



Pima County Election Integrity Commission Notice/Agenda

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Election Integrity Commission and to the general public that the Election Integrity Commission will hold a meeting open to the public on:

Friday, September 15, 2017 at 9:00 AM
Herbert K. Abrams Building, Conference Rooms #3108/3110
3950 S. Country Club Road, Tucson, AZ 85714

PLEASE NOTE: Agenda item materials may be viewed on the Election Integrity Commission Website at www.pima.gov/elections under Pima County Informative Links; materials are also available at the Pima County Elections Department located at 6550 S. Country Club Road, Tucson, AZ 85756.

1. PLEDGE OF ALLGIANCE
2. ROLL CALL – One or more members may be attending via telephone conferencing.
3. CALL TO THE PUBLIC
A.R.S. § 38-431.01(H) states in part, "...members of the [Commission] shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action." Speakers are limited to 3 minutes.
4. MEETING SUMMARY APPROVAL – Ken Moyes volunteered to take meeting notes at this meeting and volunteers will be sought for subsequent meetings.
5. CHAIRMAN'S REPORT – The Chairman will provide a brief update on relevant current events and the cancellation by the Recorder's Office meeting.
6. LETTER TO COUNTY ATTORNEY REGARDING MINUTES to our meetings and new procedures being followed – Karen Schutte
7. ELECTIONS REPORT ON CITY PRIMARY AUGUST 29 – Barbara Tellman, Karen Schutte
8. GENERAL ELECTION NOVEMBER 7TH UPDATE – Brad Nelson
9. DISCUSSION ON ELECTION PROCEDURES MANUAL CHAPTER ONE – Available on line at the Secretary of State's website. Members are asked to submit any sections they would like to discuss in advance of this meeting to be added to the agenda.
10. REPORT ON MOVING THE DATE OF THE PRIMARY – Brian Bickel
11. DISCUSSION OF PROPOSED BYLAW CHANGES ON OPEN MEETING LAW TRAINING –

Per EIC Current Bylaws – ARTICLE XIV – AMENDMENTS and REVIEW Section 1: These bylaws may be amended at any regular meeting of the EIC by a two-thirds (2/3) vote of those present and voting, provided that notice of the change has been given to the Commissioners at least one (1) week prior to the meeting at which the voting takes place.

Current Bylaw – Article XIII – Open Meeting Law Training reads:

Section 1 The EIC shall hold an update session on the Open Meeting Law for all members once a year.

Section 2 Any new member(s) shall attend an Open Meeting Law Training session conducted by Pima County within three (3) months of appointment to the Commission.

Proposal is to remove Section 1 of the Bylaws completely for reasons that have been discussed at previous meetings.

The Herbert K. Abrams Conference Room is wheelchair and handicapped accessible. Persons with a disability may request a reasonable accommodation, such as sign language interpreter, by contacting Michael Dale at (520) 724-6845. Requests should be made at least three (3) business days prior to the Commission Meeting to allow time to arrange the accommodation.

Proposed Amendment to Section #2 follows for action:

Section 2. All new members are expected to contact the Arizona Ombudsman at the Arizona State Offices in Phoenix for information on how to obtain all the information offered by the Ombudsman's office on Open Meeting Law training. They are then expected to study, become familiar with Arizona Open Meeting Law, and deliver acknowledgement to the Commission in writing of having completed these actions before their second meeting.

Additional proposed amendments to the bylaws submitted by Arnie Urken:

1. *A Commissioner can raise a point of order to intervene in a situation in which one or more Commissioners propose or take action that might violate the Open Meeting Law (OML). This intervention takes precedence over any other business being discussed until the possible or alleged violation is clarified or resolved. An intervention must be seconded, discussed, and voted on immediately. Commissioner must vote "Yes" or "No" to support or vote down the intervention. Abstentions are not allowed and the vote must be conducted by written secret ballot. If Commissioners vote unanimously for or against the intervention, the Chair must abide by the collective judgment.*
2. *If there is no unanimous agreement about supporting or opposing an intervention, no Commissioner can act alone. Acting alone will be considered grounds for immediate removal from the Commission along with loss of voting rights. Moreover, Commissioners who act without unanimous EIC unanimous consent explicitly agree to indemnify the Commission and other Commissioners against legal charges, including fines and the cost of legal representation. Any Commissioner who disregards this bylaw 1) assumes personal liability for all and any legal costs incurred by the Commission and other Commissioners and 2) waives the right to sue the EIC or its members in any Court.*

12. FUTURE AGENDA ITEMS

In accordance with A.R.S. § 38-431.02(H), members of the Commission may not discuss or take action on any item proposed as a future agenda item unless the item is listed on the current agenda for discussion and action.

13. NEXT MEETING DATES

October 20, 2017

November 17, 2017

December 15, 2017

14. ADJOURNMENT