

AGREEMENT BETWEEN PARTIES
FLANNERY PROMOTIONAL CONSULTANTS (FPC)
And
TOWN OF PRESCOTT VALLEY (TOWN)
June 20, 2011

INTRODUCTION:

Historically, upon receipt of the census data, the legislature would commence the redistricting process themselves. This led to suspicion of foul play and "back room deals" that favored incumbents over would be challengers. In 2000, a "Citizens Independent Redistricting Commission" or "Proposition 106" initiative was placed on the ballot to eliminate "gerrymandering" and give citizens more input into the redistricting process for congressional and legislative districts. It was approved by the voters by a 56% to 44% margin. It is now part of the Arizona Constitution.

Proposition 106 delineates the make-up and process of selection of the Commission members. It stipulates criteria by which legislative and congressional boundaries are to be drawn.

2001 REDISTRICTING:

Arizona's first attempt at the Independent Redistricting Commission (IRC) process was very lengthy and contentious. It required eighty-one (81) scheduled meetings, forty-two public hearings and several attempts for passage with the Justice Department over a period of eight years. It was also tested by litigation from numerous dissatisfied entities.

2011 REDISTRICTING:

The 2011 IRC process should avoid some of the controversies that the earlier Commission had to contend with, however it is still mandated to follow guidelines established within Proposition 106. Those guidelines are: districts shall comply with the U.S. Constitution and the U.S. Voting Rights Act; districts shall have equal population, to the extent practicable; districts shall be geographically compact and contiguous, to the extent practicable; districts boundaries shall respect communities of interest, to the extent practicable; to the extent practicable, district lines shall use visible geographic features, city, town and county boundaries and undivided census tracts; and to the extent practicable, competitive districts should be favored where to do so would create no significant detriment to the other goals. It is this last goal of competitive districts with no significant detriment to the other goals that has and will create the challenge.

The Quad-Cities Area will be under a great deal of scrutiny because of its political make-up (largely Republican). It will also receive suggestions and proposals from both the north and the south to break up Legislative District 1 and Congressional District 1. It is in our best interest to have someone at the meetings to defend our position at the very moment these propositions arise.

THE PROPOSAL:

Flannery Promotional Consultants (FPC) agrees to attend Arizona Independent Redistricting Commission (AIRC) regularly scheduled meetings to represent the interest of the Town of Prescott Valley and the Quad-Cities Area. In the event that FPC is unable to attend a meeting, they will make every effort to have a substitute attend. FPC will make regular written reports as to the progress of the redistricting mapping process

and special alerts as warranted to appropriate designated Town representative(s). FPC will make presentations to the Town Council as required/requested.

The Town of Prescott Valley agrees to reimburse for “out-of-pocket” expenses to attend approximately forty (40) regularly scheduled meeting; up to six (6) public hearing meetings and potentially six (6) nights lodging. The Town also agrees to assist with any presentations and cost of required/requested to the Prescott Valley Town Council. The Town agrees to provide Geographic Information Service (GIS) support if it should be needed. The Town agrees to provide Legal support when and if it becomes necessary.

In the event that other Quad Cities communities or stakeholders participate, cost sharing will be assessed on a per population basis.

It is understood by both parties that no particular outcome is assured or implied by being represented at the AIRC meetings; only that the interest of the Prescott Valley and Quad-Cities Area will be represented and considered in the redistricting process.

RESPONSIBILITIES OF FLANNERY PROMOTIONAL CONSULTANTS:

1. FPC or a designated substitute will attend regularly scheduled meetings of the Arizona Independent Redistricting Commission (AIRC).
2. FPC will represent to the Commission the interest of Prescott Valley and the Quad Cities Area.
3. FPC will make regular written reports as to the status of the redistricting mapping process and special alerts when warranted to the designated representative(s).
4. FPC will make presentations to the Council as required/requested.

RESPONSIBILITIES OF THE TOWN OF PRESCOTT VALLEY:

1. The Town will reimburse FPC for “out-of-pocket” expenses at .485 cent per miles shared with any participating shareholders of the Quad Cities communities.
2. The Town will assist with any presentation required/requested to the Council.
3. The Town will provide Geographical Information Services (GIS) support.
4. The Town will provide Legal support when necessary.

ABOUT FLANNERY PROMOTIONAL CONSULTANTS (FPC):

Flannery Promotional Consultants (FPC) is a professional political consulting firm that has over the past twenty-three years quietly managed campaigns for candidates for United States Congress, Arizona State Senate, Arizona House of Representatives, County offices, Court and Judicial offices; as well as propositions, initiatives and government public relations and marketing campaigns.

MISCELLANEOUS

It is understood that FPC is an independent contractor and is not an employee of the Town for any purpose, nor is he a partner or joint venturer. As such, he will carry all insurance (including necessary and applicable auto insurance). Finally, he agrees to indemnify the Town for any liability that may be caused by his own negligent conduct in the course of providing the described services to the Town.

TOWN OF PRESCOTT VALLEY, a municipal corporation of Arizona ("TOWN")

Harvey C. Skoog, Mayor

ATTEST:

Diane Russell, Town Clerk

APPROVED AS TO FORM:

Ivan Legler, Town Attorney

FLANNERY PROMOTIONAL
CONSULTANTS (FPC), a sole proprietorship

Allison Flannery, Owner

ATTEST:
