

Michigan Independent Citizens Redistricting Commission

Virtual Meeting via Zoom Webinar due to the ongoing Covid-19 pandemic, in compliance with Section 6(10) of Article 4 of Michigan's 1963 Constitution and pursuant to the MICRC Rules of Procedure. Full agenda, presentations, transcripts, and video recordings are available at

www.michigan.gov/micrc

Thursday, February 24, 2022

10:00 AM – 12:50 PM

MINUTES

PRESENT:

Douglas James Clark (*remotely from Huntington Beach, California*)

Juanita Curry (*remotely from Detroit, Michigan*)

Anthony Eid (*remotely from Detroit, Michigan*)

Brittni Kellom (*remotely from Wayne County, Michigan*)

Steven Terry Lett (*remotely from Lee County, Florida*)

Cynthia Orton (*remotely from Battle Creek, Michigan*)

MC Rothhorn (*remotely from Lansing, Michigan*)

Rebecca Szetela (*remotely from Wayne County, Michigan*)

Janice Vallette (*remotely from Highland, Michigan*)

Erin Wagner (*remotely from Lansing, Michigan; left meeting at 10:30 and returned at 11:00 AM*)

Richard Weiss (*remotely from Saginaw Township, Saginaw, Michigan*)

Dustin Joseph Witjes (*remotely from Howell, Michigan*)

ABSENT:

Rhonda Lange

OTHERS PRESENT:

Suann Hammersmith, Executive Director

Julianne V. Pastula, General Counsel

Edward Woods III, Communications and Outreach Director

Michigan Department of State ("MDOS") staff

CALL TO ORDER AND WELCOME

Commissioner Rothhorn, Vice-Chair, called the meeting of the Michigan Independent Citizens Redistricting Commission (MICRC) to order at 10:00 AM.

ROLL CALL

MDOS staff called roll. A quorum was met.

ADOPTION OF THE AGENDA

MOTION: Amend the agenda to add review of Resolution 2022.02.17 for Consent Judgment Terms in *Wagner v. MICRC*. **Motion by Commissioner Eid. Supported by Commissioner Lett. Commissioner Szetela, Chair, held a vote by show of hands. MOTION UNANIMOUSLY APPROVED.**

MAIN MOTION: Commissioner Szetela, Chair, called for a motion to approve the agenda, as amended. **Motion by Commissioner Witjes. Supported by Commissioner Lett. Commissioner Szetela, Chair, held a vote by show of hands. MOTION UNANIMOUSLY APPROVED.**

PUBLIC COMMENT PERTAINING TO AGENDA TOPICS

Commissioner Szetela, Chair, put the motion "to begin the public comment pertaining to agenda topics portion of the agenda" which was adopted. Three individuals provided remote public comment: James Gallant, Anthony Scannell, and Howard Baron.

A full inventory of live and written public comment is available at www.michigan.gov/micrc.

UNFINISHED BUSINESS

a. Contract Change Notice for Federal Compliance, LLC, Resolution 2022.02.10
Executive Director Hammersmith provided an update on a contract change notice.

MOTION: Commissioner Szetela, Chair, called for a motion to adopt Resolution 2022.02.10., Contract Change Notice for Federal Compliance, LLC. **Motion by Commissioner Lett. Supported by**

Commissioner Weiss. Commissioner Szetela, Chair, held a vote by show of hands. MOTION UNANIMOUSLY APPROVED.

b. Contract Change Notice for Election Data Services, Resolution 2022.02.11
Executive Director Hammersmith provided an update on a contract change notice.

MOTION: Commissioner Szetela, Chair, called for a motion to adopt Resolution 2022.02.11, Contract Change Notice for Election Data Services. **Motion by Commissioner Witjes. Supported by Commissioner Lett. Commissioner Szetela, Chair, held a vote by show of hands. MOTION UNANIMOUSLY APPROVED.**

NEW BUSINESS

a. Budget Recommendations. Executive Director Hammersmith provided budget recommendations to the Commission.

1. Amend Fink Bressack Contract

MOTION: Approve Resolution 2022.02.12, Amend Fink Bressack contract. **Motion by Commissioner Lett. Supported by Commissioner Weiss. Commissioner Szetela, Chair, held a vote by show of hands. MOTION UNANIMOUSLY APPROVED.**

2. Amend BakerHostetler Contract

MOTION: Approve Resolution 2022.02.13 Amend BakerHostetler contract. **Motion by Commissioner Lett. Supported by Commissioner Weiss. Commissioner Szetela, Chair, held a vote by show of hands. MOTION UNANIMOUSLY APPROVED.**

3. Robert Half Paralegal Agreement Extension

MOTION: Amend Resolution 2022.02.14 to increase the paralegal hours of work per week from 20 to up to 40. **Motion by Commissioner Lett. Supported by Commissioner Clark. Commissioner Szetela, Chair, held a vote by show of hands. MOTION UNANIMOUSLY APPROVED.**

MAIN MOTION: Approve Resolution 2022.02.14 to extend the time for the agreement, and as amended, to increase the hours per week. **Motion by Commissioner Lett. Supported by Commissioner Witjes. Commissioner Szetela, Chair, held a vote by show of hands. MOTION UNANIMOUSLY APPROVED.**

4. Amend Budget, per Recommendations and Contract Extensions, Resolution 2022.02.15

MOTION: Approve Resolution 2022.02.15 to Adopt Budget Recommendations for the 2022 Fiscal Year. **Motion by Commissioner Lett. Supported by Commissioner Witjes. Commissioner Szetela, Chair, held a vote by show of hands. MOTION UNANIMOUSLY APPROVED.**

b. Amendments to Policies and Procedures. Executive Director Hammersmith provided recommended policy and procedure updates to the Commission.

1. Draft Amendments to FOIA Procedures and Guidelines, Written Public Summary of MICRC FOIA Procedures and Guidelines, and FOIA Form
2. Resolution 2022.02.16, Policy and Procedure Updates

MOTION: Approve Resolution 2022.02.16 to clarify term “General Counsel” after February 25, 2022 to include services provided by Fink Bressack, and FOIA/Public Record Request and Parliamentarian services provided by MDOS. **Motion by Commissioner Lett. Supported by Commissioner Curry. Commissioner Szetela, Chair, held a vote by show of hands. MOTION UNANIMOUSLY APPROVED.**

c. Resolution 2022.02.17, Authorize Consent Agreement Terms in *Wagner v. MICRC*

MAIN MOTION: Approve Resolution 2022.02.17, Consent Agreement Terms in *Wagner v. MICRC*. **Motion by Commissioner Lett. Supported by Commissioner Clark. Commissioner Szetela, Chair, held a vote by show of hands. MOTION UNANIMOUSLY APPROVED.**

e. Commissioner Salary Changes. The Commission discussed changes to salaries.

MOTION: Increase Commissioner salaries by 7%. **Motion by Commissioner Witjes. Supported by Commissioner Curry. Commissioner Szetela, Chair, held a vote by roll call. MOTION APPROVED BY ROLL CALL VOTE.**

Voting Yes: Commissioners Curry, Eid, Kellom, Lett, Rothorn, Szetela, Vallette, Witjes

Voting No: Commissioners Clark, Orton, Weiss

APPROVAL OF MINUTES

MOTION: Commissioner Szetela, Chair, called for a motion to approve the meeting minutes from February 10, 2022. **Motion by Commissioner Witjes. Supported by Commissioner Curry. Commissioner Szetela, Chair, held a vote by show of hands. MOTION UNANIMOUSLY APPROVED.**

STAFF REPORTS

- a. Executive Director. Executive Director Hammersmith provided a report.
- b. Communications and Outreach Director. Communications and Outreach Director Woods provided a report.

MDOS UPDATES MDOS staff provided a report.

CLOSED SESSION At 10:52 AM, Commissioner Szetela, Chair, transitioned the Commission into a closed session to discuss litigation, per Resolution 2022.02.01, adopted February 10, 2022. The closed session was called to order at 11:00 AM and was adjourned at 11:45 AM. The purpose of the discussion was to determine legal strategy and discuss pending litigation brought against the Commission.

RECESS At 11:45 AM, Commissioner Szetela, Chair, put the motion “to recess for 30 minutes until 12:15 PM” which was adopted.

CALL TO ORDER Commissioner Szetela, Chair, called the meeting of the Michigan Independent Citizens Redistricting Commission back to order at 12:17 PM.

ROLL CALL MDOS staff called roll. A quorum was met.

PRESENT: Douglas James Clark (*remotely from Huntington Beach, California*)
Juanita Curry (*remotely from Detroit, Michigan; returned at 12:30 PM*)
Anthony Eid (*remotely from Detroit, Michigan*)
Brittini Kellom (*remotely from Wayne County, Michigan*)
Steven Terry Lett (*remotely from Lee County, Florida*)
Cynthia Orton (*remotely from Battle Creek, Michigan*)
MC Rothhorn (*remotely from Lansing, Michigan*)
Rebecca Szetela (*remotely from Wayne County, Michigan*)
Janice Vallette (*remotely from Highland, Michigan*)
Erin Wagner (*remotely from Eaton County, Michigan*)
Richard Weiss (*remotely from Saginaw Township, Saginaw, Michigan*)
Dustin Joseph Witjes (*remotely from Howell, Michigan*)

ABSENT: Rhonda Lange

NEW BUSINESS (Continued)

d. Glengariff Group Michigan Voter Survey, Richard Czuba and Edward Woods, III The Commission received a presentation on the Michigan Voter Survey conducted to assess the knowledge of Michigan voters after the mapping work of the Commission had been completed, as compared to the pre-survey.

ANNOUNCEMENTS

Commissioner Eid requested adding a discussion item to the next agenda about increasing the time for public comment to two minutes for each individual.

Commissioners thanked Julianne Pastula, General Counsel, for her work.

ADJOURNMENT

MOTION: Adjourn the Meeting. **Motion by Commissioner Witjes. Supported by Commissioner Weiss. Commissioner Szetela, Chair, held a vote by show of hands. MOTION UNANIMOUSLY APPROVED.**

The meeting was adjourned at 12:50 PM.