

Lake County Redistricting Commission
Minutes
December 5, 2011

Members Present: Daniel A. Dumezich, Chairman of the Commission (“Commission”); S. Anthony Long, Vice Chairman of the Commission; Sarah Steele Riordan, member; Bryce Bennett, member; The Honorable Sue Landske, Indiana State Senator; The Honorable Kathy Richardson, Indiana State Representative; The Honorable Earline Rogers, Indiana State Senator.

Members Absent: The Honorable Earl Harris, Indiana State Representative.

Staff Attending: Trent Deckard, Co-Director, Indiana Election Division of the Office of the Indiana Secretary of State (Election Division); J. Bradley King, Co-Director of the Election Division; Leslie Barnes, Co-General Counsel of the Election Division; Dale Simmons, Co-General Counsel of the Election Division.

Also Attending: The Honorable Daniel Dernulc; Mr. Joe Hero; Mr. Eric Kreig; The Honorable Rick Niemeyer; Mr. Rob Pastore; The Honorable Mike Repay; The Honorable Gerry Scheub; Mr. Matt Zapfe.

1. Call to Order

The Chair called the December 5, 2011 meeting of the Commission to order at 1:00 p.m. in Room 404 of the State House, at 200 West Washington Street, Indianapolis, Indiana.

The Chair noted that proper notice of the meeting had been given, as required by state law. A copy of the meeting notice, agenda, and designations of proxy are incorporated by reference in these minutes. *[Copies of all documents incorporated by reference are available for public inspection and copying at the Election Division Office.]*

2. Transaction of Business

The Commission transacted the business set forth in the Transcript of Proceedings prepared by Ms. Rhonda J. Hobbs, RPR, of Connor+Associates Reporting. A copy of this document is incorporated by reference in these minutes.

The following corrections of scrivener’s errors in this document are approved by the Commission:

Page 3, line 3, after “Redistricting” insert “Commission”.

Page 3, line 14, replace “meetings” with “meeting”.

Page 3, line 22, replace “meetings” with “minutes”.

Page 7, line 4, replace the existing text with “the truth, the whole truth, and nothing but the”.

Page 7, line 12, replace “Holderman” with “Holcomb”.

Page 7, line 13, delete “(Phonetic)”.

Page 14, line 8, replace “Voter” with “Voting”.

Page 19, line 22, replace “is” with “as”.

Page 20, line 9, replace “part” with “part of”.

Page 23, line 23, replace “lessor” with “lesser”.

Page 26, line 24, replace “referencing” with “reference in”.

Page 28, line 21, replace “team” with “item”.

3. Adjournment

There being no further items on the Commission’s agenda, the Chair entertained a motion to adjourn. Ms. Riordan moved, seconded by Mr. Bennett, that the Commission do now adjourn. The Chair called the question, and declared that with four members voting “aye” (Mr. Dumezich, Mr. Long, Ms. Riordan, and Mr. Bennett), and no Commission member voting “no,” the motion was adopted. The Commission then adjourned at 1:43 p.m.

Respectfully submitted,

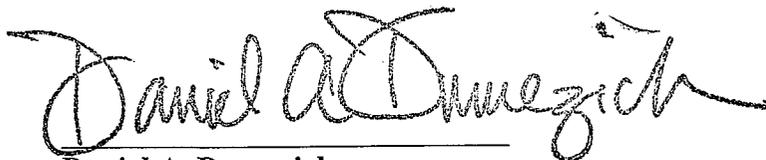


Trent Deckard
Co-Director



J. Bradley King
Co-Director

APPROVED:



Daniel A. Dumezich
Chairman

1
2 INDIANA ELECTION COMMISSION
3 LAKE COUNTY REDISTRICTING COMMISSION
4 PUBLIC SESSION AGENDA

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6
7
8 VOLUME II

9
10
11
12 Conducted On: Monday, December 5, 2011

13
14 Location: Indiana Statehouse
15 State House Room 404
16 200 West Washington Street
17 Indianapolis, Indiana 46204

18
19 A STENOGRAPHIC RECORD BY:
20 Rhonda J. Hobbs, RPR
21 Notary Public
22 Stenographic Reporter

23
24 _____
25 Connor + Associates, Inc.
1650 One American Square
Indianapolis, IN 46282
(317) 236-6022

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A P P E A R A N C E S

INDIANA ELECTION COMMISSION:

- Mr. Daniel Dumezich - Chairman
- Mr. Anthony Long - Vice Chairman
- Ms. Sarah Riordan - Commission Member
- Mr. Bryce Bennett - Commission Member

INDIANA ELECTION DIVISION STAFF:

- Mr. Dale Simmons - Co-Legal Counsel
- Ms. Leslie Barnes - Co-Legal Counsel
- Mr. Bradley King - Co-Director
- Mr. Trent Deckard - Co-Director

1 CHAIRMAN D. DUMEZICH: At this point in
2 time I'd like to call the Lake County
3 Redistricting to order. I would like to
4 recognize each of legislative advisory members,
5 Senators Sue Landske and Rogers and
6 Representative Richardson. Representative
7 Harris is not present today, but I invite them
8 to join us in this discussion, if they feel that
9 they have anything to add.

10 Obviously, we have been working very
11 diligently to come up with maps that would be
12 something that this committee could agree with. I
13 would request that Mr. Deckard and Mr. King confirm
14 that the redistricting committee meetings has been
15 properly noticed as required under the Open Door
16 Law.

17 MR. B. KING: Mr. Chairman and Members of
18 the Commission, the Lake County Redistricting
19 Commission was properly noticed under the Open
20 Door Law.

21 CHAIRMAN D. DUMEZICH: I recognize Mr.
22 Deckard and Mr. King to present the meetings of
23 the November 18th, 2011 commission meeting.

24 MR. B. KING: Mr. Chairman and Members of
25 the Commission, the November 18th, 2011 minutes

1 of the Lake County Redistricting Commission were,
2 reviewed by Mr. Deckard and myself and are
3 submitted for your approval.

4 CHAIRMAN D. DUMEZICH: Is there a motion to
5 approve these minutes as presented?

6 VICE CHAIR A. LONG: So moved.

7 CHAIRMAN D. DUMEZICH: Is there a second.

8 COMMISSION MEMBER S. RIORDAN: Second.

9 CHAIRMAN D. DUMEZICH: Any discussion?

10 (No response.)

11 CHAIRMAN D. DUMEZICH: Hearing none, all in
12 favor say aye?

13 THE COMMISSION: Aye.

14 CHAIRMAN D. DUMEZICH: All opposed, nay?

15 (No response.)

16 CHAIRMAN D. DUMEZICH: 4-0, the ayes have
17 it. The motion is approved and the minutes are
18 adopted. 13, Consideration of the Lake County
19 Redistricting Plans. On November 18th, the
20 Commission conducted an a public hearing in Lake
21 County to take testimony on the three
22 redistricting plans for the county, precincting
23 plans for Lake County Commissioners and Lake
24 County House Districts. A copy of each of these
25 three plans is included in your binders today.

1 We appreciate the presentation and the comments
2 made by each person regarding these plans and
3 the general observations received about the
4 redistricting process.

5 For the purposes of discussion, I move that
6 the Lake County Redistricting Commission adopt
7 Order 2011-1 which establishes the county
8 commissioner districts and the county council
9 districts in accordance with Plan 1. Is there a
10 second?

11 COMMISSION B. BENNETT: I'll second that
12 motion.

13 CHAIRMAN D. DUMEZICH: Any discussion --
14 here's the original of the plan.

15 VICE CHAIR A. LONG: That's good. Thank
16 you. That's what I was going through my
17 briefcase and I couldn't find my copy.

18 CHAIRMAN D. DUMEZICH: For purposes of
19 discussion we have Lake County Redistricting
20 Commission Order No. 2011-1 being distributed.

21 VICE CHAIR A. LONG: This is -- so I
22 understand this, it's on the floor for
23 discussion with a motion to adopt it as it's
24 presented; is that correct?

25 CHAIRMAN D. DUMEZICH: Yes.

1 VICE CHAIR A. LONG: And I think we have --
2 do we want to receive some testimony?

3 CHAIRMAN D. DUMEZICH: No.

4 VICE CHAIR A. LONG: You just want to
5 go -- because my understanding is
6 (indiscernible) about a compromised plan and
7 we...

8 CHAIRMAN D. DUMEZICH: Yes. We're going to
9 open it up for discussion from the people up
10 north. I'm going to explain that we're not
11 opening it for discussion yet.

12 VICE CHAIR A. LONG: Yeah, okay.

13 CHAIRMAN D. DUMEZICH: Is there someone
14 interested in producing a compromised plan that
15 was between the elected officials with respect
16 to the Lake County Council Districts, please
17 rise and state your name and spell your name --
18 oh, we've got to administer the oath -- yeah,
19 we've got to administer the oath. Anybody that
20 plans to testify today, please raise your right
21 hand?

22 MR. D. SIMMONS: Raise your right hand?

23 (The participants complied.)

24 MR. D. SIMMONS: Say I do after the
25 administration of the oath. Do you solemnly

1 swear or affirm under the penalties of perjury
2 that the testimony you're about to give in the
3 Lake County Redistricting Commission Meeting is
4 the whole, the whole truth, and nothing but the
5 truth, say I do?

6 THE PARTICIPANTS: I do.

7 CHAIRMAN D. DUMEZICH: The Commission
8 recognizes Mr. Zapfe. Please state your name
9 and tell us where you're from?

10 MR. M. ZAPFE: My name is Matt Zapfe,
11 Z-A-P-F-E, with the Indiana Republican Party,
12 here on behalf of Chairman Eric Holderman.
13 (Phonetic). The compromised council districts
14 were based off the Republican plan that was
15 submitted on February 18 in Hammond and made six
16 changes to that Republican plan.

17 The first change renews all the East Chicago
18 precincts that were in District 2 in that
19 November 8th plan and transfers them to District 5.
20 The second change is moving Hammond Precincts 3-15
21 and 3-16 from District 5 to District 1. The third
22 change was a technical correction. There was a
23 split precinct in that November 18th Republican
24 plan, and to fix that, we ensure in this
25 compromised plan, that Gary 1-10 is now in District

1 3.

2 The fourth change is moving Munster 14 from
3 District 1 to District 4. Next, we moved Hanover
4 Township Precinct 2 from District 4 to District 7,
5 and then the final change is moving St. John 5 from
6 District 4 to District 7.

7 CHAIRMAN D. DUMEZICH: Thank you. Do you
8 have any questions for Mr. Zapfe respect to the
9 Lake County Council line -- I'm sorry, would you
10 like to speak to the commissioner plan?

11 MR. M. ZAPFE: I have one point on the
12 commissioner plan, it would be the same
13 technical correction, just ensuring that Gary
14 1-10 is -- I guess would be in District 1.

15 VICE CHAIR A. LONG: That would be an
16 amendment to the plan what we've commonly
17 referred to as Plan 1 as submitted before our
18 last meeting?

19 MR. M. ZAPFE: Yes.

20 VICE CHAIR A. LONG: Okay.

21 CHAIRMAN D. DUMEZICH: So that's a
22 technical correction?

23 MR. M. ZAPFE: Yes.

24 CHAIRMAN D. DUMEZICH: Okay. Thank you.

25 Any discussion among the members -- I mean,

1 first of all, I'd like to thank everyone for
2 their hard work that they put in in making the
3 changes in these plans.

4 It's -- it's been good to see people trying to
5 work together and get this done, and especially,
6 our legislative liaisons, because they've been
7 exceptionally helpful in providing guidance to the
8 Indiana House and I believe to Bryce -- Tony and
9 Sarah, I don't want to speak for them, but...

10 VICE CHAIR A. LONG: On that issue, you
11 certainly can. We join you in that. I think
12 the better way of drawing the maps would be to
13 have them done -- the task we've been charged
14 with and staffed by non-voting members to come
15 here and we can use their wisdom and we
16 certainly have called upon that and we
17 appreciate it very much.

18 We also appreciate Mr. Zapfe and the effort he
19 has done and the other people who have submitted
20 input, as we've taken the opportunity to work with
21 our staff, the Chair and I -- unless anybody has
22 any question about the delay that we've had, the
23 Chair and I spent some time trying to work through
24 with these various people.

25 I commend, and I know Sarah will join me in

1 this, the members of the county council in Lake
2 County for their very proactive involvement to come
3 forward with a compromised plan that both the
4 Democrats on the council and Democrats up there met
5 with these fine gentlemen who are down here today
6 from the Republican -- the two Republican members,
7 as I understand, from the council, and to come up
8 with a compromised plan, which as I said, Lake
9 County is the best plan. It's the one that's going
10 on be hatched and brought forth from there, and
11 they did that.

12 Mr. Scheub, I appreciate his efforts and
13 communication and the concessions that have been
14 made by both Democrats and Republicans with regard
15 to trying to come up with a plan that best serves
16 the citizens of Lake County and the constituents of
17 those people there.

18 I join you, Mr. Chairman in that, and I
19 appreciate -- I'd like to add my congratulations
20 and thoughts and thanks to you for being willing to
21 come forward and allow myself to check with you
22 during the break and work with our staff to come up
23 with a compromise on this overall thing.

24 Everybody gave some, everybody took some, and
25 that's what compromise is about. It's how the -- I

1 guess using the word generically, the legislative
2 process works, when people know and respect and
3 like each other, things can get done, and then they
4 have difficulty getting anything done, when those
5 conditions aren't present.

6 CHAIRMAN D. DUMEZICH: And I'm sure we
7 worked through the best plan that we could and I
8 am sure that it is not going to be without
9 criticism. And I fully accept any criticism
10 with respect to these plans from any Republican,
11 and any criticism I get from a Democrat over it,
12 I relish. So with that in mind, do you want to
13 do your amendment?

14 VICE CHAIR A. LONG: Do you want to take
15 any comments or you want a motion at this point?

16 CHAIRMAN D. DUMEZICH: Let's take any
17 comments we have from the floor with respect to
18 what's been presented today.

19 MR. E. KRIEG: Eric Krieg.

20 CHAIRMAN D. DUMEZICH: Sir, come up, sit
21 down, microphone and spell your name.

22 MR. E. KRIEG: Eric Krieg.

23 CHAIRMAN D. DUMEZICH: We'll give you two
24 minutes for comments.

25 MR. E. KRIEG: Thank you. Eric Krieg,

1 E-R-I-C, K-R-I-E-G. Redistricting is often
2 thought of as something best left to the
3 politicians and experts, but nothing could be
4 further from the truth, that the Lake County
5 Redistricting Commission, alone in Indiana,
6 gives ordinary citizens a say in the
7 redistricting process is something to be
8 commended, not condemned.

9 Redistricting is a process that must follow
10 certain rules, and you can't change the rules in
11 the middle of the game. That would violate due
12 process and equal protection clauses of the Indiana
13 Constitution.

14 We are here today to ensure that the rules
15 were followed, and whatever the outcome of the plan
16 that is adopted, must or shall follow those
17 procedural rules.

18 First off, Indiana Code 36-2-2-4 and 36-2-3-4,
19 those are the laws that cover what you guys just
20 did today. The first one, it covers the
21 commissioners, and the second one covers the
22 council.

23 They both require that districts be compact,
24 contain, as nearly as is possible, equal
25 population, and not cross precinct lines. The one

1 for council also requires, that may whole
2 townships, except when a division is clearly
3 necessary to accomplish redistricting.

4 There's only one plan or those three plans,
5 including this line right here, the fourth one,
6 that meets all the statutory requirements. The
7 Fair and Balanced Plan, No. 2, is the one that
8 incorporates the precincts adopted November 5th by
9 the Lake County Election Board. The other plans
10 did not use the new precincts, as a result, as you
11 heard, they split precincts.

12 Also Plan No. 1, which was the basis for Plan
13 No. 4 incorporated new precincts by reference and
14 maps are real lined entities and cannot be drawn by
15 incorporation by reference, and Plan No. 3, which
16 doesn't seem to be under consideration. The other
17 rules are the rules that you all adopted on
18 September 29th, 2011. One of these rules was
19 that, --

20 CHAIRMAN D. DUMEZICH: You have 30 seconds.

21 MR. E. KRIEG: -- and noon, Indianapolis
22 time, Thursday, November 10th is the deadline
23 for any individual to submit supposed
24 commissioner and council district maps to the
25 Election Division. If a map was submitted after

1 the deadline, it was rejected.
2 The commissioners were allowed to change the
3 maps, okay, but we think that a map like this would
4 need to put up for public comment. I didn't hear
5 anything about the variance within the districts or
6 the districts within the 10 percent variance.
7 There are other factors that need to be considered,
8 things like Section 2 of the Voter Rights Act, was
9 this plan retrogressive -- how do we know that and
10 how do we not know that? Does it meet the
11 (indiscernible) factors --

12 CHAIRMAN D. DUMEZICH: Thank you. I
13 allowed you three minutes.

14 MR. J. HERO: Can I comment now?

15 CHAIRMAN D. DUMEZICH: Certainly, you have
16 2 minutes.

17 MR. J. HERO: First of all, I would just,
18 in order to save time, present to this Board the
19 arguments for Plan No. 2 and against the other
20 plans. The --

21 CHAIRMAN D. DUMEZICH: Mr. Hero -- Mr.
22 Hero?

23 MR. J. HERO: Yes.

24 CHAIRMAN D. DUMEZICH: I know who you are,
25 but the court reporter does not know who you

1 are. Please identify yourself.

2 MR. J. HERO: My name is Joe Hero. I'm a
3 registered voter in the State of Indiana
4 (indiscernible.) We're presenting the argument
5 that you -- give you guys a copy here, Mr.
6 Pastore will do that -- we incorporate that in
7 our reference because -- as our argument for
8 Plan No. 2.

9 Furthermore, the Indiana Election Commission
10 posted a notice for the redistricting committee
11 that this was going to be a 10:00 meeting and we
12 want the record to show that it started at 1:00.
13 We believe that there were ex-parte conversations
14 outside this room to do a map, a final map was
15 adopted.

16 There was -- the final map was adopted and it
17 was never presented to the Election Commission, to
18 the public or anyone else. It was developed in the
19 back room here today. You guys call it compromise.
20 We've spent a lot of time evaluating these maps.

21 We have never even seen this other map. The
22 public has not see this map. We had a public
23 hearing that was (indiscernible), so I object to
24 the -- that this violates the public access laws
25 and that any maps adopted in the back room are void

1 for that reason, and also, for the reasons that
2 we'll be submitting into the record our grievance
3 and --

4 CHAIRMAN D. DUMEZICH: Mr. Hero, your time
5 is up.

6 MR. J. HERO: Well, thank you very much.

7 CHAIRMAN D. DUMEZICH: Please state your
8 name for the record.

9 MR. R. NEIMEYER: Rick Niemeier, Lake
10 County Council, Lake County, Indiana.

11 MR. D. DERNULC: Dan Dernulc, Lake County
12 Council, Lake County, Indiana, registered voter.

13 MR. R. NEIMEYER: I'm -- just a
14 clarification on -- so -- we require this on
15 council maps. What happened was at the last
16 meeting that you and the board members asked us
17 to get together to see if we can try to come up
18 with a plan, that we talk and try to come up
19 with something, and that's what we did.

20 We didn't basically see much off that original
21 plan, except precinct changes that were made after
22 our September 29th period, and after our
23 conversations with some other councilman, we
24 looked -- the community interest were divided in
25 East Chicago, (indiscernible) Gary, Indiana

1 district so we did some changing there, tweaked
2 that, and the numbers got tweaked a little bit, but
3 they still fell under the deviation point that we
4 needed to be at so we didn't change a lot except to
5 do some tweaking in those districts just to make
6 sure they were going to be represented fairly. I
7 guess the other question I need to ask, on the
8 commissioners plan, you are adopting Plan No. 1; is
9 that correct?

10 VICE CHAIR A. LONG: Well, we're going to
11 talk about it. We've made no agreements to --
12 with regard to any of them -- I mean --

13 MR. R. NEIMEYER: I just want to --

14 VICE CHAIR A. LONG: There's been no
15 agreements made -- this was before we came in
16 here at this point. We have -- the Chairman and
17 I have discussed and we have a proposal to
18 submit forward. There's been no new maps other
19 than the technical changes and the minor tweaks
20 that you made reference to earlier.

21 CHAIRMAN D. DUMEZICH: Mr. Niemeyer, as you
22 know, I was trying to make sure you held at two
23 minutes, and I think before Tony's response, you
24 had like 12 or 13 seconds left.

25 MR. R. NEIMEYER: I'm finished. Thank you.

1 CHAIRMAN D. DUMEZICH: Mr. Dernulc, two
2 minutes.

3 MR. D. DERNULC: I'll take 30 seconds. I
4 agree with Rick, we did -- last meeting, we did
5 speak, and specific to the county council
6 district. We felt, you know, with the tweaking,
7 this is a good plan, and we hope that the county
8 council plan, that you acknowledge it's a good
9 plan and move ahead with that one. Thank you.

10 CHAIRMAN D. DUMEZICH: Commissioner Scheub.

11 MR. G. SCHEUB: Thank you.

12 CHAIRMAN D. DUMEZICH: Two minutes, sir.

13 MR. G. SCHEUB: Gerry Scheub, 2nd District
14 County Commissioner, Lake County, Indiana. Our
15 map as originally presented at Purdue University
16 in Lake County did not change. It stays the
17 same. We've made no changes. We took in very
18 diligent on the community of interest along with
19 our redistricting. We took the cities and towns
20 that were split under the old system and made it
21 full, except for East Chicago, we couldn't get
22 the numbers right, so East Chicago is the only
23 one that has any split, but we did everything
24 according to the new census and the new
25 precincts. Thank you.

1 CHAIRMAN D. DUMEZICH: Thank you. Vice
2 Chairman Long, would you like to describe --

3 VICE CHAIR A. LONG: Do you want to speak?

4 CHAIRMAN D. DUMEZICH: I'm sorry,
5 Councilman.

6 MR. M. REPAY: I'll try to be brief.

7 Councilman Mike Repay, R-E-P-A-Y. I just want
8 to not take any more time, but just to state on
9 the record that there was a compromise between
10 my colleagues, myself, and the other Democrats
11 that are on the county-council, and we are happy
12 with the maps that were drawn.

13 I just want to state that in the record and
14 appreciate, you know, the consideration that you
15 gave us, and I appreciate that you guys came up to
16 see us in Lake County and I figured we'd do the
17 same.

18 COMMISSION MEMBER S. RIORDAN: Just for
19 clarification. Plan 1, you are -- it has been
20 amended since November 18th. It's the plan that
21 you support?

22 MR. M. REPAY: Yes, Plan 1 is amended for
23 the county-council districts. I and a majority
24 of my Democratic colleagues support it.

25 COMMISSION MEMBER S. RIORDAN: Okay. Thank

1 you.

2 MR. M. REPAY: Thank you.

3 CHAIRMAN D. DUMEZICH: And we also
4 understand, and tell me if you understand if
5 this is true, we also understand that the State
6 Chairman, Dan Parker, and the County Chairman,
7 Tom McDermott are also in agreement?

8 MR. M. REPAY: They are also in agreement
9 and they were part the compromise in regard to
10 these maps.

11 CHAIRMAN D. DUMEZICH: And they were part
12 of the process, and for public record, from the
13 Republican side, we consulted elected officials,
14 we consulted our advisory board members, and our
15 representative from the state party and they are
16 also in agreement. So it seems like the plan as
17 amended has the support of the elected people of
18 Lake County; do you believe that's accurate?

19 MR. M. REPAY: Yes, sir. Thanks.

20 CHAIRMAN D. DUMEZICH: Yes, sir. Would you
21 like to speak to the process?

22 MR. R. PASTORE: Yes, sir. My name is Rob
23 Pastore, P-A-S-T-O-R-E.

24 CHAIRMAN D. DUMEZICH: Please limit your
25 comments to two minutes.

1 MR. R. PASTORE: I understand. At the
2 beginning of this meeting Mr. Deckard and
3 Mr. King told us that this meeting is in
4 compliance with Open Door Law. I firmly believe
5 that the meeting that you had between 10:00 and
6 this meeting was not in compliance with Open
7 Door Law.

8 I also believe that you do not have the right
9 to have an amended first Map 1 to even consider
10 because it wasn't given to you in a timely fashion
11 under the rules you've stated. The only three that
12 you need to be looking at, in my opinion, are 1, 2
13 and 3.

14 I find it particularly interesting that your
15 deputy commissioner said that everybody gave some
16 and everybody took some in a meeting that you had
17 to hash out what you came up with in between these
18 two meetings and I find that is a great violation
19 of Open Door Law. Thank you.

20 CHAIRMAN D. DUMEZICH: Tony, would you like
21 address to Open Door or would you like me to?

22 VICE CHAIR A. LONG: Why don't you go ahead
23 and I'll supplement, if I feel it's needed.

24 CHAIRMAN D. DUMEZICH: Okay.

25 COMMISSION B. BENNETT: I would like to

1 just say one thing. I would like the record to
2 reflect that I was not involved in any of the
3 meetings that were allegedly held between our
4 meetings. I've been sitting here the whole
5 time. I have not participated.

6 CHAIRMAN D. DUMEZICH: Absolutely. With
7 respect to Open Door Law, the way we understand
8 the rules are that it's a matter of form of
9 people together having a discussion. During no
10 point in time was there a quorum of people
11 present.

12 The discussions were primarily held between
13 myself and Vice Chair Long. We did, however, bring
14 in people during the course of it to discuss
15 various positions to try to bring everybody
16 together. That included our legislative
17 representatives. It included elected people and it
18 included phone conversations with people that were
19 not present, such as Dan Parker and Tom McDermott
20 and others from our State Party, so as a result, we
21 are in compliance with Open Door.

22 VICE CHAIR A. LONG: I would concur with
23 that, Mr. Chairman. The only thing that we done
24 is to put together and we've not taken other
25 than these -- any consideration for changes in

1 the drawings other than the technical changes
2 that were addressed earlier, the maps that were
3 submitted to us as Plan 1, 2 and 3 with the very
4 minimal changes, that there's no new set of maps
5 out there that I know of, that procedures -- we
6 invited people to come forward and submit plans
7 and they did.

8 There was no requirement that we do that. We
9 could have set here ourselves with our legislative
10 advisers and drawn these ourselves. I wouldn't
11 want to live in Lake County, as somebody who had to
12 drive and had drawn the maps, but not withstanding,
13 we have done some population checking. We've done
14 some discussions with the party people to try to
15 come up with a plan that is best compromised to
16 meet everyone's in Lake County's needs and the
17 guidance that we've had.

18 With that, there has been no decision with
19 this plan, other than it has been discussed between
20 the Chair and I and our representatives, the idea
21 that we had to come up with a plan or leave it the
22 way it was, and we thought leaving it the way it
23 was would create a lessor benefit to the citizens
24 than trying to come up with a plan that we think
25 addresses the needs of Lake County and the vast

1 majority of the elected officials that exists
2 there, and with that comment, I'm prepared to make
3 a motion.

4 CHAIRMAN D. DUMEZICH: One more thing I'd
5 like to add. Statute prescribes that this
6 commission redraw the commissioner districts and
7 the county-council districts. If you look --
8 when I sat down and discussed originally the
9 order and the procedures that were to be
10 followed -- at that point in time, I said this
11 commission could modify any submitted map.

12 So when you say it's a violation of the
13 procedures, I question your ability to analyze the
14 statements that were made earlier, the ground rules
15 that were set here -- you're just plainly wrong.
16 So we are not violating any of our -- any of the
17 prescribed rules.

18 We can make up our own rules. When we put
19 down the ground rules for this, we said this
20 commission can modify, therefore, we're in
21 compliance with the procedures set forth on this
22 redistricting. With that, Mr. Long?

23 VICE CHAIR A. LONG: I would ask to be
24 recognized for the motion, Mr. Chair?

25 CHAIRMAN D. DUMEZICH: I recognize you,

1 Mr. Long.

2 VICE CHAIR A. LONG: I propose that we
3 amend Order No. 2011-1 in the following
4 particulars of the whereas clauses, all of them,
5 but the last one on the first page be left in
6 place, and then starting with the last whereas
7 clause before -- the last whereas clause before
8 the now therefore clause be amended to provide
9 as follows, and the rest of the order down to
10 where it says -- all the way through Section 9
11 and then the execution, of course, as provided
12 in the order.

13 And it would read as follows: Whereas, the
14 Commission finds that the proposed county
15 commissioner districts and county-council districts
16 prescribed in Plan No. 1 as modified in this order
17 best comply with the requirement for establishing
18 districts under both federal law, including equal
19 representation under the constitutional requirement
20 of one person, one vote, and state law including
21 Indiana Code 36-2-4 and Indiana Code 36-2-3-4.

22 Therefore, be it ordered by the Lake County
23 Redistricting Commission. Section 1: Lake County
24 is divided into a three-single member county
25 commissioner districts set forth in a set of

1 documents designated as County Commissioner Plan
2 effective January 1, 2012, also known as Plan No.
3 3, county commissioners district. This section
4 applies to elections in 2012. This section expires
5 December 31, 2012.

6 Section 2: Lake County is divided into three
7 single member county commissioner districts set
8 forth in the set of documents designated as county
9 commissioner plan effective January 1, 2013, also
10 known as Plan No. 1, county commissioner districts
11 as amended December 5th, 2001 meeting, this section
12 applies to elections conducted after January 1,
13 2013. This section expires December 31, 2021.

14 Section 3: Lake County is divided into seven
15 single member county council districts set forth in
16 the set of documents designated as county council
17 plan effective January 1, 2012, also known as Plan
18 No. 1, county council districts as amended at the
19 December 5th, 2011 meeting. This section expires
20 December 31, 2021. Section 4: The following
21 documents are incorporated by reference into this
22 order and the minutes of the September 29th, 2011
23 and November 18th, 2011 meeting of the commission,
24 including the documents incorporated by referencing
25 those minutes.

1 The set of documents says it is Plan No. 1,
2 Plan No. 2 and Plan No. 3 by the Commission at its
3 November 18th, 2011 meeting, and this sets of
4 documents referenced in Sections 1, 2 and 3.

5 Section 5: As required by Indiana Code
6 36-2-2-4 and Indiana Code 36-2-3-4, this Division
7 is ordered during the first year and -- excuse me,
8 this Division is ordered during the first year
9 after the year in which the most recent federal
10 centennial census was conducted 2011.

11 Section 6: Effective January 1, 2012, all
12 previous orders adopted by the Commission
13 concerning county commissioner districts or county
14 districts are rescinded.

15 Section 7: Notwithstanding Section 6, any
16 rescinded or expired orders establishing county
17 commissioner or county council districts remain in
18 effect for the limited purpose of filling any
19 vacancies that may occur in the membership on the
20 Lake County Board of Commissioners or the Lake
21 County Council during the period ending with the
22 expiration of that number and current term or that
23 office.

24 Section 8: The adoption of this order has no
25 effect on the right of an individual serving as a

1 member of the board of county commissioners or a
2 member of the county council to consume -- continue
3 to serve in that office until the expiration of the
4 member's current term specified under state law.

5 Section 9: The Election Division shall
6 provide a copy of this order to the Board Of
7 commissioners of Lake County and the Council of
8 Lake County and to the Lake County Board of
9 Elections and Registrations, and thereafter, that
10 would be the end of my motion, and with the
11 signature and the so ordered section remaining in
12 place.

13 CHAIRMAN D. DUMEZICH: Do I have a second
14 on the motion to adopt?

15 COMMISSION MEMBER S. RIORDAN: Second.

16 CHAIRMAN D. DUMEZICH: What I'd like to do
17 is to make sure that we bring Mr. Zapfe's
18 changes into the record. Would you, please,
19 provide your changes to Mr. Dale Simmons and
20 mark them accordingly, Mr. Simmons.

21 VICE CHAIR A. LONG: The team that Mr.
22 Zapfe has just presented to Dale is material
23 that I referenced in my motion to amend relative
24 to the county council and county commissioner
25 districts in Lake County, just to make sure the

1 record is complete on that issue.

2 CHAIRMAN D. DUMEZICH: All in favor of the
3 motion to amend, indicate by saying aye?

4 THE COMMISSION: Aye.

5 CHAIRMAN D. DUMEZICH: All opposed, nay?
6 (No response.)

7 CHAIRMAN D. DUMEZICH: 4-0, the ayes have
8 it. Do I hear a motion to adopt Order 2001?

9 MR. B. KING: You've already done that.

10 CHAIRMAN D. DUMEZICH: Oh, we've already
11 done that, that's right. So all in favor of the
12 motion of Order 2001, please -- 2011-1 as
13 amended, please indicate by saying aye?

14 THE COMMISSION: Aye.

15 CHAIRMAN D. DUMEZICH: Opposed, nay?
16 (No response.)

17 CHAIRMAN D. DUMEZICH: 4-0, the ayes have
18 it. The motion to adopt the amended Order
19 2011-1 has passed. Is there any further
20 business to come before the Lake County
21 Redistricting Commission?

22 (No response.)

23 CHAIRMAN D. DUMEZICH: Seeing none, do I
24 hear a motion to adjourn?

25 COMMISSION MEMBER S. RIORDAN: So moved.

1 CHAIRMAN D. DUMEZICH: All those in favor,
2 say aye?

3 THE COMMISSION: Aye.

4 MR. B. KING: You need a second.

5 CHAIRMAN D. DUMEZICH: Oh, a second -- do I
6 hear a second from Bryce?

7 COMMISSION B. BENNETT: Second.

8 CHAIRMAN D. DUMEZICH: All in favor, say
9 aye?

10 THE COMMISSION: Aye.

11 CHAIRMAN D. DUMEZICH: All opposed?

12 (No response.)

13 CHAIRMAN D. DUMEZICH: 4-0, the ayes have
14 it.

15 (Volume II is concluded.)

16 (Time noted: 1:43 p.m.)

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1 STATE OF INDIANA)
) SS:
 2 COUNTY OF MARION)

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4 I, Rhonda J. Hobbs, RPR, and a Notary Public
 5 and Stenographic Reporter within and for the County
 6 of Hendricks, State of Indiana at large, do hereby
 7 certify that on the 5th day of December, 2011, I
 8 took down in stenograph notes the foregoing
 9 proceedings;

10 That the transcript is a full, true and
 11 correct transcript made from my stenograph notes.

12 IN WITNESS WHEREOF, I have hereunto set
 13 my hand and affixed my notarial seal this _____
 14 day of December, 2011.

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 N O T A R Y P U B L I C

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19 My Commission Expires:
 August 24, 2017
 20 County of Residence:
 Hendricks County

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