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BEFORE THE  
CALIFORNIA SECRETARY OF STATE  
CITIZENS REDISTRICTING COMMISSION

CITIZENS REDISTRICTING COMMISSION HEARING  
DAY 3

Held at  
Honnold/Mudd Library, Founders Room  
Claremont University Consortium  
800 N. Dartmouth Avenue  
Claremont, California

SATURDAY, FEBRUARY 12, 2011

Reported by:  
Susan M. Patterson, CSR No. 2448

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A P P E A R A N C E S

CALIFORNIA CITIZENS REDISTRICTING COMMISSION:

COMMISSIONERS:

- Michael Ward, Chair
- Connie Galambos Malloy, Vice Chair
- Gabino T. Aguirre
- Angelo Ancheta
- Vincent Barabba
- Maria Blanco
- Cynthia Dai
- Michelle DiGuilio
- Stanley Forbes
- LiIbert "Gil" Ontai
- M. Andre Parvenu
- Jeanne Raya
- Jodie Filkins Webber
- Peter Yao

STAFF:

- Kirk Miller, Legal Counsel
- Dan Claypool, Executive Director
- Janeece Sargis, Administrative Assistant
- Rob Wilcox, Communications Director

PRESENTERS:

- Karin Mac Donald, Q2 Data & Research
- Sarah Rubin, Center for Collaborative Policy, CSUS
- Charlotte Chorneau, Center for Collaborative Policy, CSUS

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1 Claremont, California

February 11, 2011

2 9:21 a.m.

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4 P R O C E E D I N G S

5

6 CHAIRMAN WARD: Good morning. Okay, let's go  
7 ahead and open up for our third and final day in  
8 beautiful Claremont the Citizens Redistricting  
9 Commission, open session. Let's start off with a roll  
10 call this morning.

11 MS. SARGIS: Commissioner Aguirre?

12 COMMISSIONER AGUIRRE: Here.

13 MS. SARGIS: Commissioner Ancheta?

14 COMMISSIONER ANCHETA: Here.

15 MS. SARGIS: Commissioner Barabba?

16 COMMISSIONER BARABBA: Here.

17 MS. SARGIS: Commissioner Blanco?

18 COMMISSIONER BLANCO: Here.

19 MS. SARGIS: Commissioner Dai?

20 COMMISSIONER DAI: Here.

21 MS. SARGIS: Commissioner Di Giulio?

22 Commissioner Filkins Webber?

23 COMMISSIONER FILKINS WEBBER: Here.

24 MS. SARGIS: Commissioner Forbes?

25 Commissioner Galambos Malloy?

1                   COMMISSIONER GALAMBOS MALLOY: Here.

2                   MS. SARGIS: Commission Ontai?

3                   COMMISSIONER ONTAI: Here.

4                   MS. SARGIS: Commissioner Parvenu?

5                   COMMISSIONER PARVENU: Here.

6                   MS. SARGIS: Commissioner Raya?

7                   COMMISSIONER RAYA: Here.

8                   MS. SARGIS: Commissioner Ward?

9                   CHAIRMAN WARD: Here.

10                  MS. SARGIS: Commissioner Yao?

11                  COMMISSIONER YAO: Here.

12                  CHAIRMAN WARD: Thank you, Janeece.

13                                I'd like to notice for the public a  
14 quorum is present but also notice we don't have a  
15 sufficient quorum for a supermajority vote today.

16                                At this time let's go ahead and just  
17 check in with staff to see if there are any items.

18                   MR. CLAYPOOL: Not at this time.

19                   CHAIRMAN WARD: Thank you, Dan.

20                                Then we're prepared to open the  
21 microphone to the public to address any agendaed or  
22 non-agendaed items at this time. Pursuant to our  
23 implementation of an earlier motion last month, we're  
24 going to ask that public comments be left to five  
25 minutes or less so that we can afford everybody an

1 opportunity to speak in the limited time. Thank you.

2 AUDIENCE MEMBER: For the record, my name is  
3 John Kopp. I'm a member of the public from  
4 Riverside County.

5 I have to start off by saying that I  
6 normally don't like to burn bridges, and I plan to make  
7 future comments to the Commission, and so I would hope I  
8 would engender some respect when I do that. However, I  
9 have to say that I was embarrassed for the Commission  
10 yesterday for any number of reasons, and actually as I  
11 was driving home I was a bit angry, but it ends up being  
12 more embarrassed than angry.

13 When I was, as I believe, improperly cut  
14 off from making public comments yesterday at the time of  
15 the legal advisory committee report, I think I probably  
16 should have challenged the Chair on that point. The  
17 Bagley-Keene Open Meeting Act and Government Code  
18 Section 11125.7 I think confer an absolute right on the  
19 public to make comments, and it's not for the Chair to  
20 predetermine what those comments are. For all the Chair  
21 knew, I could have had additional comments. I could  
22 have been commenting on the conduct of the committee  
23 meeting. And, as it turns out, I had additional  
24 comments that I thought the whole Commission should have  
25 been aware of that may or may not have come out from the

1 committee report.

2                   For example, this was the legal advisory  
3 committee, and I note that a number of members of the  
4 Commission are not lawyers. And the point I wanted to  
5 make is about the interpretation of the phrase  
6 "redistricting matters" and the ability of the  
7 Commission to receive and make comments with the public  
8 about that and Commissioner Filkins Webber's comment  
9 that there's probably a need for the Commission to  
10 determine and define what that phrase "redistricting  
11 matters" is.

12                   And from my experience in the Workers'  
13 Compensation legal community, I see a number of  
14 decisions where the courts say the same thing over and  
15 over again. And one of the things that the courts say  
16 over and over again is that the way an act is  
17 administered by an agency of the State or rules are  
18 interpreted by agencies of the State is given great  
19 weight if matters go to court. So it's important that  
20 the Commission be aware that it define its ability to  
21 speak with and receive and give comment to the public.  
22 So you need to be aware of that when you get to the  
23 point about defining redistricting matters and  
24 conversations with the public.

25                   The other thing was -- well, I think the

1 opening session when I had a public comment, I noted  
2 that we're probably a tribal species and that  
3 partisanship is often a manifestation of that, and so  
4 the public set up the Commission with a weight toward  
5 engendering open discussion and cutting down on  
6 adversarial proceedings by having essentially a veto  
7 power of two decline-to-vote members could stymie  
8 partisanship.

9                   So, with that said, I think if there was  
10 a picture of "dysfunctional" in the dictionary, next to  
11 the definition of that term, maybe one of the group  
12 photos that was taken the other day might be alongside  
13 that.

14                   It just seems as though there were  
15 examples of voting on amendments and thinking they were  
16 voting on the blended motion to amend with the original  
17 motion. Motions were restated differently each time  
18 there was asked for clarification. I think maybe you  
19 need a parliamentarian, or I think we've always -- well,  
20 those of us that are old enough recall the Perry Mason  
21 episodes on television where Raymond Burr asked the  
22 judge to instruct the court reporter to read back the  
23 question. Well, I think you have that access here. I  
24 may be mistaken.

25                   Time? Okay, thank you.



1 CHAIRMAN WARD: Thank you for your comments.

2 Any further public comment at this time?

3 Excellent. Seeing no one approaching the  
4 mike, we'll go ahead and take it back to the panel and  
5 begin immediately with business. Our expectation is to  
6 be able to push through the rest of this agenda and  
7 adjourn by noon today, as I understand there's a number  
8 of travel arrangements that depend on that.

9 So the first order of business is to go  
10 ahead and return back to the outreach committee for  
11 their continuation and completion of the outreach  
12 subcommittee report.

13 COMMISSIONER ONTAI: Thank you, Chairman Ward.

14 I have three items that I want to talk  
15 about, but the last two, it's really a general  
16 discussion for the whole Commission and it's outside of  
17 the outreach committee's report. Some are related to --  
18 one of those are directly related to the last speaker's  
19 comment, but I want a healthy discussion on that. We  
20 can talk about that later.

21 CHAIRMAN WARD: Commissioner Ontai, can you  
22 pull that up. We can't hear you.

23 COMMISSIONER ONTAI: Oh, sorry. How is that?  
24 Better, right?

25 The outreach committee, which is composed

1 of myself, Commissioner Aguirre, Commissioner Parvenu,  
2 and Commissioner Raya, met -- we haven't met, but that's  
3 the committee. But we have met in our subcommittee  
4 yesterday and we had a healthy discussion on the  
5 timeline as well as a discussion with CCP as to what  
6 their specific tasks would be in terms of outreach. But  
7 prior to that, as you recall, the Commission asked  
8 Commissioner Aguirre and myself to meet with the CCP  
9 people and try to define what community outreach means.  
10 And so Commissioner Aguirre and myself actually flew up  
11 to Sacramento and met with Sarah and Charlotte, with  
12 whom you heard their presentation yesterday. In that  
13 meeting we helped them to define what we thought were  
14 issues that the Commission wanted to hear, and we helped  
15 them to package that presentation. So yesterday they  
16 were there presenting that information within the  
17 parameters that we asked them to do that.

18           So, having done that, that I think gave  
19 us an idea of exactly what would happen at the ground  
20 level when we go out and do public hearings. I hope  
21 that was helpful to the Commission. We also asked them  
22 to give us a detailed grocery list of all of the items  
23 that were suggested by them so that the Commission would  
24 have the opportunity to go through those thoroughly and  
25 package together what we felt was a doable budget. So

1 you heard that presentation yesterday. That was very  
2 helpful.

3 The other piece of our subcommittee  
4 meeting was the actual timeline. So, if you recall, we  
5 handed out this schedule yesterday afternoon. If you  
6 can pull that out, the very first sheet, if you recall  
7 at our meeting the latter part of last month, the  
8 Commission had asked me to put a timeline together, and  
9 I did that, and that is shown before you. So what I  
10 want to do is go through this.

11 The first sheet is a summary sheet, and  
12 the significance of this is that it is designed around  
13 two major benchmark events: one, the receiving of the  
14 census data which should come in March/April, and then  
15 this Commission's release of its first trial map, which  
16 is suggested to be on May 23rd. And I'm going to work  
17 backwards on this schedule, on this timeline, from  
18 October to where we are today.

19 So if you follow my thinking on this,  
20 I'll start at the bottom where we have preclearance  
21 review. We see that likely to happen in  
22 September/October. If I recall, 60 days was the figure  
23 that was given to us in the past. If our target date is  
24 to submit the plans on August 15th, shown there on  
25 column August, then backing up fourteen days which is

1 required under the Bagley-Keene Act, we would have to  
2 submit publically that map, the final map, on July 25th.  
3 Then you see on the June/July the various regional areas  
4 that I had tentatively put down as the areas in which  
5 outreach would occur.

6 COMMISSIONER DAI: Commissioner Ontai?

7 COMMISSIONER ONTAI: Yes.

8 COMMISSIONER DAI: One point of clarification.  
9 So the fourteen days I think is calendar days? Did you  
10 just choose July 25th to be safe or avoiding weekends,  
11 or what?

12 COMMISSIONER ONTAI: To be safe.

13 COMMISSIONER DAI: Okay.

14 COMMISSIONER ONTAI: So those numbers can be  
15 adjusted, but I wanted the Commission to start thinking  
16 in terms of fourteen days' public notice followed by at  
17 least five days by the Commission to analyze feedback.  
18 So we've got some elbow space.

19 So in June/July we would be, in effect,  
20 going out to communities and asking them to give us  
21 feedback on our trial map. And I think this would  
22 probably be the most intense time in which we would be  
23 taking public testimony. If we were to allow a maximum  
24 amount of time for public input based, again, on the  
25 fourteen-day sequence, so if you move back from the

1 August 15th date, it actually gives us three alternative  
2 opportunities or dates in which the public can respond  
3 back to the maps, and, if we choose to make revisions to  
4 that, that whole process would give us three  
5 opportunities. Does that make sense?

6 So we're really constrained by that  
7 calendar time.

8 So if you move backwards further --

9 COMMISSIONER YAO: Commissioner Ontai, do you  
10 want questions along the way?

11 COMMISSIONER ONTAI: No, ask questions along  
12 the way because this is something you probably have to  
13 ask in a sequence fashion, so raise your hands.

14 COMMISSIONER YAO: Obviously this schedule  
15 reflects the congressional maps, but the state map I  
16 think we have an extra month of time. Is that correct  
17 or is that incorrect?

18 MR. CLAYPOOL: No, I believe that when  
19 Proposition 20 was passed it rotated everything back to  
20 August 15th. That's my understanding. Kirk can check,  
21 but I think we're working on an August 15th deadline for  
22 all maps.

23 MR. MILLER: Yeah, I was just sitting here  
24 looking for the Voters First Act, which I brought with  
25 me but I haven't put my hands on, so we can double-check

1 that.

2 You have your pocket copy? Great.

3 MR. CLAYPOOL: And we can check online right  
4 now very quickly.

5 COMMISSIONER ONTAI: But that's an interesting  
6 question that Commissioner Yao raises, because part of  
7 the reason why I did this was for us to be all on the  
8 same page and to ask these questions so that we're all  
9 understanding what the timelines mean.

10 So, as you can see, even staff is  
11 struggling with that question.

12 Any other questions from the Commission?

13 COMMISSIONER FILKINS WEBBER: Yes, the  
14 congressional is at the back.

15 I'm sorry, were you finished?

16 COMMISSIONER YAO: Well, my question is, I  
17 know the August 15 day is driven by the congressional  
18 requirements, and I did not think that Prop 20 impacted  
19 Prop 11 in terms of the State requirements, but if it  
20 does then I guess it would be good to know ahead of  
21 time.

22 COMMISSIONER ONTAI: It is good for us to know  
23 as a Commission, absolutely.

24 COMMISSIONER FILKINS WEBBER: While Mr. Miller  
25 is looking that up I had a few other questions as well.

1 Two questions. First, who, or how did it come about  
2 that the release of a trial map would be May 23rd?

3 COMMISSIONER ONTAI: That's an arbitrary date  
4 that I plugged in for discussion.

5 COMMISSIONER FILKINS WEBBER: Okay. The other  
6 question that I had is, the schedule under the outreach  
7 for alternatives to trial map, you have a sequence of  
8 regions here. Was there a purpose to this sequence for  
9 the dates? In other words, you have Southern Coastal,  
10 which I'm assuming would include Los Angeles. Then  
11 you've got Inland Empire at the bottom. And what I'm  
12 suggesting is that there could be a possibility, based  
13 on suggestions made, that we may need to consider  
14 rearranging regions here because if any changes were to  
15 occur it will have a ripple effect, potentially, from  
16 the coast inland. So I was wondering if there was some  
17 specific reason for the manner in which the regions were  
18 outlined from top to bottom.

19 COMMISSIONER ONTAI: None whatsoever.

20 CHAIRMAN WARD: Mr. Claypool?

21 COMMISSIONER ONTAI: What I did was --

22 MR. CLAYPOOL: I apologize, Commissioner  
23 Ontai. However:

24 By August 15 in 2011 and each year  
25 ending in the number "1" thereafter

1 the Commission shall approve four  
2 final maps and set forth for the  
3 congressional, senatorial, assembly  
4 and the state Board of Equalization  
5 districts.

6 So August 15, final deadline for all  
7 four.

8 COMMISSIONER ONTAI: For all four. That's  
9 very, very important for us to know.

10 CHAIRMAN WARD: Thank you, staff.

11 COMMISSIONER ONTAI: Okay, we're all on the  
12 same page on that.

13 Commissioner Filkins Webber, the question  
14 is it's an arbitrary distribution of those areas. I  
15 simply took the regions established from the very  
16 beginning as a starting point. Yesterday when we heard  
17 from Karin Mac Donald, she suggested that we look at  
18 nine regions, and I believe this Commission adopted  
19 that, so I will then go back and group these into those  
20 nine regions.

21 COMMISSIONER FILKINS WEBBER: I was also  
22 looking at a sequence, though. And maybe, as we  
23 progress, that a better sequence of where we go with the  
24 trial maps might be better based on the input we might  
25 get, such as moving and having -- if we consider



1 Southern California as a region we're having multiple  
2 hearings, it might be best to do those in a sequence  
3 because it might have ripple effects, and then as we  
4 progress north or south, keeping the regions together, I  
5 guess.

6                   So your list here is not in any sequence  
7 as it correlates to the rest of the calendar. It's just  
8 something you'll work on as we get further input from  
9 our consultants.

10                   COMMISSIONER ONTAI: Exactly.

11                   COMMISSIONER FILKINS WEBBER: Thank you.

12                   COMMISSIONER YAO: May I make one more  
13 comment?

14                   COMMISSIONER ONTAI: Yes, Commissioner Yao.

15                   COMMISSIONER YAO: Perhaps one of the  
16 milestones, or one of the events that we need to pay  
17 attention to is the decision on where to start drawing  
18 the map. In other words, there's been proposal to do it  
19 along the coast, proposal to do district 5 as the  
20 starting point of starting the map. Maybe that would be  
21 the trigger for the scheduling.

22                   COMMISSIONER ONTAI: Could be, but let me go  
23 back to yesterday's meeting. We did hear from Karin and  
24 we did have a number of board motions that were passed.  
25 And, going over those motions, one of that is that we're

1 going to have our first educational public hearing next  
2 week, right? I think it's the 26th, right? So February  
3 26 we're going to have our first public hearing in the  
4 capital in Sacramento, so that's going to be plugged  
5 into this. So as the Commission makes further concrete  
6 dates available, working with our consultants, I intend  
7 to plug that in. And the frequency question should also  
8 be plugged into this format as well. Now, this is  
9 important so that we're all on the same page, but also  
10 because the viewing public needs to know that.

11 COMMISSIONER GALAMBOS MALLOY: Commissioner  
12 Ontai, thank you for all your work on this. This is  
13 quite an undertaking and is really the backbone of all  
14 of our work here. I'm wondering if you can talk more  
15 about the timing of the three possible alternatives or  
16 modifications to the trial maps. Is that, again, based  
17 on the premise that we have the fourteen-day noticing  
18 and then that gives us five days to do any analysis of  
19 the information we receive, tweak the maps? I'm just  
20 wondering how you arrived at the three alternatives.

21 COMMISSIONER ONTAI: It is exactly based on  
22 that formula.

23 COMMISSIONER GALAMBOS MALLOY: Okay, thank  
24 you.

25 COMMISSIONER ONTAI: And there's some elbow

1 space. But I wanted the Commission to realize that if  
2 we were to give the public an opportunity to respond to  
3 our trial maps, the June/July constraint allows us only  
4 to do three of those opportunities, given that  
5 timeframe.

6 COMMISSIONER GALAMBOS MALLOY: Thank you.

7 COMMISSIONER ONTAI: Any further questions?

8 COMMISSIONER PARVENU: Not a question. Maybe  
9 a comment. And I should have raised this in our  
10 technical -- in our outreach committee meeting. But  
11 this timeline -- once again, I compliment you on your  
12 effort -- includes all four maps, and these are the  
13 deadlines inclusive of all four maps. In reality and  
14 practicality some maps will be less complicated than  
15 others. For example, the Board of Equalization maps,  
16 we'll finish that, probably the four districts, a lot  
17 sooner. And then the senatorial maps may be a little  
18 less complicated than the assembly maps, and probably  
19 those will be less complicated than the congressional  
20 maps. But I see this as a framework, the worst case  
21 scenario for the Board of Equalization maps, you know,  
22 which gives us a lot of leeway.

23 And I see the driving deadline here in  
24 each date. Each of these milestones is making certain  
25 that the congressional, which I think may be more

1 complicated than the others, fall into place with. So  
2 I'm saying there's going to be some variation of what  
3 labor intensity occurs.

4 COMMISSIONER ONTAI: Yes, and that's probably  
5 something the Commission needs to discuss. I don't know  
6 how complex those various districts will be, but I'm  
7 sure the expertise of this Commission will have to  
8 discuss that.

9 COMMISSIONER PARVENU: But overall this is an  
10 excellent framework to look at milestones so that we  
11 know that if all four -- we have to complete all four by  
12 these critical milestones.

13 COMMISSIONER ONTAI: Yes. And I think the  
14 significance of this is that we have to start thinking  
15 in terms of benchmark dates and the limited amount of  
16 time we have.

17 COMMISSIONER ANCHETA: Chairman, I did want to  
18 chime in a little bit because, as a reminder, there is a  
19 requirement in the Act regarding the nesting, or the  
20 attempt to nest as much as possible the districts. So  
21 we are -- I believe one of the texts of the law  
22 required -- or we should try to build senate districts  
23 that are built on two assembly districts, and that the  
24 Board of Equalization districts also have to be built on  
25 subunits as well.

1                   But a point well taken in terms of  
2 distribution and maybe having a little easier time with  
3 some districts than others. And the over point is I  
4 think a very good one.

5                   COMMISSIONER ONTAI: Good. So I'm seeing the  
6 discussion begin to happen already. That's very good.

7                   Any other questions on the timeline?

8                   COMMISSIONER AGUIRRE: Mr. Ontai, let me make  
9 a couple of comments. There's various schools of  
10 thought as to the approach to drawing the lines, and one  
11 school of thought says that you should not really look  
12 at any districts as they're drawn, that you should  
13 really kind of look at the density of the population as  
14 a starting point and then drawing around those, looking  
15 at county lines and trying to keep those as solid as  
16 possible. That's one school of thought.

17                   And then there's others where you would  
18 go to Board of Equalization districts and kind of like  
19 set those, and then go to the next level, and so on.  
20 But ultimately this is where experienced map drawers and  
21 their expertise comes into play. Because not having  
22 done this before, it's difficult for us to try to guess  
23 what the best approach might be.

24                   So just to -- and then the other, my  
25 other comment is that it would be great if as a

1 Commission working with the outreach committee if we  
2 were to develop a product perhaps by our next meeting  
3 where we would have a day-to-day between now and  
4 April -- and August 15th that would, first of all, list  
5 the dates when we're going to have hearings, secondly,  
6 list the locations of where those hearings are going to  
7 occur, and then that will provide a framework for us to  
8 kind of populate those with Commissioner participation.

9           COMMISSIONER ONTAI: You're absolutely right,  
10 and we need to do that so that the public is on the same  
11 page as to when these events are going to happen. And  
12 that we have to do also working with CCP and Karin  
13 Mac Donald.

14           COMMISSIONER BARABBA: Commissioner Ontai, I  
15 would just alert the Commission that this issue of  
16 nesting is really an interesting one and a complex one.  
17 And there's an excellent article in the Statewide  
18 Database website that points to the complexity of doing  
19 that, and it might be a value for us to at least get an  
20 understanding of what's involved in nesting.

21           COMMISSIONER ONTAI: I'm very pleased that  
22 we're getting up there. It's a healthy discussion. I  
23 can see we're ready to go on that.

24                   Any other comments so far? So if you  
25 oblige me, I'm going to continue.

1                   So between the release of the census data  
2 and our first trial map, we're probably going to be  
3 sitting at this dais looking at all types of map lines,  
4 alternatives. We're going to have Karin in front of us  
5 showing us, well, if you did this, if you did that,  
6 da-da-da. We're going to have communities of interest  
7 saying, well, you know, you should consider this,  
8 da-da-da. All of that is going to be happening between  
9 the release of the census data and our trial maps, and  
10 we're going to be going all over the state doing that.

11                   What was that?

12                   COMMISSIONER BARABBA: There's a mysterious  
13 power in the building.

14                   COMMISSIONER ONTAI: I think that was a good  
15 sign, right? The spirit is with us.

16                   So that's going to be a very intense  
17 time. We're going to be getting a lot of public  
18 testimony, and this is I think maybe the first crucial  
19 part where we're demonstrating to the community that  
20 we're really listening to them and taking their input.

21                   And then prior to the release of the  
22 census data to where we are now, February, it's what I  
23 consider activities, essentially educational material,  
24 because we don't have the census data. So it's getting  
25 out there with our partners and sharing with them what

1 we've done so far, why it's important for them to get  
2 involved, and taking advantage of all the points that  
3 were discussed yesterday with CCP and with Karin.

4 But we're not actually doing any mapping  
5 at that point because we don't have the census data. So  
6 I don't think the Commission would be actively involved  
7 during February and March, unless you want to.  
8 Individually we're doing that now. I've done that  
9 several times in San Diego and have several more lined  
10 up. And it's not about mapping. If you remember the  
11 chart which is shown on this second-to-last page, what I  
12 will be doing is the non-mapping outreach and the  
13 non-mapping educational meetings between now and the  
14 census data release. And I would imagine many of you  
15 are currently doing that or will be doing that. And  
16 then we're also going to have our first formal one on  
17 March 26th where we'll have a chance to see how CCP,  
18 Karin Mac Donald, and the Commission all work together,  
19 how that model works.

20 CHAIRMAN WARD: Mr. Claypool?

21 MR. CLAYPOOL: Just for a point of  
22 clarification, on the 26th, that meeting, I believe that  
23 Karin will actually not be participating in that one.  
24 What that will be is CCP handling that particular  
25 meeting for us, and that is, as discussed with



1 Commissioner Galambos Malloy, would be more of an  
2 opportunity to meet with all of the different outreach  
3 partners who currently have outreach processes in place.  
4 So it won't be actually an input meeting of a sort, and  
5 we're not anticipating taking any type of testimony that  
6 would go towards the mapping process. But I just want  
7 to make sure that we knew that Karin will not be  
8 involved with that.

9 COMMISSIONER ONTAI: And that would make  
10 sense.

11 So that's the broad overview of what the  
12 time looks like, but it's a healthy reminder that we've  
13 got to get going, and it also tells us that we need to  
14 start plugging in some specific dates and making very  
15 clear what the roles are between the Commission and our  
16 consultants and our staff so that we're all on the same  
17 page in the limited amount of time and resources we  
18 have.

19 CHAIRMAN WARD: Commissioner Yao?

20 COMMISSIONER YAO: This is a great schedule,  
21 number one. Number two is, besides the outreach  
22 program, I think there are other milestones that we need  
23 to decide or acknowledge. One of them I mentioned  
24 earlier. Depending on where we start the mapping  
25 process, from the south, from the central, from the

1 north, the map is going to look very different. I mean  
2 the literature has basically told us that. So that  
3 perhaps would be one of the decisions that we need to  
4 make before we even start the trial map, okay? And that  
5 may involve some discussion, and if we acknowledge that  
6 to be a decision that we need to make, then we need to  
7 have all the ducks lined up in terms of briefing from  
8 the experts and on and on. And maybe we should spend a  
9 few minutes along the way without any expert help and  
10 decide what other key decisions that we need to make to  
11 make sure we allow the sequential-type events to happen  
12 to do it.

13 Another example I would offer up is,  
14 before anybody can draw a set of draft map, we need to  
15 give the mapper, or the person that's drawing the map, a  
16 sense of some kind of priority as to whether compactness  
17 is more important than community of interest or the  
18 other way around, okay? So that when he or she has to  
19 make a decision in that draft map, there's a set of  
20 guidelines to follow, okay? And this is more than just  
21 collecting data from the community, from the residents.  
22 I mean the outreach program certainly is important and  
23 critical, but I think there are a lot of other decisions  
24 that we need to make along the way, and I think those  
25 need to be superimposed on top of the schedule that you

1 have generated in order to make everything kind of mesh  
2 together.

3 COMMISSIONER ONTAI: You're absolutely right,  
4 and I think Commissioner Filkins Webber was alluding to  
5 that as well.

6 COMMISSIONER BLANCO: So I would agree, and I  
7 think, working with staff, one of the things we  
8 identified coming out of the legal advisory committee we  
9 reported back was that one of the things we would like  
10 from the Voting Rights attorney is a training for all of  
11 us. And I think this format really helps us, then, plug  
12 those dates in, as Commissioner Yao was saying. So we  
13 should know -- we should figure out by what date, given  
14 this backwards schedule, we need to be trained so that  
15 even the criteria prioritization discussion is based on  
16 some legal training that we've all had as a Commission.  
17 So I think that really we should think about these other  
18 dates that have to be plugged in that then flow from  
19 this schedule, given our needs around training and other  
20 things.

21 COMMISSIONER ONTAI: That's an excellent  
22 point. And so we're probably going to look to staff to  
23 help us plug those dates in and get the appropriate  
24 people in there.

25 COMMISSIONER DAI: Commissioner Ontai, I think

1 actually the prioritization of the various criteria is  
2 actually spelled out in the Voters First Act, so that's  
3 not something we need to discuss. That's very clear,  
4 the order that we need to consider the various criteria.

5           What I do think we need to do is what  
6 Commissioner Aguirre pointed out, which is what is our  
7 overall approach. Are we going to start with Section 5  
8 districts and in parallel, start in the north and go  
9 down, or start in the middle and go out, or start with  
10 population. I mean that I think is probably -- the  
11 philosophy of our general approach is probably the main  
12 thing that we need to set out.

13           COMMISSIONER ONTAI: I would agree.

14           COMMISSIONER FILKINS WEBBER: But my only  
15 inquiry is whether that would be premature to do that  
16 without having consultants that can make various  
17 recommendations. So you're not suggesting we do that  
18 today.

19           COMMISSIONER DAI: Not at all. I'm just  
20 suggesting that is a decision that we'll have to make in  
21 conjunction with our consultants.

22           COMMISSIONER FILKINS WEBBER: Absolutely I  
23 concur.

24           COMMISSIONER ONTAI: Another plug-in.

25           CHAIRMAN WARD: Commissioner Yao?

1                   COMMISSIONER YAO: One additional thought.  
2 Using an Excel to do a schedule certainly is appropriate  
3 at this stage of the game, but there are a lot of good  
4 softwares out there, like Microsoft Project and on and  
5 on that allow one day to track the other day and if you  
6 slip one day they'll automatically look at the others  
7 for you. I'd like to recommend that we get someone to  
8 put this onto a Microsoft Project or something  
9 equivalent to it so that we really have a management  
10 tool instead of just something that's visual.

11                   COMMISSIONER ONTAI: It's intended to be a  
12 management tool, a working sheet so that we can all make  
13 adjustments and changes. So if there are better  
14 softwares than Microsoft Excel, then do we turn to staff  
15 to help us with that?

16                   MR. CLAYPOOL: We certainly will be available  
17 to work with this schedule. I think once we put into  
18 place our consultants and our schedule, then we'll go  
19 ahead. And once we have the funds obviously to buy the  
20 type of software we're talking about, which would be  
21 this next cycle, then we'll go ahead and put this on.

22                   COMMISSIONER YAO: I think the request is more  
23 than that. I think having the software by itself is  
24 just the beginning step. You need somebody that can  
25 operate it and very efficient with it and set it up

1 properly and on and on. So we may be able to find a  
2 volunteer. We may be able to solicit help from the  
3 broader community, and maybe somebody will step forward  
4 and help us to get this thing going. If we tried to  
5 learn that software from scratch and tried to do it on  
6 that manner, we're not going to get there.

7 MR. CLAYPOOL: Actually I believe that we have  
8 a staff person. You've already hired a staff person in  
9 Christina Shupe who is quite capable. But certainly if  
10 she weren't able to work with this software and do what  
11 you're asking, we would seek that additional help.

12 COMMISSIONER DAI: I was just going to comment  
13 that Project is probably really overkill for this, but,  
14 you know, that's something that you guys can decide,  
15 what's the best way to present it.

16 CHAIRMAN WARD: It's a great recommendation,  
17 Peter, and we'll effectively task staff and I'm sure  
18 they'll get it done.

19 COMMISSIONER ONTAI: So that's the overall  
20 timeline in terms of where we start off and end up at  
21 the end of October, but it gives us a structural  
22 framework from when we go back and put -- we can go back  
23 and then plug in specific dates and events and arrange  
24 that so that we're all on the same page. And I think  
25 that's crucial not only for this Commission to operate

1 in a sequential and timely manner, but also because the  
2 public needs to know that so they can prepare and have  
3 adequate time to respond to designated times in which  
4 they know we're going to present or address their  
5 issues. Does that make sense?

6 COMMISSIONER YAO: As far as what we need to  
7 accomplish today when we got the schedule, can you  
8 identify any such requirements? For example, for the  
9 first block of outreach before the trial map, do we need  
10 to identify cities even though we don't have that data?  
11 Because if we wait until the end of February to do that,  
12 then you really only have March to make these things  
13 happen. But today, for example, San Francisco and  
14 Los Angeles, these bigger cities are easy targets, and  
15 perhaps we should kind of force something to happen.

16 COMMISSIONER ONTAI: If it's the desire of the  
17 Commission to designate some cities by regions and  
18 frequencies during the educational component between now  
19 and the release of the census data, we can certainly  
20 have that discussion.

21 COMMISSIONER AGUIRRE: Yes, my suggestion was  
22 that we work with dates first, because it is the  
23 availability of the Commission, based on the number of  
24 meetings that we're targeting during this period, that  
25 will really drive what we're going to do. So my kind of

1 hierarchy was that we look at dates first. Then, once  
2 we have those dates, we can begin to determine who's  
3 available what dates, and et cetera, so that at least  
4 for the educational workshop component, which we have  
5 tasked our consultants to work on, at least for that we  
6 will be able to give them some dates so that then they  
7 have something to work with. So for my money I think if  
8 we were to get to some dates certainly, because, you  
9 know, some of us are busier than others, it would  
10 provide an opportunity for you to kind of schedule  
11 yourself out.

12 Now, once we have those dates between --  
13 you know, for the educational component part at least --  
14 and this is what I'm suggesting, that we accomplish that  
15 today -- then we can think about locations. And if we  
16 want to go with what was suggested earlier as focusing  
17 on the LA basin area as being the highest concentration  
18 of population of the state and then fanning out north,  
19 south, and east from there, that would be something that  
20 we can determine later.

21 But I think to start we need to know,  
22 number one, how many workshops we're going to have, and,  
23 secondly, what are those dates. Some of those are  
24 during the week; some of those are weekends. Are we  
25 looking at every weekend to be as accessible as



1 possible? Are we available to do evening meetings?  
2 Those things are I think real questions for real people  
3 who have real schedules.

4 COMMISSIONER ONTAI: And then adding on to  
5 that, do we want CCP there? Do we want Karin there?

6 CHAIRMAN WARD: Maybe I can clear up. I as a  
7 board member am a little confused. From past meetings  
8 and past expert testimony it seems like some of the  
9 lessons learned are that when it comes to date-setting  
10 and outreach planning and things like that, we're  
11 advised to act with intention. And we've had several  
12 speakers talk about the importance of that. And I  
13 understand that a lot of what we've accomplished this  
14 week is arranging for consultant support; and, as I  
15 understood, we voted that the consultants are going to  
16 be putting together proposals with the data we're  
17 discussing in it, bring that to us, and then we're going  
18 to go ahead and have some reasoned data with which to  
19 make those decisions, plug them in and run.

20 I'm concerned about just picking things.  
21 Kind of like when we decided to do 50 outreach meetings,  
22 it was a great idea, it was a fantastic conversation,  
23 but ultimately it was in the face of a void of  
24 information. So I would just like to ask the outreach  
25 subcommittee if my understanding of what we're supposed

1 to be expecting in two weeks is the opportunity to do  
2 much of this with an expert analysis.

3 COMMISSIONER ONTAI: Yes, I think  
4 Commissioner Ward is absolutely right. All of  
5 yesterday's discussion with the consultants was how are  
6 they going to fit in and how are they going to  
7 coordinate and how are they going to bring the content  
8 together. So we need to tie those previous discussions  
9 together so there's a link instead of a disjointed  
10 discussion.

11 COMMISSIONER YAO: Chair Ward, may I?  
12 If I can refer you to that first block of  
13 schedule, outreach before the trial map, okay, it's  
14 block off between February and March. If we wait for  
15 the consultant's report, that will be the end of  
16 February. And if you make the fourteen-day announcement  
17 for the outreach meeting, the earliest that you can have  
18 it is mid-March. So that gives you two weeks to  
19 accomplish everything that we want after we receive the  
20 data from the consultants and so on.

21 Now, is it reasonable, based on this set  
22 of schedule that's before us, to accomplish that nine  
23 meetings in two weeks? Okay. So it's fine that we have  
24 all our ducks lined up before we move, but that pushes  
25 us into a corner that we have no options. And every

1 decision involves a certain degree of risk, and what  
2 we're saying is we need to set some dates.

3           Because this schedule is really pushing  
4 us to act, and it's a lot easier to cancel those dates  
5 if it doesn't happen, similar to what we tried to do in  
6 Claremont. But if you wait until we have the  
7 information and the recommendation, you miss the  
8 entire -- or you're likely to miss the entire schedule  
9 for the initial outreach activity.

10           CHAIRMAN WARD: Commissioner Filkins Webber?

11           COMMISSIONER FILKINS WEBBER: Thank you. I  
12 believe this could probably be easily answered by our  
13 consultants. I'm not under the impression that the  
14 educational workshops require the notice. They're not  
15 public hearings. So, as I understand it, Karin -- it  
16 was late yesterday but I believe we did pass a motion  
17 that she would be doing the educational workshops. So  
18 my vision -- and she could correct this and answer this  
19 question very clearly -- is that she probably could get  
20 started on the workshops in the areas of whatever she  
21 has decided that would be best, and then the outreach  
22 would go behind those workshops.

23           So the workshops don't require the  
24 notice, but if you had an idea of what the answer to our  
25 question is, what area she might be starting on for the

1 workshops, the first outreach meeting is probably going  
2 to follow right behind that. So that's how I see that  
3 our consultants are going to answer this question, I  
4 believe, rather than us trying to determine that  
5 schedule. So I don't think we have to ponder that.

6                   And I certainly appreciate  
7 Commissioner's Yao's concern that the possibility could  
8 be that we'd be pushing this timeline out. But since  
9 we've already tasked Ms. MacDonald to do the  
10 educational workshops, I'd certainly leave it up to her  
11 to advise us as to her schedule. We have confidence in  
12 her. And then we could schedule the outreach by  
13 probably early March if she gets the workshops started.  
14 She says she's ready to go. So if she starts the  
15 workshops at the end of February, then the first  
16 outreach meetings would probably be in the areas where  
17 she has the workshops. But I think that's my idea of  
18 how she's going to structure this for us, and we've  
19 tasked her to do it.

20                   CHAIRMAN WARD: Mr. Claypool?

21                   MR. CLAYPOOL: As I understood CCP's and  
22 Karin's presentation, they were going to schedule six of  
23 those workshops around the regional centers, so that  
24 gives you location for six. Then CCP had made a  
25 recommendation on Watsonville, or actually Karin and CCP

1 had recommended Watsonville and north LA as additional  
2 sites, and then CCP on their own had recommended one  
3 more site further north. So I believe, because the  
4 regional centers are already placed, that the nine  
5 locations have been recommended to us.

6 And I believe another part of that  
7 component was that they were going to offer you a  
8 schedule of the dates that might work. Possibly a good  
9 solution for this is to confirm the nine locations  
10 through our subcommittee and then ask them to work  
11 through the subcommittee to see the commissioner  
12 availability so that we can have both the dates and the  
13 locations scheduled right after our meeting in  
14 Sacramento.

15 COMMISSIONER AGUIRRE: And that's exactly my  
16 point, is they need to work around our availability. So  
17 on a weekly basis, let's say -- let me put my DiGuilio  
18 hat on -- can we agree that we are least available  
19 Monday and Tuesday, maybe Monday, Tuesday, Wednesday?  
20 Can we agree that we are least available during those  
21 three days? If we do that, then we can go to CCP. And  
22 they are expecting us to communicate with them on Monday  
23 about any direction that the Commission would want to  
24 forward to them. And that would be I think a very good  
25 guideline, that they should stay away from these days

1 and I look at Wednesday, Thursday, Friday, Saturday and  
2 perhaps Sunday.

3 So the other question is, are we  
4 available on Sundays? I understand that some of us are,  
5 and certainly the public would like to see us on Sunday,  
6 so can we agree that we're absolutely available on  
7 Sunday so that we can go to CCP and say take Sundays,  
8 too?

9 So, anyway, all I'm saying is that we  
10 need to provide direction to our consultants so they're  
11 not totally in the dark. Because I can anticipate when  
12 we talk to them on Monday -- we're going to have a phone  
13 conference -- that they're going to say, "Well, when are  
14 you guys available?"

15 CHAIRMAN WARD: Vice chair?

16 COMMISSIONER GALAMBOS MALLOY: Commissioner  
17 Aguirre, I definitely sympathize with what position  
18 you're going to be in on Monday. I'm also looking ahead  
19 to see when we can schedule our March business meeting  
20 which needs to fall in there somewhere. I am saying  
21 this as a working mother and just cringing internally at  
22 what it really is going to mean for my life over the  
23 coming months. But I think we're reaching a point in  
24 our workflow where we need to be erring on the side of  
25 not scheduling things for our personal and professional

1 lives outside of the Commission, and that's the reality  
2 of what it's going to take to get the job done.

3 I do agree that it would be helpful for  
4 the consultants and helpful for all of us to minimize  
5 chaos in our outside lives if we could agree on some  
6 principles of what our preferred days are. But I'm not  
7 convinced, looking at this timeline, that sticking to  
8 those principles is going to be what gets the job done.  
9 So I would say let's agree on some principles, but the  
10 reality is if we have to have meetings on Mondays and  
11 Tuesdays to make this happen, then amongst ourselves we  
12 have to come up with critical mass to make those  
13 commitments happen. That's my perspective. And so I'm,  
14 at this point as I look ahead to March and beyond,  
15 really resisting making myself available to outside  
16 commitments because of the commitment that we made when  
17 we were sworn in as commissioners here.

18 CHAIRMAN WARD: Commissioner Dai?

19 COMMISSIONER DAI: I totally agree with that.  
20 And I think we're really just going to have to try to  
21 clear our schedules and understand that some of us are  
22 not going to be as available as others, as long as we  
23 have the minimum number of commissioners, that we give  
24 our consultants as much flexibility as possible to  
25 schedule us. And then of course -- this is a reminder

1 to everyone who hopefully has already filled in the  
2 unavailability calendar -- I mean that's what I think we  
3 should give to our consultants. So, you know, if you  
4 absolutely cannot be available, that should be reflected  
5 in the unavailability calendar, and otherwise we're  
6 going to assume that you may be available.

7 CHAIRMAN WARD: If I may point the  
8 conversation quickly back to the subcommittee, just  
9 because at this point I'm unclear. What can the panel  
10 provide you, provide the subcommittee to be able to  
11 conduct work this week?

12 COMMISSIONER ONTAI: I think we're good as it  
13 now stands. This is a healthy discussion because it is  
14 intended for you all to start thinking in terms of a  
15 very compressed sprint. We really are doing a sprint,  
16 and we don't have much time. So I think it's very  
17 important that we talk about how we're going to bring  
18 training consultants, which is very crucial. It's  
19 important for us to talk about our scheduling. It's  
20 important for us to talk about what needs to be done  
21 between now and the census data release, what types of  
22 activities, and then what happens between the census  
23 data release and our dialoguing with the community when  
24 we come out with a final map.

25 And then after that what happens. What



1 opportunities do we give to the communities to respond  
2 to our trial maps. And as long as we're thinking about  
3 those activities within literally two months' timeframe  
4 for each of those segments, then it gives us a very  
5 clear picture that we really need to get going.

6 CHAIRMAN WARD: I've got Commissioner Aguirre,  
7 then Commissioner Blanco, then Commissioner Raya, then  
8 Commissioner Yao, then Commissioner Galambos Malloy.

9 COMMISSIONER AGUIRRE: I'll be brief, and that  
10 is that that's the kind of decision that we need to  
11 make. On Monday, when we speak with our consultants,  
12 we're going to say, you know, our schedule is totally  
13 open and you can refer to what's online as far as  
14 availability is concerned. But once you choose those  
15 dates, then be assured that we will do our best to  
16 populate those dates with participants. All right.

17 COMMISSIONER ONTAI: So it is --  
18 (inaudible) -- and based on yesterday's conversation  
19 with the consultants we're now getting an idea, some  
20 ideas what those specific dates are.

21 CHAIRMAN WARD: Commissioner Blanco?

22 COMMISSIONER BLANCO: No, I mean this is what  
23 we needed. I think this is great. In terms of our  
24 availability, I agree. I want us to remember, though,  
25 that even if we say we should make ourselves available

1 Mondays and Tuesdays and any day, that we have to  
2 remember that for the community that we're working with  
3 that we have to think evenings, and so just another  
4 factor.

5                   So we may say we're available Mondays and  
6 Tuesdays, but we should be looking, whenever possible,  
7 at those days in terms of evenings, when we get into the  
8 input and then taking out the trial maps. So you may be  
9 able to both work on Monday and go to an evening  
10 meeting, if that helps at all.

11               CHAIRMAN WARD: Commissioner Raya?

12               COMMISSIONER RAYA: Thank you, but I think the  
13 other commissioners have covered my points of concern.

14               CHAIRMAN WARD: Thank you.

15                   Commissioner Yao?

16               COMMISSIONER YAO: I want to make sure that we  
17 are in agreement that we need to have the first meeting,  
18 wherever it is, whether it's in the evening or weekend,  
19 schedule so that we can make it happen in first part of  
20 March. In other words, if we have that meeting in the  
21 first part of March, that basically will give us a month  
22 to take care of the outreach activity.

23                   This is more than just the educational  
24 thing; this is getting inputs from the public before we  
25 start drawing the map, which is the next milestone,

1 which is called the data release. So in order for that  
2 to happen, to have the meeting in the first part of  
3 March, we almost have to select a date and select a  
4 place in the next few days. So I want to get the  
5 commissioners to agree, or at least voice against it  
6 saying that's unreasonable and we're not going to do it  
7 that way. But if we're going to do it that way, then we  
8 need to make decisions in this meeting in order for that  
9 to happen.

10 CHAIRMAN WARD: I've got a push-in line.

11 Commissioner Yao, are you making a motion  
12 at this point?

13 COMMISSIONER YAO: I don't think a motion is  
14 necessary, but if such is what we need to decide on, I  
15 certainly would be willing to make one.

16 CHAIRMAN WARD: At this point it seems like  
17 we're continuing to discuss it. If you would like a  
18 decision --

19 COMMISSIONER YAO: All right. I would move  
20 that we immediately set dates for the first block of  
21 outreach meeting so that we can have the first one  
22 happen in the first part of -- in the month of March.

23 CHAIRMAN WARD: That vote requires a second.

24 Not hearing a second at this time --

25 COMMISSIONER AGUIRRE: Excuse me. I'll second

1 that.

2 CHAIRMAN WARD: So we do have a motion on the  
3 floor and a second. Commissioner Barabba?

4 COMMISSIONER BARABBA: My impression was we  
5 just directed the subcommittee on outreach to on Monday  
6 work with the consultant group to pick out a set of  
7 dates for these meetings, and we've got to learn how to  
8 live with the subcommittees. Otherwise we're going to  
9 be at this a very, very long time not doing anything.

10 COMMISSIONER YAO: No disagreement with that  
11 approach, but I want to make sure that we get the  
12 announcement out so we can have the meeting in the first  
13 part of March. That's all. I'm not picking the dates  
14 or picking the places.

15 But I sense that there are commissioners  
16 that want to wait until the next meeting to look at the  
17 plan and then decide on the date. And if we were to do  
18 that, the earliest date we can have any kind of meeting  
19 is middle of March because of the fourteen days' advance  
20 notice. And I'm not talking about the education  
21 component; I'm talking about the input process, the  
22 input data collection. And if we decide today that  
23 we're willing to accept the risk of doing all nine  
24 meetings in two weeks, then we can do that. But I'm not  
25 sure that we're sensitive to do that fact and we're

1 willing to move in that direction.

2 CHAIRMAN WARD: Commissioner Dai?

3 COMMISSIONER DAI: Commissioner Yao made an  
4 important point. So I think really here -- I don't know  
5 in this requires the full Commission, but we're  
6 essentially -- I think that what we need to do is  
7 delegate this to the outreach committee to -- you know,  
8 after the discussion with the consultants on Monday and  
9 making sure that our consultants have access to our  
10 unavailability calendar -- for them to set up a  
11 schedule. And we just need to go with that as a  
12 starting plan.

13 CHAIRMAN WARD: As a panel member, I'd like to  
14 get in line and just state that, again, we did refer  
15 back to the subcommittee to see what information they  
16 required to move forward with all the action items that  
17 we passed yesterday. And the subcommittee, who has been  
18 meeting and tackling this, has reported that they need  
19 no further action taken at this time.

20 Commissioner Filkins Webber?

21 COMMISSIONER FILKINS WEBBER: Just one other  
22 point. I wholeheartedly agree with it going back to  
23 subcommittee. We do have a calendar issue, just --  
24 gentlemen, if you do take this back, this hasn't been  
25 worked out since we've just been working with Google

1 calendars right now. The way Christina has it up there,  
2 it has it individual commissioner not available, so it  
3 will just say unavailable. But since we're breaking it  
4 is down as far as time, I don't want the subcommittee to  
5 assume that I'm not available at night on a day that I  
6 might not be available.

7                   So we might need to take a look at our  
8 unavailability again, because if this calendar is going  
9 to be used for Monday, again, I can specify evenings,  
10 which I didn't, but I don't want this Commission to  
11 assume that because I put myself unavailable on a  
12 particular day that I'm not available at night, because  
13 I am, more than likely. I mean all my nights are pretty  
14 much free except for city council. But, other than  
15 that, I think we might need to work that little detail  
16 out on the calendar, and I just wanted to bring that to  
17 everybody's attention because we don't have it specified  
18 for evenings yet.

19                   COMMISSIONER BLANCO: Actually you can. It's  
20 about the calendar. So actually when you look at it,  
21 when it's in solid orange, that's when it's all day.  
22 When it says unavailable and it's not solid, that's when  
23 people have written in the hours during which they're  
24 not available. So if you go to some of these  
25 unavailable that are not blocked out in deep orange,

1 then it does list the hours during which you're  
2 unavailable. The other ones are full day  
3 unavailability.

4 CHAIRMAN WARD: As Chair, at this point if we  
5 could go ahead and bring Google calendar questions to  
6 Christina who is running that project. I understand  
7 training is coming out and she is trying to work it out,  
8 so we can pass all this to her.

9 Mr. Claypool, you have the microphone.

10 MR. CLAYPOOL: I just wanted to have some  
11 clarification from the Commission. As I understand  
12 Commissioner Yao's concern about wanting to schedule  
13 these meetings as quickly as possible for the outreach,  
14 those eight meetings, nine meetings, as I understood it  
15 yesterday, and correct me if I'm wrong, those meetings  
16 would possibly include commissioners, possibly not. But  
17 we could, if they included commissioners, have that  
18 schedule -- start with that schedule now because, as I  
19 said, we know where those locations are scheduled to be.  
20 So we can look at that plan and we can say, okay, going  
21 through the subcommittee, let's work where they're at  
22 and have that in place. So I'm not as concerned with  
23 that.

24 But when we start talking about the  
25 actual input meetings we have another issue, and that

1 issue is we're now going to a competitive bid, and that  
2 competitive bid is going to require that we go through  
3 that process before we can bring on whoever our ultimate  
4 line drawer is going to be, and that person, as I  
5 understand it, is going to be very instrumental in  
6 putting together how they wish to see that information  
7 move forward.

8                   So I believe that we need to separate the  
9 two issues. We have outreach which we can very much  
10 plan and have a solid plan for on your schedule, but I  
11 think it would be premature to start thinking in terms  
12 of input until we know who the person is going to be  
13 that we are sending that information to.

14                   CHAIRMAN WARD: Okay. At this point we have a  
15 motion on the floor and a second. Mr. Yao, would you  
16 please restate the motion before we open it up to the  
17 public and then vote.

18                   COMMISSIONER YAO: The motion is to direct  
19 staff and the committee to do whatever posting necessary  
20 to make sure that we start the input meeting at the  
21 first part of March.

22                   CHAIRMAN WARD: Can I have the original motion  
23 read back?

24                   MS. SARGIS: Motion by Commissioner Yao to  
25 direct staff and committee to set and post dates of



1 meetings, the input meetings immediately for the first  
2 of March.

3 CHAIRMAN WARD: Is that the original motion  
4 that was made and seconded?

5 MS. SARGIS: Well, the original motion was  
6 to -- for the committee to set meetings for the first of  
7 March.

8 CHAIRMAN WARD: That was what I recalled as  
9 well. So the motion that's on the floor, as I  
10 understand it, is for the committee to set dates at this  
11 time for meetings in March, and that's what was  
12 seconded. So that's what we need to vote on at this  
13 time.

14 COMMISSIONER DAI: The Commission or the  
15 committee?

16 CHAIRMAN WARD: The committee was his words.

17 COMMISSIONER ONTAI: The subcommittee.

18 COMMISSIONER YAO: Subcommittee. Well, we  
19 intended to do that anyway, right?

20 CHAIRMAN WARD: So can we please get a  
21 read-back of the motion on the floor?

22 MS. SARGIS: I'm sorry, the original motion?

23 CHAIRMAN WARD: The motion that was seconded.

24 MS. SARGIS: Okay. To direct the subcommittee  
25 to set dates for the meetings immediately for the first

1 of March.

2 CHAIRMAN WARD: Commissioner Yao?

3 COMMISSIONER YAO: As I stated earlier, I  
4 don't think a motion is necessarily required, but I do  
5 want public acknowledgment that notice will go out so  
6 that the first outreach meeting can happen in the first  
7 part of March. I think that's really the intent.  
8 Because prior to that I heard comments from the full  
9 Commission stating that we want to get the consultants'  
10 input and then decide on when and how to set up these  
11 meetings. And my counter argument at that point is the  
12 earliest opportunity we can get that data is end of  
13 February. Assuming everything goes well, we set the  
14 date and time, it will be the middle of March, and that  
15 will only give us two weeks to make all the input  
16 meetings happen. And I think that would be an  
17 impossible schedule to meet. So the whole intent is to  
18 make sure that we initiate the outreach meeting in the  
19 first part of March.

20 CHAIRMAN WARD: Excellent, Mr. Yao. Fantastic  
21 points. Then can I understand that you would like to  
22 withdraw that motion being that you see it unnecessary?

23 COMMISSIONER YAO: I would be happy to  
24 withdraw the motion.

25 CHAIRMAN WARD: Okay. And we'll consider the

1 staff directed appropriately, and direct the  
2 conversation back to the subcommittee.

3 COMMISSIONER ONTAI: Yes, in that spirit we'll  
4 do that.

5 COMMISSIONER AGUIRRE: Just a clarification  
6 for understanding. And so we will consult with our  
7 consultant on Monday. We will say that our schedule is  
8 open, that there is a desire to begin in early March.  
9 We will ask them to give us that date ASAP. Once we  
10 have that date we are going to give it to our staff so  
11 that they will notice it fourteen days hence.

12 MR. CLAYPOOL: Absolutely. That's how I  
13 understand it.

14 Just one more point of clarification. We  
15 are referring to outreach meetings to the public and not  
16 input meetings.

17 COMMISSIONER DAI: I think we should clarify  
18 and start using the terminology our consultants have  
19 been using, which is educational workshops versus the  
20 public input meetings. So I just want to point out to  
21 the Commission, I understand the urgency and we are up  
22 against a physical problem with the calendar here, but I  
23 don't see, given that we voted for a competitive bid  
24 process, as Mr. Claypool pointed out, how we can set up  
25 meetings when we don't have our technical consultant on

1 board and may not have that consultant on board until we  
2 have that meeting in Sacramento.

3           So I think it's fine to get something  
4 noticed, but I think we need to be realistic that those  
5 meetings probably will not happen the first of March.  
6 And if we have to do nine public input meetings in the  
7 second half of March, we're going to divide and conquer.  
8 I mean only three of us have to be at any one of those  
9 meetings. It is, I think, actually possible to do that.  
10 So I just want to hopefully alleviate the tension people  
11 are feeling, the pressure.

12           CHAIRMAN WARD: Being that this item has  
13 received -- staff has received some direction, some  
14 action on this item, I'd like to call a five-minute bio  
15 break and come back to it and finish up.

16           (Recess from 10:30 a.m. to 10:44  
17 a.m.)

18           CHAIRMAN WARD: Okay, let's go ahead and take  
19 our seats.

20           I understand from the outreach  
21 subcommittee that their report is complete, and I thank  
22 them so much for their hard work and fantastic work  
23 product. I'm excited about all the work they have ahead  
24 of them this week.

25           At this time we'd like to move forward to

1 Commissioner Dai who will be reporting on the  
2 communications subcommittee.

3 Commissioner Aguirre?

4 COMMISSIONER AGUIRRE: Yes, let me just bring  
5 to the attention of the Commission that there is one  
6 other thing that we laid off yesterday for today, which  
7 was we received a proposal from our consultant regarding  
8 a menu of services, otherwise referred to as a grocery  
9 list and others, that we said that we were going to go  
10 through, and there were some, I thought, strong comments  
11 about the fact that we don't need all these services or  
12 some are more critical than others. So I'm not sure  
13 whether we can just quickly go through again. In the  
14 spirit of providing direction and feedback for our  
15 consultant, then it would be good to have that  
16 information.

17 CHAIRMAN WARD: I'd like to ask -- first of  
18 all, I've been speaking with Commissioner Ontai with the  
19 perception that he's speaking on behalf of the  
20 committee.

21 COMMISSIONER ONTAI: I stand corrected. We  
22 did omit that. I didn't think of that.

23 CHAIRMAN WARD: Okay. Commissioner Aguirre,  
24 so going through that list and making those decisions at  
25 this time, will that make a difference in what you guys

1 are able to accomplish this week with them? Is it a  
2 nice-to-have or need-to-have?

3 COMMISSIONER AGUIRRE: Well, I think that if  
4 they know what we're looking for they're going to  
5 provide a complete package for us to consider. In the  
6 absence of that information, they're going to come back  
7 and say, well, we still have option 1, 2, and 3. So I  
8 think if we make somewhat of a decision and provide  
9 direction for them, then we're better assured that we'll  
10 be ready to make a decision at that point.

11 CHAIRMAN WARD: Commissioner Dai?

12 COMMISSIONER DAI: Yes, I wonder if you want  
13 to wait until after the public information committee  
14 report since I think Mr. Wilcox may have some comment on  
15 this since many of the things that they put down are  
16 pretty standard communications functions.

17 COMMISSIONER AGUIRRE: That's fine.

18 COMMISSIONER DAI: So that might help.

19 CHAIRMAN WARD: Commissioner Dai?

20 COMMISSIONER DAI: So on to the public  
21 information advisory committee report. So I wanted to  
22 say that our committee had a really great interaction  
23 with members of the public who had a lot of great ideas,  
24 a lot of input. We used it primarily as a  
25 brain-storming session.

1                   Again, the function of the public  
2 information advisory committee is to be a resource to  
3 our communications director. So a couple of things that  
4 we talked about, and then I'm going to turn it over to  
5 Mr. Wilcox to talk about our communication strategy and  
6 share that with the Commission.

7                   We spent a lot of time talking about the  
8 website, what needs to be changed there, a lot of  
9 specific suggestions on both short-term and longer-term  
10 improvements for the website, how to take advantage of  
11 social media, YouTube, Twitter, et cetera. We had a lot  
12 of great discussion about that. There was definitely  
13 discussion about the importance of better explaining the  
14 Voting Rights Act to the public. That's something, if  
15 you're not a lawyer and didn't have a good grasp of  
16 civil rights history, some of that may be unclear as to  
17 why we need to, you know, do something special with  
18 certain counties in California, and we felt that was  
19 important to try to explain that very clearly and  
20 concisely.

21                   And another thing we talked about was  
22 hard-to-reach areas and certain populations. For  
23 example, certain ethnic groups, taking advantage of  
24 ethnic media, the importance of having a youth  
25 engagement strategy because they're going to inherit our

1 plan. So that was something, priorities we talked  
2 about.

3 So a couple of things for information for  
4 the Commission. One thing that we did agree upon and  
5 recommend to the full Commission is a standard protocol  
6 for media relations. In the absence of having a  
7 communications director we've had -- you know, people  
8 have been kind of invited to groups and speaking on  
9 their own, and we've had a few people been invited to  
10 conferences, and people have had random calls from  
11 certain reporters. And we talked about the need to  
12 really centralize all of this so that our communications  
13 director is always aware of what's going on.

14 So the protocol we recommend, it's very  
15 simple. If you get a media request, immediately you can  
16 either refer the reporter directly to Mr. Wilcox, or, if  
17 it's a group, you know, rotary club or community group  
18 that you already have a relationship with, that you're  
19 obviously going to do it, at least cc him on it so he's  
20 aware of it. But for a lot of general requests please  
21 refer to Mr. Wilcox to help vet the reporter, make sure  
22 the person is a bona fide reporter.

23 We talked about in this day and age how  
24 there are a lot of bloggers who are kind of blending the  
25 line with journalists, and so Mr. Wilcox can help vet



1 the person who has made the request and give you some  
2 background and help prepare you if you indeed are the  
3 best messenger. Because in some cases -- you know, we  
4 have a group of fourteen to choose from -- the best  
5 messenger may actually be somebody else, and so we'd  
6 like to use his expertise to figure that out.

7 So as part of that he'll also be  
8 conducting one-on-one media training for all members of  
9 the Commission. Some of us are more comfortable  
10 speaking to the media than others, and we want to  
11 empower every one of us to be representatives for the  
12 Commission, and we all have different backgrounds and  
13 experiences that will enable us to be perhaps more  
14 effective spokespersons for certain audiences.

15 And so expect an interview from  
16 Mr. Wilcox to find out more about your background, and  
17 please share those stories, language capabilities, et  
18 cetera, anything that might be important information for  
19 him to figure how who you are as a messenger for the  
20 Commission and our mission.

21 And then a couple of key things that have  
22 been discussed in the past few days. We did talk about  
23 the importance of Mr. Wilcox providing kind of a daily  
24 wrap-up and, if it's not possible to do it daily, at  
25 least at the end of our couple-of-day session so that

1 it's clear to members of the public what important  
2 decisions and actions that the Commission has taken,  
3 kind of sort out our sometimes very long discussions to  
4 concisely summarize what the Commission has actually  
5 done.

6 We attempted to do that ourselves for all  
7 of our meetings in January, but we want to do that in  
8 smaller, more digestible bites. We had some fun  
9 discussions on whether this should be done on YouTube  
10 video at the end of the day, do something different each  
11 time to figure out how to wrap up our meetings.

12 And the other things, oh, you've already  
13 been receiving clips, so he will continue to monitor the  
14 media so we're aware of what coverage of the Commission  
15 activities. And also he is going to get on top of  
16 public comments and helping to sort those and highlight  
17 important things that need to come to the Commission's  
18 attention or need to be responded to.

19 So, with that -- hopefully I didn't steal  
20 any of his thunder -- I'm going to turn that over to  
21 Mr. Wilcox to talk about our communications strategy.

22 MR. WILCOX: Thank you, Commissioner. That  
23 was a great overview. And I want to thank the  
24 commissioners on the subcommittee and the public who  
25 participated. It was a great brainstorming opportunity.

1                   And what I'm going to do now is, with  
2 that great overview that the Commissioner gave, is kind  
3 of give you a sense of a timeline of what you can  
4 expect. First of all, this is -- the communication  
5 strategy is basically a public awareness campaign to  
6 educate the public to the importance of the  
7 Voters First Act, why it matters to them, why they  
8 should care, and then to solicit their involvement.

9                   Now, you, the Commission, are going to be  
10 the ambassadors to the public and basically to the media  
11 in communicating those messages. As the Commissioner  
12 stated, I will be arranging one-on-one phone  
13 conversations, and I would love to have them in person  
14 but that's not going to be in this short timeframe. I'd  
15 like to have all of those one-on-one phone conversations  
16 and basically, as the Commissioner stated, interviews  
17 with you about what you're comfortable in doing and the  
18 skill set that you have and to train you for media  
19 interviews and also public speaking.

20                   I will be preparing a five-minute  
21 overview for you for talking points. We'll prepare  
22 larger materials if you're giving a longer speech, work  
23 with you on questions and answers, questions to  
24 anticipate that you're going to be getting and those  
25 answers. And you will be receiving an email from me on

1 Monday morning asking for your availability. And I  
2 think, rather than working off of the calendar, if you  
3 could just say what your availability is within the next  
4 week to ten days. I'd like to have all of these done  
5 before our next Commission meeting because I want to  
6 deploy you. I want to get you out there.

7 Part of those opportunities that we will  
8 be exploring, number one, are editorial board meetings  
9 where you will be sitting down with editor, publisher of  
10 a local newspaper, their editorial and opinion writers  
11 and columnists and their -- the journalists, the news  
12 side, to really set forth what the Commission is doing,  
13 again, why this matters to them. Those need to be done  
14 very early on to give a context to the work that will  
15 come after that.

16 I'm going to be very sensitive to your  
17 schedules, and knowing that the education meetings that  
18 are going to be scheduled and the input meetings, and  
19 that we will piggyback on those. If you're in a certain  
20 area, that we will then get you out to those radio, TV.

21 And let me emphasize what we're doing.  
22 It's a free media campaign. We don't have the resources  
23 for paid media, so we are going to concentrate on all of  
24 the opportunities through the internet, through social  
25 media, radio, television, print, and community groups to

1 get the word out. And this is throughout every corner  
2 of this state. We will be purchasing, when we're able  
3 to, a complete database of every media resource in every  
4 community, no matter how small, so that we are going to  
5 be communicating with them hopefully very, very soon. I  
6 will be working off of my very extensive press list,  
7 that I have now, to get started. So this process,  
8 giving you a timeline, begins Monday.

9           As far as Twitter and the We Draw The  
10 Lines Twitter account now, that will be operational with  
11 very timely information and tweeting from the Commission  
12 meetings so people can follow and they can know exactly  
13 what's going on in real time.

14           The Commissioner said about the synopsis,  
15 very important that not only the synopsis that will be  
16 placed on our website for the public, but to be given  
17 out as a communication to the press. Because we have to  
18 remember we just can't rely on the internet or the web  
19 to communicate, that we want to make sure we get to  
20 everyone, and that the media, the print and the radio,  
21 are very interested in what we're doing and that we need  
22 to communicate with them on a timely basis, in a timely  
23 manner. And that will happen at our next Commission  
24 meeting. That will take place.

25           So these are the things that are

1 happening within the next couple of weeks. Also I will  
2 be talking with the folks that are doing outreach and  
3 the different groups that are working with our  
4 Commission in how they can help us with the media and  
5 with communications so that we're all on the same page.  
6 Of course I'm going to be working with our consultants.  
7 And I will give you this promise. We are not going to  
8 be duplicating anyone's time or any resources. We're  
9 all going to be on the same page. It's going to be a  
10 cohesive messaging campaign, cohesive campaign and  
11 comprehensive.

12                   And there are a lot of resources that are  
13 out there. Our subcommittee talked about some of the  
14 great resources that are out there, like the  
15 Redistricting California has a great pamphlet that is in  
16 a PDF form which should go on our website. We'll look  
17 at certain links to certain groups that should be. So  
18 that we're not reinventing the wheel, but that those  
19 resources are brought under our umbrella and that  
20 they're easily accessible.

21                   On the protocol, I think you've covered  
22 all of that. And this is not a barrier that you think,  
23 well, we have to go through another hoop and why can't I  
24 just schedule this interview. It's to also help you.  
25 And then I can say, well, these are some of the things

1 that this outlet is looking at and this is where the  
2 interviewer or the journalist is coming from and give  
3 you resources. And it's also to help the media so that  
4 we can be very effective in getting to them and then to  
5 the public what exactly they need. So it's to really  
6 streamline our process and make it more effective.

7 And then of course what you've said about  
8 the public comment and managing that. And I think -- I  
9 don't know if I've missed anything, but that basically  
10 you will have a report from me in ten days, I guess,  
11 again, at the subcommittee, and that a lot of what I've  
12 just talked about will be accomplished by then.

13 COMMISSIONER DAI: Do you want to say a little  
14 bit more about the website and --

15 MR. WILCOX: Oh, thank you. The website,  
16 that's going to be two phases, because of course we've  
17 talked about in the last couple of days about getting a  
18 webmaster, and we know that we need to totally redesign  
19 that site to make it, an overused word, but user  
20 friendly and getting that information so that people are  
21 comfortable on the site. That's the second phase. The  
22 first phase, starting Monday, is retooling the site that  
23 we have now and rearranging information and to get the  
24 latest information, the news, to the front page and so  
25 that when someone comes to our website that they say,

1 "Oh, this is what it is the most important now," or,  
2 "This is what has just developed," and easy-to-use tabs  
3 and information, and also a portal for people to  
4 communicate with us, not only give us input, but if they  
5 want to request a commissioner to come speak to their  
6 group that you can do that through the website, that  
7 there's information. You can do that through calling  
8 me. Also that reminds me of the existing database that  
9 we're going to grow, people that have opted in to get  
10 information, that that will be up and running, again,  
11 with timely information to them next week.

12                   So all this communication process starts  
13 on Monday. You'll be getting an email from me and I  
14 will be working with you and we will begin that and I  
15 look forward to it.

16                   COMMISSIONER DAI: And I just wanted to  
17 suggest that Mr. Wilcox also coordinate with the  
18 outreach advisory committee so that we can look at if  
19 there's duplication of effort in the proposal that we  
20 receive from CCP. Because there are probably some  
21 things that Mr. Wilcox will be doing directly and it  
22 will not be necessary to have CCP to do that. So that  
23 would be one thing to help narrow the scope of the  
24 grocery list a little bit. So I think that can happen  
25 offline.



1                   Are there any other thoughts from other  
2 members of the public information advisory committee?

3                   COMMISSIONER BLANCO: No more comments from  
4 the advisory subcommittee.

5                   CHAIRMAN WARD: As a member of the committee  
6 I'd just like to thank you for the complete wrap-up.  
7 And Mr. Wilcox, despite being on hand such a short time,  
8 was able to just highlight a fantastic media plan and  
9 brings a great deal of expertise that we're very  
10 thankful to have to the Commission. And I would also  
11 like to thank so many members of the public that were a  
12 part of that meeting, fantastic input, and definitely  
13 worked right into our discussions and our strategies.  
14 So we thank you for all of that.

15                   COMMISSIONER BLANCO: Thank you so much,  
16 Mr. Wilcox. And I do think it would be great to go  
17 through the proposal from the Cal State people, you  
18 know, to look at things like the webinar and see whether  
19 that's more appropriately our function and we don't need  
20 to do it through a contract with somebody else, and the  
21 blog that they put in there. You know, they're just  
22 things. So I think that will be really great. It could  
23 cut back on the costs, and in some ways it really should  
24 come from us. So that's one thing.

25                   One thing that I didn't hear in the

1 report that I wanted to raise is I think it's really  
2 great to establish the protocol of referring media  
3 requests to you, having you figure out who is the best  
4 person to respond to the request. You know who the  
5 reporters are, et cetera, et cetera. Maybe it's best to  
6 have somebody who lives here respond to a media request  
7 from a paper in their area, that kind of thing.

8           The thing I didn't hear is that I think  
9 we need to have some kind of -- and we've talked about  
10 this a lot in the past. I don't know if they're talking  
11 points or more clarification about what we not so much  
12 can say, but what's appropriate for individual  
13 commissioners to say so that it doesn't appear that we  
14 have individual commissioners portraying business of the  
15 Commission as if we had made decisions or that somebody  
16 gives an opinion about he or she may want the Commission  
17 to proceed and that it gets attributed to the Commission  
18 even though it's an individual remark.

19           And I just -- you know, just for the  
20 public, in that same vein, there were a couple of -- in  
21 the articles I know that came out from the local  
22 newspaper here, because I guess the paper has been  
23 covering our meetings, there were a couple of comments  
24 that were captured by one of our commissioners about --  
25 and I talked to Commissioner Yao about this, about

1 the -- about how there was going to be a lot of growth  
2 in one particular community, the Inland Empire, and it's  
3 going to need greater representation, and that we were  
4 going to start with a blank slate in terms of how --  
5 that we weren't going to use the existing lines, and  
6 that the first draft would be available around June.  
7 All of those, I just want to assure the public, we  
8 haven't made any of those decisions. We have not  
9 arrived at a decision about whether we're going to start  
10 with a blank map and build up or whether we're going to  
11 take existing maps and adjust population. All of those  
12 are decisions, we want to assure you, that we have not  
13 arrived at. We have not discussed the Inland Empire as  
14 a full Commission, and we haven't really nailed down the  
15 date for our first draft other than what you've heard in  
16 today's meeting, about working backwards on the  
17 timeline. So I want to let the public know that. But  
18 it raises the issue that we really need to be careful  
19 about portraying things as Commission decisions that may  
20 not be Commission decisions.

21 MR. WILCOX: Commissioner Blanco, thank you so  
22 much for those remarks. And absolutely. And that will  
23 be part of my interviews, my media training with each of  
24 you, that we will be going over those points of what the  
25 message is. And the message is going to be something

1 that is not going to vary from commissioner to  
2 commissioner. We're going to have a consistent, clear  
3 and concise message for the public, because otherwise  
4 it's too confusing and we won't be successful at trying  
5 to do what we're trying to do in engaging the public.

6 As far as the talking points, yes, you  
7 will be provided with talking points.

8 And also I was remiss. There was an  
9 excellent suggestion, and the subcommittee agreed to,  
10 that there are also the points from the Voters First Act  
11 that you cannot talk about. And that's important for  
12 you to have on a card, for it to be on our website, and  
13 also part of the prep when I'm setting these interviews.  
14 And the reason for the protocol is the prep for the  
15 journalists, for the person that's going to interview  
16 you so that you're not in the position -- and you still  
17 may be because I'm going to say you can't talk about  
18 this and they're going to ask you about it anyway. But  
19 I will do my job and say this is what they can talk  
20 about and this is what they can't talk about.

21 So those are excellent comments, and we  
22 will definitely be doing that, and that will be  
23 happening within the next ten days.

24 COMMISSIONER PARVENU: Mr. Wilcox, and to the  
25 public information subcommittee, first of all, I want to

1 say this is a fantastic approach and fantastic plan.  
2 I'm very enthusiastic about the value that your efforts  
3 will bring to this Commission. You know, this is a  
4 great approach, and I see you're off and running with  
5 this. This is doable, and this is something we can make  
6 happen in a tangible way.

7 I want to say, in terms of personal  
8 training, having worked as a community outreach  
9 specialist for the census bureau, I've had media  
10 training. But that was then; this is now. And I'm  
11 particularly concerned about, for lack of better terms,  
12 I will call them spontaneous engagements, like working  
13 with radio talk show where you're open to questions that  
14 come from left field, right field, anywhere, and also  
15 with newspaper interviews, Q-and-A formats when you're  
16 just caught off guard.

17 So your talking points and you're  
18 prepping us for those where we have to think quickly on  
19 our feet type situations would be highly valuable to me  
20 personally as a commissioner, and I think others may  
21 feel the same way.

22 Also in the list that Commissioner Dai  
23 presented to us I noticed that one subject that came up  
24 several times over the past two days, and specifically  
25 by Commissioner Aguirre --

1 I hope I'm not stealing your thunder. I  
2 see your light is on.

3 -- (continuing) the idea of video --

4 COMMISSIONER AGUIRRE: I've got more thunder.

5 COMMISSIONER PARVENU: Oh, okay.

6 -- (continuing) short clips or video  
7 productions, to use the media now, like the YouTube and  
8 the Ustream outlets. Maybe each commissioner could have  
9 like a five- or ten-minute intro or bio to personalize  
10 us to our local and regional communities to let them  
11 know that we know their local issues and to put a face,  
12 our face, to the community and let them know that the  
13 Commission in general, although we're one fourteenth of  
14 an entire body, that we represent their issues and we  
15 can relate to their local concerns.

16 So those are two ideas I wanted to place  
17 on the table.

18 But overall this is a great approach, and  
19 I want to thank the public information subcommittee for  
20 reaching out to the public and receiving the comment  
21 from the people who were there in attendance. That's a  
22 great way to interact, and we're off to a good start.

23 CHAIRMAN WARD: Commissioner Aguirre?

24 COMMISSIONER AGUIRRE: Yes, and reinforcing  
25 the idea of the integrated nature of all of our

1 activities and that we really should look at  
2 opportunities for us to be as much in the loop  
3 individually as possible. It looks like we've got five  
4 processes working forward, moving forward, and this is  
5 really the only opportunity that we have to really share  
6 that information. So perhaps we could look at other  
7 opportunities, but that's for a future agenda.

8                   Secondly, I would welcome participation  
9 of staff in the phone conference with the CCP, and  
10 certainly with the comments that were just raised about.  
11 Perhaps Mr. Wilcox -- you know, and the need to not  
12 duplicate services and save some money at the same time.  
13 Certainly you would be the mostly indicated individual  
14 for that.

15                   And then, thirdly, perhaps you could  
16 share some very brief comments about your outreach to  
17 ethnic media, present networks that you have with them,  
18 and then also perhaps some strategies for trying to be  
19 as inclusive as we can.

20                   MR. WILCOX: Thank you, Commissioner.

21                   Yes, included -- when I talk about  
22 reaching out to all of the media outlets across this  
23 state, a big part of that will be the ethnic media, and  
24 that I have had over twenty years of experience with the  
25 many different networks that are already out there, in

1 ethnic radio and television and print, and there are new  
2 ones that are popping up every day. That's why we need  
3 an inclusive database, and that will be part of our  
4 immediate outreach, beginning with the ones that we've  
5 already identified and working with groups in the  
6 communities and statewide organizations that have  
7 relationships with the ethnic media and with leadership  
8 in the state. Because part of what our subcommittee has  
9 also said, that we need to ask others for help to see  
10 how they might be able to help us in an outreach. So  
11 that is something.

12                   And then being mindful. Our subcommittee  
13 talked about key languages and what we need to make sure  
14 is translated and available. So that conversation has  
15 really already begun and we'll continue in the next  
16 couple of weeks in establishing that and reaching out.  
17 And as diverse as this state is, we have to be mindful  
18 that it's just not about major media outlets. It's not  
19 about major metro areas. It's about getting out to --  
20 and when you're talking about ethnic media, little  
21 communities out here that we need to reach and who they  
22 are and what language they speak, and also establish so  
23 what's the most effective way to reach out to them and  
24 how can we do that.

25                   CHAIRMAN WARD: The order is Commissioner Yao,



1 then Commissioner Filkins Webber is next.

2 COMMISSIONER YAO: Mr. Wilcox, we needed you  
3 last December. I'm glad you're here.

4 A couple things I wanted to address.  
5 Number one is you need to publish your cell phone  
6 broadly, because reporters need answers immediately.  
7 And if they call into the number that's on the website  
8 it gets answered by a machine, and that's not  
9 communication with the media. So I know with great  
10 reluctance on this Commission about letting out our cell  
11 phone, that has been very unacceptable to the news media  
12 out there. One of the reasons I got above my share of  
13 call is, being an elected official, my number is  
14 available on the internet.

15 So that's number one.

16 Number two is, the more information that  
17 you have available, the more we can depend on it. For  
18 example, a five-minute introductory video, if such is  
19 available, then in lieu of all of us talking about where  
20 we are and so on, we can simply play that video. And if  
21 that can be made available, as well as the status of the  
22 Commission, again, if those can be made available in a  
23 video and/or on paper, then the reporters will be happy  
24 to work with those informations.

25 So it's -- communication really is -- I

1 know you understand it already but I think this is  
2 mainly for all of us -- is being able to answer people's  
3 question in real time. And as much as we'd like to say,  
4 "No comments," that by itself -- or, "I can't talk about  
5 it," that by itself is absolutely not satisfactory,  
6 especially when a newspaper want to talk about their  
7 specific region.

8                   So we just basically have to do the best  
9 we can in terms of whether we can interpret on a  
10 personal basis. I know we should never speak for the  
11 entire Commission. That absolutely is understood. But  
12 at the same time there are a lot of people out there  
13 that want a lot of information, and I'm glad you are  
14 able to fill that requirement. And I'm glad that we're  
15 moving into a proactive communication mode as compared  
16 to what we have been doing without you, which is a  
17 reactive mode. So I'm looking forward to all the  
18 enhancements that you have commented so far, and  
19 congratulations to the subcommittee for allowing us to  
20 make this big leap.

21                   CHAIRMAN WARD: Mr. Miller, did you need to --

22                   MR. MILLER: Thank you for the opportunity.  
23 Mr. Wilcox, I think you've spoken very clearly to the  
24 tasks that you'd like to undertake, but I thought just  
25 for the record it might be useful if I could try to

1 summarize and ask you to confirm if this is about right,  
2 that the purpose of the training that you anticipate is  
3 really solely for the purpose of helping commissioners  
4 to communicate to the public about how it can most  
5 effectively provide input into this process and for  
6 commissioners to speak in the most general way about the  
7 Commission's process. The training is just that. It's  
8 training; it's not decision-making. And would it be  
9 fair to say that I've kind of captured the essence of  
10 what you would like to do?

11 MR. WILCOX: Mr. Miller, yes, you have. And I  
12 think it's important to make the point that the media  
13 training is to more effectively communicate with the  
14 public, which means greater information, greater  
15 transparency to the public. It's not about  
16 decision-making; it's only about messaging and  
17 communicating and more effectively doing that.

18 MR. MILLER: And if I could just comment  
19 briefly on the statute that we're working with here,  
20 since it does give some guidance to the Commission about  
21 the nature of its communications, I think it's helpful  
22 to have in mind that it speaks not only to the risk, if  
23 you will, of an individual commissioner being portrayed  
24 as speaking for the Commission when that's not one's  
25 intention, but also it does implicate the conduct on an

1 individual basis.

2                   For example, let me just use a  
3 hypothetical. Hypothetically a commissioner might, in  
4 one of these settings, take a position about or even  
5 speak specifically to how the work is occurring in a  
6 particular district, let's say the Board of  
7 Equalization. What we would want to be cautious about  
8 is a subsequent lawsuit where as a result of those  
9 comments a case could be made that there was a  
10 predisposition to an outcome of one way or another with  
11 a particular district. And while this is probably not  
12 the time to go into this in any depth, I just think it's  
13 useful to kind of have that admonition in mind given the  
14 language that is contained in the Act.

15                   CHAIRMAN WARD: Commissioner Filkins Webber?

16                   COMMISSIONER FILKINS WEBBER: Thank you,  
17 Mr. Miller.

18                   Mr. Wilcox, I have a few questions. I  
19 certainly agree that as -- being as involved as we were,  
20 at least the first day we were so inundated with media,  
21 and I believe that we are ambassadors for this awareness  
22 campaign. So I have but a few questions in that regard.  
23 I think you had mentioned something about a five-minute  
24 overview with talking points, and you had mentioned that  
25 you were going to put together these talking points, for

1 lack of a better description, with further instructions  
2 regarding what we can discuss and what we can't discuss.  
3 Based on the comments that were added to our discussion  
4 by Mr. Miller, will you be running by those  
5 what-we-can't-discuss issues by Mr. Miller? Because one  
6 thing in particular is the broadness of 8253 and how we,  
7 quote, define redistricting matters. So I don't know  
8 where you're getting this information. Are you going to  
9 collaborate with Mr. Miller to guide us in that regard?

10 MR. WILCOX: Absolutely. I am joined at  
11 Mr. Miller's side.

12 COMMISSIONER FILKINS WEBBER: Wonderful.  
13 The other question I have, in the  
14 interest of avoiding duplication of work, you had  
15 mentioned that if any of the commissioners may be  
16 speaking to a larger group you had said something about  
17 having materials available. Now, I know that  
18 Ms. MacDonald in her educational workshops apparently  
19 has materials available, and given that if we are  
20 invited to speak at certain events are you envisioning  
21 that the Commission is having its own materials, or are  
22 you going to use some of the materials from our  
23 consultants?

24 MR. WILCOX: We're going to find every way to  
25 collaborate. And this is one of the things, that when

1 we were talking about a five-minute video and you then  
2 received a presentation yesterday from consultants about  
3 putting together a video, and that's why I'm going to be  
4 communicating with our consultants and again reiterating  
5 no duplication of resources and that when it is possible  
6 whoever is going to be putting together and then when we  
7 decide what the materials are and who is going to be  
8 producing them, that we are going to be sharing those  
9 and using those, the consultants, myself, the  
10 Commission. And so when it's determined what those  
11 materials are there's definitely going to be shared  
12 resources.

13 CHAIRMAN WARD: If I can, as a member of the  
14 subcommittee that met, just also chime in and let the  
15 legal subcommittee know that another item that was  
16 discussed was a card that each commissioner will be able  
17 to carry that literally lists the requirements from the  
18 Act, or the things that cannot be discussed, per the  
19 Act, on it, so that prior to any type of interview or  
20 discussion about -- as a member of the Commission, that  
21 they can pull that out, give a copy of that to the  
22 reporter or person of interest and right there be  
23 advised of what is absolutely off the table as far as  
24 discussion goes.

25 We use the example of in law

1 reinforcement we always had a Miranda card. You pull it  
2 out. You read it right word for word so you don't mess  
3 it up so everybody knows exactly what the process was.  
4 So the same kind of thing. We'll be putting that  
5 through the legal subcommittee as well, again, just to  
6 help us, both as media and the individual commissioner,  
7 to understand what, per the guidelines, what is and is  
8 not discussible.

9           COMMISSIONER ANCHETA: Mr. Wilcox, again I add  
10 my appreciation to what you've laid out for us, and some  
11 of the work of the subcommittee has been fantastic.

12           I did have a specific question about some  
13 of the newer media, in particular the social networking  
14 types of media. I know you mentioned Twitter, which of  
15 course is becoming increasingly used. I think it's very  
16 useful because it's largely a one-way communication.  
17 There's no sort of feedback coming on Twitter. There  
18 can be exchanges, of course. But with social networking  
19 sites like Facebook -- it's not the only one but it's  
20 certainly a large, a widely used social networking site.  
21 Certainly there's a very large audience there. It tends  
22 to be a younger audience. It's not exclusively younger.  
23 So I think it's a great way to get information out.

24           But there's also the trade-off in that  
25 there are higher expectations with these social

1 networking sites, that you are in fact interacting with  
2 whoever, whether it's a friend or whoever is actually  
3 looking at your site. There are sort of extra  
4 expectations there. And while, again, I think it's a  
5 good vehicle for getting information out to people, I  
6 want to be clear that if we're going to pursue that  
7 route that the ability to respond or to limit what we're  
8 going to be able to respond to is matching our  
9 resources.

10 MR. WILCOX: Excellent point,  
11 Commissioner Ancheta. And from our discussion with the  
12 subcommittee is that when we were talking about the  
13 existing -- the Twitter feed and our website and  
14 retooling, that these are the beginning steps. Because  
15 I know that the subcommittee, if we're going to be doing  
16 these things, that we're managing them and that we're  
17 keeping up with whatever the demand is and also with the  
18 real time information, and that the next step, if we do  
19 talk about other social networking and other ways to  
20 communicate and to receive feedback, that when we enter  
21 into those decisions that we are maintaining them.  
22 Because the worst thing that we can do, as you were  
23 saying, is open up to feedback and not being able to  
24 keep up with that.

25 So it's a process. These are the things



1 that will be happening in the next two weeks, and then  
2 when I come back before you in ten days we'll talk about  
3 where we go from there. But I appreciate those remarks.

4 And also if I could just respond to  
5 Commissioner Yao and your great point about making sure  
6 that the media can find me and what we're doing with the  
7 retooling of the existing website. I'll make sure that  
8 my number is on there, and I will be communicating  
9 personally with my contacts of over a hundred personal  
10 media relationships. But also if you call my office  
11 phone now you will get, also on that recording, my cell  
12 phone, and it says that if you're the media on deadline,  
13 you need to reach me, this is my -- and it's my personal  
14 cell phone, and that's the number. Because of course we  
15 don't have Blackberries or cell phones through the  
16 Commission as of yet. And I will find ways to make sure  
17 that I am easily accessible.

18 CHAIRMAN WARD: Commissioner Yao?

19 COMMISSIONER YAO: Is your contact information  
20 available on the web today?

21 MR. WILCOX: I'm not sure that it is but it  
22 will be Monday.

23 CHAIRMAN WARD: Commissioner Raya?

24 COMMISSIONER RAYA: I have one question that I  
25 didn't ask in the subcommittee regarding the database

1 that you talked about purchasing. Is that -- well, I  
2 guess my question really is how often it's updated or  
3 how up to date the database is that you're going to get.

4 MR. WILCOX: Absolutely. And in looking at  
5 the -- and I know this was used yesterday when we were  
6 talking about a small community that offers a certain  
7 service. There's a very small community that offers  
8 very real and up to date. And that's why. It's a  
9 software that is updated. Because I can tell you from  
10 experience, and especially with the changing media and  
11 shrinking budgets, that people are moving around  
12 constantly, so we have to stay on top of that. And this  
13 will be something that's very up to date and changed on  
14 a regular basis.

15 COMMISSIONER BLANCO: I had a question. As  
16 part of getting out to the public and letting the public  
17 know the business of the Commission and making us a very  
18 public body, do you see the work also, your work also as  
19 we hold these public meetings, either the educational  
20 ones or later on the input meetings, that your office  
21 will be helping us let people in those areas know about  
22 the meetings so that we get as maximum attendance? Is  
23 that partly the thinking?

24 MR. WILCOX: Absolutely.

25 COMMISSIONER BLANCO: Okay.

1 MR. WILCOX: And I think that it was mentioned  
2 by the consultants yesterday that I will be the  
3 principal person that will be coordinating the media  
4 outreach. Because that's a key part of our  
5 communication strategy, is the education component and  
6 the input meetings and get getting the word out on that.

7 CHAIRMAN WARD: Commissioner Parvenu?

8 COMMISSIONER PARVENU: A quick question to the  
9 committee. I know Chairman Ward is one of the members,  
10 and I know you are, Commissioner Dai. Who are the  
11 others?

12 COMMISSIONER DAI: Commissioner Forbes and  
13 Commissioner Raya.

14 COMMISSIONER PARVENU: Okay. But to  
15 Mr. Wilcox, you certainly have a great deal of work on  
16 your plate over the next few days, couple of weeks. My  
17 question ties in with Commissioner Blanco's. As you  
18 know, we have our meeting scheduled for the 26th, and I  
19 know although we're targeting that towards statewide  
20 organizations and larger groups of interest, but also I  
21 envision that being open to the public. And there needs  
22 to be some -- I won't say needs to be. Perhaps we  
23 should try to get some community involvement and other  
24 participants from the general public as well. With  
25 everything else that you're involved with over the next

1 two weeks, what are we doing specifically to attract the  
2 public to that meeting on the 26th with the resources  
3 that we now have which now I understand are quite  
4 limited. In terms of advertising, marketing, those type  
5 of expensive, relatively expensive approaches, what are  
6 we doing with the grass roots resources we have?

7 MR. WILCOX: It would be through relationships  
8 with the free media. And of course, being in Sacramento  
9 and working there and working with the key media in that  
10 area, we're very well plugged in. And I wouldn't say  
11 our approach is going to be limited in any way with that  
12 core media group. But I would like to understand,  
13 because I think I have heard a couple of different  
14 things about that meeting on the 26th in that is it a  
15 meeting to receive input from the public, as I  
16 understand it, that they're going to be invited,  
17 outreach groups, so I'd like to understand what it is  
18 that we will be publicizing.

19 COMMISSIONER GALAMBOS MALLOY: Great. And I  
20 think this is also where our interagency contract with  
21 CCP will come into play because of their experience  
22 having worked on the census. So as we've advertised --  
23 this is all available online on the agenda for our late  
24 February meeting in Sacramento -- the objective of this  
25 session is to give the commissioners a general

1 understanding of the redistricting education and  
2 outreach done by citizen-based organizations and groups  
3 statewide and the plans of those entities for additional  
4 outreach in the future.

5           The goal of this session is not to  
6 receive formal community-of-interest testimony.

7 However, as with any open session that we have as a  
8 Commission, we have to be aware that the public is open  
9 to submit whatever they'd like to submit at that time.  
10 However, given we don't have our technical team on  
11 board, what will fall to staff to do would be to flag  
12 where there are those type of detailed testimony  
13 provided so we can loop back to that at a time when  
14 we're actually set up to integrate that information with  
15 all the rest of the technical data.

16           This event on the 26th, this outreach  
17 event was one of the recommendations that we received  
18 from our consultants in regards to in each of the three  
19 phases of our work together that we would do one  
20 statewide hearing and that it would be, again, focusing  
21 on these more statewide issues, and it would be an  
22 opportunity for groups to actually call ahead or email  
23 ahead to schedule an opportunity to make a formal  
24 presentation to the Commission. There will also be time  
25 for the public, any interested party, individual to come

1 and make comment as well.

2 MR. WILCOX: Thank you.

3 COMMISSIONER GALAMBOS MALLOY: I think as we  
4 get closer to that date, as we begin to get -- I know  
5 that some groups have already expressed interest --  
6 we'll be able to make a rough guess of how many groups  
7 are going to present, therefore how we block the days,  
8 how much time each group will have to present and  
9 therefore how much time the public will have.

10 But I will have it noted, too, we have  
11 this meeting scheduled on February 26th, but we also  
12 have February 27th, which is a Sunday, blocked as a  
13 continuation, depending on how much interest there is,  
14 so that way we can accommodate the public.

15 CHAIRMAN WARD: Commissioner Dai?

16 COMMISSIONER DAI: Yeah, I was going to add,  
17 just as a reminder to the public and to the Commission,  
18 that as part of the proposal that we accepted from CCP  
19 that they were going to do the initial outreach to the  
20 community-based organizations and Redistricting  
21 California and all that, so it will give Mr. Wilcox a  
22 little bit of breathing room.

23 CHAIRMAN WARD: At this time I'd like to  
24 address the Commission. In our attempts to try to wrap  
25 up by 12:00, it doesn't look like we're going to exactly

1 meet that. I'd like to propose that we don't break for  
2 the scheduled 12:00 noon lunch break and we continue on  
3 with business in an effort to close the afternoon out a  
4 little early. Are we good with that?

5 Okay. Then let's move forward at this  
6 time.

7 MR. MILLER: There was one request from a  
8 member of the public to speak to this issue.

9 CHAIRMAN WARD: Absolutely. The floor is  
10 yours.

11 AUDIENCE MEMBER: Bill Robinson from West  
12 Covina, California. I'm not a big fan of action-only  
13 minutes, but I notice you have a detailed transcript  
14 going on here. And as a basis for your media discussion  
15 I think that maybe you could take this record and  
16 produce a synopsis of reasonable length and use that as  
17 a basis of your communication with the media. If you  
18 could turn it around in 24 hours and -- instead of  
19 relying on each of the fourteen of you to produce their  
20 own version in their own mind, you can let the official  
21 or semi-official record act as a vehicle for the, and  
22 the basis of your discussion with the media on the  
23 ongoing Commission business. These are fairly open  
24 discussions, and I think this semi-official record --  
25 there's things called information clouds and fact clouds

1 where you can rapidly turn around a summary of your  
2 business and use that as a basis of your discussion with  
3 the media. And I think the legal consequences, because  
4 it's a record that's produced by the whole Commission,  
5 are probably less than if each person tries to do their  
6 own spin. Thank you.

7 CHAIRMAN WARD: Thank you.

8 Is the advice of staff, did we have  
9 several members of the public that wanted to address the  
10 Commission at this time?

11 MR. MILLER: I just received one note with a  
12 request. I was conveying that. There may be others who  
13 wish to speak.

14 CHAIRMAN WARD: Okay. Very good. We'll go  
15 ahead and take public comment at this time specifically  
16 regarding the communications outreach subcommittee.

17 AUDIENCE MEMBER: I want to speak on another  
18 subject. Will there be a separate comment period later?

19 CHAIRMAN WARD: Yes, sir. Thank you so much.  
20 Yes, the general public comments are available at the  
21 beginning and end of each session. And let me just  
22 explain. The only reason we don't open it up to the  
23 floor throughout the process and after each topic is  
24 because as the crowd continues to grow and grow it would  
25 literally make it impossible to get through the day. So



1 we have blocks of time scheduled in the morning before  
2 we even start to --

3 AUDIENCE MEMBER: I just wanted to be sure  
4 that I was going to be able to speak again.

5 CHAIRMAN WARD: We want to hear from you, yes,  
6 sir, absolutely. It's just a precedent we don't want to  
7 set of opening the mike each time, because then we would  
8 literally never get business done. But we can't wait to  
9 hear from you, sir. Thank you.

10 Okay, let's go ahead and move forward to  
11 the budget committee, please.

12 Commissioner Dai, again?

13 COMMISSIONER DAI: Apparently I got  
14 volunteered to do this one, too.

15 CHAIRMAN WARD: Lucky us.

16 COMMISSIONER DAI: Let me bring up my notes  
17 here. So this is the report from the finance and  
18 administration advisory committee. We started our  
19 meeting with a quick discussion on check-in about our  
20 charter, and we really see ourselves as kind of the  
21 business management committee for the Commission, and  
22 our job is to ensure that the Commission has adequate  
23 resources, both financial, personnel, and other.

24 So in terms of actual business, a lot of  
25 this information has already been shared with the full

1 Commission through our executive director's report, so  
2 just a couple of highlights. One of the things that  
3 became clear is that we are under a pretty tight  
4 deadline to put a proposed budget together so that we  
5 can release the budget augmentation from the legislature  
6 and also request any additional funds that we may need.  
7 It was noted that obviously this depends on the work of  
8 several other advisory committees, so our ability to  
9 pull that together is limited until we have reasonable  
10 budget assumptions. We have actually received quite a  
11 bit of information now from both the technical and  
12 outreach advisory committees.

13           So the staff is working very hard on this  
14 to try to pull estimates together, estimates of what  
15 some of our expert consultants are going to cost, for  
16 example, the Voting Rights Act attorney. You know,  
17 there have already been estimates put together on IT  
18 services and other contracted services, and now we have  
19 some estimates from the outreach committee as well. So  
20 all of these are going to be pulled together.

21           As you might guess, that number is going  
22 to exceed the budget that we've been allocated, so we  
23 will be going to the legislature to ask for more money.  
24 We just need to put a solid plan together so that it's  
25 something that's very defensible, that we can go with a

1 very solid "ask." Mr. Claypool is working very hard on  
2 that. There was actually a deadline from the Department  
3 of Finance to make that request that we have received an  
4 extension on, for obvious reasons. We need to pull that  
5 information and have it be solid as possible before we  
6 submit that.

7 One thing I'd like to note for the public  
8 and for the Commission is that our work is going to fall  
9 into two fiscal years. So there will be a request, and  
10 if we don't get the full request it would be the  
11 opportunity to make a request for the next fiscal year.  
12 So that's something that Mr. Claypool will be looking at  
13 as well.

14 Another big part of the discussion, which  
15 most of the Commission is already aware of, is the fact  
16 that Mr. Claypool still has not received his delegated  
17 authority from the Department of General Services,  
18 leaving us with \$100 to our name. So that is being  
19 addressed as much as we can through staff. And we did  
20 make the suggestion that a letter from the Commission go  
21 to the Governor, if necessary. We have now, since then,  
22 received clarity that the holdup is actually the hire of  
23 the budget officer, and I believe we removed one of  
24 those roadblocks for Mr. Claypool in increasing the  
25 salary range for that, and so perhaps that might be

1 resolved on its own soon. If not, we stand ready to  
2 send a letter to the Governor to ask for intervention.  
3 And we agreed that our incoming chair,  
4 Commissioner Galambos Malloy, would be the appropriate  
5 signatory for that letter as needed.

6           And then finally another big part was  
7 discussion about the fact that this advisory committee  
8 is the closest thing we have to an HR department, so we  
9 wanted to set up a protocol and process to provide  
10 formal feedback to our executive director. There are a  
11 lot of balls in the air. We have to make decisions  
12 quickly, and a lot of stuff happens in between our  
13 meetings. And so we actually checked with Mr. Miller on  
14 whether we could go into closed session so that we could  
15 provide that feedback to Mr. Claypool, and he advised us  
16 that that was certainly within our rights as an advisory  
17 committee.

18           So one of the things that I just want to  
19 throw out to the Commission as a whole, you know,  
20 whether this is something that everyone is comfortable  
21 with, that the three of us who are on this committee --  
22 and that would be Commissioner Galambos Malloy,  
23 Commissioner Yao and myself, be kind of the formal  
24 conduit for any regular feedback for the executive  
25 director so that we can continue to be a lean and

1 efficient machine and do any of course corrections as  
2 necessary. So that's something I'd like everyone to  
3 think about.

4 Commissioner Yao pointed out that if the  
5 advisory committee goes into closed session, then  
6 actually technically we can't discuss anything that we  
7 talked about to other commissioners either. So that's  
8 something to consider. The alternative is to do  
9 feedback in a closed session of the entire Commission,  
10 which can be little bit unwieldy, perhaps. So if you  
11 feel comfortable funneling feedback to a member of the  
12 finance and administration committee and we can continue  
13 to provide that function on behalf of the Commission,  
14 hopefully that's okay. But I'd love to hear some  
15 feedback on that one point.

16 Then just a couple of other things that  
17 we took on. One is that we would like to have regular  
18 discussions about our burn rate, and that's something  
19 that the finance and administration advisory committee  
20 will look at every time that we meet. Right now we know  
21 it's under \$100, so there was not a lot of discussion  
22 after that. But moving forward we're going to be  
23 spending large sums of money and we want to make sure  
24 that we're within our budget when that's finally  
25 submitted. So that's something that we will take on.

1                   The other thing that we'll look at is  
2 looking at also commissioner per diems. You know, staff  
3 will continue to manage that and make sure that each  
4 commissioner gets paid the per diem. But it is  
5 something we want to keep an eye on. That is  
6 information that is available to the public, and we  
7 would just like to make sure that staff is not in an  
8 uncomfortable position of managing us, so that we are  
9 managing ourselves on our own expense to this entire  
10 effort.

11                   Commissioner Yao,  
12 Commissioner Galambos Malloy, do you have anything to  
13 add to this?

14                   COMMISSIONER YAO: We really are in a very  
15 early stage of the game in terms of managing the budget.  
16 As you have all seen, we just got the first cut of the  
17 schedule today, and if you were here over the last  
18 couple days we got input as to what each of the  
19 subcommittee is thinking of, and also starting to get  
20 input from the contractors who the proposal is to, how  
21 much the outreach activity is going to be costing.

22                   So even though we have a total budget in  
23 our name of approximately two and a half million  
24 dollars, the simple fact is we don't even know how much  
25 we have spent because we don't have a budget officer in

1 place at this point in time. So that by itself is  
2 problematic, and hopefully by the next time we meet that  
3 problem will be solved.

4           And I want to reemphasize the fact that  
5 when we want to go out there for as little as buying  
6 Microsoft Word software for staff to put it on the  
7 computer, we have not been able to do that because it  
8 has to go through that State procurement process before  
9 we can spend that money. That two and a half million  
10 dollars, even though it's in our name, we have not been  
11 able to write checks to make those procurements. And  
12 we're struggling to work with the State system to make  
13 that all happen.

14           So these are all part of the start-up  
15 issues that we have. And as much as all of us want to  
16 define the budget, define a budget plan, define the burn  
17 rate, define all these things, we are really struggling  
18 to make it happen. So we do understand the requirement  
19 and we are proceeding to make that happen as soon as  
20 possible.

21           CHAIRMAN WARD: Thank you.

22           Commissioner Barabba?

23           COMMISSIONER BARABBA: Yes. Relative to the  
24 question raised about going into the private session, in  
25 the spirit of all the discussions we've had for the last

1 several days, I have every confidence that you'll know  
2 when to bring it to the full Commission for a private  
3 session. But on some of these matters I know it's just  
4 so important that we get the decision made, so I'm quite  
5 comfortable in acknowledging your desire to have closed  
6 meetings when appropriate.

7 CHAIRMAN WARD: Commissioner Galambos Malloy?

8 COMMISSIONER GALAMBOS MALLOY: Thank you.

9 Thank you for your summary. Very excellent there.

10 Two things I would add. One is just an  
11 expansion on the thought behind our putting in this  
12 letter to the Governor's office a request essentially  
13 for them to intervene on our behalf regarding  
14 Mr. Claypool's delegated authority. We will be working  
15 to draft that letter ASAP, I'm assuming on Monday.  
16 There may be some communication that needs to happen  
17 even beyond that letter, potentially myself as acting  
18 chair going to the Governor's office with Mr. Claypool,  
19 making a phone call, whatever that is, and I just wanted  
20 to put that out so the Commission is aware of that.  
21 Many other State agencies have been involved and asked  
22 to intervene on our behalf to no avail, and so we really  
23 want to give it this final push to see if we're able to  
24 get some traction with the Governor's officer.

25 The second point I'd like to loop back to



1 was regarding how we can -- as much as we established a  
2 process regarding how we create the agendas for any  
3 given Commission meeting, how we can create a process  
4 for moving any financial considerations that are  
5 bubbling up from the other advisory committees and  
6 direct them so that the finance and administration  
7 committee, so that it's not the first time at our full  
8 Commission meeting when we hear the report out that  
9 we're able to deal with some of these considerations.  
10 So this is something that occurred to me after we had  
11 already had our advisory committee meeting.

12 My question is whether it would be  
13 reasonable to ask the other advisory committees, say, 24  
14 hours before we have our official subcommittee days if  
15 you could flag any pending questions, issues related to  
16 finance and administration to one of either myself,  
17 Commissioner Dai, or Commissioner Yao. That would be  
18 much appreciated and enable us to move forward on our  
19 advisory committee much more efficiently.

20 CHAIRMAN WARD: Jodie, I've got you on radar.  
21 Can I pass this to Kirk for a response, please.

22 MR. MILLER: Members can communicate with one  
23 another but must be mindful of the rather strict  
24 restrictions on that. If one member of a subcommittee  
25 wishes to pose a question to another subcommittee member

1 to ask them to focus on a particular issue, they can do  
2 that. What is not provided, however, is if it becomes  
3 more commissioners than that being involved in the  
4 process. For example, if two committee members, two  
5 from each of two committees were to meet for that  
6 purpose, that potentially creates another advisory  
7 committee. That makes it what we call a slippery slope.  
8 So such communications are best limited to one to one  
9 and then that subject matter brought to the public  
10 meetings so that any of those discussions are made  
11 available to the public.

12 CHAIRMAN WARD: So at this time the  
13 recommendation from the budget subcommittee on how to  
14 accumulate budget data from the other subcommittees  
15 passes your review.

16 MR. MILLER: I'm not sure I understand the  
17 exact proposal. If one person wishes to speak to  
18 another to inform of issues that are important and want  
19 them to be discussed and are otherwise properly  
20 agendized, that package is satisfactory.

21 COMMISSIONER GALAMBOS MALLOY: So let me  
22 clarify. I think much in the spirit as how we are  
23 trying to both provide the public with adequate two  
24 weeks' notice on what our agendas will be and then also  
25 expand in a much greater level of detail as we get

1 closer to the meeting and have more information on how  
2 those agenda items will be fleshed out, that's the  
3 spirit in which I'm making this suggestion. So, for  
4 example, our finance and administration advisory  
5 committee, we currently have a standing objective, going  
6 into our next meeting, which includes budget and budget  
7 augmentation, staffing and personnel, information  
8 technology, facilities, and management of personnel and  
9 equipment contracts.

10 So if any member of the other advisory  
11 committees has a more detailed -- within those agenda  
12 items we have any sort of detailed considerations, that  
13 they can put those to either Commissioner Yao, myself,  
14 or Commissioner Dai, and then we can bring that to the  
15 full advisory committee in our open session when we meet  
16 preceding our normal business meetings.

17 MR. MILLER: The Act requires that the public  
18 be reasonably informed of the subject matter that's to  
19 be discussed at the meeting. So if you have, for  
20 example, scheduled a discussion of the budget and  
21 there's a particular budget item that properly falls  
22 under that category, I think you've complied with the  
23 Act.

24 COMMISSIONER GALAMBOS MALLOY: Thank you. And  
25 if there are ever things that are brought to us that do

1 not fit within our published agenda, we will note those  
2 for a future meeting.

3 COMMISSIONER DAI: So I just wanted to follow  
4 up on Commissioner DiGuilio's suggestion, which is that  
5 each of the other committees pick one of us as a liaison  
6 so that we don't get into any potential violations.  
7 Because the finance and administration committee is only  
8 three people, so two of us is already a majority. So  
9 maybe -- I think that was a good suggestion. So someone  
10 from outreach should contact one of -- you know, so I  
11 wonder if we want to just assign a representative of the  
12 finance and administration committee to be the liaison  
13 to each of the other committees.

14 COMMISSIONER FILKINS WEBBER: Who is it?

15 COMMISSIONER DAI: Well, that's what I'm  
16 saying. So you can pick one of us and we can spread  
17 this around.

18 CHAIRMAN WARD: Can the subcommittee make that  
19 recommendation and then just forward it to the rest of  
20 the Commission?

21 COMMISSIONER DAI: Yes.

22 CHAIRMAN WARD: Commissioner Filkins Webber?

23 COMMISSIONER FILKINS WEBBER: Two questions.  
24 The only reason I suggest the possibility of somebody  
25 volunteering is that it sounds as if we're going to be

1 discussing this budget for CCP. I think you might need  
2 that information right away, and with the information we  
3 might have from legal for VR retainer, or  
4 Voting Rights Act attorneys. Can you designate somebody  
5 now? And I don't know that it necessarily should be  
6 rotating, because if we need to have an immediate  
7 communication.

8 COMMISSIONER DAI: Yes. No, we'll figure it  
9 out.

10 COMMISSIONER FILKINS WEBBER: Okay.

11 The other question that I had, you had  
12 mentioned -- and now that I noticed the full title of  
13 your subcommittee is finance and administration, you had  
14 said that you had discussed HR protocol. Did you come  
15 up with a protocol or was it just something that you had  
16 addressed in your subcommittee?

17 COMMISSIONER DAI: So the protocol I  
18 suggested, which Mr. Barabba had concurred --

19 COMMISSIONER FILKINS WEBBER: Oh, see. Okay,  
20 I understand.

21 COMMISSIONER DAI: -- was that we be the  
22 conduit. So if you have feedback -- first of all, any  
23 one of us can call any staff member for any reason, as I  
24 understand it, Mr. Miller. So I mean if you have  
25 immediate feedback, you know, don't go through us. But

1 if it's something that -- you know, we don't want to  
2 have -- you know, some reasoned thought process or, you  
3 know, if it's something that you think is a pattern,  
4 then that's something that you would want to probably  
5 run through to us.

6 COMMISSIONER FILKINS WEBBER: Then, to be in  
7 compliance with the law, I would assume that the single  
8 liaison that will be designated for that committee would  
9 be the appropriate person for personnel, and obviously  
10 if it rises to a level that needs immediate  
11 administrative attention. Thank you.

12 CHAIRMAN WARD: Commissioner Raya?

13 COMMISSIONER RAYA: I would like to thank the  
14 finance and admin committee for raising this issue about  
15 a way to relate the activities of each committee,  
16 because that was something that I think has been  
17 frustrating. We've been hypervigilant about complying  
18 with Bagley-Keene to the point where, you know,  
19 sometimes I think all we talk about is what we're having  
20 for our next meal. So I'm just glad to know that we  
21 have some system defined where we can have that  
22 inter-related communication, and I think it will make  
23 our committees more effective.

24 My second point is, can we agree on a  
25 uniform title or name for these? We have variously been

1 committees, subcommittees, and advisory committees, and  
2 I don't know which of those -- but I think we should  
3 stick to that so it's clear to the public, when we're  
4 referring to them, who is actually taking action.

5 CHAIRMAN WARD: I think that's a fantastic  
6 question and I think it's one we need to address. We're  
7 going to do, just like yesterday, a little hot wash on  
8 the -- we did the subcommittee process yesterday and  
9 we'll do the reporting process today, and maybe we can  
10 firm all of those up at that time if that's okay with  
11 you, Commissioner Raya.

12 Anything else from the subcommittee?

13 Commissioner Blanco?

14 COMMISSIONER BLANCO: If we're done with the  
15 report from the meeting, I had something that I think  
16 falls under the finance section of the agenda.

17 CHAIRMAN WARD: Sure.

18 COMMISSIONER BLANCO: And I did talk to the  
19 Chair about this, the member of the advisory committee.

20 I was very concerned yesterday when Karin  
21 Mac Donald brought up the issue that the legislative  
22 funding for the Statewide Database, which is located at  
23 UC Berkeley and which is really -- it's located there  
24 but it was actually set up by the legislature -- it gets  
25 funded by the legislature specifically to serve the

1 purpose of redistricting every ten years. And in fact  
2 members of the public can use it. It's not a Berkeley  
3 database. It's the legislature's database for us to be  
4 able to do the work that we're doing and for the public  
5 to be able to participate in the redistricting process.  
6 I was very concerned to hear that the University of  
7 California office of the president had actually taken  
8 that line item, that budget, and appropriated it for the  
9 office of the president of UC and that the  
10 Statewide Database has no money with which to do its  
11 work, which is our work, and which is going to really  
12 affect our ability to do what we have to do. If they do  
13 not have the funding, they literally will not be able  
14 to -- Karin in her capacity to make those, that data  
15 available and do all the technical work that they do  
16 with that database, she's funded through that as  
17 director of the Statewide Database.

18 So I know this is -- we're already doing  
19 a letter to the Governor trying to get him to help us  
20 get the money from the legislature. I would like to  
21 suggest that we also send a letter to the university of  
22 the office of the president, UC president, indicating  
23 that this is not an appropriate -- that these funds  
24 belong to the State, to the public, to the  
25 Statewide Database, and not to the



1 University of California office of the president, and  
2 that we need it in order to do the business of the  
3 Commission, and try and get that money back to where it  
4 belongs.

5                   Now, I know that we need to, you know,  
6 tie up the loose ends, find out exactly what happened,  
7 where it is, and, you know, look at the legislative  
8 language for when the budget was set up. But they have  
9 every year -- I know this and I think Commission Barabba  
10 does, too. Every year the Legislature releases a  
11 certain amount of money to the Statewide Database so  
12 that they can keep augmenting it with the different  
13 data. Now they have to input the census data into that,  
14 and they don't have the money because of this decision  
15 the office of the UC president has made.

16                   So I'd like to move that we -- well, I'd  
17 like to move that we communicate, we can discuss the  
18 form, but that we communicate the urgency of releasing  
19 that money to the Statewide Database, the Legislature's  
20 money to the Statewide Database, to the office of the  
21 president of UC.

22                   CHAIRMAN WARD: Commissioner Filkins Webber?

23                   COMMISSIONER FILKINS WEBBER: Well, there's a  
24 motion on the floor. I don't know if anybody is going  
25 to second it. No.

1                   COMMISSIONER BARABBA: Before the motion is  
2 put in place you might want to get a report from the  
3 executive director as to the status of what currently is  
4 going on.

5                   CHAIRMAN WARD: Mr. Claypool?

6                   MR. CLAYPOOL: Thank you.

7                   Commissioner Blanco, in speaking with  
8 Karin, I believe that that issue has been resolved, that  
9 there was a resolution insofar as the transfer of the  
10 funds and that the legislature, actually speaker's  
11 office, had stepped in and had a conversation. I need  
12 to verify that. It was my understanding that that's the  
13 case and, with your permission, I'd like to get back to  
14 you to get verification on that.

15                   But at this point I think the only  
16 concern after that for Ms. MacDonald was that the issue  
17 of actually contracting through was -- with UC was an  
18 issue just because of the way they structure the  
19 contracts and so forth and add on overhead. But as far  
20 as the actual transfer of the monies, it was my  
21 understanding that there was a resolution just recently.  
22 But I'll verify that.

23                   COMMISSIONER BLANCO: Please. Because I know  
24 the other contracting issues with UC that she raised,  
25 but it seemed to me she had raised both issues. And

1 unless something got resolved yesterday after the  
2 meeting, she appeared to believe it was still a problem  
3 as of last evening.

4 MR. CLAYPOOL: Okay, and so I need to verify  
5 that. I can only say that, in speaking with a member of  
6 the speaker's office, when they were referring to the  
7 database they had indicated that there was going to be  
8 an immediate resolution before we came, and then when I  
9 spoke with Karin that was my understanding as well.  
10 But, with your permission, I'll report back to both  
11 Commissioner Galambos Malloy and Commissioner Filkins  
12 Webber, as our next Chair and Vice Chair, and I will  
13 ensure that you're cc'd on that conversation as well.

14 CHAIRMAN WARD: Commission, we're receiving  
15 hate mail at this point, not having a bio break. So  
16 we're going to go ahead and take a five-minute bio break  
17 and be back in five minutes.

18 COMMISSIONER ONTAI: Let me ask one more  
19 question first. Dan, when you make an inquiry could you  
20 also find out if that amount of money is part of that  
21 two and a half million dollars or is that outside of our  
22 budget?

23 MR. CLAYPOOL: No, I can assure you that that  
24 money that's transferred to the Statewide Database, as  
25 Commissioner Blanco had stated, is transferred every

1 year. It's a stipend for that. That's their  
2 responsibility under the requirement to provide the  
3 Statewide Database to us. That's not in our budget.

4 (Recess from 12:08 p.m. to 12:21  
5 p.m.)

6 CHAIRMAN WARD: Okay, let's take our seats and  
7 get back to business.

8 I'd like to just make a quick statement  
9 for the public. We're pushing forward as fast as we  
10 can, and pursuant to Bagley-Keene we're anxious to open  
11 up the microphone for public comment. We're anxious and  
12 excited to receive your feedback. I made a mistake in  
13 protocol and opened it up earlier, and my apologies for  
14 that. But the protocol as lined out by Bagley-Keene and  
15 Robert's Rules of Order require that we open up that  
16 microphone at the beginning and the end of each session,  
17 so hopefully that will be forthcoming relatively  
18 quickly. We'll do our best.

19 At this time we left off with the budget  
20 advisory committee, and we want to see if there's  
21 anything left for that.

22 COMMISSIONER BLANCO: Mr. Chair, I had made a  
23 motion about a letter to the office of the president of  
24 UC. I'm going to withdraw that motion. I think  
25 Mr. Claypool is going to check to see what the status

1 is, and then we can proceed after that.

2 COMMISSIONER FILKINS WEBBER: I had one  
3 further comment on that issue before we took our break,  
4 because I do feel it is absolutely necessary for the  
5 public record as well as giving due consideration to our  
6 budgetary concerns. But pursuant to Government Code  
7 Section 8253, subsection B, it specifically mandates  
8 that the legislature shall take all steps necessary to  
9 ensure that a complete and accurate computerized  
10 database is available for redistricting.

11 So, if anything, I would have cautioned  
12 against the motion that was considered for the floor  
13 about going to the office of the president or the  
14 regents, because I feel that the mandate under the  
15 Voters First Act is that the legislature shall take all  
16 steps necessary, quote unquote. And if that means any  
17 other legal action to force the regents, or the office  
18 of the president to make the Statewide Database  
19 available, it would be the legislature to do so. And I  
20 just want to make that for the record.

21 MR. CLAYPOOL: And I'd like to say that  
22 that's -- in the two meetings I've had with  
23 representatives of the legislature who came over to  
24 discuss specifically the Statewide Database as well as  
25 provision of software to the public for education, that

1 they were very aware of the situation in Berkeley and  
2 stated that they were working on it and were aware of  
3 their responsibilities to provide the software databases  
4 to the public.

5 COMMISSIONER FILKINS WEBBER: Wonderful.

6 COMMISSIONER GALAMBOS MALLOY: So following up  
7 on our previous conversation over the break, we did  
8 assign, between each of the advisory committees, a  
9 liaison to the finance and administration advisory  
10 committee, so they are as follows:

11 Commissioner Aguirre will be liaising  
12 with myself, Commissioner Galambos Malloy.

13 Commissioner Dai will be liaising with

14 Commissioner Dai on the public information topics.

15 Commissioner Filkins Webber will also be liaising with

16 Commissioner Dai so she doesn't go too crazy on her own

17 over there. And Commissioner DiGuilio will be

18 liaising with Commissioner Yao.

19 So what I will do, following up from this

20 meeting, is to update our subcommittee roster so that

21 it's clear, not just the membership on each of the --

22 excuse me, the terminology "the advisory committee

23 roster" -- so that it's up to date and that it also

24 reflects the liaisons to the finance and administration

25 advisory committee.

1                   The final point, which was much more  
2 minor, where we did give some feedback to Mr. Claypool,  
3 was that we requested, given how fast things are moving,  
4 that on the weeks where our Commission is not meeting  
5 that he could provide -- to err on the side of more  
6 communication rather than less with the rest of the  
7 Commission. And so where there might be items of  
8 interest, much as -- the type of things he talks about  
9 in his executive director's report, for example, our  
10 business cards are ready on X day, or the Blackberries,  
11 that type of thing, that he will be making an effort to  
12 just send out little regular updates or communications  
13 to the commissioners in between our open sessions.

14                   MR. CLAYPOOL: Absolutely. And that was what  
15 we discussed. And as we started up there was a lot to  
16 do, and so we forgot at the office that we needed to  
17 tell the bosses what we were doing. And so we have  
18 every intention from this point to keep you informed.

19                   I'd also like to note that I just  
20 received a message that the issue with UC Berkeley has  
21 been resolved for the current budget year, that  
22 according at the legislature they do not believe funding  
23 will be a barrier to the ability to deliver the database  
24 on time or ahead of time to the Commission.

25                   COMMISSIONER GALAMBOS MALLOY: Thank you.

1 CHAIRMAN WARD: Any other items from the  
2 budget advisory committee, budget and administration?

3 COMMISSIONER DAI: Just that it's called the  
4 finance and administration advisory committee.

5 CHAIRMAN WARD: Finance and administration  
6 advisory committee, very good. Okay, great.

7 Let's move forward at this time to the  
8 next item, is the schedule for March. Vice Chairman,  
9 you had some comments on that, correct?

10 COMMISSIONER GALAMBOS MALLOY: Yes, I do.  
11 After reviewing the schedule online, and also trying to  
12 anticipate that at some point in March we are going to  
13 begin these educational meetings, the jury is still out  
14 on exactly what those meetings will look like, when  
15 they'll be scheduled, how many commissioners we'll want  
16 to have at each of those meetings.

17 I have a recommendation on when we would  
18 schedule our next business meeting for. In looking at  
19 the calendar during this session we have talked about  
20 the idea of holding a one-day or partial-day meeting on  
21 the 4th, which would be focused on the legal  
22 subcommittee, the legal advisory committee, and there  
23 may be also need to have some feedback regarding  
24 responses to the RFP that we'll be putting out for  
25 outreach and for our technical consultants and for input



1 hearings. With that in mind, we will be meeting the  
2 last week of February from the 23rd for our advisory  
3 committees; the 24th and 5th for our normal, full, open  
4 session business meeting; the 26th where we'll be having  
5 our first statewide educational input hearing; and  
6 potentially the 27th depending on demand for that  
7 meeting which will be starting on the 26th. March 4th,  
8 I'll kind of leave that. We still have some time to  
9 notice whether or not that will happen, but it will be  
10 very specifically focused around those two items if it  
11 does occur.

12 With that, I'd recommend our next general  
13 open session to take place starting March 10th, which is  
14 a Thursday, that we would have the 10th through the 13th  
15 reserved for our next full open session business  
16 meeting, knowing that we may be able to release some of  
17 those dates as the dates grow closer.

18 COMMISSIONER FILKINS WEBBER: Were you  
19 considering that Thursday, the 10th, would be our  
20 customary advisory committee meetings?

21 COMMISSIONER GALAMBOS MALLOY: Yes, that is my  
22 intention. And the reason for that is, when you look at  
23 the calendar, we have three commissioners on the 9th who  
24 would not be able to participate. So the dates I'm  
25 suggesting reflect the most commissioner participation

1 possible. When we look at Friday, the 11th, we have  
2 full commissioner availability, which is ideal for  
3 taking up many of the decisions we'll have to deal with.

4 COMMISSIONER DAI: Commissioner  
5 Galambos Malloy, I have a question. For the session on  
6 the 4th, which we understand may or may not happen, is  
7 that the intention just for the legal subcommittee to  
8 meet, or should other Commission members be available?  
9 Because they will not be able to take action unless I  
10 think we have a supermajority, potentially.

11 COMMISSIONER GALAMBOS MALLOY: Let me defer to  
12 someone from the legal advisory.

13 COMMISSIONER FILKINS WEBBER: I need to take a  
14 look at the dates, but our intention was, through  
15 Mr. Miller and the communications that were going to go  
16 on between Commissioner Blanco and Commissioner Ancheta  
17 coordinating, we were just going to get back together,  
18 as I understood it, to discuss the potential for  
19 Voting Rights counsel and what type of response that we  
20 have received and how we were going to present it. And,  
21 again, so it was solely intended to be a meeting that we  
22 could get together, providing we had information that we  
23 were going to get. So I guess I could count back,  
24 myself, as to when the last day would be necessary for  
25 us to provide notice for that meeting.

1                   COMMISSIONER GALAMBOS MALLOY: And the  
2 addition I would add to that is we were looking at that  
3 date as a holdover date in the event that we did not get  
4 the full range of responses to our RFP in time to make a  
5 decision about our technical consultants by the close of  
6 our business meeting that will be ending that last week  
7 of February. And so while it might not be needed for  
8 all of us to be at your legal advisory committee, we may  
9 want to go ahead and sort out what hours of the day the  
10 legal advisory committee would be meeting versus what  
11 hours of the day we would tentatively reserve for  
12 reviewing the RFPs in order that we'd actually be able  
13 to take action that day.

14                   CHAIRMAN WARD: Commissioner Yao wants to  
15 chime in.

16                   COMMISSIONER YAO: Unless you agendaized the  
17 meeting already, it's too late. We do not have fourteen  
18 days.

19                   COMMISSIONER FILKINS WEBBER: Yes, we do. I  
20 was just counting it up. We have February 17th,  
21 February 18th. I don't know how staff was counting it  
22 officially. So I think we would have a good idea as to  
23 the progress of the RFP by that time, so we could put it  
24 tentatively on notice for, just as you had suggested,  
25 RFP consideration for the general session, and if that

1 would be even later in the day that's fine. And then by  
2 then we'll also know how we're going with the progress  
3 of anyone responding to our Voting Rights attorney  
4 solicitation, so we would have enough time to notice it  
5 next week.

6 COMMISSIONER YAO: Fourteen days from March  
7 4th would have been February 18, and that was yesterday.

8 COMMISSIONER DAI: No.

9 COMMISSIONER GALAMBOS MALLOY: No.  
10 Commissioner Yao, according to the calendar I'm looking  
11 at, we're at February 12th today, of 2011.

12 COMMISSIONER YAO: My apology.

13 COMMISSIONER GALAMBOS MALLOY: Very good.

14 So I would suggest at this point if  
15 commissioners could just place a hold. If you are  
16 available on March 4th please place a hold because we  
17 may need to take action that day regarding responses to  
18 our RFP. And the second piece would be any discussion.  
19 My recommendation is that we reserve the 10th through  
20 the 13th as our next formal full open session.

21 COMMISSIONER RAYA: I just have one comment  
22 about the possible March 4th meeting, and that is to  
23 schedule the starting time so that we can fly in that  
24 morning. There are plenty of flights. We can get out  
25 almost anytime at night, but it's harder to get in in

1 the morning on time.

2 COMMISSIONER DAI: I have an additional  
3 question. Since I believe we will lose two of our  
4 republicans on that day, it would require a 100 percent  
5 vote of the remaining republicans to have a  
6 supermajority vote. So I just want to note that that's  
7 a little risky to have it on that day and that there  
8 are -- the 2nd and the 3rd actually look better. So we  
9 have some time to make that decision, but that might be  
10 something to consider.

11 COMMISSIONER GALAMBOS MALLOY: For the legal  
12 advisory committee, do you have any opposition to us  
13 looking at the 3rd if we were going to try and group  
14 these meetings together?

15 COMMISSIONER FILKINS WEBBER: We're only  
16 looking at what we would -- I don't think it would  
17 probably be a problem. I thought we might have  
18 discussed this.

19 COMMISSIONER BLANCO: Yes, I think that's  
20 fine. And as long as we get the notice in on time the  
21 Thursday would be good. But that means everybody would  
22 move up, right? We'd move everything up to the 3rd.

23 COMMISSIONER BARABBA: I can make the 3rd.

24 COMMISSIONER BLANCO: It says here you can't.  
25 You have "no" on the 3rd.

1                   COMMISSIONER GALAMBOS MALLOY: Mr. Claypool,  
2 do you have any sense as to what the availability of the  
3 space that we would need to use for that day would be,  
4 what time we could have access to it?

5                   MR. CLAYPOOL: Kirk has actually pointed out  
6 that we can use our space within our offices as long as  
7 we properly notice it there, and we would have enough  
8 space. However, I will also say that the very  
9 magnanimous offer from the Legislature was anytime we  
10 needed space, and I believe for these meetings that we  
11 could have space available there. So space will not be  
12 an issue.

13                   COMMISSIONER BLANCO: So, Commissioner  
14 Galambos Malloy, I had a question. So on the -- I think  
15 we'll figure out the 3rd, and I'm really glad to hear  
16 you can make it. For the subsequent meeting that you're  
17 proposing, the three-day meeting Thursday, Friday,  
18 Saturday, March 10th through 12th, well, it looks like  
19 you're also suggesting Sunday, so are you proposing a  
20 combination of -- that this is when we would have our  
21 first education meeting?

22                   COMMISSIONER GALAMBOS MALLOY: What I'm  
23 proposing is putting some dates on the calendar so we  
24 have them available to us as we need them. I would  
25 prefer not to dictate -- given that we are not yet to

1 the point where we need to put it on the calendar, I  
2 would rather not say it is going to be an educational or  
3 exactly what the nature of how we'll use those days are.  
4 I think in very short time we will have a better sense  
5 of what the March and April schedule are going to look  
6 like around the educational events.

7 Is that a fair assessment, Commissioner  
8 Aguirre?

9 COMMISSIONER AGUIRRE: Yes, it is.

10 COMMISSIONER BLANCO: So I think, having sat  
11 through the last couple of days and having heard the  
12 reports from the advisory committees and how they were  
13 able to really speed our work along, you know, they were  
14 well formulated recommendations, and then they really  
15 streamlined the conversation and the discussions and  
16 then the decisions we were able to make.

17 Given the schedule we've been discussing  
18 all day today about how concentrated our calendar is  
19 going to be in terms of education meetings and then  
20 quickly the input meetings, and we've really looked at  
21 March as both of those have to begin and some of them  
22 have to be completed, I think you should start moving to  
23 a model where we don't have to have as many days set  
24 aside for our Commission meeting, that we move to be  
25 able to complete our business in a much shorter time.

1 And I think that would free up our calendar for the  
2 other meetings. I really feel like we've had to have  
3 these long, extended meetings because we were setting up  
4 shop. I think we're well on the way. I think the staff  
5 can do a lot of that stuff. We've got the advisory  
6 committees. I'd like for us to reconsider the length of  
7 time we need to meet for these other -- you know, for  
8 our work meetings.

9           COMMISSIONER GALAMBOS MALLOY: Those are  
10 definitely points well taken. My thinking in suggesting  
11 blocking all of these days is that if we get farther  
12 down the line and, for example, we weren't able to make  
13 decisions on our RFPs on the 3rd and if we are in need  
14 of meeting time, if we have not adequately noticed it we  
15 can't just throw it on the calendar. And so it was more  
16 kind of erring on the side of caution. And at this  
17 point I will defer to Commissioner Filkins Webber as she  
18 will be transitioning into the chair-ship for that  
19 meeting, so I believe the ball is in your court to make  
20 this call.

21           CHAIRMAN WARD: I'd like to chime in, too, and  
22 just echo the Commissioner's comments. We can't ask for  
23 more but we can ask for less. So it seems to be a wise  
24 thing to do strategically since we don't know. There  
25 are so many unknowns over the next couple of weeks.



1                   COMMISSIONER FILKINS WEBBER: We've been  
2 counseled in the past, given the constraints of the  
3 Voters First Act and the required notice that we need to  
4 provide to the public. We also need to be conscientious  
5 of the public's comments regarding our dates and  
6 meetings and the function of business that we intend to  
7 perform on the dates that we actually place on a  
8 schedule.

9                   So I at this point -- and this is what I  
10 was going to make query of our soon-to-be-Chair, that in  
11 the past for February, for instance, we had scheduled  
12 both sessions of meetings, but at this time maybe  
13 through a new liaison of information that we might be  
14 getting from the outreach committee I'd really like to  
15 know what my consultants, or I think our present  
16 consultants under brief contract would be suggesting for  
17 the March sessions. I'm not certain that we need to  
18 potentially consider scheduling actual general session  
19 unless the Commission has another opinion in that  
20 regard. But we at least, if we do see we need another  
21 general session, we certainly can throw it in on a day  
22 that we can provide the fourteen-day notice so that we  
23 can do what we need to do.

24                   But if the function and the goal that  
25 we've been discussing today is to have our consultants

1 move forward on these outreach meetings, we've got two  
2 full weeks beyond the 10th there, actually three because  
3 March is taking up quite a number of weeks there, almost  
4 four weeks. Well, it usually does. What I mean is that  
5 there's a lot of Fridays in there.

6 So that's what I'm waiting on. Unless  
7 the Commission would like to schedule another general  
8 meeting, then we'd been looking at the same schedule  
9 that we've had before and the consideration based on the  
10 availability on this calendar, March 23, 24, 25, 26.  
11 But, again, you don't want to block that off for a  
12 general meeting if our function is to move for outreach.

13 CHAIRMAN WARD: Commissioner Yao?

14 COMMISSIONER YAO: I want the commissioners to  
15 recall the scheduled meeting that Commissioner Ontai  
16 briefed us earlier. We're going to get the census data  
17 starting in the middle of the month. Now, do you really  
18 want somebody to start drawing draft maps without any  
19 specific directions from this Commission? Do we want to  
20 hold up any map-drawing activity until such time we give  
21 them direction? You know, these are the things that  
22 we're facing.

23 It's -- the outreach meeting is  
24 important, but the data, or the reality before us is  
25 that by the middle of March we're going to start getting

1 census data. And if we want to skip these full  
2 Commission meeting to accommodate the outreach program,  
3 I think we put the cart before the horse. I think our  
4 mission is to draw maps, and I really hate to start  
5 drawing maps without having us discuss some of the  
6 issues associated with drawing maps.

7 CHAIRMAN WARD: Mr. Claypool?

8 MR. CLAYPOOL: And actually I would ask  
9 Commissioner Barabba to give us some clarification. As  
10 I understand it, we do receive the census data at  
11 sometime mid-March to April, but then there's also a  
12 period of time when that census data has to be merged  
13 with the voter data before it's completely usable, and  
14 my understanding, that that time can be up to one month.  
15 So we're not -- we keep talking about getting the census  
16 data in mid-March, but the census data that we receive  
17 in mid-March, Commissioner, will it be usable?

18 COMMISSIONER BARABBA: I hate to speak for the  
19 Statewide Database given some of the other actions that  
20 have been taken, but I would be startled if we were able  
21 to use it the day that it arrives because it has to be  
22 integrated into an existing database which goes far  
23 beyond the level of geography that's in the census  
24 files. They have a very complex set of geography that  
25 ties it to all the legislative, the legal description of

1 counties, cities, voting precincts and things of that  
2 nature. So I would be startled if we got it on the 15th  
3 and it was available.

4 And the other question is, just because  
5 it's there doesn't mean we have to use it. Because I,  
6 frankly, think we want to hear from the public before we  
7 tell anybody to do anything.

8 The other part is, there's nothing wrong  
9 with whoever our consultants might be by learning how to  
10 draw some maps, not for the purpose of making a  
11 decision, but to find if the system's working. And it's  
12 going to take some work for them to confirm that what  
13 they're drawing is really reflective of the data.

14 COMMISSIONER YAO: I guess I would welcome the  
15 commissioner staff to really pin down the date that  
16 we're ready to start the process of using the data to  
17 draw maps, because I think that drives a lot of our  
18 decision in terms of how to program our activity between  
19 now and then.

20 COMMISSIONER FILKINS WEBBER: Isn't that a  
21 function of our expert? I mean our staff is assisting  
22 us. They're not the ones that would necessarily make  
23 the determination on availability of data and a date in  
24 which to commence, and we have an RFP that we're going  
25 to be putting together for this technical expert. We've

1 got a long way to go before we can set a date for that,  
2 Commissioner Yao.

3 CHAIRMAN WARD: I'd like to focus the  
4 conversation back to picking dates for March at this  
5 time.

6 COMMISSIONER GALAMBOS MALLOY: So based on the  
7 information yet to be revealed to us through the  
8 continued work of our outreach committee and the RFP  
9 that will be going out to bring our technical  
10 consultants on board, I would like to at least put on  
11 the calendar for March our first full open session. We  
12 have talked about the idea of the 3rd. I would like to  
13 propose that on the 3rd we have our normal schedule  
14 start at 9:00, and that we start the day -- if there are  
15 any pending issues relating to the RFP, that we'll start  
16 the day with those. And then commissioners, the other  
17 commissioners who are not a part of the legal advisory  
18 committee, can feel free to leave after that item is  
19 handled. So we'll say 9:00 to 6:30. Our regular,  
20 official hours as were noticed for the end of February,  
21 we'll use those same hours for March 3rd.

22 And then the second piece, which I'm  
23 happy to amend slightly based on Commissioner Blanco's  
24 feedback, we can have our second gathering on March  
25 10th, starting with our advisory committee meetings that

1 day and continuing our full Commission business meeting  
2 on the 11th and 12th. I notice that there are at least  
3 a couple of commissioners who would not be able to  
4 participate on the 13th anyway, so that would leave us  
5 two whole days as a full Commission in addition to the  
6 advisory committee days.

7           COMMISSIONER FILKINS WEBBER: One further  
8 comment in that regard. If we really look at notice and  
9 to give some assurances to the other Commission members,  
10 by the time we get further information, possibly for the  
11 3rd, March 3rd, we might want to consider agendaizing an  
12 outreach subcommittee report, because if you have any  
13 information, because if you get the information, we  
14 could then immediately notice the outreach meeting for  
15 the third week in March, running the 17th, or even  
16 following up with what your consultant advises the  
17 subcommittee on our outreach meeting for the 24th.

18           I'm just looking at Thursdays through the  
19 weekends, just considering that it would be running  
20 Thursday through Saturday, and even going further as to  
21 say March 31st. So if we considered, if it's okay with  
22 the outreach subcommittee and possibly technical, that  
23 maybe they should -- if we're going to have a full  
24 session on the 3rd to consider the RFPs, we may wish to  
25 notice the other subcommittee reporting so we can then

1 lock in a schedule on the 3rd, because then we can  
2 provide notice.

3 COMMISSIONER ONTAI: I was thinking of the  
4 same thing.

5 COMMISSIONER DAI: I was just going to  
6 recommend that, as a general practice, when we're going  
7 to pull the full Commission together just to provide  
8 notice for all the advisory committees because, as  
9 Commissioner Blanco pointed out, they're quite a bit  
10 more efficient than the full Commission. And then we  
11 just need to meet as a full commission to vote on action  
12 items.

13 COMMISSIONER FILKINS WEBBER: Then I would ask  
14 that staff agendaize March 3rd, just as we have done  
15 customarily, and then all the subcommittees will be on  
16 there and full notice for Commission business.

17 MR. CLAYPOOL: Absolutely. And pursuant to  
18 our conversation in closed session, any variations to  
19 this will move through the Vice Chair and the Chair to  
20 staff, and we will move what we're doing back through  
21 you, back out to the individuals who wish to make any  
22 amendments or clarifications to the agenda.

23 CHAIRMAN WARD: Anything further on the  
24 scheduling issues? Any input on scheduling?

25 COMMISSIONER YAO: It's understood that there

1 will not be a full Commission meeting on the second half  
2 of March?

3 COMMISSIONER GALAMBOS MALLOY: No, that is not  
4 to be assumed. We will take up the issue of scheduling  
5 for later in March when we meet in February. By then we  
6 will have a detailed plan on what our educational events  
7 will look like, and we'll be better able to plot our  
8 calendar. At this point I don't think we're in a  
9 position to do that.

10 COMMISSIONER FILKINS WEBBER: It's also my  
11 opinion that, considering notice, we may need to meet as  
12 a full Commission to make decisions regarding anything  
13 that could be left open, and we may have to designate a  
14 date for voting purposes if we didn't properly notice it  
15 before. So even though we might be doing outreach  
16 towards the end of March, we may have to pull a one-day  
17 session, as we're suggesting, for March 3rd, and the  
18 latter of the month for other decisions that the  
19 Commission has to make.

20 CHAIRMAN WARD: Any other comment on schedule  
21 before we leave? Excellent.

22 The next item on the agenda is just a  
23 real brief hot wash on the subcommittee reporting  
24 process, as I promised.

25 As I said yesterday, we talked about the



1 actual physical meeting of the subcommittee, got some  
2 feedback on that. It was very good to improve it for  
3 next time. Is there any comments that would improve the  
4 subcommittee reports to the main Commission for the  
5 future meetings?

6 Commissioner Raya, I'll start with you,  
7 if you like.

8 COMMISSIONER RAYA: Thank you. I guess all I  
9 did was sort of identify what I saw as a problem. I  
10 haven't come up with a solution. I think, again, the  
11 difficult -- maybe this new system of having the  
12 liaisons is the answer, because that will enable us to  
13 have some connection beforehand. The reporting process  
14 was great, and I think the hearing process was extremely  
15 valuable. It was just when we got to those individual  
16 reports the difficulty was to connect the dots. And I  
17 think that suggestion, you know, is probably going to  
18 test out well.

19 CHAIRMAN WARD: Commissioner Filkins Webber?

20 COMMISSIONER FILKINS WEBBER: Again, this is  
21 an entirely new process for us, so I really appreciate  
22 this opportunity for us to discuss greater efficiency  
23 among the advisory committees. One suggestion that I  
24 might have is that whomever is designated to provide the  
25 advisory committee reports to the full Commission, keep

1 in mind that what I would caution against and for the  
2 efficiency of calendaring and scheduling is that we  
3 certainly don't need to be rehashed or have a full  
4 subcommittee meeting in our full Commission meeting.

5           And I think that got away from us a  
6 little bit before, and I would just like to keep that in  
7 mind, that I think the bullet points -- and I really  
8 appreciated Commissioner Ontai's paper that he had at  
9 the bottom of one of your handouts about: These are the  
10 things that I'm going to ask in my subcommittee that the  
11 Commission fully consider. I mean being briefed about  
12 things is one thing, but I really like to see bullet  
13 points from the reporting advisory chair as to what  
14 action you wish the full Commission to take in addition  
15 to simply being informed, and that it be concise so that  
16 we're not putting on a subcommittee meeting again before  
17 the full Commission.

18           CHAIRMAN WARD: Yeah, I agree. I think the  
19 process went remarkably well for the first time. You  
20 all should definitely be commended on that.

21           I think also, just to reiterate the  
22 purpose of the subcommittee, or advisory committee, was  
23 to get work done and brainstorm. And it did seem that  
24 during the open session we did a lot of brainstorming.  
25 There was some great, great brainstorming, great

1 comments, great ideas. For example, on communications,  
2 where I sat in, the broad Commission had some great  
3 ideas on some things that the committee should consider,  
4 but those items weren't sent to Mr. Wilcox or the  
5 subcommittee ahead of time. So I would just urge the  
6 Commission to, if you have thoughts about how a certain  
7 subcommittee should take something up or how they can do  
8 something better, try to provide that ahead of time so  
9 the subcommittee can take that up. And it doesn't have  
10 to be done in this broad form. Obviously we've run --  
11 (inaudible). I think that will help keep that down --  
12 (inaudible). But great comments. Great feedback.

13           COMMISSIONER GALAMBOS MALLOY: Commissioner  
14 Ward, I hate to loop back to the previous agenda item.  
15 I just wanted to clarify for the schedule for March, the  
16 March 3rd meeting, my assumption in suggesting that was  
17 that we will meet in Sacramento for that meeting so that  
18 the -- it's a one-day meeting. That way we have easy  
19 access to staff. They don't have to bear the additional  
20 travel time, et cetera. And given the content of what  
21 we'll be dealing with at that meeting, that would be my  
22 recommendation.

23           I do think we have some time in regard to  
24 the notice for the meeting that will be happening the  
25 following week starting on the 10th. We could wait

1 until the next time when we meet in Sacramento to decide  
2 what the best location is for that based on also looking  
3 at the location of our educational events that will be  
4 happening. I just wanted to hear if there's any  
5 feedback on that.

6 COMMISSIONER YAO: I think there was a request  
7 to allow commissioners to fly in and fly out on the same  
8 days. We're going to start the meeting at 9:00 o'clock.  
9 That will make it very unlikely to accommodate that  
10 request. So if there's not a full agenda we may want to  
11 start the meeting a little bit later so that flying in  
12 and flying out can happen on the same night, or same  
13 day.

14 COMMISSIONER FILKINS WEBBER: I don't have to  
15 get up at 4:00 a.m.

16 COMMISSIONER GALAMBOS MALLOY: I believe we  
17 did a 10:00 o'clock or a 10:30 at one point. For those  
18 who will be flying in from southern California, would  
19 you like to suggest a time?

20 COMMISSIONER ONTAI: Actually 10:00 o'clock  
21 works best for us.

22 COMMISSIONER GALAMBOS MALLOY: Great. So  
23 we'll note that 10:00 to 6:30, or until close of  
24 business on March 3rd.

25 CHAIRMAN WARD: Commissioner Ancheta?

1                   COMMISSIONER ANCHETA: Just as a general  
2 statement, I think for the benefit of the public -- and  
3 this came up I think in public comment -- we should, as  
4 much as possible, at least send some signals to the  
5 public when we are calendaring meetings in as much -- in  
6 advance as possible. I think obviously we have certain  
7 requirements and a certain flexibility in terms of our  
8 travel schedule and our being able to sort of hop on  
9 flights. I don't think the public necessarily has that  
10 same degree of flexibility if they want to actually  
11 attend some of these meetings.

12                   And, again, it's just a general  
13 suggestion that we try to -- even if we're just sort of  
14 sending a signal that we're looking at a certain range  
15 of dates in March, at least provide the public with that  
16 sort of signal so, again, other people can plan to  
17 either attend or make arrangements to monitor the  
18 meetings.

19                   CHAIRMAN WARD: Thank you for that suggestion.

20                   Any other comments?

21                   COMMISSIONER DAI: I was just going to say I'm  
22 certain that's going to be in Mr. Wilcox's synopsis of  
23 this meeting.

24                   CHAIRMAN WARD: Excellent.

25                   At this time I'd like to turn over the

1 microphone to staff for any closing comments or any  
2 unfinished items.

3 MR. CLAYPOOL: No, I believe this Commission  
4 has covered it all for staff. And we have our notes,  
5 and we will be working through the Vice Chair and the  
6 Chair on any adjustments we will be making. Thank you.

7 CHAIRMAN WARD: Thank you.

8 I'd like to open it up to the Commission  
9 for any final comments and unfinished items.

10 Okay, very good. At this time I'd like  
11 to open up the microphone for the public to provide any  
12 input on agendized or non-agendized items. In the  
13 interest of time we've taken a vote several meetings  
14 ago, I believe it was the 12th, to limit public comment  
15 to five minutes so that everybody gets -- five minutes  
16 per person so that everybody gets an equal opportunity  
17 to get to the microphone. That's the point behind it.  
18 Not that we want to not hear your input. It's actually  
19 the opposite. That's why we're here.

20 So with that said, please, sir.

21 AUDIENCE MEMBER: Thank you, Commissioner  
22 Ward, and I want to thank all the commissioners for  
23 their service here on this Commission.

24 I'm here for my wife. Jane Barnett is  
25 the chairman of the LA County Republican Party. She was

1 coming to your meeting at 7:00 o'clock tonight for the  
2 public comment, can't come right now, asked me to fill  
3 in for her when she found out it was going to be short.

4 I've been a redistricting consultant to  
5 the Republican National Committee, been an adviser to  
6 the National Republican Congressional Campaign  
7 Committee, national political director for Reagan's PAC,  
8 Citizens for the Republic. Done a lot.

9 We had planned to simply express concern  
10 about your consultant Karin MacDonald, but now we  
11 understand things are even farther down the line so it's  
12 not concern anymore; it's higher than that.

13 Bruce Cain was the assembly democrat  
14 consultant who drew the gerrymander in 1981 and was  
15 their consultant in 1991. The database Bruce created  
16 was moved to UC Berkeley and was funded with earmarks  
17 that the democrats put in the State budget for UC  
18 Berkeley to pay for it. Bruce hired all the staff, ran  
19 the operation before he left. He's no longer there.  
20 But he did hire Karin. She was his protege. They have  
21 done redistricting work together in liberal  
22 San Francisco and San Diego where they packed  
23 republicans into one city council district. Nine  
24 republicans equal representation. And they worked  
25 together in Arizona under a contract with the Arizona

1 redistricting for the judges that were looking at it.  
2 They are business partners together in Q2 Data &  
3 Research.

4           The democrats are very comfortable with  
5 these people. We aren't. She is also an appointee of  
6 the Secretary of State, which creates another conflict  
7 of interest, in our view. On September 26, 2005 she  
8 testified for democrats in the legislature against  
9 Proposition 77 to create a redistricting commission. It  
10 was a joint meeting of the senate hearing on elections,  
11 reapportionment, and constitutional amendments, and the  
12 assembly elections and redistricting committee. The  
13 argument she made was that a redistricting commission  
14 wouldn't have time by the end of a year, like December,  
15 to draw lines. A commission couldn't do the job in a  
16 year's time. She has spoken for other democrats and  
17 liberal groups.

18           She is unacceptable in terms of somebody  
19 that's legitimately bipartisan or nonpartisan. If this  
20 Commission hires her as their consultant to draw the  
21 lines, there is going to be a cloud over every single  
22 action. Simple things like do you draw a line in a  
23 county starting at the north end or the northeast end  
24 has a political consequence. Do you split this census  
25 tract or do you split that census tract to come out with



1 the rounded population that you need.

2 People are policy. Hiring Karin by  
3 herself or through her company with Bruce Cain is --

4 (Gestures.)

5 -- to the republican party, to anybody  
6 really truly interested in redistricting, and to anybody  
7 who worked on a redistricting commission called Prop 77  
8 in the past.

9 Thank you very much.

10 CHAIRMAN WARD: Thank you.

11 AUDIENCE MEMBER: Hi, my name is Linda Boyd.  
12 I'm the former chairman of the Republican Party of Los  
13 Angeles County. I served in that position for three  
14 terms, or six years, and it was always a great task to  
15 try and get a balance in electing republicans. Because  
16 I was very much involved and the recipient of not being  
17 able to get republicans elected, because the district  
18 lines drawn in the past have been very biased, and I  
19 came myself from a district that republicans were packed  
20 into it in order to make certain that other districts  
21 were democrat districts.

22 This Commission is an historic act  
23 itself, and you were put in place by the voters of  
24 California, and it was because of great concern of what  
25 has happened in the past. What has happened in the past

1 has not been a fair redistricting, and that's why the  
2 public decided things have to be reconsidered and redone  
3 in a different way.

4 If you do things in the same old way you  
5 will get the same result, as Einstein says, and that's  
6 insanity, and we can't have this happen again. Our  
7 whole goal is for everything to be out done properly and  
8 fairly and without bias, and what's going on with the  
9 hiring of Karin McDougal (sic) does not reflect that.  
10 And so we have great concerns.

11 I, incidentally, have also served on the  
12 board of the California Republican Party and plan to  
13 serve in a position in that capacity again. As a  
14 republican advocate we want to see things done fairly  
15 and for all parties concerned. We don't want them drawn  
16 favoring the republicans or democrats. We want it to be  
17 done favorably. We would like to see boundaries honored  
18 as they should have been and certainly have not been in  
19 the past.

20 I remember seeing that Long Beach was  
21 divided into three different assembly districts and  
22 Whittier into two. And my own assembly district runs  
23 from LA County through San Bernardino County, 150 miles  
24 long. It just doesn't make sense. We'd like to see  
25 things done in a very fair, sensible way and done fairly

1 to all voters in California.

2 Thank you very much for your time and  
3 consideration.

4 CHAIRMAN WARD: Thank you.

5 AUDIENCE MEMBER: It's been a long morning.  
6 Good afternoon. I'm Jim Wright. I have a couple of  
7 things for you. First, the education training meetings  
8 don't require any of you to attend. I'm a little  
9 concerned that if a group of you were to attend the  
10 meeting it might look like an official meeting of the  
11 Commission.

12 Secondly, the intake meetings, or the  
13 meetings where you're expecting to get testimony from  
14 the public about how the lines should be drawn, I would  
15 hope that no more than three of you were attending any  
16 one of those meetings, and you can have many of them the  
17 same day. Along that same line, I'd like to recommend  
18 that the full Commission empower Mr. Ontai,  
19 Commissioner Ontai to establish agendas and dates for  
20 meetings as early and quickly as possible to take  
21 testimony from the public.

22 Moving on, I don't think the intake  
23 meetings require a map drawer. You're going to be  
24 collecting data. You're going to be collecting  
25 testimony. It's going to be well recorded and well

1 documented. There may be questions that you need to ask  
2 and will certainly ask of the people doing the  
3 testimony, but you're going to have a record of it. The  
4 map drawer that you ultimately hire will use that  
5 information to help you make decisions about how the map  
6 should be drawn.

7                   When you're dealing with drawing the maps  
8 themselves, in my mind, once the census data is  
9 available the map drawer should sit down and use that,  
10 first of all, to look at the title 5 counties and make  
11 some recommendations along those, and then start at the  
12 top of the state and just work down, to give you a straw  
13 man that you can then start attacking, adjusting, in  
14 order to come up with your trial maps. It seems to me  
15 like that's a sensible process to proceed.

16                   Thank you for your time.

17                   CHAIRMAN WARD: Thank you.

18                   AUDIENCE MEMBER: Good afternoon,  
19 Commissioners. I'm Doug Boyd. I'm regional vice  
20 chairman of the California Republican Party representing  
21 the area that we're in right now.

22                   You have 160 years of California history  
23 in this room and on your shoulders, and the Commission  
24 needs to live up to the mandate that the people of this  
25 state: republicans, democrats, independents, have given

1 you. And there's a couple of parts to this process, and  
2 the first has succeeded admirably. You've all survived  
3 the Darwinian selection process and are members of this  
4 Commission, and I think it's great. This meeting has  
5 clearly been well run today and the commissioners are  
6 very well versed and I think ready for the task ahead of  
7 them.

8                   The second part is the process, now that  
9 we have the Commission in place, the process. And  
10 personnel is policy. You may remember that's a famous  
11 saying of President Reagan, and I know there's democrat  
12 strategists that also said that. It's an undeniable  
13 fact that personnel is policy. When you select your  
14 consultants, your advisers, you are setting the policy.

15                   I'm also the vice president of the Los  
16 Angeles County Board of Education. There are seven of  
17 us. We have 4,000 staff. Every week when I go to the  
18 meetings on Tuesday I have a stack of papers like that  
19 to read.

20                   (Indicating.)

21                   You're going to get more data than you  
22 could possibly assimilate. You'd have to have  
23 confidence that the people you pick as your staff are  
24 doing the jobs that you set them out to do. Because at  
25 a macro level you may be able to tell, but at a

1 foundational level upon which those macros are built you  
2 won't know. So you've got to set the policy people in  
3 place that are going to give you the fair and impartial  
4 process I know each one of you want.

5           And here's the fact. If you pick  
6 advisers that had strong connections to either party's  
7 political campaign twenty years ago, thirty years ago,  
8 you are picking people that are biased to have this  
9 process come out unfairly. Everyone in the state will  
10 know that. The press will know that. I know the  
11 republican party will make it clear if democrat advisers  
12 are picked.

13           Both parties have people in redistricting  
14 in the past. It's a campaign within each party. They  
15 have strategists. They're involved in every phase of  
16 the process, and it's done for partisan advantage.  
17 That's why you're here, to get rid of that partisan  
18 advantage and do it fairly so we can have real live  
19 competitive districts in this state. And we're only  
20 going to do that if you have fair, unbiased, nonpartisan  
21 advisers to go with this fair, unbiased Commission  
22 that's an amalgam of California, and it's a pretty darn  
23 good Commission representative of California.

24           But if you pick people that are involved  
25 with either party's campaigns of ten, twenty, thirty

1 years ago, you're picking sides. You're getting  
2 involved, and you're not going to get the outcome that  
3 people deserve. You're not going to get the outcome  
4 that California asked for when they passed these two  
5 laws, when they picked you. You're supposed to have a  
6 fair staff, a fair process that will produce a fair  
7 outcome. And the problem is that you might not even  
8 know it. You may think you're getting it because you  
9 have this huge stack of data that you can't possibly  
10 assimilate. But if you know, and you know right now, if  
11 it comes from a partisan background of either political  
12 party, the deck is going to be stacked. Please don't  
13 stack the deck.

14 Thank you very much.

15 CHAIRMAN WARD: Thank you.

16 AUDIENCE MEMBER: Bill Robinson, West Covina,  
17 California. Thanks, Mr. Chair.

18 I would like to second that previous  
19 speaker's comments. The open primary law has passed,  
20 and if you have any biases I wish you would bias your  
21 planning towards decline-to-state independents. I've  
22 been a decline-to-state independent for many years.  
23 Instead of doing the partisan dance on both sides why  
24 don't you set as your goal let's bias this in favor of  
25 decline-to-state independents.

1                   The other issue I want to raise is you  
2 have a detailed -- we've just gone through four hours of  
3 meeting time, and I believe that your public outreach  
4 will be more successful if you can find a way quickly to  
5 take the four-hour transcript and turn it into a version  
6 that would be palatable for the media. When this  
7 meeting starts get your staff to work to put the, what  
8 has just happened in a palatable form for the media and  
9 use that as the basis of all your further discussions  
10 with the public.

11                   Thank you.

12                   CHAIRMAN WARD: Thank you.

13                   AUDIENCE MEMBER: Hi, my name is Robert Neff  
14 and I'm actually here as sort of a groupie because I  
15 like redistricting. I've kind of been involved with it  
16 academically early on, since like '81.

17                   Just two quick comments. One, that  
18 there's a lot of people who claim, "Oh, I want to get  
19 involved or whatever and do stuff." These working sites  
20 that you're going to set up in the state need to be  
21 publicized as well as possible and train people, or have  
22 the ability for people to learn how to use their  
23 software. Because that's going to be the big barrier  
24 for allowing them to give you input on, be it to  
25 identify their local communities or if they want to go



1 hog wild and do the entire state and submit it to you.

2           The other part was a comment, because  
3 since we had a series of presentations on concern about  
4 the appointment for your consultant staff, there's only  
5 about a dozen or two dozen people who are probably  
6 technically savvy enough to be able to help you very  
7 quickly and do all this work, to handle all the  
8 statistics and all the divvying up of the numbers. They  
9 are serving you as a -- you're the master for what they  
10 do. But there's only a handful of people you can go to.  
11 You can't fault someone who may have been a democratic  
12 consultant who served democratic masters. He would now  
13 be serving you guys now, or she.

14           So I will say I'm a democrat and I'm  
15 reacting to that. I've been on the State Central  
16 Committee. I'm not representing anyone in that fashion.  
17 But to knock someone because they worked for a democrat  
18 in previous situations doesn't mean they're not  
19 qualified. You only have a handful of people to choose  
20 from, and so far at least not hearing others, if that's  
21 your choice that would probably be a very good choice.

22           Thank you.

23           CHAIRMAN WARD: Thank you.

24           AUDIENCE MEMBER: My name is Alfred Palazzo.  
25 I'd like to make two quick, brief comments, and I don't

1 know if this is the appropriate time. But I was a  
2 candidate for office this past year, and I was running  
3 against a fellow democrat but it was a nonpartisan  
4 office in San Bernardino County, and I would attend  
5 forums throughout the county.

6 And this is my first point. When there  
7 were other people speaking on other offices that they  
8 were running for, I would learn and find out that I  
9 would be in the high desert, of course, where I had to  
10 be because this was a county-wide office, but some other  
11 office, the person's district extended way in LA County.  
12 And then I would be down here in the valley at a forum  
13 in the San Bernardino mountains and that person's  
14 district extended way into the San Gabriel valley and  
15 included portions of San Bernardino.

16 So my point is I hope that -- in the past  
17 it seems that San Bernardino County apportions have been  
18 taken at all areas of the fringes and put into different  
19 districts, and I hope this time we will have more  
20 integrity where it's more geographically logical.

21 And then my final point is this. I'm  
22 retired now. I worked 35 years for the assessor's  
23 office, which was the office that I ran for, county  
24 assessor. And to maintain my certification I had to go  
25 to seminars every year. And this is the final point.

1 One speaker said that if you could -- and maybe you  
2 could verify this for me -- said if you could compare  
3 the growth in the Inland Empire, which is Riverside and  
4 San Bernardino County, over a ten-year period, there  
5 would only be three other states that would have more  
6 growth, meaning that Riverside and San Bernardino County  
7 had more growth over a ten-year period than 47 other  
8 states. So my point is this. I think you have an  
9 opportunity to break with the past and look towards the  
10 future, and the future is that there's been significant  
11 growth in the Inland Empire.

12                   And I will conclude with this final  
13 statement. When I first started working for the  
14 assessor's office in my early, mid-twenties and I was  
15 assigned to Chino Hills, Chino Hills was really  
16 Chino Hills, literally. There were no houses out there.  
17 And then I worked in Upland and north of 60, orchards.  
18 And, finally, when I would go out to Chaffey College I  
19 asked myself, in the early Seventies, who would move out  
20 here? You know, where's the nearest convenience store?  
21 Well, it turned out a few years later I was living close  
22 to that area. Because it had grown up. I mean what was  
23 vineyards, literally, became Rancho Cucamonga. So my  
24 point is, let's look at the future of this state when  
25 you're making boundaries.

1 Thank you.

2 CHAIRMAN WARD: Thank you.

3 Any further public comment at this time?

4 No? Very good.

5 Seeing no one approach the mike, thank  
6 you very much for your input. Again, this is by far one  
7 of the largest public gatherings we've had at one of our  
8 live meetings, and it's exciting for all of us to see,  
9 to receive the input and see the interest and careful  
10 critique that's going on in the process. We appreciate  
11 that.

12 Vice Chair, I'd like to turn the  
13 microphone over to you to simply give a brief wrap-up of  
14 what's accomplished over this session.

15 COMMISSIONER GALAMBOS MALLOY: So I'll be  
16 running through some highlights of what we've  
17 accomplished together over the last few days, and this  
18 is in the tradition of what we've been doing in previous  
19 sessions. Of course now that we have our communications  
20 director on staff, after I finish reading this I will be  
21 passing it off to him. I'm sure he can make it much  
22 more lively and accurate. And if there are any errors,  
23 corrections, please, Commissioners, feel free to contact  
24 Mr. Wilcox directly. I'm sure we'll be seeing this  
25 document quite regularly.

1                   So on Commission governance, we swore in  
2 our first replacement commissioner, Mr. Angelo Ancheta,  
3 and we took our first full Commission photograph for the  
4 State archives.

5                   We approved our 2010 meeting minutes from  
6 November and December.

7                   We approved a system to provide  
8 Commission video and transcripts in lieu of meeting  
9 minutes. And of course some version of this document,  
10 which is really a summary of highlights, will be also a  
11 companion to those documents.

12                   We established a maximum turnaround time  
13 for transcripts, which is five to seven days. We did  
14 agree that that will be revisited or amended as we move  
15 farther along in the process and there is the need to  
16 turn around transcripts more speedily.

17                   We established a policy on live-streaming  
18 capacity. So if a meeting or a hearing site cannot  
19 accommodate live streaming, we will instead post a video  
20 to our website within 24 hours.

21                   We established a 24-hour turnaround time  
22 for communication between commissioners and staff. That  
23 works both ways, Commissioners, so keep that in mind.

24                   We also established a timeline and  
25 process for the full Commission to engage in detailed

1 agenda development. To reiterate -- and consider this  
2 your due notice for when I will be expecting agenda  
3 items as your incoming chair. So 72 hours prior to our  
4 scheduled meeting commissioners submit suggested  
5 expansions to existing agenda items to the chair. 48  
6 hours prior to the meeting the Chair will have then  
7 worked with the Vice Chair to submit to staff the agenda  
8 for legal review and posting.

9           24 hours prior to the meeting staff will  
10 post the detailed agenda to the CRC website, which will  
11 be really a supplementary document to the existing  
12 agenda that's already out there. And we'll take on the  
13 role of distributing it back to the full Commission. We  
14 reserve the right to also compress this timeline as we  
15 move farther along in the process and we may be meeting  
16 more frequently, but right now this fits the bill.

17           We established a timeline and process for  
18 detailed finance and administration advisory committee  
19 agenda development. As we discussed earlier, 24 hours  
20 prior to the scheduled meetings a liaison from each of  
21 the advisory committees will be responsible to  
22 connecting with their liaison from the finance and  
23 administration advisory committee. And to repeat who  
24 those liaisons are, on the outreach advisory committee  
25 Commissioner Aguirre will be liaisoning with myself,

1 Commissioner Galambos Malloy. On public information,  
2 Commissioner Dai and Commissioner Dai. On the legal  
3 advisory committee Commissioner Filkins Webber and  
4 Commissioner Dai. And on the technical advisory  
5 committee Commissioner DiGuilio and Commissioner Yao.

6 In regard to staffing and administration,  
7 we directed staff to create a CRC staff flow chart which  
8 will clarify division of responsibilities amongst our  
9 staff that we have hired on, and we also amended our  
10 existing staff salary schedules to reflect the changes  
11 to the budget officer position.

12 In regard to the outreach planning, the  
13 milestones were that we agreed on a nine-region outreach  
14 approach across three phases. Phase one is before the  
15 census data is released. Phase two is as the maps are  
16 being drawn using census data and initial public input.  
17 And phase three, once the maps are completed.

18 We also directed staff to establish a  
19 short-term interagency contract with the Center For  
20 Collaborative Policy at California State University  
21 Sacramento for provision of civic engagement activities  
22 to support the CRC's first statewide input hearing which  
23 will happen on February 26, 2011 in Sacramento, two  
24 weeks from today.

25 We approved a sole source contract with

1 Q2 Data Research to provide phase one educational  
2 meetings and community workshops based on the  
3 nine-region approach, in addition to collaborating with  
4 CCP on design for that first statewide input hearing on  
5 February 26 only.

6 We furthermore directed staff to draft an  
7 RFP to solicit contractors to provide phase two and  
8 phase three input hearing support based on this  
9 nine-region approach.

10 Under our legal milestones, we directed  
11 legal counsel to prepare a draft conflict of  
12 interest/personal disclosure statement for review by the  
13 legal subcommittee and eventual adoption by the full  
14 Commission.

15 We directed staff to provide options and  
16 timeline for commissioners completing required State  
17 trainings, which include ethics and sexual harassment,  
18 by the late February Commission meeting.

19 On the communications front we directed  
20 our communications director to -- actually he directed  
21 himself, in conjunction with the advisory committee, to  
22 conduct one-on-one media training and ongoing support  
23 for all commissioners.

24 We established an interim communications  
25 protocol for commissioners. So, to reiterate, when any



1 commissioner receives a media request they would refer  
2 the reporter to the communications director directly so  
3 that he can determine the best way to fulfill that  
4 request. If the request is based on a personal  
5 relationship that that commissioner has, they will at  
6 least carbon copy or somehow engage the communications  
7 director so that the communications director is able to  
8 help play an advisory role or at least be aware of the  
9 communication that's occurring there.

10 We are also hereby directing the  
11 communications director to provide highlights of  
12 accomplishments at the close of each CRC open session,  
13 starting with the meeting in late February.

14 So the final thing I will say as incoming  
15 Chair is that the deadline by which I will be expecting  
16 any agenda items will be February 20th, which is a  
17 Sunday morning, at 9:00 a.m.

18 Thank you.

19 CHAIRMAN WARD: Thank you very much, Vice  
20 Chair.

21 Vince, we will be adjourning in four  
22 minutes. If you need to leave prior to that, feel free.

23 In closing, I would be thrown out of the  
24 carpool if I didn't thank some wonderful people here for  
25 their unbelievable hospitality and dedicated service to

1 our Commission and staff during our stay here in the  
2 wonderful city of Claremont and the esteemed Claremont  
3 Colleges.

4 Claremont Mayor Dr. Linda Elderkin, thank  
5 you for her city's unmatched hospitality.

6 Pitzer College President Dr. Laura  
7 Trombley for her warm welcome to the Claremont Colleges.

8 Mr. Bob Walton, CEO of the Claremont  
9 Colleges, for sponsoring and hosting our first offsite  
10 meeting.

11 Mr. John McDonald, Claremont University  
12 Consortium Management Team, in charge of every facet of  
13 making this meeting a successful event.

14 Mrs. Kathy Trcopan, Claremont University  
15 Consortium Management Team, who was instrumental behind  
16 the scenes.

17 Mrs. Barbara Barcinas, who is John  
18 McDonald's administrative assistant who did all the work  
19 behind the scenes.

20 Mr. George Speaks of Pomona Valley  
21 Transit Authority for providing taxi rides from Ontario  
22 Airport to Claremont.

23 Mr. Andrew Behnke of Double Tree Hotel  
24 for ensuring excellent accommodations at the discount  
25 State rate.

1                   Mr. Tony Ramos, assistant City Manager of  
2 Claremont, Council member Larry Schroeder for  
3 coordinating this entire event.

4                   Commissioner Yao for his seamless  
5 facilitation and procurement skills.

6                   And an extra special thanks must be given  
7 to Mr. Sam Kome and David Freskez for their literally  
8 heroic audio-visual and general support of this  
9 Commission during our entire time here in Claremont.  
10 Thank you.

11                   I'd also like to thank some people  
12 without whom this entire effort would never have gotten  
13 off the ground, and to all the following the Commission  
14 extends its most grateful appreciation:

15                   State Auditor Elaine Howle and the entire  
16 Bureau of State Audits. Secretary of State Debra Bowen  
17 and the entire Secretary of State's Office. Particular  
18 thanks to Mrs. Dora Mejia, Mrs. Ann Osborne, Mrs. Linda  
19 Arviso-Hunt, Mr. Fred Radcliffe, Mr. Cy Rickards, and  
20 all of the dedicated and hard-working computer,  
21 stenography, and audio-visual staff.

22                   I'd like to thank the Governor's office  
23 for their kind cooperation and their donation of badly  
24 needed equipment and office space. Although as an  
25 organization we are still severely under-equipped, the

1 generous efforts of the Governor's office and affiliated  
2 agencies have provided us and our staff some office  
3 space, office chairs, desks, and a copy machine, all  
4 desperately needed and much appreciated.

5 Chief Administrative Officer Jonathan  
6 Waldie of the California State Assembly, and Secretary  
7 of the Senate Gregory Schmidt, and the California Senate  
8 for their bipartisan support and continued generosity in  
9 finding ways to ensure the success of this Commission  
10 and its mandate to protect the rights of every  
11 California voter. It is the graciousness of the  
12 California Legislature that is providing us and all  
13 interested a roof for any of our public sessions free of  
14 charge, and they've even thrown in a camera and some  
15 microphones for good measure. Thank you.

16 Lastly, thank you to all the unbelievably  
17 hard-working community, college, religious and public  
18 outreach groups that have reached out to spread  
19 awareness and invite participation in this redistricting  
20 process. Without you, our effort to serve all of  
21 California equally would be futile.

22 And thank you to every citizen who  
23 continues to support and follow the Commission and  
24 choose to make your voices heard. We are listening.

25 And actually I lied. Lastly-lastly, I as

1 Chair would like to thank my fellow commissioners and  
2 our staff for all their support over the last few days.  
3 The endurance, the boldness, the contemplation, and the  
4 insightfulness of this Commission is inspiring. Despite  
5 all the very tough challenges, despite intense critique,  
6 you all keep working tirelessly and diligently to  
7 improve this great state. Thank you all for your  
8 support this week.

9 Meeting adjourned.

10 COMMISSIONER DAI: I think we'd be remiss if  
11 we didn't thank our Chair, our third Chair.

12 (Full Commission meeting adjourned  
13 at 1:28 p.m.)

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1 STATE OF CALIFORNIA )  
2 COUNTY OF LOS ANGELES )<sup>SS</sup>

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5 I, SUSAN M. PATTERSON, CSR No. 2448, Certified  
6 Shorthand Reporter, certify:

7 That the foregoing proceedings were taken before me  
8 at the time and place therein set forth;

9 That the proceedings were recorded stenographically  
10 by me and were thereafter transcribed;

11 That the foregoing is a true and correct transcript  
12 of my shorthand notes so taken.

13 I declare under penalty of perjury under the laws  
14 of California that the foregoing is true and correct.

15 Dated this 24th day of February, 2011.

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SUSAN M. PATTERSON, C. S. R. NO. 2448

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