



Meeting Minutes

City of Tucson Redistricting Advisory Committee (RAC)

DATE: **Wednesday, August 28, 2024**
TIME: 5:30 p.m.
LOCATION: City Hall
255 W. Alameda Street
Mayor and Council Chambers, 1st floor
Tucson, Arizona

1. Roll Call

The Redistricting Advisory Committee (RAC) meeting was called to order at 5:36 p.m. by Shawna Lee, City Clerk's Office.

Upon roll call, those present and absent were:

<u>Present:</u>	<u>Appointor:</u>
Maribel Alvarez	Mayor
Vanessa Gallego	Ward 1
Tre'Davon Rhodes	Ward 2
Ed Hendel	Ward 3
Jon Aitken	Ward 4
Robert Jaramillo	Ward 5
Raquel Abel	Ward 6

Absent:
None

Staff Present:
Yolanda Lozano, Chief Deputy City Clerk
Maria Talamante, Assistant City Clerk
Shawna Lee, City Clerk's Office
Jesus Acedo, City Clerk's Office
Danny Garcia, City Clerk's Office
Randy Hammel, City Clerk's Office
Robert Hunter, City Clerk's Office
Dennis P. McLaughlin, Principal Assistant City Attorney
Jennifer Stash, Principal Assistant City Attorney

2. Introduction of Members and Staff

Shawna Lee, City Clerk's Office, introduced herself and invited staff in attendance from the City Clerk's Office and the City Attorney's Office to also introduce themselves.

3. Presentation and Committee Education (City Clerk's Office): Open Meeting Law Highlights

Information and presentation were provided by Danny Garcia, City Clerk's Office, regarding key points of the Arizona Open Meeting Law.

4. Presentation and Committee Education (City Attorney's Office): Overview of Committee's Responsibilities, Legal Requirements, and Policy Objectives

Information was provided by Dennis P. McLaughlin, Principal Assistant City Attorney, regarding the roles and responsibilities of the RAC. Mr. McLaughlin explained the legal requirements for redistricting as outlined by the United States Constitution, the Tucson City Charter, and the Tucson City Code. He stated that per the current Maximum Population Deviation (MPD), of 2.9%, redistricting was not required, but with it being a potential redistricting year, the Committee would still meet to review the MPD and demographic data to formulate a report to the Mayor and Council relating to any comments or recommendations they might have about that data and the redistricting process.

Discussion ensued; Mr. McLaughlin fielded and answered questions from the Committee.

5. Discussion of Redistricting Timelines

Shawna Lee, City Clerk's Office, reviewed the timelines for the Committee. She explained the Committee's written recommendation was due by November 30, 2024. However, to allow Mayor and Council the opportunity to provide feedback on potential revisions to the recommendation, the Committee may wish to provide it by October 30, 2024.

6. Setting a date for the next Redistricting Advisory Committee (RAC) meeting

Discussion ensued regarding members' availability to meet the following week.

An apparent consensus was reached that the next meeting of the RAC would be Monday, September 9, 2024, at 12:00 p.m., to include discussions on subsequent meeting dates.

7. Future Agenda Items

The following items were identified for the next meeting agenda:

- Election of Officers
- Schedule for Future Meetings
- Call to the Audience
- Discussion of Requested Information Regarding:

- Total Minority Population that is Voting Age for the City and each Ward
- Adopted Ordinance for 2020 Redistricting
- Past Memorandums Regarding Rough Proportionality

8. Adjournment

The meeting was adjourned at 6:50 p.m.

Upon roll call, those present and absent were:

<u>Present:</u>	<u>Appointor:</u>
Maribel Alvarez	Mayor
Vanessa Gallego	Ward 1
Tre' Devon Rhodes	Ward 2
Ed Hendel	Ward 3
John Aitken	Ward 4
Robert Jaramillo	Ward 5
Raquel Abel	Ward 6

Absent:
None

Staff Present:
Yolanda Lozano, Chief Deputy City Clerk
Maria Talamante, Assistant City Clerk
Shawna Lee, City Clerk's Office
Danny Garcia, City Clerk's Office
Randy Hammel, City Clerk's Office
Randy Jones, City Clerk's Office
Robert Hunter, City Clerk's Office
Dennis P. McLaughlin, Principal Assistant City Clerk
Jennifer Stash, Principal Assistant City Attorney

(TRANSCRIBER'S NOTE: I AM NOT FAMILIAR WITH THE VOICES OF THE MEMBERS WHO PARTICIPATED. THEREFORE, I DID MY BEST TO IDENTIFY THE SPEAKERS CORRECTLY BUT WHEN IT WASN'T POSSIBLE, I IDENTIFIED THEM AS EITHER MALE SPEAKER OR FEMALE SPEAKER.)
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1 MS. LEE: -- Redistricting Advisory Committee. My name is
2 Shawna Lee. I'm a Management Coordinator in the City Clerk's Office
3 and I'll help facilitate the meetings until you elect your Chairperson
4 and Vice-Chairperson.

5 The first meeting will serve as a means to educate the
6 Committee on its roles and responsibilities, as well as the legal
7 guidelines, timelines and objectives that govern redistricting.

8 What we'll do first is start with roll call of the members
9 and then we'll go around and introduce ourselves. Please ensure when

1 you're speaking that your microphone is on. There's a button at the
2 base of your microphone that will light up green when it's on, and
3 that will help us to ensure we get an accurate recording of the
4 discussions. Item 1, we'll go to roll call. Maribel Alvarez.

5 DR. ALVAREZ: Present.

6 MS. LEE: Vanessa Gonzales (sic).

7 MS. GALLEGO: Vanessa Gallego. Present.

8 MS. LEE: Gallego. Thank you. Tre'Davon Rhodes.

9 MR. RHODES: Present.

10 MS. LEE: Ed Hendel.

11 MR. HENDEL: Present.

12 MS. LEE: John Aitken.

13 MR. AITKEN: Present.

14 MS. LEE: Robert Jaramillo.

15 MR. JARAMILLO: Present.

16 MS. LEE: Raquel Abel.

17 MS. ABEL: Present.

18 MS. LEE: All right. We have a quorum. So, next we'll go
19 to introduction of members and staff. First, we'll allow the members
20 to introduce themselves. So, which of you would like to go first?

21 MR. RHODES: My name is Tre'Davon Rhodes. I'm a student at
22 the University of Arizona. Very excited to be on the Board and let's
23 get some good work done.

24 MS. LEE: Thank you. Who's next?

1 MR. AITKEN: My name is John Aitken. I represent Ward 4.
2 I have been on this particular committee before and I have the
3 privilege of serving on two or three other City of Tucson committees
4 as well, so, -

5 MS. LEE: Thank you, John. Who's next? We'll, we'll
6 continue with the members first.

7 MS. ABEL: Raquel Abel. This is my first time on the
8 Committee. (Inaudible)

9 MR. JARAMILLO: My name is Robert Jaramillo. I'm a long-
10 time resident of Tucson, Arizona. I have had the pleasure to serve on
11 this Committee last time and I, I serve on other committees as well
12 that deal with the City of Tucson. Thank you.

13 MR. HENDEL: My name is Ed Hendel. I'm the Ward 3
14 Representative for Kevin Dahl. I was also on this Committee in 2022,
15 and I'm also a member of the Citizens' Water Advisory Committee,
16 representing the Mayor on that one. So, different wards. And I'm
17 excited to work with you all.

18 MS. GALLEG0: Good evening. My name is Vanessa Gallego.
19 (Inaudible) representing Ward 1 and my first time here. Thank you for
20 having me.

21 DR. ALVAREZ: Hello, everyone. I'm Maribel Alvarez. I
22 served in 2022. I'm a professor at the University of Arizona.

23 MS. LEE: Thank you. So, next, we'll go around and have
24 staff introduce themselves. Why don't we start with those who are
25 here at the table.

1 MS. STASH: Hi, everyone. My name is Jennifer Stash.
2 I'm an attorney with the City of Tucson and I've been working with
3 my colleague over here, and I think this is maybe our second or third
4 time working with the Committee.

5 MR. McLAUGHLIN: Good afternoon, all. Welcome. I'm Dennis
6 McLaughlin. I'm also with the City Attorney's Office and I'm
7 delighted to work with Jen.

8 MR. GARCIA: My name's Danny Garcia and I'm currently the
9 Management Ov- -- Management Assistant that oversees the boards,
10 committees and commissions (inaudible)

11 MS. LOZANO: Hi. My name is Yolanda. I'm the Chief Deputy
12 City Clerk. I've been with the City Clerk's Office for 17 years.

13 MS. TALAMANTE: Hi. My name is Maria Talamante. I'm the
14 Assistant City Clerk, and I've been with our office for eight years.

15 MR. ACEDO: Hi, everyone. I'm Jesus Acedo, City Records
16 Manager. I've been in communication with all of you prior to this,
17 and probably will continue to do so for the duration of the Committee,
18 so, looking forward (inaudible)

19 MR. HUNTER: My mic's not gonna work. Good evening,
20 everyone. My name's Robert Hunter. I'm an admin staff with the City
21 Clerk's Office for this meeting.

22 MR. HAMMEL: Hello, everyone. My name is Randy Hammel and
23 I'm the Systems Analyst for the City Clerk's Office.

1 MS. LEE: All right. Thank you. For those of you who
2 have not already met me and I did introduce myself as Shawna Lee,
3 Management Coordinator with the City Clerk's Office.

4 Those of you who have served before may recognize me. I
5 worked with the Redistricting Advisory Committee in '22 and 2020 and
6 2012, so, glad to see you all.

7 Next, we're gonna go to a presentation on the Arizona Open
8 Meeting Law. That's Item 3. We have a presentation by Danny Garcia
9 from the City Clerk's Office. Handouts of the presentation have been
10 distributed to you, and with that, I'll turn it over to Danny.

11 MR. GARCIA: So, as mentioned before, my name is Danny
12 Garcia. I currently oversee the boards, committees and commissions
13 for the City Clerk's Office. And I was asked to come here today to
14 give you some brief highlights of Open Meeting Law.

15 For the most part, a lot of the elements of Open Meeting
16 Law will be taken care of by our support staff, but we still like to
17 educate our commissioners as they're coming in so that they're aware
18 of all the laws that govern our meetings. So, with that said, I will
19 go ahead and jump into the presentation.

20 So, what is Open Meeting Law? Open Meeting Law was enacted
21 in 1962, and is a public policy of the state - sorry I (inaudible)
22 this one as well. The public policy of - excuse me.

23 That meetings of public bodies be conducted openly and
24 notices and agendas be provided for such meetings which contain such

1 information as is reasonably necessary to inform the public of the
2 matters to be discussed. It's a mouthful.

3 The purpose of Open Meeting Law requires that meetings of
4 all public bodies and their appointed committees to be conducted
5 openly to ensure public access to the government decisions, since it's
6 the people's business. A common question that we ask ourselves in the
7 Clerk's Office is, "Does the public, does the public have access?"
8 And if not, that is a problem.

9 So, what constitutes a meeting? A meeting is defined
10 broadly and includes gatherings in person or through electronic
11 devices where a quorum of members discuss, propose or take legal
12 action.

13 And within that, a quorum is a simple majority of the
14 members of the public body. Please note, as a member of RAC, you
15 are considered a member of the public.

16 So, just a little bit more about quorum. A quorum must be
17 present in order for us to conduct the meeting. For this particular
18 commission, our quorum is seven. So, 51% of membership would be four
19 people.

20 Some other key components of Open Meeting Law are agendas,
21 legal action reports, minutes and call to the audience. As mentioned
22 before, a lot of this will taken care of by our City Clerk staff. But
23 one thing that we won't touch on too much today is gonna be executive
24 sessions. Executive session is only to be held for specific reasons
25 and not really something that this commission will be doing.

1 A little bit more about agendas. Notices and agendas must
2 be posted at least 24 hours in advance of the meeting. Typically, our
3 support staff gets out agendas about five days before the meeting, but
4 Open Meeting Law does require 24 hours notice.

5 Agendas must also contain information that lets the public
6 know about the matters to be discussed and decided. There should not
7 be any vague items on the agenda such as new business or old business.
8 It should be very specific as what the, the topic will be.

9 Another requirement of Open Meeting Law does require that
10 we post all agendas. Our two current posting boards are our physical
11 one is gonna be out in City Hall lobby, and then the one that is used
12 more often is gonna be on the Boards and Committees website.

13 At the end of the presentation, there is the website
14 provided as well as our Boards and Committees e-mail. So, if you
15 ever have any questions, feel free to reach out.

16 Now legal action. Legal action is defined as a collective
17 decision, commitment or promise made by a public body pursuant to the
18 Arizona Constitution, the Tucson Charter, the Committee's by-laws or
19 the specific scope of the appointment or the laws of the state of
20 Arizona.

21 And once legal action does occur, we create what's call a
22 Legal Action Report. And what this does is it lists all the legal
23 action taken from each agenda item. And it also lists all the members
24 that were present at that meeting. In some cases, there's also a
25 brief description of what occurred within that meeting.

1 Some of the legal requirements is that Legal Action Reports
2 are due within three working days after the meeting. And for
3 subcommittees, they do have a little bit additional time to file that.
4 Additionally, Legal Action Reports will be posted on the City Clerk's
5 website for at least a year. Currently, I believe we still have 2020
6 and 2022 posted on the RAC website. So, if any of you would like to
7 see that information, it is currently posted on the City Clerk's
8 website.

9 Minutes has a lot of similar requirements as Legal Action
10 Reports. Find a control (inaudible) at the same time. Sorry. They
11 do have a lot of the same requirements as Legal Action Reports. For
12 this particular Commission, there will be verbatim Minutes, so, it's -
13 we're gonna send it out for transcription and it's gonna be word-for-
14 word of what occurred at the meeting.

15 Another requirement is either for draft Minutes or an audio
16 to be posted for the meetings within three working days of the meeting
17 - or, excuse me. Two working days of the meeting. For this
18 particular Committee, since we are sending them out for transcripts,
19 we will be posting the audio within two days of the meeting.

20 Next, Call to the Audience. Looking at previous year's
21 agenda, this Commission typically doesn't have Call to the Audience.
22 But what it is, is that it's an opportunity for the public to speak if
23 there's any matters that they care to speak about.

24 This is not a requirement of Open Law, and if the Committee
25 chooses, they can limit the total time a speaker may speak. But

1 please note, this should not ever become a discussion, and in
2 response, a member should only request a future agenda item or a
3 member can respond to direct criticism.

4 And there's more. The public must be permitted to attend
5 and listen. Any member of the public may record the meeting. The
6 room must be large enough to hold the number of people reasonably
7 expected to attend. And lastly, we do like to emphasize that all
8 legal action must occur during the public meeting, because when it
9 does not, we head into violations.

10 It is a violation of Open Meeting Law if one member sends
11 an e-mail to a quorum of the members that proposes legal action, even
12 if the other members don't respond to the e-mail or take any further
13 action. So, please be mindful of your communication between one
14 another.

15 If you know each other, please refrain from talking about
16 any items that may be considered actionable items before the RAC. And
17 ultimately, we just ask to watch those technical devices.

18 Some tips to avoid violations are what we call "daisy
19 chaining" and the "spoke in wheel" (sic) method. So, daisy chaining
20 is when A calls B, B calls C, C calls D, and then essentially building
21 a consensus.

22 Additionally, we have the spoke in wheel method where one
23 person calls, let's say the Chair. The Chair calls - A calls B, A
24 calls C, A calls D. So, that's what we have called a spoke in wheel
25 method.

1 And essentially, both of these are that's considered,
2 considered consensus-building. And consensus-building is not
3 permitted outside of the meeting.

4 (Inaudible) There we go. Consensus-building is not
5 permitted outside of the meeting. So, please, as we mentioned, use
6 caution with the e-mails and phone calls between meetings to discuss
7 potential agenda items.

8 Additionally, during the meeting, stay on track. Keep to
9 the agenda item as it was posted. No wandering off topic. So, just
10 to let you know about the investigation side of it. Open Meeting Law
11 is enforced by the State Attorney General and is complaint-driven.

12 If you are found in violation, you are personally liable.
13 The City Attorney cannot defend you. You will be fined up to \$500 per
14 violation and you will be removed from the Committee.

15 Regarding public conflict of interest. We'd just kind of
16 like to, like to let everybody know, any public officer, employee who
17 has, or whose relative has a substantial interest in any decision of a
18 public agency shall make known such interest in the official records
19 of such public agency and shall refrain from participating in any
20 manner as an officer of the employee.

21 But just to break that down a little bit further.
22 Substantial interest means any pecun- -- pecuniary or proprietary
23 interest either direct or indirect other than a remote interest. For
24 this particular Committee, if you find yourself living on the border
25 of a district, I would definitely bring that to the attention of our

1 attorneys and your Chairperson just to kind of declare that you may
2 have a conflict of interest and, and they'll be able to assist you
3 with determining whether that's a problem.

4 MR. HENDEL: I'm sorry. Could you repeat that? Did you
5 say if we're -

6 MR. GARCIA: So, I would say - I mean if you're making the
7 decision about changing the borders, the borders or the districts and
8 you happen to live on one of those borders, that should be something
9 that you declare.

10 Or let's just say one of your relatives lives on one of
11 those borders, that should something (sic) - that should be something
12 that should, should be brought to the attention of the Committee.

13 MR. HENDEL: Okay. Thank you.

14 MR. GARCIA: Sure. So, if it is determined that you do
15 have a conflict of interest, you should notify the Chairperson before
16 the meeting, at which point, you will verbally recuse yourself from
17 the item.

18 And during the item, you will refrain from participating in
19 any matter, including discussing, voting in any way, or attempting to
20 influence. Your declaration of a conflict must be reflected in the
21 Minutes of the meeting as well.

22 Everybody, this is the presentation. Does anybody have any
23 further questions?

24 (No response.)

1 MR. GARCIA: Well, thank you very much for your time. And
2 again, if you do have any additional questions, any of the support
3 staff can assist you as well as you can reach out to the Boards and
4 Committees, Commissions e-mail. Thank you.

5 MS. LEE: Thank you, Danny. Does anyone have any
6 discussion on this item? Hearing none, we'll go to Item 4 which is an
7 overview of the Committee's responsibilities, legal requirements and
8 policy objectives.

9 Dennis McLaughlin and Jennifer Stash from the City
10 Attorney's Office are here to present on this item.

11 MR. McLAUGHLIN: Thank you, Shawna. By mutual agreement,
12 I'm gonna do most of the talking, and if Jen wants to chime in, she is
13 most welcome to do so. It might be good to go - for you all to go to
14 Tab 3 of your books.

15 Couple of things just before I get into the book too much.
16 We want to thank you for serving on this Committee, and I would like
17 to thank the City Clerk's Office generally, and Danny specifically,
18 for their excellent presentation on open meetings.

19 If you have any - I would just second what he said. If you
20 have any questions, please direct them - there's a website. You can
21 also contact any of the City Clerk staff. And as needed, they'll
22 consult us and we will help you answer the questions. We would much
23 rather answer questions in advance of any problems than afterwards.

24 According to the Charter and the Code, 2024 is a potential
25 redistricting year. It falls on the four-year cycle which under the

1 Charter started way back. The, the wording is such, I think that it
2 goes back to 1932. We've since amended it to also include two years
3 after any census which is why we had it in 2022.

4 But here we are on the four-year cycle. And in any
5 potential redistricting year, the Mayor and Council are required to
6 establish a commission - that's you- even if the data shows that a
7 redistricting isn't currently needed, based on existing MPD.

8 The current MPD that we are seeing for the City is 2.9%,
9 which is comfortably within the requirements, which I'll discuss with
10 you in just a minute, meaning no redistricting is required this cycle.
11 That's a decision you will make, but legally, none is required this
12 cycle. We're well within the MPD.

13 The Commission still needs to meet, review the MPD and
14 demographic data, with an eye towards providing a report to Mayor and
15 Council before the end of the year. And I believe the deadline is
16 November 30th, but we are interested in, in having it earlier if you
17 can do that.

18 The Clerk, I think, will clarify, relating to any comments
19 or recommendations you may have about that data and the redistricting
20 process. One note - well, I'll leave that until the very end.

21 Now let's go to the book, Tab 3. So, we have a, kind of a
22 hierarchy of requirements that we have to follow on redistricting.
23 The first one is the Federal Constitutional requirement. This is the
24 Holy Grail - the be all and end all - which is one, one person; one
25 vote.

1 The one person; one vote requirement of the United States
2 Constitution, specifically the equal protection clause of the 14th
3 Amendment, requires that members of an elected body be drawn from
4 districts, in this case wards for us, of substantially equal
5 population.

6 There's a concept called "Maximum Population Deviation",
7 which I just mentioned to you in the listing. The fundamental goal of
8 any city redistricting plan is to create total populations within each
9 ward that are as equal as possible.

10 The U.S. Supreme Court's decisions measure the
11 constitutional validity through that concept of maximum population
12 deviation. What is the most under-represented and what is the most
13 over-represented and what is the range between those? That's
14 basically what you're dealing with.

15 The MPD measures the total percentage spread between the
16 city's most under-represented and most over-represented wards. City
17 redistricting plans constitutional validity under one person; one vote
18 is measured by its MPD.

19 The goal is under 10%, which the Supreme Court considers a
20 minimal deviation and presumptively constitutionally valid. Do you
21 want me to go through calculating the MPD or are people familiar with
22 that? I'm happy to do it. I'm gonna quick do it.

23 So, determining the ideal ward population is step one of
24 calculating it. The ideal ward is simply dividing the total pop- --

1 census population by six, which is the total number of our wards. So,
2 that'll give you an ideal ward population.

3 The deviation for each ward is calculated by subtracting
4 the ideal ward population from the proposed ward population for any
5 particular plan, and then dividing the difference by the ideal ward
6 population and multiplying by 100. And that gives you a percentage
7 deviation, which may be positive and it may be negative.

8 And after calculating all of those for each ward, you find
9 the maximum negative percentage deviation, the most over-represented
10 ward and reverse its sign to give an absolute value, positive number,
11 find the maximum positive deviation, the most under-represented ward,
12 and add those two positive numbers together. And that's gonna give
13 you an MPD.

14 And as I just told you right now, ours is 2.9%, meaning
15 in theory, anyway, we don't need to do any redistricting this year.
16 You'll be the, you'll be the decider on that.

17 City Charter Requirements. Any redistricting plan also has
18 to comply with the Tucson Charter. This is obviously subsidiary to
19 constitute U.S. constitutional requirements.

20 In '93, we amended 8.1, Chapter 16, to state, "No
21 redistricting plan shall be drawn for the purpose of favoring or
22 disfavoring any political party or person, nor for the purpose of
23 diluting the voting strength of any racial or ethnic minority group.
24 To the extent reasonably practicable, wards will be equal in
25 population and contiguous and compact."

1 And one - just one last point. We do consider jail
2 populations and prison populations because the Charter requires us
3 to redistrict based on total population. So, those form part of our
4 census population, and we include those in calculations regarding how
5 to redistrict. The last in the hierarchy, still very important, but
6 under those two, are City Policy Objectives. I'm on the last page now
7 of Tab 3.

8 Within - I'm sorry. I'm not on the last page, I'm on page
9 - well, it doesn't have a page. It's titled "City Policy Objectives".
10 Within the required federal, constitutional and charter framework, we
11 have policy objectives that we strive to attain.

12 First. Maintain an MPD across the wards that's no greater
13 than 10%. We have that right now.

14 Two. Maintain established and recognizable ward boundaries
15 with a minimum of disruption, except this may be necessary to achieve
16 the other factors and objectives.

17 Three is sustain the compactness of the wards as they
18 previously exist, except as may be necessary to achieve the other
19 factors and objectives. And this, I believe, is a recent amendment.

20 While you limit the disruption of boundaries, and that's
21 still a factor, it should not be applied in any way that would prevent
22 other goals or factors that apply, which would include rough
23 proportionality. This is, I believe, a change even from the '22. So,
24 just be aware of that.

1 Four is maintain ethnic balance so as not to dilute
2 minority votes. Sorry. Oh, it's a question? Sorry.

3 MR. HENDEL: My understanding is that No. 2 was the one
4 that changed as of yesterday, not No. 3. Is that correct?

5 MR. McLAUGHLIN: That right? It is. You're right.
6 Thank you for -

7 MR. HENDEL: Thank you.

8 MR. McLAUGHLIN: - correcting me. Yes. So, - four. Yes,
9 so, I'm at four, I believe. Maintain ethnic balance so as not dilute
10 minority vote.

11 Five is give presence (sic) - preference, excuse me, to
12 options that will advance rough proportionality of minority voting
13 power as defined in Tucson Code 10.8.44.

14 Rough proportionality means the establishment of district
15 wards where the number of wards in which minority groups constitute
16 a majority percentage of the voting age population is roughly
17 proportional to the minority voters share of the overall age
18 population.

19 As an example, if the citywide minority share of voting age
20 population is 50%, then under the concept of rough proportionality,
21 the number of wards where minority groups constitute a majority
22 percentage of the voting age population should approximate 50% of the
23 total number of wards. And I think if, if you need any data on that,
24 I think the Clerk will probably have that.

1 Six is give preference to options that reduce dilution that
2 may otherwise exist from prior packing or fragmenting. Packing is
3 putting minority groups all in one ward when they might be distributed
4 more. Fragmenting is breaking them up when they might be concentrated
5 more.

6 And Seven is reduce voter confusion by realignment of
7 precincts having populations represented by more than one ward.
8 Again, I think that if we have any of those, the Clerk will be able
9 to tell us us that.

10 The last - before I - I'll, I'll entertain questions, but
11 let me just tell you that the ordinance (inaudible) you states,
12 "Formally submit written recommendations -," 'formally'," it says.
13 "Formally submit written recommendations to the Mayor and Council no
14 later than November 30th, 2024.

15 Again, if you can get it to us earlier, you can work with
16 Mayor and Council better and it will help everybody with the timing.
17 Not a requirement, just if you can. Are there any questions?

18 MR. AITKEN: Thank you, sir. John Aitken, Ward 4. Two
19 questions.

20 MR. McLAUGHLIN: Sure.

21 MR. AITKEN: (Inaudible) you feel like. So, the City
22 Policy Objectives. Are, are those mutually inclusive? And what I
23 mean by that is, do they all have to be achieved, or is there a
24 conceivable scenario where we can get five of them done but in order

1 to get five of them done, and one of them is not gonna get done, or
2 something like that.

3 MR. McLAUGHLIN: Yeah. One, one of them may, may have to
4 give there. It's not like I don't think you can ever have perfection
5 where, where everything is that way.

6 But - and there, I think MPD-related is gonna have, have
7 priority. But there - this, this is for you to work, work through and
8 try to balance.

9 MR. AITKEN: So, as a guideline, it's not a requirement -

10 MR. McLAUGHLIN: No.

11 MR. AITKEN: - that all seven conditions are met?

12 MR. McLAUGHLIN: Right.

13 MR. AITKEN: Perfect.

14 MR. McLAUGHLIN: Right.

15 MR. AITKEN: Second question. Under determining precision
16 (sic) - percentage deviation for each ward, it says, "Proposed minus
17 ideal." Should I read proposed as "actual", because we don't know -
18 I'm, I'm not sure what "proposed" means in this context.

19 MR. McLAUGHLIN: Sure. So, ac- -- you could say "actual"
20 is what we have right now. "Proposed" would be any plan you wanted to
21 propose. That's, I think, what the intent is, if that makes sense.
22 Any ideas for redistricting, you - that said, "Okay. We're gonna have
23 these precincts in these wards. It's gonna add up to a certain
24 amount." That becomes the proposed.

25 MR. AITKEN: So, we're gonna have to do math.

1 MR. McLAUGHLIN: With our help.

2 MR. AITKEN: Thank you. As long as we have smarter people
3 that do math, that's okay.

4 MR. McLAUGHLIN: Other questions?

5 DR. ALVAREZ: Yes. I think last time, and I'm trying to
6 look in their historical information from 2022. There was a memo
7 from Council Member Santa Cruz that had been put before Council that
8 explained the rough proportionality in historical context of the
9 Supreme Court decisions. Of that, I think it was at a point when that
10 language was inserted.

11 I don't recall, but I wonder if that memo could be shared.
12 If I'm recalling correctly, there was some Council discussion in early
13 '22 or even between '20 and '22 that refer to that rough
14 proportionality and why that was important.

15 MR. McLAUGHLIN: I'm, I'm looking at the historical
16 material, which I'm betting you've also looked at -

17 DR. ALVAREZ: I didn't see it there, but IT may - I recall
18 something like that last time.

19 MR. McLAUGHLIN: (Inaudible)

20 MS. LEE: We can certainly search for it.

21 MR. McLAUGHLIN: Oh, sorry. Sorry, Shawna. You go ahead.

22 MS. LEE: Yeah. I was just gonna say that we can look for
23 that memo or -

24 MR. McLAUGHLIN: Yes.

1 MS. LEE: - anything similar to it if we can't find that
2 particular one, and distribute it to the Committee.

3 MR. McLAUGHLIN: Sure. Yeah. If we have that, we'll be
4 glad to get it out to everybody. Other questions?

5 (No response.)

6 MR. McLAUGHLIN: I think that's all I have. Thank you.

7 MR. RHODES: I do have a question. The difference between
8 No. 4 and 5 is a little bit unclear to me. I'm just trying to make
9 sure I understand dilution, packing, fragmenting and rough
10 proportionality. They're, they're all kind of tightly related.
11 Is No. 4 really like a different goal than No. 5?

12 MR. McLAUGHLIN: I think, I think four is a little more
13 generic about who's in what ward as opposed to whether - how many
14 wards we could have with certain populations. I'm not sure I can
15 explain it much better. Jen, do you want to (inaudible)

16 MS. STASH: Correct me if I'm wrong. I think my
17 understanding of the two is if you're looking at like one group of
18 minorities versus, versus looking at minorities as a whole (inaudible)
19 not to dilute just one specific group, but to make sure that we're -
20 that make sense?

21 That kind of - not like we're not gonna pick out just one
22 particular group of people and say we're not - we're gonna make you
23 rough proportionality, but - and then the ethnic balance. So not to
24 move like one group into another group so that, you know, (inaudible)

1 MR. RHODES: So, what is the definition of "dilution"? I,
2 I think I've found something in the historical information, but it's a
3 bit vague. And then in the new one, I don't see any.

4 MR. McLAUGHLIN: I think, think Jen did a really nice thing
5 in 2022 on dilution.

6 DR. ALVAREZ: Yeah. That's what I recall that it - those
7 things were defined in that memo that I'm vaguely recalling.

8 MS. STASH: Do we have those memos, Shawna? (Inaudible)
9 have a, kind of a group of historical memos.

10 MS. LEE: We can look through the material from '22 and,
11 and see what we can find that, that may address the questions here,
12 yes. I don't know if it was generated in '22 or if it was just
13 presented in '22, but I'll -

14 MR. McLAUGHLIN: Yeah.

15 MS. STASH: If it's the memo I wrote, I think I wrote it in
16 2020, but I think it was relevant to what we discussed in 2020.

17 MS. LEE: Okay. That will help us.

18 MS. STASH: But Dennis also has a few that were in the last
19 (inaudible)

20 MS. LEE: Okay.

21 MR. McLAUGHLIN: Thank you.

22 MS. LEE: We can, we can certainly look for that one as
23 well and bring it back to the Committee.

24 MR. AITKEN: I have one more question. Sorry.

25 MR. McLAUGHLIN: Sure.

1 MR. AITKEN: These are the - definitely a lawyer question,
2 but it's actually probably about Mr. Garcia's presentation, and he's
3 gone now. Sneakily avoided my question.

4 MR. McLAUGHLIN: We'll, we'll do our best.

5 MR. AITKEN: No. It's definitely a lawyer question.
6 Typically, (inaudible) laws - sorry - Open Meeting Laws talk about -
7 let me give you the scenario. Like I've, I've gone through
8 (inaudible) law training like 20 times, right? And it's never been
9 addressed in this particular way.

10 So, like if I were to, for some reason, bump into Robert at
11 the grocery store and he and I started chatting, that's actually not
12 addressed by Open Meeting Laws 'cause it's okay, because it's just two
13 of us. There's not -

14 MR. McLAUGHLIN: Uh-huh.

15 MR. AITKEN: - a quorum. This, this presentation actually
16 addressed a quorum, when I've always understood it to be three or more
17 members, even if it's not a quorum. And I'm just wondering, do you
18 agree with that?

19 Like so if, if the three of us got together, even though
20 we're not a quorum, we can't vote on it. We could still influence
21 the, the proceedings at that point. But if it's just two of us,
22 legally it doesn't matter. I'm wondering if we can get an opinion on
23 that, please, Your Honor.

24 MR. McLAUGHLIN: So, my instinct, just to be the prudent
25 advisor, is -

1 MR. AITKEN: (Inaudible)

2 MR. McLAUGHLIN: Right. I don't think of it in terms of,

3 well, three's, three's bad, but two is good, or three - two's okay.

4 You never know what's gonna happen as between the two of you when you

5 talk about things, like do you then go and talk? Does it become an

6 unintentional daisy chain, or like a two-member daisy chain?

7 You talked to someone else, and Robert talks to somebody

8 else, and you know, it's, it's more we just try to keep everybody

9 within the meeting as where they talk about things.

10 MR. AITKEN: Yeah.

11 MR. McLAUGHLIN: That's - I don't think there's any magic

12 to numbers. If that - I don't know if that helps you.

13 MR. JARAMILLO: Couldn't there be also a misconception if

14 they see the three of us together? What are they discussing?

15 MS. STASH: Right.

16 MR. JARAMILLO: I've always, -

17 MR. McLAUGHLIN: Right.

18 MR. JARAMILLO: I've always thought that, "Hey. That's a

19 big no-no." So, just say, "Don't do it."

20 MR. McLAUGHLIN: Right.

21 MR. AITKEN: It was just a technicality I hadn't seen

22 before. (Inaudible)

23 MR. McLAUGHLIN: No, it's a, it's a great question and it

24 often comes up because a lot of people have that in their head.

25 MR. AITKEN: Yeah.

1 MR. McLAUGHLIN: It's - and we think of it just more of a -
2 functionally, it's, it's dangerous.

3 MR. AITKEN: Yeah.

4 MR. McLAUGHLIN: So, baseball standings, and how about
5 those fill in blank? That's great. Not, not on - not on
6 redistricting.

7 DR. ALVAREZ: I want to add to that, that it's even more
8 important because I don't expect we'll have the contentious (sic)
9 basically we had last time. But the public perception is that, "You
10 guys got together and you cooked this up and I know you did it."

11 And if you are able to stand firm and say, "We actually
12 didn't. All of the debate is what was on the record because we can't
13 control the perception that some of us are (inaudible) you know.

14 So, I think because of that, it's even more important to
15 just simply avoid it because legally, you know, then, that you can
16 speak with a clear conscience, that you really didn't conspire with
17 other members except in the public conversation to persuade one
18 another. Persuasion is okay.

19 MR. McLAUGHLIN: But I, I really like what you're saying.
20 We, we encourage that, that attitude.

21 MS. STASH: Thank you, Dennis. Is there any other
22 discussion on this item?

23 MR. HENDEL: Yes. You mentioned that the prison population
24 is included. But one of the - Item No. 5, the rough proportionality
25 talks about voting age population.

1 And I'm not completely certain about this, but I think some
2 - I think felons aren't allowed to vote, is that correct? So, would
3 they be considered voting age that can't vote but they are old enough
4 (inaudible)

5 MR. McLAUGHLIN: Go ahead.

6 MS. STASH: Yeah. I would say - and most - and it's not a
7 blanket. Most - in most instances, felons lose their right to vote,
8 but they can be reinstated. And, you know, there are some different
9 mechanisms, but I, I think it's more of a, "What's the population of
10 this area," not necessarily what - who is the, who are the eligible
11 voters of this area?

12 MR. McLAUGHLIN: Right.

13 MR. HENDEL: Right.

14 MR. McLAUGHLIN: But -

15 MR. HENDEL: But, but No. 5 is specific to eligible voters.
16 I think the other numbers are just any people, but No. 5 specifically
17 mentions voting age population. So, I just wanted to see if that
18 counts.

19 And then, are the numbers that we have in our packet in
20 Tab No. 5, those all include the prison populations, is that correct?
21 And the maps, like the, the maps in Tab 4? Those also include the
22 prison populations and the -

23 Actually do those have the numbers yet? Last time when we
24 got maps, they also had numbers in a little table at the bottom.

25 MR. McLAUGHLIN: The, the (inaudible)

1 MR. HENDEL: Yeah. So, there's that one, but also the
2 maps. Do the maps have - I, I guess, do all the numbers we're gonna
3 be getting throughout this process have the prison population
4 included?

5 MR. McLAUGHLIN: They're all census-based. So, I'm
6 thinking they should. And the Clerk can - I'll defer to the Clerk on
7 that, but that's my understanding.

8 MALE SPEAKER: Yes. The numbers will reflect the prison
9 population as well.

10 MR. McLAUGHLIN: And to your, to your question about 5,
11 that's true. That is the only one that has voting age population and,
12 but I think that's one we're considering all of them. And as Jen
13 said, it's, it's a total population.

14 So, you - that can be, I guess, a factor that if you need,
15 need that, we can, we can get that. But most, that is the only one of
16 the seven that isn't gonna be a total - I'm sorry. Total population
17 base.

18 MR. HENDEL: Thank you.

19 MR. McLAUGHLIN: I hope, I hope that was somewhat
20 understandable.

21 MR. HENDEL: It does. That answers my question. Thank
22 you.

23 MS. STASH: Anyone else?

24 MR. McLAUGHLIN: You guys have good questions.

1 MS. STASH: Okay. With that, then we'll go to Item 5,
2 which is the Redistricting Timelines. So, as mentioned earlier, the
3 Committee's written recommendation is due by November 30th.

4 However, to allow Mayor and Council the opportunity to
5 provide feedback on any potential revisions to the recommendation,
6 the Committee may wish to have it completed by October 30th.

7 If, after considering the Committee's recommendation, the
8 Mayor and Council decide to redistrict, that must be done by December
9 31st. Those are the timelines you need to consider. Keep those in
10 mind when we move on to the next item. Is there any discussion on
11 this item?

12 (No response.)

13 MS. LEE: Okay. Then moving on to Item 6, setting a date
14 for the next meeting. Does anyone have a preference for the next
15 meeting date?

16 MR. JARAMILLO: Wednesday at 5:00, 5:30 works best for me
17 personally.

18 MR. AITKEN: When are we looking to meet next? I, I just,
19 I travel a lot for work and so I need to be very (inaudible) of my
20 meeting time. So, when are we looking to meet next? How far? A
21 week, two weeks, three weeks? Do we know? Do we care?

22 MS. LEE: It's up to the rest of the members.

23 MR. AITKEN: I know, I know. (Inaudible)

24 MR. JARAMILLO: I'm able to meet next week if the rest of
25 the Board is okay with that.

1 MR. HENDEL: I actually have a, a Board meeting of an
2 organization that I'm the President of on the - one Wednesday evening
3 per month, including next Wednesday. So, I, I was mistaken. I'm not
4 available next -

5 MR. AITKEN: Yeah. I'm Florida all next week, so, that,
6 that definitely will not work. But -

7 MR. HENDEL: And we can join via microsoft (inaudible) if
8 we're not here, right? Does that count towards quorum if we -

9 MR. JARAMILLO: Yeah. It should.

10 MR. HENDEL: I think we did that last time.

11 MS. LEE: I'm, I'm getting an indication that, yes, we're
12 going to allow remote attendance.

13 MR. HENDEL: Well, I, I have a thought which is that we
14 don't really have to do a lot of deliberation between now and the next
15 meeting since we don't have like new maps to study, right? So, why
16 don't we just do it like very soon? This Friday or something like
17 that?

18 MR. JARAMILLO: Robert Jaramillo. I, I won't be available
19 on Fridays. My - for a date would be on a Thursday, to be quite
20 honest with you.

21 MR. AITKEN: Why don't we say Monday, the 9th?

22 MR. HENDEL: I think one comment I - this actually leads me
23 to a question that I had for staff. Is that appropriate at this time,
24 related to timeline?

25 MS. LEE: Sure.

1 MR. HENDEL: In 2022, we unanimously passed a vote to
2 include in our letter to Mayor and Council to start this process as
3 early as possible. And we were thinking like around January.
4 Obviously, that, unfortunately did not happen.

5 But last time, we were very rushed and that caused a lot
6 of problems and a lot of complaints from the public that we were, you
7 know, ramming things down, ramming things through, etc. And we all
8 felt, at the time, if I recall correctly, that they had a fair point.
9 They were reasonably upset about that, and we were stressed out as
10 well trying to do these things on such short notice.

11 So, I guess my general thought is that we should try to
12 move, is that we should try to get the ball rolling as soon as
13 possible, because last time we had an issue where we'd come up with a
14 new map.

15 We put it out to the public for a hearing three days later,
16 four days later. And a decent percentage of the comments we got were,
17 "How could you guys only give us less than a week to prepare for
18 this," you know? "This should be like a month long, year long
19 process." So, I do think we should try to move quickly and get the
20 ball rolling, if possible.

21 MR. JARAMILLO: John and I spoke about Monday, the 9th as
22 a next meeting date. Does that work for everybody?

23 MR. AITKEN: That'll work for me.

24 MR. JARAMILLO: Monday, the 9th? Okay.

1 MS. STASH: Shawna, can I just suggest at the next meeting
2 that you use the meeting to decide whether you're going to go for a
3 redistricting, or you're going to go with the recommendation that the
4 Attorney's Office has made. And then proceed with what the process
5 should be moving forward, and use those meetings to do that.

6 If you're gonna redistrict, then yeah, we're gonna have to
7 start meeting probably on a weekly basis because we don't have enough
8 time. But if you're going to decide not to redistrict, but put out a
9 plan, a timeline, the process of what you want to see moving forward
10 for the next redistricting, then you have a little bit of time to do
11 that in.

12 MR. HENDEL: Could we try to do something next week? I
13 worry that the 9th is starting a little bit late. That would - also
14 I have a dentist appointment on Monday the 9th.

15 MR. AITKEN: Well, as I indicated, I'll be in Florida
16 next week, so, I mean, if you can do without me, that's fine. Just
17 don't nominate me as Chair when I'm not here.

18 MS. LEE: Would you be able to meet remotely next week, or
19 what's your preference? Just to, to be here in person?

20 MR. AITKEN: I mean if you guys are cool with remote, then,
21 I - sorry. Just give me a sec here to look at my work calendar.

22 MR. HENDEL: Just the 4th. Some Wednesdays I am available,
23 but once a month I have a Board meeting that I have, I have to run it.
24 So, I can't miss that.

1 DR. ALVAREZ: So, I think the 9th may be a really good
2 option.

3 MR. HENDEL: I can't make it that day. Across town at the
4 dentist getting tortured. What about tomorrow?

5 (Multiple speakers - inaudible.)

6 MS. LEE: You also have to be mindful of, I think it's
7 (inaudible)

8 MR. AITKEN: Staff, too.

9 MS. LEE: Well, staff, and then we have to publicly notice.
10 So, we have to make notice of (inaudible)

11 MR. HENDEL: What about Tuesday, the 3rd?

12 MR. AITKEN: So, -

13 MR. HENDEL: If you could join on (inaudible)

14 MR. AITKEN: I'll be in Florida next week.

15 MR. HENDEL: (Inaudible) join on Zoom or is it just not
16 possible?

17 MR. JARAMILLO: No. Next week, you have to take into
18 consideration next week's a holiday.

19 MR. AITKEN: Yeah, it's Labor Day on Monday, so, -

20 MR. JARAMILLO: Monday. So, people will probably be
21 traveling.

22 MR. AITKEN: You could miss on Monday, the 9th.

23 MR. HENDEL: How about - yeah, I could. How about
24 Wednesday, the 11th?

25 MR. AITKEN: Great.

1 MR. HENDEL: Thursday, the 12th?
2 MR. AITKEN: Wednesday, the 11th.
3 MR. JARAMILLO: Wednesday, 11th.
4 DR. ALVAREZ: Wednesday, the 11th won't work 'cause that's
5 Mayor and Council day -
6 MR. HENDEL: Wow.
7 DR. ALVAREZ: - for us.
8 MR. AITKEN: Well, tell them to wait.
9 MS. LEE: So, for September, it's Wednesday, the 11th, and
10 the 25th we can't meet.
11 MR. AITKEN: So, we're back to the 9th.
12 MR. HENDEL: So, Wednesdays are not gonna be great.
13 DR. ALVAREZ: Tuesday, the 10th?
14 MR. JARAMILLO: Tuesday, the 10th?
15 MR. HENDEL: Yeah.
16 MR. JARAMILLO: Now Tuesday, the 10th?
17 MR. HENDEL: Tuesday's -
18 DR. ALVAREZ: Well, you guys accepted this Commission
19 (inaudible)
20 MR. JARAMILLO: Well, I have, I have a conflict in meeting
21 where I'm also a School Board Member and we have our School Board
22 meetings on Tuesdays.
23 DR. ALVAREZ: I'm just kidding. (Inaudible)
24 MR. AITKEN: Always on Tuesdays. So, we're back to Monday,
25 the 9th.

1 MR. JARAMILLO: Yeah.

2 MR. AITKEN: Does it have to be at night?

3 MR. HENDEL: Hmm. Good point.

4 MS. LEE: It does not have to be at night, but if that's -

5 DR. ALVAREZ: (Inaudible)

6 MR. AITKEN: I'm just saying as an exception, we could do
7 it at different times. I, I, I work from home usually when I'm not
8 traveling to Florida, so, I could make a lot of that work.

9 MR. RHODES: Monday, the 9th before 11:00 A.M. works for me.
10 I have classes at 11:00, so, like -

11 DR. ALVAREZ: Yeah. And I teach at 9:00.

12 MR. RHODES: Yeah.

13 DR. ALVAREZ: (Inaudible)

14 MR. AITKEN: Checking the 5th. I could, I could, I could do
15 it at night, but I'd be remote.

16 DR. ALVAREZ: Well, the, the 5th you're saying?

17 MR. AITKEN: I could do Thursday the 5th, but I would be
18 remote.

19 DR. ALVAREZ: Yeah, but that day, the Mayor and the City
20 are rolling out a very important plan of their Arts and Culture event.
21 It's happening that day. It's (inaudible) planned event is happening
22 that evening at 5:30.

23 MR. AITKEN: 5th.

24 DR. ALVAREZ: The, the 5th.

25 MR. AITKEN: So, we're back to the 9th.

1 MALE SPEAKER: John, you're okay with joining remotely?

2 MR. AITKEN: If we - if I have to, sure.

3 MALE SPEAKER: If John is okay joining remotely, then I
4 think then we can just pick a time, pick a date. Does next - you said
5 next Monday, next Monday, the 2nd works for you?

6 DR. ALVAREZ: That's -

7 MR. HENDEL: Monday's a holiday.

8 (Multiple speakers - inaudible.)

9 MALE SPEAKER: I'm sorry. What about the 3rd?

10 MR. HENDEL: The 3rd works.

11 MALE SPEAKER: Does the 3rd work for you?

12 MR. AITKEN: I, I can't do the - no, I was talking
13 specifically about the 5th.

14 MALE SPEAKER: Okay. Okay. Okay.

15 MR. AITKEN: I, I was talking specifically about the 5th.
16 The 3rd, I, I cannot do remotely.

17 MR. HENDEL: What about Friday, the 6th?

18 MR. AITKEN: Sure.

19 MALE SPEAKER: Yeah. That works.

20 MALE SPEAKER: I won't be here.

21 MALE SPEAKER: He can't. Yeah. Can you join remotely?

22 (Inaudible conversation.)

23 MALE SPEAKER: I think we're at the 9th.

24 MR. AITKEN: Except for you, sir.

1 MALE SPEAKER: 9th. Yeah. The 9th on Monday. Then you can
2 join remotely.

3 MR. AITKEN: 9th and the 13th?

4 MR. HENDEL: Well, I'll be at the dentist, so, I would not

5 -

6 MR. AITKEN: At 5:30?

7 MR. HENDEL: Yeah.

8 MR. AITKEN: Okay.

9 MR. HENDEL: That is terrible timing, I realize.

10 MR. AITKEN: Well, I mean it's short notice. It's okay.

11 So, the 13th? I mean I realize it's a Friday. Oh, you can't do Friday
12 night.

13 (Multiple speakers - inaudible.)

14 MR. HENDEL: What, what happened with the 10th? I can't
15 remember.

16 MALE SPEAKER: The 10th? The 10th works for me personally.

17 MR. AITKEN: Be unavailable on the 10th.

18 MALE SPEAKER: What about the 11th?

19 MR. AITKEN: I can't. We have a Board, -

20 MALE SPEAKER: Yeah, we have (inaudible)

21 MR. AITKEN: - Mayor and Council meeting.

22 MR. HENDEL: Well, 16th? I mean, now we're - that's not
23 great in terms of pushing it, but we, we should all be here.

24 MR. AITKEN: I would be remote.

25 MALE SPEAKER: I think we should settle on the 9th.

1 MR. AITKEN: Actually, no. I'll be on a, I'll be on an
2 airplane on the, on the 16th at night.

3 MALE SPEAKER: Yeah. I think because of scheduling
4 conflicts, we just have to go with the majority, who can all be here.
5 And I think the majority of, of us can be here on the 9th. So, I think
6 we should go with the 9th.

7 MR. HENDEL: Well, I would prefer to be here.

8 DR. ALVAREZ: What about the 9th, but earlier that
9 afternoon?

10 MR. HENDEL: What about like 1:00 P.M.? When does your
11 class end?

12 DR. ALVAREZ: Morning (inaudible)

13 MR. HENDEL: Morning. (Inaudible)

14 (Inaudible discussion.)

15 MALE SPEAKER: Make that a lunch meeting.

16 MALE SPEAKER: Monday at 12:30 works better for me.

17 FEMALE SPEAKER: Works for me.

18 MALE SPEAKER: What is that?

19 MALE SPEAKER: Monday, the 9th.

20 MALE SPEAKER: At 12:30?

21 MALE SPEAKER: Or 12:00 actually would be a little bit
22 better.

23 DR. ALVAREZ: Bring us sandwiches.

24 MALE SPEAKER: Will 12:00 work for you there?

1 MR. HENDEL: 12:00 on Monday, the 9th. Yes, I could
2 (inaudible)

3 MR. AITKEN: I mean, I'll have to move my work schedule
4 around a little bit, but I can, I guess, if we need to.

5 MALE SPEAKER: I think that settles it. 12:00, Monday,
6 the 9th. (Inaudible)

7 MR. HENDEL: Thank you. (Inaudible)

8 MS. LEE: And, and just to clarify, the meeting would need
9 to end by - was it 2:00, 2:30?

10 FEMALE SPEAKER: Yes. By, by 2:00 would be good.

11 MS. LEE: By 2:00, or, or - you, you need to leave by -

12 FEMALE SPEAKER: I need to (inaudible)

13 MS. LEE: 2:15 at the latest.

14 MS. GALLEGRO: - a different courthouse by - I need about
15 (inaudible)

16 MS. LEE: Okay.

17 DR. ALVAREZ: You said noon, right? That day.

18 MS. LEE: So, aim to keep it under two hours.

19 DR. ALVAREZ: Uh-huh.

20 MR. HENDEL: Should we consider trying to lock in a weekly
21 date for after that so that we avoid having this problem next time?
22 Like every Tuesday starting on the 17th example, or just throwing
23 something out there? Or every Monday at - yeah.

24 MR. AITKEN: Here's what I'll propose about that. It's not
25 a bad idea. I'm gonna - first of all, can I ask an administrative

1 question? Jesus, are you the primary, like communication person? You
2 will be? Okay.

3 MR. ACEDO: Yes, I will be.

4 MR. AITKEN: Cool. I'm pretty confident to say that
5 scheduling con- -- scheduling can be done over e-mail isn't covered by
6 Open Meeting, right?

7 MALE SPEAKER: You can do scheduling without worrying about
8 that stuff.

9 MALE SPEAKER: Through Jesus?

10 MALE SPEAKER: Yes.

11 MR. AITKEN: I would -

12 MALE SPEAKER: Don't talk to each other.

13 MR. AITKEN: Promise. (Inaudible) Anyway, I would propose
14 then that maybe Jesus sends out a myriad dates and we can like look at
15 the calendars 'cause honestly trying to sit here right now, staring at
16 our phones figuring out what calendars work might not be great.

17 But if, if he could send out some scheduling options, that
18 way we could have some time to think about it and do that. Is that
19 cool with you?

20 MALE SPEAKER: Great.

21 MR. AITKEN: So, I didn't get a chance to respond. I just
22 assumed you were gonna say "yes".

23 MS. LEE: Okay. So, it sounds like we have the next
24 meeting scheduled for Monday, September 9th at noon, is that correct?

25 MR. AITKEN: Noon to 2:00, plus or minus? Usually minus.

1 MR. JARAMILLO: Can we do like noon to 1:30, 1:45?

2 MS. LEE: We can cut it as short as you guys -

3 MR. JARAMILLO: Okay.

4 MS. LEE: - want, or let it run as long as you guys want.

5 MR. JARAMILLO: Okay. All right. Sounds good, yeah.

6 MR. AITKEN: That gives (inaudible) 'cause we don't know
7 why you're going to court, but you don't want to make it worse.

8 FEMALE SPEAKER: My daughter told me to quit telling people
9 I had to go to court because everybody thought I was a criminal
10 (inaudible)

11 MR. AITKEN: Okay. That was not my first assumption, just
12 to be clear.

13 MS. LEE: Okay. And then Jesus will work on people's
14 availability for future meetings beyond Monday, September 9th. Yes,
15 Dennis, it looks like you have something to say.

16 MR. McLAUGHLIN: (Inaudible) if I can suggest if we're able
17 to find things that people wanted us to look for, people should be
18 watching 'cause we will - Jesus will send those out, right?

19 MS. LEE: Yes. If, if we can find the, the memos that
20 we're going to look for, if we find them before the next meeting,
21 we'll distribute them via e-mail. If it's closer to the meeting date
22 and time, then we'll just have them here at the meeting for you.

23 DR. ALVAREZ: I want to say something on the record just to
24 start us thinking. I think that with, with the maximum population
25 deviation being less than 3%, and we are under - we're not under the

1 pressure of any compliance which also opens the opportunity for us
2 to be very creative about things that we want to do in terms of
3 education, in terms of awareness, in terms of understanding of the
4 process.

5 There's a lot of confusion about this Supreme Court regula-
6 -- wordings, aspirations, minority districts. So, I just want to put
7 that on the record that our next meeting could be a really substantive
8 meeting about things that we really want to do proactively as citizens
9 as opposed to like having to respond to a pressure for a compliance
10 issue of population inequity. So, just start thinking that way may be
11 helpful for our first deliberation.

12 MR. AITKEN: May I go back to - sorry - scheduling thing
13 real quick. I would ask, or suggest, to make Jesus' life a little bit
14 easier, that we maybe e-mail him, like you're School Board, I, I'm
15 actually on another City of Tucson City Streets thing. I don't know
16 what it's call. You're on another City of Tucson (inaudible)

17 MALE SPEAKER: (Inaudible)

18 MR. AITKEN: That might be, that might be helpful for him
19 to know that, so, like when our meetings are 'cause we, I think I know
20 when my next couple of meetings are.

21 MS. LEE: Thank you. Anything else -

22 MR. AITKEN: Sorry.

23 MS. LEE: - on -

24 MR. AITKEN: Sorry.

25 MS. LEE: - the next meeting date?

1 MALE SPEAKER: (Inaudible) stop talking. Turn off his
2 microphone.

3 MR. HENDEL: Asking questions that are not related to the
4 next meeting date so I can - shall I wait on that?

5 MS. LEE: What?

6 MR. HENDEL: About the data and some of the stuff in the
7 binder.

8 MS. LEE: We can - so, we can either go back to an item
9 that it would fall under, or we can cover it under Future Agenda
10 items. I, I, I will defer to the Attorney's Office on where that
11 would best fall in terms of the agenda.

12 MR. McLAUGHLIN: I feel like we should be careful about
13 getting too much into data right now. But if you have something you
14 want to suggest for future agendas about data, kind of on a skeleton
15 basis, please mention it.

16 MR. HENDEL: Okay. I will do that. Thank you. So, a
17 couple things. One, in 2022, we asked Mayor and Council to start
18 engaging the public one year in advance of the redistricting deadline
19 via a - either via the Redistricting Advisory Committee or a
20 Redistricting Task Force. Was there - has there been any kind of task
21 force or any, anything we should be aware of as we study and prepare?

22 MR. McLAUGHLIN: So, that, that can be something we discuss
23 later. But I can, I think I can answer that right now to say "no".

24 MR. HENDEL: Okay. Fair enough. Yeah.

25 MR. McLAUGHLIN: It can be future discussion about that.

1 MR. HENDEL: Yes. Okay. Another one. Some of the
2 information here specifically regarding rough proportionality refers
3 to the voting age minority population. And I didn't find that data in
4 the binder in Tab No. - where is it? Five. We do have the population
5 of each ward, the racial demographics as a percent of the total
6 population, and the percent voting age.

7 But I believe that in order to properly study the rough
8 proportionality goal, we would need a little bit more data. So, I'll
9 just ask if we could have this data by the next meeting, which would
10 be the total minority population of the city of Tucson that is voting
11 age.

12 I wasn't able to find that in here. So, just, I guess that
13 would just be a single number, right? The percentage of Tucson's
14 voting age population that is minority. So, I'd like to request that.
15 Again, just one number.

16 MR. McLAUGHLIN: Citywide or by ward, or both?

17 MR. HENDEL: Well, I would like both, please. Yes. Both.
18 So, in other words, six numbers, seven numbers. One, that's the total
19 city, and then one for each ward.

20 We have pieces of that in here, but nowhere are they
21 actually laid out precisely and we don't have enough information to
22 calculate that ourselves. Does that make sense? I can, I can clarify
23 (inaudible)

24 MALE SPEAKER: (Inaudible)

1 MR. HENDEL: Okay. Great. Thank you. And one other
2 piece of information I'd like to request at the next meeting is in
3 our packets, at the last tab, which is Tab 8, Historical Information.

4 In 2020, there are two proposed ordinances that both say,
5 "Adopted by the Mayor and Council", but neither of them has the
6 signature of the Mayor. And so, I don't know which one passed. Now
7 I, I looked at the maps, and I think I figured out which one it was.

8 But it looks like from the information in here, the
9 Redistricting Advisory Committee in 2020 recommended two maps. And
10 I have the proposed ordinances for both of them in the notes, and
11 neither of them are signed. So, I would like to ask for clarification
12 on which of those was passed just to make sure we are on the same page
13 about that.

14 MR. McLAUGHLIN: Certainly, in theory that is doable. We
15 will track that down.

16 MR. HENDEL: Thank you.

17 MS. LEE: Okay. Continuing on with the Future Agenda
18 items then. So, for the next meeting, please be prepared to elect
19 a Chairperson and a Vice-Chairperson, as well as be ready to determine
20 a more concrete schedule for future meetings.

21 One item you may wish to consider adding is Call to the
22 Audience which as Danny mentioned is not required by law, but is
23 usually included to allow the public an opportunity to speak. Is
24 that something you would like to include, a Call to the Audience?
25 I'm getting a couple head nods. I've got four head nods. Okay.

1 MR. HENDEL: Do we need to set any rules on that as far as
2 how many minutes people can speak or how long - when we stop inviting
3 new people like -

4 MS. LEE: That would help.

5 MR. HENDEL: - 30 minutes or something? Is that set, or do
6 we need to decide that?

7 MS. LEE: It's not set. For the Mayor and Council, they
8 allow three minutes per person for a total of 30 minutes for Call to
9 the Audience, yeah. So, if each person takes the full three minutes,
10 it's a maximum of ten individuals who get to speak. It's up to the
11 Committee to decide how they want to restrict or not restrict the
12 time.

13 MR. AITKEN: What's the mechanism which people sign up?
14 Do they - is it a physical document, or is it - how do they sign up
15 to speak?

16 MS. LEE: We can have what we call "speaker cards"
17 available where people fill out their information, their, their name,
18 which agenda item they would like to speak on, or if it's just a Call
19 to the Audience, you know, it's not regarding an actual agendized
20 (sic) item, but they have something regarding redistricting that they
21 want to say.

22 MR. AITKEN: So, if, if, if it is amenable to Committee, I
23 would ask that if we do have speaker cards, there is clear disclaimer
24 language on there that states that not only are we not gonna respond,
25 but we actually can't respond because there's, in, in my many years of

1 calling to the public, there've been people that get super upset.
2 Like, "I want to talk about it." I'm like, "Well, we can't. Sorry.
3 It's not on the agenda."

4 MS. LEE: Absolutely.

5 MR. AITKEN: Can, can we do that?

6 MS. LEE: Yes.

7 MR. AITKEN: Thank you.

8 MR. McLAUGHLIN: So, that'll all, those will all be items
9 we will discuss at the future meeting, be ready to discuss. Yes?

10 DR. ALVAREZ: I, I have a question. Can we adopt as a
11 general rule that any, any Call to the Audience can happen at any time
12 that we meet, 30 minutes limited.

13 But can we also decide later to have a meeting that is a
14 special study session where the public is actually in a (inaudible)
15 way invited to - for a longer period of presentations, conversations,
16 dialogue, understanding presentations from the City Clerk. Is, is
17 that also possible that it's not limited to the 30 - as the normal
18 operations of Call to the Audience?

19 MS. STASH: Yeah. Even if you set a time limit, the Chair
20 can always extend that time, whether it's for an individual speaker or
21 for the total 30 minutes, you know, can run for an hour. However
22 long, you know, if the Committee sets a time limit, the Chair can
23 extend that.

24 MR. McLAUGHLIN: That's definitely something you can do.
25 Yes?

1 MR. AITKEN: But you're asking specifically for separate
2 and discreet study sessions?

3 DR. ALVAREZ: Yeah. Like if we decided -

4 MR. AITKEN: Yeah.

5 DR. ALVAREZ: - that one of our future meetings is going to
6 be just us listening that day for - and then publicize that in a wide
7 manner, just like we just really want to hear your ideas and your
8 understandings, and specifically call for a meeting that is for that
9 purpose. That could be a two-hour meeting of people talking to us.

10 MR. McLAUGHLIN: Yeah. As long as it's posted properly,
11 sure.

12 DR. ALVAREZ: Well, you know.

13 MS. STASH: Shawna, those type of meetings can be scheduled
14 as either like a public hearing, or a town hall with - and it doesn't
15 have to be here. It could be in a ward office to allow more people to
16 come and give their input on whatever it is that you guys are asking
17 for. Okay. Any other items you'd like to add to the agenda for the
18 next meeting?

19 (No response.)

20 MR. McLAUGHLIN: Shawna, sorry. Just, just for certainty.
21 Did you mention election of officers?

22 MS. LEE: Yes.

23 MR. McLAUGHLIN: Good.

24 MR. HENDEL: So, is the - what is the current agenda?
25 Sorry. What is the currently-planned agenda for the next meeting?

1 MS. LEE: It'll be the election of officers, determining
2 the schedule for future meetings, Call to the Audience. We'll have
3 speaker cards which indicate that the Committee is not allowed to
4 engage in conversation with the speakers.

5 And then we're going to have information, ideally we'll
6 get it to you before the next meeting, but the information that you've
7 requested regarding the total minimum, or total minority voting age
8 population in the city and by ward. A 2020 adopted ordinance and map
9 and then the memos that were requested regarding dilution and - let me
10 check my notes.

11 MALE SPEAKER: (Inaudible) fragmenting.

12 MS. LEE: Yes. Oh. Rough proportionality.

13 (Inaudible discussion.)

14 MR. HENDEL: Shawna, I believe Dr. Alvarez mentioned some
15 sort of discussion period where we can talk about - but then also I
16 think I remember earlier in this meeting there was some - someone said
17 that you have to keep it very specific, right?

18 So, is there a way to have - I would like - I like your
19 idea of having a discussion. Is there a way to, to do that in a way
20 that complies with the meeting regulation?

21 MALE SPEAKER: Well, that's a study session, that's not
22 agendized.

23 DR. ALVAREZ: But Yolanda did (inaudible)

24 MALE SPEAKER: No, not that one. What she said -

1 DR. ALVAREZ: - discuss whether we, we are going to, to
2 (inaudible)

3 FEMALE SPEAKER: But you do want to put something on the
4 agenda that's gonna allow you to discuss what it is you want to talk
5 about and how you want to move forward. So, I don't know how you're
6 gonna title that, but it should include all the various types of
7 things that you guys are looking at.

8 MR. AITKEN: Well, typically when you just list it on the
9 agenda as a discussion item and not an action item, because if it's
10 listed as an action item, then you have to vote.

11 FEMALE SPEAKER: Right.

12 MR. AITKEN: But as long as you specify it on the agenda,
13 you're good to go.

14 FEMALE SPEAKER: (Inaudible)

15 MR. AITKEN: Right.

16 FEMALE SPEAKER: - the redistricting process, -

17 MR. AITKEN: Right.

18 FEMALE SPEAKER: - whatever, however you want to word that.

19 MR. AITKEN: Yeah.

20 MR. AITKEN: So long as it's delineated on the agenda
21 (inaudible)

22 MR. HENDEL: But can we add that 'cause I think, yeah, Dr.
23 Alvarez mentioned, not, not the study session idea, but before that,
24 you made a statement about wanting to talk about, you know, creative

1 solutions and things like that. So, I just wanted to make sure that's
2 included. (Inaudible)

3 MR. AITKEN: We're gonna discuss (inaudible)

4 MR. HENDEL: No. We're gonna discuss what we want to do
5 for redistricting, what we want to - just ideas of how to proceed.
6 I, I think that's a good idea because I, I worry that if we wait
7 until, you know, mid to late September to start getting into the
8 substance, we're gonna run into all the same problems we had last
9 time. And so, I'm just trying to see if we can get the ball rolling
10 as soon as possible.

11 MR. JARAMILLO: No. Clarification. If it's on the agenda
12 as a discussion item, it's just a discussion amongst us here, not to
13 include the audience, am I correct?

14 MS. LEE: Correct.

15 MALE SPEAKER: (Inaudible)

16 MR. JARAMILLO: The, the audience. Yeah. Now on the study
17 session, it's a whole different ball game.

18 MR. McLAUGHLIN: Right.

19 MR. JARAMILLO: Am I correct?

20 MR. McLAUGHLIN: Our meetings are meetings of the
21 Commission in public. They're not public meeting commission, public
22 commission meetings.

23 MR. JARAMILLO: Yeah.

1 MR. McLAUGHLIN: (Inaudible) distinction that was plastered
2 all over the news (inaudible) five years ago. I'll give you that
3 story later.

4 (Inaudible discussion.)

5 MR. McLAUGHLIN: That's a, that's a very good point, and I
6 would just kick in to say a lot of people don't understand that, or
7 they - it's the mirror image of the fact that the public is allowed to
8 attend.

9 These meetings are for you to discuss, not for the public
10 automatically to think they can get involved and discuss with you.
11 You have a limited time and you're allowed to say, "This is for our
12 business." So, the point is real- -- the points are really good, so,
13 I don't know if I made that clear, but -

14 MS. LEE: Thank you, Dennis.

15 MR. McLAUGHLIN: You, you can allow public input. I'm not
16 trying to say that you can't, but the, the presumption is, this is for
17 our business.

18 DR. ALVAREZ: So, the agenda will contain one item that
19 would allow us to have ample discussions about options moving forward,
20 whether we decide to redistrict or not, what we learned last time.
21 All of those things will be put under that agenda.

22 MS. LEE: Right.

23 DR. ALVAREZ: Thank you.

24 MS. LEE: And that will probably be the meat of the
25 meeting, yes. Any other items for the next agenda?

1 (No response.)

2 MS. STASH: With that, then we go to adjournment. The time
3 is 6:50. We will see you Monday, September 9th, at noon.

4 FEMALE SPEAKER: (Inaudible)

5 MS. STASH: Yes. Same time - or same place. Different
6 time. Thank you all.

7 (Meeting was adjourned.)

I hereby certify that, to the best of my ability the foregoing is a true and accurate transcription of the original tape-recorded conversation in the case reference on page 1 above.

Transcription Completed: 09/08/2024

/s/ Kathleen R. Krassow
KATHLEEN R. KRASSOW - Owner
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