

SENATE APPORTIONMENT COMMISSION MEETING

MONDAY, MARCH 12, 2012

10:00 A.M.

HELD AT: Jefferson Building  
205 Jefferson Street, Room 1310  
Jefferson City, Missouri

SENATE COMMISSIONERS PRESENT

Douglas Harpool, Chairman  
Marc Ellinger, Vice Chairman (Via Telephone)  
Nicholas Myers, Secretary  
Nicole Colbert-Botchway  
Jean Paul Bradshaw, II  
Steven Ehlmann  
W. Mitchell Elliott  
Todd Patterson (Via Telephone)  
Lowell Pearson  
Trent Skaggs (Via Telephone)

REPORTED BY: SHELLY L. STEWART  
Certified Court Reporter  
CAPITAL CITY COURT REPORTING  
210 East High Street, Suite 110  
Jefferson City, Missouri 65101  
Telephone: 573-761-4350  
Facsimile: 573-761-9936  
[www.capitalcitycourtreporting.com](http://www.capitalcitycourtreporting.com)

1 REPRESENTATIVES FROM THE OFFICE OF ADMINISTRATION:

2  
3 Matt Hesser, Redistricting Staff, State Demographer  
4 Frank Hutto, Redistricting Staff, GIS Analyst

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7  
8 AGENDA

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10 I. Approval of February 22-23 and March 9 Meeting Minutes

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12 II. Consideration of Tentative Plan

13 III. Final Plan Submission Issues

14  
15 IV. Commission Work Session

16 V. Executive Session - Possible Adoption of Final Plan

17  
18 VI. Announcements

19 VII. Adjourn  
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## P R O C E E D I N G S

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2 CHAIRMAN HARPOOL: We will convene this meeting  
3 of the Senate Apportionment Commission. The agenda has  
4 been distributed. While not on the agenda, with leave of  
5 the members, Commissioner Myers has asked to open with a  
6 very brief prayer, so Commissioner Myers.

7 SECRETARY MYERS: Thank you, Mr. Chairman. Great  
8 and mighty God, we ask that today you would bless our  
9 efforts indeed, expand our understanding of the territories  
10 we're about to deal with, that your hand would be with us,  
11 that you would keep us far from evil, that we might cause  
12 no pain. In the name of the everlasting Father, Amen.

13 CHAIRMAN HARPOOL: Amen. All right. First order  
14 of business is the approval of the minutes. They've been  
15 distributed. We have to do the minutes of both February  
16 22nd and 23rd, which is one meeting you will remember, and  
17 then the March 8th meeting.

18 So first, is there a motion to approve the  
19 minutes from the February 22nd and 23rd meeting?

20 COMMISSIONER COLBERT-BOTCHWAY: I move that we  
21 approve the minutes from the February 22nd and 23rd meeting  
22 as written.

23 COMMISSIONER ELLIOTT: Second it.

24 CHAIRMAN HARPOOL: It's been moved and seconded.

25 Any discussion?

1 All in favor of approving the minutes of February  
2 22nd and 23rd, say aye.

3 (NUMEROUS AYES.)

4 CHAIRMAN HARPOOL: Opposed no?

5 (NO RESPONSE.)

6 CHAIRMAN HARPOOL: There are none. Those minutes  
7 are approved.

8 Is there now a motion pertaining to the minutes  
9 of the March 8th meeting?

10 COMMISSIONER BRADSHAW: So moved.

11 CHAIRMAN HARPOOL: Is there a second?

12 COMMISSIONER EHLMANN: Seconded.

13 CHAIRMAN HARPOOL: It's been moved and seconded  
14 that we approve the minutes of the March 8th meeting. Is  
15 there any discussion? If not, all in favor say aye.

16 (NUMEROUS AYES.)

17 CHAIRMAN HARPOOL: Opposed no?

18 (NO RESPONSE.)

19 CHAIRMAN HARPOOL: Those minutes are also  
20 approved.

21 Next on our agenda is Consideration of Tentative  
22 Plan. As you know, the Tentative Plan approved by this  
23 commission in the early morning hours of February 23rd was  
24 submitted to the Secretary of State's Office later on the  
25 23rd at five something, and has -- therefore we've had a

1 full -- more than 15 days of comment.

2 We have received hundreds of comments through the  
3 Internet and through other mechanisms, and then we also  
4 have held a public hearing on March 8th where we received  
5 public testimony.

6 On behalf of the Commission, I think we want to  
7 thank all the people who provided input. I bet other  
8 commissioners are like me, and you have received some phone  
9 calls and had some other people stop you in the hallway and  
10 talk to you about the map and provide input in that way.

11 We also appreciate those people participating in  
12 the March 8th hearing.

13 Do all commissioners feel they've had ample time  
14 to review the public comments that have been submitted?

15 VICE CHAIRMAN ELLINGER: Yes.

16 COMMISSIONER BRADSHAW: Yes.

17 CHAIRMAN ELLIOTT: Yes.

18 CHAIRMAN HARPOOL: So the process is open. Those  
19 comments have been forwarded to us on not less than a daily  
20 basis. So we've had them nearly contemporaneously with  
21 them being filed with the Office of Administration and  
22 Redistricting Office.

23 I want to make a couple of comments about some of  
24 the issues raised in those comments. Just so that the  
25 record includes some thinking, you know, the way the

1 process works, the people who criticize the plan send in  
2 comments. We don't hear as much -- we heard some, but not  
3 as much from people who liked the plan. And many of us  
4 never had an opportunity to voice the reasons why we made  
5 certain decisions, and I don't know that we all need to do  
6 that, but based on the public comments, there are a couple  
7 of things I think should be in the record.

8 One is that we understand a lawsuit has been  
9 filed saying that the tentative map favors urban voters  
10 over rural voters. I don't believe that's true. I think  
11 that requires some very creative categorization of  
12 counties.

13 And I know no one in this commission at any time  
14 expressed any effort to move the map one direction or the  
15 other, but at the same time we've got a lawsuit -- I mean,  
16 we've got many, many comments saying we're being unfair to  
17 St. Louis.

18 So any time your vote offended some rural voters  
19 by saying, look, we're unfair to them; at the same time the  
20 most urban area in the state saying we're unfair to them,  
21 that may mean we have a reasonable compromise down the  
22 middle. I can't believe we have really been unfair to  
23 both.

24 The other thing I've seen in a lot of the  
25 St. Louis e-mails is that we only lost 40,000 in

1 population, why are we losing a whole district?

2 Well, actually you lost 46,000 in the population,  
3 but what you need to understand is that the total  
4 population of the State went up 10 percent at the same  
5 time.

6 I think Commissioner Ellinger eloquently made  
7 this point at the public hearing, so that you can't just  
8 look at the number of people you've lost; you've got to  
9 look at also the number of people other districts have  
10 gained. And I think the population of the St. Louis  
11 metropolitan area comes out almost exactly ideal under this  
12 map.

13 We've had a lot of people say we should adopt the  
14 second appellate map because it's legal and our map isn't.  
15 And I'm sure they have been told that, but let me say as  
16 this lawyer, I disagree. I think our map is legal and the  
17 Appellate 2 isn't.

18 And that's of some serious consideration for me,  
19 and my problem with Appellate 2 -- and they aren't  
20 necessarily the same ones you-all have, we all have our own  
21 reasoning -- but first of all, it's 4th majority/minority  
22 District is only 51.74 percent minority, or black. And I  
23 think that's pretty low to meet a threshold under the  
24 voting rights. And I'm proud that the map we proposed  
25 tentatively has four districts well above that minimum

1 level.

2           There's no question the Appellate 2 would be  
3 challenged under the Voting Rights Act, and I think  
4 successfully so.

5           The second thing I don't like about it is the way  
6 it split up Jefferson County, both for legal reasons, but  
7 also just personal reasons. If a county gets big enough to  
8 have its own senate district, it seems to me it ought to  
9 have its own senate district, and then excess population  
10 can go to another district.

11           Appellate 2 divides Jefferson County in two and  
12 doesn't give it any district wholly within its own  
13 boundaries. I'm not sure that meets the Constitutional  
14 requirement if you read it carefully. Even if it does, I  
15 don't think it's good public policy.

16           I don't like what it does with Greene County.  
17 And we all got dozens of letters criticizing what Appellate  
18 2 did in Greene County for two reasons.

19           One, they didn't have -- they sent the rural  
20 population north rather than south where it's traditionally  
21 been and that's contrary to a community of interest.

22           So while I realize that may be for a narrow group  
23 of people in certain areas of the state, Appellate 2 is a  
24 good solution; for just as many people in other parts of  
25 the state, Appellate 2 is not considered a good solution.



1 I just want you to know that it's not like we  
2 haven't been thinking people and we haven't carefully  
3 analyzed issues, and many times we have interests that  
4 conflict. Like we could better equalize population, but  
5 then you would lose communities of interest. Or you might  
6 say I can make it more contiguous, but then you have to mix  
7 communities of interest or lose your population deviation.  
8 And we're trying to keep all those factors.

9 And really an important factor has been the  
10 majority/minority issue, and we had to make some decisions  
11 based on that issue in those areas.

12 All right. Anybody else?

13 I just wanted to let people know that I've have  
14 been very impressed with the Commission. Everybody thinks  
15 and everybody analyzes and everybody's -- we don't all have  
16 the same opinions. We don't all agree, but we had to come  
17 to a compromise, and that's what we did.

18 Mr. Bradshaw?

19 COMMISSIONER BRADSHAW: Mr. Chairman, I agree  
20 with your comments and I would add, you know, when we talk  
21 about when there's discussion of rural versus urban, you  
22 know, counties in Missouri range from something over 2,100  
23 to almost a million. And that whole range in there you can  
24 find a county, and it seems to be artificial to try to  
25 suggest that there are two categories, or maybe three if

1 you toss suburban in there, into which these counties  
2 exist.

3 And so as we put those together, there's certain  
4 Constitutional rules we have of not splitting counties  
5 except under certain circumstances, certain federal laws  
6 that are important such as looking at majority/minority  
7 districts that are important that we follow and those  
8 constrain our choices.

9 So it's not as easy as some might suggest, and I  
10 think the Commission's effort in this process has been  
11 proper, and certainly I've heard nothing in favor of any  
12 particular group over another unless it's required by law.

13 The other comment I have is that there's a  
14 suggestion, I think, in the lawsuit that this Court of  
15 Appeals map is preferable in some sense because it was  
16 drafted by judges. And I would just note that the  
17 Constitution established a bipartisan process. That's what  
18 the drafters of the Missouri Constitution preferred, was a  
19 bipartisan process.

20 And I know you have some criticism and we've had  
21 some criticism on our side from some of our own people who  
22 say this isn't a strong enough Democrat map or this isn't a  
23 strong enough Republican map. And, you know, the comment  
24 I've made to those people is, you know, one party doesn't  
25 get to draft this. And that's not what was contemplated,

1 bipartisan effort.

2           So there's compromises that both sides have to  
3 make in order to reach an agreement, and that's what was  
4 contemplated. It's never going to be dominated by one side  
5 or the other, nor should it be. But in the end, that  
6 process was deemed to be, and I believe it is preferable,  
7 to just throwing it to judges who quite frankly puts them  
8 in a very difficult position.

9           But it was, as the drafters of our Constitution,  
10 considered that to be the last alternative, not the first  
11 alternative. And I quite frankly, from my standpoint,  
12 while Appellate 2 is interesting to look at, I don't look  
13 at it any differently than any other proposal that's been  
14 made to us.

15           And, you know, our process was to start with a  
16 map, that map being a State of Missouri and figure out a  
17 way to divide it up. I certainly -- after your comments, I  
18 think the process to this, certainly to this point, has  
19 been one of give and take, and that's the way the drafters  
20 of our Constitution intended it.

21           CHAIRMAN HARPOOL: Absolutely. Any other  
22 comments?

23           I did want to echo that the -- you know, the  
24 citizens' commission is supposed to make this. It's only  
25 when the citizens' commission doesn't that the Courts are

1 to get involved. I'm frankly proud of the way the  
2 Commission worked and got the decision made and realize we  
3 still have a final vote.

4 I have been told that, due to some of the issues  
5 raised in the lawsuit and otherwise, that some  
6 commissioners would like to have the opportunity to discuss  
7 a few questions, before taking a final vote, with the  
8 solicitor of the Commission; is that true?

9 VICE CHAIRMAN ELLINGER: Yes, Mr. Chairman.

10 CHAIRMAN HARPOOL: All right. That being the  
11 case, we would have to do that in closed room, or should do  
12 that under the Sunshine Law in a closed meeting.

13 So is there a motion that we reset the open part  
14 of the meeting and convene a closed session of this?

15 VICE CHAIRMAN ELLINGER: Mr. Chairman, I move we  
16 go into closed session to discuss legal communications with  
17 counsel.

18 CHAIRMAN HARPOOL: Is there a second?

19 COMMISSIONER EHLMANN: I'll second.

20 CHAIRMAN HARPOOL: I think that requires a roll  
21 call vote.

22 Mr. Secretary, would you call the roll?

23 SECRETARY MYERS: Let me get my roll here.

24 Jean Paul Bradshaw?

25 COMMISSIONER BRADSHAW: Aye.

1 SECRETARY MYERS: Nicole Colbert-Botchway?

2 COMMISSIONER COLBERT-BOTCHWAY: Aye.

3 SECRETARY MYERS: Steve Ehlmann?

4 COMMISSIONER EHLMANN: Aye.

5 SECRETARY MYERS: Marc Ellinger?

6 VICE CHAIRMAN ELLINGER: Yes.

7 SECRETARY MYERS: W. Mitchell Elliott?

8 COMMISSIONER ELLIOTT: Yes.

9 SECRETARY MYERS: Doug Harpool?

10 CHAIRMAN HARPOOL: Yes.

11 SECRETARY MYERS: Nic Myers? Aye.

12 Todd Patterson?

13 COMMISSIONER PATTERSON: Aye.

14 SECRETARY MYERS: Lowell Pearson?

15 COMMISSIONER PEARSON: Yes.

16 SECRETARY MYERS: Trent Skaggs?

17 COMMISSIONER SKAGGS: Yes.

18 SECRETARY MYERS: Ten votes.

19 CHAIRMAN HARPOOL: So ten votes. So we will do  
20 that. Let me -- for those that are here, we will move to a  
21 different room so that you-all -- we don't just throw  
22 you-all out. You'll stay here and we'll move to the room  
23 next door.

24 It's impossible to know how long a communication  
25 with a lawyer will take. Lawyers bill by the hour and want

1 those communications to take longer than most, but the  
2 State lawyers aren't necessarily that way.

3 He's going to be on a phone call, by the way,  
4 with full disclosure because he is out of state. He's not  
5 going to physically be here.

6 SECRETARY MYERS: Mr. Chairman, do we have a  
7 secured line for that purpose that's opposed to this line?

8 CHAIRMAN HARPOOL: We are going in the other  
9 room.

10 SECRETARY MYERS: Okay.

11 CHAIRMAN HARPOOL: We'll have to talk to Matt  
12 about the level of security for that.

13 I would expect that we will reconvene in -- and  
14 I'm giving an estimate to the folks, in an hour, half hour?

15 COMMISSIONER BRADSHAW: Half hour probably.

16 CHAIRMAN HARPOOL: Half hour probably. Thank  
17 you-all.

18 (A RECESS WAS TAKEN ON THE PUBLIC RECORD FOR  
19 A CLOSED SESSION MEETING WITH THE COMMISSIONERS AT  
20 10:20 A.M.)

21 (THE MEETING RECONVENED AT 11:07 A.M.)

22 CHAIRMAN HARPOOL: The Commission voted to end  
23 its closed session and return to open session after  
24 consultation with counsel and discussions of legal issues.

25 We are back to the point on the discussion of the

1 tentative map. I have been informed that there's a request  
2 that we recess until noon for further consideration based  
3 on the map and also some of the discussions with legal  
4 counsel and give people time to reflect.

5 Is there a motion to that?

6 COMMISSIONER EHLMANN: So moved.

7 COMMISSIONER BRADSHAW: Seconded.

8 CHAIRMAN HARPOOL: So it's been moved and  
9 seconded that we recess until noon to let people reflect on  
10 the mapping issues and discussions with legal counsel.

11 All in favor say aye?

12 (NUMEROUS AYES.)

13 CHAIRMAN HARPOOL: Opposed?

14 (NO RESPONSE.)

15 CHAIRMAN HARPOOL: We will reconvene at noon.

16 (THE MEETING WAS ADJOURNED AT 11:09 A.M. AND WILL  
17 RECONVENE AT NOON.)

18 (THE MEETING RESUMED AT 2:00 P.M.)

19 CHAIRMAN HARPOOL: Let's make sure Trent and Marc  
20 and Todd are all on the phone.

21 VICE CHAIRMAN ELLINGER: This is Marc. I'm on  
22 the phone.

23 CHAIRMAN HARPOOL: Everyone else is here in  
24 person, right?

25 UNIDENTIFIED SPEAKERS: Yes.

1           CHAIRMAN HARPOOL: All right. We have been  
2 discussing the tentative plan exchanging ideas for  
3 improvement after meeting with the lawyer and discussing  
4 the legal issues.

5           Is there anyone that has a motion they wish to  
6 make regarding the tentative map for adoption of a final  
7 map?

8           COMMISSIONER BRADSHAW: Mr. Chairman, I would  
9 move that the tentative map with the changes that were  
10 exchanged that we approve as the final map and forward to  
11 the Secretary of State as such.

12          CHAIRMAN HARPOOL: And would therefore be the  
13 final map of this Commission?

14          COMMISSIONER BRADSHAW: That's correct.

15          CHAIRMAN HARPOOL: Is there a second?

16          COMMISSIONER COLBERT-BOTCHWAY: Second.

17          CHAIRMAN HARPOOL: Okay. It's been moved and  
18 seconded. The --

19          COMMISSIONER EHLMANN: The Final Senate Map  
20 3-12-12?

21          CHAIRMAN HARPOOL: The -- that is the data from  
22 the map that we have been exchanging.

23          COMMISSIONER EHLMANN: I think we need to  
24 identify it.

25          CHAIRMAN HARPOOL: Okay. Do you want to call



1 it -- you're right. This is just -- do you want to call it  
2 final map? Do you want to call it --

3 COMMISSIONER BRADSHAW: I'm guessing the title on  
4 the data sheet says final Senate Map 3-12-12. That's  
5 probably the best way. Let's just call it Final Senate Map  
6 3-12-12.

7 CHAIRMAN HARPOOL: Everybody okay with that both  
8 on the phone and in the room?

9 COMMISSIONER EHLMANN: Yeah.

10 VICE CHAIRMAN ELLINGER: Mr. Chairman?

11 CHAIRMAN HARPOOL: Yes.

12 VICE CHAIRMAN ELLINGER: Mr. Chairman, I think  
13 it probably needs to be called the Final Senate  
14 Apportionment Plan --

15 CHAIRMAN HARPOOL: Okay.

16 VICE CHAIRMAN ELLINGER: -- (inaudible)  
17 competition.

18 CHAIRMAN HARPOOL: I agree.

19 Okay. Do we have a motion to adopt a Final  
20 Senate Apportionment Plan?

21 VICE CHAIRMAN ELLINGER: So move.

22 COMMISSIONER BRADSHAW: Second.

23 CHAIRMAN HARPOOL: It's been discussed among the  
24 members. It's been moved and seconded.

25 Anybody want to make any comments?

1           COMMISSIONER EHLMANN: Well, again, just for the  
2 record, it's the Final Apportionment Plan which is Senate  
3 Map 3-12-12.

4           CHAIRMAN HARPOOL: Yes, sir. And the maps have  
5 been reviewed by various people this morning.

6           Does everyone understand the maps they're voting  
7 on?

8           COMMISSIONER BRADSHAW: Yes.

9           VICE CHAIRMAN ELLINGER: Yes, sir.

10          CHAIRMAN HARPOOL: All right. Call the roll.

11          I'm sorry, Mr. Ehlmann.

12          COMMISSIONER EHLMANN: Mr. Chairman, I just want  
13 to thank you and everybody for the work and all the time  
14 that was put into this.

15          VICE CHAIRMAN ELLINGER: Mr. Chairman, I'm going  
16 to have to leave. Can I send my vote with you?

17          COMMISSIONER EHLMANN: I'll be just a minute. I  
18 just want to say that I'm still not happy with this map,  
19 but we're not comparing this map with any other map. We're  
20 preparing this map so that it could be generated later by a  
21 federal judge.

22          So that's what's made this whole process  
23 different. It's not like changing and having a bill in the  
24 general assembly where you can compare the new law and the  
25 old law. We're basically comparing something we haven't

1 seen yet. But because of that, even though I'm not happy  
2 with it, I thank you-all.

3 CHAIRMAN HARPOOL: Let's call the roll.

4 SECRETARY MYERS: Can everybody hear me?

5 VICE CHAIRMAN ELLINGER: Yes, sir.

6 SECRETARY MYERS: Calling the roll.

7 Jean Paul Bradshaw?

8 COMMISSIONER BRADSHAW: Aye.

9 SECRETARY MYERS: Nicole Colbert-Botchway?

10 COMMISSIONER COLBERT-BOTCHWAY: Yes.

11 SECRETARY MYERS: Steve Ehlmann?

12 COMMISSIONER EHLMANN: Yes.

13 SECRETARY MYERS: Marc Ellinger?

14 VICE CHAIRMAN ELLINGER: Yeah.

15 SECRETARY MYERS: W. Mitchell Elliott?

16 COMMISSIONER ELLIOTT: Yes.

17 SECRETARY MYERS: Doug Harpool?

18 CHAIRMAN HARPOOL: Yes.

19 SECRETARY MYERS: Nic Myers? Aye.

20 Todd Patterson?

21 COMMISSIONER PATTERSON: Yes.

22 SECRETARY MYERS: Lowell Pearson?

23 COMMISSIONER PEARSON: Yes.

24 SECRETARY MYERS: Trent Skaggs?

25 COMMISSIONER SKAGGS: Yes.

1 SECRETARY MYERS: Unanimous.

2 CHAIRMAN HARPOOL: We got you in, Trent.

3 COMMISSIONER SKAGGS: Yes.

4 CHAIRMAN HARPOOL: Congratulations.

5 COMMISSIONER SKAGGS: Thank you.

6 CHAIRMAN HARPOOL: We have a -- first of all,  
7 congratulations to this Commission. If you'll go back in  
8 Missouri history, there aren't many bipartisan commissions  
9 that can reach an agreement, and many of the judges have  
10 struggled also, and I'm proud of the constructive attitude  
11 everyone took.

12 We've had disagreements within parties and across  
13 parties and -- but we all rose above those disputes.  
14 Commissioner Ehlmann fought gallantly for some changes,  
15 others of us have as well. We don't -- none of us have a  
16 constituency that likes this, and if anybody thinks the  
17 Democrats all like this, then I've got a whole bunch of  
18 voicemails I can send them. It's simply not true. And  
19 that's -- it's a true compromise.

20 We do have a data sheet available. The Office of  
21 Administration Redistricting Office will post a map. I  
22 suggested that they could go ahead and post a map now even  
23 though it hasn't technically been turned in to the  
24 Secretary of State's Office.

25 Is that okay with everybody or do you want to

1 wait until they've actually formally turned it in?

2 VICE CHAIRMAN ELLINGER: Yes, Mr. Chairman.

3 CHAIRMAN HARPOOL: Okay. Then they will do that.  
4 You realize our staff has about two days of work now to get  
5 all the documents necessary to submit to the Secretary of  
6 State, so that won't happen today, maybe late tomorrow we  
7 hope.

8 I want to again say thank you so much to the  
9 staff for how hard they worked and for all the public input  
10 that's helped us make a better map. We have made some  
11 changes in the map we just voted on compared to the  
12 original one.

13 We do have one issue. Last time remember we sent  
14 a letter with the map over to the Secretary State's Office  
15 signed by each of us. Those of us that are in person,  
16 would you please be sure and sign it before you leave?

17 For those on the phone, Trent Skaggs has given me  
18 authority to sign your name, right, Trent? Still there or  
19 not there? Well, he has.

20 VICE CHAIRMAN ELLINGER: Mr. Chairman, this is  
21 Marc Ellinger, I authorized Lowell Pearson to sign my name.

22 CHAIRMAN HARPOOL: All right. Todd, I have  
23 authority to sign your name?

24 COMMISSIONER SKAGGS: Yes, you do, Mr. Chairman.

25 CHAIRMAN HARPOOL: All right. And the vote has

1 been taken on the record, so it's just a matter of a  
2 perfunctory transmission letter.

3 Any other issues that anyone can think of about  
4 the compilation of the plan or transmission of the plan to  
5 Secretary of State?

6 Matt Hesser, anything else we need to take up?

7 MR. HESSER: I think we should be good.

8 CHAIRMAN HARPOOL: Thank you, again. It's been a  
9 pleasure working with each of you.

10 VICE CHAIRMAN ELLINGER: It's been a pleasure,  
11 Mr. Chairman. I guess, do you need a formal motion to  
12 adjourn since we've completed our business now?

13 CHAIRMAN HARPOOL: Yes, we do.

14 VICE CHAIRMAN ELLINGER: If so, I so move.

15 CHAIRMAN HARPOOL: We have that motion. A  
16 second?

17 COMMISSIONER PEARSON: Second.

18 CHAIRMAN HARPOOL: All in favor, say aye.

19 (NUMEROUS AYES.)

20 CHAIRMAN HARPOOL: We are adjourned. These plan  
21 evaluation documents we talked about will now be a public  
22 record and available for everybody.

23 VICE CHAIRMAN ELLINGER: Thank you all very much  
24 for your work together.

25 CHAIRMAN HARPOOL: Pleasure working with you

1 guys.

2 (END OF PROCEEDINGS.)

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## C E R T I F I C A T E

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2  
3 I, Shelly L. Stewart, Certified Court Reporter, within and  
4 for the State of Missouri, do hereby certify that I was  
5 personally present at the proceedings had in the  
6 above-entitled cause at the time and place set forth in the  
7 caption sheet hereof; that I then and there took down in  
8 Stenotype the proceedings had and produced with  
9 computer-aided transcription and that the foregoing is a  
10 full, true and correct transcript of such Stenotype notes  
11 so made at such time and place.

12  
13 IN WITNESS WHEREOF, I have hereunto set my hand on this  
14 13th day of March 2012.

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20 SHELLY L. STEWART, CCR  
21 CAPITAL CITY COURT REPORTING  
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