary O'Grady and I had  
17 with counsel for the Attorney General's Office, we believe  
18 that the scope of the review or the inquiry is related to  
19 both -- determine whether or not an open meeting law  
20 infraction occurred, and also whether or not a procurement  
21 infraction occurred.

22           As the -- even though we haven't been given  
23 anything in writing from the Attorney General's Office other  
24 than some e-mails that we have exchanged between counsel for  
25 the AG and Mary and I, we believe that the scope of the

1 inquiry is limited to the procurement of the Strategic  
2 Telemetry contract.

3           We've asked the attorney general to define the  
4 scope of the inquiry as is typical in an open meeting law  
5 inquiry so that the Commission can know what exactly the  
6 inquiry is about and then we can adequately advise you.

7           I'm trying to think.

8           What specifically the attorney general has asked  
9 for is he would like to interview the commissioners with  
10 respect to the open meeting law inquiry. And I believe the  
11 procurement inquiry too.

12           Mary can correct me if I'm misstating any of this.

13           They have -- we have, through our conversations  
14 with Attorney General's Office, we have told them that we  
15 needed to meet with you all to at least give you some legal  
16 advice with respect to what the open meeting law says, what  
17 the powers of the attorney general are in this kind of  
18 situation. And, and the first opportunity to do that was  
19 today as an entire Commission, which we felt was the most  
20 appropriate to proceed.

21           In the last -- I think the attorney -- the  
22 representative for the office expressed some frustration  
23 about not having already undertaken the interviews.

24           And we, again, explained to him that we weren't --  
25 that we were trying to work with them as quickly as we

1 could, but we felt it was necessary to advise the  
2 Commission. Again, this was July 21. It's now August 3rd.

3 This is the first opportunity we've had to meet  
4 with you all.

5 One issue that was raised with respect to the open  
6 meeting law, the attorney general obviously has authority to  
7 conduct an open meeting law investigation.

8 The relevant statute is 38-431.06.

9 And through that process he may issue -- he may  
10 administer oaths or affirmations to any person for  
11 testimony.

12 In other words, he can interview you all under  
13 oath as he's trying to ascertain whether or not an  
14 infraction has, in fact, occurred.

15 There's an issue that we raised, and one that we  
16 wanted to talk with the Commission about, and that is  
17 legislative privilege and whether or not the commissioners  
18 could invoke legislative privilege in response to an inquiry  
19 of this nature.

20 We shared that with the Attorney General's Office,  
21 that we are looking at that.

22 Your predecessors' former colleagues spent a good  
23 number of years in court litigating that exact question, and  
24 were ultimately successful in defining this body as a  
25 legislative body that enjoys legislative immunity and may

1 invoke the legislative privilege with respect to legislative  
2 acts.

3 We know from the court decision of the Arizona  
4 Court of Appeals that that means -- legislative acts most  
5 certainly mean when you're engaged in the map drawing  
6 process. What we don't know is --

7 COMMISSIONER McNULTY: Mr. Kanefield, are you  
8 giving us legal advice in a public session here?

9 JOSEPH KANEFIELD: Yes, I guess I am. And I'll  
10 pause there, because -- let me ask if the Commission wishes  
11 to go into executive session to receive more advice?

12 COMMISSIONER McNULTY: If you're planning to give  
13 us legal advice, I would propose that you do it in executive  
14 session.

15 JOSEPH KANEFIELD: Madam Chair, members of the  
16 Commission.

17 I don't believe I've crossed into the realm of  
18 legal advice.

19 I was trying to give you background before we  
20 actually give you legal advice.

21 I'm glad you brought that up,  
22 Commissioner McNulty, because at some point we will need to  
23 advise you on how you may want to proceed as a Commission  
24 and as individual commissioners.

25 That obviously could be done -- that would be

1 attorney-client privileged advice. That could be done in  
2 executive session on majority vote of the Commission. Or if  
3 the Commission does not wish for that advice to be given in  
4 executive session, it could be done in open session.

5 So I'll just finish my thought very quickly on  
6 this, and you can talk if you want to go to into executive  
7 session.

8 Summarizing the legislative immunity doctrine that  
9 was adopted by the Court of Appeals as it applies to this  
10 Commission, you're a legislative body. Your legislative  
11 acts are subject to legislative privilege, which means that  
12 you are not -- cannot be called upon to testify under oath  
13 in a legal proceeding, civil or criminal for that matter,  
14 with respect to your legislative acts.

15 The question is legislative, whether it's  
16 legislative act versus administrative act.

17 At that point I think I'll pause and seek more  
18 direction from the Commission how you would like me to  
19 proceed.

20 VICE-CHAIR HERRERA: Madam Chair.

21 CHAIRPERSON MATHIS: Yes, Commissioner Herrera.

22 VICE-CHAIR HERRERA: I would like to stress the --  
23 I want the AG's Office, even though I really do think  
24 they're wasting taxpayers' money, I think all the  
25 information is in executive session, whatever records they

1 have access to, which I think are most records in executive  
2 session; is that correct?

3           JOSEPH KANEFIELD: Madam Chair,  
4 Commissioner Herrera, under the open meeting law they are  
5 entitled to review the executive session transcript. And we  
6 have provided that to them. I'll share with you though that  
7 we do have one concern, and that is with -- they are, at  
8 least in my opinion, they are entitled to review the  
9 executive session transcript including attorney-client  
10 advice, because what they're looking for is they're trying  
11 to make sure that the Commission or anybody for that matter  
12 isn't using the attorney-client relationship to circumvent  
13 the open meeting law.

14           But what -- where we differ is whether they can  
15 use that information that they read and learn through their  
16 open meeting law inquiry for any other matter.

17           And as we know, they have told us they have two  
18 separate matters here, an open meeting law inquiry and a  
19 procurement inquiry.

20           So that's something that we're trying to work  
21 through with them, because they certainly respect the  
22 attorney-client privilege and what it means, and they don't  
23 wish to infringe upon that.

24           So that is one issue that we're going to have to  
25 work out, because one of the executive session meetings did

1 involve -- a portion of it did involve attorney-client  
2 advice.

3 VICE-CHAIR HERRERA: Madam Chair.

4 CHAIRPERSON MATHIS: Mr. Herrera.

5 VICE-CHAIR HERRERA: I want to make sure that we  
6 keep as much of the -- this part of the hearing public and  
7 not go into executive session unless we need to.

8 I want to make sure I stress that, unless we --  
9 either counsel recommend that we go into executive session.

10 But before you do that, you know, we are a  
11 legislative body, and the previous Commission went through  
12 the whole process, debated it. And I think we should be  
13 treated as such.

14 If they -- if the AG's Office would not be able to  
15 do that for a particular legislator or -- a legislator or a  
16 senator or a congressman, then we should be treated the same  
17 way.

18 They should respect that, that we have legislative  
19 immunity.

20 And I make sure that you, as our attorneys, that  
21 you help us with that.

22 Because I really do think that it is a waste of  
23 taxpayers' money, when people are -- you know, there's that  
24 perception that people are -- you know, that either the  
25 Commission or someone is leaning a certain way that they

1 don't agree with, they can file a complaint with the AG's  
2 Office.

3           Again, there's no proof of that, and it's just  
4 people complaining.

5           And to me it's sad. It's sad that the people want  
6 to involve partisan politicians to, to waste the  
7 Commission's time and the public's time.

8           Because if they -- if it were the other way and  
9 the AG's Office was a partisan Democrat, we wouldn't be  
10 hearing from the other side, and they wouldn't be  
11 complaining that -- and I hope that never happens, for the  
12 Democrats, because I would be up in arms as well, if a  
13 partisan AG was investigating a Commission that they --  
14 supposedly leans left or leans Democratic.

15           And I hope you protect us. I think that's what  
16 you guys are getting paid for, and we do have legislative  
17 immunity, and I would hope that the AG's Office respects  
18 that.

19           Thank you.

20           CHAIRPERSON MATHIS: Mr. Stertz, did you have a --

21           COMMISSIONER STERTZ: I did.

22           Mr. Kanefield, Ms. O'Grady, can you give me the --  
23 three of the five members of this commission are not  
24 attorneys. And the two, I don't know whether or not they've  
25 got a clear understanding of what legislative privilege

1 means.

2           So if you can give us a little thumbnail sketch of  
3 what that means.

4           And then as a follow-up to that, what is the  
5 upside to accepting legislative privilege and what is the  
6 downside to waiving it.

7           JOSEPH KANEFIELD: Madam Chair,  
8 Commissioner Stertz, again, we're happy to advise you.  
9 That's obviously what we're here for.

10           And, again, we can do it in executive session. We  
11 can do it in open session. It's up to you.

12           I'll just say part of the -- part of what  
13 attorneys do is give advice.

14           And the reason the attorney-client privilege  
15 exists is so that we can talk through all options, pros,  
16 cons, risk, benefits. And candidly.

17           And you can then weigh whether, you know, what  
18 the -- based on the advice we give you, how you wish to  
19 proceed and give us direction.

20           Well, that's not -- again, I'm not suggesting how  
21 you want to do it.

22           I recognize we're talking about an open meeting  
23 law, an alleged open meeting law infraction, and here we're  
24 suggesting that we go back into executive session because of  
25 attorney-client privilege.

1           So the only thing I would add is that even if the  
2 attorney general understands the attorney-client privilege,  
3 that's exactly -- he has hundreds of attorneys that do that  
4 every day with their boards and commissions and public  
5 officials.

6           So it should not be for fear of doing some --  
7 non-transparency should not be the reason to not have  
8 executive session for attorney-client advice.

9           But, we're fully prepared to do it either way.

10          So it's completely at the discretion of the  
11 Commission.

12          COMMISSIONER STERTZ: Madam Chair, Ms. O'Grady,  
13 Mr. Kanefield.

14          I'm not suggesting that you give the Commission  
15 any legal advice.

16          I think what you're doing is you're delivering an  
17 analysis of what legislative privilege means by definition  
18 and by -- so we would have an understanding of that and so  
19 would members of the general public.

20          And the likewise what the upside and downside  
21 would be of accepting or denying it.

22          That's not getting legal advice. That is purely  
23 giving an understanding of what it might be.

24          And Ms. O'Grady might disagree with me, but at  
25 least the first piece you cannot.

1           JOSEPH KANEFIELD: Well, I'm doing all the talking  
2 here.

3           Mary, do you want to weigh in on the question of  
4 privilege?

5           MARY O'GRADY: Oh, absolutely. That is legal  
6 advice in the context of a fact specific inquiry. That  
7 would be in the range of legal advice that is perfectly  
8 appropriate as Joe said for executive session.

9           I haven't heard that motion to move into executive  
10 session yet, so that's why we are continuing this --

11          VICE-CHAIR HERRERA: Madam Chair.

12          CHAIRPERSON MATHIS: Mr. Herrera.

13          VICE-CHAIR HERRERA: Could you answer  
14 Commissioner Stertz's question in a very broad and general  
15 way?

16          JOSEPH KANEFIELD: Well --

17          VICE-CHAIR HERRERA: I think I agree with him  
18 that a -- and I could be wrong. I've taken one law school  
19 class.

20          So I would recommend that you, again, do it as a  
21 general speaking and as broadly as you can, so we can have a  
22 understanding and so can the public.

23          COMMISSIONER McNULTY: As to what executive -- as  
24 to what legislative privilege is, which I think is a  
25 distinct question from the waiver issues which would be

1 legal advice.

2 JOSEPH KANEFIELD: Madam Chair,  
3 Commissioner Herrera, thank you.

4 What I was going to suggest, we did a summary of  
5 legislative privilege for the Commission.

6 It's part of our legal briefing in the materials  
7 that we gave you.

8 I'm going to cue from the materials.

9 That information is also available to the public  
10 on our -- on the Commission's website.

11 So pretty much what I'm going to be saying here is  
12 directly from information that you all have access to.

13 Legislative immunity, it comes from the speech and  
14 debate clause of the U.S. Constitution that also exists in  
15 the Arizona Constitution.

16 If I'm boring you, the courts have basically held  
17 the precedent that applies to the U.S. speech and debates  
18 clause applies to the state.

19 It also springs from the separation of powers  
20 doctrine.

21 And what it essentially says is that it's a  
22 privilege that exists for legislators acting in the  
23 legislative capacity.

24 And you are all, for all legal purposes,  
25 legislators.

1           It's a testimonial and evidentiary privilege as we  
2 now know from the Court of Appeals decision. That means  
3 that if you are called in any kind of legal proceeding to  
4 testify through discovery or through a subpoena to testify  
5 at trial, you can invoke the privilege, and you would not  
6 have to testify.

7           And the same applies to evidentiary information.

8           And that was one of the issues debated last time,  
9 which was whether or not any communications between the  
10 Commission and its consultant, the predecessor to Strategic  
11 Telemetry, were -- fell under the scope of the legislative  
12 immunity doctrine.

13           And the Court of Appeals eventually said, yes,  
14 they did, because it was part of the legislative map drawing  
15 process.

16           The wording of -- I'm trying to find the court.  
17 I'm going to read you right from the court decision.

18           Okay. Here's what the -- here's reading from the  
19 court decision, which I think states it very nicely.

20           It doesn't extend to cloak all things in any way  
21 related to the legislative process. Rather, the privilege  
22 extends to matters beyond pure speech or debate in the  
23 legislature only when such matters are an integral part of  
24 the deliberative and communicative processes relating to  
25 proposed legislation or other matters placed within the

1 jurisdiction of the legislature, and when necessary to  
2 prevent indirect impairment of such deliberations.

3 It doesn't apply to political acts such as  
4 communicating with your constituents.

5 And then it does not apply to the performance of  
6 what the court calls administrative tasks, which is defined  
7 in this case because that was at issue.

8 So I think that that -- I hope that that gives you  
9 somewhat of a -- and the issue here is under the attorney  
10 general's open meeting law investigation authority, he, as I  
11 mentioned before, he can ask -- he can put people under  
12 oath, which is, which is a discovery kind of process.

13 It's a civil procedure. It's not a criminal  
14 proceeding.

15 And then -- and the statute itself says that in  
16 that situation a privilege can be invoked by -- you know,  
17 whether for attorney-client privilege or legislative  
18 privilege or any other privilege for that matter.

19 So, Mary, do you want to add --

20 MARY O'GRADY: I was going add one thing on the  
21 purpose of the privilege and what the court said that Joe's  
22 been citing.

23 The privilege is not intended to protect  
24 legislators' individual interest but to support the rights  
25 of the people by enabling their representatives to execute

1 the functions of their office without fear of prosecutions,  
2 civil or criminal.

3 So that's sort of the context and the purpose of  
4 the -- that underlies the legislative privilege.

5 COMMISSIONER STERTZ: Madam Chair.

6 CHAIRPERSON MATHIS: Mr. Stertz.

7 COMMISSIONER STERTZ: Ms. O'Grady, would you be so  
8 kind to repeat that last sentence, please?

9 MARY O'GRADY: The privilege is not intended to  
10 protect legislators' individual interest but to support the  
11 rights of the people by enabling their representatives to  
12 execute the functions of their office without fear of  
13 prosecutions, civil or criminal.

14 And as Joe said, it's an evidentiary privilege,  
15 both the testimony and the written documents.

16 COMMISSIONER STERTZ: Thank you.

17 VICE-CHAIR HERRERA: Madam Chair.

18 CHAIRPERSON MATHIS: Mr. Herrera.

19 VICE-CHAIR HERRERA: One of the -- I think when  
20 all of us signed up for this and got nominated and  
21 appointed, we wanted to do the right thing, be all fair to  
22 Arizona.

23 And one thing that we didn't want to do is, as  
24 volunteers now, is being persecuted by a partisan  
25 politician.

1           I think we -- I would not recommend that you waive  
2 your legislative immunity.

3           We're all volunteers, just trying to do the best  
4 we can.

5           And when I volunteered, I was assured that we  
6 would have protection from -- from partisan, you know,  
7 individuals. Because I didn't -- I was told last time there  
8 was -- you know, obviously there were some issues. People  
9 disagreed with certain things.

10           But there is nothing like it is -- what it is  
11 going on here, meaning politicians getting involved.

12           And it shouldn't be that way.

13           It shouldn't be that way that we have politicians  
14 trying to intimidate individuals, and trying to -- you know,  
15 basically intimidate.

16           And I will -- I refuse to be intimidated, and I  
17 will refuse to be put under oath.

18           Because I have nothing to hide.

19           What I said before, that everything was done in  
20 the open.

21           And as I mentioned to my attorney, and I mentioned  
22 to my attorney, Mary O'Grady, or our attorney, excuse me,  
23 that everything was done according to SPO.

24           And so there's no reason for them to interview me.  
25 None at all.

1           And I probably will not be interviewed.

2           So that's where I stand. I want to make sure I'm  
3 protected as a volunteer of the state, and protect the  
4 members of the public that they care about this process and  
5 they don't want to see partisan from either side of the  
6 party getting involved in trying to corrupt the system.

7           COMMISSIONER McNULTY: Madam Chair.

8           CHAIRPERSON MATHIS: Ms. McNulty.

9           COMMISSIONER McNULTY: I think it's important that  
10 we discuss all of these things, but my concern is that we  
11 have about two hours' worth of agenda items here that we  
12 haven't done yet, and you all need to be in Glendale in,  
13 what, an hour and 45 minutes, for folks who are doing the  
14 Glendale hearing.

15           And, you know, I would make a motion, I guess,  
16 that we go into executive session to hear your advice, but I  
17 don't think we have the time for that right now.

18           And I think we should table this, look at our  
19 future meetings, set up another meeting, and then continue.

20           VICE-CHAIR HERRERA: I would agreee.

21           Can I make a motion to table this discussion to a  
22 future agenda?

23           CHAIRPERSON MATHIS: You can make that motion.

24           COMMISSIONER McNULTY: I'm not sure we need a  
25 motion. We didn't need a motion for the last item that we

1 tabled, just agreed we were going to put it on the agenda.

2 VICE-CHAIR HERRERA: I withdraw the motion and  
3 just table the item.

4 COMMISSIONER McNULTY: I am concerned that we know  
5 when we're going to meet next so that we can -- you know, it  
6 looks like we have a half a day's worth of discussion here.  
7 We still have to approve our minutes and other things.

8 CHAIRPERSON MATHIS: Other thoughts from other  
9 commissioners on this topic?

10 (No oral response.)

11 CHAIRPERSON MATHIS: Joe.

12 JOSEPH KANEFIELD: Madam Chair, members of the  
13 Commission.

14 CHAIRPERSON MATHIS: Sure.

15 JOSEPH KANEFIELD: Before we leave, I guess on the  
16 next item that I would like you to address, which I don't  
17 think should take very long, is agenda item six. I'm bad  
18 with Roman numerals.

19 Which is the discussion, legal advice, and  
20 possible action approving expenditures for counsel.

21 I'm happy to brief you on why we asked for that  
22 item to be put on the agenda.

23 CHAIRPERSON MATHIS: Okay. I would be happy to  
24 hear that.

25 Others?

1           VICE-CHAIR HERRERA: Will we need a lot of time  
2 to -- Madam Chair, a lot of time to --

3           CHAIRPERSON MATHIS: Where are we?

4           VICE-CHAIR HERRERA: -- for that topic?

5           CHAIRPERSON MATHIS: Okay. It's 4:10.

6           VICE-CHAIR HERRERA: I know, but it says 15  
7 minutes.

8           CHAIRPERSON MATHIS: Is that how long it will  
9 take, Mr. Kanefield?

10          VICE-CHAIR HERRERA: Is that enough for that? I  
11 definitely want to come up with dates for the next meeting.  
12 I think that's equally if not more important.

13          JOSEPH KANEFIELD: We can push --

14          CHAIRPERSON MATHIS: It can wait?

15          JOSEPH KANEFIELD: Yes.

16          CHAIRPERSON MATHIS: Okay.

17                 Let's, looking at the agenda -- okay, let's jump  
18 to discussion of future meetings, and we'll at least get  
19 that nailed down.

20                 If we have time we'll do something else, but  
21 discussion of future meetings.

22                 So, what is the situation for everyone's  
23 schedules?

24                 We've got, I know, some folks going out of town.

25                 Yeah, Mr. Bladine has some.

1           RAY BLADINE: I don't have everyone's current  
2 availability beyond, like, next week.

3           Next week I know that two of the commissioners  
4 are -- one is gone all week and another commissioner  
5 substantial parts.

6           The weeks after that, I don't have any recent  
7 information on. And I was hoping that today people would  
8 have their calendars and we could do that.

9           In talking to Mr. Strasma yesterday, it would be  
10 most likely, and I'm going ask him to correct me if I'm  
11 wrong, that if we could do about three half-day meetings in  
12 a row following the preparation of the grid map, we would  
13 then be able to get into the process of making adjustments  
14 to it.

15           That would also give him time between those  
16 half-day meetings to provide the information back to the  
17 Commission that they would ask for.

18           So I guess what I would ask you all to do is, if  
19 you can do it now, tell us when we might be able to do three  
20 meetings in a row. And if not, at least send it to me and I  
21 will try to coordinate something and send it back to you in  
22 terms of when we could do it.

23           I think also that it would -- since it would take  
24 a week, we could be doing things as early as the following  
25 week around August 15th, if I remember correctly.

1           CHAIRPERSON MATHIS: So is the week of the 8th  
2 completely out?

3           RAY BLADINE: I would say yes. Mr. Stertz will be  
4 gone all of that week.

5           CHAIRPERSON MATHIS: Can you dial in or no?

6           COMMISSIONER STERTZ: Very challenging where I am.

7           CHAIRPERSON MATHIS: Okay. Okay.

8           VICE-CHAIR HERRERA: Madam Chair.

9           CHAIRPERSON MATHIS: Mr. Herrera.

10          VICE-CHAIR HERRERA: We -- I think we had --  
11 Strategic Telemetry had asked for a week to complete the  
12 grid map.

13          CHAIRPERSON MATHIS: Right.

14          VICE-CHAIR HERRERA: That would take us to next  
15 week.

16                 And we had talked about staying on course. So I  
17 would recommend that we meet at least to approve, either  
18 telephonically, to approve the grid map.

19                 I don't want any more delays.

20                 And I understand people are out of town.

21                 But if people can make every effort to at least  
22 participate by phone or by Skype, I want to approve the grid  
23 map next week.

24          COMMISSIONER STERTZ: Madam Chair.

25          CHAIRPERSON MATHIS: Mr. Stertz.

1           COMMISSIONER STERTZ: I've noticed -- Mr. Herrera,  
2 I'm all in favor of trying to move this thing progressively.

3           I would like the courtesy of the rest of the  
4 commissioners to recognize that I notified Mr. Bladine a  
5 month ago that I was going to be off this upcoming week.  
6 And I think that something as paramount as this would be a  
7 disservice to me as a commissioner to not be able to  
8 participate. And I like your indulgence in being able to  
9 move that to the following Monday.

10           My schedule, Mr. Bladine, before or after that  
11 date is completely clear and manageable.

12           I think that we've got a couple things that we  
13 need to do between now and our next meeting.

14           One is that we need to get a map guide on  
15 computers in front of us.

16           Second, we need to be trained, either  
17 telephonically or in person.

18           I'll make myself available to Mr. Strasma between  
19 now and Sunday to do so.

20           The third is that we have a -- that the grid map  
21 is made available through distribution.

22           And, Mr. Herrera, could easily be distributed to  
23 the members of the Commission a week from today or a week  
24 from tomorrow, so that we could have review of it, and  
25 independent of notification to the public, so that when we

1 came to the open meeting, that we could at least have our  
2 questions in place, rather than having what we did with the  
3 three consultants or the three map -- the online mapping  
4 service questions.

5 We were -- I was caught off guard. We weren't  
6 able to make a decision today.

7 So it would be nice to be able to have a little, a  
8 little of couple of days' worth of look at the map so we  
9 could give -- be adequately prepared to ask questions.

10 And then once -- and then drilling down, I'm, I'm  
11 a tremendous advocate of taking big tables and big screens  
12 and putting us all in work sessions.

13 And as I suggested to Mr. Strasma before, an old  
14 planner's style of charrette, which is working together. It  
15 actually means to squat, which means everybody getting  
16 around the same place and drilling through and working  
17 through to get to the next level of information.

18 There have been -- there's a consideration right  
19 now of some addition of some public meetings taking place,  
20 that is going to come into play. And then there's going to  
21 be the culling together of all of that data. That's going  
22 to need to be done as well.

23 So there's, if the rest of the Commission will  
24 indulge me, and give us the opportunity for me to  
25 participate in this, I would surely appreciate it.

1           CHAIRPERSON MATHIS: Mr. Stertz, does Saturday the  
2 13th work at all, or no? The afternoon?

3           COMMISSIONER STERTZ: Madam Chair, the Saturday  
4 the 13th, we are going to be hearing on -- oh, Saturday the  
5 13th, no, I'll be -- Sunday the 14th, yes.

6           CHAIRPERSON MATHIS: Okay. I thought the hearing  
7 was the 6th.

8           COMMISSIONER STERTZ: It is.

9           CHAIRPERSON MATHIS: So, okay. So that really  
10 doesn't buy us a lot, just the 14th, on a Sunday.

11           But I'm open to that if people want to meet on  
12 that Sunday.

13           Are others available?

14           VICE-CHAIR FREEMAN: Madam Chair.

15           CHAIRPERSON MATHIS: Starting Sunday the 14th,  
16 moving forward.

17           COMMISSIONER McNULTY: Might be hard to get a  
18 court reporter on a Sunday. I suggest we start on a Monday.

19           CHAIRPERSON MATHIS: So moving from the 15th on.

20           VICE-CHAIR FREEMAN: Madam Chair, I'm available  
21 the 15th. I'm not available the 16th.

22           I'm available the 17th.

23           Those two days.

24           VICE-CHAIR HERRERA: Madam Chair.

25           CHAIRPERSON MATHIS: Yes, Mr. Herrera.

1           VICE-CHAIR HERRERA: What is the earliest we'll be  
2 receiving the grid maps?

3           CHAIRPERSON MATHIS: It would be a week from  
4 today, right maybe the 10th.

5           KENNETH STRASMA: I would say a week from  
6 tomorrow.

7           CHAIRPERSON MATHIS: Okay. The 11th. Thursday  
8 the 11th.

9           VICE-CHAIR HERRERA: The 11th.

10           And maybe we would get it electronically, I'm  
11 assuming?

12           KENNETH STRASMA: That's okay to distribute  
13 electronically.

14           VICE-CHAIR HERRERA: And we would then review it  
15 or make a decision the following week?

16           CHAIRPERSON MATHIS: Right. Could we meet on that  
17 Monday, the 15th?

18           VICE-CHAIR HERRERA: I am available.

19           CHAIRPERSON MATHIS: Would everyone be?

20           COMMISSIONER STERTZ: Yes.

21           COMMISSIONER McNULTY: I'm available.

22           KENNETH STRASMA: Madam Chair, if you need me, I  
23 am probably not available the 15th, but available the 16th.

24           COMMISSIONER McNULTY: Are you available the 17th,  
25 18th, 19th?

1           KENNETH STRASMA: Yes, I'm available any time  
2 between the 16th and the 19th.

3           COMMISSIONER McNULTY: I would suggest that we  
4 meet the 16th, 17th, 18th, 19th, 20th, 21st, 22nd, 23rd,  
5 24th, 25th.

6           COMMISSIONER STERTZ: Are you forming that in the  
7 form of a motion?

8           CHAIRPERSON MATHIS: I hope no one seconds it.  
9 We definitely need to be meeting a lot then.

10           Starting -- okay. On the 16th Mr. Freeman is out.  
11           17th would go our first date where it sounds like  
12 everyone is available.

13           COMMISSIONER McNULTY: Madam Chair, I wonder if we  
14 should consider meeting on the 15th to finish our agenda  
15 here.

16           We don't need Mr. Strasma to do that.

17           And we can meet on the 17th, 18th, and 19th to  
18 start our mapping process.

19           Does that work?

20           CHAIRPERSON MATHIS: If we meet Monday the 15th,  
21 and we'll cover non-mapping agenda items.

22           COMMISSIONER STERTZ: Madam Chair, this would be  
23 an agenda idea question for Mr. Bladine.

24           When will the schedule for round two be available?

25           COMMISSIONER McNULTY: Maybe we can add that to

1 agenda on the 15th, because I think we may want to have some  
2 input to that given the concerns last time.

3 RAY BLADINE: I think that would be no problem.  
4 We pretty much have that together. We just need to modify  
5 it by what happens and get that to you, so I would think we  
6 could be ready by the 15th easily.

7 COMMISSIONER McNULTY: I had some thoughts about  
8 that too. Maybe we could would talk about it.

9 COMMISSIONER STERTZ: Madam Chair, Mr. Bladine,  
10 Commissioner McNulty.

11 The goal would be to get it earlier than the 15th  
12 so that we can have our comments ready and get them  
13 distributed to you so we can actually -- make it an action  
14 item on that.

15 COMMISSIONER McNULTY: We would also give our  
16 thoughts about hearings to Mr. Bladine --

17 COMMISSIONER STERTZ: Yeah.

18 COMMISSIONER McNULTY: -- to one another so that  
19 could --

20 COMMISSIONER STERTZ: Try to get something so that  
21 he's publishing something to us in a draft form so we can  
22 review it and give you our comments back prior to the 15th.

23 RAY BLADINE: Which would mean we need to get  
24 something toward the end of next week to you so you would  
25 have some time to review it toward Monday.

1 I'm sure we can do that.

2 COMMISSIONER STERTZ: Great.

3 Thank you.

4 CHAIRPERSON MATHIS: Mr. Bladine.

5 COMMISSIONER McNULTY: Mr. Bladine, while I'm  
6 thinking about it, I have to go to a three-day meeting  
7 September 14th, 15th, and 16th.

8 It's a Wednesday, Thursday, and Friday in  
9 September.

10 Prior to that, I'm available every day.

11 After that, I'll be available every day until  
12 Christmas or New Year or whenever we finish this.

13 RAY BLADINE: That may be the easiest thing for me  
14 to record.

15 CHAIRPERSON MATHIS: Okay.

16 So we're going to meet the 15th, cover non-mapping  
17 agenda items.

18 We'll have to figure out if that's Phoenix or  
19 Tucson or wherever.

20 VICE-CHAIR HERRERA: Madam Chair, the time, have  
21 we agreed on the times?

22 CHAIRPERSON MATHIS: No, we haven't.

23 So, I'd prefer morning to start.

24 VICE-CHAIR HERRERA: And I prefer Phoenix.

25 CHAIRPERSON MATHIS: Okay.

1 I've got a 4:00 p.m. meeting in Tucson that day.  
2 But if I could -- you know, if we started at  
3 9:00 a.m. in Phoenix, we could go until 2:00.

4 COMMISSIONER McNULTY: Where are we going to meet  
5 the 17th -- 16th, 17th, 18th, and 19th?

6 RAY BLADINE: We'll have to work on that and find  
7 a location where we can do that. And I'm going to  
8 anticipate until we get further along that those would be  
9 half day meetings.

10 The last time the Commission did find a hotel with  
11 a conference room, and they used that three days in a row so  
12 that everything didn't have to be moved.

13 I might take a look at that and bring that back to  
14 you on the 15th. That's not -- I'm going to have to figure  
15 it out before the 15th.

16 So I think I'll take a look at that, unless  
17 there's an objection, to see if we can find a location that  
18 we would have to pay some cost, but so far we haven't had to  
19 pay much to do public hearings.

20 COMMISSIONER McNULTY: Mr. Strasma, does it matter  
21 whether we're near the Evans House?

22 Do we need facilities at the Evans House for any  
23 of that?

24 KENNETH STRASMA: No. The software is on laptops,  
25 and the projectors are portable.

1           COMMISSIONER McNULTY: All right. As much as I'd  
2 like to be in Tucson, I think we probably need to be in  
3 Phoenix or Casa Grande or halfway or Phoenix for those  
4 three days, so that we -- I know Tucson people can get home  
5 from Casa Grande, or -- I guess I'm the only one that can  
6 work in my office, so it doesn't really help you guys up  
7 here.

8           RAY BLADINE: We'll take a look first to see if we  
9 can do something in Casa Grande. And if not, at least  
10 someplace off the freeway in Phoenix so it would be easy  
11 access for Tucson.

12           But we'll take a look and see what we can find  
13 that's closer to Tucson.

14           COMMISSIONER McNULTY: Casa Grande is a lot easier  
15 access.

16           RAY BLADINE: Okay. And we'll work there and see  
17 if we can't find --

18           COMMISSIONER McNULTY: Halfway, somewhat close to  
19 halfway.

20           RAY BLADINE: We'll make that our goal. And if we  
21 can't, we'll tell you.

22           But that's what we'll start with.

23           VICE-CHAIR FREEMAN: Madam Chair.

24           With respect to the meeting on the 15th, you have  
25 your meeting at 4:00, I just wanted you to know I've got a

1 hearing the 3:00, which I believe I can do telephonically,  
2 so if we can schedule it early enough to finish by 5:30, I  
3 would.

4 CHAIRPERSON MATHIS: Okay.

5 RAY BLADINE: Pardon me, that was on the 15th.

6 VICE-CHAIR FREEMAN: 15th.

7 COMMISSIONER STERTZ: Madam Chair, depending on  
8 the time that we start and the location, on the 17th, just  
9 calendar check, I'm hosting a breakfast that finishes at  
10 9:00 o'clock on Wednesday the 17th.

11 So, other than that, the schedule is clear for the  
12 rest of the week.

13 CHAIRPERSON MATHIS: Okay.

14 So we're going to meet the 15th in Phoenix or  
15 Casa Grande, most likely, probably Phoenix.

16 To cover non-mapping agenda items.

17 And then looking at possibly 17, 18, 19 and then  
18 into the following week, a date for consecutive half day  
19 meetings; is that the idea?

20 Is that what everybody thinks would work well?

21 RAY BLADINE: I think that's our best guess right  
22 now.

23 We'll have to try it.

24 CHAIRPERSON MATHIS: Okay. And we'll definitely  
25 send anything to Ray that is with regards to your schedule,

1 that is immovable, so that he has that information and we  
2 can plan accordingly.

3 COMMISSIONER STERTZ: Madam Chair.

4 CHAIRPERSON MATHIS: Yes.

5 COMMISSIONER STERTZ: In regards to both of these,  
6 these three day half sessions are going to be public  
7 sessions, I want to really encourage Mr. Bladine to find a  
8 location in Casa Grande because it will be really  
9 advantageous to the people in Tucson that want to be able to  
10 attend these meetings.

11 Not just the three, not just for the benefit of  
12 the three commissioners, but for members of the general  
13 public.

14 CHAIRPERSON MATHIS: So you're expressing a  
15 preference for Casa Grande?

16 COMMISSIONER STERTZ: Yes.

17 CHAIRPERSON MATHIS: We'll work on that.

18 It's now 4:25 p.m.

19 Is there anything else on meetings?

20 VICE-CHAIR HERRERA: Madam Chair.

21 Yes, Mr. Herrera?

22 VICE-CHAIR HERRERA: Can we make some time for  
23 public comments? There hasn't been some people that haven't  
24 spoken.

25 CHAIRPERSON MATHIS: Yes, I think that's a good

1 idea.

2 We have a few request to speak forms. Some of you  
3 I know have spoken.

4 I know we spoke on items three and four, but if  
5 you have general things to discuss, we can get through as  
6 many as we can.

7 I think David Cantelme, if you're still here?

8 VICE-CHAIR HERRERA: Madam Chair, I would prefer  
9 people that haven't spoken, personally, because I think we  
10 are going to end as close to 4:30 as possible.

11 So people that haven't spoken --

12 CHAIRPERSON MATHIS: Okay. I'm open to that.

13 Let me see if there are -- might be anybody that  
14 hasn't spoken yet.

15 Most have.

16 Barbara Klein, is she here?

17 Great. Okay.

18 We'll go that public comment.

19 Barbara Klein, president League of Women Voters of  
20 Arizona, from Scottsdale.

21 BARBARA KLEIN: Look at this.

22 Okay. Thank you. I'll try to speak quickly here.

23 The League has been very supportive of the  
24 Independent Redistricting Commission for a long, long time.  
25 We are part of writing it, and we do a lot of public

1 education on it.

2           As part of the Arizona Competitive Districts  
3 Coalition, we want to the repeat that every effort was made  
4 to be inclusive.

5           And we were successful at that.

6           We were not only bipartisan. We were  
7 multi-partisan.

8           And so were the judges in our contest.

9           Our public mapping forums were held at coffee  
10 shops, organizational meetings, like the League, and at  
11 Tea Party gatherings.

12           And it was open to everyone.

13           Regarding the costs of the Azavea, I'm not certain  
14 why this should be held against the company or against the  
15 Arizona taxpayers for that matter.

16           I hope it won't be.

17           But all of the tools, any of the three, will be  
18 converted to meet the needs of the Commission anyway.

19           I also want to say that I think that already  
20 established participation, there's over 400 people that have  
21 signed on and kind of used it to some degree or another, and  
22 public familiarity with it, is indeed something to consider  
23 and not to dismiss.

24           More than the money actually, this is important to  
25 us, because we want to support the public tool the people

1 are already aware of.

2           Yesterday co-chairs of that organization, Ken  
3 Clark, a Democrat, and Roberta Voss, a Republican, held a  
4 press conference to announce the winners of the public  
5 mapping contest.

6           In passing, the maps were judged with coded names  
7 only so no one ever knew who they were.

8           We have prepared a report for each of the  
9 commissioners to explain the strengths and weaknesses of the  
10 maps they close.

11           We are not presenting these as suggested maps.

12           But as a starting point for consideration for the  
13 public and discussion.

14           And we have these for you now as far and also a  
15 few for the staff and consultant.

16           I would also like to express some concerns of the  
17 League.

18           That the public comments seem to be developing  
19 code words, at least in our ears.

20           Competitiveness, if you get up here and you use  
21 the word competitive, it means progressive.

22           If you get up here and you know use the words  
23 communities of interest, it means conservative.

24           This is distressing to us.

25           We believe that both of these issues can be

1 addressed fairly.

2           And while competition is not more important, it is  
3 of equal importance to everybody to have fair districts and  
4 fair elections.

5           Communities of interest are very important.

6           But, we hope that the Commission will be sensitive  
7 to avoid manipulation by outside sources or those trying to  
8 gerrymander a district for their own outcomes and using  
9 communities of interest as a code word to do that.

10           We really want you to look at both things and look  
11 at them strongly.

12           And we will hand you our. . .

13           CHAIRPERSON MATHIS: Thank you.

14           VICE-CHAIR HERRERA: Thank you.

15           CHAIRPERSON MATHIS: Our next speaker is Bob  
16 Rosenberg.

17           Is he here?

18           (No oral response.)

19           CHAIRPERSON MATHIS: Sorry, Bob.

20           Next is Mohur Sidhwa representing self from  
21 Tucson.

22           Thank you.

23           MOHUR SIDHWA: I do agree with Barbara Klein here.  
24 She spoke very well and she -- although I keep banging the  
25 drum for competitive districts, it's just that in the

1 ten years ago we found ourselves in somewhat noncompetitive  
2 environments.

3 As to what a competitive district is, I kind of  
4 mentioned that yesterday.

5 It's one in which the ability to predict the  
6 outcome of an election is fairly low and in which no party  
7 fails to field candidates on a regular basis.

8 Another issue that came up was how do we deal with  
9 the no party candidates or the Independents? They are  
10 Independents because sometimes they swing one way, sometimes  
11 the other that. And you cannot define them.

12 By their very nature, they've chosen to be  
13 independent.

14 They have chosen not to be defined in one category  
15 or the other.

16 And we have to respect that.

17 Although I have found, and because I've done a lot  
18 of walking on the streets, both in District 26 when I lived  
19 there and District 28 where I live now, those Independents  
20 who tend to be in District 28 tend to lean definitely on the  
21 progressive side.

22 Those are who are Independent in District 26, more  
23 often than not, tend to lean on the much more conservative  
24 side.

25 And just granted not a total, but that's about as

1 best an answer as I can give how to do it.

2 But those districts, I gave you guys some graphs  
3 yesterday, those districts where it's very close between  
4 Democrat and Republicans, with a nice healthy chunk of  
5 Independents thrown in, those are the most competitive.

6 Because that means all ideas get an airing, so we  
7 can fight on the field of battle rather than up here.

8 So, that's all I have to say.

9 Thank you all again for everything you do.

10 CHAIRPERSON MATHIS: Thank you.

11 There's just one last speaker that hasn't gotten  
12 to speak at all yet.

13 Geri Ottoboni from Rancho Vista HOA.

14 GERI OTTOBONI: Geri Ottoboni, G-E-R-I,  
15 O-T-T-O-B-O-N-I.

16 And I have one particular thing I wanted to  
17 address, but then again after listening to this lady speak I  
18 wanted to address that as well.

19 The first thing I wanted to say is I wanted to set  
20 the record straight about the amount of the money that was  
21 required for the Commission to operate. Proposition 106  
22 requires that the Arizona State Legislature give six million  
23 to the Commission.

24 But the last Commission actually spent  
25 9.55 million, so that the state is budgeting 10.2 million

1 for the next ten years.

2           The budget of 3.5 million is for any one year, as  
3 Mr. Bladine has said.

4           But the actual amount spent last time was 9.55,  
5 and that is public record.

6           I know I sort of hobble around, but I tore a  
7 ligament.

8           And so I walked probably two hours, four days week  
9 in the last election.

10           And I went to no parties and I went to  
11 Independents.

12           And it's interesting -- and I went to every house.

13           And the interesting was it wasn't necessarily  
14 conservative in LD 26, because a lot of people became  
15 Independent because they were unhappy with the Republican  
16 party and a lot of people were unhappy with the Democratic  
17 party.

18           So this way sometimes they'll vote either way.

19           But I stopped at many Democrat's door -- or, you  
20 know, liberal door, doorsteps, and houses. So I have to  
21 somewhat disagree with the previous lady because I've walked  
22 thousands and thousands and thousands -- I've walked all the  
23 way from Saddlebrooke all the way down through Oro Valley,  
24 all the way down to Casa -- to the street Magee turns into.  
25 I forget the name of it.

1           Okay. Thank you very much.

2           CHAIRPERSON MATHIS: Thank you.

3           That concludes public comment.

4           I appreciate everyone filling out the request to  
5 speak forms and giving us your advice on agenda items three  
6 and four today too.

7           That was very helpful.

8           The time is now 4:34 p.m.

9           And without further ado to get to our meeting in  
10 Glendale, I'll declare this meeting adjourned.

11           (Whereupon, the meeting was adjourned.)

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1 STATE OF ARIZONA            )  
  )  
2 COUNTY OF MARICOPA        )            ss.  
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4                    BE IT KNOWN that the foregoing proceeding was  
5 taken before me, Marty Herder, a Certified Court Reporter,  
6 CCR No. 50162, State of Arizona; that the foregoing 146  
7 pages constitute a true and accurate transcript of all  
8 proceedings had upon the taking of said meeting, all done to  
9 the best of my skill and ability.

10                   DATED at Chandler, Arizona, this 9th day of  
11 August, 2011.

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C. Martin Herder, CCR  
Certified Court Reporter  
Certificate No. 50162

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