

<p>SUPREME COURT, STATE OF COLORADO</p> <p>101 West Colfax Avenue, Suite 800 Denver, Colorado 80202</p>	
<p>Original Proceeding Pursuant to the Colorado Rules for Reapportionment Proceedings</p>	<p>COURT USE ONLY</p>
<p>IN RE REAPPORTIONMENT OF THE COLORADO GENERAL ASSEMBLY</p>	<p>Case No. 11 SA 282</p>
<p>Attorneys for Colorado Reapportionment Commission:</p> <p>MCKENNA, LONG & ALDRIDGE, LLP David R. Fine, #16852 Richard C. Kaufman, #8343 Jennette C. Roberts, #35502 Joseph G. Martinez, #38956 1400 Wewatta Street, Suite 700 Denver, Colorado 80202-5556 Telephone: (303) 634-4000 Facsimile: (303) 634-4400</p> <p>COLORADO REAPPORTIONMENT COMMISSION Jeremiah B. Barry, #10400 Kate Meyer, #38059 Troy C. Bratton, #39807 Colorado Reapportionment Commission 1313 Sherman Street, Room 122 Denver, Colorado 80203 Telephone: (303) 866-3950 Facsimile: (303) 866-3945</p>	
<p>VOLUME II - EXHIBIT 11</p>	

SUMMARIES OF MEETINGS OF THE COMMISSION

Exhibit 11 Tab	DATE
A	May 12, 2011
B	May 16, 2011
C	May 23, 2011
D	May 31, 2011
E	June 6, 2011
F	June 13, 2011
G	June 20, 2011
H	June 27, 2011
I	July 11, 2011
J	July 18, 2011
K	July 25, 2011
L	August 31, 2011
M	September 12, 2011
N	September 19, 2011

Final
STAFF SUMMARY OF MEETING
COLORADO REAPPORTIONMENT COMMISSION

Date: 05/12/2011
 Time: 02:07 PM to 03:19 PM

Place: LSB A

This Meeting was called to order by
Senator Carrera

This Report was prepared by
Bo Pogue

ATTENDANCE

Atencio *
 Berry X
 Carrera X
 Carroll X
 Jones X
 Loevy X
 Nicolais X
 Salazar X
 Tool E
 Webb X
 Witwer X

X = Present, E = Excused, A = Absent, * = Present after roll call

Bills Addressed:	Action Taken:
Welcome and Introductions	Witness Testimony and/or Committee Discussion Only
Introduction of Committee Staff	Witness Testimony and/or Committee Discussion Only
Election of Chair and Vice Chair	Pass
Time Line for Commission's Work	Pass
Discussion of Dividing State into Regions	Witness Testimony and/or Committee Discussion Only
Discussion of Retention of Outside Counsel	Pass

Note: This meeting summary is not an official record of the commission or of the meeting. It is not intended to serve as a transcript or minutes of the commission meeting. The audio recording of the meeting is the official record of the meeting. This summary may be used as a guide to the audio recording. To access the audio recording of a commission meeting, visit the Colorado Joint Legislative Library located in the State Capitol, Room 048 (basement/ground floor level). You will need to note the date, time, and location of the meeting to access the audio recording. Copies of the audio recordings may be obtained at the library if you bring with you blank, recordable compact discs or a flash drive. Librarians are on site and available to assist you with accessing an audio recording.

02:08 PM -- Welcome and Introductions

The commission was called to order. A quorum was present. Commission members received a packet (Attachment A) containing (1) a welcome letter from Mr. Jeremiah Barry, Reapportionment Commission Staff Director; (2) a copy of portions of the Colorado Constitution pertaining to reapportionment and redistricting; (3) House Bill 10-1210, concerning the redistricting process; (4) a potential commission schedule; (5) a series of calendar months; (6) a handout showing reelection eligibility status for current members of the General Assembly; and (7) a list of six proposed regions for dividing the state for map-drawing purposes. The members of the commission briefly introduced themselves and provided their backgrounds.

02:12 PM -- Introduction of Committee Staff

Mr. Barry introduced himself and explained his professional background with respect to reapportionment. Mr. Barry introduced the commission's staff to the commission, providing their background and explaining their roles with the General Assembly. Mr. Barry also explained the role of staff in the reapportionment process.

02:17 PM -- Election of Chair and Vice Chair

The commission discussed the merits of nominating Commissioner Carrera as the commission chair.

BILL:	Election of Chair and Vice Chair	
TIME:	02:17:49 PM	
MOVED:	Salazar	
MOTION:	Moved to nominate Commissioner Carrera as permanent commission chair. The motion passed on a 10-0-1 vote.	
SECONDED:	Webb	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carrera	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes

	Nicolais	Yes
	Salazar	Yes
	Tool	Excused
	Webb	Yes
	Witwer	Yes
Final YES: 10 NO: 0 EXC: 1 ABS: 0 FINAL ACTION: PASS		

BILL:	Election of Chair and Vice Chair	
TIME:	02:19:29 PM	
MOVED:	Carroll	
MOTION:	Moved to nominate Commissioner Webb as commission vice chair. The motion passed on a 10-0-1 vote.	
SECONDED:	Atencio	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carrera	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Excused
	Webb	Yes
	Witwer	Yes
Final YES: 10 NO: 0 EXC: 1 ABS: 0 FINAL ACTION: PASS		

02:20 PM -- Time Line for Commission's Work

Mr. Barry provided an overview of the timing of the reapportionment process as required by state law, and explained how this time line functions in conjunction with the political party precinct caucus date. Mr. Barry explained certain requirements for mapping district precincts prior to the caucus date, and recommended a schedule that focuses on the potential for a precinct caucus in February. Mr. Barry then presented a proposed time line for the commission's activities.

02:30 PM

Mr. Barry continued discussing the commission's time line, as proposed in one of the documents in Attachment A. Mr. Barry explained how he developed six regions as a baseline for reapportioning the state's districts, and responded to questions regarding why the number of regions was reduced from eight during the last round of reapportionment. Discussion ensued regarding developing a map showing the number of legislative districts per county. Mr. Barry responded to questions regarding consideration of geography in determining the six reapportionment regions. Discussion followed regarding the potential for establishing a process by which district maps are proposed to the commission. Commissioner Witwer proposed that the commission direct staff to establish district maps that the commission would use as a baseline in beginning its deliberations. Commissioner Witwer distributed a letter to this effect to the commission (Attachment B).



Attachment A.pdf



Attachment B.pdf

02:41 PM

Discussion ensued regarding Commissioner Witwer's proposal. Commissioner Nicolais proposed establishing a list of criteria to be considered in creating district maps. Mr. Barry responded to questions regarding plans for briefing the commission at a future meeting on criteria to be considered during reapportionment. Discussion followed regarding the conduct of the reapportionment process during previous efforts in 2001 and 1991, and statutory requirements for criteria to be considered in drawing district maps. Discussion returned to the commission's proposed meeting schedule. Mr. Barry responded to questions regarding the typical length of a Reapportionment Commission meeting, and the ability of the commission to complete its work by meeting on Mondays starting at 11:00 a.m. Discussion ensued on this proposal.

02:53 PM

Discussion ensued regarding the commission's meeting schedule and proposed activity time line. Discussion followed regarding how the commission

will break the state into regions. Discussion returned to the commission's meeting schedule.

BILL:	Time Line for Commission's Work	
TIME:	02:58:23 PM	
MOVED:	Atencio	
MOTION:	Moved that the commission meet on Mondays at 11:00 a.m., with meetings conflicting with federal holidays being moved to Tuesday. The motion passed on a 10-0-1 vote.	
SECONDED:	Jones	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carrera	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Excused
	Webb	Yes
	Witwer	Yes
Final YES: 10 NO: 0 EXC: 1 ABS: 0 FINAL ACTION: PASS		

03:00 PM – Discussion of Dividing States into Regions

Mr. Barry returned the discussion to how the commission will divide the state into regions. Commissioner Carroll discussed how changing demographics may affect how the commission will create these regions, and resources that may be accessed in creating these regions. Mr. Barry responded to questions regarding past processes undertaken to create plans and conduct hearings in the state's regions. Discussion returned to the commission's meeting schedule, and agenda items to be covered at upcoming meetings.

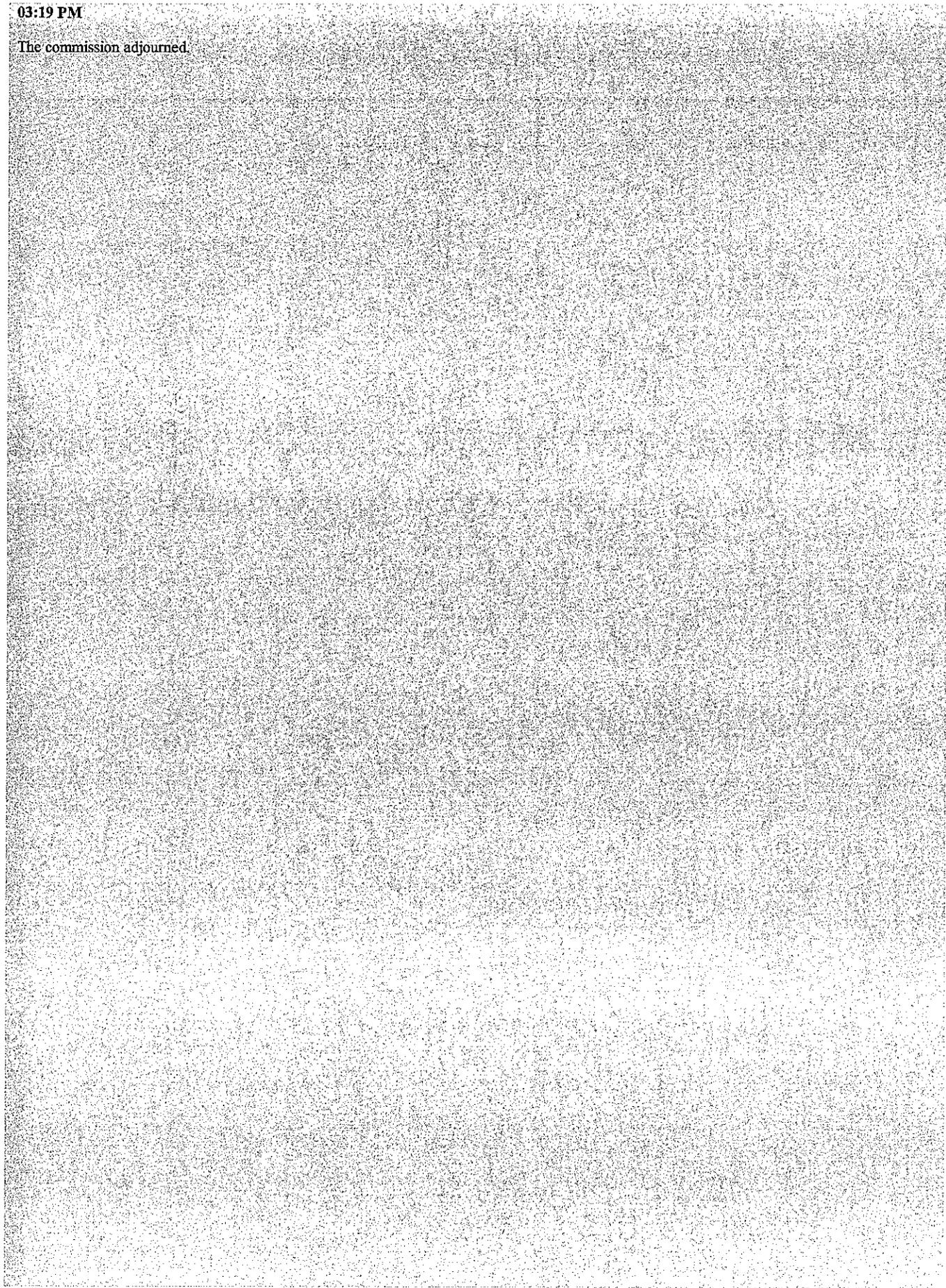
03:09 PM – Discussion of Retention of Outside Counsel

Mr. Barry briefed the committee on a plan to retain outside counsel on behalf of the commission. Mr. Barry responded to questions regarding the budget for retaining such counsel, and the potential for creating a subcommittee to explore outside counsel options. Commissioner Witwer proposed placing a cap on the amount of money to be spent on outside counsel. Mr. Barry responded to additional questions regarding the budget for retaining outside counsel for the reapportionment process, and options for controlling attorney costs.

BILL:	Discussion of Retention of Outside Counsel	
TIME:	03:16:44 PM	
MOVED:	Witwer	
MOTION:	Moved to create a subcommittee, consisting of commissioners Atencio and Nicolais, to explore options for hiring outside counsel. The motion passed on a 10-0-1 vote.	
SECONDED:	Carroll	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carrera	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Excused
	Webb	Yes
	Witwer	Yes
Final YES: 10 NO: 0 EXC: 1 ABS: 0 FINAL ACTION: PASS		

03:19 PM

The commission adjourned.



Final
STAFF SUMMARY OF MEETING
COLORADO REAPPORTIONMENT COMMISSION

Date: 05/16/2011
 Time: 11:02 AM to 02:42 PM

Place: LSB B

This Meeting was called to order by
Mario Carrera

This Report was prepared by
Jessika Shipley

ATTENDANCE

Atencio X
 Berry X
 Carroll X
 Jones X
 Loevy E
 Nicolais X
 Salazar X
 Tool E
 Witwer X
 Webb *
 Carrera X

X = Present, E = Excused, A = Absent, * = Present after roll call

Bills Addressed:	Action Taken:
Changing Demographics in Colorado	Witness Testimony and/or Committee Discussion Only
Legal Criteria for Drawing Districts	Witness Testimony and/or Committee Discussion Only
Preparations Made for the Redistricting Process	Witness Testimony and/or Committee Discussion Only
Process for Reapportioning	Witness Testimony and/or Committee Discussion Only
Preparations Made for the Redistricting Process	Witness Testimony and/or Committee Discussion Only
Discussion of Dividing States into Regions	Witness Testimony and/or Committee Discussion Only

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11:03 AM -- Changing Demographics in Colorado

Commissioner Carrera welcomed everyone and made a suggestion that the commission adopt House rules of procedure. There was no objection from the commission.

11:05 AM

Elizabeth Garner, State Demographer, discussed the functions of the State Demography Office, which is the state agency responsible for population data needed by other state agencies and local governments. Information from the State Demography Office is public and available on the website. She provided information about population growth in Colorado between 2000 and 2010. The commission requested the information in written form and Ms. Garner agreed to bring copies later in the afternoon (Attachment A). She continued to discuss county and

municipal population changes over the past decade. She broke down the population changes according to a number of categories, including race, ethnicity, and age. She focused particularly on Hispanic population changes. She responded to questions from the commission about Hispanic population change over the past decade.



11:18 AM

Ms. Garner continued speaking about Hispanic population change in the top five counties in the state. She then shifted to a discussion of population forecasts from 2010 through 2040. She spoke about demographic trends being watched by demographers. These include the relationship between jobs, people, and community services; aging of the Baby Boomer generation, the formation of households, income distribution, increasing racial and ethnic diversity, and changes in the occupational mix. An understanding of population change is generally tied to an understanding of both economic and demographic change. Ms. Garner discussed the state's population of approximately 5.03 million by sub-state area. In response to a question from Commissioner Witwer, Ms. Garner talked about methods for defining communities of interest, such as the Western Slope, the Eastern Plains, and the Central Mountains. She indicated that there are a number of different methods for such definition, such as geographic barriers, economy, and historical groupings. She discussed various components of population change such as migration and natural increase. Most individuals migrate to Colorado from California, Arizona, Texas, and Florida. That has not changed appreciably since 1980.

11:28 AM

In response to questions, Ms. Garner spoke about the demographic makeup of Elbert County. The discussion expanded to include Teller, Jackson, and Grand counties. The commission discussed communities of interest, including marital status, family types, household types, and economic drivers. Ms. Garner responded to questions about the evolution of Broomfield County. She spoke next about Baby Boomers and how they affect population change in Colorado. Between 2000 and 2010, Colorado's population of individuals aged 55-64 increased by an annual average of 6.1 percent, compared with an annual total population change of approximately 1.7 percent.

11:38 AM

The presentation continued to focus on regional differences in the percent of the population that is over the age of 65. Colorado has never before had a large population of older people. In 2009, the spending of people over the age of 65 supported approximately 118,000 jobs. That population is forecasted to support approximately 346,000 jobs by 2030. Demographers question whether retirees will stay in Colorado or migrate to other locations as they age. Ms. Garner spoke about some public policy issues related to aging. These include civic engagement and the tendency to vote in a block; sales tax expenditures; availability of public transportation; access to health care services and supports; and the demands of individuals over the age of 65 versus those of individuals under the age of 65.

11:47 AM

Ms. Garner reported that Colorado is expected to see declining median household incomes due to factors such as age distributions; a decline in the average household size; the race and ethnicity of householders; growing poverty and income inequality; and youth unemployment. The number, types, and location of jobs created greatly influences the characteristics of population and service demands. The aging of Baby Boomers impacts concepts of aging and retirement. Racial and ethnic diversity are on the rise.

11:54 AM -- Legal Criteria for Drawing Districts

Mr. Barry provided a general overview of reapportionment and redistricting (Attachment B). "Redistricting" refers to drawing geographical lines, whereas "reapportionment" is the redistribution of representation in a legislative body. He explained that the commission redistricts, despite being called a reapportionment commission. He talked about other relevant terms, including "ideal district size," "deviation," and "overall range of deviation." "Ideal district size" is the total population divided by the number of districts. "Deviation" is the difference in population from that ideal district size. "Overall range of deviation" is the difference in population from the largest to the smallest district as either an absolute or a percentage.



Attachment B.pdf

12:00 PM

The commission recessed for lunch.

12:28 PM

The meeting came back to order. Mr. Barry continued his overview of redistricting with a discussion of the legal historical background related to reapportionment and redistricting. He spoke specifically about the cases of *Baker v. Carr*, 396 U.S. 186 (1962) and *Lucas v. Forty-fourth General Assembly*, 377 U.S. 713 (1964). In the case of *Reynolds v. Sims*, the court found that the overriding objective must be substantial equality of population among the various districts. The Fifteenth Amendment to the United States Constitution states that the right of citizens of the United States to vote shall not be denied or abridged by the United States, or by any state on account of race, color, or previous condition of servitude.

12:38 PM

Mr. Barry discussed the Voting Rights Act of 1965 and gerrymandering, and explained the concepts of stacking, packing, and fracturing. Mr. Barry explained that the only federal law the committee needs to be concerned about is equalizing population among the districts. The Colorado Constitution requires that districts must be drawn with no more than a five percent deviation between the most populous and the least populous district in each house. Further it requires that, except when necessary to meet the equal population requirements, no part of a county may be added to all or part of another county. Mr. Barry discussed previous redistricting involving Larimer, Weld, Morgan, El Paso, Elbert, Teller, and Lincoln counties. He spoke at length about court decisions related to splitting counties during the redistricting process.

12:48 PM

In response to questions from the committee, Mr. Barry discussed the process for defending the commission's decisions about drawing districts. Commissioner Nicolais commented on his preference for making the redistricting process as mathematical as possible.

12:59 PM

The commission discussed direction provided by the Colorado Supreme Court with regard to a starting point for redistricting. Commissioner Witwer read from Justice Hobbes' opinion in the case on *In re Reapportionment of the Colorado General Assembly*, 45 P.3d 1237 (Colo. 2002). He asked for Mr. Barry's opinion of how that direction from the court should be interpreted. Mr. Barry commented at length about his opinion that counties and districts be kept whole as much as possible, although smaller counties may need to be split. He indicated that the five percent deviation requirement in the Constitution was put in place to avoid gerrymandering, rather than to deal with county splits. Commissioner Salazar asked if rural counties are more likely to be split than larger urban areas.

01:09 PM

The committee continued to discuss the population of rural counties. Commissioner Witwer expressed his opinion that the Colorado Supreme Court has provided very clear direction, in order and priority, for drawing district maps. Representative Jones commented that redistricting is too complicated to be done strictly according to the court's direction. Commissioner Nicolais requested information about the population of each House and Senate district and what percentage each county represents. Mr. Barry indicated that the same result can be accomplished using the mapping software that will be provided to the commission. Commissioner Atencio read from Justice Bender's dissent in *In re Reapportionment of the Colorado General Assembly*. She talked about the constitutional criteria the commission is required to consider, which is different than the criteria required in Justice Hobbes' decision.

01:23 PM

The commission continued to discuss the most appropriate starting point for drawing maps, and the merits of beginning the drawing of districts based on the rural counties. Mr. Barry returned to providing an overview of constitutional requirements pertaining to drawing districts. Senator Carroll asked for a list of cities that comprise an entire House or Senate district and cities that span more than one county. The committee continued to ask for more information about current boundaries and population.

01:36 PM

Mr. Barry explained the following traditional principles of redistricting:

- districts should be contiguous;
- county and/or municipal boundaries should be preserved (the courts have decided that a county should be preserved over a municipality if there is a discrepancy);
- districts should be compact;
- communities of interest must be preserved; and
- the number of politically competitive districts should be protected.

01:40 PM -- Process for Reapportioning

Jack Arrowsmith, Douglas County Clerk and Recorder, discussed the process that will be followed by counties in order to redraw precincts, based on the commission's plan. He talked about the time line available for making changes. Counties could have eight or 19 working days to accomplish the work, depending on the date of the caucuses. He discussed the various IT processes that will be required by counties based on the data sets provided to them by the Secretary of State's Office. Mr. Arrowsmith indicated that clerks and recorders would like to correct mistakes made during prior precincting processes. He commented about the circumstance of new special districts that lie on top of existing precincts.

01:48 PM

Mr. Arrowsmith continued his presentation and talked about the practical realities of redistricting from the perspective of county clerk and recorders. He asked the commission to finish ahead of schedule in order to give clerk and recorders time to make necessary changes. Further, he asked the commission to consider existing precinct boundaries wherever possible. Finally, he asked the commission to use a light touch when making changes. Mr. Arrowsmith responded to questions from the committee about changes to precincts. Representative Jones asked for further information about redistricting time lines. Commissioner Nicolais asked for information about growth in Douglas County in the last decade. Mr. Arrowsmith commented that, to a certain extent, enough logical geographic boundaries exist to allow precincts to be easily drawn.

01:59 PM -- Preparations Made for the Redistricting Process

The committee took a brief recess.

02:08 PM

The committee returned to order. Mr. Barry discussed various issues associated with the commission's upcoming activities, including the software that will be used to draw district boundaries and the costs associated with the commission's activities. Commissioners received copies of the fiscal note for the bill passed by the General Assembly in 2010 that implements the redistricting and reapportionment processes (Attachment C). Mr. Barry discussed staffing for the commission and where the commission staff will be housed. He then discussed the various data files received by commission staff, and the reports that commissioners will receive as they conduct their activities. Commissioners received examples of such reports (Attachment D). Mr. Barry provided background on these reports, including a description of the data in the ethnic summary.



Attachment C.pdf



Attachment D.pdf

02:19 PM

Mr. Barry continued to brief the committee on the classifications found in the ethnic summary. He responded to questions regarding the thought process behind the United States Department of Justice (DOJ) ordering of ethnic categories; and the potential under-representation of certain demographics by the DOJ classifications. Mr. Barry briefed the committee on the reports showing district compactness and political party registration. He then explained the report entitled "Political Summary."

02:31 PM

Mr. Barry responded to questions regarding the information that will be included in the Political Summary reports, and the reasons that the commission is provided data on political affiliation. Discussion ensued regarding redistricting software training for the commission members, and

parking arrangements for the members.

02:37 PM – Discussion of Dividing States into Regions

Commissioner Salazar discussed his preference for dividing the state into six regions for the reapportionment process, and where to start drawing districts. The commission discussed its agenda for the next meeting.

02:42 PM

The commission adjourned.

Final
STAFF SUMMARY OF MEETING
COLORADO REAPPORTIONMENT COMMISSION

Date: 05/23/2011
Time: 11:02 AM to 01:19 PM

Place: LSB A

This Meeting was called to order by
Mario Carrera

This Report was prepared by
Bo Pogue

ATTENDANCE

Atencio X
Berry X
Carroll X
Jones X
Loevy X
Nicolais X
Salazar E
Tool X
Witwer X
Webb E
Carrera X

X = Present, E = Excused, A = Absent, * = Present after roll call

Bills Addressed:	Action Taken:
Commissioner Logistics	Witness Testimony and/or Committee Discussion Only
Description of Census Geography	Witness Testimony and/or Committee Discussion Only
Autobound Redistricting Software Demonstration	Witness Testimony and/or Committee Discussion Only
Commission Procedures and Policies and Staff Use	Pass
Discussion of Regions and Sequencing of Hearings	Pass

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11:02 AM -- Commissioner Logistics

The meeting was called to order. A quorum was present. Since he was not present at previous meetings, Commissioner Tool provided a short introduction and biography. Ms. Betsy Holdredge, Legislative Council Staff, briefed the commission on a number of issues relating to commissioner compensation and reimbursement.

11:09 AM -- Description of Census Geography

Mr. Jeremiah Barry, Reapportionment Commission Staff Director, briefed the commission on how the U.S. Census Bureau breaks the state into census tracts, block groups, and census blocks for redistricting purposes. Commission members received a handout that outlines this census geography (Attachment A). Mr. Barry explained how these layers translate into terminology used for reapportionment.



Attachment A.pdf

11:12 AM -- Autobound Redistricting Software Demonstration

Ms. Kate Watkins, Reapportionment Commission Staff, made a presentation to the commission on Autobound, the software that will be used by the commission to draw district maps. Ms. Watkins demonstrated the various geographic and demographic layers available for use on the software, and other software features and views. Ms. Watkins showed how to assign counties, precincts, and blocks to a district.

11:23 AM

Mr. Barry briefed the commission on how individual commissioner software training will take place, and discussed resources available to the commission pertaining to the software. Mr. Barry responded to questions about computer hardware available for mapmaking. Ms. Watkins demonstrated how to create districts based on a blank state map, from the county level down to the block level. Ms. Watkins responded to questions regarding how to navigate the software to reveal ethnic data in conformance with federal civil rights laws. Discussion ensued regarding the availability of certain software features to indicate the splitting of political boundaries, such as counties, and district population optimization. Commissioner Jones inquired about making the professional version of Autobound available to the commissioners, as opposed to a simpler, or LE, version.

11:36 AM

Mr. Barry explained the main differences between the professional and LE versions of Autobound, and the cost differential for these software versions. Commissioner Berry asked about exporting commission-created maps into staff software to run certain reports.

11:39 AM -- Commission Procedures and Policies and Staff Use

Mr. Barry briefed the commission on its upcoming meeting schedule, and the material to be covered at these meetings. Mr. Barry also explained the process that will be undertaken to create district maps on a region-by-region basis. Mr. Barry then presented a proposed policy for conducting map presentations and using commission staff to draft maps. Commission members received a draft policy, which mirrors the policy adopted during the 2001 round of reapportionment (Attachment B). The proposed policy also addressed map drafting by the general public. Discussion ensued regarding how the commission should go forward with a policy for map drafting. Commissioner Carroll provided input on the issue, and then asked for clarification on the commission's meeting schedule. Mr. Barry responded to questions regarding the basis on which the state should be broken up into regions: population or geography.



11:50 AM

Discussion continued regarding using staff to draw district maps, at least initially as the commissioners become comfortable with drawing maps using the Autobound software. Mr. Barry returned to discussing the schedule for drafting maps and releasing them to the commissioners. Commissioner Witwer expressed a preference for having staff draft regional district maps based on constitutional criteria as a starting point for further discussion. Mr. Barry responded to questions regarding the timing of the distribution of commissioner-created district maps. The commission continued to discuss using staff to draft maps during the initial weeks of hearings. Discussion followed regarding how to ensure that district maps adhere to certain constitutional requirements, and the role of staff in ensuring the constitutionality and nonpartisanship of maps. Mr. Barry suggested using a numbering process for labeling maps. Discussion followed regarding how labeling may affect transparency.

BILL:	Commission Procedures and Policies and Staff Use	
TIME:	12:00:13 PM	
MOVED:	Carroll	
MOTION:	Ask staff to prepare maps in conjunction with accepting maps from commissioners based on a the schedule for the creation of staff maps and distribution to commission members. The schedule would require maps to be submitted by commissioners to staff by 12:00 p.m. on the Thursday following a Monday regional hearing with public testimony, and by close of business on Thursday when such a hearing is held on a Tuesday. The motion passed on a 9-0-2 vote.	
SECONDED:	Witwer	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Excused
	Tool	Yes
	Witwer	Yes
	Webb	Excused
	Carrera	Yes
Final YES: 9 NO: 0 EXC: 2 ABS: 0 FINAL ACTION: PASS		

12:02 PM

Mr. Barry responded to questions regarding the format that will be used to transmit district maps to the commissioners. Discussion ensued regarding how to proceed with additional recommendations in Attachment B.



BILL:	Commission Procedures and Policies and Staff Use	
TIME:	12:04:03 PM	
MOVED:	Atencio	
MOTION:	Moved to adopt items number 2 and 3 recommended in Attachment B, where redistricting plans are verified by Reapportionment Commission Staff before being presented to the commission for consideration at a meeting, and staff are available to assist with plan drawing while being available to assist others only at the direction of a commission member. The motion passed on a 9-0-2 vote.	
SECONDED:	Carroll	

		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Excused
	Tool	Yes
	Witwer	Yes
	Webb	Excused
	Carrera	Yes
Final YES: 9 NO: 0 EXC: 2 ABS: 0 FINAL ACTION: PASS		

12:05 PM

Discussion returned to the schedule for making maps available to the commissioners. The commission then again directed its discussion toward the process for labeling district maps that will be under consideration, and the benefits of attaching a map to an individual rather than randomly numbering it. Commissioner Witwer suggested labeling maps in the same manner that proposed legislation is labeled. Commissioner Witwer responded to questions regarding his vision of a nonpartisan reapportionment process, which he had proposed at the commission's initial meeting. Discussion followed regarding the potential for initially numbering maps, and then attaching sponsor names at a later point in the process.

BILL:	Commission Procedures and Policies and Staff Use	
TIME:	12:12:01 PM	
MOVED:	Nicolais	
MOTION:	Moved to number redistricting maps, keep track of map sponsors, and release the names of map sponsors at a later time. The motion passed on a 9-0-2 vote.	
SECONDED:	Berry	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Excused
	Tool	Yes
	Witwer	Yes
	Webb	Excused
	Carrera	Yes
Final YES: 9 NO: 0 EXC: 2 ABS: 0 FINAL ACTION: PASS		

12:14 PM

The commission recessed.

12:37 PM -- Discussion of Regions and Sequencing of Hearings

The commission returned to order. The commission entered into a discussion about dividing the state into a number of regions to allow the reapportionment process to be addressed regionally and hold public hearings on a regional basis. To assist members in their deliberations, commissioners received from Reapportionment Commission Staff a proposed breakout of the state into six regions (Attachment C); a set of six alternative regions (Attachment D); two potential hearing schedules (Attachment E); a set of tables showing county-level population and demographic data (Attachment F); tables showing population changes from 2000 to 2010 among the current House and Senate districts (Attachment G); a meeting summary from the 2001 round of redistricting by the Reapportionment Commission, at which the commission made its determinations of reapportionment regions and hearing scheduling (Attachment H); and a listing of the commissioners from the three previous reapportionment commissions (Attachment I). Commissioner Witwer expressed support for Commissioner Salazar's proposal from the May 16th meeting for a region to be created from the counties in the San Luis Valley. Discussion ensued on the potential for including Pueblo County in this region, and the implications of the federal Voting Rights Act with regard to such a region. Commissioner Loevy discussed the areas that constitute various regions in Colorado. Commission members received a color map showing the state's regions as envisioned by Commissioner Loevy (Attachment J). Commissioner Carroll proposed that the first region be Pueblo and the San Luis Valley. Commissioner Nicolais distributed an additional color map of the state with counties (Attachment K). Discussion ensued regarding the counties that would be considered with the San

Luis Valley. Discussion followed regarding the merits of including Pueblo County within region 1 and federal Voting Rights Act implications.

								
Attachment C.pdf	Attachment D.pdf	Attachment E.pdf	Attachment F.pdf	Attachment G.pdf	Attachment H.pdf	Attachment I.pdf	Attachment J.pdf	Attachment K.pdf
BILL:	Discussion of Regions and Sequencing of Hearings							
TIME:	12:44:06 PM							
MOVED:	Carroll							
MOTION:	Moved to create reapportionment region 1, comprised of the following counties: Pueblo, Huerfano, Las Animas, Costilla, Alamosa, Conejos, Rio Grande, Mineral, and Saguache. The motion passed without objection.							
SECONDED:	Loevy							
								VOTE
					Atencio			
					Berry			
					Carroll			
					Jones			
					Loevy			
					Nicolais			
					Salazar		Excused	
					Tool			
					Witwer			
					Webb		Excused	
					Carrera			
Final YES: 0 NO: 0 EXC: 2 ABS: 0 FINAL ACTION: Pass Without Objection								

12:49 PM

The commission discussed the make-up of the second region, and how to create a region out of the eastern plains considering its low population.

BILL:	Discussion of Regions and Sequencing of Hearings							
TIME:	12:52:23 PM							
MOVED:	Loevy							
MOTION:	Moved to create reapportionment region 2, consisting of the following counties: Logan, Sedgwick, Phillips, Morgan, Washington, Yuma, Elbert, Lincoln, Kit Carson, Cheyenne, Crowley, Kiowa, Otero, Bent, Prowers, and Baca.							
SECONDED:	Atencio							
								VOTE
					Atencio			
					Berry			
					Carroll			
					Jones			
					Loevy			
					Nicolais			
					Salazar		Excused	
					Tool			
					Witwer			
					Webb		Excused	
					Carrera			
Final YES: 0 NO: 0 EXC: 2 ABS: 0 FINAL ACTION: Pass Without Objection								

12:53 PM

The commission discussed creating the third region from the western slope counties, including Jackson County. The committee discussed including Lake and Chaffee counties in the Western Slope region, and how to include input from absent commissioners in creating the regions. Discussion ensued regarding the potential for deferring creation of additional regions until the full commission is available for input.

BILL:	Discussion of Regions and Sequencing of Hearings							
TIME:	12:54:53 PM							

MOVED:	Loevy	
MOTION:	Moved to create reapportionment region 3, consisting of the following counties: Moffat, Routt, Jackson, Grand, Rio Blanco, Garfield, Eagle, Summit, Mesa, Pitkin, Lake, Delta, Gunnison, Chaffee, Montrose, Ouray, San Miguel, Dolores, San Juan, Hinsdale, Montezuma, La Plata, and Archuleta. The motion passed without objection. The motion passed without objection.	
SECONDED:	Atencio	
		VOTE
	Atencio	
	Berry	
	Carroll	
	Jones	
	Loevy	
	Nicolais	
	Salazar	Excused
	Tool	
	Witwer	
	Webb	Excused
	Carrera	
Final YES: 0 NO: 0 EXC: 2 ABS: 0 FINAL ACTION: Passed Without Objection		

BILL:	Discussion of Regions and Sequencing of Hearings	
TIME:	01:01:44 PM	
MOVED:	Atencio	
MOTION:	Moved to defer the creation of additional reapportionment regions to the May 31st commission meeting. The motion passed without objection.	
SECONDED:	Carroll	
		VOTE
	Atencio	
	Berry	
	Carroll	
	Jones	
	Loevy	
	Nicolais	
	Salazar	Excused
	Tool	
	Witwer	
	Webb	Excused
	Carrera	
Final YES: 0 NO: 0 EXC: 2 ABS: 0 FINAL ACTION: Pass Without Objection		

01:03 PM

The commission entered a discussion about what criteria staff should consider in drafting initial district maps for the first three reapportionment regions. Commissioner Nicolais suggested that staff should be directed by Colorado Supreme Court Justice Hobbs' opinion in *In re Reapportionment of the Colo. Gen. Assembly*, 45 P.3d 1237 (Colo. 2002). The commission discussed the potential conflict between allowing staff to draw maps free of interference, and tying the maps to criteria expressed in the Hobbs opinion. Commissioner Jones proposed that staff draft maps in accordance with constitutional requirements. Discussion ensued regarding the merits of staff using the Hobbs opinion for direction. Discussion followed regarding disagreement in some quarters over the conditions contained in the Hobbs opinion. Commissioner Loevy discussed the merits of maintaining the status quo in maps with regard to current districts, while ensuring that incumbents remain in their current districts.

BILL:	Discussion of Regions and Sequencing of Hearings	
TIME:	01:03:45 PM	
MOVED:	Nicolais	
MOTION:	Moved to direct the Colorado Reapportionment Commission Staff to draft district maps in accordance with the opinion of Colorado Supreme Court Justice Hobbs in <i>In re Reapportionment of the Colo. Gen. Assembly</i> , 45 P.3d 1237 (Colo. 2002). A substitute motion directing staff to follow the law as it pertains to redistricting passed.	
SECONDED:		
		VOTE

	Atencio	
	Berry	
	Carroll	
	Jones	
	Loevy	
	Nicolais	
	Salazar	Excused
	Tool	
	Witwer	
	Webb	Excused
	Carrera	
Not Final YES: 0 NO: 0 EXC: 2 ABS: 0 FINAL ACTION:		

BILL:	Discussion of Regions and Sequencing of Hearings	
TIME:	01:11:23 PM	
MOVED:	Witwer	
MOTION:	Moved to direct the Colorado Reapportionment Commission Staff to follow the law as it pertains to redistricting while creating district maps. The motion passed on a 9-0-2 vote.	
SECONDED:	Carroll	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Excused
	Tool	Yes
	Witwer	Yes
	Webb	Excused
	Carrera	Yes
Final YES: 9 NO: 0 EXC: 2 ABS: 0 FINAL ACTION: PASS		

01:12 PM

Mr. Barry noted that the Attorney General's Office declined to provide legal representation to the commission based on potential conflicts with its current charge. Commissioner Loevy proposed creating a separate region for the City and County of Denver, a separate region for the remaining Metropolitan Denver suburbs, a region for Larimer and Weld counties, and a region for El Paso County with several counties to its west. Commissioner Atencio mentioned a report drafted in 1991 about racially polarized voting. Discussion ensued regarding Commissioner Loevy's proposed state regions, and the impact of increasing the number of regions above six on the commission's hearing schedule. Mr. Barry provided input on this schedule.

01:19 PM

The commission adjourned.

Final
STAFF SUMMARY OF MEETING
COLORADO REAPPORTIONMENT COMMISSION

Date: 05/31/2011
 Time: 11:00 AM to 02:03 PM
 Place: LSB A

ATTENDANCE
 Atencio X
 Berry X
 Carroll X
 Jones X
 Loevy X
 Nicolais X
 Salazar X
 Tool X
 Witwer X
 Webb X
 Carrera X

This Meeting was called to order by
Mario Carrera

This Report was prepared by
Jessika Shipley

X = Present, E = Excused, A = Absent, * = Present after roll call

Bills Addressed:	Action Taken:
Report on Retention of Outside Counsel	Discussion and Adoption of Draft RFP
Additional Information on Communities of Interest	Commission Discussion Only
Discussion of Regions and Sequencing of Hearings	Discussion and Assignment of Counties to Regions 4, 5, and 6
Discussion of Meetings and Travel Schedule	Discussion and Adoption of Proposed Meeting Schedule
Public Testimony - Region 1	Witness Testimony and/or Commission Discussion Only

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11:00 AM -- Report on Retention of Outside Counsel

Commissioner Carrera called the meeting to order. Commissioner Atencio explained that she and Commissioner Nicolais have put together a draft request for proposals (RFP) for the purpose of obtaining outside legal counsel. The draft RFP was distributed to the commission (Attachment A). She discussed the RFP and the billings from the legal counsel retained by the 2001 Colorado Reapportionment Commission. She asked for guidance from the commission in handling the RFP process and discussed a few options. She stated her opinion that the commission should make an immediate decision about the scope of the work for which legal counsel should be retained. Discussion ensued about whether to retain counsel only for litigation purposes or for assistance with all work undertaken by the commission. Commissioner Nicolais asked for information from Jeremiah Barry, commission staff director, regarding the use of counsel by past reapportionment commissions. Mr. Barry commented about past commissions' use of outside counsel, based on conversations he had with the staff director of the 1991 and 2001 commissions.



11:12 AM

The commission continued to discuss the benefits of retaining legal counsel for assistance throughout the entire redistricting process. Commissioner Atencio further explained the provisions included in the draft RFP. Commissioner Nicolais expressed some concern about the possibility of being overly influenced or directed by outside counsel. Commissioner Salazar asked for Mr. Barry's opinion about the role of the commission staff and how that might differ from the role of outside legal counsel. The commission returned to the discussion of how prior commissions have used the services of outside counsel. Commissioner Nicolais discussed the qualifications an attorney should have to act as legal counsel to the commission, depending on the scope of the work the commission chooses to assign to such counsel. Discussion ensued about such qualifications.

BILL:	Report on Retention of Outside Counsel	
TIME:	11:29:47 AM	
MOVED:	Carroll	
MOTION:	WITHDRAWN: Adopt the draft request for proposals (Attachment A). Commissioner Jones asked for clarification in the language of the RFP with regard to submitting the commission's plan to the Colorado Supreme Court. The commission discussed adding further provisions to the RFP. The motion was withdrawn and a substitute motion was made (see below).	
SECONDED:	Salazar	
		VOTE
	Atencio	
	Berry	
	Carroll	

	Jones	
	Loevy	
	Nicolais	
	Salazar	
	Tool	
	Witwer	
	Webb	
	Carrera	
Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION:		

11:30 AM

In response to Commissioner Jones' concern about the clarity of the draft RFP with respect to the role of outside counsel in presenting the commission's plan to the Colorado Supreme Court, the commission discussed the task for which legal counsel could be responsible. It was clarified that the Attorney General's Office would be responsible for defending the plan after it is approved by the Supreme Court, in the event that the plan is later challenged.

BILL:	Report on Retention of Outside Counsel	
TIME:	11:31:25 AM	
MOVED:	Carroll	
MOTION:	Adopt the draft RFP (Attachment A) and allow changes or clarifications to be made as needed. The motion passed on a vote of 11-0	
SECONDED:	Salazar	

		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Yes
	Witwer	Yes
	Webb	Yes
	Carrera	Yes
Final YES: 11 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: PASS		

11:33 AM

The commission decided to have Commissioners Atencio and Nicolais sort through the applications that are submitted in response to the RFP and report back to the commission.

11:34 AM -- Additional Information on Communities of Interest

Commissioner Carrera welcomed Troy Bratton and Kate Watkins, representing the commission staff. Mr. Bratton briefly discussed the packet of maps given to the commission addressing communities of interest (Attachment B). Ms. Watkins talked about the thematic maps in the packet in more detail. She commented that staff is able to provide further explanation or additional maps at the request of the commission.



11:39 AM

Commissioner Carroll asked for additional explanation about the thematic maps that address African-American population. Mr. Bratton discussed the possibility of drawing minority-majority districts.

11:41 AM -- Discussion of Regions and Sequencing of Hearings

Commissioner Salazar thanked the commission for considering his recommendations for the assignment of counties to Regions 1, 2, and 3. He suggested assigning the following counties to Region 4: El Paso, Douglas, Park, Teller, Fremont, and Custer. For Region 5, he suggested assigning

Larimer and Weld counties, due to their common interests. Region 6 would consist of Boulder, Broomfield, Clear Creek, Gilpin, Jefferson, and Adams counties. Finally, Region 7 would be Denver and Arapahoe counties. The commission discussed the merits of these assignments at length, focusing on issues such as common interests among counties and the desire to create regions with a somewhat equal population distribution.

BILL:	Discussion of Regions and Sequencing of Hearings	
TIME:	12:02:23 PM	
MOVED:	Salazar	
MOTION:	Assign Park, Fremont, Custer, Teller, El Paso, and Douglas counties as Region 4 for the purposes of redistricting. The motion passed on a vote of 7-4.	
SECONDED:	Jones	
		VOTE
	Atencio	Yes
	Berry	No
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	No
	Salazar	Yes
	Tool	No
	Witwer	No
	Webb	Yes
	Carrera	Yes
Final YES: 7 NO: 4 EXC: 0 ABS: 0 FINAL ACTION: PASS		

BILL:	Discussion of Regions and Sequencing of Hearings	
TIME:	11:45:03 AM	
MOVED:	Witwer	
MOTION:	WITHDRAWN: SUBSTITUTE MOTION: Assign Custer, Fremont, Teller, Park, Clear Creek, and Gilpin counties to Region 4 for the purposes of redistricting. The motion was withdrawn.	
SECONDED:		
		VOTE
	Atencio	
	Berry	
	Carroll	
	Jones	
	Loevy	
	Nicolais	
	Salazar	
	Tool	
	Witwer	
	Webb	
	Carrera	
Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION:		

BILL:	Discussion of Regions and Sequencing of Hearings	
TIME:	12:14:32 PM	
MOVED:	Salazar	
MOTION:	Assign Larimer and Weld counties as Region 5 for the purposes of redistricting. The motion passed on a vote of 10-1.	
SECONDED:	Tool	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes

	Nicolais	No
	Salazar	Yes
	Tool	Yes
	Witwer	Yes
	Webb	Yes
	Carrera	Yes
Final YES: 10 NO: 1 EXC: 0 ABS: 0 FINAL ACTION: PASS		

BILL:	Discussion of Regions and Sequencing of Hearings	
TIME:	12:12:17 PM	
MOVED:	Nicolais	
MOTION:	SUBSTITUTE MOTION: Assign Larimer, Weld, Boulder, Broomfield, Gilpin, and Clear Creek counties as Region 5 for the purposes of redistricting. The motion died for lack of a second.	
SECONDED:		
		VOTE
	Atencio	
	Berry	
	Carroll	
	Jones	
	Loevy	
	Nicolais	
	Salazar	
	Tool	
	Witwer	
	Webb	
	Carrera	
Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION:		

12:15 PM
 The commission recessed for lunch.

12:42 PM
 The meeting came back to order. The commission continued its discussion of the merits of the region assignments suggested by Commissioner Salazar.

BILL:	Discussion of Regions and Sequencing of Hearings	
TIME:	12:53:20 PM	
MOVED:	Salazar	
MOTION:	Assign Broomfield, Boulder, Jefferson, Clear Creek, Gilpin, and Adams counties to Region 6 for the purposes of redistricting. The motion was amended to remove Clear Creek and Gilpin counties. The amended motion passed on a vote of 9-2.	
SECONDED:	Jones	
		VOTE
	Atencio	Yes
	Berry	No
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	No
	Salazar	Yes
	Tool	Yes
	Witwer	Yes
	Webb	Yes
	Carrera	Yes

Final YES: 9 NO: 2 EXC: 0 ABS: 0 FINAL ACTION: PASS		
BILL:	Discussion of Regions and Sequencing of Hearings	
TIME:	12:56:15 PM	
MOVED:	Salazar	
MOTION:	Reconsider the motion to assign counties to Region 4. The motion to reconsider passed on a vote of 10-1.	
SECONDED:	Webb	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	No
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Yes
	Witwer	Yes
	Webb	Yes
	Carrera	Yes
Final YES: 10 NO: 1 EXC: 0 ABS: 0 FINAL ACTION: PASS		

BILL:	Discussion of Regions and Sequencing of Hearings	
TIME:	12:57:24 PM	
MOVED:	Salazar	
MOTION:	Assign Park, Fremont, Custer, Teller, El Paso, Clear Creek, Gilpin, and Douglas counties as Region 4 for the purposes of redistricting. The motion passed on a vote of 10-1.	
SECONDED:	Webb	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	No
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Yes
	Witwer	Yes
	Webb	Yes
	Carrera	Yes
Final YES: 10 NO: 1 EXC: 0 ABS: 0 FINAL ACTION: PASS		

BILL:	Discussion of Regions and Sequencing of Hearings	
TIME:	12:58:30 PM	
MOVED:	Salazar	
MOTION:	Assign Denver and Arapahoe counties to Region 7 for the purposes of redistricting. The motion passed on a vote of 11-0.	
SECONDED:	Webb	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Yes

	Witwer	Yes
	Webb	Yes
	Carrera	Yes
Final YES: 11 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: PASS		

01:00 PM

The commission decided to label Region 1 Southern Colorado instead of the San Luis Valley, in an effort to be more precise. Commissioner Jones asked staff to revise the policy on presentations of proposed redistricting plans and the use of commission staff (Attachment C) to reflect that staff will only draw staff plans for the first two regions unless specifically directed to do more.



Attachment C.pdf

01:03 PM -- Discussion of Meetings and Travel Schedule

Mr. Barry came to the table to discuss the proposed schedule of meetings that he distributed to the commission (Attachment D). The commission discussed the possibility of taking the week of July 4 off due to the likelihood that many people will not be willing to travel to Denver on the day after a holiday. Mr. Barry expressed concerns about taking a week off in light of the fact that the commission assigned seven regions instead of the six that were originally proposed.



Attachment D.pdf

BILL:	Discussion of Meetings and Travel Schedule	
TIME:	01:12:10 PM	
MOVED:	Carroll	
MOTION:	Adopt the proposed schedule of meetings as submitted (Attachment D). The motion passed without objection.	
SECONDED:	Webb	
		VOTE
	Atencio	
	Berry	
	Carroll	
	Jones	
	Loevy	
	Nicolais	
	Salazar	
	Tool	
	Witwer	
	Webb	
	Carrera	
Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: Pass Without Objection		

01:13 PM

Mr. Barry asked the commissioners to submit information about their availability in August in order to begin setting a schedule for travel around the state. Commissioner Jones asked for information about the sequencing of hearings held by the 1991 and 2001 commissions. Discussion ensued. Mr. Barry agreed to provide such information to the commission in advance of the next meeting.

01:20 PM -- Public Testimony - Region 1

Commissioner Carrera read a prepared statement about the importance of public input in the redistricting process. His statement addressed the process to be followed by the commission.

01:22 PM -- Ron Greenwell, representing himself, spoke about his experience as a long-time Pueblo resident. Mr. Greenwell's family is from the San Luis Valley. He discussed the common Hispanic culture in the San Luis Valley, the city of Pueblo, and Huerfano and Las Animas counties. He asked the commission to maximize the Hispanic populations in the districts of Region One. He expressed his opinion that splitting the city of Pueblo along east-west lines is the best way to draw districts there. He stated that areas of Pueblo County that are outside of the city of Pueblo should be connected to other rural communities.

01:28 PM

The commission discussed the current House District 62, which needs to gain population according to 2010 census data. Mr. Greenwell talked about the boundaries of House District 62.

01:34 PM — Theresa Trujillo, representing Colorado Progressive Action, discussed her work in low-income communities and low-income communities of color. Ms. Trujillo expressed her opinion that legislative districts need to be maximized in order to reflect and serve the interests of the communities in Region One. In Ms. Trujillo's opinion, there should be no more than three House districts in Pueblo County. She suggested that House District 46 should encompass only the city of Pueblo and House District 47 should be the rural areas surrounding the city of Pueblo. She stated that House District 60 should be moved out of Pueblo County completely. In response to questions from the commission, Ms. Trujillo discussed the Senate districts in Region One.

01:43 PM — Senator Angela Giron, representing Senate District 3, read letters from three of her constituents (Attachments E and F, respectively).



Attachment E.pdf Attachment F.pdf

01:51 PM — Kevin Bradley, representing the Fremont County Democrats, testified about House Districts 47 and 60. Mr. Bradley insisted that keeping counties whole is critical. He spoke about the fact that no state legislators live in Fremont County. He discussed the differences between Fremont, Pueblo, and El Paso counties. He talked about the correctional facilities in Fremont County. In response to questions from the commission, Mr. Bradley expressed his opinion that House District 62 should add population from Chaffee or Custer counties, which have more in common with Fremont County than with Pueblo County.

01:57 PM — Mr. Tom Berry, representing the Fremont County Democrats, discussed the fragmentation of Fremont County among multiple House districts. Mr. Berry discussed the potential for stretching House District 21 into Pueblo County, allowing Fremont County to remain whole within a district that includes counties to the west. Mr. Berry responded to questions regarding his proposal, and why he believes it is advantageous to separate Fremont County from Pueblo. Mr. Berry responded to additional questions about the movement of residents from El Paso County into northern Fremont County.

02:03 PM

The commission adjourned.

Final
STAFF SUMMARY OF MEETING

COLORADO REAPPORTIONMENT COMMISSION

Date: 06/06/2011
Time: 11:00 AM to 03:14 PM

Place: LSB A

This Meeting was called to order by
Mario Carrera

This Report was prepared by
Clare Pramuk

ATTENDANCE	
Atencio	X
Berry	X
Carroll	X
Jones	X
Loevy	X
Nicolais	X
Salazar	X
Tool	X
Witwer	X
Webb	X
Carrera	X

X = Present, E = Excused, A = Absent, * = Present after roll call

Bills Addressed:	Action Taken:
Report on Retention of Outside Counsel	Pass
Locations for Public Hearings	Witness Testimony and/or Committee Discussion Only
Hearing Expectations	Pass
Review of Maps of Region 1	Pass
Region 2 Public Testimony	Witness Testimony and/or Committee Discussion Only
Review of Maps of Region 1 (continued)	Pass

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11:01 AM -- Report on Retention of Outside Counsel

The commission was called to order. A quorum was present. Commissioner Atencio presented the final request for proposal (RFP) for retention of outside counsel (Attachment A), and the commission took time to review the RFP. The RFP was revised to include comments from the commission's May 31 meeting. Commissioner Nicolais expanded on the changes which included changes in weighting experience in redistricting and experience before the Supreme Court. Chairman Carrera asked about time line and Commissioner Atencio said if the RFP is approved today, presentations could be made to the commission at the June 27 meeting.



BILL:	Report on retention of outside counsel
TIME:	11:06:01 AM
MOVED:	Carroll
MOTION:	Moved to adopt the proposed request for proposal as submitted (Attachment A). The motion passed on an 11-0 vote.
SECONDED:	Webb

	VOTE
Atencio	Yes
Berry	Yes
Carroll	Yes
Jones	Yes
Loevy	Yes
Nicolais	Yes
Salazar	Yes
Tool	Yes
Witwer	Yes
Webb	Yes
Carrera	Yes

Final YES: 11 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: PASS

11:06 AM

Commissioner Atencio asked for the commission's permission to have Director Barry send the RFP to the Colorado Bar Association, Women's Bar Association, and other minority bar associations in addition to being placed on the commission website. The commission had no objection.

11:07 AM -- Locations for Public Hearings

The commission received a listing of hearing cities and dates for the 1991 and 2001 redistricting efforts (Attachment B). Commissioner Carroll suggested including Aurora, as it is the third largest city in Colorado and the largest majority-minority city. Chairman Carrera asked if there were other cities that should be included. Commissioner Berry commented on cities that were not included in both prior processes. Director Barry discussed the issue. He hoped to have the list finalized so that staff could begin scheduling hearings. Burlington was chosen in 2001 as there was a commissioner from Burlington at that time. The commission agreed that Aurora would be added. Director Barry walked the commission through the list. Commissioner Salazar suggested Dillon or Silverthorne as a substitute for Vail and Breckenridge. Commissioner Jones suggested Frisco. Discussion of this option ensued. Director Barry said that instead of Glenwood Springs or Delta, the hearing could be held in Grand Junction. Commissioner Berry suggested having both hearings but moving to Delta to Montrose. People could go to Durango, Montrose or Grand Junction. The Gunnison hearing was also recommended by Commissioner Berry. Commissioner Nicolais asked Director Barry whether multiple meetings could be held in one day. Director Barry said that there was some doubling up on Western Slope hearings 10 years ago. Some hearings were held during the week. Director Barry said multiple hearings on the Western Slope could mean two hearings each on Friday and Saturday. He plans on bringing forth a proposed schedule next week. Commissioner Nicolais is interested in seven meetings on the Western Slope and scheduling meetings on Saturdays to get people from farther distances to fewer meetings.



Attachment B.pdf

11:17 AM

Commissioner Salazar recommended that Salida and Alamosa hearings be held on the same day. The commission agreed on a Salida hearing. Director Barry brought up Trinidad and noted that the hearing only took 15 minutes last time. Commissioner Salazar asked if meetings are scheduled for two hours, which Director Barry confirmed. Commissioner Webb suggested it would appear to be leaving people out if Trinidad were not scheduled. He suggested that more publicity be done. Commissioner Berry asked about past publicity for the statewide hearings. Press releases and notices are sent out to parties, according to Director Barry. Commissioner Berry endorsed increased publicity. The remaining cities (Pueblo to Denver) and Aurora will not require an overnight stay for most commissioners and should be kept on the list, according to Director Barry. Commissioner Loevy asked about holding Greeley and Ft. Collins at a location in between the two. Commissioner Tool confirmed and suggested the Centerra region. Commissioner Nicolais supported the idea and asked that Director Barry look at combining meetings. Commissioner Jones noted that Greeley has a lot of population and that they would want a hearing. He also noted this is a lot of travel. Commissioner Atencio said she would like to hear from both individually as they both have large Hispanic populations. Having Centerra in addition to Ft. Collins and Greeley was discussed, but not supported. Commissioner Berry asked about Castle Rock not showing a time on Attachment B. Broomfield also does not show a time but Director Barry did not provide a reason.

11:26 AM -- Hearing Expectations

Chairman Carrera asked about commissioner attendance at hearings. Per Director Barry, in the past, at least three commissioners have attended every hearing. Ten years ago, the Western Slope and Eastern Plains meetings were held the same week, which made it impossible for all the commissioners to attend hearings in both areas. His sense is that this commission does not want to do that and he will try to schedule the hearings so that they are not doubled up and commissioners have the opportunity to attend all the hearings. Commissioner Witwer asked about recorded transcripts for those not in attendance and Director Barry confirmed that the meetings will be recorded. Commissioner Jones said that in 1991, two-thirds of the commission attended each meeting and suggested that be done now. Commissioner Carroll suggested not having multiple overnights in one week to improve attendance. She stated it would be better to intersperse travel and non-travel hearings. Commissioner Atencio suggested a majority (six) per hearing at a minimum. Commissioner Jones said he thinks it is better to have more commissioners in attendance because of controversy, but noted that this is a beefed up schedule.

11:32 AM

Director Barry apologized for incorrectly sending out plans to commissioners on Friday. He then discussed how to best deliver maps to commissioners. Commissioner Jones asked about the size of the computer files sent out by e-mail. Director Barry thinks that it should be fairly small but he will check on that. If they're too large to e-mail, the maps could be put on the website. Commissioner Berry likes the idea of putting the maps on the website. Director Barry asked about posting maps to the website prior to the meeting. He asked for direction as to how to proceed. Commissioner Salazar suggested the difference is between transparency and confusion. He asked about a balance. Commissioner Webb said that not all maps will be submitted to the commission so those should not be on the web. He does not want draft plans posted; Director Barry confirmed that these would not be posted. Commissioner Carroll would like commissioners to receive plans first, but also wants the public to see them after the commissioners review them, possibly in just pdf format. Commissioner Webb would like to see staff maps first to see if they address his concerns. This would require staff maps to be sent out prior to commissioners submitting maps. Director Barry said in a typical week with a Monday meeting, this could be easily done. Commissioner Jones would prefer to see all the maps at the same time. Commissioner Witwer would also like to see staff maps first and then have them put on the website 24 hours later. He thinks it's important to see staff plans first and would like there to be staff maps for every region. Chairman Carrera suggested a need for a definition of "submit" with respect to map submissions. Commissioner Berry said that any map presented should be posted prior to the meeting. This would give commissioners an opportunity to withdraw a map before a hearing. Chairman Carrera suggested that submit means a map seen by all commission members and presented to the commission publicly. Commissioner Jones thinks the subtleties will be lost on the general public. He likes it the way it is currently set up. If someone submits a plan, they should be comfortable with it. Maps are sent to staff by noon Thursday, and sent out to commissioners on Friday. He thinks we need to

keep it simple and wants to see all maps at once. After a couple of weeks, the commission will review whether to continue getting staff plans. Commissioner Webb disagrees with seeing all the maps at once. Commissioner Nicolais brought up the agreement about submitting maps anonymously. If the maps are split up, staff maps won't be anonymous. He reminded the commission that no testimony is taken after the maps are posted unless people come during hearings on other regions.

11:42 AM

Commissioner Carroll clarified that maps will be discussed in statewide public hearings and testimony will be taken. She also clarified that the commission is also able to receive comments on any map by e-mail. Director Barry confirmed that regions will be combined into preliminary plans to take around the state for public hearings. There will be one House and one Senate map that the commission will take testimony on. Staff can schedule when items are posted to the web for public access so they can be sent to the commissioners at noon and posted on the website for public access at 5:00 p.m., for instance. Currently, staff maps are sent Friday with all of the other maps, so seeing staff maps first is not the current process. Commissioner Witwer moved to have staff maps sent out 24 hours earlier, made public, and identified as staff maps. Commissioner Carroll supported part of the motion, but was concerned about anonymity. She would like all maps on the website at the same time and doesn't want the staff map identified.

BILL:	Release of Maps	
TIME:	11:47:59 AM	
MOVED:	Witwer	
MOTION:	Moved to have staff maps sent out 24 hours earlier, while having all maps identified by author. The motion was withdrawn.	
SECONDED:		
		VOTE
	Atencio	
	Berry	
	Carroll	
	Jones	
	Loevy	
	Nicolais	
	Salazar	
	Tool	
	Witwer	
	Webb	
	Carrera	
Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION:		

11:49 AM

There was considerable discussion on the anonymity of maps and whether staff maps should be treated differently. Commissioner Witwer questioned why maps are anonymous and offered to amend his motion to have all maps identified upon submission. Commissioner Witwer commented that the staff map should be identified, as it is a good baseline and might streamline the process. Commissioner Atencio does distinguish between staff maps and commissioner maps and maps from members of the public. Staff maps should be disclosed and possibly presented a day before. She is nervous about the use of the term baseline map but considers staff maps more conceptually as providing a starting point for the commissioners. Commissioner Salazar thinks that once the source is known, then the source should be made available. His understanding is that the staff map has no input from the commission. If staff reaches out to the commission for clarification, he questioned whether the staff map becomes jaded and is no longer a staff map. Commissioner Jones clarified that the constitution requires the commission to draw maps. He views staff maps as information that might be helpful and is concerned about it becoming a "super map." He likes the current set up. The staff map is not superior and should not be identified. He thought this was a settled question. Commissioner Witwer compared staff maps to legislation drafted at the request of a legislator. A bill goes through the legislative process and is voted on. Staff presents maps and the commission votes on them. Maps have to begin somewhere and can be amended. The map that is adopted becomes the "supermap." Nothing happens that is not done by the commission. He would like to see a staff map at every hearing. Commissioner Nicolais clarified that the commission has the final say and is not abdicating its role. He thinks the public should see the maps all at the same time and that they should all be anonymous. He is okay with sending the staff map out ahead of time. Commissioner Carroll would like to receive staff maps ahead of time to review for consideration. She likes making all maps available to the public at the same time. Commissioner Witwer supported that change. Commissioner Webb agreed with Commissioner Jones that the commission draws the maps. He would like to see staff maps in advance of submitting his own map and thinks all maps should go public at the same time.

12:01 PM

Commissioner Berry thinks all maps can go public at the same time and does not think they need to be anonymous. She thinks it is helpful to know who drew the map in order to have discussions about it. A commissioner may have questions about how a map was drawn and thus needs to know the drafter. Commissioner Jones expressed concern about a staff map being the map every other map is compared to. He thinks all maps should be equal. Commissioner Salazar agreed that they should all be sent out at the same time and drafter identified. He thinks it is important to know who the drafter is based on what region is being drawn. Commissioner Witwer made a new motion to have all maps submitted to staff by Thursday at noon, unless meeting on Tuesday, which is not a change from current practice. Maps would then be circulated to the commission and public on Friday with identification of the sources and inclusion of a staff map. Commissioner Jones expressed a desire to keep status quo. The plan was to look at staff plans for two meetings and then re-evaluate how that worked. Commissioner Carroll suggested that the commission receive maps before the public. Commissioner Witwer agreed. Commissioner Jones said that the commission has already made a decision on this and he wants to

stay with that decision. Commissioner Webb asked what would change under the new proposal. Commissioner Jones said staff would be drawing maps for all meetings. Commissioner Webb clarified that all non-staff maps are introduced by commission members. Commissioner Jones brought up the naming of maps. Returning to the earlier discussion, Commissioner Tool said he understood that the motion would change from there only being staff maps for the first two regions and that Commissioner Witwer wants staff maps at all meetings. Commissioner Berry suggested naming maps after commissioners. Commissioner Witwer asked about how maps were identified during the 2001 redistricting effort. According to Director Barry, ten years ago, the maps were identified with the commissioner's name or as staff maps. Commissioner Atencio remembers from an earlier meeting that staff would number plans. Commissioner Nicolais agreed and stated that anonymity to avoid partisan issues still has value. Commissioner Jones remembered that commissioners would identify their maps at the meeting. He pointed out that these are settled questions. Commissioner Atencio expressed a desire to assign numbers. Commissioner Carroll suggested breaking up the issues in the motion since the sentiments of commissioners may fall on different sides of the issues. She stated that a map goes from a number to a name upon introduction. She suggested a new narrow motion about when to make maps available and that it may be better to address the issues one at a time. Commissioner Witwer said that naming is settled, timing is settled, and how long staff submits maps is settled. According to Commissioner Carroll the issue is whether to post maps on-line. Commissioner Atencio added that staff maps were to be submitted earlier to the commission. Commissioner Witwer said he would withdraw that. Commissioner Webb asked about seeing staff maps earlier, which is the only question he saw as outstanding. He still wants to see the staff map ahead of time and wants all maps posted for the public at the same time.

Commissioner Salazar stated that he will give all maps equal treatment. Commissioner Witwer moved that the staff map be made available 24 hours in advance of maps submitted by commissioners. It was agreed that the decision of whether staff maps will continue will be discussed at the next meeting. Commissioner Jones would like all maps to come out at the same time and does not want the public to think the commission is getting special treatment. Commissioner Witwer suggested making the staff map public when it is sent to the commissioners and amended the motion to include that. Commissioner Carroll did not support this. Commissioner Witwer tried to get a compromise for transparency purposes. Commissioner Carroll thinks it is unnecessary to give the public staff maps early. Commissioner Webb does not see this as a transparency issue but sees it as work product. He supported the motion but not the amendment. Commissioner Jones wants to treat all plans the same.

BILL:	Release of Maps	
TIME:	12:07:27 PM	
MOVED:	Witwer	
MOTION:	Moved to have all maps submitted to commission staff at noon on Thursday, and to have the maps circulated to the commission and public on Friday with the source identified, including the staff map. The motion was withdrawn.	
SECONDED:		
		VOTE
	Atencio	
	Berry	
	Carroll	
	Jones	
	Loevy	
	Nicolais	
	Salazar	
	Tool	
	Witwer	
	Webb	
	Carrera	
Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION:		

BILL:	Release of Maps	
TIME:	12:22:34 PM	
MOVED:	Witwer	
MOTION:	Moved to have staff maps made available to commission members early and all maps made public at the same time. The motion was withdrawn.	
SECONDED:	Tool	
		VOTE
	Atencio	
	Berry	
	Carroll	
	Jones	
	Loevy	
	Nicolais	
	Salazar	
	Tool	
	Witwer	

		Webb	
		Carrera	
Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION:			
BILL:	Release of Maps		
TIME:	12:33:26 PM		
MOVED:	Witwer		
MOTION:	Moved to have staff maps circulated to commission members by noon on Wednesday, to require commission members to submit maps by noon on Thursday, to have all maps sent to the commissioners by noon on Friday, and to make maps available to the public by Friday at 5:00 p.m. The motion passed on a 9-2 vote.		
SECONDED:	Tool		
			VOTE
		Atencio	Yes
		Berry	No
		Carroll	Yes
		Jones	No
		Loevy	Yes
		Nicolais	Yes
		Salazar	Yes
		Tool	Yes
		Witwer	Yes
		Webb	Yes
		Carrera	Yes
Final YES: 9 NO: 2 EXC: 0 ABS: 0 FINAL ACTION: PASS			

12:34 PM

Commission recessed for lunch.

01:02 PM – Review of Maps of Region 1

The commission returned to order. The commission revisited an earlier discussion regarding the minimum threshold for numbers of commissioners attending statewide hearings. The commission also discussed the statewide meeting sequence. Commissioner Berry made some suggestions about commissioner attendance at the statewide hearings. Commissioner Carrera urged the commissioners to attend as many hearings as possible.

01:07 PM

The commissioners reviewed published maps for Region 1, which includes the following counties: Saguache, Mineral, Rio Grande, Alamosa, Conejos, Costilla, Pueblo, Huerfano, and Las Animas. Commissioners received a packet of proposed maps for Region 1, along with a series of demographic reports for each (Attachment C). Commissioner Salazar discussed the first two Senate maps in Attachment C. Discussion ensued regarding the map labeled S1002, and incumbent senators that may reside in that district. Mr. Barry provided input in the discussion, and responded to questions regarding which incumbents will represent new districts when the districts are redrawn. Commissioner Salazar provided some historical perspective about changes made to the senate district covering the San Luis Valley, and discussed certain details of communities of interest in this area.



01:18 PM

Discussion ensued regarding the merits of including certain Western Slope and Eastern Plains counties in a Senate district with the San Luis Valley. Discussion followed regarding the population deviation in S1003, and the merits of map S1004. Discussion returned to the population deficit in S1003, as compared to fully populated senate districts in the other maps in Attachment C. The commissioners then discussed how regional district maps will be drawn in the future in order to provide for fully populated districts, and the reasons for breaking the state into regions for map-drawing purposes.

01:29 PM

Discussion ensued regarding the similarities and differences between maps S1002 and S1004, and comparisons between these maps and the current senate district covering the city of Pueblo. Discussion ensued regarding the potential for delaying a vote on adopting a map for Region 1 to allow for further consideration of the details in the maps. Discussion followed regarding the process by which the commission will adopt regional maps. Commissioner Salazar responded to questions about including certain southwest counties in map S1001. Discussion ensued regarding the merits of

map S1001, including the ratio of political affiliation in District 2 on the map. Discussion returned to the merits of Senate map S1002. The discussion included the potential splitting of Indian reservations and portions of the Continental Divide.

BILL:	Review of Maps of Region 1	
TIME:	01:35:15 PM	
MOVED:	Atencio	
MOTION:	Moved to adopt Senate map S1002v1. The motion passed on a 9-2 vote.	
SECONDED:	Salazar	
		VOTE
	Atencio	Yes
	Berry	No
	Carroll	Yes
	Jones	Yes
	Loevy	No
	Nicolais	Yes
	Salazar	Yes
	Tool	Yes
	Witwer	Yes
	Webb	Yes
	Carrera	Yes
Final YES: 9 NO: 2 EXC: 0 ABS: 0 FINAL ACTION: PASS		

01:48 PM

Discussion returned to the process by which regional maps will be adopted by the commission, and the amendment process to be observed once maps are adopted for all seven regions. Discussion then returned to the treatment of certain counties that follow the Continental Divide by Senate map S1002.

01:53 PM

The commission considered the House maps for region 1 in Attachment , starting with map H1002. Commissioner Atencio spoke to the merits of this map, discussing district population, demographics, legal considerations, communities of interest, and public testimony.

02:01 PM

The commission interrupted its deliberations to hear public testimony.

02:01 PM -- Region 2 Public Testimony

The following persons testified regarding Region 2, consisting of the counties of Logan, Sedgwick, Phillips, Morgan, Washington, Yuma, Elbert, Lincoln, Kit Carson, Cheyenne, Kiowa, Crowley, Otero, Bent, Prowers, and Baca:

02:03 PM -- Ms. Cathy Schull, representing Progressive 15, testified regarding Region 2. Ms. Schull discussed the large geographic size of Region 2 and the eastern plains as a community of interest. Ms. Schull discussed current representation for Region 1, and the nature of living in a rural area. Ms. Schull also discussed the benefits provided by rural areas to urban areas of Colorado. Ms. Schull then discussed issues impact rural communities such as education and health care. Ms. Schull talked about the potential for splitting certain counties with both rural and urban elements, and the need to retain representation for the Eastern Plains in the House. Ms. Schull responded to questions regarding the potential for splitting Elbert County, her opinion about senate representation for the Eastern Plains. Ms. Schull was asked to provide her boundaries for what constitutes the Eastern Plains in Colorado. Ms. Schull responded to questions regarding differences between northeastern and southeastern plains counties.

02:13 PM

Ms. Schull responded to questions regarding her preference for representation for the Eastern Plains among the following choices: more representatives that include representation for both urban and rural constituencies, or fewer representatives representing only rural areas.

02:15 PM -- Mr. Doug Schroeder, representing himself testified regarding Region 2. Mr. Schroeder provided his background, and urged the commission to preserve the three districts consisting of the Eastern Plains counties. Mr. Schroeder made suggestions about how to draw the boundaries for these districts.

02:20 PM

The committee recessed.

02:27 PM -- Review of Maps of Region 1 (continued)

The commission returned to order and to the discussion of the House maps in Attachment C. Commissioner Nicolais suggested adopting map H1001, while drawing Baca County or Custer County into District 3 on the map. Discussion ensued regarding the merits of this approach. Commissioner Tool referenced testimony from the May 31 meeting about Fremont County and surrounding counties. Commissioner Nicolais returned to discussing the merits of his proposal. Commissioner Carroll provided her opinion of the proposal. Discussion followed regarding the effect of including Baca County in District 3 on map H1001, including the effect on district population deviation and the district's ethnic breakdown. Commissioner Atencio discussed how map H1002 compares with map H1001 with the inclusion of Baca County.

02:42 PM

Discussion ensued regarding population deviation requirements, and the merits of maintaining low population deviation during the early stages of district drawing. Discussion followed regarding the Hispanic population of the districts in maps H1001 and H1002. Commissioner Webb spoke to the merits of map H1001.

BILL:	Review of Maps of Region 1 (continued)	
TIME:	02:28:57 PM	
MOVED:	Witwer	
MOTION:	Moved to adopt House map H1002v1. The motion passed on a 7-4 vote.	
SECONDED:	Carroll	
		VOTE
	Atencio	Yes
	Berry	No
	Carroll	Yes
	Jones	Yes
	Loevy	No
	Nicolais	No
	Salazar	Yes
	Tool	No
	Witwer	Yes
	Webb	Yes
	Carrera	Yes
Final YES: 7 NO: 4 EXC: 0 ABS: 0 FINAL ACTION: PASS		

02:49 PM

The commission considered how the districts should be numbered going forward as regional maps are drawn. The commission also considered future regional map drawing and the process of maintaining boundaries based on regional maps already adopted. Commissioner Nicolais discussed his proposal for creating a number of regional "footprints" based on population. These footprints may be found in Attachment C. Discussion ensued regarding the difference between the regions created by the commission and the footprints comprising Commissioner Nicolais' proposal, and the benefits of each approach.

03:01 PM

Discussion continued regarding the merits of the regional approach to map drawing in comparison to the footprint approach proposed by Commissioner Nicolais. Commissioner Atencio discussed the importance of staff operating without influence. Discussion ensued regarding how the footprint approach would address the cascading effect of population disparities among the redistricting regions, which results in population being shared among regions. Commissioner Berry discussed information sharing with commission staff, and provided input on the reasons for breaking the state into regions. Commissioner Nicolais provided further input on how he created his footprint model, and discussed the need to consider the population aspects of redistricting by region. Commissioner Tool provided his impression of the footprint approach.

03:13 PM

The commission considered how staff should forward public input.

03:14 PM

The commission adjourned.

Final
STAFF SUMMARY OF MEETING
COLORADO REAPPORTIONMENT COMMISSION

Date: 06/13/2011
 Time: 11:01 AM to 02:29 PM
 Place: LSB A

ATTENDANCE
 Atencio X
 Berry X
 Carroll X
 Jones X
 Loevy X
 Nicolais X
 Salazar X
 Tool X
 Witwer X
 Webb X
 Carrera X

This Meeting was called to order by
Mario Carrera

This Report was prepared by
Bo Pogue

X = Present, E = Excused, A = Absent, * = Present after roll call

Bills Addressed:	Action Taken:
Executive Session on Racial Bloc Voting	Witness Testimony and/or Committee Discussion Only
Consideration of Region 2 Plans	House Plan Passed
Discussions of Locations and Possible Dates	Direction for Commission Staff Regarding Staff Plans
Public Testimony	Witness Testimony and/or Committee Discussion Only

Note: This meeting summary is not an official record of the commission or of the meeting. It is not intended to serve as a transcript or minutes of the commission meeting. The audio recording of the meeting is the official record of the meeting. This summary may be used as a guide to the audio recording. To access the audio recording of a commission meeting, visit the Colorado Joint Legislative Library located in the State Capitol, Room 048 (basement/ground floor level). You will need to note the date, time, and location of the meeting to access the audio recording. Copies of the audio recordings may be obtained at the library if you bring with you blank, recordable compact discs or a flash drive. Librarians are on site and available to assist you with accessing an audio recording.

11:02 AM -- Executive Session on Racial Bloc Voting

The commission was called to order. A quorum was present. Mr. Jeremiah Barry, Reapportionment Commission Staff Director, provided some introductory remarks on the issue of racial bloc voting analysis.

BILL:	Executive Session on Racial Bloc Voting	
TIME:	11:03:57 AM	
MOVED:	Atencio	
MOTION:	Moved to enter into an executive session to consult with commission legal counsel on the subject of racial bloc voting. The motion passed on an 11-0 vote.	
SECONDED:	Carroll	
	VOTE	
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Yes
	Witwer	Yes
	Webb	Yes
	Carrera	Yes
Final YES: 11 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: PASS		

11:05 AM

The commission entered into an executive session to discuss racial bloc voting. The session was recorded, but it is not part of the public record.

11:28 AM -- Consideration of Region 2 Plans

The commission returned to order. The commission considered plans for Region 2, consisting of the following counties: Logan, Sedgwick, Phillips, Morgan, Washington, Yuma, Elbert, Lincoln, Kit Carson, Cheyenne, Kiowa, Crowley, Otero, Bent, Prowers, and Baca. Commissioners received copies of three proposed House plans, which contain maps and demographic reports (attachments A through C). The commission discussed the process by which maps for Region 2 would be selected by the commission. The commission first considered Region 2 House plans. Commissioner Tool discussed the process by which he conceived of the plan labeled H2001 (Attachment A), and made comparisons of this plan with the other House plans. Commissioner Tool read into the record a portion of the Colorado Supreme Court decision in *In re Reapportionment of the Colorado General Assembly*, 45 P.3d 1237 (Colo. 2002), and discussed the importance of ensuring that certain counties receive the number of House seats entitled to them based upon population. Discussion ensued regarding the differences between plan H2001 and plan H2002 (Attachment B), and the merits of both of the plans.



Attachment A.pdf Attachment B.pdf Attachment C.pdf

11:38 AM

Discussion continued regarding the benefits of adopting H2001 or H2002, as opposed to H2003 (Attachment C). Commissioner Tool responded to questions about the splitting of Fort Morgan in plan H2001. Commissioner Carroll discussed the division of Arapahoe County by plan H2003. Discussion returned to the treatment of Fort Morgan by plans H2001 and H2002. Discussion ensued regarding where the current House incumbents reside in the three plans. Mr. Troy Bratton, Reapportionment Commission Staff, provided input on the location of incumbents on these plans. Discussion followed regarding the need to ensure that certain adjacent counties receive the number of districts to which they are entitled based upon population. Mr. Bo Pogue, Reapportionment Commission Staff, provided the rationale behind the drafting of plan H2003.



Attachment C.pdf

11:49 AM

Commissioner Tool moved for the adoption of plan H2001. Discussion ensued regarding how to number the districts in plan H2001, and creating a numbering convention in general that helps to avoid future confusion in numbering the districts. Director Barry provided input on the issue.

BILL:	Consideration of Region 2 Plans	
TIME:	11:49:13 AM	
MOVED:	Tool	
MOTION:	Moved to adopt House Region 2 district plan H2001v1. The motion was amended to label the northeastern district on the map as District 65. The motion passed on an 11-0 vote.	
SECONDED:	Webb	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Yes
	Witwer	Yes
	Webb	Yes
	Carrera	Yes
Final YES: 11 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: PASS		

11:54 AM

Commissioner Tool discussed the potential for drawing a third eastern house district with portions of Weld, Adams, and Morgan counties, and questioned in which region such a district should be included. Commissioner Nicolais discussed the benefits of his footprint model for drafting plans by region based on population. Discussion ensued regarding how to ensure that map drawing by region meets the criteria expressed in the previously referenced Colorado Supreme Court decision, especially with regard to ensuring that counties receive the proper number of House districts based on population. Commissioner Tool volunteered that he would draw an additional map based on population representing fractional House districts from Weld, Adams, and Morgan counties. Commissioner Nicolais expressed concerns about the commission not hearing testimony from residents of adjacent counties that may be affected by future rounds of map drawing, such as those adjacent to counties in Region 5 that may be affected by a Region 5 plan.

12:02 PM

The commission proceeded to considering Senate plans for Region 2. Commission members received two proposed Senate plans for Region 2, including maps and associated demographic reports (attachments D and E). Ms. Kate Meyer, Reapportionment Commission Staff, made some introductory remarks about the Senate maps. Ms. Meyer responded to a question about the number of people from El Paso County included in Senate District 1 in plan S2002; the plan drawn by Reapportionment Commission Staff. Ms. Meyer discussed the rationale behind the drafting of plan S2002. Discussion ensued regarding the relative merits of plan S2001 and plan S2002. Ms. Meyer responded to questions regarding the number of people included in District 1 from Weld County in plan S2002. Discussion followed regarding the potential for including Elbert County in Senate District 1 on plan S2001, rather than portions of Weld County.



Attachment D.pdf Attachment E.pdf

12:12 PM

The commission discussed the merits of Senate plan S2001. Commissioner Atencio discussed the potential for drafting more Senate maps for Region 2 to entertain more options and consider testimony from residents of Larimer and Weld counties. Ms. Meyer reiterated the number of Weld County residents included in District 1 of Senate plan S2002. Discussion ensued regarding the potential for redrawing the Region 2 Senate plans, and the benefits of hearing testimony from those living in the eastern portions of certain Front Range Counties, as balanced against the need to adhere to the commission's current schedule. Commissioner Loevy suggested including far eastern portions of certain Front Range counties in an Eastern Plains Senate district. Discussion followed regarding the need to act immediately on Region 2 Senate plans, rather than delaying action. Commissioner Carroll expressed concerns about splitting Front Range counties to add population to eastern Senate districts. Commissioner Atencio moved to defer action on Region 2 Senate districts to allow for testimony from Weld County residents. Commissioner Webb discussed the options available to the commission in drawing these counties, and the effect of delaying action on Region 2 on the commission's schedule. Commissioners Nicolais and Berry requested a no vote on the motion, and discussed their reasons for doing so. Commissioner Jones discussed the cultural dynamics of Weld County and the counties to the east of it, and the importance of hearing testimony from Weld County before acting on Eastern Plains Senate districts. Discussion returned to the need to act immediately on Region 2 Senate plans. Commissioners Tool and Berry expressed their opinions on the motion before the commission.

BILL:	Consideration of Region 2 Plans	
TIME:	12:22:18 PM	
MOVED:	Atencio	
MOTION:	Moved to defer action on Region 2 Senate plans in order to allow for the creation of additional plans and to allow the commission to hear testimony from residents of Weld County. The motion passed on a 6-5 vote.	
SECONDED:	Webb	
		VOTE
	Atencio	Yes
	Berry	No
	Carroll	Yes
	Jones	Yes
	Loevy	No
	Nicolais	No
	Salazar	Yes
	Tool	No
	Witwer	No
	Webb	Yes
	Carrera	Yes
Final YES: 6 NO: 5 EXC: 0 ABS: 0 FINAL ACTION: PASS		

12:29 PM

The commission recessed.

01:01 PM -- Discussions of Locations and Possible Dates for Public Hearings Throughout the State

The commission came back to order.

01:02 PM

Commissioner Carrera brought up the policy of requiring staff to draw maps for consideration by the commission every week. Commissioner Witwer discussed his preference for having a staff map for every region. He indicated that the staff maps have helped generate conversation about the regions. Commissioners Nicolais and Tool agreed with Commissioner Witwer's comments. Commissioner Jones expressed his opinion that staff only provide maps on a week-to-week basis. Commissioners Salazar, Carroll, Atencio, Webb, and Carrera agreed with Commissioner Jones' position. Discussion ensued about the relative benefits of staff maps.

BILL:	Discussions of Locations and Possible Dates	
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TIME:	01:06:57 PM
MOVED:	Witwer
MOTION:	Direct commission staff to continue drawing maps for every region in the state. A substitute motion to have staff draw maps only on a week-to-week basis passed on a vote of 6-5.
SECONDED:	Nicolais
	VOTE
	Atencio
	Berry
	Carroll
	Jones
	Loevy
	Nicolais
	Salazar
	Tool
	Witwer
	Webb
	Carrera
Not Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION:	

BILL:	Discussions of Locations and Possible Dates
TIME:	01:22:09 PM
MOVED:	Jones
MOTION:	SUBSTITUTE MOTION: Direct staff to continue drawing region maps on a week-to-week basis. Members of the commission commented about their positions on the motion. The motion passed on a vote of 6-5.
SECONDED:	Carroll
	VOTE
	Atencio
	Berry
	Carroll
	Jones
	Loevy
	Nicolais
	Salazar
	Tool
	Witwer
	Webb
	Carrera
Final YES: 6 NO: 5 EXC: 0 ABS: 0 FINAL ACTION: PASS	

01:23 PM

Jeremiah Barry, Commission Staff Director, presented a list of possible public hearing dates and locations (Attachment F). He commented about his reasons for setting the schedule. Commissioner Jones asked for clarification about the timing for getting from one location to another. The commissioners discussed transportation issues. Commissioner Loevy asked that the Ft. Collins meeting be moved to Thursday, August 11. The commission decided to meet in Greeley on Monday, August 29. Commissioner Carrera asked the commissioners to consider chairing the hearings in the locations where they reside. Discussion ensued about the minimum number of commissioners who will attend each hearing. Commissioners discussed personal conflicts with the dates on the proposed schedule.



01:35 PM -- Public Testimony

Commissioner Salazar suggested that public testimony begin immediately and continue past 2:00 to accommodate individuals who arrive at 2:00 to testify.

01:36 PM -- Dale Hancock, representing the Board of Garfield County Commissioners, read a prepared statement from the board. Mr. Hancock asked that all of Garfield County be included in House District 57. He discussed a possible split. He asked that all of Garfield County be included in

Senate District 8. He responded to questions from the commission about the possible need for splitting Garfield County. There is currently a small section of Garfield County in Senate District 7 and Mr. Hancock would like that redrawn to be included in Senate District 8.

01:40 PM – David Merritt, representing the Garfield Republican Party, discussed the watersheds in Garfield County, especially in House District 61. Mr. Merritt requested that Garfield County be included in House District 57 and Senate District 8. He spoke briefly about communities of interest in Garfield County. He responded to questions from the committee about the possible need for splitting Garfield County. Mr. Merritt spoke about the difficulties inherent in representing House District 61.

01:45 PM – Bonnie Peterson, representing Club 20, explained the interests of Club 20. Ms. Peterson asked the commission to keep communities of interest throughout western Colorado in mind during the redistricting process. She commented about water, wilderness, and public land. She spoke about energy development economics. She discussed the House districts in Mesa County. She stated her opinion that the current division in Grand Junction works fairly well. She asked the commission to consider roadways when drawing districts, due to the difficulties posed by high mountain passes and inclement weather for legislators who are trying to cover a large western area. She spoke about centers for medical care and retail. Ms. Peterson responded to questions from the commission about the communities of interest in Delta and Montrose. She spoke more about energy development. In response to further questions from the commission, Ms. Peterson stated that it would be preferable to pick up population, where necessary, from mountain communities.

01:57 PM

Commissioner Berry commented about the House districts in Mesa, Ouray, and San Juan counties and discussed transportation routes through the counties. Ms. Peterson spoke about the difficulties that often arise in serving certain areas of Region 3.

01:59 PM – Phil Pankey, David Arnold, and Alan Olson, representing Grand County, came to the table together. Mr. Olson expressed his opinion about the inclusion of Grand and Boulder counties in the same Senate district. He indicated that the Continental Divide provides a significant geographical barrier in the middle of the district. He spoke about the different communities of interest in Grand and Boulder counties. He focused specifically on the interests of maintaining the water quality of Grand Lake and the Fraser River. He talked about opening Rollins Pass to traffic. He expressed his opinion that Grand County is underrepresented because Boulder County dominates elections. Mr. Arnold spoke about the differences between Grand and Boulder counties. Mr. Pankey commented about the counties included in the current Senate District 16. He expressed concern that the counties that make up 75 percent of the land mass of Senate District 16 only represent 25 percent of the district's population. He discussed the importance of tourism for mountain communities. He indicated that approximately 50 percent of the jobs in Grand County are dependent on tourism and asked that legislators should understand and respond to the needs of a tourism-based economy. Mr. Pankey also commented about the water resources in Grand County.

02:10 PM

Commissioner Carroll asked for clarification about whether the witnesses would like to see Grand County removed from Senate District 16 and put into Senate District 8. Discussion ensued about the interests of Gilpin, Clear Creek, Summit counties and how those compare with the needs of Grand County. Commissioner Loevy spoke about the development of two separate Western Slopes. One encompasses the destination ski areas and the other includes the areas that are more resource- and agriculture-oriented. He asked for the witnesses' opinions about grouping these two areas together in districts. Mr. Pankey commented about the education level of the citizens of Grand County. Commissioner Tool asked for comment about common interests between Grand and Jackson counties and western Larimer County.

02:24 PM

Discussion ensued about the schools in Grand County. Commissioner Tool discussed the packet of letters of public comment received via e-mail (Attachment G) and asked that it be entered into the record.



BILL:	Public Testimony	
TIME:	02:27:59 PM	
MOVED:	Webb	
MOTION:	Direct the commission staff to make all written testimony sent to the commission part of the permanent record. The motion passed without objection.	
SECONDED:	Witwer	
		VOTE
	Atencio	
	Berry	
	Carroll	
	Jones	
	Loevy	
	Nicolais	
	Salazar	
	Tool	
	Witwer	

		Webb	
		Carrera	
Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: Pass Without Objection			

02:28 PM

The commission adjourned.

Final
STAFF SUMMARY OF MEETING
COLORADO REAPPORTIONMENT COMMISSION

Date: 06/20/2011
 Time: 12:31 PM to 05:35 PM

Place: LSB A

This Meeting was called to order by
Mario Carrera

This Report was prepared by
Jessika Shipley

ATTENDANCE

Atencio X
 Berry X
 Carroll X
 Jones X
 Loevy X
 Nicolais X
 Salazar X
 Tool X
 Witwer X
 Webb X
 Carrera X

X = Present, E = Excused, A = Absent, * = Present after roll call

Bills Addressed:	Action Taken:
Review of Proposed Plans for Region 3 Public Testimony on Region 4	S3001v1 and H3002v2 Passed Witness Testimony and/or Committee Discussion Only

Note: This meeting summary is not an official record of the commission or of the meeting. It is not intended to serve as a transcript or minutes of the commission meeting. The audio recording of the meeting is the official record of the meeting. This summary may be used as a guide to the audio recording. To access the audio recording of a commission meeting, visit the Colorado Joint Legislative Library located in the State Capitol, Room 048 (basement/ground floor level). You will need to note the date, time, and location of the meeting to access the audio recording. Copies of the audio recordings may be obtained at the library if you bring with you blank, recordable compact discs or a flash drive. Librarians are on site and available to assist you with accessing an audio recording.

12:32 PM – Review of Proposed Plans for Region 3

The meeting was called to order. Commissioner Carrera opened the discussion of Region 3 proposed maps. Region 3 includes the following counties: Archuleta, Chaffee, Delta, Dolores, Eagle, Garfield, Grand, Gunnison, Hinsdale, Jackson, Lake, La Plata, Mesa, Moffat, Montezuma, Montrose, Ouray, Pitkin, Rio Blanco, Routt, San Juan, San Miguel, and Summit. The commission briefly discussed the official record of the commission's proceedings.

BILL:	Review of Proposed Plans for Region 3
TIME:	12:34:33 PM
MOVED:	Atencio
MOTION:	Defer the review and adoption of minutes from each meeting until the June 27, 2011, meeting of the commission. The motion passed without objection.
SECONDED:	Tool
	VOTE
	Atencio
	Berry
	Carroll
	Jones
	Loevy
	Nicolais
	Salazar
	Tool
	Witwer
	Webb
	Carrera
Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: Pass Without Objection	

12:36 PM

The commission discussed Region 3 plans for the Senate. The two plans that were submitted, S3001v1 and S3002v1 (Attachments A and B, respectively), are identical. Members of the commission discussed their positions on the plan.

BILL:	Review of Proposed Plans for Region 3	
TIME:	12:37:15 PM	
MOVED:	Witwer	
MOTION:	Adopt Senate plan S3001v1 (Attachment A). The motion passed on a vote of 11-0.	
SECONDED:	Carroll	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Yes
	Witwer	Yes
	Webb	Yes
	Carrera	Yes
Final YES: 11 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: PASS		

12:39 PM

The commission moved on to a discussion of Region 3 plans for the House. Commissioner Berry discussed her submission, H3001v1 (Attachment C). She suggested amending out Park and Fremont counties until such time as the commission hears testimony about those counties. She made further comments about the plan. She spoke about the communities of interest that exist in Region 3. She indicated that some areas are difficult to reach due to high mountain passes and inclement weather. She discussed her proposed split of Montezuma County and her desire to keep Eagle County whole.



12:51 PM

Commissioner Tool discussed his submission, H3002v1 (Attachment D). He distributed H3002v2 (Attachment E) and spoke about the amendments he made to the original map after its submission. He discussed the process he followed during the creation of his map and commented about some of the challenges he faced.



01:00 PM

Mr. Troy Bratton, Reapportionment Commission Staff, explained the staff submission, H3003v1 (Attachment F). He discussed the county splits in the map. Commissioner Carroll commented about potential problems that might occur in attempting to travel around proposed House District 58. Mr. Bratton agreed there could be difficulties.



01:04 PM

Commissioner Jones discussed his submission, H3004v1 (Attachment G). He listed the criteria the commission is required to follow in the redistricting process. He commented at length about the benefits of his map. He distributed a map showing a zoomed in view of Glenwood Springs to Aspen (Attachment H). He continued to discuss the superiority of his submission in relation to the maps submitted by other commissioners and staff (Commissioner Jones' written testimony is appended as Attachment I). The commissioners discussed city and county splits in the various House proposals. Discussion ensued about local political races in Region 3.



01:28 PM

Commissioner Atencio asked commissioners Tool and Jones to provide clarification about their proposals. Commissioner Berry commented about her concerns with Commissioner Jones' proposal. Commissioner Carroll commented about competitive issues in the Region 3 proposals. Commissioner Witwer asked for clarification about Commissioner Jones' proposal. Discussion ensued between Commissioner Witwer and Commissioner Jones.

01:41 PM

Commissioner Nicolais offered comments about the relative benefits of using the political summary versus the district registration report. Members of the commission talked about the various interests of the Southern Ute and Ute Mountain tribes in southern Colorado. Commissioner Carroll commented about the competitiveness of the Region 3 House districts in each of the proposals. She expressed her opinion that unaffiliated voters represent a community of interest. Discussion continued about competitiveness.

01:51 PM

Commissioner Tool expressed his opinion that his proposal represents a compromise between H3001v1 and H3004v1. Commissioner Webb commented about the issues of the two Indian tribes in southern Colorado. He expressed his opinion that those tribes would prefer to be separated. Commissioner Berry returned to the discussion of the competitiveness of the House districts in Region 3.

02:00 PM

The commission took a recess to hear public testimony.

02:08 PM – Public Testimony on Region 4

The commission came back to order to hear public testimony on Region 4. Region 4 includes the following counties: Custer, Clear Creek, Douglas, El Paso, Fremont, Gilpin, Park, and Teller.

02:09 PM – Mr. Greg Russi, representing himself as a member of the New Castle Town Council, spoke about the community of interest that is represented by the Roaring Fork Transportation Authority. Mr. Russi discussed the individuals who live in New Castle and work in Glenwood Springs and Aspen. He continued to explain the Roaring Fork Transportation Authority community of interest. He expressed his opinion that House District 61 is well-balanced. He asked that New Castle remain with Glenwood Springs, Aspen, El Jebel, and Basalt. He responded to questions from the commission. He presented a statement from the mayor of New Castle (Attachment K).



11Reap0620AttachK.pdf

02:19 PM – Mr. Andrew Gold, Mr. Robert McVay, and Mr. Harry Kottcamp, representing Grand County, testified. Mr. Gold expressed support for H3001v1. He stressed that Grand County should not be included in a Front Range House district. Mr. McVay expressed his support for H3001v1 and discussed the importance of transportation access. Mr. Kottcamp spoke about the various interests in Grand County. Discussion ensued between the witnesses and the commission about transportation access through Grand County.

02:28 PM – Mr. Dennis Moore, representing himself, spoke about the changes he has seen since he moved to Colorado Springs in 1991. Mr. Moore expressed his opinion that the elected legislator for House District 18 does not represent the interests of the citizens who live in the east end of the district. Discussion ensued between Mr. Moore and Commissioner Nicolais about the area of Colorado Springs that Mr. Moore feels should be included in House District 17, rather than 18. Mr. Moore and Commissioner Loevy discussed the ideal district in Colorado Springs. Mr. Moore commented that splitting districts consistent with existing police divisions would make sense. Further discussion ensued about the proper dividing lines for House District 17.

02:43 PM – Mr. Chuck Broerman, representing himself, spoke about his background. Mr. Broerman discussed the changes in El Paso County in the past 20 years. He expressed his opinion that there should be eight contiguous House districts in El Paso County. He stressed the importance of compactness.

02:45 PM – Senator Gail Schwartz, representing herself, spoke about her experience representing Senate District 5. Senator Schwartz discussed the interests of Gunnison County and transportation access issues. She recommended that New Castle remain with the Roaring Fork Valley towns as one community of interest. She commented that the southern corner of Hinsdale County is not easily accessible from any location other than Pagosa Springs. Commissioner Salazar made complimentary remarks about Senator Schwartz. Senator Schwartz responded to questions from the commission about the possible splitting of Gunnison and Hinsdale counties.

02:58 PM – Mr. Charles Sakai, representing himself, spoke about his experience living in Colorado Springs. Mr. Sakai reiterated the testimony of Mr. Moore with regard to the appropriateness of House Districts 17 and 18. He responded to questions from the commission.

03:03 PM – Mr. John Morris, representing himself, expressed his opinions about communities of interest in House Districts 17 and 18, as well as Senate District 11. Mr. Morris made extensive suggestions about how to best configure these districts to accommodate certain communities of interest. Mr. Morris responded to questions from the commission about his preferences for amending Senate District 11. Discussion ensued regarding where to create a new Senate district, or fraction of a district, in El Paso County. Mr. Morris suggested that communities of interest should

take precedence over certain other criteria in redistricting.

03:14 PM -- Ms. Jill Repella, representing a number of Douglas County government officials, provided comments about communities of interest in Douglas County. Ms. Repella expressed her opinion that the communities of Parker and Lone Tree should be unified and explained the basis for her opinion. Ms. Repella also discussed the importance of keeping communities whole within districts. Discussion ensued regarding how Parker and Lone Tree are currently positioned with regard to the House district map, and the 2010 populations of these two municipalities. Ms. Repella responded to questions regarding how Roxborough should be positioned in the redistricting process, and how best to split Douglas county into 2 Senate districts and 3.7 House districts.

03:26 PM

Ms. Repella continued to respond to questions about how to split Douglas County into the number of House districts to which it is entitled, and the potential for combining Douglas and Teller counties to create House districts since such a combination creates ideal district sizes mathematically. Discussion returned to the subject of keeping Parker and Lone Tree together in a House district, and how Highlands Ranch may be affected by such an arrangement. Discussion ensued regarding how the newly approved Sterling Ranch development will impact redistricting in Douglas County.

03:34 PM -- Ms. Nikki Hoy, representing herself, testified regarding district creation in Douglas County. Ms. Hoy supported Ms. Repella's comments except with regard to Castle Pines. Ms. Hoy supported keeping Castle Rock within one House district. Ms. Hoy discussed the differences among Douglas County's areas. Discussion ensued regarding how to redistrict Highlands Ranch.

03:41 PM -- Ms. Christy Le Lait, representing herself, read a letter authored by Dr. Mona Rane concerning neighborhoods in House District 18. Ms. Le Lait read a letter authored by Mr. David Bryan regarding how to redistrict the Colorado Springs area to best represent communities of interest and create bipartisan representation. Ms. Le Lait discussed the need to create competitive districts, and commented on earlier testimony concerning House districts 17 and 18. Discussion ensued regarding how to improve the voice of the Hispanic community in House District 17. Ms. Le Lait responded to questions about the competitiveness of House District 18, and the need to expand the district to meet certain redistricting requirements. Ms. Le Lait was asked to compare the relative importance of preserving communities of interest and political competitiveness. Ms. Le Lait responded to further questions about growth in the Hispanic community in Colorado Springs, and Hispanic representation in the General Assembly for Colorado Springs.

03:50 PM -- Ms. Sallie Clark, representing El Paso County as a county commissioner, testified regarding redistricting in Colorado Springs. Ms. Clark discussed the community of interest on the west side of the city, and the splitting of certain House districts by other districts. Ms. Clark discussed the differences between the east and west sides of Colorado Springs, and how the districts should be drawn to reflect these differences. Ms. Clark then discussed commonalities among specific neighborhoods, and addressed the issue of adding territory to House District 18. Ms. Clark responded to questions about the addition of a House seat to the Colorado Springs area based on population growth, and minority representation for Colorado Springs. Discussion ensued on this point. Ms. Clark responded to further questions about population growth in the Colorado Springs area, and particularly minority population growth.

04:03 PM

Ms. Clark responded to questions about where minority populations reside in the Colorado Springs area. Discussion returned to minority representation in Colorado Springs and El Paso County.

04:06 PM -- Ms. Micheale Duncan, representing El Paso County, discussed the redistricting process with respect to House districts 17 and 18 in Colorado Springs. Ms. Duncan discussed the importance of maintaining certain communities of interest within House District 18, and discussed the lifestyle in the district. Ms. Duncan responded to questions about how to expand the district to meet population requirements.

04:11 PM -- Ms. Kathleen Ricker, representing the El Paso County Democratic Party, discussed the importance of keeping House District 18 intact. Ms. Ricker discussed the communities of interest in the district, and which direction the district should expand. Ms. Ricker then discussed the splitting of Colorado College by Senate District 11, and minority representation in Colorado Springs, particularly with respect to House District 17. Ms. Ricker responded to questions about the Mountain Shadows neighborhood. Discussion ensued regarding the different communities of interests in House districts 17 and 18, and how best to divide these districts. Discussion returned to growing the Hispanic population in House District 17.

04:22 PM -- Ms. Polly Lawrence, representing Douglas County, testified on issues pertaining to redistricting in Douglas County. Ms. Lawrence discussed the differing communities contained in House District 44, and how best to divide the district.

04:28 PM

A number of written statements from members of the public were entered into the official record (Attachment L). Committee members received a letter from the Garfield County Board of County Commissioners about redistricting (Attachment M). The committee recessed.


11Reap0620AattachL.pdf 11Reap0620AattachM.pdf

04:33 PM

The commission returned from hearing public testimony on Region 4.

BILL:	Review of Proposed Plans for Region 3
TIME:	04:34:23 PM
MOVED:	Jones
MOTION:	Adopt H3004v2 (Attachment J), which is an amended version of H3004v1 (Attachment G). In the amended plan, the town of New Castle is included in House District 61. A substitute motion to adopt H3002v2, as amended, passed on a vote of 6-5.  11Reap062DAttachJ.pdf

SECONDED:	Salazar
	VOTE
	Atencio
	Berry
	Carroll
	Jones
	Loevy
	Nicolais
	Salazar
	Tool
	Witwer
	Webb
	Carrera

Not Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION:

04:34 PM

Discussion ensued regarding the splitting of communities along Highway 82. Commissioners Berry and Nicolais registered their objections to plan H3004v2. Commissioner Jones spoke in support of the plan in comparison to the other plans presented to the commission. Discussion ensued regarding the splitting of cities by H3004v2, as compared to H3002v2, and the communities of interest preserved by these plans. Commissioner Tool discussed the merits of plan H3002v2. Commissioner Nicolais read a portion of the Hobbs decision from the case of *In re Redistricting of the General Assembly*, 45 P.3d 1237 (Colo. 2002), pertaining to county splits, and discussed the splitting of Delta County by plan H3004v2. Commissioner Loevy registered his objections to the plan, and discussed district competitiveness in Colorado. Discussion ensued regarding the county splits in plans H3004v2 and H3002v2, the preservation of the Indian reservations in Southwestern Colorado in one district, and district competitiveness in Western Colorado. The commission also discussed the disposition of Grand County, and the impact of the Hobbs decision on rural Colorado. Discussion continued regarding the merits of map H3004v2, as compared to map H3002v2.

05:01 PM

Commissioner Berry spoke in support of H3001v1, making comparisons with plan H3004v2. Discussion ensued regarding the county splits created by the plan, and the competitiveness of House District 59 in the competing plans. Commissioner Nicolais discussed his population footprint plan for dividing the state into regions and the criterion of district competitiveness in the redistricting process. Discussion ensued regarding the adherence of plan H3001v1 to the Hobbs decision. The conversation returned to the importance of district competitiveness. Discussion followed regarding the population malapportionment resulting from removing Park and Fremont counties from H3001v1. Commissioner Berry discussed the difference between voter registration and political performance on the Western Slope.

BILL:	Review of Proposed Plans for Region 3
TIME:	05:09:40 PM
MOVED:	Berry
MOTION:	SUBSTITUTE MOTION: Adopt H3001v1 (Attachment C), amended to remove Park and Fremont counties. The motion failed on a vote of 2-9.
SECONDED:	Nicolais
	VOTE
	Atencio
	Berry
	Carroll
	Jones
	Loevy
	Nicolais
	Salazar
	Tool

	Witwer	No
	Webb	No
	Carrera	No
Not Final YES: 2 NO: 9 EXC: 0 ABS: 0 FINAL ACTION: FAIL		

05:10 PM

Commissioner Berry spoke in support of H3002v2. Commissioner Tool expressed his opinion that the amended plan would be superior to H3004v2. The commission discussed the relative merits of H3002v2 and H3004v2 with regard to competitiveness.

BILL:	Review of Proposed Plans for Region 3	
TIME:	05:19:42 PM	
MOVED:	Tool	
MOTION:	SUBSTITUTE MOTION: Adopt House plan H3002v2 (Attachment E). The motion passed on a vote of 6-5.	
SECONDED:	Witwer	
		VOTE
	Atencio	No
	Berry	Yes
	Carroll	No
	Jones	No
	Loevy	Yes
	Nicolais	Yes
	Salazar	No
	Tool	Yes
	Witwer	Yes
	Webb	No
	Carrera	Yes
Final YES: 6 NO: 5 EXC: 0 ABS: 0 FINAL ACTION: PASS		

05:31 PM

Discussion continued about how to move forward with maps that have been approved, but still contain inconsistencies or problems. Commissioner Tool asked staff to look at including the town of New Castle in House District 61 and fixing the city split in Delta created by plan H3002v2.

BILL:	Review of Proposed Plans for Region 3	
TIME:	05:32:08 PM	
MOVED:	Witwer	
MOTION:	Direct staff to draw a staff map for Region 4. The motion passed without objection.	
SECONDED:	Tool	
		VOTE
	Atencio	
	Berry	
	Carroll	
	Jones	
	Loevy	
	Nicolais	
	Salazar	
	Tool	
	Witwer	
	Webb	
	Carrera	
Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: Pass Without Objection		

BILL:	Review of Proposed Plans for Region 3	
TIME:	05:33:37 PM	

MOVED:	Jones	
MOTION:	Add the 2010 Treasurer race to the list of races included in the political summary report. The motion passed without objection.	
SECONDED:	Carroll	
		VOTE
	Atencio	
	Berry	
	Carroll	
	Jones	
	Loevy	
	Nicolais	
	Salazar	
	Tool	
	Witwer	
	Webb	
	Carrera	
Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: Pass Without Objection		

05:34 PM

The commission adjourned.

Final
STAFF SUMMARY OF MEETING
COLORADO REAPPORTIONMENT COMMISSION

Date: 06/27/2011
 Time: 11:01 AM to 05:18 PM

Place: LSB A

This Meeting was called to order by
Mario Carrera

This Report was prepared by
Bo Fogue

ATTENDANCE

Atencio X
 Berry X
 Carroll X
 Jones X
 Loevy X
 Nicolais X
 Salazar X
 Tool X
 Witwer X
 Webb X
 Carrera X

X = Present, E = Excused, A = Absent, * = Present after roll call

Bills Addressed:	Action Taken:
Report on Retention of Counsel	Witness Testimony and/or Committee Discussion Only
Discussion of Staff Summaries	Witness Testimony and/or Committee Discussion Only
Review of Proposed Plans for Region 4	S4001v3 and H4001v2 Passed
Region 5 Public Testimony	Witness Testimony and/or Committee Discussion Only
Other Business	Witness Testimony and/or Committee Discussion Only

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11:01 AM -- Report on Retention of Counsel

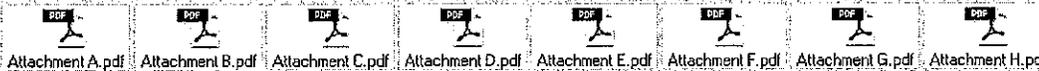
The commission was called to order. A quorum was present. Commissioner Atencio provided an update from the subcommittee charged with looking into hiring outside legal counsel on its efforts to retain outside counsel for the commission. Commissioner Nicolais provided input on the update.

11:03 AM -- Discussion of Staff Summaries

Mr. Jeremiah Barry, Commission Staff Director, provided background on the role of staff meeting summaries during the legislative process. Mr. Barry responded to questions regarding the ability of commissioners or the public to access written transcripts of the commission's meetings, and the information that the Colorado Supreme Court will consider during its deliberations concerning the commission's meetings. Discussion ensued regarding the merits of creating a process for approving commission summaries, and the costs associated with providing written transcripts of the meetings or meeting testimony. The commission discussed the proper role of commission summaries, and the use of meeting recordings as the official record of commission meetings. The commission elected to place a disclaimer at the beginning of commission meeting summaries indicating the role of the summaries.

11:12 AM -- Review of Proposed Plans for Region 4

The commission considered proposed redistricting plans for Region 4, beginning with the Senate plans. Region 4 consists of the following counties: Custer, Clear Creek, Douglas, El Paso, Fremont, Gilpin, Park, and Teller. Commission members received copies of the five plans (Attachments A through G), which consist of maps of the plans and zooms of specific localities, along with a number of demographic and statistical reports for each plan. The commissioners also received a map of the Senate districts approved in 2001 (Attachment H). Commissioner Atencio discussed Senate plan S4001v1 (Attachment A). Commissioner Atencio then discussed Senate plan S4002v1 (Attachment D).



11:22 AM

Commissioner Atencio continued to explain the merits of Senate plan S4002v1, and the factors considered in drafting the plan. Ms. Amanda King, Reapportionment Commission Staff, discussed Senate plan S4003v1 (Attachment E), and the factors considered in drafting the plan. Discussion ensued regarding the placement of Custer County in a previously adopted Senate plan. Commissioner Nicolais discussed Senate plans S4004v1 (Attachment F) and S4005v1 (Attachment G), highlighting the merits of each and comparing the two maps. Commissioner Nicolais discussed potential problems with certain political considerations in plan S4002v1, and discussed the competitiveness of certain districts in plans S4004v1 and S4005v1. Discussion ensued regarding the relative political competitiveness of these plans and Commissioner Atencio's plan.



11:36 AM

Commissioner Nicolais discussed the issue of district "packing," where registered voters of a political party are over-represented in a particular district. Commissioner Witwer proposed amending plans to make them more politically competitive. Commissioner Atencio drew the commission's attention to an amended version of her plan, S4001v3 (Attachment C), and discussed the changes made to the plan compared to the first version in the area of demographics. Mr. Barry explained the district compactness criterion, as measured by the Compactness Report appended to each redistricting plan. Discussion ensued regarding the relative importance of considering the compactness criterion, and the weight given to this criterion by the Supreme Court. Commissioner Atencio discussed the compactness and contiguity of certain districts in Senate plans S4004v1 and S4005v1. The commission compared the compactness of the larger Senate districts in the various plans.



11:49 AM

Discussion continued regarding the importance of the compactness criterion, and the compactness of specific districts in the proposed Senate maps. Commissioner Atencio commented on an article concerning redistricting appearing in the Pueblo Chieftan. Discussion returned to the relative compactness of the districts in the Senate plans drafted by commissioners Atencio and Nicolais. The commission discussed its Senate plan preferences for Region 4. Commissioner Loevy provided his perspective on the Senate maps under consideration, beginning with plan S4001v3.

11:59 AM

Commissioner Loevy continued to discuss plan S4001v3, making remarks about a potentially competitive district in the plan. Commissioner Loevy then provided his perspective about plan S4005v1 as compared to plan S4001v3. Discussion ensued regarding the competitiveness of Senate District 11. Commissioner Atencio discussed the communities of interest within Colorado Springs. Commissioner Nicolais pointed out certain demographic and competitiveness features in S4004v1 and S4005v1. Discussion followed regarding the outcome of certain recent election contests in Senate District 11. Commissioner Carroll discussed the importance of competitiveness in the district. Commissioner Nicolais expressed concerns about drawing districts with boundaries created by highways, and the process by which Senate District 11 was created during the last redistricting effort. Discussion ensued regarding the number of Senate districts within the Colorado Springs city limits in the competing plans. Commissioner Atencio cited a portion of the Hobbs decision in *In re Reapportionment of the General Assembly*, 45 P.3d 1237 (Colo. 2002). Commissioner Nicolais offered to amend his map to align certain Senate districts with the Colorado Springs city limits. Commissioner Tool discussed the importance of ensuring that cities receive the number of districts to which they are entitled based on population. Commissioner Atencio discussed how plan S4001v3 respects the boundaries of Colorado Springs. Commissioner Witwer expressed support for not making historically competitive districts "safe" for either major political party, and followed up on Commissioner Tool's comments about cities. The commission scrutinized the Colorado Springs portion of plan S4001v3, and compared this portion to the Colorado Springs portion in S4004v1. Commissioner Webb commented in favor of plan S4001v3.

BILL:	Review of Proposed Plans for Region 4	
TIME:	12:12:09 PM	
MOVED:	Nicolais	
MOTION:	Moved for the adoption of Senate plan S4004v1 (Attachment F). A substitute motion to adopt Senate plan S4001v3 passed.	
SECONDED:	Berry	
		VOTE
	Atencio	
	Berry	
	Carroll	
	Jones	
	Loevy	
	Nicolais	
	Salazar	
	Tool	
	Witwer	
	Webb	
	Carrera	
Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION:		

BILL:	Review of Proposed Plans for Region 4	
TIME:	12:16:07 PM	

MOVED:	Carroll	
MOTION:	Made a substitute motion to adopt Senate plan S4001v3 (Attachment C). The motion passed on an 8-3 vote.	
SECONDED:	Webb	
	VOTE	
	Atencio	Yes
	Berry	No
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	No
	Salazar	Yes
	Tool	Yes
	Witwer	No
	Webb	Yes
	Carrera	Yes
Final YES: 8 NO: 3 EXC: 0 ABS: 0 FINAL ACTION: PASS		

12:24 PM

Commissioner Loevy discussed his reasons for voting to approve plan S4001v3.

12:26 PM

The commission recessed for lunch.

12:56 PM

The commission came back to order. The commission considered the House maps for Region 4. The commissioners received copies of four House plans (Attachments I through L) and a map showing the House districts approved in 2001 (Attachment M). Commissioner Webb discussed House plan H4001v1 (Attachment I), and compared the districts in this plan to the other proposed plans. Commissioner Webb discussed the political competitiveness of the House districts in Colorado Springs in the plan.



Attachment I.pdf Attachment J.pdf Attachment K.pdf Attachment L.pdf Attachment M.pdf

01:06 PM

Commissioner Webb continued to discuss the merits of House plan H4001v1, and then discussed the changes made in plan H4001v2 (Attachment J). Staff displayed voter registration figures for House districts 17 and 18. Discussion ensued regarding the voter registration and demographic figures for the various plans. Ms. Kate Watkins, Reapportionment Commission Staff, discussed House plan H4002v1 (Attachment K). Discussion ensued about similarities between House plans H4001v2 and H4002v1 with regard to certain districts in Douglas County. Ms. Watkins responded to questions regarding the guiding principles behind drafting plan H4002v1.



Attachment J.pdf Attachment K.pdf

01:18 PM

Commissioner Nicolais discussed House plan H4003v1 (Attachment L), and the potential for amending the plan to fulfill certain redistricting criteria in certain districts. Discussion ensued regarding the location of House incumbents in the El Paso County districts in plan H4003v1. Commissioner Nicolais responded to questions about his preference for the commission acting to amend plan H4003v1. Discussion followed regarding how the construction of Interstate 25 affected certain neighborhoods in Colorado Springs. Discussion turned to the topic of drawing districts with boundaries defined by highways, and districts in plan H4001v1 bounded by highways.



Attachment L.pdf

01:30 PM

The commission discussed the western boundary of House District 14 in the various plans. Commissioner Berry discussed the importance of creating maps with compactness. Commissioner Carrera discussed the redistricting of Parker and Lone Tree by plan H4001v2. Commissioner Nicolais responded to questions regarding how to redistrict Chaffee, Park, and Fremont counties on plan H4003v1. Discussion ensued about a comparison of plans H4001v1 and H4001v2 with regard to splitting Park County. Commissioner Loevy discussed the differences between plans H4001v2 and H4003v1 in terms of political competitiveness. Commissioner Webb explained his preference for plan H4001v2 over H4001v1. Commissioner Witwer discussed the treatment of Bailey by Senate plan H4001. After Commissioner Nicolais moved to adopt House plan H4003v1 as amended to include House District 60 from House plan H4001v1, the committee discussed the amendment. Commissioner Webb reiterated his support for plan H4001v2. Discussion followed regarding the disposition of Custer County by the various House plans. Commissioner Berry discussed differences in political performance between the two maps under consideration. Discussion ensued regarding differences in competitiveness between the two maps.

BILL:	Review of Proposed Plans for Region 4	
TIME:	01:32:10 PM	
MOVED:	Webb	
MOTION:	Moved for the adoption of House plan H4001v2 (Attachment J). The motion passed on a 7-4 vote.	
SECONDED:	Salazar	
		VOTE
	Atencio	Yes
	Berry	No
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	No
	Salazar	Yes
	Tool	No
	Witwer	No
	Webb	Yes
	Carrera	Yes
Final YES: 7 NO: 4 EXC: 0 ABS: 0 FINAL ACTION: PASS		

BILL:	Review of Proposed Plans for Region 4	
TIME:	01:45:35 PM	
MOVED:	Nicolais	
MOTION:	Made a substitute motion to adopt House plan H4003v1 (Attachment L), as amended to include House District 60 from House plan H4001v1 (Attachment J). The motion failed on a 4-7 vote.	
SECONDED:	Witwer	
		VOTE
	Atencio	No
	Berry	Yes
	Carroll	No
	Jones	No
	Loevy	No
	Nicolais	Yes
	Salazar	No
	Tool	Yes
	Witwer	Yes
	Webb	No
	Carrera	No
Final YES: 4 NO: 7 EXC: 0 ABS: 0 FINAL ACTION: FAIL		

01:58 PM

The commission recessed.

02:05 PM -- Region 5 Public Testimony

The commission returned to order. Commissioner Carrera discussed the current state of the redistricting process and read a statement about the process being undertaken by the commission. The following persons testified:

02:14 PM – Ms. Sallie Clark, representing El Paso County as a county commissioner, testified regarding redistricting as it pertains to El Paso County. Commission members received a series of slides showing minority population densities for House District 18 (Attachment N). Ms. Clark discussed her commission district, and growth patterns in the Colorado Springs area. Ms. Clark then made some remarks about the population figures for the Colorado Springs districts in the various House plans previously considered by the commission. Ms. Clark discussed minority demographics in the Colorado Springs area. Ms. Clark then discussed how Colorado Springs neighborhoods are affected by transportation corridors, and certain discontinuities among the city's districts. Ms. Clark then discussed political competitiveness in the Colorado Springs House districts. Ms. Clark responded to questions regarding how Colorado Springs neighborhoods have been kept whole or split by the recently adopted Region 4 plans. Discussion ensued regarding the municipality status of Manitou Springs. Discussion followed regarding the growth patterns of minority populations in El Paso County, as compared to population growth in the county as a whole. Ms. Clark responded to questions about the residential patterns of those who work at the Fort Carson military base.



Attachment N.pdf

02:23 PM – Mr. Wayne Williams, representing El Paso County as the County Clerk and Recorder, testified regarding redistricting in El Paso County. Mr. Williams discussed how growth patterns in the Colorado Springs area affect the redistricting process, and the importance of school district lines to the city's population. Mr. Williams expressed concerns about the level of discussion by the commission concerning constitutional redistricting requirements during its deliberations over Region 4 plans, using examples from the recently adopted plans to illustrate compactness problems. Discussion ensued regarding the commission's recent deliberations and its consideration of district compactness. Discussion followed regarding the voter registration figures for El Paso County.

02:35 PM – Senator Kent Lambert, senator from Senate District 9, testified regarding redistricting in El Paso County. Senator Lambert discussed the impact of certain highways on communities of interest in the Colorado Springs area, and the status of Manitou Springs as an independent municipality. Senator Lambert provided input on the recently adopted Senate map for Region 4 with regard to the Air Force Academy campus.

02:40 PM – Mr. Joe Perez, Ms. Nicole Hurt, and Ms. Vickie Lara, representing themselves, testified regarding the current House District 50 in Weld County. Mr. Perez discussed issues defining the communities of interest in the district, and the dynamics surrounding growth patterns in Greeley. Mr. Perez spoke against diluting the district and its Latino population. Ms. Hurt discussed her efforts to engage Latino voters in the Greeley area, current barriers to voting by this population, and the importance of concentrating the Latino vote. Ms. Lara distributed a letter to the commission from Latino leaders pertaining to House District 50 (Attachment O), and read the letter to the commission.



Attachment O.pdf

02:50 PM

Ms. Hurt responded to questions regarding the threshold for requiring bilingual voting capabilities in a county. Discussion ensued regarding the growth patterns for the Hispanic population in the Greeley area. Discussion followed regarding the relative importance of maintaining a whole House district in Greeley versus splitting the city to create a district with a large Hispanic population. Ms. Hurt responded to questions regarding figures cited in Attachment O.



Attachment O.pdf

02:57 PM – Ms. Olivia Mendoza, representing the Colorado Latino Forum, testified regarding southeastern Weld County and Morgan County. Ms. Mendoza discussed the diversity in these areas, and the potential for creating a House district in southeastern Weld and Morgan counties. Ms. Mendoza responded to questions about the differences between southeastern Weld County and the rest of the county.

03:03 PM – Former Senator Jack Taylor and Ms. Geneva Taylor, representing themselves, testified regarding Jackson and Grand counties as they pertain to Region 5 redistricting. Senator Taylor discussed the communities of interest in these counties, and other factors that shape life in the counties such as river basins and agricultural activity. Senator Taylor also discussed the transportation corridors in Jackson and Grand counties, and how travel is difficult for those representing the counties. Senator Taylor discussed water issues in Grand County, and the potential negative impacts of grouping Grand and Jackson counties in with counties to the east for redistricting purposes. Ms. Taylor discussed the cost of getting election in a rural area, and explained that the current House representative for Jackson, Grand, and Routt counties understands the issues of importance to the area.

03:16 PM

Discussion continued regarding transportation corridors in Jackson, Grand, and Routt counties. Commissioner Tool discussed the merits of grouping Jackson and Grand counties with western Larimer County for redistricting purposes. Discussion ensued on this proposal. Senator Taylor responded to questions regarding his preference for including Jackson and Grand counties in a House district with counties to the west. Discussion followed regarding the population required to draw House and Senate districts in these counties, and the travel for those representing the large districts that would result.

03:24 PM

The commission discussed the potential for not meeting during the July 4th week, and pushing consideration of Region 6 testimony into the following week. Discussion ensued regarding this proposal. The commission elected to hear testimony from both Region 6 and Region 7 on July 11th, with an earlier meeting start time. Discussion followed regarding accommodating testimony from regions other than those under consideration during the testimony phase of a meeting. Discussion turned to the methods by which the commission's activities are, and will be, communicated to the public.

03:34 PM

The commission recessed.

03:42 PM

The commission returned to order.

03:43 PM -- Ms. Martha Coleman, representing herself, requested that the area on the western edge of Fort Collins be included in House District 53. Ms. Coleman explained how the people in this area share a community of interest with the people of House district 53, and discussed the share infrastructure between this area and Fort Collins. Ms. Coleman responded to questions regarding the Colorado State University Foothills Campus, and explained how best to include this area in the district. Ms. Coleman responded to questions about her address. Commissioner Tool discussed issues associated with splitting Fort Collins.

03:50 PM -- Mr. William Russell, representing himself, suggested that House districts 52 and 53 in Fort Collins are serving the city well, and spoke in favor of keeping the current east-west alignment. Discussion ensued regarding population changes in these districts. Mr. Russell discussed ways to redraw the districts to meet the population requirements. Mr. Russell responded to questions regarding the merits of dividing districts 52 and 53 along Highway 287, and the current political affiliation of the representatives of these districts. Commissioner Tool provided some historical background on the shapes of these two districts in past decades. Discussion followed regarding the south side of Fort Collins.

04:00 PM -- Ms. Nancy Tellez, representing herself, discussed the political competitiveness in the Fort Collins House districts, and the characteristics that define House districts 52 and 53. Ms. Tellez also spoke in favor of the compactness of these two districts, and discussed growing House District 52 to the north and west. Ms. Tellez responded to questions regarding the competitiveness of House District 53. Commissioner Tool discussed the representation voter registration of the two districts.

04:07 PM -- Ms. Jill Sanford, representing herself, discussed the communities of interest in House districts 52 and 53, and spoke against dividing Fort Collins on a north-south basis. In response to questions, Ms. Sanford discussed the characteristics defining different areas in Fort Collins. Discussion ensued about the fact that the representatives of both House District 52 and House District 53 reside west of College Avenue in Fort Collins.

04:13 PM -- Mr. Bob Massaro, representing himself, suggested that Berthoud be added to House District 51, and explained the benefits of adding this area to the district. Mr. Massaro explained that the people of eastern Larimer County may not be properly represented. Discussion ensued regarding the current population of House District 51, and how best to change the district borders to meet the population requirement. Discussion followed regarding identifying entities, including political parties, that witnesses represent. Commissioner Witwer discussed public input received by e-mail speaking to a redistricting plan that had not been created. Ms. Coleman returned to voice her reason for engaging in the political process.

04:28 PM -- Ms. Ann Harroun, representing herself, testified regarding the Loveland area. Ms. Harroun discussed the creation of an open space area between Fort Collins and Loveland, and supported the separation of the two cities for the purposes of redistricting. Ms. Harroun also suggested combining Berthoud and Loveland in a House district if the population requirement can be met. Discussion ensued regarding the shape of House District 49, and the potential for the City of Windsor to dominate the district by population.

04:33 PM -- Ms. Ann Wilseck, representing herself, discussed the benefits of keeping Front Range Community College and Colorado State University in the same district. Ms. Wilseck also discussed the character of House District 49. Ms. Wilseck pointed out the location of the community college. Discussion ensued regarding the naming of Front Range Community College.

04:38 PM -- Ms. Gaythia Weis, representing herself, explained that House District 49 is an unworkable district in its current form, and discussed ways to reconfigure District 49 and surrounding districts. Ms. Weis discussed the wisdom of aligning districts along watersheds. Discussion ensued regarding the population of Windsor and representation of House District 49. Discussion followed regarding the potential for moving Windsor into another district.

04:44 PM -- Ms. Jeri Shepherd, representing herself, discussed the negative effects on communities to the northeast of Greeley if Greeley is united in a single district. Ms. Shepherd provided her preference among a choice between a House district wholly within Greeley and a district with a higher Hispanic population that splits Greeley. Discussion ensued regarding the potential for the federal Voting Rights Act to make a district with a large minority population take precedent in the order of redistricting criteria.

04:51 PM -- State Representative Glenn Vaad provided his background and discussed the projected population growth of Larimer and Weld counties in the coming decades. Representative Vaad discussed the heavy use of Interstate 25 as a regional transportation connection, and efforts to ensure that transportation issues are addressed as the regional population grows. Discussion ensued regarding population growth along Interstate 76 in Weld County. Representative Vaad responded to questions regarding how best to reduce the population of House District 48 to meet the population requirement.

04:58 PM -- Senator Scott Renfroe discussed the current division of Ames Community College and the University of Northern Colorado between two House districts, and the potential for uniting these two institutions in a single district. Senator Renfroe also discussed population growth patterns in the Northern Tier, and the benefits of keeping eastern Weld County in a single Senate district since it is a site of increased natural gas exploration. Senator Renfroe responded to questions about issues associated with gas exploration activity in this area. Senator Renfroe responded to questions about the growth of the Latino population in his Senate district, and issues affecting this population in this district.

A number of written comments from the public received by e-mail were entered into the public record (Attachment P).



Attachment P.pdf

05:08 PM -- Other Business

The commission discussed the potential for splitting the July 11th meeting into two days, since the two regions being covered for testimony account for a large percentage of the state's population. The commission discussed its options for accommodating testimony in one day, and the agenda for the July 11th meeting. Mr. Barry provided input on the suggestion that the commission consider maps first, then consider testimony from regions other than regions 6 and 7, and then entertain testimony on these two regions. Discussion followed regarding the benefits of hearing testimony from those residing in regions for which plans have already been adopted. The commission elected to hear testimony from regions 6 and 7 on July 11th. The commission then discussed its mapping deadlines.

05:18 PM

The commission adjourned.

Final
STAFF SUMMARY OF MEETING

COLORADO REAPPORTIONMENT COMMISSION

Date: 07/11/2011
Time: 09:09 AM to 04:27 PM

Place: SupCt

This Meeting was called to order by
Mario Carrera

This Report was prepared by
Jessika Shipley

ATTENDANCE

Atencio	*
Berry	X
Carroll	X
Jones	X
Loevy	X
Nicolais	X
Salazar	X
Tool	X
Witwer	X
Webb	X
Carrera	X

X = Present, E = Excused, A = Absent, * = Present after roll call

Bills Addressed:	Action Taken:
Report on Retention of Counsel	Commission Discussion
Review of Proposed Plans for Region 5	Commission Discussion and Approval of Plans
Public Testimony for Region 6	Witness Testimony and/or Committee Discussion Only
Public Testimony for Region 7	Witness Testimony and/or Committee Discussion Only

Note: This meeting summary is not an official record of the commission or of the meeting. It is not intended to serve as a transcript or minutes of the commission meeting. The audio recording of the meeting is the official record of the meeting. This summary may be used as a guide to the audio recording. To access the audio recording of a commission meeting, visit the Colorado Joint Legislative Library located in the State Capitol, Room 048 (basement/ground floor level). You will need to note the date, time, and location of the meeting to access the audio recording. Copies of the audio recordings may be obtained at the library if you bring with you blank, recordable compact discs or a flash drive. Librarians are on site and available to assist you with accessing an audio recording.

09:10 AM – Report on Retention of Counsel

The meeting was called to order. Commissioner Carrera invited Commissioner Nicolais to provide an update on the commission's retention of outside counsel. Commissioner Nicolais reported that the subcommittee tasked with retaining counsel requires another week to make a final decision. He explained the additional information needed by the subcommittee before it can make such a decision.

09:12 AM – Review of Proposed Plans for Region 5

Commissioner Tool began the review of proposed Senate plans for Region 5 with a detailed explanation of S5001v1 (Attachment A). He discussed the political competitiveness of his proposed Senate plan.



Attachment A.pdf

09:18 AM

Commissioner Salazar discussed his proposed Senate plan, S5002v1 (Attachment B). He talked about the Hispanic population in his plan. He commented about areas left out of his map.



Attachment B.pdf

09:22 AM

Troy Bratton, representing the Reapportionment Commission staff, spoke about proposed Senate plan S5003v1 (Attachment C). He responded to questions from the commission about why the staff map goes in to the city and county of Broomfield. Commissioner Salazar discussed the reason that he chose not to go into Broomfield in his plan. Commissioner Salazar responded to questions from the commission about his choices for Elbert County. He stated his intent to leave Elbert County out of his plan in the absence of additional public testimony.



Attachment C.pdf

09:29 AM

The commission continued to discuss the inclusion of Elbert County in S5001v1 and S5003v1. Mr. Bratton explained the differences between the two maps. Commissioner Tool explained his choices. Discussion ensued about the relative merits of the various proposed maps.

BILL:	Review of Proposed Plans for Region 5
TIME:	09:45:22 AM
MOVED:	Tool
MOTION:	SUBSTITUTE MOTION: Adopt proposed Senate plan S5001v1 (Attachment A). The commission continued to discuss the proposed maps at length. The substitute motion failed on a vote of 5-6.  Attachment A.pdf
SECONDED:	Berry
	VOTE
	Atencio No
	Berry Yes
	Carroll No
	Jones No
	Loevy Yes
	Nicolais Yes
	Salazar No
	Tool Yes
	Witwer Yes
	Webb No
	Carrera No
Final YES: 5 NO: 6 EXC: 0 ABS: 0 FINAL ACTION: FAIL	

BILL:	Review of Proposed Plans for Region 5
TIME:	09:47:02 AM
MOVED:	Webb
MOTION:	Adopt proposed Senate plan S5002v1 (Attachment B). The motion passed on a vote of 6-5.  Attachment B.pdf
SECONDED:	Salazar
	VOTE
	Atencio Yes
	Berry No
	Carroll Yes
	Jones Yes
	Loevy No
	Nicolais No
	Salazar Yes
	Tool No
	Witwer No
	Webb Yes
	Carrera Yes
Final YES: 6 NO: 5 EXC: 0 ABS: 0 FINAL ACTION: PASS	

09:48 AM

Discussion turned to proposed House plans. Commissioner Tool explained H5001v1 (Attachment D).


Attachment D.pdf

09:52 AM

Commissioner Berry discussed H5002v1 (Attachment E).



Attachment E.pdf

09:56 AM

Commissioner Salazar spoke about H5003v1 (Attachment F).



Attachment F.pdf

10:01 AM

Bo Pogue, representing the Colorado Reapportionment Commission staff, presented H5004v1 (Attachment G). He spoke about his reasons for only including seven House districts in Region 5.



Attachment G.pdf

10:04 AM

Commissioner Atencio presented H5006v1 (Attachment H). She explained the differences between her proposal and H5003v1.



Attachment H.pdf

10:06 AM

Commissioner Berry spoke about the differences between H5002v1 and H5002v2 (Attachment I). Commissioner Berry responded to questions from the commission about her decision-making process. Discussion ensued about the split of Fort Collins and the inclusion of Grand and Jackson counties with Larimer County.



Attachment I.pdf

10:12 AM

Commissioner Atencio continued to explain H5006v1. She highlighted the differences between H5006v1 and H5002v1. Commissioner Carroll commented about the political affiliation of registered voters in Weld County. Discussion ensued about the voting history in Region 5.

10:18 AM

Commissioner Atencio turned back to H5006v1, focusing on the ethnic summary of the House districts. Commissioner Witwer asked for information about racial block voting in Weld County.

10:20 AM

Jeremiah Barry, Colorado Reapportionment Commission staff director, came to the table to respond to questions from the commission about racial block voting analyses that have been done in the past concerning Weld County. Discussion ensued about ethnic and political considerations in Region 5.

10:26 AM

Commissioner Nicolais expressed concern about leaving areas of the state unassigned until a later date. Commissioner Berry stated her willingness to remove House District 33 from her map for the time being. Commissioner Atencio talked about her reason for leaving Grand County out of her map and about her Fort Collins split. Discussion ensued about the political competitiveness in the various proposed maps.

BILL:	Review of Proposed Plans for Region 5	
TIME:	10:34:31 AM	
MOVED:	Berry	
MOTION:	Amend H5002v2 to make the Larimer, Jackson, Grand county portions the same as H5001v1, and to delete the Broomfield portion of H5002v2. The motion passed on a vote of 11-0.	
SECONDED:	Tool	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes

	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Yes
	Witwer	Yes
	Webb	Yes
	Carrera	Yes

Final YES: 11 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: PASS

10:43 AM

The commission engaged in a lengthy discussion of county and city splits in the proposed plans.

BILL:	Review of Proposed Plans for Region 5
TIME:	10:50:44 AM
MOVED:	Witwer
MOTION:	Adopt H5002v2 (Attachment I), as amended in an earlier motion. No vote was taken on the motion.  Attachment I.pdf
SECONDED:	

		VOTE
	Atencio	
	Berry	
	Carroll	
	Jones	
	Loevy	
	Nicolais	
	Salazar	
	Tool	
	Witwer	
	Webb	
	Carrera	

Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION:

BILL:	Review of Proposed Plans for Region 5
TIME:	10:51:12 AM
MOVED:	Carroll
MOTION:	SUBSTITUTE MOTION: Adopt H5003v1 (Attachment F). The substitute motion failed on a vote of 3-8.  Attachment F.pdf
SECONDED:	Salazar

		VOTE
	Atencio	No
	Berry	No
	Carroll	Yes
	Jones	Yes
	Loevy	No
	Nicolais	No
	Salazar	Yes
	Tool	No
	Witwer	No
	Webb	No
	Carrera	No

Final YES: 3 NO: 8 EXC: 0 ABS: 0 FINAL ACTION: FAIL

BILL:	Review of Proposed Plans for Region 5	
TIME:	10:52:40 AM	
MOVED:	Webb	
MOTION:	Adopt H5006v1 (Attachment H). The motion passed on a vote of 6-5  Attachment H.pdf	
SECONDED:	Atencio	
		VOTE
	Atencio	Yes
	Berry	No
	Carroll	Yes
	Jones	Yes
	Loevy	No
	Nicolais	No
	Salazar	Yes
	Tool	No
	Witwer	No
	Webb	Yes
	Carrera	Yes
Final YES: 6 NO: 5 EXC: 0 ABS: 0 FINAL ACTION: PASS		

10:55 AM

The commission recessed.

11:02 AM -- Public Testimony for Region 6

Commission recommenced. Commissioner Carrera addressed the audience and explained the process of providing public input.

The following individuals testified:

11:08 AM -- Mark Oesterrich-Miller, representing himself, stated his opinion that the current House district in Broomfield is competitive. Mr. Oesterrich-Miller spoke about his background in local politics and discussed the interests of the residents of Broomfield.

11:11 AM -- Robert McVay, representing Grand County, reiterated the opinion he stated at an earlier hearing that Grand County does not belong in a district with the Front Range. Mr. McVay listed a number of reasons that Grand County interests belong with mountain communities. He responded to questions from the commission about his preferences.

11:16 AM -- Dan Gould, representing himself, commented that western Boulder County has a great deal in common with the interests of Grand County. Mr. Gould listed a number of similarities between the two counties. He advocated the coupling of Boulder and Grand county. He responded to questions from the commission.

11:28 AM -- David Ruchman, representing himself, spoke about the need to maintain a community of interest in central Jefferson County. Mr. Ruchman discussed his experience as a Lakewood resident. He asked the commission to draw two Senate districts that include Lakewood in such a way that it does not disappear among other interests in the metro Denver area. He discussed the future construction of a light rail line into Lakewood. Mr. Ruchman responded to questions from the commission.

11:40 AM -- Tom Mehling, representing himself, spoke about communities of interest in western and southwestern Broomfield county. Mr. Mehling discussed his experience as a Broomfield resident. He talked about growth patterns in Broomfield and in the counties surrounding it.

11:43 AM -- Larry Schulz, representing himself, asked that Wheat Ridge remain in the districts in which it is currently contained. Mr. Schulz spoke about the high concentration of senior citizens in Wheat Ridge.

11:44 AM -- Jim Everson, representing himself, spoke about his experience as a resident of southern Jefferson County. Mr. Everson discussed his background with the county assessor's office in Jefferson County. He spoke about logical geographical divisions within Jefferson County and the communities of interests within those geographical areas.

11:48 AM -- Representative Jim Kerr, representing himself, discussed his experience as a resident of House District 28. Representative Kerr expressed his opinion that the district works very well and should not be changed. In response to questions from the commission, he spoke about mountain communities of interest.

11:52 AM -- Mayor Bob Murphy, representing the City of Lakewood, spoke about the various communities of interest in Lakewood. Mayor Murphy asked that two Senate districts be formed in the city of Lakewood in such a way that the whole population is adequately represented and not disenfranchised. He responded to questions from the commission about the demographics of the population of Lakewood.

11:59 AM -- Loren Bauman, representing himself, discussed various school shootings in House District 28 and commented that the community has bonded together in the face of those tragedies. Mr. Bauman expressed his opinion that altering the makeup of House District 28 would be detrimental to the community.

12:02 PM -- Mary Janssen, representing herself, spoke about communities of interest in south Jefferson County. Ms. Janssen distributed a map of the area (Attachment J). She referred to the map extensively and responded to questions from the commission about her community.



Attachment J.pdf

12:05 PM -- Jerry Roach, representing himself, expressed his opinion that Senate District 20 should be extended to include portions of Gilpin and Clear Creek counties, if necessary. Mr. Roach also commented that the interests of the residents of Park County also coincide with those of Jefferson County.

12:07 PM -- Cheryl Cheney, representing herself, stated her opinion that the city of Arvada and the portions of the city of Westminster that are in Jefferson County create a community of interest. Ms. Cheney indicated that western Arvada does not belong with eastern and Old Town Arvada. She read a letter from Jacquelyn Neill, an Arvada resident (Attachment K).



Attachment K.pdf

12:12 PM -- Gary Forlander, representing Colorado Common Cause, spoke about the core values of Colorado Common Cause. Mr. Forlander read a statement about the redistricting process. He advocated maintaining communities of interest and cautioned against packing minority voters into any one district in order to dilute their vote. He asked the commission to create competitive districts whenever possible. He responded to questions from the commission.

12:18 PM -- Carrie Makenna, representing herself, read a letter from Shane Nicholson, a resident of Wheat Ridge (Attachment L). Ms. Makenna spoke about her experience as a resident of Lakewood.



Attachment L.pdf

12:22 PM -- Joseph Hein, representing the Republican Party in House District 33, stated that his district includes portions of four separate counties. Mr. Hein discussed the need to reduce the population in House District 33. He spoke about the communities of interest in his district. He implored the commission to keep Broomfield whole in the redistricting process. He commented that unaffiliated voters in House District 33 outnumber both Republicans and Democrats.

12:29 PM -- Melinda Yale, representing herself, asked the commission to keep Longmont whole in a House district. Ms. Yale expressed her opinion that Longmont voters feel their votes do not count when it is included with Boulder.

12:31 PM -- Vuka Mitchell, representing herself, read a prepared statement (Attachment M). Ms. Mitchell responded to questions from the commission.



Attachment M.pdf

12:33 PM -- Marilee Nolte, representing herself, distributed copies of her written testimony (Attachment N).



Attachment N.pdf

12:34 PM -- Les Canges, representing himself, spoke about his experience as a resident of Jefferson County. Mr. Canges distributed a letter from his daughter, Kathryn Canges Wallace (Attachment O).



Attachment O.pdf

12:36 PM -- Jeff Ilseman, representing himself, discussed his experience as a resident of Longmont. Mr. Ilseman expressed his opinion that he represents the disenfranchised voters of Longmont. He asked that Longmont be kept whole. He submitted a personal statement and a letter from the Longmont Chamber of Commerce (Attachment P).



Attachment P.pdf

12:38 PM -- Walt Engelhardt, representing himself, spoke about his experience as a resident of Longmont. Mr. Engelhardt suggested options for changes involving the city of Longmont and the rural areas surrounding it. He provided these suggestions in writing (Attachment Q).



Attachment Q.pdf

12:47 PM -- Sue Marinelli, representing herself, discussed her experience as a resident of western Jefferson County. Ms. Marinelli talked about the various communities of interest in Jefferson County. She responded to questions from the commission.

12:52 PM -- Nancy Stuart, representing herself, stated her opinion that Grand County should not be included in a district with the Front Range. Ms. Stuart discussed water issues unique to Grand County.

12:54 PM -- Sara Rosene, representing herself, spoke about her experience as a Grand County resident. Ms. Rosene is the clerk and recorder in Grand County. She discussed the unique interests of Grand County residents.

12:56 PM -- Jim Benson, representing himself, is a member of the city council in Commerce City. Mr. Benson asked that Commerce City not be divided into a new House district. He responded to questions from the commission.

01:00 PM -- Ann Ragsdale, representing herself, discussed communities of interest in Adams County.

01:01 PM -- Bob Knapp, representing himself, spoke about his experience as a resident of unincorporated Adams County. Mr. Knapp asked the commission to keep House districts 35 and 50 intact.

01:03 PM -- Maxine Berg, representing herself, stated her opinion that Longmont should not be divided in the manner it currently exists. Ms. Berg submitted her written statement (Attachment R).



Attachment R.pdf

01:05 PM -- Dominick Moreno, representing himself, discussed the changes that need to be made in the Commerce City area due to population changes. Mr. Moreno stated that Commerce City has interests in common with many of the areas to the west of the city. He responded to a number of questions from the commission.

01:11 PM -- Sally Miller, representing herself, commented about House District 33 and Senate District 23. Ms. Miller spoke about her experience as a Broomfield resident. She discussed the unique interests of the residents of Broomfield.

01:14 PM -- Mike Altenbern, representing himself, suggested that Broomfield be aligned with parts of Boulder County for the purpose of redistricting. Mr. Altenbern stated his opinion that Broomfield is connected through the University of Colorado, Boulder Valley schools, and Highway 36. He responded to questions from the commission.

01:18 PM -- Betty Swenson, representing herself, spoke about the history of Longmont in the redistricting process. Ms. Swenson suggested ways to create a whole district in Longmont.

01:24 PM -- Richard Pabon, representing himself, discussed his experience as a volunteer in Adams 50 School District. Mr. Pabon spoke about the Hispanic pupils enrolled in the school district.

01:28 PM -- Lori Goldstein, representing herself, spoke about her experience as a teacher and parent in the Adams 12 School District. Ms. Goldstein discussed socioeconomic issues relevant to parts of Adams County.

01:30 PM -- Mayor Pat Quinn, representing himself, discussed his experience as a resident of Broomfield. Mayor Quinn spoke about the interests of the residents of Broomfield and stressed that Broomfield does not have any connection to Weld County. He provided detailed maps of development projects in Broomfield (Attachment S).



Attachment S.pdf

01:34 PM -- Peg Cage, representing herself, discussed her experience as a Longmont resident. Ms. Cage expressed concern about being in a district with voters in the city of Boulder. She would prefer to be connected with other rural areas of Boulder County.

01:37 PM -- Frances Groff-Gonzales, representing herself, expressed her opinion that Adams 50 school district and House District 33 should be kept the way they are now.

01:39 PM -- Saoirse Chars-Graves, representing herself, discussed her experience as a resident of Golden.

01:41 PM -- Bob Norris, representing himself, spoke about his experience as a resident of Longmont. Mr. Norris expressed his opinion that no part of Longmont should be included in a district with Weld County. He does not support the idea of combining all of Longmont into one district.

01:45 PM -- Cathy Govert, representing herself, explained the commonalities of interest between Boulder and Broomfield.

01:50 PM -- Linda Rockwell, representing herself, discussed her experience as a resident of Jefferson County.

01:53 PM -- Dough Schroeder, representing House District 31 Democrats, urged the commission to keep the core portion of Northglenn together with Thornton.

01:55 PM -- Angie Layton, representing herself, spoke about representation of Longmont residents. Ms. Layton discussed the common interests of the residents of Longmont and the rest of Boulder County.

02:00 PM -- Francesca Giordono, representing herself, urged the commission to keep Broomfield whole. Ms. Giordono responded to questions from the commission.

02:03 PM -- Chris Kennedy, representing himself, discussed possible ways of splitting the city of Lakewood.

02:05 PM -- Karl Hoopes, representing himself, suggested making changes in the southern portion of Commerce City in order to maximize the Latino population in that area.

02:07 PM -- Dottie Rawsky, representing herself, urged the commission to combine Broomfield with Boulder County rather than putting it with Weld County. Ms. Rawsky spoke extensively about her ties to Boulder County.

02:14 PM -- Donald Culp, representing himself, commented that the areas of Denver immediately surrounding Colfax Avenue are a community of interest and both sides of the street should be kept together.

02:15 PM

The commission recessed.

02:36 PM -- Public Testimony for Region 7

The commission came back to order. The following witnesses testified:

02:39 PM -- Olivia Mendoza, representing the Hispanic Redistricting Coalition, provided a written statement to the commission (Attachment T). Ms. Mendoza provided information about the areas of the region that have high Hispanic populations. She responded to questions from the commission.



Attachment T.pdf

02:47 PM -- Grace Lopez Ramirez, representing Mi Familia Vota, spoke of the changes and growth she has seen in Denver during her lifetime with respect to heavily Hispanic neighborhoods. Ms. Lopez Ramirez urged the commission to adopt a map that does not limit the choices of candidates for Latino communities and allows those communities to have strong representation at the state level.

02:51 PM -- Pam Gail, representing herself, spoke to the differences between Centennial and Greenwood Village and asked that the two cities not be tied together in a single district. Ms. Gail also encouraged the creation of competitive districts. She responded to questions from the commission.

02:55 PM -- JM Fay, representing herself, asked Kate Meyer, staff member of the Colorado Reapportionment Commission, to read her prepared statement aloud (Attachment U)



Attachment U.pdf

02:57 PM -- Martin Lampert, representing himself, spoke about the Four Square Mile area of Arapahoe County. Mr. Lampert expressed his opinion that many people moved to the area because of the Cherry Creek School District. He discussed the diversity of the Four Square Mile area and stated that the area should stay as it is. He remarked that Parker Road should not be used as a dividing line.

03:03 PM -- Todd Mata, representing himself, stated his opinion that Centennial should be kept separate from Greenwood Village. Mr. Mata also spoke to Arapahoe County and commented that the diverse communities in the county should be considered and each allowed a voice. He responded to questions from the commission.

03:09 PM -- Maragret Atencio, representing herself, clarified that she is not related to Commissioner Atencio. Ms. Atencio discussed the Latino community of interest. She explained her opinion that complimentary communities of interest should be paired together.

03:12 PM -- Ellen Belef, representing herself, stated that she would like Aurora to stay within its current House districts.

03:14 PM -- Andrew Bateman, representing himself, spoke on the topic of education. Mr. Bateman stated that he lives in Aurora and the Cherry Creek School District. He discussed the strength of the Cherry Creek School District and his opinion that this area should be kept as unified as possible.

03:16 PM -- Cindy Lowery-Graber, representing the Denver Democratic Party, urged the commission to create eight complete House districts within the City and County of Denver. Ms. Lowery-Graber asked the commission to consider the Hispanic population in Northwest Denver and the African-American population in Northeast Denver, as well as other neighborhoods. She spoke to drawing a Senate district around the Tech Center and about specific districts that contain high Hispanic populations. Ms. Lowery-Graber responded to extensive questioning from the commission.

03:30 PM -- Representative Angela Williams, representing herself, spoke to the need to reduce the population in her district. Representative Williams discussed the importance of creating districts that can elect African American candidates.

03:32 PM -- Lorena Garcia, representing the Colorado Organization for Latina Opportunity and Reproductive Rights, discussed the importance of keeping communities of interest together. Ms. Garcia cited research from Portia Morrison Hensley about employment outcomes for minority groups living in racially mixed neighborhoods to illustrate her point.

03:34 PM -- John Buckley, representing himself, discussed his experience as a resident of unincorporated Arapahoe County. Mr. Buckley suggested looking to the services such as fire and police that are utilized through various agreements. He spoke to the party breakdown of Arapahoe County. He stated that he is a business owner in Cherry Creek and those areas should be kept together.

03:38 PM -- Arnold Schultz, representing himself, spoke to moving to his home because of the Cherry Creek School District. Mr. Schultz talked about the majority-minority possibilities in Aurora. He spoke to the fact that his neighborhood is split in the Senate. He discussed a school in the Cherry Creek School District that is not included in the same House district as other schools in the school district. In response to a question from the commission, Mr. Schultz expressed his opinion that Mississippi should be the northern border of his House district.

03:45 PM -- Mel Rawls, representing himself, spoke about House District 42 and the area north of Colfax Avenue that includes Adams County. Mr. Rawls discussed the ethnic and cultural diversity created by the immigrant communities in the area. He stated his opinion House District 42 should grow north into Adams County.

03:49 PM -- Amber Tafoya, representing the Latina Initiative, submitted a letter on behalf of the Metro Organization for People (Attachment V). Ms. Tafoya reiterated the testimony of prior witnesses with regard to the strong representation of Hispanic communities of interest. She spoke to electing a candidate of choice of the Latino community and asked that such communities not be split. She also asked that neighborhoods be kept whole whenever possible. She stated that west Denver has the highest density of Latino populations. Ms. Tafoya discussed issues that create challenges for neighborhoods, such as graffiti and foreclosures. She spoke to the Barnum neighborhood split. Discussion ensued between the commission and Ms. Tafoya.


Attachment V.pdf

04:10 PM -- Ann Farrell, representing herself, suggested putting the Lowry community together in one district. Ms. Farrell submitted a map to illustrate her point (Attachment W).


Attachment W.pdf

04:13 PM -- Senator Pat Steadman, representing himself, spoke to diversity in the General Assembly and the gay, lesbian, bisexual, and transgendered (GLBT) community. Senator Steadman discussed splits in the GLBT community and specific districts that have high concentrations of GLBT voters. He responded to questions from the commission about the GLBT community.

04:24 PM

Commissioner Webb asked the committee what time the commission would like to meet for the next meeting. Commissioner Berry suggested starting early and taking a break to allow for a break at about 11:00 a.m. to allow for commissioners to attend an event. The commission agreed to meet at 9:00 a.m. on Monday, July 18, 2011. A number of written statements were submitted and entered into the record (Attachment X).


Attachment X.pdf

04:27 PM

The commission adjourned.

Final
STAFF SUMMARY OF MEETING

COLORADO REAPPORTIONMENT COMMISSION

Date: 07/18/2011
Time: 09:03 AM to 05:47 PM
Place:

ATTENDANCE
Atencio X
Berry X
Carroll X
Jones X
Loevy X
Nicolais X
Salazar X
Tool X
Witwer X
Webb X
Carrera X

This Meeting was called to order by
Mario Carrera

This Report was prepared by
Bo Pogue

X = Present, E = Excused, A = Absent, * = Present after roll call

Bills Addressed:	Action Taken:
Resolution of Outstanding Commission Items	Witness Testimony and/or Committee Discussion Only
Report on Retention of Outside Counsel	Firm of McKenna, Long, and Aldridge Retained
Review of Proposed Plans for Regions Six and Seven	H6001v2/H7001v2 and S6002v2/S7002v2 Passed
Other Business	Delta/Ft. Collins Technical Fix Passed

Note: This meeting summary is not an official record of the commission or of the meeting. It is not intended to serve as a transcript or minutes of the commission meeting. The audio recording of the meeting is the official record of the meeting. This summary may be used as a guide to the audio recording. To access the audio recording of a commission meeting, visit the Colorado Joint Legislative Library located in the State Capitol, Room 048 (basement/ground floor level). You will need to note the date, time, and location of the meeting to access the audio recording. Copies of the audio recordings may be obtained at the library if you bring with you blank, recordable compact discs or a flash drive. Librarians are on site and available to assist you with accessing an audio recording.

09:04 AM -- Resolution of Outstanding Commission Items

The commission was called to order. A quorum was present. Mr. Jeremiah Barry, Reapportionment Commission Staff Director, briefed the commission on an issue involving some errors with election data from Arapahoe County, upon which the commission has been relying. The commission elected to use the current data in its proceedings. The commission next revisited the issue of racial bloc voting analysis. Mr. Barry suggested delaying the issue until outside counsel has been retained. Commissioner Tool took a moment of personal privilege regarding press reports on recent action taken by the commission. The commission discussed the potential for cleaning up certain maps adopted by the commission.

09:12 AM -- Report on Retention of Outside Counsel

Commissioner Atencio briefed the commission on efforts to retain outside legal counsel to represent the commission, and made a recommendation to the commission. Commissioner Nicolais provided input on the recommendation, citing the criteria considered in making the recommendation. The commission discussed the recommendation.

BILL:	Report on Retention of Outside Counsel	
TIME:	09:17:57 AM	
MOVED:	Webb	
MOTION:	Recommended that the law firm of McKenna, Long, and Aldridge be retained as outside counsel to represent and counsel the commission. The motion passed on an 11-0 vote.	
SECONDED:	Tool	
	VOTE	
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Yes
	Witwer	Yes

Webb

Yes

Carrera

Yes

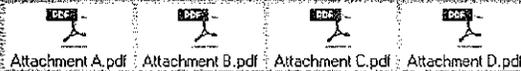
Final YES: 11 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: PASS

09:18 AM

Commissioner Atencio thanked staff in its efforts to retain counsel and introduced the counsel retained by the commission Mr. David Fine, Mr. Diok Kaufman, and Mr. David Scaggs, all of the law firm McKenna, Long, and Aldridge; introduced themselves to the commission.

09:21 AM -- Review of Proposed Plans for Regions 6 and 7

The commission began a review of proposed redistricting plans for regions 6 and 7. Regions 6 and 7 consist of the following counties: Adams, Arapahoe, Boulder, and Jefferson, along with the city and counties of Broomfield and Denver. Commission Carrera discussed the preliminary nature of the plans adopted by the commission, and noted the diversity and growth of certain populations in Colorado. The commission began their deliberations with consideration of House plans. Commission members received copies of the four House plans (Attachments A through D), which consist of maps of the plans and zooms of specific localities, along with a number of demographic and statistical reports for each plan. Mr. Troy Bratton, Reapportionment Commission Staff, updated the commission on efforts to print plans that were received over the weekend. The commission discussed how it would consider plans while it waited for copies of the revised plans to be printed. Mr. Bratton provided an overview of House plan H6003v1/H7003v1 (Attachment D). Mr. Bratton responded to questions regarding the placement of incumbents in the House districts in the City and County of Denver in House plan H6003v1/H7003v1. Commissioner Webb requested that a view of Denver's neighborhoods be shown on the projection.



09:33 AM

Discussion ensued regarding how incumbents were preserved in their districts in Denver under plan H6003v1/H7003v1. Commissioner Carroll requested a review of the neighborhoods split by the plan. Discussion followed regarding the number of full districts supported by Denver's population, and county splits involving Denver's districts under plan H6003v1/H7003v1. Mr. Barry provided input on these issues. Discussion followed regarding the boundary between House districts 11 and 12 in the plan. Commissioner Nicolais returned the discussion to the issues of incumbency, and inclusion of portions from other counties in the Denver districts under plan H6003v1/H7003v1. Commissioner Webb discussed the treatment of Denver by forthcoming plan H6002v2/H7002v2, and certain demographic features of the Denver districts under this plan.

09:44 AM

Commissioner Webb continued to discuss Denver's demographics, the treatment of Denver by the various proposed House plans. Commissioner Carroll discussed the Aurora portion of plan H7002v1 (Attachment C). Commissioners received a close-in view of the original Aurora vicinity (Attachment E), and a handout containing tables about Aurora demographics and growth patterns (Attachment F). Commissioner Carroll discussed the demographics and municipal splits pertaining to Arapahoe County's House districts in plan H7002v1.



09:55 AM

Commissioner Carroll continued to brief the commission on the Arapahoe County portions of plan H7002v1. Commissioner Carroll addressed certain issues with Arapahoe County in the competing House plans before the commission. Commissioner Nicolais discussed his methodology in drafting H6001v1/H7001v1 (Attachment A), and then briefed the commission on the plan's features. Commissioner Nicolais also discussed the merits of drawing districts with large minority populations, and addressed the issue of keeping incumbents in their current districts.



10:05 AM

Discussion ensued regarding keeping incumbent legislators within their districts. Discussion followed regarding the relationship between certain of the maps considered, and the potential for amending certain maps to combine the features of these maps. Commissioner Carroll clarified the authorship of plans H6002v1 and H7002v1. Discussion turned to the inclusion of two incumbent House members in a single district in Lakewood.

10:15 AM

The commission discussed the treatment of the African-American and Hispanic populations by plan H6001v1/H7001v1, as well as the placement of incumbent House members by these plans. The commission discussed the process by which it would consider the alternate versions of House plans, and other process-oriented

issues. Commissioner Carroll responded to questions regarding the redistricting of the original Aurora vicinity shown in Attachment E. Commissioner Nicolais responded to questions regarding the mapping of House District 41 in H6001v1/H7001v1.



Attachment E.pdf

10:28 AM

Discussion returned to the treatment of the African-American population by plan H6001v1/H7001v1. The commission also discussed certain demographic issues associated with regions 6 and 7.

10:33 AM

The commission recessed.

12:48 PM

The commission returned to order. Commissioners received two updated House plans: H6001v2/H7001v2 (Attachment G) and H6002v2/H7002v2 (Attachment H). The commission addressed remarks made before the recess. Commissioner Nicolais provided an overview of plan H6001v2/H7001v2 and discussed the methodology for creating the plan. Discussion ensued regarding the placement of the incumbent for House District 42 in the plan, and the demographics of the district. The commission compared the demographics of House District 42 in plans H6001v2/H7001v2 and H7002v1. Commissioner Nicolais compared the two plans overall.



Attachment G.pdf



Attachment H.pdf

01:01 PM

The plan comparisons continued, with H6001v2/H7001v2 being compared to H6002v2/H7002v2 and specific attention being paid to Arapahoe County. Commissioner Nicolais returned to briefing the commission on the merits of plan H6001v2/H7001v2, and addressed the issue of counties that are entitled to fractional districts based on population.

01:11 PM

Commissioner Nicolais continued to brief the commission on the merits of plan H6001v2/H7001v2.

01:22 PM

Discussion ensued regarding the number of House districts in plan H6001v2/H7001v2. Commissioner Nicolais returned to briefing the commission on the plan. Commissioner Webb briefed the commission on the merits of plan H6002v2/H7002v2, discussing the features and demographics of the House districts in the plan and county and city splits.

01:35 PM

Commissioner Webb continued to brief the commission on plan H6002v2/H7002v2. Commissioner Carroll provided input on the Aurora portion of the plan. Commissioner Jones briefed the commission on the Adams County portions of plan H6002v2/H7002v2. Commissioner Jones then briefed the commission on the Boulder County portion of the plan. Commissioner Jones compared the portions of plans H6001v2/H7001v2 and H6002v2/H7002v2 in and around Longmont.

01:47 PM

Commissioner Carroll briefed the commission on the Jefferson County portion of plan H6002v2/H7002v2. Commissioner Loevy discussed the politically competitive districts in the two House plans under consideration. Discussion ensued regarding the number of House districts in Arapahoe County in plan H6002v2/H7002v2.

01:58 PM

Commissioner Witwer cited a portion of the decision in *In re Redistricting of the Colorado General Assembly*, 45 P.3d 1237 (Colo. 2002) (also referred to by the commission as the Hobbs decision), in detailing the criteria required to be considered during the redistricting process, focusing on the court's requirement to apportion the number of districts per county to which a county is entitled based upon population. Discussion ensued regarding the potential violation of this principle by plan H6002v2/H7002v2 in Arapahoe County.

02:09 PM

The commission continued to discuss the number of whole districts contained in Arapahoe County under plan H6002v2/H7002v2, in potential violation of the 2002 Supreme Court decision. Discussion ensued regarding the issue of noncontiguous counties and municipalities, and how the creation of these results in county splits during redistricting. Commissioner Webb discussed the potential for drafting a plan to address the Arapahoe County whole district issue. Commissioner Nicolais cited the Hispanic-majority and majority-minority House districts in plan H6001v2/H7001v2, and then discussed the politically competitive districts in this plan.

02:23 PM

Commissioner Nicolais continued to discuss the politically competitive districts in plan H6001v2/H7001v2. The commission discussed the competitiveness of House District 29, and the factors that define political competitiveness. Commissioner Nicolais related a conversation he had with a member of the public pertaining to maintaining districts for current Hispanic incumbents. Discussion ensued regarding maximizing the number of politically competitive districts.

02:34 PM

Discussion continued regarding the political competitiveness of House District 29, and the factors that define political competitiveness. Discussion ensued regarding the grouping of two incumbents in House District 26 under both of the maps being considered, and the political competitiveness of the district. Commissioner Nicolais responded to questions regarding the data considered in determining the competitiveness of House District 26. Commissioner Webb responded to questions regarding the criteria considered in drafting the Jefferson County portion of plan H6002v2/H7002v2, and the competitiveness of House District 26. Commissioner Webb responded to further questions regarding the number of majority-minority House districts in plan H6002v2/H7002v2.

02:45 PM

Commissioner Nicolais discussed the treatment of Jefferson County municipalities by plan H6002v2/H7002v2. Commissioner Carroll addressed the earlier question about the number of majority-minority districts in plan H6002v2/H7002v2. Discussion returned to the political competitiveness of the districts in the two plans under consideration. Commissioner Jones discussed the splitting of Arvada by the maps.

BILL:	Review of Proposed Plans for Regions Six and Seven	
TIME:	02:50:05 PM	
MOVED:	Carroll	
MOTION:	Moved for the adoption of House plan H6001v2/H7001v2. The motion was withdrawn.	
SECONDED:	Jones	
		VOTE
	Atencio	
	Berry	
	Carroll	
	Jones	
	Loevy	
	Nicolais	
	Salazar	
	Tool	
	Witwer	
	Webb	
	Carrera	
		Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION:

BILL:	Review of Proposed Plans for Regions Six and Seven	
TIME:	02:50:39 PM	
MOVED:	Webb	
MOTION:	Moved to adopt House plan H6002v2/H7002v2. The motion failed on a 5-6 roll call vote.	
SECONDED:	Atencio	
		VOTE

	Atencio	Yes
	Berry	No
	Carroll	Yes
	Jones	Yes
	Loevy	No
	Nicolais	No
	Salazar	Yes
	Tool	No
	Witwer	No
	Webb	Yes
	Carrera	No
Final YES: 5 NO: 6 EXC: 0 ABS: 0 FINAL ACTION: FAIL		

BILL: Review of Proposed Plans for Regions Six and Seven
TIME: 02:52:48 PM
MOVED: Carroll
MOTION: Moved for the adoption of House plan H6002v1/H7002v1. The motion failed on a 5-6 vote.
SECONDED: Jones

		VOTE
	Atencio	Yes
	Berry	No
	Carroll	Yes
	Jones	Yes
	Loevy	No
	Nicolais	No
	Salazar	Yes
	Tool	No
	Witwer	No
	Webb	Yes
	Carrera	No

Final YES: 5 NO: 6 EXC: 0 ABS: 0 FINAL ACTION: FAIL

02:52 PM

Commissioner Carroll responded to questions regarding her reasons for moving the first version of plan H6002/H7002. Commissioner Webb discussed the merits of the plan as compared to plan H6001v2/H7001v2. Commissioner Carroll spoke against the Aurora portion of plan H6001v2/H7001v2. Commissioner Nicolais spoke against plan H6002v1/H7002v1, and responded to Commissioner Carroll's comments by comparing the Aurora portions of the two plans. Commissioner Carroll responded.

03:04 PM

Discussion continued regarding a comparison of the Aurora portions of the maps under consideration. Commissioner Nicolais responded to questions regarding the increase in the African-American population in House District in H6001v2/H7001v2.

03:06 PM

Commissioner Carroll spoke in opposition to the motion to approve plan H6001v2/H7001v2.

BILL: Review of Proposed Plans for Regions Six and Seven
TIME: 03:10:09 PM
MOVED: Tool
MOTION: Moved for the adoption of House plan H6001v2/H7001v2. The motion passed on a 6-5 vote.
SECONDED: Loevy

		VOTE
	Atencio	No

	Berry	Yes
	Carroll	No
	Jones	No
	Loevy	Yes
	Nicolais	Yes
	Salazar	No
	Toot	Yes
	Witwer	Yes
	Webb	No
	Carrera	Yes
Final YES: 6 NO: 5 EXC: 0 ABS: 0 FINAL ACTION: PASS		

03:11 PM

The commission recessed.

03:22 PM

The commission returned to order. The commission considered three Senate plans for regions 6 and 7. Commissioners received copies of six plans (Attachments I through O), which consist of maps of the plans and zooms of specific localities, along with a number of demographic and statistical reports for each plan. Commissioner Nicolais briefed the commission on plan S6001v2/S7001v2 (Attachment N), discussing its merits, county and municipal splits, and district demographics. Commissioner Nicolais also discussed the disposition of Elbert County.



03:33 PM

Commissioner Nicolais continued to brief the commission on plan S6001v2/S7001v2, moving to the City and County of Denver and Jefferson County portions of the plan. Commissioner Nicolais explained Senate District 16 in his plan, and discussed the problem of combining portions of counties above the number of whole districts entitled to such counties based on population. Commissioner Nicolais then discussed the Arapahoe County portion and the Adams County portion of his plan.

03:43 PM

Commissioner Webb briefed the commission on plan S6002v2/S7002v2 (Attachment O), starting with Denver and Arapahoe County. Commissioner Carroll provided input on the Arapahoe County portion of the plan.



03:53 PM

Commissioner Jones briefed the commission on the Adams County portion of plan S6002v2/S7002v2, and compared one of the districts in the plan to that of plan S6001v2/S7001v2. Commissioner Jones then briefed the commission on the portions of plan S6002v2/H7002v2 in Broomfield and Boulder counties. Commissioner Jones discussed the communities of interest in common between Gilpin County and portions of Boulder County. Commissioner Carroll briefed the commission on the Jefferson County portion of plan S6002v2/S7002v2.

04:04 PM

Commissioner Carroll continued to brief the commission on the Jefferson County portion of S6002v2/S7002v2, and discussed District 16 in the plan, consisting of Gilpin and Clear Creek counties and portions of Jefferson and Boulder counties. Ms. Clare Pramuk, Reapportionment Commission Staff, briefed the commission on plan S6003v2/H7003v2 (Attachment M). Commissioner Nicolais addressed comments made earlier by Commissioner Jones about certain districts in plan S6001v2/S7001v2, and discussed his reasons for reworking this map from an earlier version, citing portions of the Hobbs decision.



04:16 PM

The commission compared the differences between certain districts in plans S6001v2/S7001v2 and S6002v2/S7002v2. Commissioner Berry made reference to district travel and water issues on the Western Slope as compared to suburban counties. Commissioner Salazar registered objections to both plans under consideration in terms of the Hobbs decision. Commissioner Witwer responded to comments made by Commissioner Jones pertaining to Jefferson County districts. The commission continued its discussion on the compactness of Senate District 26 in plan S6001v2/S7001v2, as compared to districts approved in other regions of the state. Commissioner Carroll compared Senate District 26 among plans S6001v2/S7001v2 and S6002v2/S7002v2.

04:27 PM

The commission continued to compare District 26 among the two plans under consideration. Discussion ensued regarding the splitting of Westminster by plan S6002v2/S7002v2. Commissioner Jones addressed the issue of the compactness of Senate District 26. Discussion returned to the splitting of Westminster. Discussion again returned to the compactness of Senate District 26, and the compactness of Jefferson County districts in the two plans. The commission discussed the differences between plans S6001v2/S7001v2 and S6002v2/S7002v2 pertaining to the proposed Senate District 31, and also in comparison to the current District 31.

04:37 PM

Commissioner Carroll discussed the status of Arapahoe County incumbents under plan S6001v2/S7001v2. Discussion ensued regarding the number of whole Senate seats in Jefferson and Arapahoe counties under plan S6002v2/S7002v2. The commission discussed the importance of apportioning the allotted number of whole districts to a county based on population in the order of criteria required to be considered in redistricting.

04:48 PM

Commissioner Nicolais explained his reasoning behind combining portions of districts in separate counties in plan S6001v2/S7001v2. Discussion returned to the number of districts to which Arapahoe County is entitled based on population in reference to plan S6002v2/S7002v2. Discussion ensued regarding the composition of District 16 in plan S6001v2/S7001v2, and its potential satisfaction of redistricting criteria. The commission also discussed the need to abide by portions of the Hobbs decision as it drafts plans.

04:59 PM

Discussion continued regarding the importance of continuing to abide by certain portions of the Hobbs decision. Commissioner Berry compared the political performance of the current Senate District 31 with the proposed District 31 in plans S6002v2/S7002v2 and S6001v2/S7001v2. Commissioner Webb discussed the factors considered in creating plan S6002v2/S7002v2. Commissioner Carroll responded to Commissioner Berry's comments, and discussed the reasoning behind certain portions of the Hobbs decision.

BILL:	Review of Proposed Plans for Regions Six and Seven	
TIME:	05:03:54 PM	
MOVED:	Atencio	
MOTION:	Moved for the adoption of Senate plan S6001v2/S7001v2. A substitute motion to adopt Senate plan S6002v2/S7002v2 passed.	
SECONDED:	Jones	
		VOTE
	Atencio	
	Berry	
	Carroll	
	Jones	
	Loevy	
	Nicolais	
	Salazar	
	Toof	
	Witwer	
	Webb	
	Carrera	
Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION:		

05:10 PM

After Commissioner Carroll made a substitute motion, discussion returned to the level to which the commission is obligated to abide by the certain portions of the Hobbs decision in its current plan drafting. The commission compared the number of politically competitive districts in plans

S6001v2/S7001v2 and S6002v2/S7002v2.

BILL:	Review of Proposed Plans for Regions Six and Seven	
TIME:	05:10:59 PM	
MOVED:	Carroll	
MOTION:	Made a substitute motion to adopt Senate plan S6002v2/S7002v2. The motion passed on a 6-5 vote	
SECONDED:	Webb	
		VOTE
	Atencio	Yes
	Berry	No
	Carroll	Yes
	Jones	Yes
	Loevy	No
	Nicolais	No
	Salazar	Yes
	Tool	No
	Witwer	No
	Webb	Yes
	Carrera	Yes
Final YES: 6 NO: 5 EXC: 0 ABS: 0 FINAL ACTION: PASS		

05:21 PM -- Other Business

Commissioner Loevy discussed the potential for staff to draft a plan maximizing competitive districts. Discussion ensued about the appropriate measure of what constitutes a competitive district and whether staff should be directed to determine such a measure. Commissioner Atencio asked that part of the next agenda be devoted to an executive session with legal counsel. She asked that counsel brief the commission on the legal issues pertaining to compactness and competitiveness. Commissioner Jones requested an agreement from the commission that "the rhetoric be toned down." Commissioner Salazar returned to the discussion of standardizing the measures of competitiveness.

05:27 PM

The commission discussed the agenda for the July 25, 2011, meeting of the commission. Commissioner Berry returned to the discussion of standardizing the measures of competitiveness. She made specific suggestions for measuring competitiveness based on voter registration and political performance. Commissioner Nicolais asked legal counsel to provide a constitutional analysis of the adopted maps. He discussed his use of certain terms and phrases. Commissioner Atencio disagreed with Commissioner Nicolais's request for an analysis of the preliminary maps. She made additional remarks. Commissioner Carroll asked for historical research on political registration gaps in legislative districts. She discussed the issues raised by using the 2010 U.S. Senate race in statistical analysis due to the presence of a third-party candidate. She made further remarks about tasks that are appropriate for commission staff as opposed to outside legal counsel. Commissioner Carrera asked Commissioners Carroll and Berry to form a subcommittee to draft a position for the commission with regard to a standard definition of a competitive district. Commissioner Jones opposed using the 2008 U.S. Senate race for this analysis. Commissioner Witwer provided additional remarks regarding the competitiveness analysis. He commented that outside legal counsel should not be put in the position of refereeing disputes among commissioner members. Commissioner Webb shared his opinion that commissioners should be responsible for their own words and positions. Commissioner Nicolais agreed not to have outside counsel do an initial analysis of the preliminary maps.

05:40 PM

Commissioner Tool turned to a discussion of the fix proposed for the earlier splits in Delta and Ft. Collins (Attachment P). Commissioner Carrera asked staff to finish the preliminary map and present it to the commission. Discussion ensued regarding the inclusion of Windsor in the proposed fix.

BILL:	Other Business	
TIME:	05:43:01 PM	
MOVED:	Atencio	
MOTION:	Adopt the fixes to minimize district splits in Delta and Ft. Collins (Attachment P). The motion passed without objection.	
SECONDED:	Tool	
		VOTE
	Atencio	
	Berry	
	Carroll	
	Jones	

	Loevy	
	Nicolais	
	Salazar	
	Tool	
	Witwer	
	Webb	
	Carrera	

Final YES: 0 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: Pass Without Objection

05:44 PM

Mr. Barry discussed the process for dealing with technical changes to adopted plans when they arise. Commissioner Carrera reviewed the agenda items for the next meeting. The commission decided to begin the next meeting at 11:00 a.m.

05:46 PM

The commissioners received copies of public comments received by Commission Staff (Attachments Q and R). The commission adjourned.



Final
STAFF SUMMARY OF MEETING
COLORADO REAPPORTIONMENT COMMISSION

Date: 07/25/2011

ATTENDANCE

Time: 11:02 AM to 03:12 PM

Atencio X

Place: LSB A

Berry *

This Meeting was called to order by
Mario Carrera

Carroll X

Jones X

Loevy X

Nicolais X

Salazar *

This Report was prepared by
Jessika Shipley

Tool X

Witwer *

Webb X

Carrera X

X = Present, E = Excused, A = Absent, * = Present after roll call

Bills Addressed:	Action Taken:
Executive Session	Legal advice from outside counsel
Discussion of Formula for Competitive Districts	Committee Discussion Only
Review of Proposed Preliminary Plans	Technical changes made to House and Senate plans
Review of Plans for Public Hearings	Committee Discussion Only
Other Business	Committee Discussion Only

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11:03 AM -- Executive Session

After calling the meeting to order, Commissioner Carrera asked for a motion for the commission to go into executive session, pursuant to Section 24-6-402 (4), Colorado Revised Statutes, for the purpose of receiving legal advice from counsel. Commissioner Webb first read an extensive prepared statement addressing the decisions made to date by the commission (Attachment A). He expressed particular displeasure about the redistricting of the cities of Denver and Aurora.



Attachment A.pdf

11:25 AM

Commissioner Nicolais responded to Commissioner Webb's remarks. Commissioner Loevy shared comments about the redistricting of El Paso County. Commissioner Carrera also responded to Commissioner Webb's statement.

BILL:	Executive Session	
TIME:	11:30:37 AM	
MOVED:	Carroll	
MOTION:	Enter an executive session pursuant to 24-6-402 (4), Colorado Revised Statutes, for the purpose of receiving legal advice from outside legal counsel. The motion passed on a vote of 10-0, with 1 excused.	
SECONDED:	Webb	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Excused
	Tool	Yes
	Witwer	Yes
	Webb	Yes
	Carrera	Yes
Final YES: 10 NO: 0 EXC: 1 ABS: 0 FINAL ACTION: PASS		

11:31 AM

The commission entered into an executive session. The session was recorded, but it is not part of the public record.

12:52 PM

The commission came back to order and then immediately recessed for lunch.

01:15 PM -- Discussion of Formula for Competitive Districts

The commission came back to order. Commissioner Carroll discussed the factors considered when she and Commissioner Berry worked with commission staff to determine the best formula for a competitive district. They decided to use three different categories for competitive districts. Anything between 0 and less than five percent in favor of one party or the other will be considered "highly competitive." Districts between 5 and less than 10 percent will be labeled "competitive." Anything 10 percent or greater will be labeled as a "safe" district. Commissioner Berry referenced a handout entitled Treasurer Race by Proposed House Districts (Attachment B). She commented that she and Commissioner Carroll agree about the three categories. She made further remarks about the methodology for determining the formula.



Attachment B.pdf

01:21 PM

Commissioner Witwer asked if only 2010 races were considered. Commissioner Carroll responded that there were no other statewide, two-candidate races to consider. Discussion ensued about the appropriate sample size needed to avoid statistical anomalies.

01:29 PM

Discussion continued about the potential statistical problems with using only the state treasurer race from 2010. Commissioner Loevy expressed support for the scale proposed by Commissioners Carroll and Berry. Commissioner Berry discussed the use of performance data rather than registration data by her and Commissioner Carroll when determining the scale. Commissioner Nicolais expressed concern about using only the 2010 state treasurer race because he believes that it does not provide an adequate baseline. He asked for further clarification of the methodology, which Commissioner Carroll attempted to provide. She spoke about her reason for using only state races with two candidates.

01:37 PM

Commissioner Tool expressed his opinion that an average of six statewide races from 2008 and 2010 should be used to determine competitiveness. Commissioner Witwer agreed that a larger sample size should be used. Commissioner Jones offered his opinion that using only the 2010 state treasurer race is the most appropriate way to develop a formula. Discussion ensued. Commissioner Nicolais suggested aggregating all votes at the state legislative level and using that as a predictor of competitiveness. Commissioner Carrera commented about the issue of determining the competitiveness of districts and asked the commission to wrap up the discussion. Commissioner Webb stated that he would like to reserve judgement on the topic. Commissioner Atencio expressed concern about the impact and potential dilution of minority and minority-majority districts.

01:50 PM

Discussion continued about the most appropriate criteria for competitiveness.

01:53 PM -- Review of Proposed Preliminary Plans

Commissioner Tool discussed the analysis of minor splits in cities and census places in the preliminary House map and recommended technical changes (Attachment C). He spoke about moving Jackson County from House District 49 into House District 57. He also discussed the unassigned portion of Morgan County and the potential assignment of that area to either House District 63 or House District 65. Discussion ensued about the population distribution in House District 65.



Attachment C.pdf

02:06 PM

Commissioner Tool referred to the Statewide Preliminary Adopted House Plan document (Attachment D) in his discussion of the unassigned portion of Morgan County.



Attachment D.pdf

02:08 PM — Olivia Mendoza, representing the Colorado Latino Forum, responded to questions from the commission about the minority population in the unassigned portion of Morgan County.

02:14 PM

Commissioner Tool continued to discuss the unassigned portion of Morgan County and advocated for the adoption of that portion of Commissioner Salazar's original Region 2 map submission. Discussion continued about the Hispanic population of Morgan and Weld counties. Commissioner Jones suggested that any fix to Morgan County be delayed until public comment can be heard.

02:21 PM

Amanda King, representing the Reapportionment Commission staff, commented about the technical changes to the statewide preliminary adopted House plan.

BILL:	Review of proposed preliminary plans	
TIME:	02:25:01 PM	
MOVED:	Tool	
MOTION:	Adopt the technical changes in Attachment C except for those in Morgan County and Jackson County. The motion passed on a vote of 10-0, with 1 excused.	
	 Attachment C.pdf	
SECONDED:	Witwer	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Yes
	Witwer	Yes
	Webb	Excused
	Carrera	Yes
Final YES: 10 NO: 0 EXC: 1 ABS: 0 FINAL ACTION: PASS		

02:27 PM

Commissioner Carroll asked for further discussion about the movement of Jackson County from House District 49 to House District 57.

BILL:	Review of proposed preliminary plans	
TIME:	02:31:16 PM	
MOVED:	Tool	
MOTION:	Move Jackson County from House District 49 to House District 57. The motion failed on a vote 4-6, with 1 excused.	
SECONDED:	Berry	
		VOTE
	Atencio	No
	Berry	Yes
	Carroll	No
	Jones	No
	Loevy	Yes
	Nicolais	No
	Salazar	No
	Tool	Yes
	Witwer	Yes
	Webb	Excused
	Carrera	No
Final YES: 4 NO: 6 EXC: 1 ABS: 0 FINAL ACTION: FAIL		

02:33 PM

Commissioner Carrera presented a map addressing Bow Mar and isolated portions of Jefferson County near House District 1 (Attachment E). Commission discussion ensued.



Attachment E.pdf

02:38 PM

Discussion turned to the analysis of minor splits in cities and census places in the preliminary Senate map recommended for technical changes (Attachment F). Commissioner Tool explained each of the technical changes.



Attachment F.pdf

BILL:	Review of proposed preliminary plans	
TIME:	02:42:50 PM	
MOVED:	Tool	
MOTION:	Adopt the technical changes in Attachment F. The motion passed on a vote of 10-0, with 1 excused.  Attachment F.pdf	
SECONDED:	Witwer	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Yes
	Witwer	Yes
	Webb	Excused
	Carrera	Yes
	Final YES: 10 NO: 0 EXC: 1 ABS: 0 FINAL ACTION: PASS	

02:47 PM

Commissioner Tool discussed some potential changes to Boulder Senate districts that he has considered, which would eliminate a county split (Attachment G). He explained his proposal and explained that it was simply an exercise for discussion purposes.



Attachment G.pdf

02:50 PM -- Review of Plans for Public Hearings

Jeremiah Barry, Staff Director, Reapportionment Commission Staff, came to the table to discuss the process followed for past public hearings. Commissioner Carroll asked commission staff to develop a brief statement of explanation that will be delivered by staff at the beginning of each public meeting. The commission discussed the written materials that will be provided at each meeting and outreach for the purpose of publicizing the meetings.

02:56 PM

Commissioner Carroll commented about proposed changes to district numbers (Attachment H). Commissioner Jones made suggestions about the logistics of traveling around the state. Discussion returned to the issue of district numbering.



Attachment H.pdf

03:05 PM -- Other Business

The commission continued to discuss the numbering of districts. They determined that district numbers should not be changed unless there is no incumbent. In situations where two incumbents are drawn into the same district, the commission agreed that a third district number should be assigned. A number of letters from individuals and organizations were submitted to the commission for consideration and were entered into the public record (Attachment I).



Attachment I.pdf

03:11 PM

The commission adjourned.

AGENDA

**Meeting of the Colorado
Reapportionment Commission**

**Legislative Services Building
Hearing Room A
200 East 14th Avenue, Denver**

Monday July 25, 2011

(all times are approximate)

- 11:00 a.m. Call to Order — Roll Call**
- 11:05 a.m. Executive session with Commission Counsel for purposes of receiving legal advice on specific legal questions**
- 12:00 p.m. Discussion of formula for determining a competitive district**
- 12:30 p.m. Lunch**
- 1:00 p.m. Review of proposed preliminary plans**
- 3:00 p.m. Review of plans for public hearings**
- 3:30 p.m. New or old business**
- 4:00 p.m. Adjourn**

Final
STAFF SUMMARY OF MEETING

COLORADO REAPPORTIONMENT COMMISSION

Date: 08/31/2011

Time: 05:10 PM to 08:45 PM

Place: SupCt

This Meeting was called to order by
Webb

This Report was prepared by
Jessika Shipley

ATTENDANCE

Atencio	X
Berry	X
Carroll	X
Jones	X
Loevy	X
Nicolais	X
Salazar	E
Tool	X
Witwer	X
Webb	X
Carrera	X

X = Present, E = Excused, A = Absent, * = Present after roll call

Bills Addressed:	Action Taken:
Discussion of process for meeting in September	-
Public Testimony	-

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05:10 PM -- Discussion of process for meeting in September

Commissioner Webb explained that he would be chairing the meeting. Jeremiah Barry, Colorado Reapportionment Commission Staff Director, laid out a time line and the process for commission business during the month of September. In response to questions from the commission, Mr. Barry discussed the procedure for submitting amendments to the proposed final plan. He also explained House rules concerning limiting testimony and discussion during commission meetings (Attachment A). Additionally, he spoke about motions to reconsider. Finally, he discussed technical matters pertaining to the final plan (Attachment B)



Attachment A.pdf Attachment B.pdf

the commission that it is not their place to decide the best balance for a competitive district. He expressed his opinion that the boundaries of a number of the districts that split counties and cities are illegal. He continued to speak about an illegal ideological left-wing agenda.

06:54 PM -- Joel Judd, representing himself, discussed the precinct in his neighborhood of Jefferson Park in Denver in House District 5. Representative Judd submitted a letter from his neighborhood association requesting that Jefferson Park be kept whole, remain in House District 5, and not be divided along the diagonal (Attachment D). He responded to questions from the commissioners.



Attachment D.pdf

06:57 PM -- Andrew Romero, representing the Jefferson Park United Neighbors, reiterated the testimony of Representative Judd. He provided additional information about the Jefferson Park neighborhood. Mr. Romero responded to questions from the commissioners about the best way to create districts that will ensure minority representation in the legislature. Discussion ensued about the importance of minority representation.

07:04 PM -- Michelle Schoen, representing the Westwood Residents' Association, asked that her neighborhood not be split among House Districts 1 and 4. She responded to questions from the commission.

07:06 PM -- Daniel Willis, representing himself, provided information about his professional background. He submitted a short list of proposed changes in Denver districts (Attachment E) and explained his proposals. Mr. Willis continued to walk the commission through his proposed changes step by step.



Attachment E.pdf

07:19 PM -- Mark Ver Hoeve, representing himself, discussed the Corey Merrill neighborhood. He expressed a desire for his neighborhood to be kept whole.

07:21 PM -- Brian Ahern, representing himself, discussed his experience as a resident of Telluride. Mr. Ahern expressed his opinion that San Miguel County should be split as proposed by the commission. He spoke about the institutional boundaries of the R-1 school district in San Miguel County. He indicated that it makes more sense to split San Miguel County along a geographic boundary.

07:25 PM -- Mateos Alvarez, representing himself, discussed his experience as the acting president of the Services Employees International Union, which has a large Latino membership. He expressed his opinion that voting-age Latino population should be considered when drawing districts that will result in minority representation in the legislature.

07:29 PM -- Paul Linton, representing himself, expressed his opinion that individuals of a common race, ethnicity, religious background, or creed do not necessarily identify as a unified group. He suggested, however, that individuals who choose to live in a particular neighborhood do tend to have common beliefs, interests, and values. He suggested changes for the proposed House Districts 2 and 9, especially in the area of the University Park neighborhood. Mr. Linton responded to questions from the commission.

07:37 PM -- Dr. Reo Leslie, representing himself, spoke about his experience in the Human Services field. He expressed his concern with the proposed split in House District 42 and about the dilution of African-American representation in the legislature.

07:40 PM -- Wendy Warner, representing herself, provided a chart pertaining to neighborhood splits (Attachment F). She explained her chart.



Attachment F.pdf

07:49 PM -- Ruth Prendergast, representing herself, expressed her opinion that too many communities of interest in Denver are split by the preliminary House map.

07:51 PM -- Grace Lopez Ramirez, representing Mi Familia Vota, spoke about the mission of Mi Familia Vota. She provided general remarks about the desire of the Latino community to remain competitive. She responded to questions from the commission about the importance of competitive districts.

07:59 PM -- Gino Furzi, representing himself, spoke about the proposed split of the Westwood neighborhood by House Districts 1 and 4. He suggested making Alameda Avenue the southern border of House District 4. He also suggested moving the district to the east in order to pick up sufficient population.

08:02 PM -- Isabelle DeSilver, representing herself, spoke about the proposed House District 4.

08:04 PM -- Michael Wiltberger, representing himself, asked the commission to respect major boundaries, such as I-25. He responded to questions from the commission.

08:07 PM -- Danny Stroud, representing the Denver County Republican Party, commended the commission for its work. He acknowledged that district boundaries in the City and County of Denver must be moved in order to account for population change. He expressed general support on the part of the Denver Republican Party for the proposed House districts in Denver, with some exceptions. He spoke about the legal criteria for redistricting, including the Colorado Constitution and the federal Voting Rights Act. He reiterated the testimony of prior witnesses with regard to the importance of neighborhoods as communities of interest in Denver. Mr. Stroud expressed his opinion that the proposed Denver Senate districts should not go into Arapahoe County. He provided alternate suggestions for the southwest Denver Senate districts including Grant Ranch, Governor's Ranch, and parts of Pinehurst that are southwest of Sheridan. He spoke about the annexation of those areas, which share a lot in common with portions of Jefferson County. Discussion ensued about the commonalities between south west Denver and eastern Jefferson County. Mr. Stroud responded to questions from the commission.

08:27 PM -- Denise Myrup, representing herself, spoke about Glendale. She expressed her opinion that there should be more more multi-county House districts. She proposed that the northern boundary of House District 9 should go along Mississippi Avenue. She indicated that everything south of Cherry Creek Drive South should be included in House District 9.

08:31 PM -- Sue Johnson, representing herself, spoke about the importance of cohesive and politically active neighborhoods.

08:35 PM -- Randle Loeb, representing himself, discussed the disenfranchisement of homeless individuals in Denver.

08:38 PM -- Thad Tecza, representing himself, objected to the executive session during which the commission received legal advice. He stated his opinion that the commission has an obligation to develop a plan that is likely to be approved. He indicated that many courts have ruled against the idea of majority-minority districts.

08:42 PM

A written statement from Sallyanne Frances Ofner was submitted (Attachment G). Commissioner Webb made closing remarks in response to Dr. Tecza's testimony.



Attachment G.pdf

08:45 PM

Commissioner Webb adjourned the meeting.

Final
STAFF SUMMARY OF MEETING

COLORADO REAPPORTIONMENT COMMISSION

Date: 09/12/2011

Time: 11:02 AM to 05:04 PM

Place: LSB A

This Meeting was called to order by
Mario Carrera

This Report was prepared by
Jessika Shipley

ATTENDANCE

Atencio	X
Berry	X
Carroll	X
Jones	X
Loevy	X
Nicolais	X
Salazar	X
Tool	X
Witwer	X
Webb	X
Carrera	X

X = Present, E = Excused, A = Absent, * = Present after roll call

Bills Addressed:	Action Taken:
Discussion of Proposed Final Plans	Committee Discussion Only

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11:02 AM -- Discussion of Proposed Final Plans

Commissioner Tool made introductory remarks about Final Plan Senate 001v1 (Attachment A). He stated that the plan is designed to meet 6 objectives. They are:

- minimize the number of county splits and multi-county districts and give each county the maximum number of wholly-included districts as possible;
- minimize the number of city splits to the extent possible;
- preserve the portions of the preliminary map that reflect consensus and compromise and that do no violate the first two objectives;
- keep communities of interest whole wherever possible, particularly with regard to racial and ethnic minority groups;
- maximize the number of competitive districts; and
- incorporate compelling pieces of public testimony received during the month of August.



Attachment A.pdf

He commented about a few accidental county splits in the plan that can be easily cleaned up; one is in Broomfield County and the other is in Weld County. He discussed the differences between this plan and the preliminary approved Senate plan (Attachment B). He talked about the portions of the preliminary approved Senate plan that remained the same in Final Plan Senate 001v1.



Attachment B.pdf

11:11 AM

Commissioner Tool continued to discuss the differences and similarities between Final Plan Senate 001v1 and the preliminary approved Senate plan. He commented about the influence of public testimony on the proposed Senate plan. Commissioner Nicolais explained the changes in the Denver Metro area that were made in Final Plan Senate 001v1. He spoke about the differences between that plan and the preliminary approved Senate plan and indicated that the authors of the plan sought to minimize county and city splits whenever possible.

11:20 AM

Commissioner Loevy directed attention to the changes in El Paso County made by Final Plan Senate 001v1. He commented at length about the differences between that plan and the preliminary approved Senate plan. He stressed the importance of providing the city of Colorado Springs with two Senate districts that are wholly enclosed within the city boundaries.

11:24 AM

Commissioner Carroll walked the commission through Final Plan Senate 002v1 (Attachment C). She commented that public testimony generally focused on the House map and, as such, there are few differences between Final Plan Senate 002v1 and the preliminary approved Senate plan. She highlighted the differences that were made. She spoke about various communities of interest and the influence of public testimony on Final Plan Senate 002v1. She discussed a few technical changes requested by county clerks and then continued walking the commission through Final Plan Senate 002v1 district by district. For each districts, she listed the counties included and talked about population balance, any county and city splits, communities of interest, and ethnic minorities.



Attachment C.pdf

11:43 AM

Commissioner Carroll continued walking the commission through each district in Final Plan Senate 002v1.

11:50 AM

Commissioner Carrera commented about Final Plan Senate 001v1 and Final Plan Senate 002v1. He discussed areas of agreement and points of contention. He spoke at length with his problems with both proposals regarding Senate District 19. He talked about Aurora and the areas surrounding it.

11:58 AM

Commissioner Tool commented about competitiveness, referring to the staff analysis of the three plans that was prepared at the request of Commissioner Nicolais (Attachment D). Commissioner Nicolais spoke about multi-county districts and county splits, referring to the summary of House and Senate plans prepared by staff at his request (Attachment E). He expressed his opinion that there is an implied constitutional directive to limit the number of multi-county districts in the state. He spoke about adding population remainders in Jefferson and Denver

Counties with Clear Creek and Gilpin Counties to make Senate District 35.



Attachment D.pdf Attachment E.pdf

12:07 PM

Commissioner Nicolais spoke about public testimony regarding southwest Denver and Jefferson County. He discussed the Hispanic population in each of the Senate plans. Discussion ensued about constitutional and Colorado Supreme Court directives for redistricting. Commissioner Atencio asked a number of questions about Final Plan Senate 001v1.

12:19 PM

Discussion continued about the constitutional mandates for redistricting and the combination of certain counties in the Denver Metro area into multi-county districts.

12:26 PM

Discussion continued about the appropriateness of multi-county districts in the Denver Metro area.

12:37 PM

Discussion continued about multi-county districts in the Denver Metro area.

12:39 PM

The commission recessed for lunch.

01:07 PM

The commission came back to order. Discussion turned to House maps. Commissioner Loevy explained Final Plan House 002v1 (Attachment F). He reiterated the six objectives outlined earlier by Commissioner Tool, which the maps are designed to meet. He spoke about the ways in which he believes Final Plan House 002v1 improves upon the preliminary approved House map (Attachment G). Commissioner Nicolais referred to the summary of House and Senate plans prepared by staff at his request.



Attachment F.pdf Attachment G.pdf

01:14 PM

Commissioner Loevy discussed city splits in Final Plan House 002v1. He spoke about differences and similarities between Final Plan House 001v1 and the preliminary approved House plan. Commissioner Nicolais again addressed the summary of House and Senate plans prepared by staff at his request and discussed the percentage of Hispanic population in each House district. Commissioner Loevy spoke at length about competitiveness in Final Plan House 002v1 and the preliminary approved House plan.

01:22 PM

Commissioner Berry walked through changes to the Western Slope in Final Plan House 002v1 in detail. Commissioner Webb asked Commissioner Berry about the Berry Western Slope proposals (Attachments H and I)

that were distributed to the commission. Commissioner Tool provided an overview of the Larimer and Weld County portions of Final Plan House 002v1.



Attachment H.pdf Attachment I.pdf

01:33 PM

Commissioner Loevy highlighted the changes made to El Paso County in Final Plan House 002v1 and stated that he would still like to eliminate the split of the city of Fountain contained in the plan.

01:34 PM

Commissioner Jones provided a detailed overview of Final Plan House 001v1 (Attachment J), beginning with the San Luis Valley; moving to the Eastern Plains; continuing with El Paso County, the Western Slope, southwestern Colorado, and Larimer and Weld Counties; and concluding with the Denver Metro and nearby areas.



Attachment J.pdf

02:08 PM

Commissioner Carrera commented about Final Plan House 001v1 and Final Plan House 002v1.

02:22 PM

Commissioner Carrera continued to comment about his observations regarding Final Plan House 001v1 and Final Plan House 002v1. Commissioner Witwer spoke about the public hearing in Sterling on August 20, 2011, and the common theme from that meeting with regard to creating rural districts for the farmers on the Eastern Plains. He also discussed competitiveness in Denver Metro districts. He talked about the topography of southwestern Colorado and about communities of interest in western Jefferson County.

02:31 PM

Commissioner Carroll discussed the overarching themes of the Aurora and Denver public meetings, including the maintenance of neighborhoods and school districts. Discussion ensued about the possibility of adjusting how Aurora and Arapahoe County are split in each map. Commissioner Nicolais spoke at length about his opinion that Final Plan House 001v1 does not represent a fair proposal.

02:39 PM

Commissioner Salazar asked questions about Commissioner Berry's Western Slope Option 2. Commissioner Berry walked the commission through her proposal. She discussed the public comments she heard with regard to the Western Slope. Commissioner Berry briefed the commission on her Western Slope Option 1 plan, and then returned to discussing the Western Slope Option 2 plan.

02:49 PM

Commissioner Berry explained the reason for including portions of the northern part of House District 61 in the district in Western Slope Option 2, and responded to questions about the Mesa County split in the plan. Commissioner Webb discussed certain concerns with the House plans, including the need to separate the Ute Indian tribes into separate districts, the contours of House District 50 as proposed, and the districts in suburban Arapahoe County. He objected to including a portion of Denver in a House district with Teller and Clear Creek counties, and

discussed the importance of recognizing neighborhood boundaries. Commissioner Webb turned his attention to the Colorado Springs and Eastern-Slope regions.

02:59 PM

Discussion ensued regarding the exclusion of Grand County from the Western Slope in Final Plan House 001v1. Discussion returned to Commissioner Witwer's earlier comments about the treatment of the Eastern Plains by Final Plan House 001v1. Commissioner Atencio questioned Commissioner Nicolais' remarks about district competitiveness, and discussed a United States Supreme Court decision from 2006 authored by Justice Scalia.

03:09 PM

Commissioner Jones addressed earlier comments made about the Eastern Plains, and discussed transportation difficulties on the Western Slope, pointing out that it is not a redistricting criteria. He discussed the treatment of southwestern Colorado by Final Plan House 001v1. He also discussed the merits of the contours of House District 31 in Final Plan House 001v1. Commissioner Nicolais addressed the comments made by Commissioner Jones, and discussed the treatment of Grand County by Final Plan House 002v1.

03:19 PM

Commissioner Nicolais discussed the inclusion of Park County in a House district with Clear Creek, Gilpin, and Boulder counties in Final Plan House 002v1, and objected to certain Eastern Plains counties being split in Final Plan House 001v1. He also discussed the potential for better recognizing neighborhood boundaries in redistricting the Denver Metro area, and responded to questions posed earlier by Commissioner Atencio about district competitiveness. Commissioner Nicolais then discussed the minority communities of interest in proposed House District 29, and the use of transportation corridors as district boundaries. Discussion ensued regarding what constitutes a politically competitive district. Commissioner Atencio mentioned the importance of neighborhood boundaries in redistricting. Discussion followed regarding transportation corridors.

03:30 PM

Commissioner Carrera discussed the work yet to be done by the commission. Discussion ensued regarding the process to be observed in preparation for the next meeting, and how the commission will act on final redistricting plans. Discussion followed regarding the negotiation process that will be observed by the commission.

03:39 PM

The commission entered into an executive session for the purpose of conferring with outside counsel and receiving legal advice, pursuant to Section 24-6-402 (4), Colorado Revised Statutes.

BILL:	Discussion of Proposed Final Plans	
TIME:	03:39:50 PM	
MOVED:	Salazar	
MOTION:	Enter an executive session for the purpose of conferring with outside counsel and receiving legal advice, pursuant to Section 24-6-402 (4), Colorado Revised Statutes. The motion passed on a vote of 11-0.	
SECONDED:		
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Yes
	Witwer	Yes
	Webb	Yes
	Carrera	Yes
Final YES: 11 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: PASS		

05:05 PM

The executive session ended and Commissioner Carrera adjourned the meeting. A number of written comments were submitted for the commission's consideration and were entered into the record (Attachment K).



Attachment K.pdf

Final
STAFF SUMMARY OF MEETING

COLORADO REAPPORTIONMENT COMMISSION

Date: 09/19/2011

Time: 11:01 AM to 03:46 PM

Place: LSB A

This Meeting was called to order by
Mario Carrera

This Report was prepared by
Bo Pogue

ATTENDANCE

Atencio	X
Berry	X
Carroll	X
Jones	X
Loevy	X
Nicolais	X
Salazar	X
Tool	X
Witwer	X
Webb	X
Carrera	X

X = Present, E = Excused, A = Absent, * = Present after roll call

Bills Addressed:	Action Taken:
Discussion and Vote on Final Plans Senate	Final Plan Senate 003v1 Passed
Discussion and Vote on Final Plans House	Final Plan House 003v1 Passed

Note: This meeting summary is not an official record of the commission or of the meeting. It is not intended to serve as a transcript or minutes of the commission meeting. The audio recording of the meeting is the official record of the meeting. This summary may be used as a guide to the audio recording. To access the audio recording of a commission meeting, visit the Colorado Joint Legislative Library located in the State Capitol, Room 048 (basement/ground floor level). You will need to note the date, time, and location of the meeting to access the audio recording. Copies of the audio recordings may be obtained at the library if you bring with you blank, recordable compact discs or a flash drive. Librarians are on site and available to assist you with accessing an audio recording.

11:01 AM -- Discussion and Vote on Final Plans Senate

The commission was called to order. A quorum was present. Chairman Carrera made some opening remarks about the redistricting process of the last several months, and discussed the process to be observed at the meeting as it acts on its final plans. Discussion ensued about this process. Commissioners received three proposed final Senate plans, consisting of maps and associated data (attachments A through C). Chairman Carrera briefed the commission on the factors considered in drafting the plans that he sponsored (Final Plan Senate 003v1 and Final Plan House 003v1). He provided detail about the districts drawn in each of these plans.



Attachment A.pdf Attachment B.pdf Attachment C.pdf

11:11 AM

Chairman Carrera continued to brief the commission on Final Plan Senate 003v1 and Final Plan House 003v1, discussing the criteria considered in crafting the plans and district competitiveness. Discussion returned to the process to be observed in selecting final plans. Commissioner Tool briefed the commission on Final Plan

Senate 001v2, beginning with a statement about county splits and apportionment of the number of whole districts to which a county is entitled based on population.

11:23 AM

Commissioner Tool continued to discuss county splits, district apportionment to populous counties, and the standard allowable population deviation. He suggested that Final Plan Senate 001v2 best satisfies these criteria, particularly based on the allocation of two Senate seats to Boulder County. Commissioner Tool then made a broader presentation about Final Plan Senate 001v2.

11:34 AM

Commissioner Nicolais discussed the difference between the terms reapportionment and redistricting as it pertains to the commission's charge. He then discussed the number of Senate districts to which populous counties in Colorado are entitled based on population, and explained how Final Plan Senate 001v2 satisfies this apportionment. Commissioner Tool returned to discussing the number of Senate districts to which certain populous counties are entitled based on population. Commissioners received a handout showing these figures (Attachment D).



Attachment D.pdf

11:44 AM

Commissioner Carroll briefed the commission on Final Plan Senate 002v2, discussing the changes made from Final Plan Senate 002v1. Commissioner Carrera briefed the commission on Final Plan Senate 003v1, and explained the factors considered in crafting the plan. Commissioner Witwer discussed Final Plan Senate 003v1, and made suggestions about how to improve it by eliminating one county split in the Denver Metropolitan area. Commissioner Nicolais also discussed this concept.

11:57 AM

Commissioner Nicolais discussed redistricting in the Senate plans for southwest Denver, and public input about this area. He also discussed case law pertaining to including portions of Denver in a Senate district that includes counties to its west. He supported Final Plan Senate 003v1, along with the change suggested by Commissioner Witwer. Commissioner Atencio discussed certain differences between Final Plan Senate 001v2 and Final Plan Senate 002v2, and made a statement concerning district apportionment for Arapahoe County. She addressed the issues of county splits and equal population, and explained why Final Plan Senate 002v2 and Final Plan Senate 003v1 satisfy these criteria.

12:08 PM

Commissioner Webb addressed certain remarks made by Commissioner Nicolais, and explained why Final Plan Senate 003v1 is constitutionally preferable. Commissioner Nicolais responded, and addressed other comments. Commissioner Nicolais also compared the three plans under consideration as they pertain to district apportionment at the county level. Discussion ensued regarding public testimony about Lakewood's Senate representation. Commissioner Jones explained why Final Plan Senate 002v2 and Final Plan Senate 003v1 are preferable in terms of apportioning population representing a fractional Senate district in the Denver Metropolitan area. Discussion followed regarding the proposed Senate District 16 in Final Plan 001v2. Commissioner Carroll discussed Commissioner Witwer's previous proposal. Commissioners Salazar and Nicolais discussed court opinion concerning district apportionment at the county level.

12:18 PM

Commissioner Nicolais discussed the reasoning behind certain features in Final Plan Senate 002v2, and compared features in the three proposed plans, including the redistricting of Jefferson County. Commissioner Tool addressed the earlier discussion about district apportionment between commissioners Salazar and Nicolais. Discussion ensued on this point. Commission members received a chart showing the number of whole Senate and House districts apportioned to certain populous Colorado counties in the reapportionment plan approved in 2002 (Attachment E). Commissioner Atencio discussed the merits of Final Plan Senate 003v1. Discussion followed regarding redistricting in Texas.



Attachment E.pdf

BILL:	Discussion and Vote on Final Plans Senate	
TIME:	12:26:46 PM	
MOVED:	Tool	
MOTION:	Moved Final Plan Senate 001v2. The motion failed on a 5-6 vote.	
SECONDED:	Loevy	
		VOTE
	Atencio	No
	Berry	Yes
	Carroll	No
	Jones	No
	Loevy	Yes
	Nicolais	Yes
	Salazar	No
	Tool	Yes
	Witwer	Yes
	Webb	No
	Carrera	No
Not Final YES: 5 NO: 6 EXC: 0 ABS: 0 FINAL ACTION: FAIL		

BILL:	Discussion and Vote on Final Plans Senate	
TIME:	12:27:35 PM	
MOVED:	Webb	
MOTION:	Moved Final Plan Senate 003v1. The motion passed on a 9-2 vote.	
SECONDED:	Berry	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	No
	Salazar	Yes
	Tool	No
	Witwer	Yes
	Webb	Yes
	Carrera	Yes
Final YES: 9 NO: 2 EXC: 0 ABS: 0 FINAL ACTION: PASS		

12:28 PM

The commission recessed.

12:57 PM -- Discussion and Vote on Final Plans House

The commission returned to order. Mr. Jeremiah Barry, Reapportionment Commission Staff Director, discussed the sequencing of Senate elections under Final Plan Senate 003v1. Commission members received a handout showing this information (Attachment F). Commissioner Atencio suggested amending the agenda to show consideration of the Senate election sequencing. Discussion ensued regarding a potential numbering change for a district in Final Plan Senate 003v1.



Attachment F.pdf

BILL:	Discussion and Vote on Final Plans House	
TIME:	01:02:35 PM	
MOVED:	Salazar	
MOTION:	Moved to authorize the Reapportionment Commission Staff to make changes to district numbers in Final Plan Senate 003v1, allowing districts with one incumbent to retain the district number, and changing district numbers with two incumbents. Also moved to change the numbers for Senate districts 31 and 35. The motion passed on an 11-0 vote.	
SECONDED:	Carroll	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Yes
	Witwer	Yes
	Webb	Yes
	Carrera	Yes
Not Final YES: 11 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: PASS		

01:03 PM

Commissioners received four proposed final House plans, consisting of maps and associated data (attachments G through J). Commissioner Salazar briefed the commission on Final Plan House 001v2, and the changes made from Final Plan House 001v1. Commissioner Salazar also discussed a small change made in creating Final Plan House 001v3, and the amount of latitude that should be granted commission staff in making small technical changes to approved plans. Commissioner Nicolais briefed the commission on Final Plan House 002v2, the criteria considered in drafting the plan, and the merits of the plan. He reviewed the number of House districts to which certain populous counties are entitled based on population, and explained how Final Plan House 002v2 satisfies this consideration.



Attachment G.pdf



Attachment H.pdf



Attachment I.pdf



Attachment J.pdf

01:14 PM

Commissioner Nicolais continued to brief the commission on Final Plan House 002v2. He explained how the plan satisfies the required legal criteria, while also addressing comments made by the public at public hearings. He discussed the importance of adopting a plan with 47 single-county House districts. Commissioner Nicolais clarified how the plan satisfies Arapahoe County's entitlement to 7.39 House districts based upon population.

01:29 PM

Commissioner Loevy briefed the commission on Final Plan House 002v3. Commissioner Nicolais provided input on county splits in the plan, and the issue of minority representation as it pertains to the plan. Commissioner Loevy discussed the importance of district competitiveness, and how the plan compares to Final Plan

House 003v1 in this area. He then explained how Final Plan House 002v3 addresses public input. Commissioner Berry briefed the commission on the Western Slope portions of Final Plan House 002v3.

01:40 PM

Commissioner Berry continued to brief the commission on the Western Slope portion of Final Plan House 002v3. Commissioner Tool briefed the commission on the northern Colorado portions of the plan. Commissioner Loevy briefed the commission on the El Paso County portion of Final Plan House 002v3. Commissioner Nicolais briefed the commission on the Denver Metropolitan area portion of the plan. Commissioner Loevy made concluding remarks about the plan's merits.

01:53 PM

Chairman Carrera provided an overview of Final Plan House 003v1, and briefed the commission on how the plan satisfies the required legal criteria. He provided background on the process by which the plan was crafted, and addressed an article published in the Pueblo Chieftan about the plan.

02:04 PM

Chairman Carrera continued to brief the commission on Final Plan House 003v1. Commissioner Witwer quoted from the Colorado Supreme Court opinion *In re Reapportionment of the Colorado General Assembly*, 45 P.3d 1237 (Colo. 2002), and discussed the importance of keeping counties whole for the purposes of redistricting. Commission members received a handout showing a comparison of the number of whole House and Senate districts in each of the proposed House and Senate plans (Attachment K).



Attachment K.pdf

02:15 PM

Commissioner Witwer expressed concerns about Final Plan House 003v1 in terms of the amount of change it makes from the commission's preliminarily adopted House plan. He explained that the commission's process does not allow for public input on these changes. Commissioner Witwer discussed the competitiveness of districts containing two incumbents in Final Plan House 003v1.

02:22 PM

The commission recessed.

02:34 PM

The commission returned to order. Commissioner Loevy moved Final Plan House 003v1. Commissioner Berry made a statement about the features she supports in Final Plan House 003v1, and a portion in the plan's proposed House District 59 to which she objects. Commissioner Carroll provided her opinion of the plan, and addressed concerns previously expressed by Commissioner Witwer.

02:46 PM

Commissioner Atencio addressed the issue of apportioning the number of districts to counties to which they are entitled based upon population, as raised by Commissioner Witwer. She lent her support to Final Plan House 003v1 based on its satisfaction of the required legal criteria and the percentage of minority influence in its districts. Commissioner Jones discussed certain features he opposes in Final Plan House 003v1, and the features of the plan with which he agrees.

02:59 PM

Commissioner Witwer addressed previous statements made by commissioners Atencio and Carroll. Commissioner Salazar discussed the role the court has taken in the past in the redistricting process. Commissioner Nicolais weighed in on the discussion about district apportionment at the county level, and registered objection to certain features of Final Plan House 003v1. Commissioner Nicolais also discussed district competitiveness, and explained how certain districts in Final Plan House 003v1 could be made more competitive.

03:10 PM

Commissioner Nicolais provided his opinion about violation of certain legal criteria by Final Plan House 003v1. Chairman Carrera took issue with some of Commissioner Nicolais' statements. Commissioner Atencio addressed earlier statements made by commissioners Witwer and Nicolais. Commissioner Tool detailed instances where the 2001 approved redistricting plan "rounded up" in apportioning districts based on population. Commissioner Loevy discussed the appointments that have resulted in the make-up current commission. Commissioner Webb followed up on Commissioner Loevy's comments.

03:21 PM

Commissioner Webb discussed certain acts of bipartisanship undertaken by the commission, and the opportunity for minority representation in the House of Representatives under Final Plan House 003v1. Commissioner Nicolais addressed earlier statements made by Chairman Carrera. Various commissioners made closing remarks about the work performed by the commission over the previous months.

03:32 PM

Commissioner Carroll discussed the potential renumbering of districts in Final Plan House 003v1. Mr. Barry provided input regarding district renumbering. Discussion ensued regarding the proper course of action for district numbering.

BILL:	Discussion and Vote on Final Plans House	
TIME:	02:34:38 PM	
MOVED:	Loevy	
MOTION:	Moved Final Plan House 003v1. The motion passed on an 8-3 vote.	
SECONDED:	Webb	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	No
	Salazar	Yes
	Tool	No
	Witwer	No
	Webb	Yes
	Carrera	Yes
Final YES: 8 NO: 3 EXC: 0 ABS: 0 FINAL ACTION: PASS		

03:37 PM

The commission returned to making closing remarks about the redistricting process undertaken over the past several months. Discussion then returned to district numbering Final Plan House 003v1

BILL:	Discussion and Vote on Final Plans House	
TIME:	03:40:06 PM	
MOVED:	Berry	
MOTION:	Moved to authorize the Reapportionment Commission Staff to make changes to district numbers in Final Plan House 003v1, allowing districts with one incumbent to retain the district number, and changing district numbers with two incumbents.	
SECONDED:	Carroll	
		VOTE
	Atencio	Yes
	Berry	Yes
	Carroll	Yes
	Jones	Yes
	Loevy	Yes
	Nicolais	Yes
	Salazar	Yes
	Tool	Yes
	Witwer	Yes
	Webb	Yes
	Carrera	Yes
Final YES: 11 NO: 0 EXC: 0 ABS: 0 FINAL ACTION: PASS		

03:45 PM

The commission returned to making closing remarks about the redistricting process undertaken over the past several months.

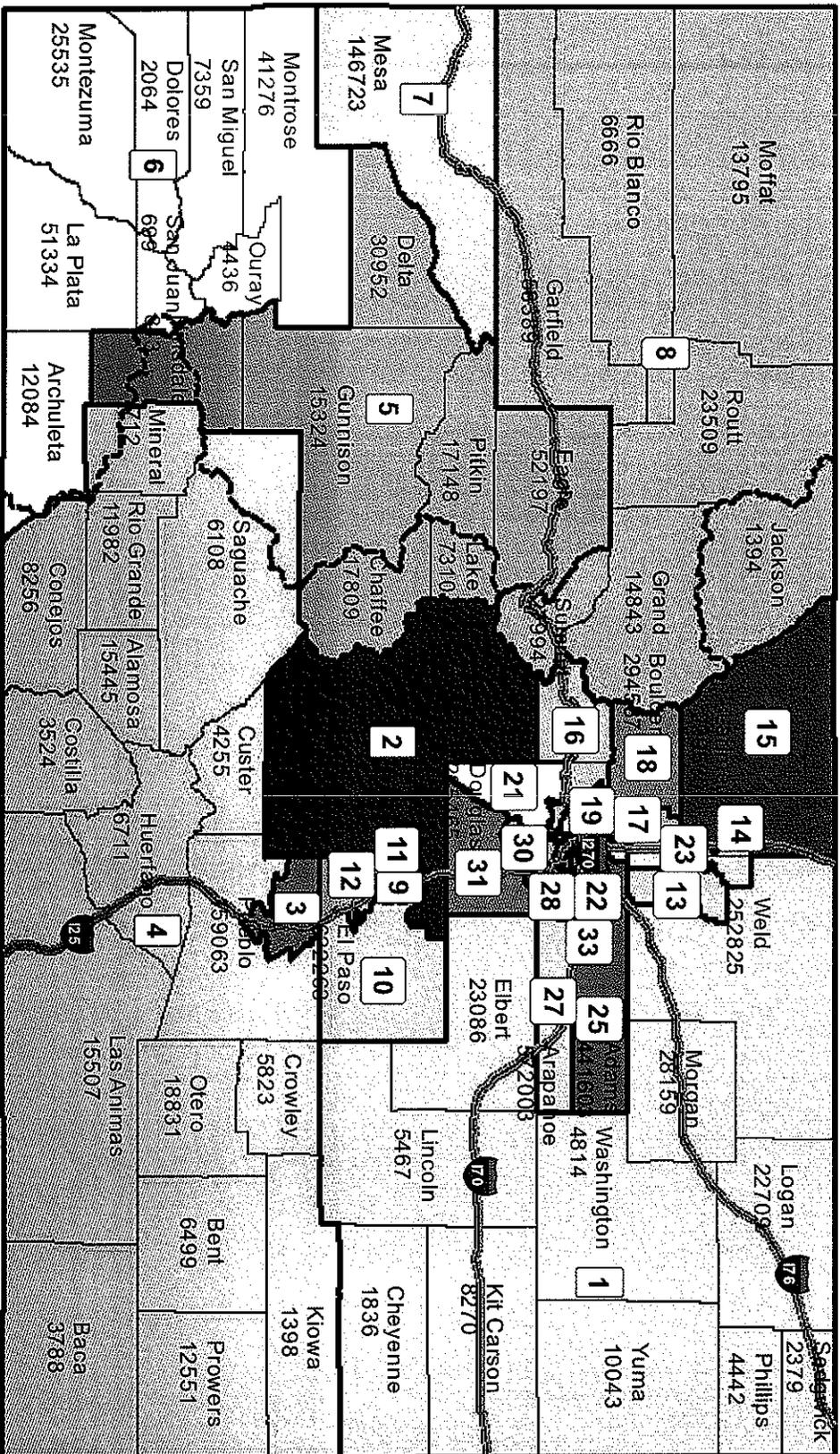
03:46 PM

A number of public comments were entered into the public record (Attachment L), along with a petition pertaining to Grand County (Attachment M). The commission adjourned.



Attachment L.pdf Attachment M.pdf

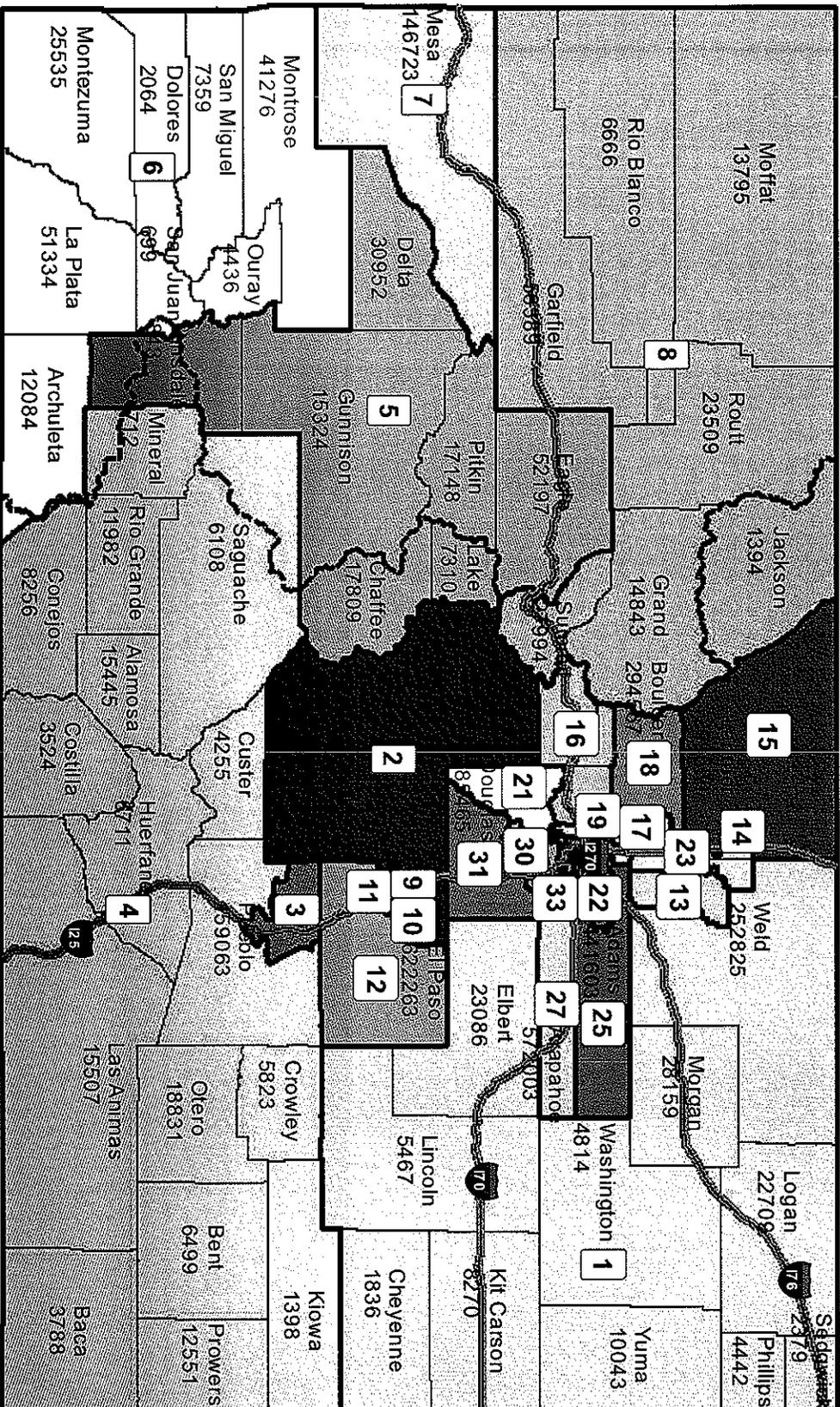
Final Plan Senate 001v2



2011 Colorado Reapportionment Commission
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Final Plan Senate 002V2



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