

The 2021 Wicomico County Redistricting Committee met on October 19, 2021 at 6:00 p.m. at the Wicomico Youth & Civic Center, DaNang Room, 500 Glen Avenue, Salisbury, MD 21804.

Members Present: Wendy Anspacher, Gail Bartkovich, Muir Boda, Bernadette Cannady, Mark Danderson, Julie Giordano, and William "Kel" Nagel, M.D.

Staff Present: Laura Hurley, Recording Secretary; Andrew Illuminati, Esq., County Attorney Representative; and Frank McKenzie, GIS Coordinator.

Approval of Minutes from September 22, 2021:

Ms. Bartkovich said there is a correction to the September 22nd minutes. It is on page one, under the header titled "Discuss 2% deviation from the Ideal Population by District," it is the second paragraph under that title, fifth line down, it says it was moved from District 1 into District 2. This should actually be District 1 into District 4. For clarification, it was a section in the City of Salisbury Park with zero population.

On motion by Dr. Nagel and seconded by Mr. Muir Boda, the minutes from September 22, 2021 as amended were unanimously approved.

Ms. Bartkovich said there has been some discussions about what the Committee's charge is. For everyone's information, the Charter Review Committee is currently meeting, and they will be having their next meeting this Thursday at 5:00 p.m., in Room 301, Council Chambers, and they have had some input on their portal of questions and comments regarding redistricting and legislative districts. If the Charter Review Committee makes changes to that section, it has to be approved by the public. Any changes will be on the election in November. She does not know where they are in their discussions but if anybody wants to give input, they do allow public input at their meetings or you can email comments. That option is there for anybody who wants to make changes regarding the Redistricting Committee. The public is able to do that too.

Review of Special Requests Maps:

Mr. Frank McKenzie said there was discussion at a previous meeting about trying to have all the districts meet a 2% deviation. He said since that was important to the Committee, he provided that information for consideration. He said you will see highlighted in yellow on the handout provided the average deviation of that particular plan. As we all know, we are allowed to be 5% above or 5% below our ideal population. All of these fall within the 5 percent.

Ms. Bartkovich asked how Mr. McKenzie was able to come to the mean deviation, to which Mr. McKenzie responded the software calculates it for you as you go through the process. It will compare all five districts and see how much above or below that particular district is and then provide an average of the five districts. Ms. Bartkovich clarified that it is done on the computer, to which Mr. McKenzie responded, yes.

Dr. Nagel said, on page 1, the minimal impact map, in the fifth column, adjusted non-Hispanic white, there is a percentage, but he does not see a percentage for African Americans. He said he sees a number but looking at it 27.94% non-Hispanic white that would imply that the percentage of black would be about 72%, is that correct. Mr. McKenzie said there are other races that are calculated. He said the sheet that was emailed contains the additional percentage of black population. He said there

are different races that are included in the census calculation. He said, for our purposes, the percentage of black and the percentage of white is provided as a reference. The other races that are calculated are a lot smaller percentage. Dr. Nagel said Ms. Bartkovich provided him with the table that actually says minimal impact 57.67%. Mr. Frank McKenzie said he can show it on the screen. He then explained the fields shown are non-Hispanic white and non-Hispanic black. There are other racial categories that are analyzed by the Census Bureau that are not included in this report. He said, if this is important, he can for the next go around provide those categories. It will probably be six to ten more racial categories. Dr. Nagel asked if they would be either black, mixed Hispanic or something like that. Dr. Nagel said he is getting concerned as he mentioned last month about packing the minority district. He said, we don't want the minority district to be less than 50 percent. On the other hand, the more black we make it, the less impact our African American citizens will get in the election. There are big arguments going on in various places around the country including Baltimore County about this very topic. Mr. McKenzie said in previous processes they have been through, it has always been to try to get the black population as high as possible. If there is new considerations that people are concerned about, that is something for the Committee to discuss how to approach it. Mr. Boda said we don't want the minority district to look like District 37A, the minority district for the delegate district. Dr. Nagel said the San Domingo exception is pretty clear but he did find an article about Baltimore County that has seven districts, no at-large districts, and they have one minority district that is 80% African American and none of the other districts have a chance of electing an African American and it looks like it will go to court. Dr. Nagel said he is putting this out there as a matter for consideration, but he does not know what to do about it.

Mr. McKenzie said at the last meeting there was discussion about another consideration for a request to move some areas to increase the population in the metro area around Salisbury and Fruitland. There are two precincts that have been discussed that are in Fruitland, one is 16004 and 16005. The request was to put all of 16004 in District 2 and 16005 would be put in District 4. He then shown on the screen precinct 16006, which is shown on an old map, is in District 4 already, which is Canal Park and Villages of Tony Tank. Mr. McKenzie explained that this map shows the amount of people that were involved in moving those two precincts. He said the area in grey is proposed to move into District 2, there were 1,512 people. The area in yellow that is proposed to go into District 4, which is precinct 16005 is 2,658 people, so that is about 4,170 people in those two precincts that were moved, so that meant they had to go around to the other districts to compensate for that large movement and when they started to move people, it doubled. He then showed the corporate limits of Salisbury and said to try to keep most of the City intact, there are areas outside the City that were moved from District 4 to District 3, there was 1,683 people there. He said they talked about the area near the park in the minimal map, there was 49 people. In order to balance this out, they did not need to move that area anymore. The block with 49 people did not move, but he still balanced it out to kind of even out the map in this area, but there were zero people moved.

Mr. McKenzie then looked at the area near Sharptown. He said in the original request there was an area up towards San Domingo that was too narrow, so the request was can it be widened up and make the map look cleaner, but in order to compensate for the numbers they needed, they also had to adjust near Sharptown. He then showed on the map were 40 people were moved and another area where 332 people were moved. There was also a request to move the people in Hebron out of District 1 into District 2, so that moved 1,154 people. Ms. Giordano asked if the map shows all the requests, to which

Mr. McKenzie responded, this is the three requests all in one map and then to compensate for everything else because of the last request of the two precincts.

Mr. Danderson asked what is the net result of the totals in each of the districts. Mr. McKenzie said moving the numbers, they were able to meet the deviation. He said that was his goal, once they move people, they have to balance the districts. He said that is where they had to start moving people from one area to another area to balance the districts for the deviation. He said as you can see, everything falls within the 5% deviation and everything looks pretty close for an average. Mr. Muir Boda said it looks like where you have the ideal district population of 20,845 all the districts are over 20,000 per district. Mr. McKenzie then showed the area on the map for Glen Avenue, the City Park and the Youth & Civic Center. He said this was moved from District 3 to District 4. Ms. Bartkovich asked if that is the area that they have already voted on, to which Mr. McKenzie responded that part of the area was. He then showed on the map what was needed to do the minimal impact. He then showed an area that was moved that was a silver in District 1. Mr. Danderson asked if the Youth & Civic Center would be in District 4, to which Mr. McKenzie responded, yes. Mr. McKenzie then showed an area near Mt. Hermon Road with 69 people that were moved, and there were 149 people near the Kilbirnie area that were moved. He said any of the scenarios that they have looked at, there have not been any council members moved from one district to another district or Board of Education members. Dr. Nagel clarified that the Kilbirnie area is the pink area that says 149, to which Mr. McKenzie responded, there were 149 people near the Kilbirnie area. Ms. Bartkovich said she thought that area was in District 5 before and now it is showing in District 3. Dr. Nagel clarified that area was moved from District 5 into District 3 and another area would move from District 3 into 4 in Fruitland. Mr. McKenzie said the map he is showing now is his working map, the other map is the one where he keeps the calculations for the number of people in a particular area. He then showed the aerial map of the area with 149 people. He said it is hard to say that there are a lot of people clustered in this area, it is a large area. Dr. Nagel said the area has runways in it, so he does not think that too many people live in the area. Mr. McKenzie said he is trying to figure out where the 149 people came from, he then pointed to different areas on the map that show 25 people, 31 people, 14 people, 46 people, 3 people, and 26 people. Dr. Nagel asked what road was going through the area, to which Mr. McKenzie responded, Mt. Hermon Road, Route 350. Dr. Nagel asked what area in blue shown on the map would be moving from what district, to which Mr. McKenzie responded from District 5 into District 3. Dr. Nagel asked where in District 3 will it be losing citizens, is it in Fruitland or closer to Salisbury. Mr. McKenzie explained we are still on the two percent map so there is a small change where some people moved from District 3 into District 2. Ms. Giordano said she does not understand why they are robbing Peter to pay Paul as that is what she feels like is happening. She said Mr. McKenzie just took people from District 3 and gave them from District 2 but then took people from District 5 to give to District 3. Why are we doing this? Mr. McKenzie said it is kind of like whack-a-mole, once you hit something and you hit a certain block, and you try to get the map neat, then you might need more people, so you have to compensate for that. Ms. Giordano said but if District 3 needed more people then why don't you just give them back from District 2 instead of pulling from somewhere else. Ms. Giordano then asked Mr. McKenzie to give the people back to District 5. Mr. McKenzie said it is hard to explain without showing. He then moved 181 people from District 2 to District 3, which kept them within the required deviation. Ms. Giordano said she just did not understand why they are giving some of District 3 to District 2 but then having to take from District 5 to District 3. Mr. McKenzie said as the one who is operating this, if he works in one part of the county, it makes an impact in a different area that was not calculated in the other side. Ms. Giordano said Mr. McKenzie is

looking at it segregated and she is looking at it as holistic thing, but Mr. McKenzie is doing it piece by piece. Mr. McKenzie said the numbers in the deviation when they start getting too high or too low, you have make adjustments somewhere else.

Mr. McKenzie said there are a myriad of ways to do this, so if you want to try something different over in the Fruitland area, he can move things around. He said he is working for the Committee. Ms. Giordano said she was just trying to understand the two changes.

Mr. McKenzie said looking at the pdf map that shows the number of people moved in the areas. There is an area where 45 people moved, this is Route 13, West Zion Road area. He said those are the basic changes in the two percent map.

Dr. Nagel asked how many people would be moved, to which Ms. Bartkovich said it is 1,280 people. Mr. McKenzie said he is trying to maintain two percent and when the numbers start jumping up above your deviation and your target deviation is two percent that is when you have to move people from somewhere.

Ms. Bartkovich clarified the first Request map moved 1,586 people, to which Mr. McKenzie responded, yes, that was the first request from the Committee.

Dr. Nagel asked if that moved a lot of people from District 1 to District 2, to which Mr. McKenzie responded, yes, 1,200 people. Mr. Danderson said it unites Hebron. Ms. Giordano said it almost unites Hebron, but it still does not really, it should be the whole corner up through Route 50 to the other line. Mr. McKenzie then showed the corporate limit lines of Hebron on the map. Ms. Giordano said it was not many people, like 12 people. Ms. Giordano said that is the one that raised the minority district from 57% to 59% and then got District 2 closer to what they needed from what she remembers.

Mr. Danderson said, as he recalls, the premise of this was uniting communities in single districts, to which Ms. Giordano responded, correct. He then asked if they could talk a little bit about the desirability of putting communities in a single district. He further asked, do we agree that is important? Ms. Giordano said that is just one of the things that they talked about not dividing towns, if possible, and one way was fixing one of the towns that was divided.

Mr. Danderson said, as he recalls, Ms. Bartkovich talked about in the first meeting in 2010 how that committee had worked to unite the communities on the Eastern Side of the County, he then asked what was their thinking when they did that. Ms. Bartkovich said she does not know the answer to the question, but they do have Powellville which is clearly out there by itself. She said Willards is split as part of it crosses Route 50. Mr. McKenzie said there is a small area in Willards that is on the south side of Route 50. Ms. Bartkovich said Pittsville and Parsonsburg are on the north side of Route 50, and part of Fruitland is in District 3. Mr. Danderson said he thinks she was talking about Delmar and how all of Delmar had been put in District 5. He said Mardela Springs is in District 2. Ms. Bartkovich said Sharptown is in District 2. Mr. Danderson said that just leaves Hebron and Fruitland. Mr. Danderson said the law does not allow them to unite Salisbury because it would violate the district population limit. Ms. Giordano said she thinks they had the same issue with Fruitland when they tried to put all of Fruitland together. Ms. Bartkovich said Fruitland has gotten too big. Ms. Giordano said Fruitland is a City and the other ones are towns. Mr. Danderson said that is not true because the population of Fruitland is 5,534 so its population is certainly small enough that it can be included in a single district.

The concern he has with this map is that, if we do this, we will have united all of the towns the law allows us to do with the exception of Fruitland and, if you look at the populations and the demographic makeup, Mardela Springs is 357 people, 91 percent white; Willard is 963 people, 84 percent white; Pittsville is 1,636 people, 94% white; Delmar 3,798 people, 57% white; Hebron 1,113, 92% white; and Fruitland 5,534 people and only 52 percent white. He said when you look at this map, the white precincts are in District 2 and the African American precincts are in District 3, so Fruitland is divided along racial grounds. He said our job is to execute the redistricting law, which states only that the population of the district be around 20,800 with a deviation of five percent, we have one district that is African American, and that the districts be contiguous. He then asked, if the proceedings of this meeting can be entered as evidence in a court of law, to which Mr. Illuminati responded, that is too open ended of a question to provide an answer. Mr. Danderson said he will ask another question and he will try to be circumspect. Given these facts, if we adopt this map and combine all the white communities into districts and leave out the one city that is 50/50, could a reasonable person have a concern that if this map were adopted, a possible federal question could arise? Mr. Illuminati said that is too broad of a question because the division of Fruitland is not something that has been addressed at this point. The premise that Fruitland was divided along racial lines (Mr. Danderson's conclusion) that is not what the last iteration of this committee did. Fruitland is divided along geographic boundaries and it has always been geographic boundaries, and geographic boundaries has a broad definition. It can be natural geographic boundaries, it can be roadway boundaries, etc. Looking at it, the boundary appears to be Camden Avenue as the broad divider. To this date, this committee has not taken any steps that show that it is attempting to do that. Whether or not someone wants to file suite is a completely different question. Mr. Illuminati said this committee has not taken steps to divide along racial lines. This is based on his attendance over the past three meetings.

Mr. Danderson said he is concerned that a federal question could arise if they unite white Hebron and leave the mixed race Fruitland separated. Mr. Illuminati said he does not believe anybody has espoused the belief that the goal to unite Hebron is to put one ethnicity in an advantage over another. From his recollection, the principal behind uniting all of Hebron was an attempt to unite a community and that race was not a factor in that. Mr. Danderson said that is true. The goal is to unite a community but we are not uniting Fruitland, and the 14th Amendment, Section 1, states that the law must be applied so that everyone has equal protection. Mr. Illuminati responded, yes, and the 14th Amendment has been extrapolated out into so many different arenas that it would be impossible to cover in the limited time here. Based on what action has been taken to date, there has not been an attempt to give an advantage of one race over another. Another motion could be made to show the difference between an attempt to unite Fruitland versus an attempt to unite Hebron and what additional maps could be done, that could be asked of Mr. McKenzie, a motion could be put on the floor, if that is something that is desired. The absence of that motion does not mean that there is a certain advantage, but the making of that motion or the rejection of that motion is also not a preclusion belief that there is another submissive goal at hand.

Mr. Danderson made a motion to suspend further discussion of this map on the grounds that this map could present an undue legal risk to the County for possible violations of the 14th Amendment.

Mr. Illuminati clarified that this is not what he said at all.

Ms. Giordano said she did not agree with the motion and then asked for Mr. Danderson to make the motion to not say when we unite white Hebron because no one has ever said that, the adjective was never used.

Mr. Danderson restated his motion to say to suspend the discussion of this map until it can be redrawn where both Hebron and Fruitland are in a single district; they can be two different districts. Dr. Nagel second the motion for the purpose of discussion.

Dr. Nagel then asked what are they going to ask staff to do, find additional information or what are you asking for? Mr. Danderson said he is asking that they draw another map where Hebron is united in a single district and Fruitland is also united in a single district and thereby all the cities and towns that can be under the law united in a single district and the only town/city that will not be is Salisbury because of its size. The law does not allow us to unite Salisbury. Ms. Giordano asked if this would be on two separate maps, one with Hebron then a separate map for Fruitland. Dr. Nagel said the objective is where the law allows us to put towns together in a single district. Mr. Boda said that is almost what is shown on the map for September 22nd. Mr. Danderson said Fruitland is divided on that map. Mr. Danderson said he does not disagree with the principle that towns untied makes sense. There is logic that if you are all in a community then you are all in the same district. If that principle is true, then lets put all the towns we can that the law allows us to do into single districts. Ms. Giordano asked if Fruitland goes all the way to the Bypass, to which Mr. McKenzie then showed on the map the Fruitland corporate line. Ms. Bartkovich said there are a considerable number of residents on the west side of Route 13, to which Mr. McKenzie responded, yes. Ms. Bartkovich said the only place to makes changes then, if you put all of those people in one district, they would have to go into either District 2 or District 3, which means if you put them in District 3 that is going to considerably put it over the deviation. Mr. McKenzie said if we add all of Fruitland to District 3, then District 2 is going to be considerably reduced in size, then we have to find people to balance it out. Mr. Danderson asked if he could put all of Hebron in District 1 and put all of Fruitland in District 2.

Mr. McKenzie then showed on the screen all of Hebron in District 1. Ms. Cannady clarified he is moving all of Hebron in District 1, to which Mr. McKenzie responded, yes. Mr. McKenzie said they are working from the two percent map. He said in working from this map, almost all of Hebron is in District 1 already, to move the rest is only 6 people. He said there were 6 people that were moved from District 2 into District 1. Ms. Cannady clarified that they were not in that district originally, he is moving them now, to which Mr. McKenzie responded, yes.

Mr. McKenzie when showed on the map the existing councilmanic lines from the previous election. He said the black line you see is an annexation that occurred in the Town of Hebron where right now it is basically sod, so there is not many people living there, but it is in the corporate limits. The request was to make all of Hebron united but that did not have much of a population difference.

Mr. McKenzie said next he will take all of Fruitland and move it to District 2 and then move it all to District 3 to see what the difference is. He then moved an area in grey from District 2 and put it in District 3. He said that moved 1,366 people from District 2 into District 3. The deviation of District 2 is now 9.5% below deviation, and the deviation of District 3 is 7.9% above. Mr. McKenzie said now you have to compensate for the area that was just moved. Ms. Giordano said she is trying to follow the rules and regulations with the whole uniting thing.

Dr. Nagel said the motion on the table asked for exactly that sort of map that Mr. McKenzie is hypothesizing keeping Hebron all together and Fruitland all together. He said that is the map this motion is asking for.

Ms. Giordano said he put the people in District 3 and the numbers do not really work so they need to pull from somewhere else. Ms. Giordano then asked what happens if you put Fruitland in District 2.

Mr. McKenzie then showed on the map moving all of Fruitland into District 2, it moves 4,000 people and the District 2 deviation is 16.17% and District 3 is 17.81% below deviation. This, again, is where you start hunting to balance districts out. Ms. Bartkovich said if they moved Fruitland, it is going to move more people than the 8,379 people.

Mr. McKenzie said District 1 is .91 deviation, District 2 is 16.17%, District 3 is 17.81% below, District 4 was not touched, 2.17% below, and District 5 is 2.91% above.

Mr. McKenzie said they do not want to start adjusting District 1 and District 2 touches Districts 1, 4 and 3. District 3 is already below, so they need to go into District 2 and start adding people into District 3 but staying out of Fruitland.

In looking at District 3, we are 17.81% below so they need to find more people. He then started moving people so the deviation was minus 8% and for District 2 it is 6.5% above. He said they still need to reduce District 2. He said this is now beginning to wrap around Fruitland. He then looked at other areas, such as Allen. District 2 is now 5.73% and they have pretty much captured everything south of the Wicomico River going to the Wicomico Creek and added that to District 3. Ms. Giordano said District 3 would go from the county line at Route 50 all the way to the Wicomico River. Mr. Boda said District 2 is going from Sharptown all the way down to Allen. Ms. Giordano said she does not think it should even do that but there is not enough people.

Ms. Giordano asked if the numbers at the top of the screen, over on the left, are those numbers based on the action Mr. McKenzie just took, to which Mr. McKenzie said once he hits execute, they will jump. Mr. McKenzie then shown her the numbers on the screen that are in play. He said the numbers in play right now are District 3 at 7% below and District 2 at 5% above. They will need to jump the river if they want to add more people from District 2 into District 3.

Ms. Giordano said she does not see any of the county council members approving this map. She said they can keep going. Dr. Nagel asked what council member did this pick up (referring to the black square on the map), to which Mr. McKenzie responded, Councilman Bill McCain.

Dr. Nagel said regarding the point that District 3 would run all the way from Route 50 and come around southwest to the river, he thinks the river is the most defining geographical point of the county, almost all of the borders are straight lines or crooked lines at least. When you get to the Pocomoke River and the East, he would think that having no district lines cross the river except in the area up north where there are actually bridges would make a lot of sense. The only way to cross the river, south of Mill Street and Carroll Street, is to take the Upper Ferry and it is much more convenient to traverse a district by taking roads, and he can't speak for Mr. McCain, but he is not sure if he would be upset with the change, but he might be. Ms. Bartkovich said Mr. Bill McCain used to live in District 3.

Mr. Danderson said there is still a huge deviation. Mr. McKenzie said they are still trying to build up District 3 but District 2 is a little bit over. He could grab some people from District 5 and put them in District 3, but this starts the whack-a-mole. Mr. McKenzie said he will execute what has been done so far. Ms. Giordano clarified that the numbers on the left of the screen are now updated, to which Mr. McKenzie responded, yes.

Ms. Giordano said Mr. Danderson is very concerned about the African American population and being represented. She said what this just did was dilute the African American population in District 3 because District 3 had about 22% and now is down to 15% and District 2 is now at 16%. This basically diluted their vote because of white Hebron. Dr. Nagel said they could fix that by putting all of Hebron into District 1, to which the group responded it is already in District 1. Mr. Cannady said the town was originally in District 1. Ms. Cannady said there is a black population that lives in Hebron on the cut off. Mr. McKenzie said there is an area they could move from District 2 to District 1 that has 102 people, that got District 2 down to 4.6% but District 3 still needs more people as it is 6.76% under. He then showed an area of about 57 people that could be moved into District 3 from District 2. Mr. Boda then located a small corner on the map of about 25 people they can move into District 3. Mr. McKenzie said District 3 is still 1,300 people short of deviation, 6.61%, so they still need to get some more people into District 3. Mr. McKenzie said you really don't want to mess with District 1, there are some in District 5 that can be moved to District 3. Mr. McKenzie then showed an area called Aydelotte Farms (an apartment complex) that is a big chunk in the City of Salisbury. Mr. Boda said Aydelotte Farms seems to reflect District 3. Mr. McKenzie said that would work. In this example, all the deviations are within boundaries, District 1 is 1.4%, still maintains 57.82% black population, District 2 is 4.48% deviation, District 3 is a -4.4%, District 4 is -2.17% and District 5 is .71%. Mr. McKenzie then zoomed out to show the whole map. Dr. Nagel asked if the current alignment reflects the parameters of the motion that is on the floor, to which Mr. McKenzie said he thinks it does. The motion was to have all of Hebron in one district and all of Fruitland in one district. Mr. Danderson confirmed that was the request.

Dr. Nagel made a motion to table Mr. Danderson's motion until Mr. McKenzie has had time to make sure his data is correct. Mr. McKenzie said he could prepare another map that would tell you how many people were moved from one district to another, although it is going to be high numbers, but that does not appear too much of a concern. Dr. Nagel said there should be data and lines on a map that satisfy the requirements of the motion, and we can vote on it when they are certain. Ms. Bartkovich said they should probably table to the meeting scheduled for next week on October 27th. Mr. Bartkovich said they have a meeting scheduled for October 27th and then November 10th and that is when they were going to end this so they can meet the December deadline. Ms. Bartkovich asked if Dr. Nagel wanted to table the motion to the next meeting or just to table it.

Dr. Nagel made a motion to table Mr. Danderson's motion to the next meeting on October 27th, which was seconded by Mr. Muir Boda, and unanimously approved.

Ms. Bartkovich said there will be one more map for the next meeting so that will give them five maps. She then asked if they want to eliminate or make a motion on any of the other maps or wait until the next meeting to look at the maps again.

Mr. Danderson asked which maps did not they discuss this evening. Ms. Bartkovich said they pretty much have discussed everything. They have removed a balanced map from consideration that was 3,369 people, they have a minimal impact map that they voted on, which includes, from her

understanding, everything that is still on this map that Mr. McKenzie was working on tonight. There is a request map, a second request map, a two percent map, and the new request map. She would like by the next meeting to start eliminating some of the maps and come to a conclusion. Ms. Giordano asked if this map could be made available online. Mrs. Hurley clarified if she is referring to the map Mr. McKenzie just created or the one that was presented earlier, to which Ms. Giordano said the one that he just created, to which Ms. Hurley then responded, Mr. McKenzie will need to verify his numbers first. Dr. Nagel said he would like to have it online before the next meeting. Ms. Bartkovich reminded everyone the meeting is next week. Mr. McKenzie said he could get the maps done before the next meeting.

Dr. Nagel said the concern came up that this Body might be sued over decisions that they make. He said he can't envision that happening, but he can envision them making decisions and the County Council ratifying them, and they be sued. Mr. Boda said and they can talk to LGIT, the insurance company.

Mr. Illuminati said just to clarify Mr. Danderson's motion was for Mr. McKenzie to create a map that unites all possible municipalities, except Salisbury, and that action has been taken. He knows there has been a vote on the motion to table, but realistically the motion is asking Mr. McKenzie to do the work he has already done and like with each of the other requests it would be presented at the next meeting time. It was not a motion to disqualify the entire concept. He said, I don't necessarily think a table is necessary, though nothing procedurally really makes Mr. Danderson's motion moot at the end of the day.

Dr. Nagel said if they adjourned without tabling, he is not sure what will happen. Mr. Illuminati said they could vote on it, to which Dr. Nagel said they did vote on the table. Mr. Illuminati said they did vote on the table, but you could also just vote on Mr. Danderson's motion. Dr. Nagel said he is trying to be fair to staff. He thinks there is a chance that Mr. McKenzie might want to go over his work and make sure everything is what he wants it to look like. Mr. McKenzie said there is a series of checks and balances that he goes through to make sure he did not miss any blocks anywhere. Mr. Illuminati said he agrees. He said the September 22nd requests were adjustments made, but ultimately whatever Mr. McKenzie presented in the emails and posted online was the final conclusion. The only other point that was brought up, which there needs to be a clarification on, is the discussion regarding how Willards is split up on Route 50. He then asked is the intent to unite Willards into one district or to keep Willards as is. He said Mr. McKenzie can present it both ways but, if the motions is to unite all, he thinks the direction he has been presented is to unite Willards. Mrs. Hurley said she thinks the motion was to unite Hebron and Fruitland. Mr. Danderson said at the end it was to unite all the towns that can be united under the law. Dr. Nagel clarified that when Mr. McKenzie said Willards goes south of 50 is that the incorporated city limits or the greater Willard's metropolitan area. Mr. McKenzie then showed the south part of the metropolitan area for Willards on the map. He said there are three people that live on the south of Route 50 in the Town of Willards. Mr. McKenzie said it is a curved line, he does not know how it would work out if you follow that line with the Board of Elections, but they will find out when this is presented to them. Mr. Danderson said the request was to unite all of the towns. Dr. Nagel said that is the sense of the motion that all incorporated towns should be within one district if possible. Mr. Danderson confirmed that is the intent of the motion. Mr. Illuminati said that is legal's interpretation as well.

Mr. McKenzie then showed on the map the movement of the new boundary. He said you are still within your deviation for Districts 3 and 5.

There being no further discussion, on motion by Dr. Nagel, seconded by Ms. Cannady, and unanimously approved, the meeting was adjourned.


Gail Bartkovich, Chair


Laura Hurley, Recording Secretary