

AD HOC REDISTRICTING COMMITTEE MEETING
STATE OF GEORGIA

IN RE: REDISTRICTING PUBLIC HEARING

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REDISTRICTING PUBLIC HEARING

Before Sybil B. Coody, CRR, RPR, CCR-B-643

At the Richmond County Board of Education

864 Broad Street, Augusta, Georgia

On November 29, 2011, Commencing at 4:01 p.m.

1 APPEARANCES

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3 From the Legislative Delegation:

4

Representative Wayne Howard

5 Representative Quincy Murphy

Representative Barbara Sims

6 Senator Hardie Davis

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8 From the Augusta Commission:

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Commissioner Alvin Mason (Chairman)

10 Commissioner Jerry Brigham

Commissioner Bill Lockett

11 Commissioner Grady Smith

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13 From the Board of Education:

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Mr. Marion Barnes

15 Mr. Jack Padgett (Vice-Chairman)

Mr. Frank Dolan

16 Ms. Venus Cain

17

18 Board of Elections:

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Lynn Bailey

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21 Consultant:

22 Linda Meggers

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24 Legal Consultants:

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Leonard O. Fletcher, Esq.

Wayne Brown, Esq.

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1 CHAIRMAN MASON: I will go ahead and call
2 the meeting to order.

3 Lynn and Linda, are we --

4 MS. BAILEY: Yes.

5 CHAIRMAN MASON: All right. Just for the
6 record, it's -- we have here right now Ms. Venus
7 Cain; Mr. Barnes; Mr. Dolan; Mr. Lockett;
8 Mr. Howard; Mr. Murphy; myself, Mr. Mason;
9 Mr. Padgett; Mr. Brigham; and Mr. Smith that's
10 in attendance at this particular time.

11 At this particular meeting here I will go
12 ahead and discuss the meeting of protocol. We
13 talked in our last meeting that we would come
14 together at this particular point to make a
15 decision or certainly a discussion on map 2 and
16 map 3 and any additional tweaking that anyone
17 may have in reference to that. And so that's
18 basically what we're here to do today.

19 But prior to that I would like an
20 opportunity for those of us that were not
21 here -- in the interest of fairness, I believe
22 Ms. Bailey has put in front of us some public
23 comments from the public hearing that was held
24 at 2:00 o'clock, and if you would -- please, if
25 you'd just kind of go over it, give us a

1 synopsis of what this is about, we'd appreciate
2 that. Thank you.

3 MS. BAILEY: Be my pleasure. Thank you.

4 The public hearing commenced right at two
5 o'clock. We heard from five individuals. I've
6 provided a printout there for you with a
7 synopsis of those concerns and comments.

8 First we heard from Helen Minchew, who is
9 a member of the Richmond County Board of
10 Education. She was concerned about moving the
11 St. Marks voting precinct, which is precinct
12 702, out of District 7 and into District 1, and
13 that is in Plan 3.

14 Next we heard from Martha Reynolds.
15 Ms. Reynolds is the vice president of the Goshen
16 Neighborhood Association. They like what was
17 done to Goshen in Plan 3, glad that they were
18 restored and put back together. So that was
19 their comment.

20 Next we heard from Bob Finnegan.
21 Mr. Finnegan is the chairman of the Richmond
22 County Republican Party. Mr. Finnegan had
23 concerns with District 6 -- particularly or
24 specifically Plan 3, District 6. He didn't like
25 the fact that in his opinion District 6 was

1 chopped up. Plan 3, District 6 -- takes two
2 precincts out of District 6 and adds three
3 others into District 6. So there are some
4 significant changes to District 6 in Plan 3.

5 Next we heard from Mr. Melvin Ivey,
6 Mr. Ivey is the president of the Neighborhood
7 Alliance. Mr. Ivey had concerns with the
8 Fairington neighborhood being split, and that is
9 in Plan 3.

10 Then we heard from Ms. Catherine Winbush.
11 Ms. Winbush is affiliated with the Highland Park
12 Neighborhood Association. She had concerns with
13 the split in that neighborhood between
14 Districts 2 and 5. That split is an existing
15 split that was not caused by either Plan 2 or
16 plan 3.

17 CHAIRMAN MASON: Okay. Now, let me ask
18 you a question here. And certainly if any board
19 members have any questions, they can be answered
20 as well.

21 Under the first bullet where Ms. Minchew
22 had concerns about moving the voting precincts,
23 it really doesn't state what the concern is,
24 whereas the other ones are saying they are split
25 and so forth. Do we know specifically what the

1 concern was in reference to the move from 702 to
2 District 1?

3 MS. BAILEY: I will speak to my
4 understanding of that, and if any of her
5 colleagues that were here at that meeting have a
6 differing opinion, please feel free to chime in.

7 I think she was concerned that District 7
8 was disrupted in a substantial manner in Plan 3
9 in that you had a portion of District 7 that
10 went to District 1, that being the St. Marks
11 precinct that she specifically mentioned.

12 She was also concerned with the fact that
13 precinct 701, which is the Aldersgate precinct,
14 moves into District 3 and then a portion of
15 District 3, precinct 306, which is the Hillcreek
16 area over by Doctors Hospital, moves into
17 District 7.

18 CHAIRMAN MASON: Thank you.

19 MS. BAILEY: You're welcome.

20 CHAIRMAN MASON: Do any of the board
21 members have any questions in reference to the
22 public comments that have been placed before you
23 that Lynn Bailey has gone over?

24 MS. BAILEY: Mr. Chairman, if I might add,
25 before we move on, also at each of your places

1 is a copy of the three comments that we had
2 posted to our website, so you have those there
3 for your information as well.

4 CHAIRMAN MASON: Okay. And these comments
5 were posted --

6 MS. BAILEY: They were posted -- two were
7 posted, I believe, on October 27th, and one was
8 posted within the last couple of days.

9 CHAIRMAN MASON: So are there any
10 questions in reference to any of the public
11 comments of today or any of the public comments
12 that have -- that were up on the website? Now
13 would be an opportunity to address those.
14 Hearing none, appreciate that. Okay.

15 REPRESENTATIVE SIMS: Excuse me.

16 CHAIRMAN MASON: Yes, Representative Sims.

17 REPRESENTATIVE SIMS: I'm interested in
18 District 6, taking out two precincts and then
19 adding three others. What -- I'm a little bit
20 confused about how that proceeded.

21 MS. BAILEY: That would be under Plan 3.
22 Plan 3, District 6 takes out precincts 602 and
23 601 from District 6, and it moves into
24 District 6 precincts 501, 401, and 404.

25 REPRESENTATIVE SIMS: I guess my question

1 is why because it appeared to me that had it
2 been left, it would have been very much like
3 last time.

4 MS. BAILEY: Plan 3, you'll recall, had a
5 little different criteria in that we were trying
6 to lower the total black percentage population
7 from each district out of the seventies and more
8 into the 65 percent range.

9 So in order to accomplish that particular
10 criteria, there were changes that were made to
11 all the districts, and that is the particular
12 change that was made in District 6 as a result
13 of trying to accomplish that goal.

14 REPRESENTATIVE SIMS: I'm just -- my
15 question is: Could that not have been
16 accomplished in another manner, Ms. Meggers?

17 MS. MEGGERS: I don't believe so.

18 REPRESENTATIVE SIMS: Do you think that
19 was the very best that could have been done with
20 the -- a zero to 2 ratio?

21 MS. BAILEY: A zero to 2?

22 REPRESENTATIVE SIMS: Well, a deviation.

23 MS. MEGGERS: We can take a look at it.
24 The problem is that when you start trying to get
25 the other surrounding districts, like District 2

1 and 4, et cetera, under 70 percent, you have to
2 move some of those heavy precincts in some
3 direction, and that's why that district went up
4 in minority population was those shifts.

5 We can try another way, but I --

6 REPRESENTATIVE SIMS: I'd like for you to
7 do that, please.

8 MS. MEGGERS: I -- you know, with some
9 guidance from the committee because I offhand
10 don't know that it can be done.

11 REPRESENTATIVE SIMS: Well, it obviously
12 was done in Plan 2.

13 MS. MEGGERS: Well, Plan 2 had totally
14 different criteria. We were doing -- Plan 2 is
15 a minimum change plan.

16 REPRESENTATIVE SIMS: Right.

17 MS. MEGGERS: Plan 2 is basically taking
18 your current plans and balancing out the
19 population to be one person, one vote, and it is
20 very much -- very similar to the current plan.

21 District 3 is a totally different plan
22 coming from a different direction and different
23 criteria.

24 REPRESENTATIVE SIMS: And I think that's
25 why I'm asking, why that --

1 MS. MEGGERS: Well, because if any --

2 REPRESENTATIVE SIMS: -- is completely
3 different criteria.

4 MS. MEGGERS: I'm sorry, I didn't mean to
5 interrupt you.

6 REPRESENTATIVE SIMS: No, that's fine.

7 MS. MEGGERS: The major criteria for 3 was
8 to follow the original criteria as far as
9 keeping the common interests in 3, trying not to
10 split precincts to meet the one person, one vote
11 but also to enable -- to try to draw the
12 districts so that no minority district was
13 more -- around 65 percent was the original goal.
14 I didn't quite meet that. I got them all below
15 70 in order to give a more mix and give all of
16 the districts a better chance in building
17 coalitions and developing policy.

18 Senator Davis can probably explain that
19 much better than I could.

20 REPRESENTATIVE SIMS: I'd be interested.

21 CHAIRMAN MASON: Senator Davis.

22 SENATOR DAVIS: Thank you, Mr. Chairman.

23 I think the -- again, in our committee
24 meeting, Ms. Meggers, if I remember correctly,
25 and I believe the record will state as such,

1 that it was a posture that no district, whether
2 it be District 1, District 3, or any of the
3 districts, have a population that is greater
4 than 70 percent.

5 MS. MEGGERS: Yes.

6 SENATOR DAVIS: And that, rather, the
7 districts be looked at to allow for multiracial
8 coalitions and that, again, none of them be 75
9 percent black, 75 percent white. That was the
10 original suggestion as it was stated in the
11 committee.

12 MS. MEGGERS: Yes.

13 CHAIRMAN MASON: And let me also add to
14 that that that was done -- I don't think you
15 were absent in this particular meeting -- but
16 that was done by way of vote on the committee.
17 We voted as a committee. It wasn't just a
18 question of one or two people requesting that
19 particular event; it was a committee vote. And
20 several commissioners up here -- excuse me,
21 several committee members chimed in and said
22 they certainly have no problem looking at
23 another map that would reflect something of that
24 nature.

25 So that is what happened, and it was done

1 by committee vote. The criteria was distinctly
2 different. As a matter of fact, there was a
3 fourth map that came in as well, and what we did
4 at the last meeting, we voted to do away with
5 maps 1 and 4, leave maps 2 and 3, and if there
6 were any tweaks to be done --

7 REPRESENTATIVE SIMS: So this is tweaking,
8 right?

9 CHAIRMAN MASON: -- then it would go to
10 vote.

11 Well, this -- well, what you see as far as
12 2 and 3, we didn't get any responses for 2.
13 I'll let Lynn speak to that. I don't think she
14 got any for 2 at all from anyone.

15 MS. BAILEY: Plan 2, the tweaks made to
16 Plan 2 were done following, I guess, the public
17 hearings that we had earlier. So there were
18 changes made to the original Plan 2 in that we
19 were able -- and actually -- pardon me. Plan 1
20 was the original plan. There were tweaks made
21 to Plan 1 which then became Plan 2 where we
22 put certain neighborhoods back together that had
23 requested and whatnot.

24 Since Plan 2 was formulated, there have
25 been no further changes to Plan 2 at all by

1 request of this committee or otherwise.

2 Plan 3, there were several requests to
3 make changes to Plan 3. Most notably there was
4 a request to try to reunite the Fairington
5 neighborhood, and then there was a request to
6 try to reunite all neighborhoods.

7 And Ms. Meggers has done a little bit of
8 work in that regard and is prepared to share her
9 thoughts with you as we go forward in this
10 meeting regarding those changes to Plan 3.

11 But Plan 2 remains intact, and there have
12 been no suggestions from anyone on this
13 committee to make any changes to it.

14 REPRESENTATIVE SIMS: So Plan 2 was pretty
15 acceptable by everyone; is that what you're
16 saying?

17 MS. BAILEY: The fact that no one has --
18 well, I mean I won't speak on anyone's behalf,
19 but there have been no changes -- no change
20 requests made from anyone to Plan 2.

21 REPRESENTATIVE SIMS: I see.

22 CHAIRMAN MASON: Let me add, Lynn, there
23 plans 2 and 3 actually is what was accepted by
24 the committee as the two plans to look at and to
25 draw from. And so that's -- that is where we

1 ended up, and that's kind of where we are today.

2 And so we also, I might add, voted, and I
3 think Mr. Dolan was the one that brought it up,
4 to not look at any additional maps because we
5 could go down this road continually.

6 And so we voted on that, we took a vote on
7 that, and that vote passed, you know, to look at
8 maps 2 and 3 and not to bring in any additional
9 maps at this point of where we are in the
10 process.

11 So that kind of brings you up to speed for
12 those that may have missed that particular
13 meeting, kind of where we are and how we kind of
14 got to where we were.

15 Mr. Padgett.

16 MR. PADGETT: In consideration of this and
17 the number of changes that Plan 3 makes and the
18 biggest change, I guess, is in the at-large
19 districts and we're looking at moving -- if
20 Plan 3 were adopted, some, let's see, 10 --
21 almost 30,000 people would be moving from
22 District 9 to 10 and 10 to 9. And that doesn't
23 say anything about disruption in District 6,
24 which you're looking at.

25 And Senator Davis mentioned the fact that

1 the districts that were predominantly black were
2 disenfranchising the white voters in those
3 districts, and, of course, the plan that had
4 been brought forward is Plan 3. And also Plan
5 4, which was ruled out, does the same thing to
6 District 6. Instead of disenfranchising that
7 vignette, it adds an additional 6,000 folks.
8 That would be disenfranchising District 6.

9 And with all that in mind and having
10 looked at this and having attended every meeting
11 and all the hearings, I would move at this time
12 that we move forward and adopt Plan 2 and
13 present it to the Commission and to the School
14 Board for its approval at this time. I think it
15 shows that it's straight across the board as far
16 as fairness. I agree that you've got some
17 districts with 70 percent minority population.
18 I don't think you have any of the majority
19 populations anywhere at the 70 percent. But my
20 District 6 goes from a 52.9 to a 67.5 under
21 District 3. I think everybody in those areas,
22 and I've lived in that area all my adult life,
23 really would prefer to stay as a community.

24 So I would move that we adopt Plan 2 and
25 submit it to the Commission and the School Board

1 for its approval.

2 CHAIRMAN MASON: All right. Was that a
3 motion?

4 MR. PADGETT: That's the motion.

5 CHAIRMAN MASON: Second?

6 REPRESENTATIVE SIMS: Second.

7 CHAIRMAN MASON: Senator Davis and then --
8 and then Mr. Smith.

9 SENATOR DAVIS: I want to -- I think it's
10 appropriate for me to, unfortunately, address
11 this. In our committee meeting -- I don't
12 remember the date of that meeting -- it was very
13 clear what was stated. It is also duly noted in
14 the record at no time did I state or suggest
15 that it was a disenfranchisement of minority
16 individuals. Whether it be District 1, 2, 5, 4,
17 or Super District 9.

18 What was stated for the record and is
19 clearly in the record is that there should be no
20 districts in Augusta-Richmond County that are 70
21 percent white or black or 80 percent white or
22 black because it does not represent our
23 community. At no time did I use the word
24 disenfranchise, but I stated for the record and
25 I will again today state for the record it is

1 not reflective of our community.

2 It also does not provide or promote
3 opportunities for multiracial coalitions. I
4 even used my current seat, the seat that I am
5 sitting in as Senator for the 22nd Senatorial
6 District as an example of what it means to
7 establish multiracial coalition.

8 I am a Senator for Augusta, not a Senator
9 for black folks or white folks. I stated that I
10 used that as an example at a time that we were
11 again giving Ms. Meggers some direction about a
12 proposal for another map.

13 Ms. Meggers had been very, very good at
14 putting together a series of maps for this
15 committee that we might look at and having done
16 that in a very independent approach. I'm very
17 pleased with that. I want to commend
18 Ms. Meggers for her good work in that.

19 At the end of the day, I will hold fast
20 and firm on the fact that, as I've stated, our
21 community is not reflective of 70 percent of a
22 bunch of black folks over here, 80 percent of a
23 bunch of white folks over there. That's not
24 Augusta. That's not the community that I
25 represent, nor do I want to represent. And as

1 such, Ms. Meggers, in an act of independence,
2 has put together a map that again based on the
3 criteria that was adopted by this committee, by
4 this committee in unanimity put together a map
5 that reflects us getting as close as possible to
6 what our community looks like. And as such we
7 have that before us today, and, again, we have
8 an opportunity to look at it. We've had an
9 opportunity to provide technical requests for
10 changes to any of the maps, whether it be Plan 2
11 or Plan 3.

12 And as I've heard, for the record, from
13 our Board of Elections chair, Ms. Lynn Bailey,
14 there have been no requests. There have been a
15 few requests for, I think, a few changes to
16 Plan 3. But I want to again state for the
17 record that there was on my part no
18 nefariousness but, rather, a simple request that
19 let us look at putting together a proposal that
20 provides for opportunity for folks to establish
21 multiracial coalitions and those candidates who
22 then would run in those seats to talk to
23 everybody, to represent everybody, and support
24 everybody.

25 CHAIRMAN MASON: Ms. Cain?

1 MS. CAIN: I would like to see the changes
2 that were made. You said you made -- some
3 changes were made, Ms. Bailey, to Plan 3. I
4 think we need to see those because I do have
5 some concerns with the splitting of the
6 neighborhoods, so many neighborhoods being
7 split. So if you can show me the changes you
8 had made to Plan 3, if anybody's interested.

9 CHAIRMAN MASON: And, yeah, I think that's
10 appropriate, and we will get there. I think you
11 had a comment/question, Mr. Dolan?

12 MR. DOLAN: Yes, I have two comments.
13 No. 1, I've been quiet and I'm not causing a
14 fuss, but District No. 7, we have gone through
15 there with a meat ax and chopped that district
16 to pieces, and I don't think by doing that we
17 represent our constituents at all.

18 And, No. 2, I think, Senator Davis, didn't
19 you go up and get -- request a fourth map? Were
20 you the one who did that?

21 SENATOR DAVIS: I didn't go up. I took
22 the same criteria that we established in this
23 meeting --

24 MR. DOLAN: Yes or no?

25 SENATOR DAVIS: I took the same criteria

1 that we established in this meeting and pursuant
2 to the fact that I initiated the conversation
3 when I stated to this committee -- and, again,
4 it is in the record very clear -- I stated that
5 since I've initiated it, I'll provide this
6 committee with the data that I have in front of
7 me, not knowing what that looked like, no
8 different than what Ms. Meggers did. The
9 committee then summarily disposed of that same
10 map, which was proposal 4.

11 MR. DOLAN: My point is you went up to get
12 a fourth map. You didn't like something about
13 this map.

14 SENATOR DAVIS: About which map?

15 MR. DOLAN: No. 3.

16 SENATOR DAVIS: I hadn't even seen map 3.

17 MR. DOLAN: Okay. Not seen it. You
18 hadn't seen map 3.

19 SENATOR DAVIS: I saw map 3 when you and I
20 came to that meeting, the same meeting that we
21 all attended. That was when map 3 was
22 presented.

23 Ms. Meggers has, again, acted in an
24 independent matter, which is what was requested
25 of this committee.

1 CHAIRMAN MASON: Mr. Lockett?

2 COMMISSIONER LOCKETT: Thank you,
3 Mr. Chairman.

4 If it's in order, I would like to indicate
5 that I fully concur with the comments made by
6 Senator Davis, and I would like to make a
7 substitute motion that we adopt Plan 3.

8 CHAIRMAN MASON: We have a substitute
9 motion. Do I hear a second?

10 REPRESENTATIVE MURPHY: Yes, you do.

11 CHAIRMAN MASON: All right. We have a
12 substitute motion on Plan 3 and a second.

13 Mr. Brigham?

14 COMMISSIONER BRIGHAM: Mr. Chairman, if
15 we're going to -- I'm assuming this is up for
16 debate now. If we're going to go that way,
17 Plan 3 is not representative of this community
18 at 65 percent majority white or majority black
19 in any of the districts either. And if we're
20 going to be representative of the community, we
21 ought to be much closer to the percentages of
22 all the districts and not be so far out
23 statistically.

24 I believe the census figures show that the
25 community was about 54 percent black and about

1 39.5 percent white and the differences in the
2 other. And if we're going to really be
3 representative and draw districts that represent
4 this community, we ought to draw districts that
5 reflect the census percentages where possible.
6 And, therefore, I think it would accomplish
7 everything that's been said about district --
8 about Plan 3.

9 If we're going to go about and have the
10 least amount of change, we should adopt Plan 2.
11 That is the plan that presents the least amount
12 of change to our constituents. If we want to do
13 that, that should be the plan that we should do.
14 If we're going to make wholesale change, we
15 ought to make wholesale change that is
16 reflective of the entire community and not have
17 such wide percentage variations.

18 CHAIRMAN MASON: Is that it?

19 COMMISSIONER BRIGHAM: For right now.

20 CHAIRMAN MASON: Okay. Well, let me say
21 this. As the chairman and having heard all of
22 the comments, let me just try to sum this up a
23 little bit so that people can kind of be
24 reminded of where we are and how we got here.

25 While I can appreciate all the comments

1 that have been made and potentially about what
2 we should have done or maybe what we should do,
3 we took action as a committee on what we would
4 do. And what we took action on was that there
5 would be two maps, maps 2 and 3. And maps 2 and
6 3 were both drawn and it wasn't a matter of
7 preference by one individual or another, that
8 I'm aware of, but it was drawn based on
9 information given to the independent source,
10 which was Ms. Meggers. I don't know of any
11 commissioner or committee member up here that
12 drew a map and Ms. Meggers has presented it and
13 it's been accepted by this group. I don't know
14 of anybody who have done that.

15 We came through committee and we voted on
16 it and we said these are the two maps. Now,
17 there was an opportunity for you to say then
18 just what you're saying here today. I, for one,
19 am not willing to go backwards at this point
20 simply because there's two maps here and there's
21 some angst about one or the other. What we said
22 at that time was we'd come here and we'd be
23 prepared to vote on maps 2 or 3. We have some
24 discussion, and that's fine and we ought to have
25 discussion, but there was going to be some

1 determination on map 2 or map 3.

2 I take exception to the fact that any
3 individual, any one individual, thinks that this
4 affects only one district or one district was
5 pointed out. Sitting here as the commissioner
6 for District 4, I lost about 14 -- 12 to 14
7 percents of my voting age population that have
8 gone down. I lost a huge chunk under Plan 3 of
9 voters that have been very loyal to us there in
10 District 4.

11 So there are some things that affect and
12 bother probably several of us sitting here that
13 I'm not 100 percent comfortable with, I can tell
14 you that. But at the end of the day, I doubt
15 that the 12 of us will come to an agreement 100
16 percent sure that is the way it is. And I don't
17 ever remember the criteria being the least
18 movement as possible or the least amount of
19 moving folks. I don't recall that being a
20 criteria.

21 But having said all that, today was not
22 the point to come back and talk about doing more
23 maps. I thought we made that very, very clear,
24 and I thought that we also made it clear that
25 this was what we were going to do today, to come

1 here to talk about it.

2 We may not necessarily like it, but here's
3 two maps that are in front of us. We're going
4 to look at what Ms. Meggers brought in terms of
5 some of the changes that were asked about and
6 then take a look at it and vote it up or either
7 vote it down. I mean that's why we're here
8 today.

9 If you're talking about going into a whole
10 other direction, I would assume if you want to
11 turn around and take another vote to figure out
12 if we can go into a whole other direction, but
13 the vote that we've taken is the direction of
14 where we are today. That's where we are, and
15 that's what we agreed to, today where we are.

16 And so from that standpoint, I mean
17 someone tell me how you want to move forward
18 because in order to move forward any
19 differently, it's going to take a vote of this
20 committee to move forward in a different manner
21 than what we have said we were going to do when
22 we met here last time and took a vote.

23 Ms. Cain.

24 MS. CAIN: I have a question. Now, we've
25 got Plan 2. There's been a motion on the table

1 for Plan 2. There's a motion on the table --

2 COMMISSIONER LOCKETT: Substitute motion.

3 MS. CAIN: -- substitute motion on the
4 floor for Plan 3. So say if you just took 2 or
5 you took 3, either one of them. When would we
6 come in and say if there were some changes that
7 we felt that needed to be made to either one of
8 them, when would that take effect? Are we --

9 CHAIRMAN MASON: Well, we had said that at
10 the last meeting between -- and I remember.
11 Remember, we said we would forward everything to
12 Lynn, and I believe you have the minutes to that
13 effect, that we would forward it to Lynn. She
14 would move it out to all of the committee
15 members, and we would have that going in so that
16 we would give -- because, remember, Ms. Meggers
17 is getting paid by the hour.

18 MS. CAIN: Yes.

19 CHAIRMAN MASON: She would have an
20 opportunity then, you know, to go ahead and have
21 that put together so when she comes here, we
22 would be able to show those differences. So
23 that was discussed and voted on in the last
24 meeting in the minutes where we flagged that.

25 MS. CAIN: Okay. So I sent my concerns --

1 I was a day late and a dollar short, but I sent
2 my concerns to Ms. Bailey on Monday. So I know
3 those -- they may not have had an opportunity to
4 be addressed.

5 CHAIRMAN MASON: I don't know. Ms. Bailey
6 can speak to that. I don't recall anything
7 coming to the rest of the group.

8 MS. BAILEY: No, Ms. Cain, and my
9 apologies. I was not in the office yesterday
10 and just got that today.

11 MS. CAIN: Yes.

12 MS. BAILEY: Your concerns, as I recall,
13 were with the Woodlake --

14 MS. CAIN: Well, just not only Woodlake;
15 splitting subdivisions that was --

16 CHAIRMAN MASON: Gentlemen, if we could,
17 if we could, please.

18 MS. CAIN: That's my concerns, splitting
19 subdivisions.

20 MS. BAILEY: So your concerns were with
21 splitting subdivisions in general?

22 MS. CAIN: Yes.

23 MS. BAILEY: Okay.

24 MS. CAIN: That was my biggest concern.

25 MS. BAILEY: Were there specific areas?

1 You know, as we -- as we look at a plan, it
2 would be, I would think, impossible to restore
3 every single neighborhood that's split just
4 because we do have many areas in our community
5 that are very densely populated, and it's -- the
6 lines have to go somewhere, and we have to get
7 the ideal district population within a
8 reasonable deviation range at the end of the
9 day. And it does become difficult to keep -- if
10 not impossible to keep every single neighborhood
11 together.

12 So I think what we need to do at this
13 point -- if I'm out of order, I apologize, but
14 we need to isolate specific areas of concern and
15 see if they can be addressed.

16 MS. CAIN: Okay. My concern is again,
17 too, when I look at even where I live, we're now
18 split between two commissioners. And not only
19 with my neighborhood, but we have other
20 subdivisions that are split between two
21 commissioners, two school board.

22 When we first talked about this, we talked
23 about us wanting to keep continuity together
24 with subdivisions so the subdivisions would not
25 be split. And that's my concern.

1 So either one of these maps would go to my
2 question is can we tweak it to where some of
3 those subdivisions may have been split that
4 they're no longer split? That's my question.

5 CHAIRMAN MASON: And --

6 MS. CAIN: If you go with map 1 or 2.

7 MR. DOLAN: 2 or 3.

8 CHAIRMAN MASON: And as I stated, based on
9 the action that we took, yes, that was to be
10 done prior to coming in here and so that way she
11 would be able to show us what it was that we
12 were requesting from her so that we could move
13 forward in the interest of time.

14 And so in order for anything to move
15 beyond that -- please correct me if I'm wrong
16 with our power of attorneys that we have here --
17 it would take a vote to do that because we have
18 already voted on what we are supposed to be
19 doing. We've already taken that vote.

20 REPRESENTATIVE HOWARD: So would it be
21 appropriate to do a substitute to a substitute
22 to here allow Ms. Meggers to show us --

23 CHAIRMAN MASON: I'm going to let the
24 parliamentarians speak to that because I don't
25 know of any such. Please.

1 REPRESENTATIVE HOWARD: I mean what we're
2 trying to accomplish is to allow Ms. Meggers to
3 show us those requests that have been put in so
4 we can see those changes.

5 CHAIRMAN MASON: I don't think that's the
6 issue. I think the issue is that her request
7 was not -- correct me if I'm wrong. Your
8 request --

9 MS. CAIN: Well, first of all, my
10 request -- you know, Lynn was out, and I'm not
11 angry with her, and I was out last -- the last
12 meeting, so I sent my concerns to her Monday
13 about subdivisions being split because I knew
14 that was a criteria.

15 At first I thought we were talking about
16 precincts, and then I said let me go back and
17 double-check and see if we're actually talking
18 about precincts or are we talking about
19 neighborhoods.

20 When I realized it was neighborhoods that
21 were being split, I was concerned that we were
22 splitting neighborhoods because my thought
23 process is -- and maybe I'm wrong, and if I
24 offend anyone, I'm sorry; that's not -- that's
25 not my goal. But if we say it's not good for

1 one subdivision, how is it good for another
2 subdivision to be split? If it's not good for
3 Sand Ridge to be split, it's not good for
4 Fairington to be split, it's not good for
5 Woodlake or any other subdivision.

6 I have approximately a thousand homes in
7 my subdivision who are now represented by two
8 commissioners and two school board. So
9 depending on what part of the -- the side of the
10 little river that runs through the park
11 determines who your representative -- I mean who
12 your representative would be.

13 So I'm saying if those changes could be
14 made in either Plan 2 or 3, I need to know
15 before I make my decision because I don't want
16 to be backed in a hole to where I say I'm going
17 to go with Plan 2 and then I find out, hey,
18 there are some things I would like to see
19 tweaked in Plan 2 and vice versa with Plan 3. I
20 need to know up front.

21 CHAIRMAN MASON: And I think I've
22 explained that, how that will be done. Now, if
23 there's a different way, the parliamentarian can
24 let me know, but I think it requires a vote to
25 do that because we voted already to have a

1 different action.

2 MS. CAIN: So can I put a motion on the
3 floor that either plan we go with that if
4 there's some tweaking, we can do it?

5 CHAIRMAN MASON: Again, I'm looking to the
6 parliamentarians because I'm not one, and I'm
7 not going to assume to be. That's why we have
8 these two guys sitting here. I've got to get an
9 answer here. I see hands, but we've got an
10 outstanding issue.

11 MR. BROWN: You cannot substitute on a
12 substitute as to Commissioner -- I mean
13 Representative Wayne Howard's question.

14 I believe if the committee would like to
15 interact with Ms. Meggers in terms of seeing
16 maps and changes, one way I think that could be
17 accomplished, if both of the maker of the
18 substitute and the original motion is willing to
19 withdraw their motion, I think the committee
20 might could get back in neutral.

21 CHAIRMAN MASON: Okay. Mr. Dolan?

22 MR. DOLAN: Most of what you said today I
23 agree with; however, some of the things that you
24 have not said I agree with, too. When we first
25 came here over at the municipal building, we

1 said to Ms. Cain's point we were not going to
2 break up -- there's spirits in here -- we're not
3 going to break up the neighbors and we're going
4 to minimize the precinct confusion, I think; is
5 that correct? Maybe not exactly, but we said,
6 paraphrasing.

7 MS. BAILEY: Precinct splits, yes.

8 MR. DOLAN: We broke up so many
9 neighborhoods and so many precincts nobody can
10 even count them all. And that's true, too, with
11 all of the things you said about the votes and
12 how we get here. And we're not ready to vote on
13 this.

14 CHAIRMAN MASON: Are you speaking for
15 yourself, or are you speaking for the entire
16 group?

17 MR. DOLAN: I don't think this --

18 CHAIRMAN MASON: Because I just heard two
19 motions. That's the reason why I'm asking.

20 MR. DOLAN: Well, we're not ready to vote
21 on this. You can do what you want to.

22 CHAIRMAN MASON: Well, no, no; I'm going
23 to do what the group says. I've heard two
24 motions. I'm going to do what's legal to do,
25 not what I want to do. Let's make sure we're

1 clear on that.

2 Yes, sir. Mr. Padgett.

3 MR. PADGETT: In addition to what
4 Mr. Dolan just got through stating, Plan 3 adds
5 an additional 10 communities -- and this is some
6 of the stuff Ms. Cain's talking about, Woodlake
7 and all that area -- out in that area which
8 would go to 9.

9 But I do believe, too, the original
10 position of this group when we met in the
11 municipal building was to make the changes to
12 equalize the one person, one vote and to make as
13 few changes as possible. And I think Plan 2 --
14 Plan 1 came back that way, and, then, of course,
15 with the adjustments we got and made from the
16 public hearings, it became Plan 2. And
17 certainly that plan does not sort up and shake
18 up the entire community.

19 When you're looking at the entire county
20 and you're looking at almost 30,000 people being
21 moved from districts and from precincts, I think
22 that's a rather massive change, and certainly it
23 does not follow with the original purpose of the
24 committee and to make the one man, one vote, not
25 to take any of the minority districts and, as

1 the federal courts have said, reduce them below
2 a point where minorities could win. And all of
3 that was said and done, and I think the
4 revisions to 1 which became Plan 2 we pretty
5 well have done that.

6 If you look at the census numbers, you
7 know, it -- my district itself is almost an
8 exact 52.9-52.9 minority population in census
9 and voters. And when you look at that, it
10 pretty well works out perfectly, and that's the
11 reason I'm in support of Plan 2.

12 CHAIRMAN MASON: Everybody's making
13 fantastic points, and I don't disregard any of
14 them. But what I'm saying here is we've got
15 two -- and right now, unless it changes, we've
16 got a substitute motion on the table. As a
17 matter of fact, we've got two motions out there
18 that we've got to deal with or be withdrawn.

19 And at the end of the day it's really this
20 simple: If you don't like the map, don't vote
21 for it. If there's a map that you like, vote
22 for it. It really comes down to that at the end
23 of the day. It's really that simple.

24 So if we're not going to withdraw the
25 motions, then we're going to take some action on

1 the motion so that we can get to where we're
2 going to get to or we'll continue the process,
3 whatever it is, if nothing passes. But bottom
4 line is you can vote for it or you don't have
5 to. And that's with either map, map 2 or map 3
6 at the end of the day.

7 REPRESENTATIVE MURPHY: Mr. Chairman?

8 CHAIRMAN MASON: Mr. Murphy.

9 REPRESENTATIVE MURPHY: Point of
10 clarification, if you will. The motion that we
11 made at our last meeting was to review and make
12 suggested changes to map 3. And in order for us
13 to go forward with both of these, I think we've
14 got to review the changes for map 3.

15 Now, you know, the motions have been made.
16 I'm just asking for clarification now because
17 the motions have been made. If we were to go
18 forward with map 3, we would have to accept the
19 changes that members have made to Ms. Meggers
20 because that was the motion that we made -- that
21 we would proceed with. So in support of Trustee
22 Cain, I am desirous of seeing the changes that
23 were recommended to Ms. Meggers.

24 MS. CAIN: Thank you, Representative
25 Murphy, for saying it so eloquently.

1 Mr. Padgett, will you please pull your
2 motion?

3 Mr. Lockett, would you --

4 CHAIRMAN MASON: Ms. Cain, I've got it.

5 MS. CAIN: -- please --

6 CHAIRMAN MASON: I've got it.

7 MS. CAIN: Because you're asking me to
8 vote on something I don't know what's happened.

9 CHAIRMAN MASON: Well, it's extremely
10 clear. The parliamentarians can't make it any
11 clearer. The chairman cannot make the motion,
12 nor can you.

13 So at the end of the day we have two
14 individuals here who have motions on the table.
15 So let's do this the right way. There's no
16 reason for attitude here. Let's just do it
17 right. And the right way is either they're
18 going to rescind them, and if they're not, we're
19 going to take action on it. We're going to move
20 on. I don't know about you, but I'm not going
21 to be here all night.

22 MS. CAIN: Me neither. That's why I asked
23 them would they pull their motion.

24 CHAIRMAN MASON: So either they're going
25 to pull it, and if they're not, we're going to

1 move on. Now, here's your opportunity.

2 SENATOR DAVIS: Call for the question,
3 Mr. Chairman.

4 CHAIRMAN MASON: The question's been
5 called for. So we have a substitute motion on
6 the floor. We have a substitute motion on the
7 floor. And that substitute motion is for plan
8 what?

9 MS. BAILEY: 3.

10 CHAIRMAN MASON: 3?

11 REPRESENTATIVE MURPHY: Please, I need
12 some clarification from counsel. We've moved to
13 submit changes to Ms. Meggers on map 3, if there
14 were any. Map 2 is solid. Now, when we vote to
15 support map 3, whatever changes that have been
16 submitted, are we accepting those changes as
17 well?

18 MR. BROWN: There has been no presentation
19 of an altered map 3. The body -- anything
20 that -- nothing can pass this body without it
21 being presented. The only -- map 3 that is
22 presented, I believe, will be the same map 3
23 that was presented at -- in the previous
24 meeting.

25 REPRESENTATIVE MURPHY: Mr. Chairman, one

1 additional question.

2 Ms. Meggers?

3 MS. MEGGERS: Yes, sir.

4 REPRESENTATIVE MURPHY: I don't have my
5 notes before me, but who requested changes to
6 map 3?

7 MS. MEGGERS: You mean since the last
8 meeting?

9 REPRESENTATIVE MURPHY: Yes.

10 MS. MEGGERS: Ms. Bailey sent me a list of
11 subdivisions in both plans 2 and 3 that are
12 split. And also then I asked -- she also gave
13 me for Plan 3 three specific subdivisions that
14 comments have been made and for me look at. And
15 the Richmond County GIS department sent me a
16 subdivision overlay that I can pull into my
17 system to look at.

18 I've looked at that. There are some
19 technical problems that I can show you some
20 things can be fixed, some things can't, but I
21 need guidance from the committee to do too much
22 more than I've done.

23 CHAIRMAN MASON: Okay. Now,
24 parliamentarians --

25 SENATOR DAVIS: Please.

1 CHAIRMAN MASON: We've had a call for the
2 question. What does that mean if we continue to
3 have dialogue? That's all I need to know
4 because I want to be able to be legal and right
5 as we're going down this process. So I need to
6 know: What does calling for the question mean
7 exactly?

8 MR. BROWN: Parliament's required.

9 SENATOR DAVIS: The prompt from --
10 pursuant to Roberts Rules of Order, the reality
11 of our posture was the chair had given
12 direction, prior to both motions, that
13 Ms. Meggers present, which is what the superior
14 action should have been, that the presentation
15 should have taken place first to introduce the
16 changes. And that was the superior action that
17 was given prior to the motion and the subsequent
18 substitute. And that's what should have
19 happened.

20 CHAIRMAN MASON: Now, my legal folks that
21 are sitting there, you know, getting paid all
22 the good money, can we hear from you?

23 MR. BROWN: What is your question, please,
24 Mr. Chairman?

25 CHAIRMAN MASON: The same question. I

1 mean we've had -- we had a call for the
2 question, and so where are we now in this
3 process and where can we go from here so that
4 it's done correctly?

5 MR. BROWN: Both Mr. Fletcher and I think
6 it would be in order for Ms. Meggers to present.

7 CHAIRMAN MASON: And there it is.

8 COMMISSIONER LOCKETT: Mr. Chairman?
9 Based on what has been said, I made a substitute
10 motion because the primary motion was made. If
11 the person that made the primary motion is
12 willing to withdraw his motion, well, then, I'll
13 withdraw my secondary motion, and then we can go
14 on with the debate, if that's agreeable.

15 CHAIRMAN MASON: Okay. Now, let me --
16 and, please, parliamentarians, please weigh in
17 on this. No. 1, the substitute motion overrules
18 the primary motion. So if there's any release
19 or withdrawal of a motion, to me it would seem
20 like the substitute motion would have to be
21 withdrawn first since it took precedence over
22 the primary motion. Somebody please help me
23 out.

24 MR. BROWN: That is correct.

25 CHAIRMAN MASON: Okay. So a little

1 head-shake agreement or whatever you asked for
2 can't happen. You're either going to have to
3 rescind it --

4 COMMISSIONER LOCKETT: (Shakes head.)

5 CHAIRMAN MASON: No. Where are we? Where
6 can we go?

7 REPRESENTATIVE HOWARD: Inquiry by
8 parliamentarians. Did I hear legal counsel say
9 that the motions -- the chairman could possibly
10 declare the motions out of order because there
11 was -- in order to carry through what was
12 determined or voted on in the last meeting?

13 MR. BROWN: That's what we said. We are
14 saying that Ms. Meggers could present.

15 CHAIRMAN MASON: Well, that's a little bit
16 different than how he put it. You're saying she
17 can present without what?

18 MR. BROWN: It's going to have the same
19 effect.

20 CHAIRMAN MASON: Without taking a vote
21 first? Is that what you're saying? Because
22 there's two subs -- I mean there's two motions
23 on the table. You're saying she can go ahead
24 and present? We don't have to take the vote up
25 right now and she can go ahead and present? Is

1 that what you're saying?

2 MR. BROWN: Yes.

3 MR. PADGETT: How do you handle the call
4 for question? It takes precedent over all
5 motions.

6 CHAIRMAN MASON: I'm not trying to be
7 funny; I'm trying to hear from them.

8 MR. FLETCHER: Those were the instructions
9 that y'all gave last week. Those were the rules
10 you established. Y'all have done nothing to
11 change that. So let her present, and then we're
12 back to debating what you -- where you are.

13 CHAIRMAN MASON: If that passes the smell
14 test, you know, and that's the legal -- that's
15 the legal course of action, because I'm not a
16 lawyer, I guess that's what we'll go with.

17 Ms. Meggers.

18 MS. MEGGERS: Isn't there an old saying,
19 something about something gets so complicated it
20 would take a Philadelphia lawyer to figure it
21 out?

22 Okay. When I talked with Ms. Bailey last
23 week, she told me that there had been questions
24 that came up about subdivisions, and they sent
25 me a list of subdivisions that had been split in

1 both plans. There were 10 in Plan 2 and 16 in
2 Plan 3.

3 Subdivisions is not a layer of information
4 that I have in my system. It's very unusual --
5 in fact, you cannot redistrict based strictly on
6 subdivisions. Let me start the discussion with
7 the fact that redistricting lines, your district
8 lines, precinct lines, have to follow visible
9 ground features, something you can go out and
10 see with a naked eye. It has to be a street, a
11 stream, a railroad track.

12 The only exceptions to that are corporate
13 limits and county boundaries that you use.
14 Okay? So know that that's where I have to start
15 from. Whenever I start putting subdivisions
16 back together, I have to find a visible boundary
17 that accomplishes that.

18 She also told me that there were three
19 specific subdivisions that she had heard
20 concerns about. That was Fairington, George --
21 she said Georgetown. There's two Georgetowns:
22 There's a Georgetown Estates, Georgetown South.
23 I looked at the Georgetown Estates to begin with
24 in Waverly. So let's take those one at a time
25 and look at those because I have addressed those

1 three.

2 Okay. Let's start with Fairington. I'll
3 go then in alphabetical order.

4 Okay. The green lines -- can you see
5 those on the screens in front of you, the dotted
6 green? Those are your subdivision lines. As
7 you can see, they get a little bit confusing
8 because the way the GIS department did is they
9 went down and they took both sides of the lines
10 and went through, so it takes a little bit of
11 work to look at that. So let's look at
12 Fairington.

13 This one I have moved, at least a good
14 portion of it, into -- from District 6 back into
15 District 4. Now, let me ID -- I used Lexington
16 Parkway over to where it dead ends into Teakwood
17 Drive, followed Teakwood Drive all the way out
18 to Fairington Drive. Well, right here, that ID
19 is Fairington. When I go just above here,
20 that's High Point, so I've accomplished it
21 there.

22 This is Fairington. Yeah. Here is that
23 section that I did not get that is also
24 Fairington. But as you notice, see this line
25 that they say is the subdivision line? That is

1 a property line. That is not a visible feature,
2 and we're going to see that over and over.

3 So I have gotten the biggest part of
4 Fairington back together and met all the other
5 legal criteria that I have to have for a
6 district boundary, which is a visible feature.
7 I'm not going to be able to get all of
8 Fairington; I got most of it. Okay? So, you
9 know...

10 Let's go to Georgetown Estates now. Okay.
11 This is Georgetown Estates. I've moved back
12 into 6 most of it, but now let's look at what
13 we've done. Okay. This area here is Georgetown
14 Estates. This area is Georgetown Estates. This
15 is.

16 Now, when I cross this line, I'm into
17 Georgetown South, but the closest line that I
18 could get to was to come over here to Kensington
19 Drive. So there again I have put Georgetown
20 Estates back together, but Georgetown South is
21 split.

22 MS. BAILEY: Excuse me, Mr. Chairman, may
23 I ask a question, please?

24 CHAIRMAN MASON: Yes, ma'am, please.

25 MS. BAILEY: Linda, the blue line that we

1 see on this screen, is that the existing
2 precinct boundary line?

3 MS. MEGGERS: Yes. And all over the map
4 your voting precincts split subdivisions.
5 Subdivisions, putting them back is -- is --
6 you're suggesting -- basically is impossible is
7 what I'm trying to tell you. Now, we can -- if
8 there's some areas that are very upset about
9 being, we can get most of it, but I'm not going
10 to be able to make it a clean line because of
11 the very nature of subdivisions rather than
12 communities, et cetera.

13 So I can do a lot better for some of them,
14 but all over the map I -- I spent about an hour
15 going through this list of 16, and this is going
16 to be the situation in every single one of them.
17 I didn't find any of them I could put totally
18 back together because of the property lines.

19 CHAIRMAN MASON: Senator Davis.

20 SENATOR DAVIS: Thank you, Mr. Chairman.
21 Ms. Meggers, in your practice, with any of the
22 maps that have been presented to this committee
23 is it not true that that is the case in each of
24 the maps, that neighborhoods will be split and
25 that we'll have this complexity?

1 MS. MEGGERS: Yes.

2 CHAIRMAN MASON: Mr. Padgett.

3 MR. PADGETT: I think the point there,
4 there's 11 additional neighborhoods split in
5 Plan 3 that were not split in Plan 2, and with
6 that there were one, two, three, four, five that
7 were split in Plan 2 that were not split in
8 Plan 3.

9 So you're doubling the number of
10 neighborhoods split in Plan 3 versus Plan 2.
11 And I'm not sure about what the numbers are
12 there, but just listed on the list of
13 neighborhoods that were split, that's the
14 situation. There's twice as many in 3 as there
15 was in 2.

16 CHAIRMAN MASON: Mr. Brigham.

17 COMMISSIONER BRIGHAM: Mr. Chairman, as
18 far as splitting the neighborhoods, then what
19 Ms. Meggers, I think, is trying to tell us
20 without us just being specific and wanting to
21 have a certain neighborhood combined, there's no
22 way that this can be done. That's my
23 understanding of it.

24 My question would be is why would -- then
25 why would some neighborhoods be more

1 preferential than others? And I would think the
2 answer to that is it should not be.

3 CHAIRMAN MASON: Should not be.

4 MS. MEGGERS: Now, we can look at the
5 third one that Ms. Bailey sent me, which is
6 Waverly, and I think that is one that I was able
7 to put intact without splitting additionally.
8 It's been a few days since I've looked at that.
9 Let's look at it to double-check that statement.

10 Okay. This is Waverly across this road.
11 This is not a subdivision; it's undeveloped
12 land. This down here is Ravenel. So this is
13 the one out of the three that I actually can use
14 Canterbury Drive and come back and move this
15 from District 4 or -- no, I guess this is
16 District 3, District 3 back into 7 and put that
17 one. So out of the three that I looked at, of
18 those three only one can be totally put back
19 together and meet the legal criteria.

20 I went through, oh, probably six, seven,
21 eight more of these other ones and ran into the
22 same situation as I did with Fairington and
23 Georgetown. So that's why I brought it back to
24 the committee, to ask what your guidance was.

25 CHAIRMAN MASON: Mr. Barnes.

1 MR. BARNES: Yes. I'm just sitting over
2 here with something bothering me, and it's just
3 a very simple question.

4 CHAIRMAN MASON: Yes, sir.

5 MR. BARNES: If we pass one of these
6 plans, 2 or 3, will there be any more work done
7 on Plan 2 or Plan 3, regardless of which one of
8 them pass?

9 CHAIRMAN MASON: Legally?

10 MR. BROWN: If you adopt the plan as is,
11 you are final; however, if a motion is made to
12 adopt it and to consider future revisions or --
13 basically what you're asking -- I assume what
14 you're asking is can one plan be adopted to be
15 the only plan to be considered for future
16 actions or to be tweaked after it's adopted. It
17 depends if that's the motion that is made can
18 pass.

19 MR. BARNES: Okay. One other question --

20 CHAIRMAN MASON: Mr. Barnes.

21 MR. BARNES: -- to him.

22 CHAIRMAN MASON: Yes, sir.

23 MR. BARNES: Based upon the motions made,
24 was any of that made?

25 MR. BROWN: No, I did not hear -- I did

1 not understand the motion as to narrow the plan
2 is to adopt it. I did not hear the motion for
3 narrowing the choices that you will consider and
4 that you will work on; it is simply a motion to
5 adopt, I believe.

6 CHAIRMAN MASON: And so the only way to do
7 that would be to amend that motion, is that
8 correct, for --

9 MR. BROWN: If you want a different motion
10 on the floor, yes.

11 MR. BARNES: One other question. I'm not
12 trying to belabor this.

13 CHAIRMAN MASON: Oh, no, no. Absolutely,
14 Mr. Barnes.

15 MR. BARNES: I'm trying to get a clear
16 understanding.

17 The motion was made to adopt the plan, a
18 plan, whichever one, but to me that means if we
19 do that without adding any scenario to it, then
20 we adopt that plan as is, that that will be it
21 finally.

22 MR. BROWN: Yes, sir.

23 MR. BARNES: And that is the way the
24 motion was made.

25 CHAIRMAN MASON: Yes. Yes, sir.

1 MR. BARNES: Thank you. Mr. Murphy?

2 REPRESENTATIVE MURPHY: Yes. Ms. Meggers,
3 have you prepared a final map based upon the
4 tweaking that we've just -- that's been asked of
5 you?

6 MS. MEGGERS: These changes -- these that
7 I just showed you is in a plan that I call 3R, 3
8 revised.

9 REPRESENTATIVE MURPHY: Okay.

10 MS. MEGGERS: But it only addresses these
11 three precincts, and two of them are imperfectly
12 addressed.

13 REPRESENTATIVE MURPHY: Imperfectly
14 addressed. Would you elaborate on that, please?

15 MS. MEGGERS: Well, it meant that I
16 couldn't get the whole subdivision, that I got a
17 big part of the subdivision or that I went
18 into -- and back the back side of another
19 street. Like in the Georgetown Estates, I put
20 that back entirely intact; however, in so doing,
21 I picked up the back part of one street that had
22 Georgetown South.

23 Fairington I got most of it moved but not
24 quite all of it.

25 REPRESENTATIVE MURPHY: But related to

1 Georgetown, is there a portion of Georgetown
2 that's been split all along for the past eight
3 to ten years?

4 MS. BAILEY: It's been split with a
5 precinct boundary line, but it has maintained
6 the same commission district.

7 REPRESENTATIVE MURPHY: Okay. So --

8 MS. BAILEY: Exactly different than what
9 we're seeing here.

10 REPRESENTATIVE MURPHY: Okay.

11 MS. BAILEY: And I might also add, too,
12 that with -- I was noticing with the -- in
13 putting Waverly back together, as so often
14 happens, you've now split the neighborhood to
15 the right by taking that district line off of
16 the creek that went through Waverly and moving
17 it down Canterbury Drive which splits the
18 neighborhood just to go to the right of that
19 one.

20 So, you know, like somebody said earlier
21 in this process, it's kind of like jumping on a
22 waterbed. You can make one little change, and
23 it just ripples on over.

24 CHAIRMAN MASON: Mr. Padgett.

25 MR. PADGETT: In listing the neighborhoods

1 that were actually split, and I think Mr. Murphy
2 made a good point in that some of these were
3 split and some of them weren't. But in looking
4 at these, and I'm fairly familiar with most of
5 the neighborhoods listed here, most of them are
6 pretty close to being a solid neighborhood. And
7 we're looking at -- there were ten in Plan 2.
8 There's an additional six. But if you look at
9 the numbers of the ones being split, only five
10 were split in both sections, so you're adding
11 some huge neighborhoods, in Fairington, the
12 Georgetown, the Woodlake, Town and Country,
13 you're adding a lot of neighborhoods, that were
14 not split. And, you know, I looked at these
15 things very closely, and this is one of the
16 reasons I like Plan 2 is that you did have some,
17 but, there again, you had a major dividing line.

18 I'll use Fleming Heights as an excellent
19 example. Part of it's in 6, part of it's in 2,
20 but you've got a six-lane highway dividing those
21 two neighborhoods and then a five-lane road
22 crisscrossing it also and Lumpkin Road.

23 So I mean if you want to call Fleming
24 Heights all that, I guess you include six or
25 seven areas that are considered in Fleming, but

1 they are really separated by major highways and
2 major streets. I mean if you live on one side
3 of Lumpkin Road, you're in one district. If you
4 live on the other side, you're in another
5 district.

6 So in looking at that and of course the
7 newer subdivisions, particularly the ones in 4
8 and 5, they were built as total subdivisions.
9 Woodlake is probably a perfect example. You get
10 in, and you're in there.

11 We looked at that with the one out off
12 Tobacco Road that we combined in Plan 2 that was
13 separated in Plan 1. And in some of this I
14 think we're just asking ourselves to disrupt the
15 entire situation. And anytime you move 30,000
16 people you're disrupting the community. There's
17 only 200,000 here.

18 CHAIRMAN MASON: Mr. Murphy?

19 REPRESENTATIVE MURPHY: Ms. Meggers?

20 MS. MEGGERS: Yes, sir.

21 REPRESENTATIVE MURPHY: Would your job be
22 a lot easier if you did not have to protect
23 incumbents?

24 MS. MEGGERS: I don't know. I've got --
25 you know, I've got two plans I've met all the

1 criteria. To be honest with you, subdivisions
2 are going to be split on any plan that you
3 adopt. It's going to be impossible not to have
4 some splits. That's just the nature of the way
5 subdivisions are drawn.

6 REPRESENTATIVE MURPHY: No. What I'm --

7 MS. MEGGERS: So I don't know that taking
8 incumbents out of the deal makes any difference.

9 REPRESENTATIVE MURPHY: That's not what
10 I'm -- I need to make my question a little
11 clearer. There are some that are presently
12 serving that after '12 and '14 they will not be
13 eligible to serve again, and I think they are
14 being protected under one of these maps; am I
15 correct?

16 COMMISSIONER BRIGHAM: Both.

17 REPRESENTATIVE MURPHY: Under both maps?

18 MS. MEGGERS: Yeah. Both maps -- neither
19 map disturbs incumbents.

20 REPRESENTATIVE MURPHY: That's what I'm
21 referring to. If they were not a part of what
22 we're trying to do, would that change?

23 MS. MEGGERS: I can't give you an answer.
24 I don't know because basically I met the
25 criteria that were given to me for Plan 3.

1 REPRESENTATIVE MURPHY: Right. And I'm
2 just asking for that information.

3 MS. MEGGERS: Yeah. That was the hardest
4 part was whether I was going to be able to meet
5 the criteria for Plan 3 and keep incumbents in
6 different districts, and I did.

7 Unless we're talking about a new -- I
8 don't know that ignoring incumbency is going to
9 cure the subdivision question is my point in
10 that I can change and do something and ignore
11 that. But it seems to me the issue is two plans
12 that have two different criteria that are all
13 similar except for the idea of equalizing race
14 in districts in that they're all -- none of them
15 are overly concentrated black or white. I've
16 accomplished that.

17 Taking incumbency out of that, I mean I
18 was able to do that taking incumbency into
19 account. If we're talking about will it make it
20 simple with the subdivision question if I don't
21 have to pay attention to incumbency, I'm telling
22 you that the very nature of subdivisions, that
23 if I ignore that, you're still going to have
24 split subdivisions. You've always had split
25 subdivisions as far back as redistricting has

1 gone on.

2 CHAIRMAN MASON: Mr. Brigham?

3 COMMISSIONER BRIGHAM: Mr. Chairman, if we
4 follow Mr. Murphy's logic, there is no
5 limitations on the School Board, and these
6 incumbents live in the same districts as
7 Commission incumbents. And I thought we had
8 said at the very beginning we didn't want to
9 split communities of interest, and I think
10 communities of interest are the current
11 districts as they are constituted, and I would
12 think that we would want to make the least
13 amount of changes to the current districts
14 because of the communities of interest.

15 CHAIRMAN MASON: Ms. Sims?

16 REPRESENTATIVE SIMS: Thank you,
17 Mr. Chairman.

18 I guess my question goes to, Ms. Meggers,
19 if you could say -- I think in our first meeting
20 our criteria was it wasn't do no harm but it was
21 do as little as possible. Of these two maps, do
22 you have an opinion or is it proper for you to
23 give me an opinion of what is the least harmful?

24 MS. MEGGERS: No, I can't tell you about
25 harmful. I can tell you that --

1 REPRESENTATIVE SIMS: Well, the least -- I
2 don't mean harmful as in a bad way; I mean the
3 least amount of change to what we currently are
4 seeing, which has always been fair
5 representation.

6 MS. MEGGERS: Plan 1, which was drawn as a
7 minimum change, a status quo --

8 REPRESENTATIVE SIMS: Right.

9 MS. MEGGERS: -- that it cured the legal
10 problems --

11 REPRESENTATIVE SIMS: Right.

12 MS. MEGGERS: -- that this plan had. We
13 then had public hearings. There was quite a bit
14 of input. We listened to that input and I think
15 addressed just about every issue --

16 REPRESENTATIVE SIMS: Correct.

17 MS. MEGGERS: -- at the public hearings
18 with the exception -- I think it was the Sue
19 Ellen or Sue --

20 CHAIRMAN MASON: Sue Reynolds.

21 MS. MEGGERS: Sue Reynolds, I'm sorry --
22 Sue Reynolds criteria at the last public
23 hearing.

24 One of the comments made by a gentleman
25 was the fact that he was concerned about some of

1 the districts being so high in minority
2 concentration. I took all with the exception of
3 that one comment and came up with Plan 2, which
4 addressed all those issues. So it is still a
5 minimal change plan.

6 REPRESENTATIVE SIMS: That is my question.
7 Thank you.

8 MS. MEGGERS: And then the next meeting is
9 considering that, the new criteria for 3. But 3
10 is a bigger change than 2.

11 REPRESENTATIVE SIMS: Thank you.

12 CHAIRMAN MASON: Senator Davis.

13 SENATOR DAVIS: Parliamentary -- well,
14 this is in reference to the information we have
15 on our desk. Have we taken these comments,
16 these public comments, have we done anything
17 with them, Ms. Bailey? We have a couple of
18 documents on our desk.

19 MS. BAILEY: When you say done anything
20 with them, what --

21 SENATOR DAVIS: Well, for example, there's
22 a document here that asks the question how can
23 multiracial groups elect a candidate that they
24 like if districts are so racially divided in
25 local elections; secondly, manipulation of

1 racial areas and drawing districts from false
2 balance seemingly as if it appears -- as if the
3 goal is a proposed map to promote a false
4 balance, thirdly, realizing that these district
5 maps the last three years are the avenues taken
6 to not repeat errors of the past such as
7 isolating or separating communities according to
8 race instead of allowing multiracial groups or
9 candidates of their choice in districts that may
10 be equally populated.

11 MS. BAILEY: From my perspective, the only
12 thing I've done about it is to pass it along to
13 the committee.

14 SENATOR DAVIS: Okay.

15 MS. BAILEY: Whether the committee has
16 accomplished any of these goals or any of these
17 items from that public comment in plans 2 or 3,
18 I don't know.

19 SENATOR DAVIS: So there's another one
20 that says please include comments or questions.
21 We have a comment here that says I hope that
22 redistricting Plan 3 will be chosen as
23 permanent. The people are best served by
24 keeping their neighborhood in one district and
25 not split up. This is from a resident of

1 Goshen. They're supportive of again keeping
2 their community intact. I think we've
3 consistently heard that.

4 I think this goes back to the question
5 that's been raised. So again, Mr. Chairman, is
6 it our posture -- this is the inquiry. Is it
7 our posture to -- and I think this is what
8 Mr. Barnes asked as well. We have this input.
9 Is it the will of the committee that upon
10 adopting any of the maps that we also again make
11 sure that we frame it such that upon the
12 adoption of any of the maps we then take an
13 approach that additional technical changes could
14 potentially be made between now and us moving
15 toward putting together a local bill for
16 adoption in the General Assembly?

17 CHAIRMAN MASON: Well, Senator, here's
18 what I'll say in reference to that. Where we
19 stand right now, the two motions that's on the
20 table don't address that. Now, whether it's our
21 posture or our intent, it's going to have to be
22 reflected in the motion. And, if so, then
23 obviously it would have to be reflected in the
24 vote. But currently as we sit at this
25 particular time, neither motion has been amended

1 to address either of those -- any of those
2 issues.

3 Mr. Brigham.

4 COMMISSIONER BRIGHAM: Mr. Chairman,
5 inquiry as to our vote. If we take -- when we
6 take a vote, is our vote not a recommendation?
7 Is it just a recommendation to go back to the
8 Commission and to the School Board as to the
9 adoption of this plan?

10 CHAIRMAN MASON: Can we hear from the
11 legal gurus?

12 MR. FLETCHER: It's our opinion that once
13 y'all have done your work, the representatives
14 from the Commission and the representatives from
15 the School Board go to seek a resolution from
16 their respective bodies seeking approval. That
17 was our understanding of what -- and then once
18 that's done, it goes to the legislators for them
19 to introduce it.

20 Now, in the end, if there cannot be
21 agreement, then the legislators can present what
22 they think is in everyone's best interest. But
23 what we did in 2002 and what we did now is we
24 took them to our respective bodies for
25 resolution so you have input from your

1 colleagues.

2 Do you agree with that?

3 MR. BROWN: Yeah, that's fine.

4 CHAIRMAN MASON: Okay. So I'm going to
5 ask a question in relation to that, and I hate
6 to deal with hypothetical scenarios, but this
7 may not be so hypothetical at all. We get a
8 vote on a particular map here tonight. That map
9 goes both before the School Board and before the
10 Commission. One and/or both either agrees or
11 disagrees with that. If there's disagreement,
12 is that noted and then forwarded to the State?
13 We don't come back and start going to work at
14 that point, do we?

15 MR. FLETCHER: That's correct. It will be
16 noted.

17 CHAIRMAN MASON: Okay. And then once we
18 get to the State, is it also not correct that
19 then that would require the majority of the
20 House members as well as both Senators before it
21 can move on to the whole legislative body
22 there --

23 MR. FLETCHER: That's correct.

24 CHAIRMAN MASON: -- at the State?

25 MR. FLETCHER: That's correct.

1 CHAIRMAN MASON: Okay. So that's where we
2 are. Folks?

3 Mr. Brigham.

4 COMMISSIONER BRIGHAM: In light of your
5 conversation, does it necessarily mean that
6 whatever we adopt as this committee that either
7 one of those boards may adopt the same posture;
8 is that true or not true?

9 MR. FLETCHER: I mean they could. They
10 could make changes in it. But what happened the
11 last time is we had one body go forward first,
12 which I think was the Commission, and then it
13 came to the School Board secondly. So by the
14 time it got to the School Board, those two
15 bodies were in accord. That's the way it worked
16 practically. But, yeah, it could turn out with
17 different opinions, each of the two bodies.
18 That could happen.

19 CHAIRMAN MASON: So the real purpose,
20 then, of each body selecting or appointing each
21 of us as individuals to come before this board,
22 really at the end of the day it doesn't hold
23 water, necessarily.

24 MR. FLETCHER: Well --

25 CHAIRMAN MASON: Because I mean if you're

1 saying that the School Board can overrule it
2 and/or the Commission and, of course, the State,
3 I mean basically since they appointed us to come
4 and do this work, what does that mean for this
5 committee actually at the end of the day?

6 MR. FLETCHER: Well, I think the idea is
7 to get a consensus here. And at the end of the
8 day it goes to the School Board for adoption, it
9 goes to the Commission for adoption, and if
10 there is disagreement, then it goes to the
11 legislators and they have to make the
12 difference, and we can each say why we disagree
13 or why we agree.

14 So -- but I don't think -- and this is my
15 opinion, and Mr. Brown may differ, but the
16 School Board doesn't have the right to delegate
17 its authority to anyone, and I wouldn't think
18 the Commission does either. So their votes have
19 to stand alone. And if the legislators
20 disagree, then they have to hash it out.

21 CHAIRMAN MASON: Okay. So here's what I
22 didn't hear you say -- and you said it would go
23 before -- well, at least I want some clarity
24 because maybe I heard two things. You said it
25 would go before both boards. Now, of course,

1 they don't have the authority to delegate their
2 power. I'm with you there. But at the end of
3 the day, do either board, either the School
4 Board or the Commission board, have the
5 authority to change what we presented to them?

6 MR. FLETCHER: They do because -- and --
7 they do. Now, the reason you have this
8 committee is hopefully that won't happen because
9 y'all have thrashed it out here, and what goes
10 to each of them y'all have worked through. But
11 that's the way -- I mean that's the way it
12 worked in two -- but obviously the School Board
13 can't bind the Commission, and the Commission
14 can't bind the School Board. But since it's a
15 legislative function, in the end hopefully that
16 will happen, that each one adopts what y'all are
17 working on. But if it doesn't, the legislators
18 have to sort that out.

19 CHAIRMAN MASON: Senator Davis.

20 SENATOR DAVIS: Thank you, Mr. Chairman.
21 I appreciate Attorney Fletcher for articulating
22 that. I think one of the things that's
23 important for us to understand at this juncture,
24 at this time is that we convene January 9th, and
25 it's of extreme importance for us to again, if

1 we cannot arrive at consensus, to establish good
2 coalition that we have something to work from.

3 I think one of the things in our first
4 meeting -- actually, the second meeting
5 Commissioner Lockett expressed this concern and
6 that is that the idea was the local folks would,
7 in fact, draw the map and then we would in turn
8 go back and perfect it. I think we all agree
9 from a legislative perspective that that was not
10 our approach. We didn't want to do that. We
11 wanted to be equal partners in this process.

12 Based on the timing of where we are today,
13 as I understand it, it is the posture both in
14 the House and the Senate to take local measures,
15 and this would be the local measure and to move
16 those as expeditiously as possible through the
17 system.

18 If we get a map that is, in fact, voted on
19 successfully through this body, this body which
20 essentially has no legal authority whatsoever,
21 we from a legislative perspective are not bound
22 by the same rules of the quorum and meeting that
23 the School Board and the Commission are. We are
24 not. And as such, as such, if we again take
25 this posture that a map will be voted on out of

1 this ad hoc committee, subsequently brought to
2 the Commission or School Board, and it is not
3 summarily ratified, our posture would be in the
4 General Assembly to move very swiftly in making
5 appropriate adjustments to it which we hope was
6 not our posture because we want to be partners
7 in this process.

8 But that is what I believe to be our
9 posture moving forward so that we can, in fact,
10 get a map passed and that map passed and then
11 taken to the Governor for transmittal and
12 signature and then to the Justice Department for
13 preclearance. These things need to happen, as I
14 understand it, prior to qualifying.

15 MS. BAILEY: Correct.

16 SENATOR DAVIS: And so time is winding,
17 and we need to move as swiftly and expeditiously
18 as possible. And if we're not going to get, you
19 know, ratification by either of the local
20 bodies, then we'll move swiftly from a
21 legislative perspective to do just that.

22 CHAIRMAN MASON: Ms. Cain. Ms. Cain?

23 MS. CAIN: Again, I guess my question is
24 to the two gentlemen that made the motions,
25 however that panned out. Are they willing to

1 withdraw their motion so we can say what little
2 tweaks -- whichever one we go with, we can make
3 those little tweaks? Are they willing to do
4 that, or are they just that hard-nosed to where
5 you are not willing to compromise? Come on.
6 Please.

7 CHAIRMAN MASON: I'll be happy to ask it
8 again. I've asked it once, and I'll be happy to
9 ask it again. Now, it starts with the
10 substitute motion first, and that would be
11 Mr. Lockett.

12 COMMISSIONER LOCKETT: Mr. Chairman, just
13 for clarification, I was unaware of the fact
14 that I was being hard-nosed. I was just trying
15 to be in accordance with parliamentary procedure
16 and listening. I never said I was unwilling to
17 do anything. In fact, I mentioned the fact that
18 if the primary motioner, if they were willing
19 to, so be it.

20 What I will do is I will amend my
21 substitute motion to reflect that I still
22 support Plan 3 with minimal tweaking.

23 CHAIRMAN MASON: So the maker has made an
24 amendment to his motion. The individual that
25 seconded that motion, do you agree with that or

1 you want to take your second back?

2 REPRESENTATIVE MURPHY: (Nods head.)

3 COMMISSIONER LOCKETT: Murphy took his
4 second back.

5 CHAIRMAN MASON: Oh, did he? All right.
6 Okay.

7 Did the record reflect that?

8 THE REPORTER: (Nods head.)

9 CHAIRMAN MASON: Okay. Mr. Padgett.

10 MR. PADGETT: I would like a definition of
11 what minimal is and who defines what minimal is
12 and who doesn't. And I say this with the
13 reflection that Plan 2 was pretty well accepted
14 until we went to Plan 3. And so I -- I think
15 that's probably the reason you didn't get a lot
16 of request to change Plan 2. It reflected, I
17 think, what a great number of the committee
18 thought was a good plan. It reflected public
19 hearings, it reflected pretty well everything,
20 rejoining neighborhoods and that kind of stuff,
21 and that's the reason I support Plan 2.

22 COMMISSIONER LOCKETT: Mr. Chairman?

23 CHAIRMAN MASON: Mr. Lockett.

24 COMMISSIONER LOCKETT: I think,
25 Mr. Chairman, when I emphasized with minimal

1 tweaking, this was based on what Senator Davis
2 said in his explanation when he said that this
3 will eventually go to the delegation for them to
4 fine-tune it, and this is where I made my
5 reference to minimal tweaking.

6 CHAIRMAN MASON: Okay.

7 MR. FLETCHER: Well, we're going to both
8 say that's pretty vague. I mean, what else do
9 you expect us to say?

10 MR. BROWN: The vote on it would not be a
11 meeting of the minds. It's not clear enough to
12 make a decision on.

13 REPRESENTATIVE HOWARD: Suggestion.

14 CHAIRMAN MASON: Mr. Howard.

15 REPRESENTATIVE HOWARD: On the minimal,
16 maybe you could define it by saying give the
17 Commissioners or the board of trustees -- Board
18 of Education the ability to increase or decrease
19 deviation by a -- you know, we agree to the 2 --
20 what was it, 2 percent? Yeah. Well, we -- I
21 mean it's -- you know, it's in that range. But
22 if we were to allow them, that way they can't go
23 and move ten precincts or five precincts, you
24 know. Just a thought in trying to allow some
25 framework.

1 CHAIRMAN MASON: And if you would, if
2 anybody has comments, please speak into the mic.
3 We want to make sure, No. 1, it gets on the
4 record, specifically; and, 2, that those that
5 are in the audience can have an opportunity to
6 hear as well, please.

7 REPRESENTATIVE HOWARD: Do we need to make
8 that again?

9 CHAIRMAN MASON: If you would, just to
10 make sure that we --

11 REPRESENTATIVE HOWARD: My suggestions
12 are, and I guess by parliamentary procedure
13 would have to be taken up by the gentleman that
14 brought the substitute, if in clarifying what
15 minimal would be is to allow the other two --
16 the two bodies, the Commissioners and the Board
17 of Education members, the ability to -- ability
18 to increase or decrease the already set
19 deviations that we have by a -- you know, 1
20 percent, not to exceed any more than 1 percent
21 from where we are or .50 percent. You know,
22 something that we can agree upon. I'm not a
23 mathematician with numbers, but that would allow
24 them to fix a neighborhood if they saw fit to
25 fix a neighborhood.

1 CHAIRMAN MASON: Parliamentarians, does
2 that give a little bit more definition? Are we
3 even getting in the ballpark of --

4 MR. FLETCHER: (Shakes head.)

5 CHAIRMAN MASON: No. He shook his head.

6 MR. FLETCHER: No.

7 CHAIRMAN MASON: Mr. Brigham, do you
8 have --

9 COMMISSIONER BRIGHAM: I don't -- since
10 he's already shook his head, I agree with him,
11 but I don't think the deviation is where the
12 problem is. I think both plans come within the
13 deviation right well.

14 CHAIRMAN MASON: So Ms. -- Mr. Barnes,
15 would you, please --

16 MR. BARNES: Well --

17 CHAIRMAN MASON: -- help us out.

18 MR. BARNES: You know, I asked those easy
19 questions for y'all because I'm a little slower
20 than most of you because my brain deteriorates
21 so fast. I thought we were asking Mr. Lockett
22 and Mr. Padgett to withdraw so that we could
23 change the motion to add to that, you know,
24 whatever. But I thought -- I keep hearing the
25 words a little tweaking, and now we're talking

1 major tweaking.

2 CHAIRMAN MASON: I think --

3 MR. BARNES: I need you to define to me,
4 now, what -- actually what we're trying to do.

5 CHAIRMAN MASON: Mr. Barnes, I think what
6 we did -- and, please, please, parliamentarians,
7 jump in here. I think what we said was that
8 they did not necessarily have to withdraw. They
9 could amend to reflect what it was that you
10 stated.

11 MR. BARNES: That's fine, too.

12 CHAIRMAN MASON: But what they said, that
13 was a little too vague based on what Mr. Lockett
14 said. So we're trying to --

15 MR. BARNES: Yeah.

16 CHAIRMAN MASON: -- get some, you know,
17 finite or some --

18 MR. BARNES: Yeah. But what I'm saying,
19 though, is when we start tweaking, we don't want
20 to go doing a whole new plan.

21 CHAIRMAN MASON: Right. Well, no. And
22 based on --

23 MR. BARNES: You're talking about moving
24 20 folks over here or a house over here.

25 CHAIRMAN MASON: Well, that was

1 supposed -- the tweak was supposed to have been
2 about that. That's the reason why we're not
3 accepting new plans.

4 MR. BARNES: The representative's over
5 here talking about 5 percent and somebody
6 saying --

7 CHAIRMAN MASON: Well, I hope you weren't
8 talking --

9 MR. BARNES: I'm getting confused.

10 CHAIRMAN MASON: You weren't talking 5
11 percent.

12 REPRESENTATIVE HOWARD: No, I never did
13 say 5. I said --

14 MR. BARNES: I know. I just used that.
15 You used some numbers, but I don't know what
16 they were.

17 REPRESENTATIVE HOWARD: What I'm saying is
18 the number should be something -- if we were to
19 go in that direction, something we could agree
20 upon. It could be .20 percent to allow the two
21 bodies to have the ability to move 20 people out
22 of a neighborhood, to fix a neighborhood if they
23 saw fit, if you saw fit. That was my
24 suggestion.

25 MR. BROWN: Mr. Chairman?

1 CHAIRMAN MASON: Yes.

2 MR. BROWN: I think the deviation would be
3 the wrong factor to be considered because both
4 plans basically have the same deviation as it
5 is, and you can get very -- a greatly varied
6 plan. So if you were going to try to -- I think
7 what you're trying to do is not a function of
8 deviations. So that should not -- I think that
9 does not accomplish the tweak.

10 CHAIRMAN MASON: So in your humble opinion
11 what do you think the function should be? Or
12 can you give us some -- narrow down the scope of
13 what we're trying to do here?

14 MR. BROWN: Well, I would think that the
15 makers of the motion -- if someone who really
16 has a motion they want to make and trying to get
17 to it, I think the chair would allow them to
18 state what the motion would be, maybe the makers
19 of the motion can then specifically amend the
20 motion such as if Mr. Barnes really has a motion
21 he wants to make, he may want to offer it to the
22 maker to amend it.

23 CHAIRMAN MASON: Well, I thought he did
24 that already.

25 MR. BARNES: No, I'm --

1 SENATOR DAVIS: Mr. Chairman, I'd like to
2 suggest that we call for the question --

3 CHAIRMAN MASON: Well, we did so.

4 SENATOR DAVIS: -- on the current motions
5 and we summarily dispose of them and then have a
6 new motion.

7 CHAIRMAN MASON: Which would be the second
8 time we called for a question, so that goes back
9 to my original thing. What does that mean?
10 Because we continued talking quite a bit after
11 that.

12 SENATOR DAVIS: Call for the question for
13 motion 1, and we vote on it, dispose of it, and
14 we then call for the motion, for the substitute,
15 and dispose of it and have a new motion.

16 CHAIRMAN MASON: My question is what is
17 motion one, now? You're talking about motion
18 one as he just stated or --

19 SENATOR DAVIS: Motion one --

20 CHAIRMAN MASON: -- the one before --
21 well, motion one can't be voted on right now
22 because the substitute motion will take priority
23 over the primary motion.

24 SENATOR DAVIS: Robert's Rules of Order,
25 to your point, the substitute summarily disposed

1 of and then we take action on motion one by
2 Trustee Padgett.

3 CHAIRMAN MASON: So what is your
4 substitute motion, by the way, after all this?

5 SENATOR DAVIS: There wasn't one.

6 CHAIRMAN MASON: Well, he did a substitute
7 initially, and then he did an amendment. So I'm
8 trying to figure out where are we.

9 COMMISSIONER LOCKETT: My question now is
10 what happens if the substitute motion is voted
11 on and passes or doesn't pass and the original
12 motion is voted on and does pass? Where do we
13 stand then?

14 CHAIRMAN MASON: If it passes, we've got a
15 map. Yeah, we've got a recommended map. I mean
16 either way -- that's what I said, one way or the
17 other we've got to dispose of it one way or the
18 other. Either you're going to vote for it or
19 you're not, one map or another, and that may let
20 us know where we're at and where we're going
21 futuristically. Neither one of them may pass.
22 I don't know. I mean that's -- we've got all
23 kinds of possibilities going on here.

24 COMMISSIONER LOCKETT: If neither one of
25 them pass, you start over.

1 CHAIRMAN MASON: Mr. Padgett?

2 MR. PADGETT: I think the chair should ask
3 the parliamentarians what call for the vote
4 means and --

5 CHAIRMAN MASON: Well, I've asked that
6 twice.

7 MR. PADGETT: Now, my understanding of
8 parliamentary procedure's that if someone calls
9 for the vote, the vote is taken at that point.
10 Now, we moved away from that to allow
11 Ms. Meggers to make some changes, but I think we
12 need to go back and take a vote to recommend to
13 the two bodies what we want recommended.

14 CHAIRMAN MASON: Mr. Fletcher?

15 MR. FLETCHER: Here's what our point was
16 initially, and that was that y'all had
17 instructed Ms. Meggers to make some changes, and
18 so I ruled we let her do that. That's been
19 done.

20 CHAIRMAN MASON: Right. She's done that.

21 MR. FLETCHER: So we go back now to the
22 question's been called and then vote it up or
23 down.

24 CHAIRMAN MASON: All right.

25 MR. FLETCHER: Just the substitute.

1 CHAIRMAN MASON: So now my question is on
2 the substitute motion, is this the substitute
3 motion with the amendment or the substitute
4 motion that was in place when we called for the
5 question way back about an hour and a half ago?

6 MR. FLETCHER: Did you get a second to the
7 amendment?

8 COMMISSIONER LOCKETT: (Nods head.)

9 CHAIRMAN MASON: To the amendment?

10 MR. FLETCHER: Yeah.

11 MS. BAILEY: I think my question was as
12 far as the Plan 3 vote goes, is this the
13 original Plan 3 --

14 CHAIRMAN MASON: That's what I'm trying
15 to --

16 MS. BAILEY: -- or this is the Plan 3 with
17 these --

18 CHAIRMAN MASON: And this is what I'm
19 trying to get to. What are we talking about?

20 MS. BAILEY: -- with the changes built in?

21 MS. CAIN: We can't do that with the
22 changes.

23 COMMISSIONER LOCKETT: I think my second
24 one was.

25 MR. FLETCHER: It's our opinion that that

1 amendment was not effective because in our
2 opinion it was vague and didn't give y'all a
3 standard that we could interpret. So there
4 could be no meeting of the minds legally. So we
5 go back to -- so my opinion is we go back to the
6 original substitute motion.

7 CHAIRMAN MASON: The original substitute
8 motion.

9 MR. PADGETT: Which was Plan 3.

10 MR. FLETCHER: Which was Plan 3 with no
11 amendments.

12 CHAIRMAN MASON: Okay. Now, that question
13 has been called. Is there more discussion at
14 this point?

15 REPRESENTATIVE MURPHY: Mr. Chairman?

16 CHAIRMAN MASON: No. Hold on, Mr. Murphy.
17 I'm asking the legal gurus here.

18 MR. FLETCHER: No, it's our opinion since
19 y'all had the discussion that was the framework
20 of this meeting that, no, there's no more
21 discussion; just vote it up or down.

22 CHAIRMAN MASON: Let's do it. All right.
23 So we have a substitute motion on the floor.
24 The original substitute motion was to accept
25 Plan 3 as is. Is that the correct terminology

1 or as --

2 MR. PADGETT: To be recommended to the two
3 bodies.

4 MS. BAILEY: In its original state.

5 And also it might be helpful -- excuse me
6 if I'm out of order -- for the court reporter
7 with a show of hands.

8 CHAIRMAN MASON: Well, I was actually
9 going to do a roll call.

10 REPRESENTATIVE MURPHY: Mr. Chairman?

11 CHAIRMAN MASON: No. Oh, yeah, roll call
12 vote.

13 REPRESENTATIVE SIMS: Good idea.

14 REPRESENTATIVE MURPHY: Mr. Chairman?

15 CHAIRMAN MASON: Mr. Murphy, I don't want
16 to disregard you, but I'm hearing that there's
17 no more discussion after this point.

18 REPRESENTATIVE MURPHY: We've had
19 discussion coming from our Board of Elections
20 director, and she's not a member of the
21 committee.

22 CHAIRMAN MASON: Well, Mr. Murphy --

23 REPRESENTATIVE MURPHY: I just want -- my
24 question is very simple and that's to
25 Ms. Meggers.

1 Based upon your professional experience,
2 do both of these maps meet legal muster based
3 upon what we've got to present eventually to the
4 Department of Justice?

5 MS. MEGGERS: In my opinion either map
6 would be approved by the Department of Justice.

7 CHAIRMAN MASON: Thank you.

8 Roll call vote, and we'll start on this
9 end here.

10 Ms. Cain.

11 MS. CAIN: On what plan?

12 CHAIRMAN MASON: Plan 3.

13 MS. CAIN: No.

14 CHAIRMAN MASON: Mr. Barnes?

15 MR. BARNES: I'm not voting.

16 CHAIRMAN MASON: Is that the -- an
17 abstention?

18 MR. BARNES: That doesn't answer my
19 questions, so I can't vote on something I don't
20 have an answer to my questions.

21 CHAIRMAN MASON: Mr. Dolan?

22 MR. DOLAN: No.

23 CHAIRMAN MASON: Mr. Lockett?

24 COMMISSIONER LOCKETT: Yes.

25 CHAIRMAN MASON: Mr. Howard?

1 REPRESENTATIVE HOWARD: Yes.

2 CHAIRMAN MASON: Mr. Murphy?

3 REPRESENTATIVE MURPHY: Yes.

4 CHAIRMAN MASON: Mr. Mason? Yes.
5 Mr. Padgett?

6 MR. PADGETT: No.

7 CHAIRMAN MASON: Ms. Sims?

8 REPRESENTATIVE SIMS: No.

9 CHAIRMAN MASON: Mr. Brigham?

10 COMMISSIONER BRIGHAM: No.

11 CHAIRMAN MASON: Mr. Smith?

12 COMMISSIONER SMITH: No.

13 CHAIRMAN MASON: And Senator Davis?

14 SENATOR DAVIS: No.

15 CHAIRMAN MASON: All right. So what's the
16 tally?

17 MR. PADGETT: Six nos, four yeses, and one
18 no vote.

19 MR. FLETCHER: It's seven, four, one
20 instead of six, four, one.

21 MR. PADGETT: Yeah, seven, four, one.

22 MR. BROWN: Voted down seven, four, one.

23 CHAIRMAN MASON: Yes, voted down.

24 All right. So we have a primary motion on
25 the floor, and the primary motion is for Plan 2,

1 in its original state, right?

2 MS. BAILEY: (Nods head.)

3 CHAIRMAN MASON: All right. Make sure
4 that we're clear. All right. So here we go.

5 MS. CAIN: No.

6 CHAIRMAN MASON: Ms. Cain was no.

7 Mr. Barnes?

8 MR. BARNES: No vote again because I don't
9 have the answers.

10 CHAIRMAN MASON: Okay. Got to get it on
11 the record.

12 Mr. Dolan?

13 MR. DOLAN: Yes.

14 CHAIRMAN MASON: Mr. Lockett?

15 COMMISSIONER LOCKETT: No.

16 CHAIRMAN MASON: Mr. Howard?

17 REPRESENTATIVE HOWARD: No.

18 CHAIRMAN MASON: Mr. Murphy?

19 REPRESENTATIVE MURPHY: No.

20 CHAIRMAN MASON: Mr. Mason? No.

21 Mr. Padgett?

22 MR. PADGETT: Yes.

23 CHAIRMAN MASON: Ms. Sims?

24 REPRESENTATIVE SIMS: Yes.

25 CHAIRMAN MASON: Mr. Brigham?

1 COMMISSIONER BRIGHAM: Yes.

2 CHAIRMAN MASON: Mr. Smith?

3 COMMISSIONER SMITH: Yes.

4 CHAIRMAN MASON: And Mr. Davis?

5 SENATOR DAVIS: No.

6 MR. PADGETT: Six, six -- I mean five,
7 six, one.

8 CHAIRMAN MASON: By mine, it didn't
9 happen. All right. So now we're back to square
10 one. We don't have it.

11 MR. PADGETT: That passed with six votes,
12 right?

13 CHAIRMAN MASON: No. No. You have to
14 have a majority on this committee. Must be
15 seven votes.

16 Okay. Is that not correct,
17 parliamentarians?

18 MR. BROWN: Yes, it is.

19 CHAIRMAN MASON: Okay. All right. So
20 neither one of them passed. What's your
21 question?

22 COMMISSIONER BRIGHAM: Mr. Chairman?

23 CHAIRMAN MASON: Mr. Brigham.

24 COMMISSIONER BRIGHAM: I make a motion
25 that we forward both of these plans to both

1 boards and let them choose.

2 REPRESENTATIVE SIMS: Second.

3 CHAIRMAN MASON: I have a motion and a
4 second. Any further discussion in reference to
5 that?

6 MR. BARNES: Questions.

7 CHAIRMAN MASON: Mr. Barnes.

8 MR. BARNES: He said let them choose. Who
9 are or who is them?

10 COMMISSIONER BRIGHAM: I said both boards,
11 the Board of Commissioners and the Board of
12 Education.

13 MR. BARNES: Just wanted to know.

14 CHAIRMAN MASON: So --

15 MR. BARNES: Let the legislators do it.

16 COMMISSIONER BRIGHAM: The legislators are
17 going to get it one way or the other. They're
18 the ones that are going to pass the bill.

19 CHAIRMAN MASON: Okay. We have a motion
20 and a second. Further discussion?

21 Ms. Cain.

22 MS. CAIN: Can I make a substitute motion?

23 CHAIRMAN MASON: Certainly. Substitute
24 motion?

25 MS. CAIN: My substitute motion I'd like

1 to make is that we go with Plan 3 with the
2 changes that the community said that they would
3 like to see as well as the one that I forwarded
4 to you, Lynn, and that's my motion.

5 CHAIRMAN MASON: Is there a second?

6 REPRESENTATIVE MURPHY: I'd like to --

7 CHAIRMAN MASON: Is there a second?

8 COMMISSIONER LOCKETT: Second.

9 CHAIRMAN MASON: We have a second. Now is
10 there discussion?

11 REPRESENTATIVE MURPHY: Yes, Mr. Chairman.
12 I'm still curious about seeing the
13 information -- the final statistics from the
14 changes of that plan.

15 MS. CAIN: I would like me to amend my
16 motion to include Representative Murphy's
17 concern that we see the changes in the
18 percentage with Plan 3 once the concerns that I
19 forwarded and that the community forwarded for
20 Plan 3.

21 CHAIRMAN MASON: Now, I need some clarity
22 because if you're going to do that, that could
23 almost make a vote irrelevant. I don't know.
24 Please, somebody address that.

25 MR. FLETCHER: I'm not sure we really --

1 Venus, let me try to get straight, if it's okay,
2 what you said. I'm a little confused about the
3 community changes on this because we really
4 didn't even look at all of them, and she
5 couldn't bring closure to a lot of them. So I
6 don't know how much discretion you were giving
7 to them to do it, which gets back to this
8 meeting of the mind situation. I'm not trying
9 to belabor it, but that's the way you're making
10 it sound.

11 MS. CAIN: The ones I'm talking about are
12 the ones that are here, the ones that, you know,
13 were the e-mails, the ones from the public
14 comment today and the one that I forwarded to
15 you, Ms. Bailey, today, we take those into
16 consideration and make those changes, if
17 possible, with Mr. Murphy's suggestion he would
18 like to see those numbers. That's my motion.
19 That's my second.

20 CHAIRMAN MASON: Mr. Brown?

21 MR. BROWN: Mr. Chairman, the maker of the
22 motion, does she mean -- for clarity, does she
23 mean that they are to redraw the maps with those
24 factors and present it back to this board at
25 another session?

1 MR. FLETCHER: Yeah.

2 MS. CAIN: Yes. We both -- Plan 3, yes.

3 CHAIRMAN MASON: For a vote?

4 MS. CAIN: Well, that's the only way we
5 going to see how it pan out. I'm making the
6 motion that we put -- let me try this again --
7 we adopt Plan 3 with the e-mail concerns, the
8 concerns from today, and my concern with
9 Representative Murphy's concern of seeing the
10 numbers again.

11 CHAIRMAN MASON: Okay. Now, I just have
12 to get some clarity from you guys because I
13 heard adopt there, which means a vote's going to
14 take place. And then I'm hearing to bring it
15 back before this committee, and I'm wondering is
16 a vote to take place then. Yes or no? I'm --
17 do -- how do you understand that? Where are we?

18 MR. BROWN: Is it your motion that you
19 would like Plan 3 revised and brought back to
20 this committee and that Plan 2 no longer be
21 considered?

22 MS. CAIN: Yes.

23 MR. BROWN: That's what I think she's
24 trying to say, that Plan 3 would be the only
25 option for this committee, but Plan 3 would not

1 be adopted today; it would be reworked and
2 brought back to the committee.

3 CHAIRMAN MASON: So do we have a motion
4 and second to that effect? Do we have further
5 discussion?

6 REPRESENTATIVE MURPHY: Yes, sir.

7 CHAIRMAN MASON: Mr. Murphy.

8 REPRESENTATIVE MURPHY: My concern,
9 though, Madam Cain, is that without knowing the
10 final numbers here, we could actually -- we
11 could actually end up adopting two or maybe one
12 again with that same thought.

13 MS. CAIN: That's why I asked for your
14 numbers, for them to provide us those numbers,
15 before we give a final vote on 3.

16 REPRESENTATIVE MURPHY: Okay. So --

17 MS. CAIN: Basically rework 3 with the
18 concerns -- addressing your concerns and then
19 bring it back for the final vote.

20 REPRESENTATIVE MURPHY: The portion about
21 the final vote is what concerns me.

22 CHAIRMAN MASON: Ms. Bailey. Oh, I'm
23 sorry.

24 REPRESENTATIVE MURPHY: Because if we're
25 actually talking about -- are you saying we

1 could either vote it up or down once we see the
2 revision?

3 MS. CAIN: Yes.

4 CHAIRMAN MASON: Ms. Bailey, please.

5 MS. BAILEY: Just for clarification, one
6 of the e-mails to which you've referred,
7 Ms. Cain, is an e-mail that requests that all
8 subdivisions be restored and put back together.
9 I think we've pretty much determined that that's
10 an impossibility in drawing the plan.

11 So for clear direction, if we -- if the
12 committee does choose to go forward, I think
13 that Ms. Meggers would need to know specifically
14 what this body wants to see changed in Plan 2.

15 Now she's talked about three changes here
16 tonight: The change in Georgetown, which we
17 said fixed Georgetown Estates but split
18 Georgetown West; we talked about the patching
19 back together of Fairington, to a certain
20 extent; and we've talked about reuniting Waverly
21 but then having Brynwood splint.

22 The one thing that we haven't talked about
23 is your e-mail this morning, Ms. Cain, about
24 Woodlake. That hasn't been factored in yet at
25 this point. So if that needs to be added to the

1 list, then we need to do that. But to have
2 Ms. Meggers go forward without a very clear
3 direction I think would be counterproductive.

4 So if the committee is desirous of seeing
5 changes made and if we're going to go in that
6 direction, then I think that she needs to know
7 specifically in which direction the committee is
8 asking for her to head.

9 CHAIRMAN MASON: Mr. Padgett.

10 MR. PADGETT: I believe the chair ruled
11 earlier and maybe not at the last meeting but by
12 e-mail that there would be no plans; that we had
13 settled on two plans. And I think anytime you
14 "Plan 3 or," it's another plan. And I think we
15 said that we would vote between the two plans,
16 Plan 2 and Plan 3, when we came back together,
17 and that's what we've done.

18 And I agree with Mr. Brigham's motion that
19 we present it to the two boards and see where it
20 goes from there and then kick it on up to the
21 legislative delegation and let them rule where
22 they will and go from there and hopefully
23 somewhere what lies ahead prevail.

24 MS. CAIN: Mr. Chairman, I'll go ahead and
25 withdraw my motion, then.

1 CHAIRMAN MASON: Your motion is withdrawn.

2 MR. DOLAN: I'll buy you dinner, any
3 drive-through you want.

4 CHAIRMAN MASON: So we don't have a motion
5 on the table. We don't have a map adopted. We
6 do have a primary motion from Mr. Brigham. Did
7 he receive a second?

8 MR. PADGETT: Second.

9 CHAIRMAN MASON: So we have a motion and a
10 second. What is that motion exactly?

11 MS. BAILEY: The motion is to send both
12 plans to both local governing authorities.

13 AUDIENCE MEMBER: Oh, Lord.

14 MS. BAILEY: Is that not the plan,
15 Mr. Brigham -- I mean is that not the motion?

16 COMMISSIONER BRIGHAM: (Nods head.)

17 CHAIRMAN MASON: Mr. Barnes, yes, sir.

18 MR. BARNES: I would like to make that
19 motion and ask him a question.

20 CHAIRMAN MASON: Yes, sir.

21 MR. BARNES: Supposing we both come back
22 with a different plan, what happens at that
23 point? As I said, the Board of Education come
24 back with 2; you come back with 3. What do we
25 do at that point?

1 MR. BROWN: It would go to the
2 legislators. Those -- whatever the boards adopt
3 would be passed on to the legislators.

4 MR. BARNES: Okay. That's a waste of our
5 time, but okay.

6 CHAIRMAN MASON: Uh-huh. So Mr. --
7 Senator Davis.

8 SENATOR DAVIS: Mr. Chairman, thank you so
9 much. It's late in the evening, the sun has
10 already gone down, and I want to reiterate to
11 this committee once more what our posture is in
12 lieu of our timing.

13 January the 9th is right around the
14 corner. There are 159 counties in the great
15 state of Georgia. All of those counties,
16 pursuant to the fact that they may or may not
17 have made adjustments to their district maps,
18 are putting their changes in at the same time we
19 are.

20 It is incumbent upon this body that from
21 each of the local elected authorities, the
22 School Board and the Commission, to send four
23 members to the committee, four members who would
24 act on their behalf, though official authority
25 could not be promulgated to this ad hoc

1 committee but to act on behalf of and instead of
2 the larger body.

3 We have before us two maps, two maps that
4 the consensus of this committee agrees minor
5 technical changes may need to be made to either
6 of the two maps. It is imperative that before
7 we walk out of here we take action. We have
8 been asked to take some action based on those
9 bodies that have sent us to this meeting.

10 I want to urge those members of this body
11 to think long and hard before we walk out of
12 here about whether we're sending two maps or
13 taking action on a map that we subsequent within
14 give some sort of discretion to making changes.

15 CHAIRMAN MASON: Mr. Barnes?

16 MR. BARNES: We have a motion on the
17 floor?

18 CHAIRMAN MASON: We do.

19 MR. BARNES: Am I in order to make a
20 substitute motion?

21 CHAIRMAN MASON: Absolutely.

22 MR. BARNES: Then, again, I don't know
23 what I'm doing, but I'm going to do it anyway.
24 I move that we vote on -- adopt Plan 3 at this
25 time with the technical changes to be made, if

1 it is accepted.

2 SENATOR DAVIS: Second.

3 CHAIRMAN MASON: We've got a motion and a
4 second.

5 MR. PADGETT: I have a question, question
6 from the parliamentarians. Is that the same
7 vague motion I think that we heard earlier?

8 MR. BARNES: No, sir.

9 FEMALE SPEAKER: No.

10 CHAIRMAN MASON: Mr. Parliamentarians, can
11 we get the legal gurus to weigh in on this.

12 MR. FLETCHER: Here's our thing. And
13 we're not trying to beat this to death, trying
14 to be neutral and help you. What does technical
15 mean, or who decides what technical changes are?
16 We're not defining anything. We're doing -- I'm
17 really not trying to prolong this, Marion, but
18 I --

19 MR. BARNES: I understand that.

20 MR. FLETCHER: -- but we don't have a
21 meeting of the minds if we can't walk out of
22 here knowing what we're supposed to do.

23 MR. BARNES: But it's not the same motion
24 that was made.

25 MR. FLETCHER: And I agree with that, but

1 it still doesn't help -- it still gives us an
2 additional issue. So what I would need from you
3 is an explanation as to what he means by
4 technical changes.

5 CHAIRMAN MASON: Senator Davis -- did you
6 want to address -- he said he needed a
7 definition from you in terms of what your
8 definition of technical would mean.

9 MR. BARNES: What I'm saying by technical,
10 if we need to move a part of a subdivision or a
11 subdivision in order to make it work, that's
12 what I'm talking about. I'm not talking about
13 moving masses of 30,000 folks or 20,000 folks.

14 MR. DOLAN: That's what we're doing.

15 MR. BARNES: Just those minute things that
16 would make it acceptable to this board.

17 CHAIRMAN MASON: Does that get us -- does
18 that get us where we need to be?

19 MR. FLETCHER: You know, I really think it
20 needs to be more specific than that. Wayne, you
21 disagree with me because, again, we want to
22 bring closure, but we've got -- I mean I was
23 talking to Ms. Bailey. Are they going to be the
24 ones that decide what technically needs to be
25 done to make it feasible? I mean, see, you're

1 leaving it open, if you understand what I'm
2 saying, and --

3 CHAIRMAN MASON: I'm looking at the maker
4 of the motion to --

5 MR. BARNES: Okay.

6 CHAIRMAN MASON: -- to help us with that.

7 MR. BARNES: I can go with what you just
8 said with Ms. Meggers and Ms. Bailey making some
9 technical adjustment with the approval of this
10 board -- committee.

11 CHAIRMAN MASON: Senator Davis.

12 MR. BARNES: What they consider technical.

13 SENATOR DAVIS: Mr. Chairman, we have
14 gotten twisted here. What brought us to today's
15 meeting was the motion of technical changes. In
16 our prior meeting, it was stated and agreed to
17 by unanimous vote that any technical changes,
18 without definition, be forwarded to Ms. Lynn
19 Bailey and subsequently transmitted to --

20 MR. BARNES: I have no problem with that.

21 SENATOR DAVIS: -- Ms. Linda Meggers. But
22 the reality of where we are is that if a map is
23 to be adopted, that map, with the amended
24 language, should be adopted such that any
25 requisite -- any changes without an adverb --

1 without an adjective, any changes that are
2 needed will be given consideration and
3 subsequently made, without any of the adjectives
4 associated with change whatsoever, thereby not
5 needing to define technical, deliberate, or
6 anything else.

7 CHAIRMAN MASON: Please.

8 COMMISSIONER BRIGHAM: Mr. Chairman?

9 CHAIRMAN MASON: Coming your way, but --

10 MR. BROWN: There's actually no difference
11 than what Mr. -- it has the same problem.

12 CHAIRMAN MASON: Mr. Brigham.

13 COMMISSIONER BRIGHAM: Mr. Chairman, I
14 withdraw my motion. I would ask that we set
15 another date and come back and see if we can do
16 any better.

17 CHAIRMAN MASON: Well --

18 COMMISSIONER BRIGHAM: I've been here two
19 hours. I'm willing to stay to midnight, if you
20 want to.

21 CHAIRMAN MASON: Well, just legally -- I
22 don't mean to get too far -- you made the
23 primary motion, he made a substitute, so you
24 can't withdraw yours yet because he didn't
25 withdraw his.

1 COMMISSIONER BRIGHAM: Robert's Rules,
2 hasn't it been withdrawn now?

3 CHAIRMAN MASON: Well, I think he's still
4 working it; is that not correct?

5 MR. BARNES: Yes, sir. In light of him
6 not sending me to do some useless work, I
7 withdraw my motions.

8 CHAIRMAN MASON: So now we have no motions
9 on the table. All right. Just make sure we're
10 doing it correctly.

11 All right. So what is the will of this --
12 because we don't have a motion on the table.

13 COMMISSIONER BRIGHAM: Mr. Chairman, can
14 we set a date for the next meeting?

15 CHAIRMAN MASON: Is that the will of the
16 body? Is that in motion form? Because, I mean,
17 we've got the --

18 COMMISSIONER BRIGHAM: I make a motion we
19 set a date for the next meeting.

20 MR. PADGETT: That's right, and put this
21 on the agenda.

22 COMMISSIONER BRIGHAM: It's already on the
23 agenda. It's what action we would take.

24 CHAIRMAN MASON: Yeah, but the action, the
25 action that we came here to take on 2 and 3,

1 what are we doing with 2 and 3?

2 MS. CAIN: Nothing.

3 CHAIRMAN MASON: We've taken -- we've
4 taken zero action.

5 COMMISSIONER LOCKETT: Mr. Chairman?

6 CHAIRMAN MASON: Mr. Lockett.

7 COMMISSIONER LOCKETT: I thank you. I
8 would hope that my understanding is correct that
9 if we are going to convene another meeting that
10 by that time Ms. Meggers would have an
11 opportunity to incorporate those proposed
12 changes.

13 CHAIRMAN MASON: Let me stop you right
14 there. That --

15 COMMISSIONER LOCKETT: I thought that's
16 what we were saying.

17 CHAIRMAN MASON: We took no action for her
18 to do that.

19 COMMISSIONER LOCKETT: Okay.

20 CHAIRMAN MASON: And so we've got to be
21 very clear about what we're doing here tonight.
22 And I'm going to reiterate what Senator Davis
23 already said, and I'm not trying to rush
24 anything, but I prefaced this before the last
25 meeting that time was a factor, and getting us

1 all together in one room at the same time has
2 been a factor and an issue.

3 And so we have 12 people in the room
4 tonight, which we haven't had in several
5 meetings, so we need to take this into
6 consideration. And the holidays are coming up,
7 and people do have plans, and, believe it or
8 not, there is something going on than a
9 redistricting meeting.

10 So, first of all, we don't have an action
11 that we've done. So unless we direct her to do
12 something specific, she's going to leave here
13 tonight not doing anything because she wasn't
14 told to do anything.

15 MALE SPEAKER: Right.

16 CHAIRMAN MASON: And so it is not an
17 individual thing; it's by vote. And if our
18 votes are not going to amend anything, I'm not
19 sure why we take them because we took a vote
20 last time to come in here today and to take some
21 action, which we actually have not done -- well,
22 we've taken some action; there was no action at
23 the end of the day. We took the votes like we
24 said that we would, so I take that back. We did
25 take some action. Unfortunately it resulted in

1 no action.

2 So right now we're sitting at a point of
3 some direction on where we go. You just can't
4 set a meeting to come back to do what, to sit
5 here and do the same thing we just did? We have
6 no direction in terms of what are we going to
7 come back and do. So first of all we need to
8 get some direction here and how we're going to
9 move forward.

10 Mr. Padgett.

11 MR. PADGETT: Mr. Chairman, I would say
12 that Mr. Brigham's original motion which he had
13 withdrawn I would make because I think that's
14 the next step. And if we put off meeting again
15 here, we're going to get past the December
16 meetings for both the School Board and the
17 Commission.

18 And so I would make a motion that we
19 submit both plans to both governing bodies and
20 let it go up or down and then be sent to the
21 legislative delegation. And I make that in the
22 form of a motion.

23 CHAIRMAN MASON: We have a motion. Is
24 there a second?

25 REPRESENTATIVE SIMS: Second.

1 CHAIRMAN MASON: Is there any further
2 discussion on that motion? All right. Then
3 we'll do a roll-call vote starting at the end
4 with Senator Davis.

5 SENATOR DAVIS: No.

6 CHAIRMAN MASON: Mr. Smith?

7 COMMISSIONER SMITH: Yes.

8 CHAIRMAN MASON: Mr. Brigham?

9 COMMISSIONER BRIGHAM: Yes.

10 CHAIRMAN MASON: Ms. Sims?

11 REPRESENTATIVE SIMS: Yes.

12 CHAIRMAN MASON: Mr. Padgett?

13 MR. PADGETT: Yes.

14 CHAIRMAN MASON: Mr. Mason? No.

15 Mr. Murphy?

16 REPRESENTATIVE MURPHY: No.

17 CHAIRMAN MASON: Mr. Howard?

18 REPRESENTATIVE HOWARD: No.

19 CHAIRMAN MASON: Mr. Lockett?

20 COMMISSIONER LOCKETT: No.

21 CHAIRMAN MASON: Mr. Dolan?

22 MR. DOLAN: Yes.

23 CHAIRMAN MASON: Mr. Barnes?

24 MR. BARNES: No.

25 CHAIRMAN MASON: Ms. Cain?

1 MS. CAIN: No.

2 Somebody need to order dinner.

3 MR. BARNES: Sorry about that, chief.

4 CHAIRMAN MASON: Okay. So we sit here --
5 Mr. Smith?

6 COMMISSIONER SMITH: Could we get
7 Ms. Meggers to put both plans up and let's see
8 what's 2 and 3 -- that's the two we've got to
9 choose from -- and try to see if we can come
10 together on?

11 COMMISSIONER BRIGHAM: Mr. Chairman, can
12 we take about a 15-minute recess?

13 CHAIRMAN MASON: Let's -- yeah. We're in
14 recess 15 minutes.

15 (Recess from 5:55 p.m. to 6:16 p.m.)

16 CHAIRMAN MASON: All right. So we took a
17 little recess, and we're back at the table. Did
18 anyone want to bring forward any ideas/
19 suggestions at this point?

20 Senator Davis?

21 SENATOR DAVIS: Thank you, Mr. Chairman.
22 Again I hope that -- the night's getting late.
23 I think our posture at this point is for us to
24 request of Ms. Meggers to take Plan 3 and make
25 adjustments specifically as it relates to

1 District 6 and, making adjustments, to arrive at
2 a district that has a minority representation of
3 not greater than 58 percent.

4 MS. CAIN: Do you need a second? You need
5 a second?

6 REPRESENTATIVE HOWARD: That wasn't a
7 motion.

8 MR. BARNES: That wasn't a motion.

9 CHAIRMAN MASON: Is that a motion?

10 MR. BARNES: Was it a motion?

11 SENATOR DAVIS: That's not a motion at
12 this point.

13 CHAIRMAN MASON: Oh, okay.

14 MR. BARNES: I didn't think --

15 SENATOR DAVIS: Again I'm just stating
16 that that is what we'd like to see and want to
17 task you with that and allow the corresponding
18 overages that fall out of that to then be placed
19 in an adjacent district.

20 MS. MEGGERS: 2 and 4 basically?

21 SENATOR DAVIS: That's correct.

22 MS. MEGGERS: It may affect 5 --

23 SENATOR DAVIS: That's correct.

24 MS. MEGGERS: -- but 2 and 4 most likely?

25 SENATOR DAVIS: That is correct.

1 CHAIRMAN MASON: Is there any --

2 SENATOR DAVIS: Now, again --

3 CHAIRMAN MASON: Oh --

4 SENATOR DAVIS: -- provided we can do
5 that, I'll correspondingly make that in the form
6 of a motion.

7 MS. CAIN: Second.

8 CHAIRMAN MASON: We've got a motion and a
9 second. Is there any further discussion?

10 COMMISSIONER LOCKETT: Question,
11 Mr. Chairman.

12 CHAIRMAN MASON: Mr. Lockett.

13 COMMISSIONER LOCKETT: I started not to
14 ask this question.

15 MR. BARNES: Don't ask it, then.

16 MS. CAIN: Go by your gut.

17 COMMISSIONER LOCKETT: I like your motion,
18 but I just want to ask this question: Does this
19 include any of the stuff that we talked about
20 with Plan 3 today?

21 CHAIRMAN MASON: Mr. Davis?

22 SENATOR DAVIS: Thank you, Mr. Chairman.
23 I am speaking specifically to Plan 3 as
24 currently presented to the committee.

25 COMMISSIONER LOCKETT: Thank you.

1 CHAIRMAN MASON: Okay. Any further
2 discussion?

3 All right. So we have a motion, and there
4 was a second.

5 MALE SPEAKER: Could you state the motion
6 again?

7 CHAIRMAN MASON: The motion -- could you
8 repeat your motion just for clarity?

9 SENATOR DAVIS: Certainly, Mr. Chairman.
10 The motion as stated is for Ms. Meggers to
11 draft using the current Plan 3 as presented to
12 the committee a map that takes District 6 and
13 has a minority representation of not greater
14 than 58 percent and provide that to this
15 committee.

16 REPRESENTATIVE MURPHY: Did I understand
17 that was not less than in that motion, too?

18 SENATOR DAVIS: That's correct.

19 REPRESENTATIVE MURPHY: Not less than?

20 SENATOR DAVIS: 58 percent.

21 MS. MEGGERS: Not less than or not greater
22 than?

23 SENATOR DAVIS: Not greater than. That
24 was the original motion, not greater than 58
25 percent. That is correct.

1 CHAIRMAN MASON: Mr. Padgett?

2 MR. PADGETT: As the representative of
3 District 6, that could be handled very easily,
4 looking at 2 and 3.

5 CHAIRMAN MASON: Yeah, I would -- I mean
6 if you would, I who like for the independent
7 person to go ahead and do it rather than someone
8 saying that you told her how to get it done, if
9 you don't mind, because we're down to serious
10 business right here at this particular point.
11 We don't want anything that's going to mess this
12 up. We might be able to get something done
13 here.

14 SENATOR DAVIS: We have a motion and a
15 second. Call for the question.

16 COMMISSIONER BRIGHAM: Wait. I had my
17 hand up, Mr. Chairman.

18 CHAIRMAN MASON: You did, and then the
19 question had been called for after that.

20 COMMISSIONER BRIGHAM: My question -- my
21 question was to Ms. Meggers as to how long did
22 she think it would take to come back with this
23 criteria presented to her or not. I think
24 that's important to know before we vote on this.

25 MS. MEGGERS: Do you want to meet

1 tomorrow?

2 MS. CAIN: No.

3 MS. MEGGERS: Thursday? I cannot come to
4 Augusta next week.

5 MS. CAIN: Let's do it.

6 CHAIRMAN MASON: We're here. Can you do
7 it tonight? I think Mr. Dolan said he was
8 ordering pizzas at the drive-through.

9 MS. MEGGERS: If we were at the
10 legislature, I'd get it from the Varsity.

11 CHAIRMAN MASON: Is that possible?

12 MS. MEGGERS: Well, let me just work on
13 it. I think the fact that Mr. Padgett said it
14 could be easily done and he has a suggestion, I
15 don't see anything wrong with looking at that.

16 CHAIRMAN MASON: Well, let's do it. I'm
17 not sure how it's going to affect the vote,
18 but --

19 MS. MEGGERS: That way you would know
20 immediately whether it's going to float.

21 CHAIRMAN MASON: Okay. And I think you
22 also had some ideas as well.

23 MS. CAIN: Uh-huh.

24 CHAIRMAN MASON: Okay. Senator, you had
25 something else?

1 SENATOR DAVIS: I do. My son is in his
2 first band concert at 7:00. And if it please
3 the committee, I'd like to call for the question
4 and we give Ms. Meggers sufficient time to work
5 on it, if that means coming back Thursday.

6 MR. BARNES: The School Board members are
7 out of town.

8 MR. PADGETT: The School Board members
9 will be in Atlanta Thursday through Saturday at
10 the School Board conference.

11 MS. CAIN: We can meet Monday. We can
12 meet Monday.

13 CHAIRMAN MASON: Okay. All right. So we
14 don't have time to -- Mr. Barnes?

15 MR. BARNES: I was going to ask Senator
16 Hardie, if she can work that out within the
17 confines of what you said, could we vote on it,
18 although you won't be here?

19 SENATOR DAVIS: Y'all might need my vote,
20 you might need my guidance, my wisdom.

21 MALE SPEAKER: Might need his vote.

22 CHAIRMAN MASON: Watch out; Sylvia's out
23 there in the lobby.

24 SENATOR DAVIS: I've been hanging around
25 Sylvia.

1 CHAIRMAN MASON: You set yourself up for
2 that one.

3 MR. BARNES: I think it will count good
4 for you. I'm just asking because, see, we won't
5 be back till Saturday. We can do it Saturday
6 night.

7 CHAIRMAN MASON: No.

8 MS. CAIN: We can come after church.

9 MALE SPEAKER: No.

10 CHAIRMAN MASON: No. I'll be in North
11 Carolina.

12 MR. BARNES: So that's why I was asking,
13 if --

14 REPRESENTATIVE MURPHY: How long is your
15 band concert going to last?

16 MR. BARNES: Well, we need to go ahead and
17 vote on --

18 CHAIRMAN MASON: We need to --

19 MR. BARNES: Give her authority so she can
20 get started.

21 CHAIRMAN MASON: Exactly. Hopefully she
22 can get it done tonight.

23 MS. MEGGERS: I don't know till I can get
24 into it.

25 CHAIRMAN MASON: Ms. Meggers, how much

1 time do you think it would take you if we -- how
2 much time do you need?

3 REPRESENTATIVE MURPHY: Let me interrupt
4 you. We'll just give you suspension and let you
5 do your thing, not everybody looking over your
6 shoulders. You get it down to 55 percent,
7 that's fine right there. We need to let you do
8 your professional duty.

9 MS. MEGGERS: I can give it a try. I
10 don't know what to tell you until I start
11 working on it. Sometimes things just
12 (indicating); sometimes they don't.

13 MR. BARNES: Well, Mr. Padgett said he
14 already got it.

15 MR. PADGETT: Don't take long. If you
16 look at the map and go back to the numbers, we
17 can get it under, under section G.

18 SENATOR DAVIS: The question has been
19 called, Mr. Chairman.

20 CHAIRMAN MASON: The question's been
21 called about five times tonight, so I'm trying
22 to get to the point where we can get some
23 business done. At the same time I don't want to
24 rush to get a result that may not necessarily be
25 in the best interest of everybody.

1 MS. MEGGERS: First of all, clarify for
2 me, if I'm starting with purely Plan 3 and this
3 business about subdivisions we're putting on the
4 back burner for a minute because a lot -- I
5 think as we start shifting that a lot of these
6 split areas will probably take care of
7 themselves.

8 CHAIRMAN MASON: And I think that's
9 correct. And I also think that you've already
10 made us clearly aware that there's going to be
11 some split subdivisions, regardless of what plan
12 it will be.

13 SENATOR DAVIS: Mr. Chairman, I withdraw
14 my motion. I withdraw my motion.

15 CHAIRMAN MASON: The motion's been
16 withdrawn, so we have no action.

17 SENATOR DAVIS: I correspondingly make
18 this motion, that Ms. Meggers, utilizing Plan 3
19 as presented, provide to this committee a map
20 that makes changes to the map -- Plan 3 as
21 presented showing District 6 with a minority
22 representation of not less than 55 percent and
23 not greater than 58.

24 MR. BARNES: That is a motion?

25 SENATOR DAVIS: Yes.

1 MR. BARNES: I second it.

2 CHAIRMAN MASON: We've got a motion and a
3 second. Still got to -- you've still got to
4 leave.

5 SENATOR DAVIS: I'm going to check in with
6 my boss.

7 CHAIRMAN MASON: Okay. Okay.
8 Lynn, please.

9 MS. BAILEY: It sounds to me like we're
10 actually talking about maybe even a tweaked
11 Plan 2 in some respects.

12 MS. CAIN: No, Plan 3.

13 SENATOR DAVIS: No. And I say no because
14 Plan 2, again, has a significant number of
15 districts that are 75 percent white or black,
16 which I'm totally opposed to.

17 MS. BAILEY: Okay. Thank you.

18 SENATOR DAVIS: In fact, my boss has sent
19 me a text saying I can stay at the meeting.

20 CHAIRMAN MASON: So we need to take some
21 action so she can take some action.

22 MS. CAIN: Okay. Let's go for it.

23 CHAIRMAN MASON: Was there a second to
24 that new motion? I believe I heard that.

25 MR. BARNES: Yeah, I second it.

1 CHAIRMAN MASON: And so I guess we need --
2 is there any further discussion on the motion?
3 All right. So we need to do a roll call vote on
4 the motion made by Senator Hardie Davis.

5 Senator, you can go ahead and get it
6 started.

7 (The motion passed unanimously.)

8 CHAIRMAN MASON: It's unanimous.

9 (Applause.)

10 CHAIRMAN MASON: So that's the beginning.
11 That's a good beginning. It's an excellent
12 beginning.

13 See, we can work together, Sylvia.

14 MR. PADGETT: That's because Sylvia came
15 in.

16 CHAIRMAN MASON: Mr. Davis.

17 SENATOR DAVIS: Mr. Chairman, would it be
18 appropriate for the committee to stand at ease
19 and come back?

20 CHAIRMAN MASON: Just leave Ms. Meggers
21 alone?

22 SENATOR DAVIS: Stand at ease and
23 reconvene --

24 MS. BAILEY: Give her an hour.

25 SENATOR DAVIS: -- at 7:30.

1 CHAIRMAN MASON: Okay. So we're at this
2 point --

3 MS. MEGGERS: Probably do a half an hour.

4 CHAIRMAN MASON: Half an hour? Okay. So
5 we're looking at seven o'clock. Does that sound
6 correct?

7 MR. BARNES: Yes, sir.

8 CHAIRMAN MASON: Okay. So we will
9 reconvene at 7:00 p.m.

10 (Recess from 6:29 p.m. to 6:51 p.m.)

11 MS. MEGGERS: I've done some changes, and
12 the changes are between 4, 5, and 6. And here's
13 my status point at this point, is the deviations
14 are very good. The largest deviation will be in
15 District 5 at this point, which is plus 2.31,
16 which is just 578 people. We're not talking
17 about a big deviation there, so that, to me, is
18 a good deviation.

19 Here, right here is Column 4, the Olive
20 Park total, and as you can see, I've got
21 District 6 down to 60.67. It's not the 58. The
22 places I have to shift, now, I looked, and I've
23 run out of some flexibility about which
24 direction to go. I looked at trying to split
25 this precinct, but the only place to split it is

1 a north-south split. And if I take the whole
2 precinct and add it to 5, that goes way over.
3 So that necessitates a lot of shifts all the way
4 back around. There's no dividing line here.
5 That precinct is -- what did you -- I always
6 want to say Pepperidge Farm, and I know that's
7 not right.

8 MS. BAILEY: It's Pepperidge.

9 CHAIRMAN MASON: Pepperidge Subdivision.

10 MS. MEGGERS: That one you take all or
11 nothing. There's no dividing line. And
12 similar, right here for this one, it's kind of
13 an all-or-nothing. The only dividing line is
14 you come all the way over to -- is that Peach
15 Orchard? And you get way too many people, so
16 that's not helpful. Not only that, but it's --
17 you know. So I guess you have some suggestions
18 as all of you look at this. This is pretty
19 close to what you asked for, just not quite
20 there, but I'm not sure I can get right there.

21 MS. CAIN: Did you take any of Pepperidge?

22 MS. MEGGERS: No. All of it is in 6. I
23 either move all of it or none of it, and I got
24 this close -- oh, this way.

25 CHAIRMAN MASON: All of Pepperidge is

1 in 6.

2 MS. CAIN: Oh, okay.

3 MS. MEGGERS: I think maybe I've drawn
4 somebody out.

5 MR. BARNES: Who?

6 COMMISSIONER SMITH: Joe Jackson.

7 MS. MEGGERS: Thank you.

8 SENATOR DAVIS: He's gone anyway.

9 MS. MEGGERS: So if he's term limited,
10 let's not let that destroy it as close as we're
11 getting.

12 COMMISSIONER BRIGHAM: He has to stay in
13 district because he's not term limited until the
14 end of 2014.

15 MS. MEGGERS: Oh, okay, so we do have to
16 take care of that one. That is not an option.
17 So I need to put him back in 6. Let me do that
18 and see where we stand.

19 Okay. So if I do that, let's see, then.
20 If I take out --

21 SENATOR DAVIS: Those numbers are --

22 MS. MEGGERS: Just give me a second here.

23 Oh, and I've got -- okay. I've got a
24 member here, so I can't really move -- this
25 person here, which is district -- they're in 6

1 so --

2 COMMISSIONER SMITH: That's Jack.

3 CHAIRMAN MASON: You can move him out.

4 MS. MEGGERS: Yeah. So I can't do that
5 one.

6 Okay. By putting that back in, let me see
7 how far off I am.

8 Okay. District 6, by putting that
9 precinct back in, which is plus 13, in
10 District 2 now is a minus 11. So let me see
11 what I can do.

12 COMMISSIONER BRIGHAM: Can you put the
13 streets back up there again?

14 MS. MEGGERS: Yeah. Just a second.

15 What if I move 604 up into 2 and swap
16 those two?

17 CHAIRMAN MASON: See what happens.

18 MS. CAIN: What's 604?

19 MS. MEGGERS: It still leaves -- the
20 numbers were for deviation and -- the
21 incumbent's back in, but it still leaves
22 District 6 at 60.64.

23 Let me put the streets back up.

24 SENATOR DAVIS: Can you put the stats up
25 one more time?

1 MS. MEGGERS: (Complies with request.)

2 SENATOR DAVIS: So in District 6, what is
3 the overall percent minority? 60 percent, the
4 voting age population is 56; is that not true?

5 MS. MEGGERS: Yes, 56.34.

6 SENATOR DAVIS: Okay.

7 MR. PADGETT: You're picking up back into
8 6 602 and 601?

9 MS. MEGGERS: I'm sorry, ask that to me
10 again, Mr. Padgett.

11 MR. PADGETT: 601 you're putting back into
12 6?

13 MS. BAILEY: Yes.

14 MS. MEGGERS: Yes.

15 MR. PADGETT: And 602 you're putting back
16 into 6?

17 MS. BAILEY: Yeah.

18 MS. MEGGERS: Let me take off the streets
19 again. You can see the precinct names a little
20 bit more easily.

21 Okay. See this last number here? Look at
22 the last three digits on that. 601, 401, 605,
23 603, 602, 606.

24 MR. PADGETT: Okay. And then you're
25 taking away 404 and 501, correct?

1 CHAIRMAN MASON: That's correct.

2 MS. MEGGERS: In this, if you compare it
3 to the current plan, District 6 would drop 604
4 and pick up 401. That would be the only change
5 from your current plan.

6 MS. BAILEY: Current Plan 3?

7 MS. MEGGERS: No; I'm talking about the
8 current plan that's on the ground today, if you
9 look at this -- let me double-check to be sure I
10 am telling you right. I think those black lines
11 are your current lines. Yes. See the black
12 line?

13 MR. PADGETT: Right.

14 MS. MEGGERS: That is your current
15 boundary line. So the difference would be you
16 pick up 401 and swap it for 604 is the only
17 change from your current plan in that.

18 COMMISSIONER LOCKETT: Mr. Chairman, could
19 I ask something?

20 CHAIRMAN MASON: Yes, sir.

21 COMMISSIONER LOCKETT: Ms. Meggers?

22 MS. MEGGERS: Yes, sir.

23 COMMISSIONER LOCKETT: Since you began
24 before seven o'clock -- I wasn't back on time --
25 what changes were made to District 5, or were

1 there any changes at all made?

2 MS. MEGGERS: I'm sorry?

3 COMMISSIONER LOCKETT: Were any changes
4 made to District 5?

5 MS. MEGGERS: Yes. I changed 4, 5, and 6.
6 Let's go back out a little bit. In 5, see this
7 area here? That was a precinct that we split
8 way back when -- after Plan 1. And Mr. Mason
9 may remember when we were sticking up this area
10 and for contiguity I had split this so this
11 would all touch. That whole precinct now is in
12 District 4. That's actually -- you know, it's
13 right there.

14 MS. BAILEY: Precinct 505 that would be.

15 MS. MEGGERS: So this is -- this changed.
16 I unsplit it. Let me put Plan 3 line back over
17 on top of this. I'm going to turn off the
18 current line because it will get confusing.

19 Okay. This line that I'm putting up in
20 red now is the Plan 3, so you can see what I
21 changed. Okay. So Plan 3 in District 5, it
22 picks up from the -- this revision would put 501
23 back into 5 and take the rest of 505 -- is that
24 505?

25 MS. BAILEY: Yes.

1 MS. MEGGERS: 505 would move totally. If
2 we split it on Plans 2 and 3, it would totally
3 go into District 4.

4 District 4, from District 3 would -- from
5 the Plan 3 picks up -- gets back precinct 404
6 and drops off 601, and then that one change we
7 just talked about. So this is basically very
8 little changes from the Plan 3, but as close as
9 I can get, I think, to that 58. It's not 58, I
10 understand that. It's my new math. 60 is close
11 to 58. But I don't see any really good places,
12 unless somebody sees something that I'm not
13 seeing that could offer as a suggestion.

14 COMMISSIONER LOCKETT: This may be my last
15 question is what is the minority population of
16 District 5 now with these proposed changes?

17 MS. MEGGERS: District 5 would be 58.70,
18 and it would be 63.46 black -- total black voter
19 age population.

20 COMMISSIONER LOCKETT: Thank you.

21 CHAIRMAN MASON: Thank you.

22 Mr. Brigham.

23 COMMISSIONER BRIGHAM: Mr. Chairman, what
24 does it do the super district?

25 MS. MEGGERS: I don't know. That's going

1 to take some -- some work, if y'all want to sit
2 here till --

3 COMMISSIONER BRIGHAM: No.

4 CHAIRMAN MASON: No.

5 COMMISSIONER BRIGHAM: I just thought you
6 had the numbers worked out.

7 CHAIRMAN MASON: Okay. So I'm looking for
8 some guidance here, committee members.

9 MS. MEGGERS: Lynn, you said you wanted to
10 see the whole map?

11 CHAIRMAN MASON: I think we're pretty dog-
12 gone close.

13 MS. MEGGERS: Ms. Bailey said she'd like
14 to see more of an overview.

15 MS. BAILEY: I'm fine. Thank you.

16 COMMISSIONER BRIGHAM: Mr. Chairman, can
17 we print out percentages on all the districts?

18 MS. MEGGERS: I don't have a way to print.
19 I can show you these right now, and I can send
20 them, e-mail them, whatever with that. But
21 right now if you want to write them down, if you
22 have a piece of paper, I would be more than
23 happy to call them out.

24 Why don't I give the deviation and the
25 total black percentage? Would that help? Okay.

1 Tell me when everybody's ready.

2 MALE SPEAKER: We're ready.

3 MS. MEGGERS: Okay. District 1 is a minus
4 1.7 percent, and the total black percentage is
5 64.69.

6 CHAIRMAN MASON: What is the voting age
7 population?

8 MS. MEGGERS: And the voter age population
9 is 50.85.

10 MS. BAILEY: Excuse me. For clarity,
11 that's the black voter age population or voting
12 age population?

13 MS. MEGGERS: Black voter age.

14 MS. BAILEY: And what was that number
15 again?

16 MS. MEGGERS: Black voter age population
17 is 50.85.

18 District 2 is a minus .91 percent. It is
19 a total 58.94. Black voter age population is
20 65.05.

21 District 3 is a plus point 36 percent.
22 Total black is 45.08. Black voter age
23 population is 42.45.

24 District 4 is a minus 1.18. Total black
25 is 74.06. Black voter age population is 72.16.

1 District 5 is a plus 2.31.

2 MS. CAIN: Two what?

3 MS. MEGGERS: 2.31. Total black is 68.70.
4 Black voter age population is 63.46.

5 District 6 is a plus 2.72. Total black is
6 60.64. Black voter age population is 56.34.

7 District 7 is a minus .01. Total black
8 percentage is 33.36. Total black voter age
9 population is 30.01.

10 District 8 is a minus 1.6 percent. Total
11 black is 30.96. Black voter age population is
12 28.53.

13 MR. BARNES: May I ask --

14 CHAIRMAN MASON: Mr. Barnes.

15 MR. BARNES: -- the Senator a question?

16 CHAIRMAN MASON: Mr. Barnes.

17 MR. BARNES: She got it within 60 there,
18 and you said 58. Do you have a problem with
19 that? I don't want to put you on the spot, but
20 I'm just asking you --

21 CHAIRMAN MASON: Mr. Davis.

22 SENATOR DAVIS: Mr. Chairman, again, I
23 want to commend Ms. Meggers for her good work.
24 When you look at the voting age population, I
25 think that still meets the requirements of the

1 motion that was placed out there, and I think
2 this is a satisfactory approach to arriving at
3 something that we can hopefully have unanimity
4 in voting on.

5 CHAIRMAN MASON: Mr. Barnes?

6 MR. BARNES: I don't know how to make
7 this, but I'm going to make it anyway. In light
8 of what the Senator just said and in light of
9 the good work that Ms. Meggers put in for us, I
10 move that we approve Plan 3 with the
11 modifications she just made.

12 MS. CAIN: Second.

13 CHAIRMAN MASON: We have a motion and a
14 second to approve Plan 3 with the modifications
15 that have just been discussed. Is there any
16 further discussion? Hearing none, let's vote by
17 roll call. And Senator Davis it's on you.

18 SENATOR DAVIS: Yes.

19 CHAIRMAN MASON: Mr. Smith?

20 COMMISSIONER SMITH: Yes.

21 CHAIRMAN MASON: Mr. Brigham?

22 COMMISSIONER BRIGHAM: Yes.

23 CHAIRMAN MASON: Ms. Sims?

24 REPRESENTATIVE SIMS: Yes.

25 CHAIRMAN MASON: Mr. Padgett?

1 MR. PADGETT: Yes.

2 CHAIRMAN MASON: Mr. Mason? Yes.

3 Mr. Murphy?

4 REPRESENTATIVE MURPHY: Yes.

5 CHAIRMAN MASON: Mr. Howard?

6 REPRESENTATIVE HOWARD: Yes.

7 CHAIRMAN MASON: Mr. Lockett?

8 COMMISSIONER LOCKETT: Yes.

9 CHAIRMAN MASON: Mr. Dolan?

10 MR. DOLAN: Absolutely.

11 CHAIRMAN MASON: Mr. Barnes?

12 MR. BARNES: Yes, sir.

13 CHAIRMAN MASON: Ms. Cain?

14 MS. CAIN: Yes. Yes.

15 (Applause.)

16 CHAIRMAN MASON: And there we have it. So

17 we have adopted Plan 3 with the modifications.

18 Ms. Bailey, I will look to you at this

19 point. Is there a need -- what is the need

20 moving forward as far as this committee's

21 concerned at this point?

22 MS. BAILEY: I will work with Ms. Meggers

23 over the next couple of days to get the

24 necessary maps and statistics and whatnot to get

25 it to, I guess, the two attorneys for the two

1 governing authorities to pass along to their
2 respective bodies for a drafting of a
3 resolution. I think -- I think that's all we
4 need.

5 CHAIRMAN MASON: Okay. And I would just
6 like to say I commend this committee for coming
7 together and working it out. And I do
8 appreciate everybody's efforts and everybody's
9 time.

10 Ms. Bailey?

11 MS. BAILEY: I'd just like to have add one
12 more small comment, and you may realize this by
13 now, but the changes that were just made
14 addressed nearly every concern for those
15 neighborhoods that -- for Fairington and for
16 Woodlake and for Waverly and some of the other
17 areas that were split up.

18 MR. DOLAN: Sand Ridge.

19 MS. BAILEY: Sand Ridge, yes. Goshen.

20 CHAIRMAN MASON: Goshen. Absolutely.

21 MS. MEGGERS: And I think there's only one
22 split precinct in the plan.

23 CHAIRMAN MASON: How about that? We're
24 better than what we think. You're talking about
25 wiser heads, I think we have some pretty wise

1 heads up here.

2 Thank you, Ms. Meggers. Thank you,
3 everyone. We stand adjourned.

4 (Hearing concluded at 7:11 p.m.)

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C E R T I F I C A T E

STATE OF GEORGIA:
COUNTY OF RICHMOND:

I hereby certify that the foregoing proceedings were taken down, as stated, and were produced under my direction; that the foregoing pages 1 through 133 represent a true, complete, and correct transcript of said proceedings.

This, the 23rd day of December, 2011.

Sybil Bell Coody, CCR-B-643

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